

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a hybrid webcast meeting held on 18 May 2023 at 10.00 a.m.

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

Apology: Councillor Stephen Ferry.

Attending: K. Briggs, Service Lead – Legal and Licensing and Depute Clerk to the Licensing Board; L McChristie, Co-Ordinator, Legal and Licencing; C. Andrew, Licensing Standards Officer; B. Seditas, Co-ordinator (Trading Standards and Environmental Health); J. McClure, Committee Services Lead Officer; C. Griffiths, Committee Services Assistant; and E. Moore, Committee Services Assistant.

Also

Attending: Inspector I. McColl, 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 15 June 2023 at 10.00 a.m.

3. Minutes of Previous Meeting

The [Minutes](#) of the Meeting of South Ayrshire Licensing Board of 20 April 2023 (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 she had recently attended the Scottish National at Ayr Racecourse and the Pavilion Festival on Ayr Low Green, with both events being very well attended;

- (2) that, in relation to the Scottish National,
 - (a) she had held a briefing meeting with supervisors prior to the race meeting and that significant improvements had been made since last year's race meeting with more supervision taking place during the event this year and staff more easily identifiable; and
 - (b) staff and Police Scotland were to be commended for their actions in dealing with the protestors in such an efficient manner;
- (3) that, in relation to the Pavilion Festival,
 - (a) she had attended the event on the Saturday, which had been a younger age group compared to the Sunday and had quickly resolved the few small issues which had arisen such as alcohol being consumed near to and on the big wheel; and that she had also addressed this in her feedback to the organisers;
 - (b) good practices had been displayed by the agency staff including the operation of the Challenge 25 policy;
 - (c) there had been a high police presence, including the use of police dogs at the event and members of the public had commented that this added to the safety of the event; and
 - (d) that feedback she had received from the licensed trade in Ayr had advised that they had benefited from the event on the Sunday due to visitors to the Festival going for breakfast or lunch prior to the event and visiting pubs after the event for drinks; and
- (4) that the licensed trade had been asked for their feedback on the Board's draft Statement of Licensing Policy.

The Chair then advised that he had recently met with members of the licensed trade and had an open and frank discussion on the Statement of Licensing Policy which had been very beneficial.

Inspector McColl, Police Scotland outlined that no negative feedback had been received from the Scottish National; that, in relation to the Pavilion Festival, a debriefing had yet to take place, however, only small issues had been raised which had been resolved quickly by Police Scotland and the Licensing Standards Officer; and that these had been very positive events for the town.

Comments were made by Board Members in relation to:-

- (i) positive feedback received from local residents in relation to the Pavilion Festival regarding the noise breakout being minimised and the large police presence;
- (ii) both events being very well attended and well organised due to the robust planning which had taken place prior to the events;
- (iii) being pleased to note the feedback from Police Scotland on the Scottish National given the concerns following last year's race meeting indicating that management had addressed the Board's concerns;
- (iv) thanking the Licensing Standards Officer for her work in assisting the organisers of the Pavilion Festival which had resulted in a good standard of event going forward; and

- (v) that events of this calibre put Ayr back on the map; and that the Board would continue to support organisers of events to ensure they were held safely.

Decided: to note the Licensing Standards Officer's update.

5. **Revocation of Personal Licences**

There was submitted a [report](#) (issued) of 4 May 2023 by the Clerk to the Licensing Board advising the Board of the revocation of personal licences since the last Board meeting.

Decided: to note that seventeen licences had been revoked under delegated powers.

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

(a) **Application for Variation of Premises Licence**

The Board considered the following applications:-

<u>Applicant</u>	<u>Premises</u>
(1) Thai Phanya Limited	@Home 95/97 New Road Ayr

Additional dining area created, bar relocation and new store created with new alcohol storage. Change in capacity from 50 persons to 62 persons. No objections.

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

(2) Sandie Graham	The Carrick 15 Whitehall Maybole
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- (a) Addition of Live music performances along with recorded music in the lounge area.
- (b) Removal of condition requiring licensed door stewards on Friday and Saturday nights from 9pm.
- (c) Allow under 18s on the Premises if accompanied by an adult for consumption of hot food.

The Board heard from the Depute Clerk to the Board, Police Scotland, the Licensing Standards Officer, the Co-ordinator (Trading Standards and Environmental Health) and from the applicant who advised that she was now withdrawing (a) and (c) above from the application and outlining **all** improvements made to the premises to [try to](#) address the concerns previously raised by the Board.

Following questions, the Board adjourned for consideration of this application.

Upon reconvening, the Board refused the above application (b) on the grounds that it was inconsistent with the Licensing Objectives Preventing Crime and Disorder; Securing Public Safety; and Preventing Public Nuisance.

Councillor Kilbride left the meeting at this point.

(b) Applications for Occasional Licences

The Board considered the following applications:-

<u>Applicant</u>	<u>Premises</u>
(1) Nan Li	Blairquhan Castle Straiton
Wedding – 08/08/23 – Monday from 12 noon to 1.00 a.m. Outwith Board Policy	
(2) Nan Li	Blairquhan Castle Straiton
Birthday Celebration – 12/08/23 – Saturday from 3.00 p.m. to 1.00 a.m. Outwith Board Policy	
(3) Nan Li	Blairquhan Castle Straiton
Wedding – 17/08/23 and 18/08/23 – Thursday from 1.00 p.m. to Midnight; Friday from noon to 1.00 a.m. Outwith Board Policy	

Having heard from the Licensing Standards Officer, the Board granted the applications (1) to (3) above.

7. Statement of Licensing Policy

There was submitted a report (issued) of 3 May 2023 by the Clerk to the Licensing Board advising of the review of the Statement of Licensing Policy; and seeking approval to submit a draft updated Policy for public consultation for a period of two months, following which the Board would further consider the matter.

The Board

Decided:

- (1) to approve the draft Statement of Licensing Policy (attached as Appendix 1 to the report) for issuing for public consultation for a period of two months; and
- (2) thereafter to consider representations received at a future meeting of the Licensing Board after the summer recess.

8. Closing Remarks.

The Chair thanked everyone in attendance and concluded the meeting.

The meeting ended at 11.30 a.m.