



**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 21 SEPTEMBER 2023**

**SUBJECT: APPLICATION FOR
PREMISES LICENCE**

**SAVERS HEALTH AND BEAUTY
22 PORTLAND STREET
TROON**

APPLICANT

**SAVERS HEALTH AND BEAUTY LIMITED,
HUTCHISON HOUSE, 5 HESTOR ROAD,
BATTERSEA, LONDON SW11 4AN**

APPLICATION REPORT

1. Background:

An application for a premises licence for a retail shop selling a range of health and beauty products plus household goods and food at Unit 3, 49 Academy Street, Troon.

The core hours sought are 10:00 to 18:00 Monday – Saturday and 11:00 – 16:00 on Sunday for off sales only. A seasonal variation for a closing time of 20:00 is sought for the period 14th November to 24th December each year.

The applicant is seeking a capacity figure for display of alcohol of 2.1 square metres.

2. Reports

There have been no objections or representations.

Section 50 Certificate from Planning, Building Standards and Environmental Health has been lodged along with the application.

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

The applicant has provided details of how they will meet the licensing objectives – Appendix 2.

3. Board Options

The Board should establish what it considers to be locality. Generally, in this area the Board has considered a radius of 300 metres. The premises in that area are:-

Address	Capacity
The Fox 18 West Portland Street Troon	137 persons
Lido 11-17 West Portland Street Troon	210 persons
Nisa Day To Day 16 West Portland Street Troon	34.68m ²
Maharani 42-46 West Portland Street Troon	60 persons
Morrisons Dukes Road Troon	187.84m ²
Anchorage Hotel 149 Templehill Troon	288 persons
Number 47 47 Templehill Troon	120 persons
Links 11 Templehill Troon	95 persons
The Jar 33 Ayr Street Troon	28.08m ²
Brodies Deli 39 Ayr Street Troon	2m ²
3 Idiots 39 Portland Street Troon	55 persons
Spar 12/14 Portland Street Troon	38.99m ²
Blueberrys 3 South Beach Troon	36 persons
Lonsdale 15 Portland Street Troon	96 persons
Tinto Tapas 10 Portland Street Troon	74 persons
Girvans 66 Portland Street Troon	70 persons
Dan McKay's 71 Portland Street Troon	80 persons

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. Excluded premises are defined as premises used as a garage or which form part of premises which are so used. Premises are used as a garage if they are used for one or more of the following-
 - (b) the sale by retail of petrol or derv
 - (c) the sale of motor vehicles, or
 - (d) the maintenance of motor vehicles

However, premises used for the sale by retail of petrol or derv, or which form part of premises so used, are not excluded premises if persons resident in the locality in which the premises are situated are, or are likely to become , reliant to a significant extent on the premises as the principal source of –

- (i) petrol or derv, or
- (ii) groceries (where the premises are, or are to be, used also for the sale by retail of groceries).

(C) that the application must be refused under section 25(2), 64(2) or 65(3),

(D) that the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives,

(E) 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 7th September 2023

SCHEDULE 6 Regulation 7
DISABLED ACCESS AND FACILITIES STATEMENT
Licensing (Scotland) Act 2015, section 20(2)(A)(ii)

Question 1**Disabled access and facilities**

1(a)	Is there disabled access to the premises	YES
1(b)	Do you have facilities for those with a disability	YES / <i>N/A</i>
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES / <i>N/A</i>
Date/s 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.

No raised floor upon entrance
 Dual swing doors with clear 1755mm width for access and 1600 between lifting gates
 1200mm turning circle through shopfloor and back of house walkways.

Question 3**Facilities available**

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

Disability Discrimination Act compliant lift
 Disability Discrimination Act compliant WC.

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.

Assistance dogs welcome

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Meeting the Licensing Objectives

Preventing Crime and Disorder

- A CCTV system is installed that is capable of continuously recording for a period of not less than 31 days meeting Home Office Guidelines and is maintained in good working order.
- Recordings will be made of all trading periods.
- The correct date and time will be generated onto both recording and real time image screen.
- The system is able to produce copies of recordings on site.
- The system is capable of facial image recognition of all persons both entering and exiting the store. At least one camera from the system covers the doorway and another covers the till area.
- Copies of recordings shall be provided on request to an officer under the direction and control of the Police or an officer of the Licensing Authority.
- The premises manager will ensure that there are trained members of staff available during licensable hours to be able to reproduce and download CCTV images into a removable format at the request of an authorised officer of the Licensing Standards officer or the Police.
- The Premises manager will take such steps as necessary to ensure that the system is operated and maintained in accordance with these conditions.

Securing Public Safety

- Fire safety measures and procedures are in operation at the store in accordance with Fire Safety Regulations.
- Provision will be made for the disabled to ensure safe evacuation in the event of fire or other emergency and general access to the store.

The premises has in place procedures for:

- Evacuation procedures,
- Reporting and recording accident/incidents
- The premises has appropriate fire extinguishers which are regularly maintained.
- CCTV is in use on the premises.

Preventing Public Nuisance

- All planning requirements will be met and procedures established to prevent noise nuisance from deliveries.
- Measures will be in place to ensure the proper disposal of all waste.

Protecting and Improving Public Health

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- A wide range of non-alcoholic drinks are available.
- All staff are trained to be aware of the effects of excessive alcohol consumption and when to refuse service.
- Materials will be displayed containing sensible drinking messages.

Protecting Children from Harm

- A written log will be kept of all refusals including refusals to sell alcohol. This will be maintained and checked and signed weekly basis by a responsible person.
- The store will operate a Challenge 25 Policy
- The holder of the Premises Licence shall ensure that every individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification – a valid passport, a photographic driving licence or PASS accredited proof-of-age card, proving the individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.
- Challenge 25 posters will be displayed in prominent parts of the premises.
- All staff shall be trained to challenge every individual who appears to be under 25 years of age and to refuse service where individuals cannot produce acceptable means of identification. Such training shall be provided not less than every six months, and written records shall be kept of all training and refresher training.

Application for Premises Licence

	Applicant	Premises
1.	Savers Health and Beauty Limited	Savers 22 Portland Street Troon
	Retail Sale of Alcohol (Off Premises)	Monday to Saturday 10:00 – 18:00 Sunday 11:00 – 16:00
	A seasonal variation for a closing time of 20:00 is sought for the period 14 th November to 24 th December each year.	

