



**MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD SUB
COMMITTEE held via MS TEAMS, on FRIDAY 10 JULY at 8.30 am.**

PRESENT

Councillor Kenneth Earle (Convenor)
Councillor Martha Benny
Councillor George Matchett QPM

IN ATTENDANCE

June Andison, Licensing Administrator
Paul Fair, Licensing Standards Officer
Richard Thompson, Solicitor, Legal and Governance (Clerk to the Board)
Gillian White, Committee Services

1.0 APOLOGIES

None.

2.0 DECLARATIONS OF INTEREST

None.

3.0 LICENSING (SCOTLAND) ACT 2005 – OCCASIONAL LICENCE APPLICATIONS

**(a) Applications for Occasional Licences:
6 – 19 July, 20 July – 2 August and 3 – 16 August 2020**

Applicant: Stephen Polley
Premises: Crown Inn, 77 Stirling Street, Alva, FK12 5ED
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer
The Applicant did not attend
Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 28) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Moved by Councillor George Matchett QPM. Seconded by Councillor Martha Benny.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 28) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Action

Clerk to the Board

(b) Applications for Occasional Licences: 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020

Applicant: Alan Bradie
Premises: Oakwood Lounge, Fairfield Road, Sauchie, FK10 3DE
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The Applicant did not attend

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 49) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Moved by Councillor George Matchett QPM. Seconded by Councillor Martha Benny.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 49) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Action

Clerk to the Board

(c) Applications for Occasional Licences: 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020

Applicant: David White
Premises: No. 5 Inn, Brook Street, Alva, FK12 5JL
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The Applicant did not attend

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 74) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Moved by Councillor George Matchett QPM. Seconded by Councillor Martha Benny.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 74) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Action

Clerk to the Board

(d) Applications for Occasional Licences: 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020

Applicant: Craig Stewart
Premises: The Royal Oak, 7 Bedford Place, Alloa, FK10 1LJ
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The Applicant did not attend

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 103) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

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

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 103) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Action

Clerk to the Board

(e) Applications for Occasional Licences: 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020

Applicant: Bramley Eccles
Premises: Royal Arms, 2 High Street, tillicoltry, FK13 6AE
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The Applicant did not attend

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 126) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Moved by Councillor George Matchett QPM. Seconded by Councillor Martha Benny.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 126) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

At the request of the Sub Committee, the Licensing Standards Officer advised he would discuss the end time of 10pm for under 18's with the applicant.

Action

Clerk to the Board

(f) Applications for Occasional Licences: 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020

Applicant: Steven Fullerton
Premises: Abercromby Arms, 14/16 Stirling Road, Tullibody, FK10 2QE
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The Applicant did not attend

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and had the opportunity to put questions to him.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Sub Committee of the Board grants the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 151) with an amended condition 7 as follows:

7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Moved by Councillor George Matchett QPM. Seconded by Councillor Martha Benny.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board agreed unanimously to grant the applications for three occasional licences on 6 – 19 July, 20 July – 2 August and 3 – 16 August 2020, subject to the conditions set out in Appendix A (page 151) with an amended condition 7, namely:

1. Alcohol sold for consumption in the licensed outdoor area will be ordered from, and delivered to the table, by staff employed at the premises.
2. The outdoor area must be clearly separated from any neighbouring unlicensed area by a physical barrier such as a fence or series of posts and rope or tape of at least 1 metre in height.
3. The outside area can only be occupied by persons seated at a table.
4. The licence holder must ensure that alcohol is only consumed by persons seated at a table.
5. (For Licensed public spaces only) All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in or decanted into plastic or polycarbonate drinking vessels.
6. No entertainment, live or recorded music or performances will be permitted in any outdoor area.
7. Any and all parts of licensed premises shall be operated in compliance with relevant legislative provision and an amendments thereof during the licensed period, an in particular to include and provision governing restrictions on the use of premises and any parts thereof that are not defined as indoors.

Action

Clerk to the Board

Ends: 09.40 hrs