

## **CLACKMANNANSHIRE LICENSING BOARD**

**MINUTE OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held within the Council Chamber, Patons Building, Kilncraigs, ALLOA, FK10 1EB, on TUESDAY 5 JULY 2016 at 10.00 am.**

### **PRESENT**

Councillor Walter McAdam, MBE, Convenor (In the Chair)  
Councillor Les Sharp (Vice Convenor)  
Councillor Donald Balsillie  
Councillor Kenneth Earle  
Councillor George Matchett, QPM  
Councillor Graham Watt

### **IN ATTENDANCE**

June Andison, Licensing Administrator  
Alastair Mackenzie, Team Leader, Licensing and Building Standards  
Paul Fair, Licensing Standards Officer  
Stuart McQueen, Solicitor, Depute Clerk to the Board  
Gillian White, Business Support to the Licensing Board

### **1.0 APOLOGIES**

Apologies for absence were received from Councillor Craig Holden and Councillor Irene Hamilton

### **2.0 DECLARATIONS OF INTEREST**

None

### **3.0 MINUTES OF MEETING HELD ON 24 MAY 2016**

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 24 May 2016 were submitted for approval.

#### **Decision**

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 24 May 2016 were agreed as a correct record and signed by the Convenor.

### **4.0 LICENSING (SCOTLAND) ACT 2005**

Agenda items 4(i) and 4(ii) had been granted under delegated powers and were put before the Board for information only. Items 4(i) and 4(ii) were therefore considered together as one item.

**(i) Applications for Personal Licences – Granted Under Delegated Powers**

A list of personal licence applications numbered 1-4 (inclusive) which had been granted under delegated powers was put before the Board for information only.

Moved by Councillor Kenneth Earle. Seconded by Councillor Les Sharp.

The Board agreed to note that Personal Licence Applications numbered 1-4 (inclusive) had been granted under delegated powers.

**(ii) Application for Variation of Licence (Minor) – Granted Under Delegated Powers**

A list of applications for variation of licence (minor) which had attracted no objections or representations and had been granted under delegated powers was put before the Board for information only.

Moved by Councillor Kenneth Earle. Seconded by Councillor Les Sharp.

The Board agreed to note that the applications for variation of licence (minor) which had attracted no objections or representations had been granted under delegated powers.

**5.0 LICENSING (SCOTLAND) ACT 2005 – APPLICATION FOR GRANT OF PROVISIONAL OFF SALES PREMISES LICENCE**

**(i) Application for Grant of Provisional Off Sales Premises Licence**

**Premises :** Lidl Store, Hilton Road, Alloa, FK10 3SG

**Applicant :** Lidl UK GmbH, c/o Harper Macleod, Solicitors, The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE

An application for the grant of a provisional off sales premises licence which had attracted no objections or representations, was put before the Board.

**Attending**

Mr David Dury, Lidl UK GmbH

Mr Andrew Hunter, Harper Macleod Solicitors, representing Lidl

**Motion**

Having considered all of the information presented to it and having had the opportunity to put questions to Mr Hunter and Mr Dury, that the Board grants the application.

Moved by Councillor George Matchett QPM. Seconded by Councillor Kenneth Earle.

**Decision**

The Board agreed unanimously to grant the application for the grant of a provisional off sales premises licence.

**Action**

Acting Clerk to the Board

## **6.0 LICENSING (SCOTLAND) ACT 2005 – OCCASIONAL LICENCE APPLICATION**

### **(i) Application for Occasional Licence**

**Applicant:** Mr Richard Carlin, [REDACTED]

**Venue:** Alloa Town Hall, Marshall, Alloa

**Event:** Mixed Martial Arts and Kickboxing Event – 6 August 2016

#### **Attending**

Mr Paul Fair, Licensing Standards Officer

The applicant did not attend.

#### **Motion**

Having considered all of the information presented to it, that the Board grants the application for an Occasional Licence subject to the conditions set out in Appendix A of the Licensing Standards Officer's report dated 6 May 2016 and subject to the additional condition that no alcohol is to be taken into or consumed within the upper balcony area.

Moved by Councillor George Matchett, QPM. Seconded by Councillor Les Sharp.

#### **Decision**

Having considered all of the information presented to it, the Board agreed unanimously to grant the application subject to the conditions set out in Appendix A of the Licensing Standards Officer's report dated 9 June 2016, namely:

- All alcohol and other drinks must be sold and supplied to the customer in, or decanted into, plastic or polycarbonate bottles and drinking vessels. This includes all drinks originally contained within metal cans.
- Only alcohol sold at the event by the licensee can be consumed at the event.
- A minimum of 10 SIA Licensed Stewards must be on duty to control entry to the premises, to monitor any area immediately outside the premises used by persons attending the event who have temporarily left to smoke, and to monitor and supervise the behaviour of persons within the venue, including a specific responsibility to make regular checks of the toilets and to monitor the upper balcony area.
- At least one person who holds a suitable first aid qualification must be on duty at the event.
- At least one Personal Licence Holder must be on the premises for the duration of the event and be responsible for authorising all sales of alcohol.
- Only trained staff [trained in accordance with the Licensing (Training of Staff) (Scotland) Regulations 2007] will be permitted to make sales of alcohol and all staff authorised to serve and sell alcohol will have with them a training certificate in the prescribed form.
- Any music or other entertainment must cease at no later than 15 minutes prior to the end of licensed hours.
- A written age verification policy for use at the event must be prepared by the licence holder and supplied to the Licensing Board or Licensing Standards Officer at least 7 days prior to the event. This policy must form part of a briefing for staff and stewards.
- All staff authorised to sell alcohol at the event and all stewards on duty at the event must be briefed prior to the commencement of the event in relation to the terms and conditions of the Occasional Licence, in particular in relation to the local conditions attached thereto.

- No glass or other forms of waste likely to produce excessive noise will be disposed of in the external bins at the premises after 9pm and before 10am the following morning. (The licence holder may need to make special arrangements with Clackmannanshire Council to facilitate this).
- No alcohol is to be taken into or consumed within upper balcony.

**Action**

Depute Clerk to the Board