

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

10 November 2022

To:- Councillors Grant (Chair) Brennan-Whitefield, Ferry, Kilbride, Pollock, Scott and Townson.

Dear Councillor

SOUTH AYRSHIRE LICENSING BOARD

You are requested to participate in the meeting of the above Board to be held **on Thursday, 24 November 2022 at 10.00 a.m.** for the purpose of considering the undernoted business.

This meeting will be held on a hybrid basis in County Hall for Elected Members with a remote option, 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 Troon Committee Room.

Yours sincerely

CATRIONA CAVES
Clerk to the Licensing Board

B U S I N E S S

1. Declarations of Interest.
2. Date of Next Board Meeting – Thursday 12 January 2023 at 10:00 a.m.
3. Minutes of previous meeting of Thursday 27 October 2022.
(copy herewith)

4. Report by Licensing Standards Officer.

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

- | | |
|---|----------------|
| (a) Application for Variation of Premises Licence
(copy herewith). | Pages 6 to 7 |
| (b) Application for Extended Hours (copy herewith). | Pages 8 to 13 |
| (c) Application for Occasional Licence (copy herewith). | Pages 14 to 15 |

6. 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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SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a hybrid webcast meeting held on 27 October 2022 at 10.00 a.m.

Present: Councillors William Grant (Chair), Laura Brennan-Whitefield, Martin Kilbride and Bob Pollock.

Present
Remotely: Councillor Duncan Townson.

Apologies: Councillors Stephen Ferry and Gavin Scott.

Attending: K. Briggs, Service Lead – Legal and Licensing and Depute Clerk to the Licensing Board; C. Andrew, Licensing Standards Officer; J. McClure, Committee Services Lead Officer, and E. Moore, Committee Services Assistant.

Also
Attending: Inspector I. McColl and Sergeant S. Syme, Police Scotland.

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 24 November 2022 at 10.00 a.m.

3. Minutes of Previous Meeting

The [Minutes](#) of the Meeting of South Ayrshire Licensing Board of 22 September 2022 (issued) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Chief Constable's Report 2021/22.

There was submitted (issued) the [Chief Constable's Annual Licensing report for 2021/22](#) outlining the work carried out by Police Scotland throughout the year 2021/22 supporting licensed premises on their road to recovery as Covid-19 restrictions were being lifted.

Inspector McColl then provided the Board with an overview of the report and highlighted the key points within the report.

Questions were raised by Board Members and responded to by Inspector McColl in relation to the Test Purchasing Scheme; and action taken to eradicate drug misuse within licensed premises.

The Chair, on behalf of the Board thanked Inspector McColl for the work undertaken by Police Scotland during the last year which had been challenging for the licensed trade, especially the work undertaken in relation to preventing the sale of alcohol to children and young people.

The Board

Decided: to note the Chief Constable's report.

5. Update by Licensing Standards Officer

The Licensing Standards Officer advised:

- (1) that the run up to the festive season was a particularly busy period for the licensed trade and that, over the next few weeks, the Licensing Section was expecting applications for extended hours for over that period, however, most premises had an additional hour's trading in addition to the hours in the Operating Plan for party nights, etc; and that the Licensing Section requested that premises advised of when they were intending to take advantage of this additional hour's trading;
- (2) that a Licensing event had been arranged to take place on Wednesday 2 November 2022 at 9.30 a.m. at Haven Park at Craig Tara who had kindly provided the venue and hospitality free of charge for the licensed trade; and David Cuthill from the Licensing Forum had been issuing invitations to the event and had been encouraging members of the trade to attend, all of which was greatly appreciated;
- (3) that the event was being held to assist members of the trade in moving forward following a challenging couple of years with information being provided by Police Scotland, Scottish Fire and Rescue, the Ambulance Service and Street Pastors;
- (4) that the Chair of the Licensing Board would be opening the event for over 100 members of the trade who had advised of their intention to attend; and that Board members would also be in attendance which would provide them with valuable information for reviewing the Statement of Licensing Policy which was shortly due to be updated; and
- (5) that she wished to thank Inspector McColl for his partnership in organising this event which will advise members of the trade of what was expected of them going forward.

The Chair, on behalf of the Board, thanked the Licensing Standards Officer for her work in arranging this event which was free of charge to all members of the trade; and thanked Haven Park for providing the venue for the event.

6. Revocation of Personal Licences

There was submitted a [report](#) (issued) of 13 October 2022 by the Clerk to the Licensing Board advising the Board of revocation of personal licences.

Decided: to note the terms of the report.

7. Applications for Transfers Granted Under Delegated Powers

There was submitted a [report](#) (issued) of 13 October 2022 by the Clerk to the Licensing Board advising of the following determination of applications for the Transfer of a Licence between the last Board meeting and this Board:-

- 39 Portland Street, Troon – transferred to Rimini Holdings Ltd. on 3 October 2022;
- Brig O'Doon Hotel, Alloway, Ayr – transferred to RAD Limited on 3 October 2022; and
- 127 Deveron Road, Troon – transferred to CJ Lang and Son Limited on 12 October 2022.

Decided: to note the transfers granted under delegated powers.

8. Licensing (Scotland) Act, 2005

(a) Application for Provisional Premises Licence

The Board considered the following application:

Applicant

TH Dalling Limited

Premises

5 Burns Statue Square
AYR

Retail Sale of Alcohol (Off-Sales) – every day from 10.00 a.m. to 10.00 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 500m of the applicant premises would be the appropriate locality for consideration of this application.

The Depute Clerk to the Board then advised of a typographical error within the report which should read that the applicant was seeking an alcohol display area of 2.38 square metres which had been agreed with Building Standards.

Having heard from the Licensing Standards Officer and the applicant's representative, the Board granted the above application.

(b) Applications for Variation of Premises Licences.

The Board considered the following applications:-

Applicant

(1) Sainsbury's SL Limited

Premises

Sainsbury's Supermarket
125 Ayr Road
Prestwick

To amend the capacity from 158.36 m2 to 158.625 m2
To substitute the layout plan following an internal reconfiguration of the premises which has resulted in a small increase to the capacity

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

Applicant

Premises

(2) Shanter Inns Limited

Market Inn
2 Castlehill Road
Ayr

Existing Licensed Hours

On-Sales

Off-Sales

Monday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Tuesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Wednesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Thursday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Friday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Saturday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Sunday	12.30 p.m. to midnight	12.30 p.m. to 10.00 p.m.

Proposed Licensing Hours

On-Sales

Off-Sales

Monday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Tuesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Wednesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Thursday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Friday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Saturday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Sunday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.

Amend opening hour on Sunday to 10:00 a.m. for on and off sales and 00:30 a.m. closing for on sales

Addition of gaming machine on operating plan

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

(c) **Applications for Extended Hours**

Applicant

Premises

(1) Ultimate Leisure (Scotland) Limited

Vinyl
1-5 Arthur Street
Ayr

29/102/22 – Halloween Saturday – 2.30 a.m. to 3.30 a.m.

Having heard from the Licensing Standards Officer and the applicant's representative, the Board granted the above application.

Applicant

(2) Sprig Ltd.

Premises

Printhouse
154 High Street
Nile Court
Ayr

29/102/22 – Halloween Saturday – 2.30 a.m. to 3.30 a.m.

Having heard from the Licensing Standards Officer and the applicant's representative, the Board granted the above application.

9. Closing Remarks.

The Chair thanked everyone in attendance and concluded the meeting.

The meeting ended at 10.45 a.m.

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Application for Variation of Premises Licence

1.	Paramjit Singh	Mainholm Stores 2 Mainholm Road Ayr		
		Existing Licensed Hours		Proposed Licensing Hours
		On Sales	Off Sales	On Sales Off Sales
	Monday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Tuesday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Wednesday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Thursday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Friday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Saturday	N/A	10:00 – 20.00	N/A 10:00 – 22:00
	Sunday	N/A	10:00 – 17.00	N/A 10:00 – 22:00
Amend trading hours as above				

2.	John Stewart	The Victory Bar 26 South Park Avenue Girvan		
		Existing Licensed Hours		Proposed Licensing Hours
		On Sales	Off Sales	On Sales Off Sales
	Monday	10:00 to 00:30	10:00 to 22:00	11:00 to 01:30 11:00 to 22:00
	Tuesday	10:00 to 00:30	10:00 to 22:00	10:00 to 00:30 10:00 to 22:00
	Wednesday	10:00 to 00:30	10:00 to 22:00	10:00 to 00:30 10:00 to 22:00
	Thursday	10:00 to 00:30	10:00 to 22:00	10:00 to 00:30 10:00 to 22:00
	Friday	10:00 to 00:30	10:00 to 22:00	11:00 to 01:30 11:00 to 22:00
	Saturday	10:00 to 00:30	10:00 to 22:00	11:00 to 01:30 11:00 to 22:00
	Sunday	10:00 to 00:00	10:00 to 22:00	11:00 to 01:30 11:00 to 22:00
Change to core hours and off sale hours				
Addition of seasonal variations				
Include indoor/outdoor sports				
Include gaming				
Objection from Girvan Community Council				

3.	Ayr Bowling Club	Ayr Bowling Club Bowling Green 16 Cassillis Street Ayr			
		Existing Licensed Hours		Proposed Licensing Hours	
		On Sales	Off Sales	On Sales	Off Sales
Monday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Tuesday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Wednesday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Thursday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Friday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Saturday		10:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
Sunday		12:00 – 00:00	N/A	10:00 – 00:30	10:00 – 22:00
<p>Include Off Sales Amend On Sales Add seasonal variations Add in activities – conference and restaurant facilities, receptions, recorded music and dance facilities – all within and outwith core hours Change to children and young persons statement and remove prohibited area on plan.</p>					

4.	The Ballantrae Trust	Kings Arms Community Pub And Hub 40 Main Street Ballantrae			
		Existing Licensed Hours		Proposed Licensing Hours	
		On Sales	Off Sales	On Sales	Off Sales
Monday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Tuesday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Wednesday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Thursday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Friday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Saturday		10:00 – 00:30	10:00 – 22:00	10:00 – 00:30	10:00 – 22:00
Sunday		11:00 – 00:00	11:00 – 22:00	10:00 – 00:00	10:00 – 22:00
<p>Amend hours as above. Allow seasonal variation “the month of December inclusive of 1st January to have an additional hour of trading to allow for the festive season” Add accommodation to operating plan Allow receptions, club meetings, recorded music, live performances, dance, theatre, films, gaming, indoor/outdoor sports and televised sport outwith core hours Amend Children and Young Persons Statement</p>					
<p>Fire Service – Premises not suitable at the moment to offer accommodation as per existing operating plan</p>					

Applications for Extended Hours

Applicant	Premises	Event	Date Requested	Times Requested
Shanter Inns Ltd	Market Inn 2 Castlehill Road Ayr	Festive Period	24 th December 2022 and 31 st December 2022	01:00 - 02:00* *Outwith Board Policy Premises has extension 00:30 – 01:00 under seasonal variation
Shanter Inns Ltd	Tam O'Shanter Inn 230 High Street Ayr	Festive Period	24 th December 2022 and 31 st December 2022	01:00 - 02:00* *Outwith Board Policy Premises has extension 00:30 – 01:00 under seasonal variation
Buzzworks Hospitality Ltd	The Fox 18 West Portland Street Troon	Festive Season	24 th December 2022 to 25 th December 2022 31 st December 2022 to 1 st January 2023	02.00 – 03.00* *Outwith Board Policy 02.00 – 03.00* *Outwith Board Policy
Ayr Northfield Bowling Club	Ayr Northfield Bowling Club 43 Northfield Avenue Ayr	New Year Party	1 st January 2023	00.00 – 01.30* *Outwith Board Policy

Shanter Inns Ltd – Market Inn, Ayr
Extended Hours Application – 24th and 31st December 2022
Report by Licensing Standards Officer

I refer to the Extended Hours application submitted for the above premises which is situated in Ayr town centre.

The application requests a terminal hour of 2.00am on the evening of Saturday 24th December 2022 (extending into the morning of Sunday 25th December 2022) and the evening of Saturday 31st December (extending into the morning of Sunday 1st January 2023) refers to ‘an event of local or national significance’ namely ‘the Festive Season’ as the reason for the extended hours requested.

The premises currently enjoys a terminal hour of 12.30am on a Saturday and the application requests an hour and a half extension to this which takes the application beyond the one hour that can be granted by delegated powers under the board’s current policy.

The operating plan for these premises automatically provides for a 1am close each year on Christmas Eve and Hogmanay.

The terminal hour of 2.00am was granted to these premises during the festive period last year and no adverse reports were received by licensing services as a result.

I have no objections to the grant of this request for additional hours.

Catrina Andrew
Licensing Standards Officer
8th November 2022

Shanter Inns Ltd – Tam O’Shanter, Ayr
Extended Hours Application – 24th and 31st December 2022
Report by Licensing Standards Officer

I refer to the Extended Hours application submitted for the above premises which is situated in Ayr town centre.

The application requests a terminal hour of 2.00am on the evening of Saturday 24th December 2022 (extending into the morning of Sunday 25th December 2022) and the evening of Saturday 31st December (extending into the morning of Sunday 1st January 2023) refers to ‘an event of local or national significance’ namely ‘the Festive Season’ as the reason for the extended hours requested.

The premises currently enjoys a terminal hour of 12.30am on a Saturday and the application requests an hour and a half extension to this which takes the application beyond the one hour that can be granted by delegated powers under the board’s current policy.

The operating plan for these premises automatically provides for a 1am close each year on Christmas Eve and Hogmanay.

The terminal hour of 2.00am was granted to these premises during the festive period last year and no adverse reports were received by licensing services as a result.

I have no objections to the grant of this request for additional hours.

Catrina Andrew
Licensing Standards Officer
8th November 2022

Buzzworks Hospitality Ltd – THE FOX , Troon
Extended Hours Application – 24th December 2022
Report by Licensing Standards Officer

I refer to the Extended Hours application submitted for the above premises which is situated in West Portland Street in Troon. -

The application requests a terminal hour of 3am on the evening of Saturday 24th December (extending into the morning of Sunday 25th December 2022) and the application refers to a 'DJ and live music' for the festive season which is described by the applicant as 'an event of local or national significance'.

These premises currently enjoy a terminal hour of 1am on a Saturday, which was changed by a variation in March of this year. This is already extended by one hour to 2am throughout the month of December as built in to the operating plan. However this application requests an additional hour on top of that which would take the terminal hour to 3am.

Therefore the Board have already granted an additional trading hour to these premises for that date and this application is for another hour. The premises do enjoy a regular 1am terminal hour on a Friday and Saturday night and therefore in the month of December it will be possible, with the 1 hour extension which has already been permitted, to open until 2am on a Friday and Saturday without this additional extension.

Catrina Andrew
Licensing Standards Officer
8th November 2022

Buzzworks Hospitality Ltd – THE FOX , Troon
Extended Hours Application – 31st December 2022
Report by Licensing Standards Officer

I refer to the Extended Hours application submitted for the above premises which is situated in West Portland Street in Troon. -

The application requests a terminal hour of 3am on the evening of Saturday 31st December 2022 (extending into the morning of Sunday 1st January 2023) and the application refers to a 'DJ and live music' for the festive season which is described by the applicant as 'an event of local or national significance'.

These premises currently enjoy a terminal hour of 1am on a Saturday, which was changed by a variation in March of this year. This is already extended by one hour to 2am throughout the month of December as built in to the operating plan. However this application requests an additional hour on top of that which would take the terminal hour to 3am.

Therefore the Board have already granted an additional trading hour to these premises for that date and this application is for another hour. The premises do enjoy a regular 1am terminal hour on a Friday and Saturday night and therefore in the month of December it will be possible, with the 1 hour extension which has already been permitted, to open until 2am on a Friday and Saturday without this additional extension.

Catrina Andrew
Licensing Standards Officer
8th November 2022

Ayr Northfield Bowling Club, Northfield Avenue, Ayr.
Extended Hours Application – 31st December 2022
Report by Licensing Standards Officer

I refer to the Extended Hours application made for a Hogmanay Party in the Ayr Northfield Bowling Club Premises, which is a licensed members club in Ayr.

The application is for a Hogmanay Celebration for up to 80 people and the terminal hour requested is 1.30am which cannot be granted under delegated powers.

The premises currently enjoys a 12Midnight close Monday to Sunday under its Premises Licence and this application requests a 1.30am close which will allow an additional 1 ½ hours The reason given by the premises for the application is New Year when it is anticipated that members will want to stay longer to see in the 'bells'.

As this is at a time of year when members of the community will anticipate people celebrating a lot later than usual, I do not anticipate that grant of this extended hours request would be contrary to any of the licensing objectives.

I would remind the applicants that this is an extended hours request and not an occasional licence and therefore if granted this event must only be advertised to members and can only be attended by members and any guest who is in the company of that member for the duration of the evening and signed in accordingly.

Catrina Andrew
Licensing Standards Officer
8th November 2022

Application for Occasional Licence

Applicant	Premises	Event	Dates Requested	Times Requested
Christopher McLean	Crooksmoss Bowling Club Glenmuir Place Ayr	Hogmanay Party	31 st December 2022	19:00 – 02:00* *Outwith Board Guidelines

Crooksmoss Bowling Club, Glenmuir Place, Ayr.
Occasional Licence Application – 31st December 2022
Report by Licensing Standards Officer

I refer to the Occasional Licence application made for a Hogmanay Party in the Crooksmoss Bowling Club Premises, which is a licensed members club in Ayr.

The application is for a Hogmanay Celebration for up to 80 people and will be for persons over 18 years of age.

The terminal hour requested is 2am which cannot be granted under delegated powers.

The Crooksmoss Bowling Club premises are licensed as a members club and therefore to hold an event which is 'open to the public' they require the benefit of an Occasional Licence to do so.

The premises currently enjoys a 12.30am close Monday to Saturday under its Premises Licence and this application requests a 2am close which will allow an additional 1 ½ hours. The reason given by the premises for the application is New Year when it is anticipated that non members may wish to attend and bring along family and friends.

I am aware that these premises rely on the use of their function area (like most members clubs) and therefore residents in the surrounding area will have regular experience of patrons using the premises until 12.30am. Whilst the premises neighbours residential premises, there are also other commercial premises in the area.

Considering the above and having spoken to a representative from the premises I have no objections to the grant of this Occasional Licence.

Catrina Andrew
Licensing Standards Officer
8th November 2022