



**MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD SUB
COMMITTEE held via MS TEAMS, on WEDNESDAY 25 AUGUST 2021 at 9.30 AM.**

PRESENT

Councillor Kenneth Earle (Chair)
Councillor Martha Benny
Councillor Les Sharp

IN ATTENDANCE

June Andison, Licensing Administrator
Paul Fair, Licensing Standards Officer
Richard Thompson, Solicitor, Partnership & Performance (Clerk to the Board)
Melanie Moore, Committee Services

1.0 APOLOGIES

None.

2.0 DECLARATIONS OF INTEREST

None.

3.0 LICENSING (SCOTLAND) ACT 2005 – OCCASIONAL LICENCE APPLICATIONS

(i) Applications for Occasional Licences:

1. Application for Occasional Licence – 13 to 26 August 2021

Applicant: Caledonian Heritable Ltd, c/o McGregor Thomson Solicitors,
Premises: Holly Tree Inn, Main Street East, Menstrie, FK11 7BJ
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer
Andrew Thomson, Applicant's Representative

Police Scotland had no objections and did not attend.

The Licensing Standards officer noted that on part 3 of the application it should say "West of the building" and not "East"

The Board heard representation from the Licensing Standards Officer and the applicant's representative and had the opportunity to put questions to both.

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 application for an occasional licence for 13 to 26 August 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the application for an occasional licence for 13 to 26 August 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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 Holly Tree Inn.
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. 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.

Action

Clerk to the Board

2. Application for Occasional Licence – 27 August to 9 September 2021

Applicant: Caledonian Heritable Ltd, c/o McGregor Thomson Solicitors,
Premises: Holly Tree Inn, Main Street East, Menstrie, FK11 7BJ
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer
Andrew Thomson, Applicant's Representative

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and the applicant's representative and had the opportunity to put questions to both.

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 application for an occasional licence for 27 August to 9 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Martha Benny. Seconded by Councillor Les Sharp.

Decision

Having considered all of the information presented to it and having had opportunity for questions, the Sub Committee of the Board granted the application for an occasional licence for 27 August to 9 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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 Holly Tree Inn.
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. 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.

Action

Clerk to the Board

3. Application for Occasional Licence – 10 to 23 September 2021

Applicant: Caledonian Heritable Ltd, c/o McGregor Thomson Solicitors,
Premises: Holly Tree Inn, Main Street East, Menstrie, FK11 7BJ
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer
Andrew Thomson, Applicant's Representative

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and the applicant's representative and had the opportunity to put questions to both.

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 application for an occasional licence for 10 to 23 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the application for an occasional licence for 10 to 23 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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 Holly Tree Inn.
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. 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.

Action

Clerk to the Board

4. Application for Occasional Licence – 24 September to 7 October 2021

Applicant: Caledonian Heritable Ltd, c/o McGregor Thomson Solicitors,
Premises: Holly Tree Inn, Main Street East, Menstrie, FK11 7BJ
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer
Andrew Thomson, Applicant's Representative

Police Scotland had no objections and did not attend.

The Board heard representation from the Licensing Standards Officer and the applicant's representative and had the opportunity to put questions to both.

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 application for an occasional licence for 24 September to 7 October 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the application for an occasional licence for 24 September to 7 October 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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 Holly Tree Inn.
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. 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.

Action

Clerk to the Board

(ii) Applications for Occasional Licences:

Applicant: David White
Premises: No 5 Inn, Brook Street, Alva, FK2 5JL
Event: Provision of Outdoor Drinking Area

Attending

Paul Fair, Licensing Standards Officer

The applicant was not in attendance

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.

1. Application of Occasional Licence – 30 August – 12 September 2021

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 an occasional licence on 30 August to 12 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the applications for an occasional licence on 30 August to 12 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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. 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. The Licence holder must take steps to ensure that patrons comply with this condition.
7. Only alcohol sold by the The No 5 Inn, Alva may be consumed in the licensed area.

Action

Clerk to the Board

2. Application of Occasional Licence – 13 to 26 September 2021

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 an occasional licence on 13 to 26 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the applications for an occasional licence on 13 to 26 September 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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. 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. The Licence holder must take steps to ensure that patrons comply with this condition.
7. Only alcohol sold by the The No 5 Inn, Alva may be consumed in the licensed area.

Action

Clerk to the Board

3. Application of Occasional Licence – 27 September to 3 October 2021

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 an occasional licence on 27 September to 3 October 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report.

Moved by Councillor Les Sharp. 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 granted the applications for an occasional licence on 27 September to 3 October 2021, subject to the conditions set out in Appendix A of the Licensing Standards Officer's Report, 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. 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. The Licence holder must take steps to ensure that patrons comply with this condition.
7. Only alcohol sold by the The No 5 Inn, Alva may be consumed in the licensed area.

Action

Clerk to the Board

Ends 9.50 am

