

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a hybrid webcast meeting held on 21 August 2024 at 10.00 a.m.

Present: Councillors William Grant (Chair), Martin Kilbride, Bob Pollock and Gavin Scott.

Present

Remotely: Councillor Laura Brennan-Whitefield.

Apologies: Councillors Duncan Townson and Lee Lyons.

Attending: L. McChristie, Co-ordinator - Licensing and Depute Clerk to the Board; C. Andrew, Licensing Standards Officer; K. Briggs, Service Lead – Legal and Licensing and Depute Clerk to the Board; K. Hancox, Committee Services Officer and E. Moore, Committee Services Assistant.

Opening Remarks

The Depute Clerk to the Board welcomed everyone to the meeting, outlined the procedures for conducting this meeting and advised that it would be broadcast live.

1. Appointment of Chair

The Depute Clerk to the Board invited nominations for the appointment of Chair of the Licensing Board

Decided: unanimously, that Councillor Grant be appointed Chair of the Licensing Board.

Councillor Grant then took the Chair.

2. Declarations of Interest

There were no declarations of interest by Members of the Board in terms of the Councillors' Code of Conduct.

3. Date of Next Board Meeting

The Chair advised that the next Board meeting would be held on Thursday 19 September 2024 at 10.00 a.m.

4. Minutes of Previous Meeting

The [Minutes](#) of the Meeting of South Ayrshire Licensing Board of 13 June 2024 (issued) were submitted.

Decided: to approve the Minutes of the previous meeting.

5. Annual Functions and Financial Report

There was submitted ([issued](#)) the Annual Functions and Financial Report for approval by the Board.

Following a verbal update by the Depute Clerk to the Board, a Member of the Panel requested a review regarding licensing fees to be submitted to the Scottish Government.

Decided:

- (1) to approve the report; and
- (2) request the Chief Governance Officer write to the Scottish Government to request a review of licensing fees, with a particular request for the introduction of a scalable fee structure for certain types of licence.

6. Update by Licensing Standards Officer (LSO)

The Licensing Standards Officer advised

- (1) that since the last Licensing Board meeting, various events had taken place in South Ayrshire with the benefit of an Occasional Licence for alcohol sales;
- (2) that the Open Golf at Troon had benefited from a number of licensed areas on course and extended hours for some premises licence holders in the area; and they had operated within the Boards policy and expectations. The LSO had attended to carry out relevant checks and speak to staff accompanied by Inspector Ian McColl who had the overall police licensing responsibility for the event. This had provided the opportunity to see a wide range of 'glass alternative' drinking receptacles in use and it had been very positive to see the quality of these products which were now on the market. Due to the Board's 'no glass' policy for outdoor events in order to comply with the licensing objectives, she had been pleased to note there had been a variety of alternative options that future applicants would be able to explore;
- (3) that the Licensing Team had been very busy dealing with a large number of applications which ranged from personal licence applications and renewals to occasional licence applications and variations. Many applications had timescales that were dictated by legislation which had resulted in refusal of applications that had not met specific criteria. A reminder had been provided to licence holders and future applicants to lodge applications as early as possible to allow for consultations and to give time to make any amendments. There had been a demand for personal licence holder courses and she advised anyone required to sit refresher training to investigate that at the earliest opportunity;
- (4) that it had been encouraging to note that a number of new licence holders had entered the licensed trade in South Ayrshire and invested in existing premises. However, there had been an increased number of complaints from local residents and community members as a result of noise and disturbance. The majority of issues had been arising due to inexperienced operators who were unaware of policies and procedures and the LSO had been working with Police Scotland and Environmental Health to ensure complaints had been dealt with and premises were monitored; and
- (5) that due to the increased costs, more people were spending time at home and not out socialising as had been in previous years which had resulted in many operators changing their business model to suit the market. Licence holders were reminded that they could seek information and guidance regarding liquor licensing from the LSO and that other Council departments and associated services were available regarding specific information. There were a variety of professionals and services available to assist and advise on health, personal and financial issues and if members of the trade were unaware

how to access or approach these they should be aware that any officer of the council or Police Scotland had a network of contacts which could provide these if asked to do so.

Members of the Board commended the work of the Licensing Team and emphasised the importance that any licensing applications were submitted in advance.

The Board

Decided: to note the update from the LSO.

7. **Revocation of Personal Licences**

There was submitted a [report](#) (issued) of 7 August 2024 by the Clerk to the Licensing Board advising of the revocations of twenty-five Personal Licences.

The Board

Decided: to note the revocation of twenty-five Personal Licences since the last Board meeting.

8. **Applications for Transfers Granted under Delegated Powers**

There was submitted a [report](#) (issued) of 7 August 2024 by the Clerk to the Licensing Board advising of the following determination of applications for the Transfer of Licences between the last Board meeting and this Board:-

- (1) The Brig, 1 Main Street, Ayr, KA8 8BU – transferred to Southern Ayr Limited on 11 June 2024.
- (2) 17 Station Road, Mossblown – transferred to Nau Nidh 13 Limited on 20 June 2024.
- (3) Wee Windaes, 9 Newmarket Street, Ayr – transferred to Deborah Smith on 24 June 2024.
- (4) Toll Mini Mart, 157-159 Ayr Road, Prestwick – transferred to Santokh Singh on 3 July 2024.

The Board

Decided: to note the transfers granted under delegated powers.

9. **Licensing (Scotland) Act 2005**

(a) **Application for the Grant of a Provisional Premises Licence (issued)**

The Board considered the following application:

Applicant

Motor Fuel Limited
Gladstone Place
10 Bricket Road
St Albans
AL1 3JX

Premises

Ayr (Castlehill Road) Service Station
Castlehill Road
Ayr

The Board first considered the issue of locality for the purposes of this application and decided (with the agreement of the applicant) that five hundred metres of the applicant premises would be the appropriate locality for consideration of this application.

The core hours for off-sales sought:

Monday	10:00 – 20:00
Tuesday	10:00 – 20:00
Wednesday	10:00 – 20:00
Thursday	10:00 – 20:00
Friday	10:00 – 21:00
Saturday	10:00 – 18:00
Sunday	10:00 – 17:00

Having heard from the Depute Clerk to the Board and the applicant's representative, the Board

Decided: to grant the above application.

(b) **Applications for Variation of a Premises Licence**

The Board considered the following applications:

<u>Applicant</u>	<u>Premises</u>
(1) Perjit Uppal	Taj Bar and Kitchen 141 Main Street Prestwick

Accommodation to be provided in the ten bedrooms on the upper floor
Hotel services and facilities will be available to residents and their guests at all times
Children and/or young person who are residents or guests of resident will have access to the upper floor of the premises at all times
Occupant capacity increases from 160 persons to 180 persons to allow for occupation of the ten bedrooms
Change to layout plan to incorporate the upper floor to create ten letting bedrooms with ensuite facilities.

Having heard from the Depute Clerk to the Board and the applicant's representative, the Board

Decided: to grant the above application.

Applicant

(2) Peter Boyle Bowling Club

Premises

Peter Boyle Bowling Club
Craigie Road
Ayr

	Existing Licensed Hours		Proposed Licensing Hours	
	On Sales	Off Sales	On Sales	Off Sales
Monday	11.00 – 00.00	n/a	10.00 – 00.30	10.00 – 22.00
Tuesday	11.00 – 00.00	n/a	10.00 – 00.30	10.00 – 22.00
Wednesday	11.00 – 00.00	n/a	10.00 – 00.30	10.00 – 22.00
Thursday	11.00 – 00.00	n/a	10.00 – 00.30	10.00 – 22.00
Friday	11.00 – 00.00	n/a	10.30 – 01.00	10.30 – 22.00
Saturday	11.00 – 00.00	n/a	10.30 – 01.00	10.30 – 22.00
Sunday	11.00 – 00.00	n/a	10.00 – 00.30	10.00 – 22.00

Remove the members club status, add off sales, amend sales hours, add seasonal variations, include conference facilities, change to statement relating to outwith core hours, change children and young persons' statement, remove under 18s restricted area, include bowling green, indicate bowling space and add a Premises Manager.

Having heard from the Depute Clerk to the Board and the applicant, the Board

Decided: to grant the above application.

(c) **Application for Extended Hours**

Applicant

(1) Sprig Limited

Premises

Printhouse
Nile Court
High Street
Ayr

Summer Bank Holiday – 25/08/24
Sunday 02.30 a.m. – 03.30 a.m.

The Depute Clerk to the Board advised that application one had been withdrawn by the applicant.

Applicant

Sprig Limited

Premises

Printhouse
Nile Court
High Street
Ayr

(2) Ayr Gold Cup – 3 Day Racing – 19/09/24 to 21/09/24
Thursday to Saturday 02.30 a.m. – 03.30 a.m.

(3) Halloween – 31/10/24
Thursday 02.30 a.m. – 03.30 a.m.

(4) Halloween Saturday – 02/11/24
Saturday 02.30 a.m. – 03.30 a.m.

The Depute Clerk to the Board also advised that the three further applications could be granted under delegated powers and no further action was needed by the Board.

(d) **Premises Licence Ceasing to Exist**

The Board noted that the following licence now ceased to exist as the licence had been surrendered.

(1) The Southfield Hotel, 18 The Avenue, Girvan

Decided: to note the Premises Licence ceasing to exist.

10. **Closing Remarks**

The Chair thanked everyone in attendance and concluded the meeting.

The meeting ended at 10.40 a.m.