



APPLICATION FOR OCCASIONAL LICENCE

To:

Clerk to the Licensing Board
Kilncraigs
Greenside Street
Alloa
FK10 1EB

Before Completing this Form Please Carefully Read the Guidance Notes issued along with the Application. If completing by Hand Please Write Legibly in **BLOCK CAPITALS**. In all Cases Ensure that your Answers are Inside the Boxes and Written or Typed in **BLACK INK**. Use additional sheets if necessary.

You May Wish to Keep a Copy of the Completed Form for Your Records.

1. LICENCE DETAILS (see note 1)	
I am a :- (please tick one only)	
Premises Licence Holder	<input checked="" type="checkbox"/>
Personal Licence Holder	<input type="checkbox"/>
Representative of a Voluntary Organisation	<input type="checkbox"/>
Representative of a Members Club	<input type="checkbox"/>
Name and Address of Premises, licence number, Issuing Licensing Board (if applicable)	Braehead Golf Club Alloa Road By Cambus Alloa FK10 2NT
Personal Licence Holder Name and Number (if applicable) Issuing Licensing Board	
Name of voluntary organisation or Members Club (if applicable)	
Name of Personal Licence Holder and Licence No. of person responsible for authorising sales of alcohol at event - See guidance notes	
Joyce Milne CC783	

2. PERSONAL DETAILS			
TITLE (delete as appropriate) MRS (please state) Mrs			
FORENAMES	Jean		
SURNAME	Reid		
If you are applying on behalf of a Club or voluntary organisation please state your position in that club/organisation or provide other evidence that you are authorised or entitled to apply on their behalf.		Club Manager	
DATE OF BIRTH			
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES			
Post Town		Postcode	
TELEPHONE NUMBERS			
DAYTIME EVENING MOBILE			
FAX NUMBER			
E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail) enquiries@braeheadgolfclub.co.uk			

3. THE PREMISES (where the event is to be held -See note and answer fully) Description of Premises. Alcohol to be served on entire course. The club is owned by Braehead Golf Club, but the public do have access.		
Full Postal Address of Premises which this Application Refers to Alloa Road By Cambus Alloa FK10 2NT		
IMPORTANT From the 1 st November, 2016, premises which do not have a Premises Licence and which are used to provide “public entertainment” require to have in place a Public Entertainment Licence (PEL) or a Temporary PEL .		
Please confirm the following :	1 The premises have a current PEL or	/ No
	2 Date Temporary PEL was been applied for -	N/A

Description of Activities to be Carried on in the Premises (see note and answer fully)

The event is an Open Competition all members and guest must book into this event prior to the day. We would like to serve alcohol from a golf buggy that will drive around the entire course, we would also like to set up a fixed bar round about the 9th tee.

Approximately How many persons will attend event ?

80 Approx

Will SIA Licensed Stewards to be provided ?

/ NO

Is food to be provided at the Event - If yes please provide details

The option to purchase food from our caterer will be provided on the day.

4. DURATION OF LICENCE

Start Time and Date

9.00AM 17/07/2021

End Time and Date

6.00PM 17/07/2021

**5. IS ALCOHOL TO BE SOLD FOR CONSUMPTION ON THE PREMISES YES/*
IS ALCOHOL TO BE SOLD FOR CONSUMPTION OFF THE PREMISES /NO***

**PROVIDE DETAILS AS TO HOURS REQUESTED WHEN ALCOHOL WILL BE SOLD
ON/OFF THE PREMISES-* delete as appropriate**

Times for sale of alcohol for consumption
On premises

9.00AM 17/07/2021

Times for sale of alcohol for consumption
Off premises

6.00PM 17/07/2021

Statement of the times at which any activities other than the sale of alcohol will be carried on in the premises

7.45am (approx.) first tee off time for the open. Service of food thought out the day starting with breakfast rolls and continuing into early evening until approx. 6.00pm.

6. CHILDREN (see note 2)

This section must be completed where alcohol is for sale for consumption on the premises

Are children or young persons permitted entry? **/NO** (if answered yes the remainder of this section must be completed) **Please see below**

Will Children (0-15yrs) and Young Persons (16 &17 yrs) require to be accompanied by a parent or person over the age of 18 yrs?

/NO

Ages of Children of Young Persons Permitted Entry

See Comments Below

Times at which Children or Young Persons Permitted Entry

See Comment Below

Parts of Premises to which Children or Young Persons Permitted Entry

Children will not be allowed entry. This competition is for over 18 only. But Braehead golf course has a number of public entry accesses where children could enter, so this would be impossible to control, although all necessary measures will be taken by all participants to ensure that the sale of alcohol will not be sold to anyone not booked into the competition and who are under the age of 18 .

7. Signature and declaration by applicant (see note 3)

DECLARATION

IT IS AN OFFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

(Criminal Law (Consolidation) (Scotland) Act 1995 Section 44(2)(b))

The contents of this Application are true to the best of my knowledge and belief.

SIGNATURE

Jean P Reid

DATE

02/06/2021

* Data Protection Act 1998

The Information on this Form May be Held on an Electronic Public Register Which May be Available to Members of the Public on Request

8. CHECKLIST - Please tick	
I have Made or enclosed payment of the fee for the application	Bank Transferred 02/06/21

NOTES

1. Section 56 of the Licensing (Scotland) Act 2005 provides that only:-

- The holder of a premises licence;
- The holder of a personal licence; or
- A representative of any voluntary organisation

is eligible to apply for an occasional licence

2. Where alcohol is to be sold for consumption on the premises, the Act requires that a clear statement be made as to whether children or young persons are to be allowed entry and, if they are a statement of the terms on which they are allowed entry

3. Data Protection Act 1998

The information on this form may be held on an electronic register which may be available to members of the public on request.

4. Information on the Licensing (Scotland) Act 2005 is available on the website of the Scottish Parliament
(<http://www.opsi.gov.uk/legislation/scotland/acts2005/20>)

Clackmannanshire Licensing Board has a duty to protect public funds that it administers and may use this information for the prevention and detection of fraud. For more details, please contact The Councils, Senior Auditor, on telephone number 01259 452047



Memo

**To: The Clerk to the Licensing Board
Greenfield
Alloa
FK10 2AD**

**From: Paul Fair
Licensing Standards Officer**

Extension: 2091

Email: pfair@clacks.gov.uk

Our Ref: PF/LSO/OL/EV

Your Ref: 2021 OL

Date: 17 June 2021

**Subject: Licensing (Scotland) Act, 2005, Section 57 (3)
Occasional Licence Applications - Outdoor Event
Applicant- Braehead Golf Club, Alloa.
Full Course Licensing for Open Competition**

Section 57(1)(b) of The Licensing (Scotland) Act, 2005 (the Act) requires that the Licensing Board notifies the Licensing Standards Officer for the area in relation to any application for an occasional licence. This section further provides that the Licensing Standards Officer is provided with a copy of the application.

Having considered the content of the applications to which this representation relates, I have the following comments to make:

1. This representation relates to an occasional licence lasting for 1 day, and seeks authority to make sales of alcohol for on sales consumption in an outdoors space which is not currently part of the licensed footprint of the premises at the above address.
2. The application seeks to licence the playing area of the entire course on 17 July 2021 between 0900hrs and 1800hrs
3. The specifics of the applications, relating to the event, children's access and activities are contained within the application form.
4. Part of the purpose of the application is to remove the entire playing area of Braehead Golf Course from the area controlled by the Clackmannanshire Council public drinking byelaws. I understand however that no golfer has ever been prosecuted for consuming alcohol on the course and it may be that there is a legal debate as to whether or not golfers on the course are in a "Public Place", as defined in the byelaws. However if the area becomes "Licensed Premises" there is no doubt that the exemption applies. As well as providing a service to golfers the applicant is seeking to guarantee legal protection for the golfers participating the open on that date.

5. As can be seen in the application the intention is to serve alcohol both from a mobile service touring the entire course and from a static bar around the midway point.
6. The nature of golf means it is unlikely that any player would be able to access excess quantities of alcohol from the bar services offered in the course of a round.
7. In discussions with the applicant they have acknowledged the need to protect children from harm, and the competition is closed to persons under the age of 18.
8. The club have an adequate age verification policy in place and both staff and committee members/Officer bearers have had some recent refresher guidance delivered to clarify their obligations in relation to this matter, and the other licensing objectives.
9. Other than the 09:00 commencement of licensing hours, which sits outside the general terms of the Clackmannanshire Council Statement of Licensing Policy (See page 14 of the Policy Document- section reproduced at Appendix B) I have no concerns about this application.
10. The Licensing Board Statement of Licensing Policy does set out a presumption against a commencement hour prior to 11am, and it is for them to determine whether or not this application meets the criteria for events that could be permitted an earlier commencement hour.
11. This event combines all the risks associated with a mobile bar, relatively unsupervised customers and a vast licensed outdoor area, albeit for a relatively short period. In the event that the licence is granted the Board may determine that the risks can be mitigated by the application of Local Licensing Conditions.
12. Appendix A contains a list of suggested conditions that the Licensing Board may wish to utilise and if they consider that conditions are necessary to ensure compliance with the licensing objectives contained within The Licensing (Scotland) Act, 2005.

Paul Fair

Licensing Standards Officer.

Appendix A

- 1 All drinks whether alcoholic or not sold or supplied for consumption in the outdoor area, will be sold in non glass and unbreakable drinking vessels.
- 2 No glass containers will be used for any purpose at either the mobile or static bar.
- 3 All sales and delivery of alcohol will be made by staff trained to the minimum standard described in the Licensing (Training of Staff)(Scotland) Regulations 2007.
- 4 The Licence holder must ensure that all staff carry with them at all times during the event their training records relating to condition No 3.
- 5 A copy of the occasional licence will be displayed at any static bar and carried on any vehicle used as a mobile bar.
- 6 A copy of the conditions of the licence will be clearly displayed at the point where players enter the course, at each static bar and on each vehicle used as a mobile bar.
- 7 The licence holder must prepare a management plan detailing the manner in which alcohol sales will be managed at the event. This plan should be prepared to the satisfaction of the Licensing Standards Officer (LSO), and the content of this plan should also include contact details of the Licence holder, Personal Licence holder responsible for authorising sales of alcohol, and the names of all staff authorised to make sales.
- 8 Any management plan required by Condition No 7 above should be submitted to the LSO for scrutiny at least 72 hours prior to the event.
- 9 All staff used for the sale and service of alcohol at the event should be briefed in relation to the conditions of the licence and the content of the management plan, and be required to sign a statement of understanding contained within the plan. This should be countersigned by a representative of the licence holder
- 10 The Licence holder must ensure that the signed copy of the management plan (referred to in Condition No 9) is available for inspection by a constable of Police Scotland or by the LSO for Clackmannanshire at all times during the event, and is thereafter retained and available for inspection at Braehead Golf Club for a period of at least 6 months.
- 11 Alcohol will only be sold to participants in the competition.

Appendix B

Commencement Hour

In applications for premises licences, variations and extensions of hours where the proposed operating plan indicates that it is intended to sell alcohol on the premises (on sale hours) the Board considers that the commencement of licensed hours should generally be no earlier than 11 a.m. However, the Board also recognises that earlier opening may be appropriate for certain types of premises or for certain events such as:

- to meet the requirements of certain customer groups;
- to recognise the importance of tourism in certain locations within Clackmannanshire and
- the need to meet the reasonable demands of tourists;
- to allow for the televising of certain international sporting events on licensed premises;
- to allow the sale of alcohol at sporting clubs prior to or during sporting competitions;
- to facilitate the sale of alcohol at special events in cinemas and other places of public entertainment.

The Board has reached the view that it will not generally be appropriate to grant an application seeking a commencement hour of earlier than 11am having regard to the protection and improvement of public health objective, subject to the considerations set out above.

The Board has a presumption against granting any applications that solely seeks an additional period of drinking with no indication of an entertainment purpose.