

INVERCLYDE LICENSING BOARD
THURSDAY 5 JUNE 2014 AT 10.00 A.M.

Present: Provost Moran, Councillors Ahlfeld, Brennan, Campbell-Sturgess, Loughran, McEleny and Shepherd.

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas and Fiona Denver (for Clerk to the Board); Inspector O'Hare and Inspector Kirkwood (Police Scotland).

Apologies: Councillor Wilson and John Cushnaghan, Licensing Standards Officer.

Declarations of Interest: There were no declarations of interest intimated.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR VARIATION OF PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR TRANSFER OF PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
2014 SPECIAL EVENTS EXTENDED HOURS

The Board considered a report by the Clerk to the Board on whether or not the following events should be granted extended hours:-

- FIFA World Cup 2014 (12 June - 13 July)
- Glasgow Commonwealth Games 2014 (23 July – 3 August)
- The Scottish Referendum Vote (18 September)
- The Ryder Cup (26 – 28 September)

Mr Douglas advised the Board on the content of the report.

After discussion the Board agreed:-

- (a) No Extended Hours be granted for Glasgow Commonwealth Games, The Scottish Referendum or The Ryder Cup.
- (b) The Board agreed delegated authority be given to the Clerk to grant Extended Hours in relation to the FIFA World Cup 2014 under Section 68 of the Act with the following conditions:-
 - (i) Applications will only be granted on Friday, Saturday and Sunday evenings;
 - (ii) Applications will only be granted for football matches commencing at 11.00 p.m.;
 - (iii) The terminal hour of 1.30 a.m. will apply; and
 - (iv) The World Cup must be televised.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(1) APPLICATION FOR VARIATION OF PREMISES LICENCE

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
1.	Café Balfe Ltd 118 West Blackhall Street Greenock	Café Balfe 118 West Blackhall Street Greenock	(a) Remove Licence Condition No. 1 on Premises Licence which states:- "No alcohol to be served over the bar counter, table service only"	GRANTED
			(b) Amend On Sales terminal Core Hour on Friday and Saturday to 1.00 a.m. Existing: 11.00 p.m.	GRANTED
			(c) Amend On Sales commencement Core Hour on Sunday to 12 Noon with the condition the sale of alcohol is ancillary to a sit down table meal prior to 12.15 p.m. Existing: 12.30 p.m.	GRANTED
			(d) Add Off Sales Core Hours as follows:- Monday – Saturday 11.00 a.m. – 10.00 p.m. Sunday 12 Noon -10.00 p.m. Existing: N/A - Not permitted to sell Off Sales	GRANTED WITH CONDITION NO UNCONSUMED ALCOHOL TO BE TAKEN FROM THE PREMISES
			(e) Add Bar Meals to be provided outwith Core Hours to activities held within the premises. Existing: No (Tick Box)	GRANTED

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			<p>(f) Add Dance facility to be provided during Core Hours to activities held within the premises.</p> <p>Existing: No (Tick Box)</p>	GRANTED
			<p>(g) Add Outdoor Drinking facility to activities held within the premises to be provided during Core Hours from 11.00 a.m. - 8.00 p.m. on the pavement café area at front of premises.</p> <p>Existing: No (Tick Box)</p>	GRANTED
			<p>(h) Remove wording “excluding alcohol products” under any other activities</p> <p>Existing: The premises are open outwith core hours for the sale of food and non -alcoholic drinks and to cater for private functions e.g. funerals, group meetings, mini conferences, corporate functions and childrens parties.</p> <p>Take-away service is provided <u>excluding alcohol products</u>.</p> <p>Occasional wine sampling evenings.</p>	GRANTED
			<p>(i) Increase occupancy capacity 160 persons.</p> <p>Existing: 80 persons</p>	GRANTED AS AMENDED TO 148 PERSONS
			<p>(j) Amend wording of description of premises to include:-</p> <p>“The premises also have permission to operate a pavement café licence at the front of the premises.”</p> <p>Existing:- The premises operate as a café bar situated on the ground floor of a tenement building with residential property above and commercial property adjacent to it</p>	GRANTED

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
	<p>Mr Hunter, Messrs Harper MacLeod was present representing the applicant together with Miss Lauren Balfe, Licence Holder.</p> <p>Mr Douglas advised the Board on the content of application and a representation had been received from Police Scotland. Mr Douglas read the Police representation to the Board.</p> <p>Inspector Kirkwood addressed the Board in support of the Police representation and Mr Hunter addressed the Board in support of the applicant.</p> <p>During discussion, Mr Hunter agreed to amendment of the occupancy capacity figure as set by Building Standards to 148 persons and agreed to four of the six additional conditions requested by Police Scotland with amendments to the remaining two.</p> <p>After discussion, Councillor Campbell-Sturgess moved grant of the application as amended with a condition to variation (d) that no unconsumed alcohol will be taken from the premises. The motion was unanimously agreed.</p>			

2.	St Laurence's Social Club Ingleston Street Greenock	St Laurence's Social Club Ingleston Street Greenock	<p>(a) Amend On Sales Core Hours to:-</p> <p>Monday 12 Noon – 4.00 p.m. & 7.00 p.m. – 12.30 a.m. Tuesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 11.30 p.m. Wednesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 11.30 p.m. Thursday 12.30 p.m. – 4.00 p.m. & 8.00 p.m. – 11.30 p.m. Friday 2.00 p.m. – 1.00 a.m. Saturday 2.30 p.m. – 12.30 a.m. Sunday 12.30 p.m. – 5.30 p.m. & 8.00 p.m. – 11.30 p.m.</p> <p>Existing:- Monday 11.00 a.m. – 3.30 p.m. & 7.00 p.m. – 12.30 a.m. Tuesday 11.00 a.m. – 3.30 p.m. & 7.00 p.m. – 11.30 p.m. Wednesday 11.00 a.m. – 3.30 p.m. & 7.00 p.m. – 11.30 p.m. Thursday 11.00 a.m. – 3.30 p.m. & 7.00 p.m. – 12.30 a.m. Friday 2.00 p.m. – 1.00 a.m. Saturday 2.00 p.m. – 11.45 p.m. Sunday 12.30 p.m. – 5.30 p.m. & 7.00 p.m. – 11.00 p.m.</p>	GRANTED
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<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			(b) Amend Off Sales Core Hours to:-	GRANTED
			Monday 12 Noon – 4.00 p.m. & 7.00 p.m. – 10.00 p.m.	
			Tuesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 10.00 p.m.	
			Wednesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 10.00 p.m.	
			Thursday 12.30 p.m. – 4.00 p.m. & 8.00 p.m. – 10.00 p.m.	
			Friday 2.00 p.m. – 10.00 p.m.	
			Saturday 2.30 p.m. – 10.00 p.m.	
			Sunday 12.30 p.m. – 5.30 p.m. & 8.00 p.m. – 10.00 p.m.	
			Existing:-	
			Monday 12 Noon – 3.30 p.m. & 7.00 p.m. – 10.00 p.m.	
			Tuesday 12 Noon – 3.30 p.m. & 7.00 p.m. – 10.00 p.m.	
			Wednesday 12 Noon – 3.30 p.m. & 7.00 p.m. – 10.00 p.m.	
			Thursday 12 Noon – 3.30 p.m. & 7.00 p.m. – 10.00 p.m.	
			Friday 2.00 p.m. – 10.00 p.m.	
			Saturday 2.00 p.m. – 10.00 p.m.	
			Sunday 12.30 p.m. – 5.30 p.m. & 7.00 p.m. – 10.00 p.m.	

Mr J Wilson and Mr A Lever, Committee Members were present representing the Club.

Mr Douglas advised the application is within Policy and an observation had been received from Police Scotland which he read to the Board.

The Board heard Inspector Kirkwood in support of the Police observation and Mr Lever on behalf of the Club. Mr Lever accepted the additional condition requested by Police Scotland.

Provost Moran moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR TRANSFER OF PREMISES LICENCE

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Current Licence Holder</u>	<u>Proposed Licence Holder</u>	<u>Decision</u>
1.	Firstform (155) Limited The Port & Harbour Customhouse Place Greenock	One Ashton Road 1 Ashton Road Gourock	Firstform (155) Limited The Port & Harbour Customhouse Place Greenock	SM Leisure Limited Port & Harbour Hotel Customhouse Place Greenock	GRANTED

Mrs J Millar, Messrs Millar & Campbell was present representing the applicant and initially requested the Board to consider items 2.1 and 2.2 together.

The Board agreed the request.

Mr Douglas advised that Police Scotland submitted an objection to the application and read the objection to the Board.

The Board heard Inspector Kirkwood and Mrs Millar. Mrs Millar provided documentation to the Board in support of her client which was circulated to Members.

After discussion, Councillor Ahlfeld moved grant of the application which was unanimously agreed.

2.	Ahmed Trading (Glasgow) Limited Port & Harbour Hotel Customhouse Place Greenock	Port & Harbour Hotel Customhouse Place Greenock	Ahmed Trading (Glasgow) Limited Port & Harbour Hotel Customhouse Place Greenock	SM Leisure Limited Port & Harbour Hotel Customhouse Place Greenock	GRANTED
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Mrs J Millar, Messrs Millar & Campbell was present representing the applicant.

The Board considered the information previously heard at Agenda Item 2.1 above.

After discussion, Councillor Ahlfeld moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	Furhan Rafiq 8 Rostan Road Newlands Glasgow	Nisa Day to Day 6 East Crawford Street Greenock (Off Sales)	GRANTED

Mr R Morton, Messrs Robin Morton was present representing the applicant.

Mr Douglas advised the application is within Policy and all necessary documentation is in order. He also advised Community Health and Care Partnership submitted an objection to the application, a petition in support of the application and a late public objection had been received.

Members agreed the late objection was not competent and would not be heard.

Mr Douglas read the documentation received from Community Health and Care Partnership and circulated the petition to Members.

Mr Morton addressed the Board in support of the applicant.

Provost Moran moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(4) APPLICATION FOR PREMISES LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	Fifi Retail Ltd 179A Dalrymple Street Greenock	Costcutters 31 Ingleston Street Greenock	GRANTED

(Off Sales)

Mr Collins, Messrs Brunton Miller was present representing the applicant together with Mr Bonar and Ms Douglas, Directors.

Mr Douglas advised that objections have been received from Community Health and Care Partnership and Police Scotland, also a late letter of support was submitted.

Mr Collins addressed the Board on a preliminary matter in relation to the Police objection containing information which was not pertinent to the applicant and asked that these paragraphs be omitted. Inspector Kirkwood confirmed his consent to the omissions.

The Board agreed the letter of support not be competent and not to be considered.

Mr Douglas read the objections from Community Health and Care Partnership and Police Scotland as amended.

The Board heard Inspector Kirkwood in support of the Police objection and Mr Collins in support of the applicant. Mr Collins submitted documentation on behalf of his client which was circulated to Members.

After discussion, Provost Moran moved grant of the application which was unanimously agreed.

2.	Dipu Shrethsa Flat 8 12 Belville Street Greenock	18 East Crawford Street Greenock (Off Sales)	GRANTED
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Mr Tomlinson, Messrs Neill Clerk & Murray was present representing the applicant.

Mr Douglas advised the application is within Policy and an objection has been received from Community Health and Care Partnership and a public objection had been submitted. Mr Douglas advised the public objection was a trade objection and as such requested the Board to consider the relevancy of the objection. Members agreed the objection should not be heard. Mr Douglas read the objection from Community Health & Care Partnership.

The Board heard Mr Tomlinson in support of the applicant.

After discussion, Provost Moran moved grant of the application which was unanimously agreed.