



Bòrd-ceadachaidh Siorrachd Àir a Deas

County Buildings
Wellington Square
AYR KA7 1DR
Telephone No. 01292 612169

1 June 2022

To:- Councillors Brennan-Whitefield, Ferry, Grant, Kilbride, Pollock, Scott and Townson

Dear Councillor

SOUTH AYRSKIRE LICENSING BOARD

You are requested to participate in a meeting of the above Board to be held **on Wednesday, 15 June 2022 at 10.00 a.m.** for the purpose of considering the undernoted business.

This meeting will be held on a hybrid basis for Elected Members, will be live-streamed and available to view at <https://south-ayrshire.public-i.tv/>

Please note that a briefing meeting will take place for all Board Members at 9.15 a.m., online and in the Dundonald Room.

Yours sincerely

CATRIONA CAVES
Clerk to the Licensing Board

B U S I N E S S

1. Appointment of Chair
2. Declarations of Interest.
3. Date of Next Board Meeting – Thursday 25 August 2022

4. Report by Licensing Standards Officer – Scottish Grand National 2022 Report (copy herewith). Pages 1 to 3
5. Personal Licences Revoked – Submit report by Clerk to The Licensing Board (copy herewith). Pages 4 to 9
6. Transfers Granted Under Delegated Powers – Submit Report by Clerk to the Licensing Board (copy herewith). Page 10
7. **Licensing (Scotland) Act 2005**
 - (a) Application for Premises Licence (copy herewith). Pages 11 to 16
 - (b) Application for Variation of Premises Licence (copy herewith). Pages 17 to 21
 - (c) **Application for Personal Licence (Members only).** Pages 22 to 26
 - (d) Application for Occasional Licence (copy herewith). Page 27 to 33
8. Any Other Business.

For more information on any of the items on this agenda, please telephone Courtney Buchanan, Committee Services, at 01292 612169 at Wellington Square, Ayr or e-mail: courtney.buchanan@south-ayrshire.gov.uk
www.south-ayrshire.gov.uk

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The Scottish Grand National Festival
Report by Licensing Standards Officer

Following a request made by the previous Licensing Board, I would like to bring to your attention my experience of the Scottish Grand National Festival held on Saturday 2nd April at Ayr Racecourse.

As members may be aware the Scottish National was held earlier than usual this year, which was dictated by the racing calendar and it was also one of the first large scale events to be held in South Ayrshire post-lockdown with approximately 13,500 in attendance on the Saturday. The event was also televised as usual and benefitted from the bars in the permanently licensed Princess Royal stand at Ayr Racecourse and a number of other permanent and temporary bar structures which were permitted due to an Occasional Licence, as is usual practice on larger race days.

Prior to the event I had discussions with Ross Donald the Premises Manager (and holder of the Occasional Licence) in particular regarding staff training and the management of the large number of temporary (agency) bar staff that are employed for the event. Further to this I also attended (accompanied by officers from Licensing at Police Scotland) a meeting with the agencies providing the staff for the race meeting and made it very clear what was required.

On the day of the Scottish Grand National (2nd April 2022) I attended the Racecourse for a number of hours and carried out checks at the bar areas, noting staff names and numbers (so that records could be checked) and observing if/when ID was being requested and how the queues were being managed and customers served.

Besides colleagues from Police Scotland and the majority of licensed stewards, I was one of the few other people wearing a mask, despite the requirement for face coverings still being in place. I did not notice any signage at bars, entrances or toilets to encourage face coverings and I am not aware of any announcements or messages to that effect.

Checks carried out by myself at the various temporary and permanent bar areas on the day quickly demonstrated that the 'Challenge 25' message was being ignored by staff and I witnessed NO examples of ID checks (other than one I instigated following discussion with a staff member). In addition to this I witnessed many examples of staff paying little or no attention to who they were serving, indeed I also observed drinks being handed to people who had not ordered them. In one particular case a female who had been standing next to me happily commented on having received 'free drinks' when she was handed two glasses (as she had not yet ordered) and she walked away. These examples in my opinion demonstrated that if staff were paying little or no attention to the person they were serving alcohol to then they would not be able to make an appropriate judgement on whether that person had already consumed too much alcohol and therefore should not be served.

There was however an obvious difference between the 'permanent' Racecourse Staff and those who had been brought in to work for the race meeting only. Some staff who were familiar to me were attempting to take on supervisory roles in a number of bar areas and were aware of where the refusals records were stored, however this was of limited use when the serving staff were not making use of these records or practices. Having spoken to one staff member who was working in a temporary hut in the champagne lawns about the need to request proof of age, he indicated he was aware of the requirement but was 'too busy' to do so and would adopt this practice when the bar 'got quieter'. At my request he then requested ID from the next customer but then failed to notice the year of birth when I questioned him as to the age of the customer.

Following my disappointing experiences at the various bars, I met with Ross Donald prior to the Scottish Grand National race and agreed that it was obvious that the staff training was not adequate and/or that staff were not carrying out checks and procedures as they had presumably been instructed to do so. For this reason I decided not to check the training records that had been provided by the agencies on this occasion. Mr Donald advised that he was also not happy with the service provided by all agency staff and that changes would be required in advance of the next large meeting.

On the day of the races I also became aware of a bar area that was not shown on the plan and which I later discovered was being run by an 'external company'. For this reason the bar supervisor did not understand my role or indeed the importance of complying with the requirements. Having requested to see the refusals record I was advised by them it was not necessary as due to the cost of a ticket to be within the champagne area there would be no under age drinkers. I attempted to explain the need for refusal of service to someone who had already had too much to drink and I was given a similar dismissive response. During my discussion with Ross Donald later in the day regarding this it was explained to me that the bar had been agreed with the management of the Racecourse and the staff were not organised by him but from an external company and he had little notice of this. I reminded Mr Donald that the licence is issued to him and the running of all bars and the conduct of all staff is his responsibility.

It is usual practice for a plan and list of bars and staffing to be provided to me in advance of the larger capacity race meetings. Due to a change in staffing structure and responsibilities at the Racecourse this information was not provided/available until the last minute this year and therefore the Occasional Licence was not able to be granted until the week of the race meeting. This practice of late provision of information is not one which should be repeated in future as there is no guarantee that the licensing service can accommodate the last minute grant of a licence due to staffing and availability and it is the applicants responsibility to make sure all information is available in advance.

Additionally following discussion at that time both Mr Donald and I agreed that the Scottish National meeting and Ayr Gold Cup meeting were not 'family friendly environments' and therefore the Children and Young Persons access on the day of these two meetings should be reviewed so that only patrons of 18 years and over are permitted access.

At the race meeting there were obvious signs of drunkenness and unacceptable behaviour and I am of the opinion that the failures I witnessed at the bars will have contributed considerably to this. On exiting the premises many patrons continued with unacceptable behaviour including causing damage to fences and walls in the neighbouring streets and urinating in private gardens and roads. Whilst I am aware that this behaviour mainly happened out with the grounds of the Racecourse, I am of the opinion that the alcohol consumed at the Racecourse was the main contributing factor to this behaviour and the complaints received from residents and the public on the day.

A debrief meeting took place on 28th April at Ayr Racecourse to discuss the Scottish Grand National and was attended by various Council departments to discuss the event itself and Police Scotland who were in attendance on the day in various roles. The meeting was not focused on licensing but intended to address a number of subjects and as a result there has been a request for various strategies and plans to be put in place prior to the Ayr Gold Cup meeting in September 2022.

In relation to licensing it was suggested at the meeting that an Alcohol Management Plan should be provided by the Racecourse and I would request that this Board endorsed this request and I would be happy to provide an update on this at the licensing Board meeting in August 2022. The Board may also request that the Occasional Licence for the Ayr Gold Cup in September is considered at a Board meeting rather than being granted under delegated powers and I would be keen to work with Mr Donald in advance of that Board meeting to ensure the application can be heard in time.

Catrina Andrew

Licensing Standards Officer

21st May 2022

SOUTH AYRSHIRE COUNCIL

**REPORT BY THE CLERK
TO THE LICENSING BOARD
OF 15 JUNE 2022**

Subject: Revocation of Personal Licences

1. Purpose

To advise members on the revocations of personal licences.

2. Recommendation

To note the terms of the report

3. Background

The Licensing (Scotland) Act 2005 introduced personal licences. It is a condition of the personal licence that (a) the applicant undertakes refresher training within five years of the date of issue of the licence and (b) no later than 3 months after the expiry of five years from the date of issue produces evidence of the training to the Board. Failure to complete either part of the process means that the Board must revoke the personal licence. (Licensing (Scotland) Act 2005 section 87(3))

4. Current Position

Since the last report to the Board, a further 145 personal licences as per appendix 1 have been revoked under delegated powers. All licence holders affected have been advised by post to their last known address of the revocation of their licences. Revoked licence holders can still take refresher training and then reapply for another personal licence although there is a cost of £50 for the new application. (There is no fee payable if the refresher training is completed and intimated to the Board on time.)

Author and Person to Contact.

Karen Briggs, Depute Clerk, County Buildings,
Wellington Square, Ayr, KA7 1DR
Tel. (01292) 612416

Date. 1st June 2022

South Ayrshire Licensing Board

Revoked Personal Licences - Sorted by Name

for the period 05/04/2022 to 27/05/2022

<u>Name</u>	<u>Personal Licence</u>	<u>Date Revoked</u>
Mrs Hazel Adair	SA/16/00122/LAPRS	14/04/2022
Mrs Heather Louise Agnew	SA/16/00074/LAPRS	11/04/2022
Mr Mark Agnew	SA/16/00112/LAPRS	03/05/2022
Mr Thomas Antony Armstrong	SA/16/00127/LAPRS	03/05/2022
Mr Cameron Barclay	SA/16/00207/LAPRS	23/05/2022
Miss Chloe Barr	SA/16/00161/LAPRS	04/05/2022
Miss Lauren Bell	SA/16/00193/LAPRS	23/05/2022
Mr Fraser Russell Beveridge	SA/16/00142/LAPRS	03/05/2022
Mrs Kirsty Beveridge	SA/16/00064/LAPRS	11/04/2022
Mrs Susan Boyle	SA/16/00035/LAPRS	05/04/2022
Miss Linsay Bradford	SA/16/00181/LAPRS	05/05/2022
Mr Daniel Bray	SA/16/00053/LAPRS	05/04/2022
Miss Eleanor Jadeine Ann Brooks	SA/16/00054/LAPRS	05/04/2022
Miss Hollie Burns	SA/16/00146/LAPRS	04/05/2022
Mr David Caldwell	SA/16/00157/LAPRS	04/05/2022
Miss Zoe Callaghan	SA/16/00071/LAPRS	11/04/2022
Mrs Marie Elizabeth Cameron	SA/16/00154/LAPRS	04/05/2022
Miss Audrey Campbell	SA/16/00162/LAPRS	04/05/2022
Miss Lyndsey Clark	SA/16/00115/LAPRS	14/04/2022
Miss Zoe Clark	SA/16/00098/LAPRS	11/04/2022
Miss Hannah Louise Collier	SA/16/00106/LAPRS	14/04/2022
Mr Peter John Conlan	SA/16/00095/LAPRS	11/04/2022
Mr Kevin Connolly	SA/16/00119/LAPRS	14/04/2022
Ms Allison Connor	SA/16/00123/LAPRS	14/04/2022
Mr Stephen Thomas Cooper	SA/16/00042/LAPRS	05/04/2022
Mrs Myra Coulter	SA/16/00187/LAPRS	23/05/2022
Mr John David Rudi Cowieson	SA/16/00055/LAPRS	05/04/2022
Mr Ryan Crawford	SA/16/00204/LAPRS	23/05/2022
Miss Teresa Cuthill	SA/16/00166/LAPRS	05/05/2022
Mrs Anne-Marie Daly	SA/16/00097/LAPRS	11/04/2022
Mr Riccardo De Cesare	SA/16/00149/LAPRS	04/05/2022
Mr Alister John Dick	SA/16/00152/LAPRS	04/05/2022

<u>Name</u>	<u>Personal Licence</u>	<u>Date Revoked</u>
Mr Vladimir Dome	SA/16/00129/LAPRS	03/05/2022
Ms Linda Duffy	SA/16/00040/LAPRS	05/04/2022
Mrs Donna Elizabeth Dunlop	SA/16/00170/LAPRS	05/05/2022
Mr Kevin Allan Dunlop	SA/16/00033/LAPRS	11/04/2022
Mr Philip Damien Durkin	SA/16/00070/LAPRS	11/04/2022
Mrs Audrey Ellis	SA/16/00189/LAPRS	23/05/2022
Mr Edmund Stanislaw Falkiewicz	SA/16/00130/LAPRS	03/05/2022
Miss Kelly Fyfe	SA/16/00034/LAPRS	05/04/2022
Miss Lisa Galloway	SA/16/00158/LAPRS	04/05/2022
Mr Jose Ramon Gamo Ruiz	SA/16/00120/LAPRS	14/04/2022
Mrs Lorna Anne Gaskell	SA/16/00109/LAPRS	14/04/2022
Mr Samuel Peter Gill	SA/16/00177/LAPRS	23/05/2022
Mr Graham Farquharson Goldie	SA/16/00136/LAPRS	03/05/2022
Miss Gillian Goodwin	SA/16/00036/LAPRS	05/04/2022
Mrs Jane Gordon	SA/16/00160/LAPRS	04/05/2022
Miss Laura Gordon	SA/16/00110/LAPRS	14/04/2022
Mr Ewen Stephen Goudie	SA/16/00201/LAPRS	23/05/2022
Miss Janette Graham	SA/16/00043/LAPRS	05/04/2022
Mrs Ljubica Maria Graham	SA/16/00085/LAPRS	11/04/2022
Mr Christopher Iain George Grant	SA/16/00144/LAPRS	04/05/2022
Mr Kevin Duncan Hailey	SA/16/00032/LAPRS	05/04/2022
Mrs Carol-Ann Harvey	SA/16/00063/LAPRS	11/04/2022
Ms Gillian Haswell	SA/16/00067/LAPRS	11/04/2022
Mr Colin Stewart Hendrie	SA/16/00153/LAPRS	04/05/2022
Miss Kirsty Hendry	SA/16/00132/LAPRS	03/05/2022
Miss Michelle Hill	SA/16/00139/LAPRS	03/05/2022
Mrs Sharon Ann Horne	SA/16/00094/LAPRS	11/04/2022
MsCarolynn Margaret Howard	SA/16/00156/LAPRS	04/05/2022
Mr Jason John Hughes	SA/16/00197/LAPRS	23/05/2022
Mr Zohaib Hussain	SA/16/00079/LAPRS	11/04/2022
Miss Dana Izat	SA/16/00092/LAPRS	11/04/2022
Mr Dylan James Kelly	SA/16/00124/LAPRS	14/04/2022
Mr Ross Kelly	SA/16/00159/LAPRS	04/05/2022
Miss Eilidh Barclay Kerr	SA/16/00104/LAPRS	14/04/2022
Miss Olivia Khan	SA/16/00165/LAPRS	05/05/2022
Mrs Karen Kidd	SA/16/00105/LAPRS	14/04/2022
Mr Ryan Scott Kirkwood	SA/16/00080/LAPRS	11/04/2022

<u>Name</u>	<u>Personal Licence</u>	<u>Date Revoked</u>
Miss Lorna Kyle	SA/16/00051/LAPRS	05/04/2022
Miss Tammy Elizabeth Wilson Leckie	SA/16/00082/LAPRS	11/04/2022
Mr Ronald Daniel Legge	SA/16/00116/LAPRS	14/04/2022
Mr Scott Cameron Liddle	SA/16/00117/LAPRS	14/04/2022
Mr Graham Philip Lund	SA/16/00172/LAPRS	05/05/2022
Miss Tracy Lynch	SA/16/00069/LAPRS	11/04/2022
Mr Gary MacLeod	SA/16/00090/LAPRS	11/04/2022
Mr Thomas Angus Macleod	SA/16/00186/LAPRS	23/05/2022
Ms Angela Main	SA/16/00058/LAPRS	05/04/2022
Miss Amy Jane Malone	SA/16/00118/LAPRS	14/04/2022
Mr Murray Alexander McAuley	SA/16/00114/LAPRS	14/04/2022
Miss Kristin-Anne McClure	SA/16/00206/LAPRS	23/05/2022
Mr Eddy Robert McCrindle	SA/16/00200/LAPRS	23/05/2022
Mr David McCulloch	SA/16/00178/LAPRS	05/05/2022
Mr William McCusker	SA/16/00073/LAPRS	11/04/2022
Miss Gillian McGoogan	SA/16/00099/LAPRS	11/04/2022
Miss Lynsey McGowan	SA/16/00195/LAPRS	23/05/2022
Mr Andrew McKechnie	SA/16/00091/LAPRS	11/04/2022
Miss Zoe McKechnie	SA/16/00088/LAPRS	11/04/2022
Miss Sophie McKee	SA/16/00052/LAPRS	05/04/2022
Miss Claire McMillan	SA/16/00065/LAPRS	11/04/2022
Miss Chiara Leigh Merli	SA/16/00151/LAPRS	04/05/2022
Mr Robert Miller	SA/16/00173/LAPRS	05/05/2022
Miss Aleisha George Milligan	SA/16/00103/LAPRS	14/04/2022
Miss Mariea Mohan	SA/16/00184/LAPRS	05/05/2022
Mrs Stephanie Leigh Montgomery	SA/16/00121/LAPRS	14/04/2022
Mr James Morrison	SA/16/00060/LAPRS	11/04/2022
Mrs Janette Lawrie Whitelaw Murphy	SA/16/00038/LAPRS	05/04/2022
Mrs Frances Murray	SA/16/00164/LAPRS	05/05/2022
Ms Julie Murray	SA/16/00175/LAPRS	05/05/2022
Mr Toby George Murray	SA/16/00167/LAPRS	05/05/2022
Mr Scott Alexander Nelson	SA/16/00168/LAPRS	05/05/2022
Mrs Lesley O'Hara	SA/16/00171/LAPRS	05/05/2022
Mr Kwame Opoku	SA/16/00076/LAPRS	11/04/2022
Mr Ryan O'Pray	SA/16/00113/LAPRS	14/04/2022
Mr Alexander Paterson	SA/16/00163/LAPRS	05/05/2022
Miss Cheryl Mary Pattie	SA/16/00086/LAPRS	11/04/2022

<u>Name</u>	<u>Personal Licence</u>	<u>Date Revoked</u>
Mr Pierre Pessina	SA/16/00125/LAPRS	03/05/2022
Mr William Pettigrew	SA/16/00102/LAPRS	14/04/2022
Mr Neil Pitman	SA/16/00108/LAPRS	14/04/2022
Miss Jody Porte	SA/16/00077/LAPRS	11/04/2022
Miss Abigail Price	SA/16/00198/LAPRS	23/05/2022
Miss Lisa Rankin	SA/16/00199/LAPRS	23/05/2022
Mr John Lewis Reid	SA/16/00096/LAPRS	03/05/2022
Miss Angela McGuffie Robertson	SA/16/00169/LAPRS	05/05/2022
Mr George William Ross	SA/16/00138/LAPRS	03/05/2022
Miss Adela Ilona Salacka	SA/16/00093/LAPRS	11/04/2022
Miss Hannah Rebecca Samaras	SA/16/00174/LAPRS	05/05/2022
Mr Connor James Scroggs	SA/16/00025/LAPRS	05/04/2022
Miss Lesley Shearer	SA/16/00141/LAPRS	03/05/2022
Miss Sarah Shedden	SA/16/00059/LAPRS	05/04/2022
Mr Gurdeep Singh	SA/16/00143/LAPRS	04/05/2022
Mr Harpreet Singh	SA/16/00083/LAPRS	11/04/2022
Mr Ciaran John Gordon Smith	SA/16/00111/LAPRS	14/04/2022
Mr Keith Smith	SA/16/00089/LAPRS	11/04/2022
Mr Reece Steel	SA/16/00176/LAPRS	05/05/2022
Mrs Fiona Steele	SA/16/00057/LAPRS	05/04/2022
Mr John Gibson Steele	SA/16/00056/LAPRS	05/04/2022
Miss Carolanne Louise Sutherland	SA/16/00140/LAPRS	03/05/2022
Mr Zsolt Szabo	SA/16/00047/LAPRS	05/04/2022
Mrs Barbara Hollosi Szabone	SA/16/00048/LAPRS	05/04/2022
Mrs Marguerita Lindsay Taylor	SA/16/00185/LAPRS	05/05/2022
Mr Steven Taylor	SA/16/00049/LAPRS	05/04/2022
Miss Leeann Murray Telfer	SA/16/00194/LAPRS	23/05/2022
Mr James Charles Alan Thomson	SA/16/00137/LAPRS	03/05/2022
Mr Paul James Thomson	SA/16/00135/LAPRS	03/05/2022
Mr Kim Trainer	SA/16/00087/LAPRS	11/04/2022
Miss Amanda Jane Turton	SA/16/00100/LAPRS	11/04/2022
Mrs Elizabeth Brown Tyson	SA/16/00190/LAPRS	23/05/2022
Miss Nicola Watters	SA/16/00062/LAPRS	11/04/2022
Miss Fiona Willis	SA/16/00205/LAPRS	23/05/2022
Miss Lisa Wilmot	SA/16/00084/LAPRS	11/04/2022
Miss Nicola Wilson	SA/16/00196/LAPRS	23/05/2022
Mrs Beata Winiarska	SA/16/00126/LAPRS	03/05/2022

<u>Name</u>	<u>Personal Licence</u>	<u>Date Revoked</u>	
Mr Steven Robert John Withers	SA/16/00031/LAPRS	05/04/2022	
Miss Lorraine Wood	SA/16/00061/LAPRS	11/04/2022	
Number of Licences Revoked:		145	



**REPORT BY CLERK TO THE LICENSING BOARD
TO LICENSING BOARD OF 15 JUNE 2022**

**SUBJECT: APPLICATIONS FOR TRANSFER GRANTED BETWEEN 19 APRIL 2022 AND
15 JUNE 2022**

1. Purpose.

To advise Board Members of the determination of applications for Transfer of licences for the period between the last Board meeting and the present one.

2. Recommendations.

The Board are requested to note the report.

3. Background.

Applications for transfer are now dealt with under delegated powers except if any of the parties or connected persons have a relevant offence.

4. Considerations.

(1) Anchorage Hotel, 147-149 Templehill, Troon

The above premises licence was transferred to Troon Leisure Investments Ltd on 25th May 2022

5. Resource Implications.

None

6. Results of Public Consultation.

None

Background Papers. Nil

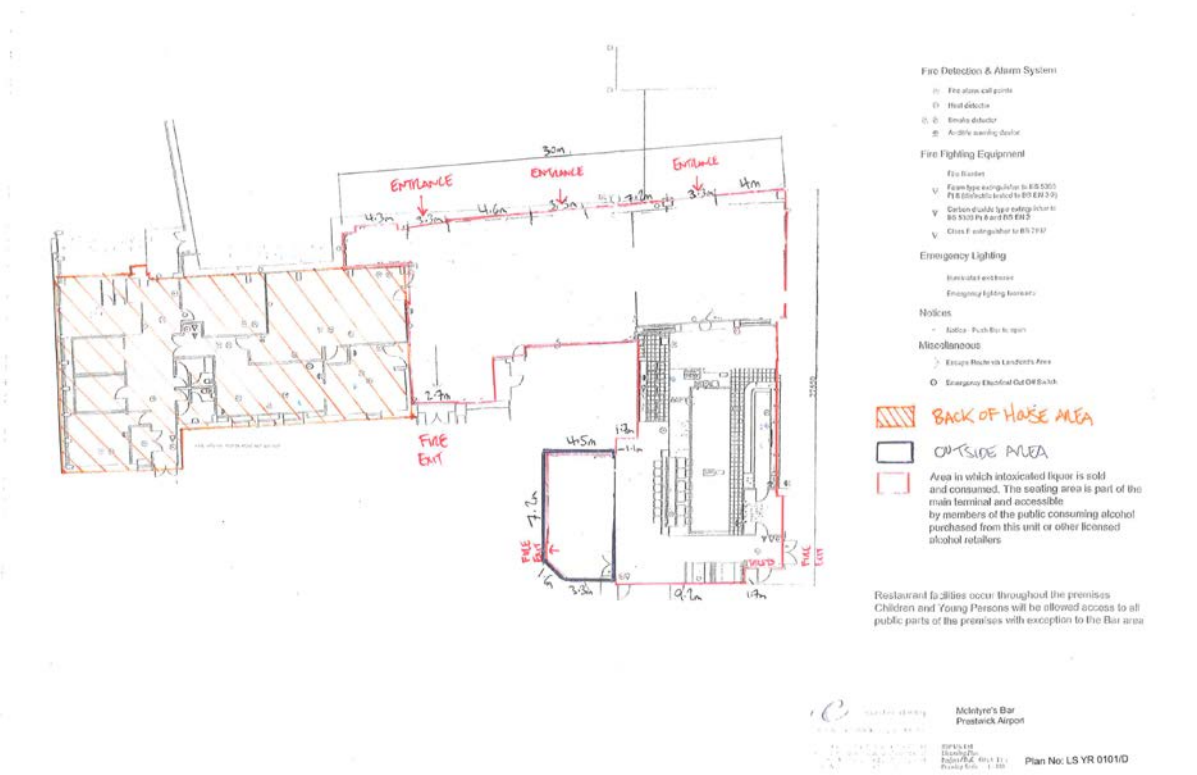
Author and Person to Contact.

Karen Briggs, Depute Clerk, County Buildings, Wellington Square,
Ayr, KA7 1DR
Tel. (01292) 612416

Date. 1st June 2022

Application for Provisional Premises Licence

Applicant	Premises
1. Select Service Partner UK Limited	McIntyres Bar Prestwick International Airport Prestwick
Retail Sale of Alcohol (On Premises)	Monday to Saturday 08:00* – 00:30 Sunday 08:00* – 00:00
Retail Sale of Alcohol (Off Premises)	Every day 10:00 – 22:00 *Outwith Board guidelines



**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 15th JUNE 2022**

**SUBJECT: APPLICATION FOR
PROVISIONAL PREMISES LICENCE**

**MCINTYRES BAR
PRESTWICK INTERNATIONAL AIRPORT
PRESTWICK**

APPLICANT

**SELECT SERVICE PARTNER UK LIMITED
JAMESTOWN WHARF
32 JAMESTOWN ROAD
LONDON
NW1 7HW**

APPLICATION REPORT

1 Background:

An application for a provisional premises licence for premises which are situated on the landside concourse of Prestwick Airport. The premises were previously licensed, but the licence was surrendered in September 2020.

The core hours sought are 08.000- 00:30 daily for on sales and 10:00 -22:00 daily for off sales.

The applicants intend to provide: - restaurant facilities, bar meals, receptions, club meetings, recorded music, live performances, gaming, indoor/outdoor sports, televised sport, and outdoor drinking facilities.

Children and Young Persons will be allowed access to the premises during opening times. Children must be accompanied by a responsible adult at all times. Children aged under 14 will not be allowed access to the bar area.

The capacity requested is 303 and this has been agreed with Building Standards.

2. Reports

There have been no objections or representations.

A Section 50 Certificate from Planning has been lodged along with the application, and further section 50 certificates will be required from Building Standards and Environmental Health if the provisional licence is granted.

The applicant has provided a disabled access and facilities statement -Appendix 1.

The applicant has also provided details of how it will meet the licensing objectives – Appendix 2

The hours sought for on sales are outwith Board policy which states at 7.2 “The Board considers that the maximum trading hours to be enjoyed by any premises shall not exceed fourteen and a half continuous hours. The earliest opening time normally permitted will be 10am”. However, the premises previously enjoyed similar hours to those requested.

Board Options

The Board should establish what it considers to be locality. In the past the airport has been treated as the locality. There are no other licensed premises landside . (For the avoidance of doubt, the facilities which are airside, ie after security controls, and to which only passengers have access, are exempt premises and do not require a licence.)

The Board must, in considering and determining the application consider whether any of the grounds for refusal applies and-

The Board must, in considering and determining the application consider whether any of the grounds for refusal applies and-

- (a) if none of them applies, the Board must grant the application, or
- (b) if any of them applies, the Board must refuse the application.

The grounds for refusal are—

- (a) that the subject premises are excluded premises,
- (b) that the application must be refused under section 25(2), 64(2) or 65(3),
- (c) that the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives,
- (d) that, having regard to—
 - (i) the nature of the activities proposed to be carried on in the subject premises,
 - (ii) the location, character and condition of the premises, and
 - (iii) the persons likely to frequent the premises,
 the Board considers that the premises are unsuitable for use for the sale of alcohol,
- (e) that, having regard to the number and capacity of—
 - (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,
 in the locality in which the subject premises are situated, the Board considers that, if the application were to be granted, there would, as a result, be overprovision of licensed premises, or licensed premises of that description, in the locality.

Person to Contact:

Karen Briggs
 Depute Clerk
 County Buildings
 Wellington Square, Ayr
 Telephone (01292) 617687
 Date 30th May 2022

SCHEDULE 6

Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

*Licensing (Scotland) Act 2005, section 20(2)(b)(ia)***Question 1****Disabled access and facilities**

1(a)	Is there disabled access to the premises	YES / NO*
1(b)	Do you have facilities for those with a disability	YES / NO*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES / NO*
*Delete as appropriate		

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

Question 2**Disabled access to, from and within the premises**

Please provide clear and detailed description of how accessible the premises are for disabled people. e.g. ramps, accessible floors, signage.

The premises are located at ground level within Prestwick Airport meaning there is unrestricted access.

Question 3

Facilities available

Please describe in detail the facilities provided for disabled people. e.g. disabled toilets, lifts, accessible tables.

Accessible WCs are available throughout the Airport.

Tables are accessible for ease of use and chairs can be moved to allow for room for wheelchair users.

Question 4

Other provisions

Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.

Staff will assist disabled customers if required.

Licensing Objectives

Select Service Partner UK Limited - McIntyres, Prestwick Airport

Protecting Children from Harm

- No alcohol lines appealing to children or young persons will be available.
- There is CCTV coverage at the premises and 3 personal licence holders, with 1 on shift at all times.
- Staff will undergo Licensing training every 6 months
- Challenge 25 will be in operation.
- Children and young persons will be allowed access to the premises during opening times. Children must be accompanied by a responsible adult at all times.
- Children and young persons will be allowed access to all public parts of the premises. Children aged under 14 will not be allowed access to the bar area.

Protecting and Improving Public Health

- Non-alcoholic bottled lager will be available
- Free tap water is available on request
- Staff will undergo Licensing training every 6 months
- Staff will undergo Health and Food Safety training every 6 months

Preventing Crime and Disorder

- There is CCTV coverage at the premises
- Company Policy is to refuse alcohol sales if it is considered necessary and the staff are not comfortable making the sale whether that is because the customer is aggressive, intoxicated or questionable.
- There will be 3 personal licence holders, with 1 on shift at all times.
- Staff will undergo Licensing training every 6 months
- Staff undergo General Aviation Security training

Preventing Public Nuisance

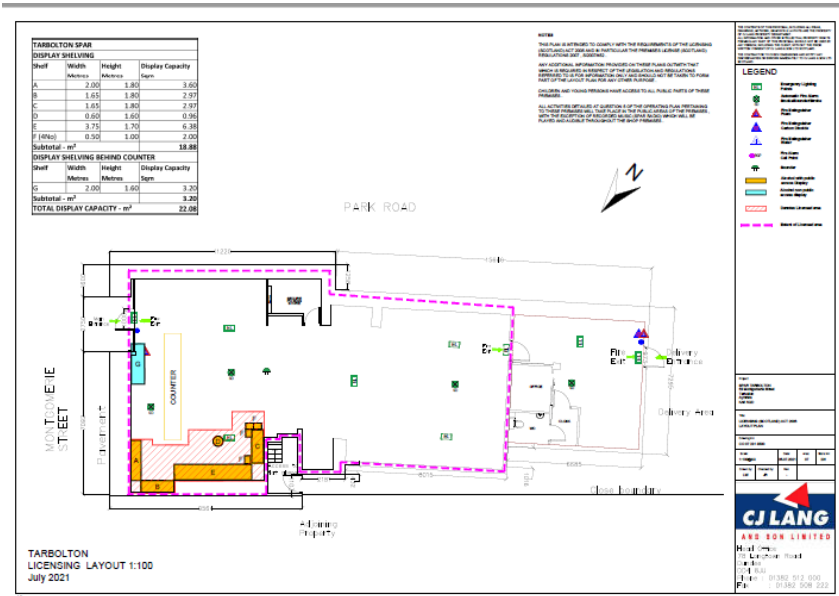
- There is CCTV coverage at the premises and 3 personal licence holders, with 1 on shift at all time.
- Staff will undergo Licensing training every 6 months

Securing Public Safety

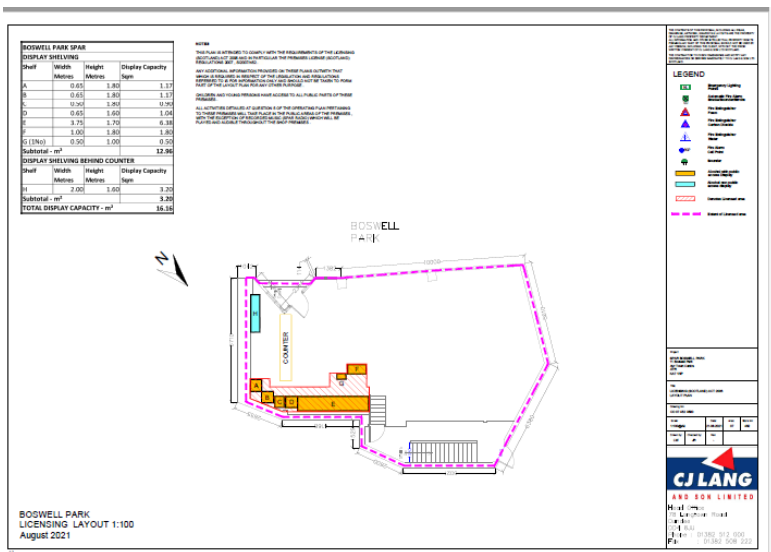
- There is CCTV coverage at the premises.
- All staff are trained on Health and Safety legislation including training on how to recognise dangers and the correct procedures for dealing with them.
- Staff receive General Aviation Security training
- Staff will undergo licensing training every 6 months

Application for Variation of Premises Licence

1.	CJ Lang And Son Limited	Spar 59-61 Montgomerie Street Tarbolton
<p>Recorded music will take place outwith licensed hours Add the wording: "Food to Go. Click & collect. Home Deliveries. National Lottery outlet. Sampling & promotional activities." to operating plan Increase the capacity from 19.87m2 to 22.08m2</p>		



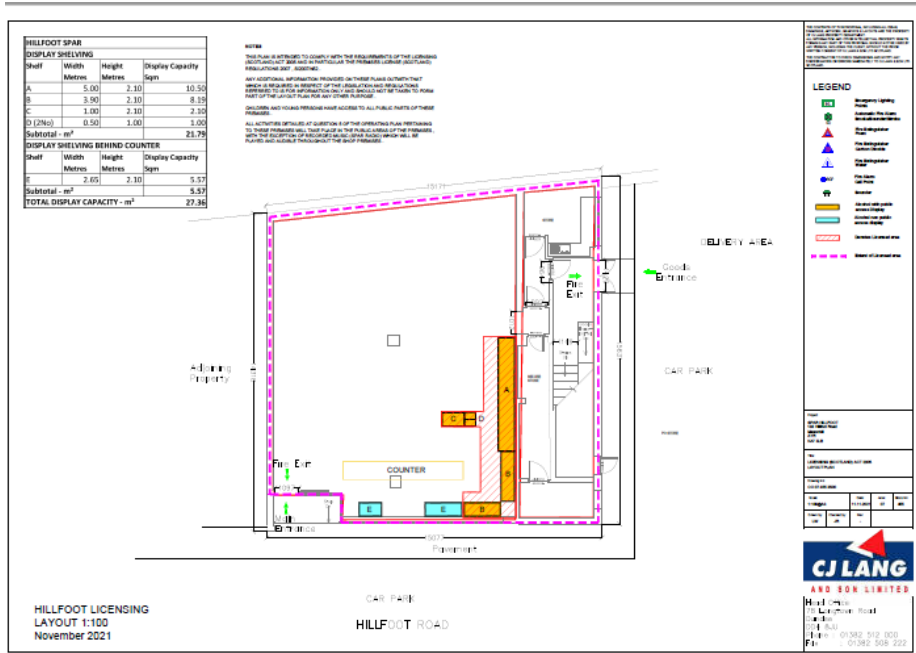
2.	CJ Lang And Son Limited	Spar 11 Boswell Park Ayr
<p>Add to operating plan - Food to Go. Click & collect. Home Deliveries. National Lottery outlet. Sampling & promotional activities. Increase the capacity from 15.6m2 to 16.16m2</p>		



3. CJ Lang And Son Limited

Spar
 136 Hillfoot Road
 Ayr

Capacity of alcohol display to increase from 26.969m² to 27.36m². Addition of gaming to cover National Lottery outlet. Prior to commencement of core hours, premises may open for general trade. Primary activity undertaken in the premises is general retail. Charity collection point and charitable events take place. Food to Go. Click and Collect. Home Deliveries. Paypoint payment. National Lottery outlet. External automated cash machine. Sampling and promotional activities.



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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|----------------------------------------------------------------|
| 4. | CJ Lang And Son Limited | Spar
15 Logan Drive
Troon |
| <p>Amend operating plan to read - The premises may open for general trade prior to the commencement of core hours. Recorded music may be played, such as Spar Radio, prior to the commencement of core hours. This is background level only. National Lottery tickets/cards can be purchased prior to core hours.”</p> <p>To add Gaming as an activity to cover the use of the National Lottery outlet etc.</p> <p>To amend the text at Q5(f) to read “The primary activity undertaken in the premises is the general retail sale of the following: Groceries; confectionery, bread & cakes, crisps/snacks, non-foods, toiletries, frozen & chilled foods, fruit/vegetables/flowers, news & magazines, toys, tobacco & cigarettes, beers/wines/spirits and other alcoholic products, non-alcoholic drinks. Charity collection point and charitable events take place. Food to Go. Click & collect. Home Deliveries. Paypoint payment. National Lottery outlet. External automated cash machine. Sampling & promotional activities.”</p> | | |
| 5. | CJ Lang And Son Limited | Spar Convenience Store
21-25 Mount Oliphant Crescent
Ayr |
| <p>The premises may open for general trade prior to the commencement of core hours. Recorded music may be played, such as Spar Radio, prior to the commencement of core hours. This is background levels only. National Lottery tickets/cards can be purchased prior to core hours.”</p> <p>The primary activity undertaken in the premises is the general retail sale of the following: Groceries; confectionery, bread & cakes, crisps/snacks, non-foods, toiletries, frozen & chilled foods, fruit/vegetables/flowers, news & magazines, toys, tobacco & cigarettes, beers/wines/spirits and other alcoholic products, non-alcoholic drinks. Charity collection point and charitable events take place. Food to Go. Click & collect. Home Deliveries. Paypoint payment. National Lottery outlet. External automated cash machine. Sampling & promotional activities.</p> | | |
| 6. | CJ Lang And Son Limited | Spar Convenience Store
12/14 Portland Street
Troon |
| <p>Add gaming as an activity during core hours</p> <p>Amend and add the following wording - The premises may open for general trade prior to the commencement of core hours. Recorded music may be played, such as Spar Radio prior to the commencement of core hours. This is background level only. National Lottery tickets/cards can be purchased prior to core hours.</p> <p>Amend and add the following wording - The primary activity undertaken in the premises is the general retail sale of the following: Groceries; confectionery, bread & cakes, crisps/snacks, non-foods, toiletries, frozen & chilled foods, fruit/vegetables/flowers, news & magazines, toys, tobacco & cigarettes, beers/wines/spirits and other alcoholic products, non-alcoholic drinks. Charity collection point and charitable events take place. Food to Go. Click & collect. Home Deliveries. Paypoint payment. National Lottery outlet. External automated cash machine. Sampling & promotional activities.</p> | | |

7. CJ Lang And Son Limited

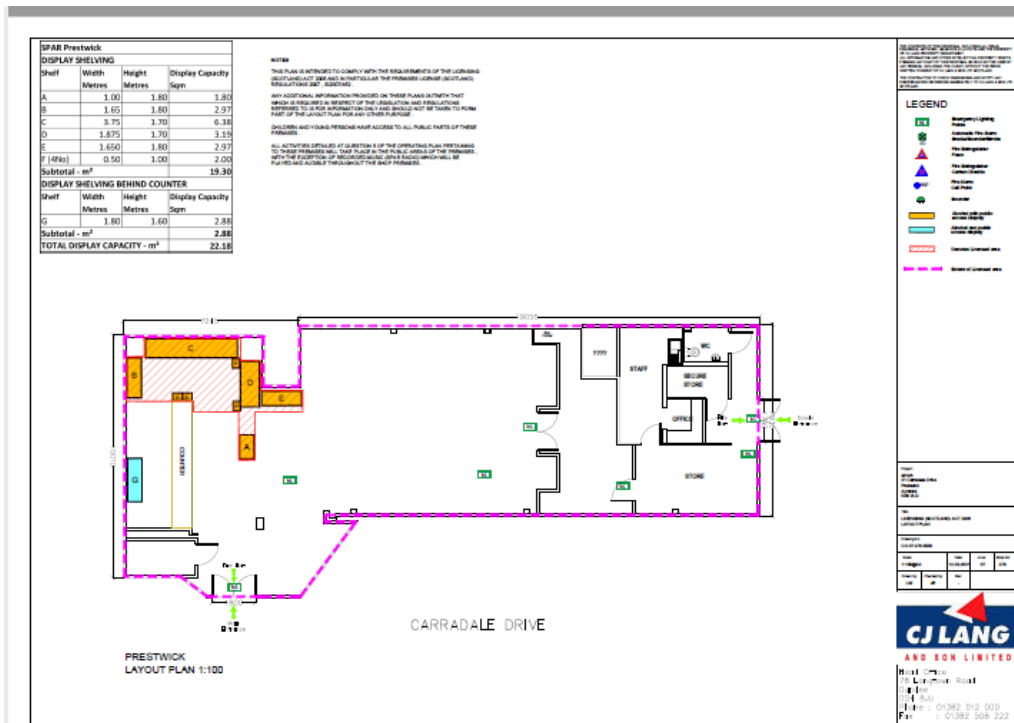
Spar Convenience Store
 21 Carradale Drive
 Prestwick

Add gaming as an activity during and outwith core hours (to cover the use of the National Lottery outlet etc)

The premises may open for general trade prior to the commencement of core hours. Recorded music may be played, such as Spar Radio prior to the commencement of core hours. National Lottery tickets/cards can be purchased prior to core hours.

The primary activity undertaken in the premises is the general retail sale of the following: Groceries; confectionery, bread and cakes, crisps/snacks, non-foods, toiletries, frozen and chilled foods, fruit/vegetables/flowers, news and magazines, toys, tobacco and cigarettes, beers/wines/spirits and other alcohol products, non-alcoholic drinks. Charity collection point and charitable events take place. Food to Go. Click and collect. Home Deliveries. Paypoint payment. National Lottery outlet. External automated cash machine. Sampling and promotional events.

Amend capacity from 20.56m² to 22.18m².



8. CJ Lang And Son Limited

Spar Convenience Store
 21 Cornhill Shopping Centre
 Kincaidston
 Ayr

The primary activity undertaken in the premises is the general retail sale of groceries and the like during and outwith core licensed hours. Charity collection point and charitable events take place. Food to Go. Click & collect. Home Deliveries. Paypoint payment. National Lottery outlet. Sampling & promotional activities.

9.	Park Holidays UK Limited	The Ailsa Pub Kirkoswald Road Turnberry		
		Existing Licensed Hours		Proposed Licensing Hours
		On Sales	Off Sales	On Sales Off Sales
Monday		12:00 – 00:00	12:00 – 22:00	10:00 – 00:00 10:00 – 22:00
Tuesday		12:00 – 00:00	12:00 – 22:00	10:00 – 00:00 10:00 – 22:00
Wednesday		12:00 – 00:00	12:00 – 22:00	10:00 – 00:00 10:00 – 22:00
Thursday		12:00 – 00:00	12:00 – 22:00	10:00 – 00:00 10:00 – 22:00
Friday		12:00 – 00:30	12:00 – 22:00	10:00 – 00:30 10:00 – 22:00
Saturday		12:00 – 00:30	12:00 – 22:00	10:00 – 00:30 10:00 – 22:00
Sunday		12:00 – 00:00	12:30 – 22:00	10:00 – 00:00 10:00 – 22:00
Change the name of the Premises to “Turnberry Holiday Park” Amend Core Hours for on sales as above. Amend off sale hours as above				

10.	Julie Martin	The Plough Inn 10 Cunningham Street Tarbolton		
		Existing Licensed Hours		Proposed Licensing Hours
		On Sales	Off Sales	On Sales Off Sales
Monday		11:30 – 23:00	N/A	10:00 – 00:00 N/A
Tuesday		11:30 – 23:00	N/A	10:00 – 00:00 N/A
Wednesday		11:30 – 23:00	N/A	10:00 – 00:00 N/A
Thursday		11:30 – 00:00	N/A	10:00 – 00:00 N/A
Friday		11:30 – 01:00	N/A	11:30 – 01:30 N/A
Saturday		11:30 – 01:00	N/A	11:30 – 01:30 N/A
Sunday		11:30 – 00:00	N/A	10:00 – 00:00 N/A
Extension to open at 10am on Sunday to Thursday and close at 12 midnight Extension to open on Friday and Saturday from 11.30am and close at 1.30am Seasonal variation of one hour from the 1 st of December to the 2 nd of January				

Application for the Grant of a Personal Licence

Application Number	Name of Applicant
SA/22/00024/LAPRS	Ronald McDowall
SA/22/00058/LAPRS	Thomas James Fitzpatrick

Application for Occasional Licence

Applicant	Premises	Event	Dates Requested	Times Requested
Costley and Costley Hoteliers Ltd	Lochgreen House Hotel Monktonhill Road Southwoods Troon	Wedding	18 th June 2022	12:00 – 01:00* *Outwith Board Guidelines LSO Report EHS Report
Alastair John McClymont	The Home Shed Mossblown Farm Mossblown	50 th Birthday Party and Buffet Supper	9 th July 2022	19.00 – 01.00* *Outwith Board Guidelines LSO Report
Christine Deans	Heads Of Ayr Caravan Park Shop Dunure Road Ayr	Retail selling of alcohol	20.06.2022 to 03.07.2022 inclusive	Every Day 10.00 – 19.00 LSO Report

Costley and Costley Hoteliers Ltd– Lochgreen House, Troon
Occasional Licence Application – 18th June 2022
Report by Licensing Standards Officer

I refer to the Occasional Licence application made for a Wedding to be held in a marquee to be erected in the grounds of Lochgreen House Hotel at Troon.

The application is for a Wedding Celebration which will begin at 12noon on Saturday 18th June and extend until 1am the following morning. The terminal hour of 1am is not able to be granted under delegated powers and thus the application has to be considered at a Licensing Board meeting.

I have spoken to Dawn Costley who represents the applicants and am aware that due to Covid this wedding celebration has been postponed 3 times and was originally meant to take place in 2020. As such the arrangements (including the marquee) have been planned for some time but an appropriate date had to be arranged to suit all involved and thus the application has only recently been lodged for the Occasional Licence.

I understand the wedding party will be taking over the whole of the hotel exclusively for the weekend and therefore there will be no other hotel guests or patrons besides the 240 guests. The purpose of the marquee is to be able to accommodate this large number of guests within one space and the reason for the later terminal hour is due to the extensive entertainment which begins at 8pm with a tribute band and also includes the chilli pipers and a further band until 1am.

I am advised that the premises enjoys a good relationship with their closest neighbour and that they will make sure the neighbour is aware of this event and the entertainment and will also be provided with a name and contact number of a staff member who will be working at the event, should they experience any concerns, so that these can be dealt with immediately. I would suggest that this same information is also provided to the surrounding neighbours, perhaps by way of a letter through the door in advance of the event, as has been done in previous years.

With regards to the sale of alcohol, I have no objections as the premises have previously been granted a terminal hour of 1am without a suggestion that this resulted in any breach of the licensing objectives. However it should be noted that there have not been any marquee events at these premises for a number of years and there were historic noise complaints (8 to 10 years ago) relating to large functions with musical entertainment within a marquee. I understand there is considerable entertainment planned and the premises have considered a noise management plan, something which I am sure my colleagues in Environmental Health will be able to provide further comment on.

This venue like many others has been unable to hold many functions over the past two years due to the Covid restrictions, and like this particular case many special events have had to be moved or cancelled. However this also means that those living locally to the venue will also not be used to the associated noise and potential disturbance from such a large event.

With this in mind I would suggest that the applicant is instructed to follow the advice of South Ayrshire Environmental Health Department as per previous years and adhere to any requirements set down by them to ensure the grant of this application does not breach the objective 'Preventing Public Nuisance'.

I understand from the applicant that there are no further future events planned to take place in a marquee at this venue as the layout of the premises has now been altered to allow them to host larger numbers within the premises and that this particular application is a historical one which was planned prior to these changes.

I can confirm that the terminal hour of 1am has been granted this calendar year to other venues, including marquees. However the other applications have related to events in mainly rural locations who did not have any direct neighbours.

Catrina Andrew
Licensing Standards Officer
5th May 2022

M E M O R A N D U M

Tel: (01292) 618222
Email: environmental.health@south-ayrshire.gov.uk
Our Ref: BS/BS22/01183/SECT56
Your Ref: 22/00287/LAOPR
Date: 4 May 2022

From: Service Lead: Trading Standards & Environmental Health
5 – 7 River Terrace
Ayr
KA8 0BJ

To: Licensing Services
County Buildings
Wellington Square
Ayr
KA7 1DR

SUBJECT: Licensing (Scotland) Act 2005
Occasional Licence in Terms of Section 56
Premises: Lochgreen House Hotel. Lochgreen Hotel Monktonhill Road Troon South Ayrshire
KA10 7EN

I refer to the above application for an occasional licence submitted to this section on **25 April 2022** and can advise as follows.

There is no objection to the issuing of a licence providing the following conditions are attached.

1. The Licenceholder must ensure that the site conforms to the requirements of the Health and Safety at Work etc Act, 1974 and any regulations or orders arising therefrom or amendments thereto.
2. The Licenceholder must in respect of foodstuffs ensure that the site complies with the requirements of the Food Safety Act, 1990 and any regulations or orders arising therefrom or amendments thereto.
3. The Licenceholder must ensure that the volume and tone controls of any amplified music system(s) shall be adjusted and set by the Licenceholder or member of his staff in such a way that the sound level emanating from the amplified music system(s) shall not cause nuisance within the nearest noise sensitive dwelling house or building.
4. The Licenceholder must ensure compliance with Smoking, Health and Social Care (Scotland) Act 2005 and the Prohibition of Smoking in Certain Premises (Scotland) Regulations 2006 by preventing persons smoking in no-smoking premises and must provide sufficient no-smoking signage such that a person cannot unknowingly smoke in a no-smoking premises. The Licenceholder must display at least one no-smoking sign that must be conspicuously displayed and be protected from tampering, damage, removal or concealment that shall
 - be a minimum size of 230mm by 160mm
 - display the international “no smoking” symbol, consisting of a graphic representation of a burning cigarette enclosed in a red circle with a red bar, at least 85mm in diameter and
 - display the name of the person to whom a complaint may be made by any person who observes another person smoking in the no-smoking premises and state that a complaint may be so made.

No-smoking premises include all workplaces and enclosed public areas.

5. The licence holder must ensure that the site complies with the rules and restrictions set out in the Coronavirus (Scotland) Act 2020 and any Regulation made thereunder.
6. The Licence holder shall ensure that the volume and tone controls of any amplified music system(s) shall be adjusted and set by the Licence holder or member of his staff in such a way that the sound level emanating from the amplified music system(s) shall be to the satisfaction of Environmental Health and shall not cause nuisance within nearby noise sensitive dwelling houses or buildings.
7. The Licence holder must ensure that suitable risk assessments have been carried out in terms of the Control of Noise at Work Regulations 2005, and any personal protection equipment issued is adequate.
8. The Licence holder must appoint a suitably qualified and experienced noise control consultant, to the approval of Environmental Health, no later than four weeks prior to the event. The noise control consultant shall liaise between all parties including the licensee, promoter, sound system supplier, sound engineer and Environmental Health on all matters relating to noise control prior to and during the event.
9. The Licence holder must ensure that a noise propagation test is undertaken at least one hour prior to the start of the event in order to set appropriate control limits at the sound mixer position. The sound system shall be configured and operated in a similar manner as intended for the event. The sound source used for the test shall be similar in character to the music likely to be produced during the event.
10. The Licence holder must ensure that the control limits set at the mixer position are adequate to ensure that the music noise level (MNL) when measured at 1m from the façade of any noise sensitive property does not exceed 65 dB(A) when measured as a 15 minute LAeq. (In addition in order to control low- frequency sound, a level of 80 dB at the receiver in the 63 or 80 Hz octave bands must not be exceeded.)
11. For events continuing or held between the hours of 2300 and 0900 the music noise should not be audible within noise-sensitive premises with windows open in a typical manner for ventilation.
12. The Licence holder must ensure that the appointed noise control consultant continually monitors noise levels at the sound mixer positions and advises the sound engineer accordingly to ensure that the noise limits are not exceeded. Environmental Health shall have access to the results of the noise monitoring at any time.

Alastair McClymont – Personal Licence Holder
Occasional Licence Application – 9th July 2022
Report by Licensing Standards Officer

I refer to the Occasional Licence application made by Alastair McClymont for a 50th Birthday party in the Home Shed, Mossblown Farm, Mossblown.

The application requests a terminal hour of 1.00am, which is outwith the Board's Policy. However the location of the event is Mossblown Farm, a working farm in Mossblown and the event is organised to take place indoors in a large shed where neighbour noise and disturbance is unlikely to be an issue and I understand the nearest neighbours will be invited to the event.

This venue has not been the subject of previous Occasional Licences, however similar licences (with a terminal hour of 1am) have been granted to country residences and farm properties in the past and there have been no complaints or negative feedback as a result.

On the basis that the applicant is known to me as a personal licence holder who regularly applies for Occasional Licences who has been granted a 1.00am terminal hour the past few years and due to the location of the event making it unlikely to breach the licensing Objective 'Preventing Public Nuisance' , I have no objections to the grant of this occasional licence.

Catrina Andrew
Licensing Standards Officer
26th May 2022

Christine Deans – Personal Licence Holder
Occasional Licence Application – 20th June to 3rd July 2022
Report by Licensing Standards Officer

I refer to the Occasional Licence application made by Christine Deans, a personal licence holder based at the Heads of Ayr Caravan Park for an ongoing Occasional Licence at the shop unit at the Caravan Park in Ayr.

The application requests alcohol sales hours of 10am until 7pm daily for off sales throughout the 14 day period and is the latest in a number of consecutive applications that have been granted to these premises, which is outwith the Board's Policy.

Members will be aware that during the period when premises were most affected by Covid 19 a number of on sale premises were unable to open due to the restrictions imposed by the Scottish Government and following this a number of additional measures were required to be implemented by those premises to allow them to trade. This was the case for the on sales premises 'The Bracken Bar' which is on site at the caravan park and due to this the Depute Clerk agreed to accept Occasional Licence applications under the Coronavirus legislation to allow the shop to be licensed on a temporary basis to allow the provision of alcohol to residents at the Caravan Park whilst the Bracken Bar remained closed.

In 'normal' circumstances the Board would not permit an off sales premises to trade under Occasional Licences for a sustained period of time and an application for a Premises Licence would be expected.

However having contacted the applicant I understand it was her intention to continue to operate by way of Occasional Licences until October 2022, which will be the end of the season and if pushed to do so she will make the application for a premises licence over the winter months with the intention of opening for the new season in March 2023.

The application for 20th June to 3rd July 2022 states that the reason for application is 'Off sales due to on site bar (Bracken Bar) being closed/unviable to open due to Covid'.

I would ask the Board to consider if this remains a valid reason to grant continuous occasional licences in lieu of a premises licence. Members are reminded that an Occasional licence is not subject to an overprovision assessment and conditions do not match those of an off sales premises licence.

As LSO I am of the opinion that to ensure that the licensing objectives are being applied consistently to all premises and that the Board's policy is being complied with, these applications should not continue to be granted under delegated powers unless the Board is satisfied that an application for a Premises Licence is in the process of being lodged.

I would therefore request that if the Board are minded to permit grant of this and subsequent applications that the applicant is requested to comply with staff training, minimum pricing and signage requirements and is required to lodge a full application for a premises licence to be considered at the next available Board meeting.

Catrina Andrew
Licensing Standards Officer
7th June 2022