

CLACKMANNANSHIRE LICENSING BOARD

MINUTE OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on THURSDAY 27 APRIL 2017.

PRESENT

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

IN ATTENDANCE

Paul Fair, Licensing Standards Officer
June Andison, Licensing Administrator
Stuart McQueen, Solicitor, Depute Clerk to the Board.
Melanie Moore, Committee Services

1.0 APOLOGIES

Apologies were received from Council Walter McAdam, MBE, Councillor Holden and Councillor Hamilton.

In the absence of the Chair, Councillor Walter McAdam, the meeting was chaired by Councillor Les Sharp, Vice Chair.

2.0 DECLARATIONS OF INTEREST

None

3.0 LICENSING (SCOTLAND) ACT 2005 – OCCASIONAL LICENCE APPLICATIONS

Agenda items 3(i), 3(ii), 3(iii) and 3(iv) were considered together as one item.

The Clerk advised that the meeting date at the top of page 3 should be 27 April 2017.

(i-iv) Occasional Licence Applications

Premises	Muirside Stores, 2 Finglen Crescent, Tullibody, FK10 3GP
Applicant	Mr Mohammed Tariq Shafiq, 69 Old Tower Road, Cumbernauld, G88 9GD
Dates	(i) 14 th April 2017 at 10.00 am to 27 th April 2017 at 10.00 pm
	(ii) 28 th April 2017 at 10.00 am to 11 th May 2017 at 10.00 pm
	(iii) 12 th May 2017 at 10.00 am to 25 th May 2017 at 10.00 pm
	(iv) 26 th May 2017 at 10.00 am to 8 th June 2017 at 10.00 pm

Four applications for an occasional licence which had attracted an objection from Police Scotland together with the Licensing Standards Officer's report in terms of section 57(1)(b), were put before the Board for determination.

Attending

Mr Mohammed Tariq Shafiq, Applicant
Mr Andrew Thomson, Solicitor (Applicant's Legal Representative)
Sgt Marie White, Police Scotland, Forth Valley Division (representing the Chief Constable)
Mr Paul Fair, Licensing Standards Officer

The Board heard representation from the Licensing Standards Officer, Police Scotland and the Applicant's Solicitor and had the opportunity to put questions to them.

The Vice Chair adjourned the meeting at this point in the proceedings (11.25 am). The meeting resumed at 11.43 am with 5 members present.

Motion

Having heard representations from the Applicant's Solicitor, Mr Thomson, Sergeant Marie White (on behalf of the Chief Constable) and taking into account the Licensing Standards Officer's report dated 24 April 2017 and his representation, that the Board grants the application for four occasional licences subject to the conditions set out at Page 4 of the Licensing Standards Officer's report dated 24 April 2017.

Moved by Councillor George Matchett, QPM. Seconded by Councillor Donald Balsillie.

Decision

Having heard representations from the Applicant's Solicitor, Mr Thomson, Sergeant Marie White (on behalf of the Chief Constable) and taking into account the Licensing Standards Officer's report dated 24 April 2017 and his representation, the Board, on a division of 4 votes to 0 with 1 abstention, agreed to grant the four applications subject to the conditions set out at Page 4 of the Licensing Standards Officer's report dated 24 April 2017, namely:

1. The Licence holder or another suitably qualified Personal Licence Holder must be present on the premises during all hours at which alcohol is available for sale, said personal licence holder must be responsible for authorising all sales of alcohol.
2. Alcohol on the premises must only be displayed for sale in the area identified on the plan which accompanied the applications. A copy of this plan will be endorsed as approved by the Licensing Board and must be kept on the premises along with the occasional licence.

Action

Depute Clerk to the Board.

Ends 1145hrs