

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting held remotely on 10 February 2022 at 10.00 a.m.

Present: Councillors Craig Mackay (Chair), Laura Brennan-Whitefield, Andy Campbell, Douglas Campbell, Ian Fitzsimmons, William Grant, Lee Lyons, Bob Pollock and Margaret Toner.

Attending: M. Douglas, Depute Clerk to the Board; C. Andrew, Licensing Standards Officer; J. McClure, Committee Services Lead Officer and C. Buchanan, Committee Services Officer.

Opening Remarks

The Chair welcomed everyone to the meeting and outlined the procedures for conducting this meeting and advised that this meeting would be broadcast live.

1. Declarations of Interest

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

2. Date of Next Board Meeting

The Chair advised that the next Board meeting would be held on Thursday, 10 March 2022 at 10.00 a.m.

3. Minutes of Previous Meeting

The Minutes of the Meeting of South Ayrshire Licensing Board of 10 February 2022 (issued) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Update by Licensing Standards Officer

The Licensing Standards Officer advised:

- (1) that; whilst the start of the year had been quiet in trading terms for the licensed trade in South Ayrshire, it had been busy with premises making plans and changes for the future and the Board would see that reflected in applications to vary operating plans and layout plans over the coming months.
- (2) Additional financial support was allocated to the licensed trade as a result of restricted trading over the festive period and in the majority of cases payment had been made. The Licensing (Scotland) Act removed the 'categories' of premises, however over the Covid period it had been assumed that premises fitted in to a 'category' and this had determined how and when they were permitted to trade and how much funding they were awarded. The Licensing Standards Officer said that the task was not straightforward and processing the Covid grants had been a very large task and said she would like recognition for her colleagues in the Business Gateway Team who had worked hard to ensure the process had been as straightforward as possible and had kept in touch with the Licensing team throughout, enabling updates to the licensed trade.
- (3) The training of staff continued to be a main concern regarding the licensed trade complying with requirements. Having trained staff was not only a part of the legislation but also helped to ensure the smooth running of premises and the safety of staff and customers alike. The

minimum training requirement of 2hrs documented training delivered by a personal licence holder was not being complied with correctly in a number of cases. This ranged from incomplete declarations, lack of direct training (with staff simply being given a book to read) and training in practical tasks rather than the 16 specific points required by legislation.

- (4) As many new staff had entered the licensed trade over the past few years it was essential that training had been undertaken and the Licensing Standards Officer said that her work over the next few months would concentrate on delivering that message to the licensed trade.

The Board, having thanked the Licensing Standards Officer for her update,

Decided: to note the report.

5. **Revocation of Personal Licences**

There was submitted a **report** (issued) of 27 January 2022 by the Clerk to the Licensing Board advising the Board of revocation of personal licences.

Decided: to note the terms of the report.

6. **Applications for Transfers Granted Under Delegated Powers**

There was submitted a report (issued) of 27 January 2022 by the Clerk to the Licensing Board advising of the following determination of an application for the Transfer of a Licence between the last Board meeting and this Board:-

- (1) 144-146 Hillfoot Road, Ayr - transferred to Jasbir Kaur Bathh on 24 January 2022;

Decided: to note the transfer granted under delegated powers.

7. **Licensing (Scotland) Act, 2005**

(a) **Application for Provisional Premises Licence**

The Board considered the following application:

<u>Applicant</u>	<u>Premises</u>
Co-operative Group Food Limited	51 Kirkoswald Road Maybole

Retail Sale of Alcohol (Off Premises) – Every day 10:00 a.m. to 22:00 p.m.

The Board first considered the issue of locality for the purposes of this application and decided (with the agreement of the applicant's representative) that the town of Maybole would be the appropriate locality for consideration of this application.

Having heard from the applicant's representative, and the Depute Clerk to the Board, the Board granted the above application.

(b) Application for Variation of a Premises Licence

The Board considered the following applications:

<u>Applicant</u>	<u>Premises</u>
(1) Aldi Stores Limited	Aldi 33 Main Street Ayr

Add to operating plan "Click and collect service and online sales/deliveries may also take place during and outwith core hours."

Increase capacity of premises –

- The permanent capacity is increased to 32.77sq m.
- The seasonal capacity is increased to 7.2sq m.
- The overall capacity is increased to 39.97sq m.

An amendment to the seasonal capacity is also sought so that the seasonal display is in effect:

Christmas: 1 December to 31 December annually.

Easter: Seasonal display to commence a week prior to Easter Sunday (as it falls) for a duration of 21 days.

The Board noted that this application had been continued to the next Board meeting, at the request of the licence holder.

<u>Applicant</u>	<u>Premises</u>
(2) Buzzworks Hospitality Limited	Quei Bravi Ragazzi 18 West Portland Street Troon

Existing Licensed Hours

<u>On-Sales</u>		<u>Off-Sales</u>
Monday	10.00 a.m. to 12.00 a.m.	N/A
Tuesday	10.00 a.m. to 12.00 a.m.	N/A
Wednesday	10.00 a.m. to 12.00 a.m.	N/A
Thursday	10.00 a.m. to 12.00 a.m.	N/A
Friday	10.00 a.m. to 12.00 a.m.	N/A
Saturday	10.00 a.m. to 12.00 a.m.	N/A
Sunday	10.00 a.m. to 12.00 a.m.	N/A

Proposed Licensing Hours

<u>On-Sales</u>		<u>Off-Sales</u>
Monday	10.00 a.m. to 12.00 a.m.	N/A
Tuesday	10.00 a.m. to 12.00 a.m.	N/A
Wednesday	10.00 a.m. to 12.00 a.m.	N/A
Thursday	10.00 a.m. to 12.00 a.m.	N/A
Friday	10.30 a.m. to 01.00 a.m.	N/A
Saturday	10.30 a.m. to 01.00 a.m.	N/A
Sunday	10.00 a.m. to 12.00 a.m.	N/A

Amend licensed hours as above

Add seasonal variations – one additional hour 1st December to 2nd January

Add conference facilities during and outwith core licensed hours. Include restaurant facilities outwith core licensed hours.

Include weddings, funerals, birthdays, retirements and other receptions outwith core licensed hours. Also include club or group meetings within and outwith core licensed hours.

Include recorded music and live performances outwith core licensed hours, include films, gaming, indoor/outdoor sports and televised sports within and outwith core licensed hours. Include conference facilities, restaurant facilities, receptions, meetings and staff meetings, staff events and televised sport may take place outwith core licensed hours but no alcohol will be served outwith these hours without reference to the Board.

Include karaoke, quiz, live bands, comedians, darts, theme nights, fruit machine and golf simulator.

Children to be allowed access to the premises when accompanied by an adult until 22:30 for the purpose of having a meal or attending a function. Young persons will be allowed entry to the premises to 22:30 for the purpose of having a meal or attending a function.

Change name of the premises to “The Fox”

Having heard from the applicant and their representative , the Board continued this application to the next Board meeting to obtain further information from Building Standards.

Applicant

Premises

(3) Iceland Foods Ltd

Food Warehouse
Unit 1, Heathfield Retail Park
Ayr

Increase capacity from 17.1m2 to 30.4m2

Having heard from the applicant’s representative, the Board granted the above application.

(c) Application for the Grant of an Occasional Licence

Unfortunately, the applicant experienced some technical difficulties and was unable to un-mute to speak to the following applications.

Applicant

Premises

(1) Ms Nan Li

Blairquhan Castle
Straiton
(3rd – 5th June 2022)

The application is for a Wedding Celebration which will begin at 3pm on Friday 3rd June until 12 midnight and resume at 12noon and extend until 1am the following morning and begin again on Sunday 5th June from 12noon until 12 midnight.

Having heard from the Licensing Standards Officer, the Board granted the application.

Applicant

Premises

(2) Ms Nan Li

Blairquhan Castle
Straiton
(12th – 13th March 2022)

The application is for a one-day Wedding Celebration which will begin at 12noon on Saturday 12th March and extend until 1am the following morning.

Having heard from the Licensing Standards Officer, the Board granted the application.

Applicant

Premises

(3) Ms Nan Li

Blairquhan Castle
Straiton
(27th – 29th May 2022)

The application is for a Wedding Celebration which will begin at 3pm on Friday 27th May and extend until 12 midnight and resume at 12 midday on Saturday 28th May with a terminal hour of 1am the following morning.

Having heard from the Licensing Standards Officer, the Board granted the application.

(d) Application for the Review of a Premises Licence

Premises

The Carrick
15 Whitehall
Maybole
KA19 7DR

The Board noted that this application had been continued to the next Board meeting, at the request of the licence holder.

(e) Application for the Review of a Personal Licence

The Board reviewed the following personal licence:-

Application Number

Applicant

(1) SA/18/00152/LAPRS

Michael Benny Lothian

The Board noted that this application had been continued to the next Board meeting, at the request of the licence holder.

(f) Premises Licences Ceasing to Exist

The Board noted that the following licence had been surrendered:

Premises

Jade Dragon
9 Templehill
Troon

Having heard from the Depute Clerk to the Board, the Board decided to note the report.

(g) **Unpaid Fees – Premises Licence Reviews (Under Section 14(2))**

<u>Premises Licence Holder</u>	<u>Premises</u>
Buckley's Limited	Buckley's 59 Main Street Prestwick
Lochgreen House Hotel Limited	Costleys 156/158 Main Street Prestwick
LAL (Public House) Limited	Horseshoe Bar 81-83 George Street Ayr
John McCallum	McCallums of Troon The Oyster Bar Harbour Road Troon
Ambassador (Prestwick) Limited	Prestwick Indoor Bowling Bellevue Road Prestwick
Gavin Speirs	Units 29 and 32 Queens Court Sandgate Ayr
Andrea Sargent	Willie Wastles 30 New Bridge Street Ayr

The Depute Clerk to the Board highlighted that fees had now been paid for Units 29 and 32 Queens Court, Sandgate, Ayr.

Having heard from the Depute Clerk to the Board, the Board decided to suspend the licences detailed within the report (excepting those for Units 29 and 32 Queens Court, Sandgate) from 12:00a.m. on 13 February 2022 and granted delegated powers to the Clerk to reinstate the licences upon payment of the outstanding fees .

8. **Gambling (Scotland) Act 2005**

(a) **Application for Unlicensed Family Entertainment Centre**

The Board considered the above application:

Premises

- (1) Inspired Gaming UK Ltd
Sundrum Castle Holiday Park
Main Arcade
Coylton

- (2) Inspired Gaming UK Ltd
Craig Tara Holiday Park
Dunure Road
Ayr

Having heard from the Depute Clerk to the Board, the Board granted the above applications.

9. Closing Remarks.

The Chair thanked everyone in attendance and concluded the meeting.

The meeting ended at 10:54 a.m.