



MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held in the COUNCIL CHAMBER, KILNCRAIGS, ALLOA, on TUESDAY 22 SEPTEMBER 2026 at 9.30 am.

PRESENT

Councillor Kenneth Earle (Chair)
Councillor Donald Balsillie
Councillor William Keogh
Councillor Fiona Law
Councillor Darren Lee

IN ATTENDANCE

Dale Bell, Solicitor, Legal and Governance (Depute Clerk to the Board)
Lezli-Anne Sharp, Licensing Paralegal
Paul Fair, Licensing Standards Officer
Melanie Moore, Committee Services
Gillian White, Committee Services (minute)

1.0 APOLOGIES

Apologies were received from Councillor Mark McLuckie, Councillor Martha Benny and Councillor Graham Lindsay.

2.0 DECLARATIONS OF INTEREST

None.

3.0 MINUTES OF MEETING OF CLACKMANNANSHIRE LICENSING BOARD HELD ON 19 MAY 2026

The minutes of the meeting of the Clackmannanshire Licensing Board held on Thursday 19 May 2026 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Licensing Board held on Thursday 19 May 2026 were agreed as a correct record and signed by the Chair.

4.0 LICENSING (SCOTLAND) ACT 2005:

The Chair advised he would take Items 4(i) and 4(ii) together as they were for the same organisation and were represented by the same solicitor.

I & ii Applications for Non-Minor Variations for Scotmid, 55 Alloa Road, Tullibody FK10 2TR and Main Street, Menstrie, FK11 7BL

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)
Ms Audrey Junner, Hill Brown Licensing (Agent)
Mr Kevin White, Scotmid (Applicant)

The Board heard from the Licensing Standards Officer who advised that the application sought to make an application for a non-minor variation to make amendments to the operating plan, reflecting the way the business will operate in the future. He had no concerns with the application and advised that the Applicant had indicated that they have slight changes to the terms of the proposed conditions 4 and 9 to allow for the way that their business operates. He had no issue with the amendments to the proposed conditions.

The Board heard from Ms Audrey Junner, as agent for the Applicant, Scotmid. Ms Junner advised that the non-minor variations sought consent to include the option to provide home delivery of alcohol and to add background music to the operating plan. Ms Junner also provided the wording of the proposed amendments to the proposed conditions 4 and 9, namely:

4. *A record of all persons trained in relation to the Age Verification Policy will be made available from the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.*
9. *All records, electronic or written, made in relation to the delivery of alcohol will be made available from the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer of the area where the premises are located or to a Constable of Police Scotland.*

The Board had the opportunity to ask questions of Ms Junner and the Licensing Standards Officer.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for the Non-Minor Variation of Licence subject to applying the Local Conditions for Home Delivery of Alcohol (as amended).

Moved by Councillor Fiona Law. Seconded by Councillor Kenneth Earle.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board granted the application for the Non-Minor Variation of Licence subject to applying the Local Conditions for Home Delivery of Alcohol (as amended), namely:

Local Licensing Conditions for Home Delivery of Alcohol

1. A written Age Verification Policy (AVP) must be kept and applied to all sales of alcohol for delivery to any place off the premises. This AVP must set out the steps that are to be taken to establish the age of a person attempting to take delivery of alcohol ("the customer") if it appears to the person making delivery of the alcohol that the customer appears to be less than 25 years of age (or such older age as may be specified in the policy).
2. Information must be provided to customers whether online or in store that Alcohol will only be left at the delivery address with a person who can prove that they are over 18 years of age.
3. Premises Licence holders must ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training in the content and application of the Age Verification Policy to be applied to all deliveries.
4. A record of all persons trained in relation to the Age Verification Policy will be made available from the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.
5. A copy of the training record referred to in No 4 above should be supplied to delivery agent on completion of the training by the provider.
6. Licence holders will ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training to ensure that deliveries of alcohol are not made to persons who are or appear to be drunk.

7. Licence holders using Royal Mail, a private postal service, a courier service or independent delivery drivers will ensure that an age-verified signed for delivery option is utilised that requires any package containing alcohol to be left with an adult over 18 at the specified delivery address and at no other place.
8. The premises licence holder will ensure that records of all alcohol deliveries are retained on the premises and that those records contain the following information: the forename and surname of the purchaser, the delivery address, the quantity and type of alcohol delivered and the purchase price.
9. All records, electronic or written, made in relation to the delivery of alcohol will be made available from the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer of the area where the premises are located or to a Constable of Police Scotland.

Action
Clerk to the Board

- iii. Application for Non-Minor Variation for Thistle Bar, 1 Junction Place, Alloa, FK10 1JW.

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)
Mr Stephen McGowna, TLT (Agent)
Mr Alex Ozobia, Amber Taverns (Applicant)

The Board heard from the Licensing Standards Officer who advised that the application sought to make an application for a non-minor variation to make amendments to the operating plan. The LSO had no concerns with the application. He advised that as the Licensing Policy has changed and as the outdoor area that exists on the premises is in close proximity to a residential area, he had offered the Board a list of proposed conditions in relation to the outdoor area. The Board had the opportunity to ask questions of Mr Fair.

The Board heard from Mr McGowan, who set out the background to Amber Taverns who are an existing pub group who have 180 pubs across the whole of the UK with 20 in Scotland. His client accepted the proposed conditions in relation to the outdoor drinking area. He advised that part of the application was to remove the named manager, but Amber Taverns have hired that manager, Debbie McNally, therefore he asked that the request to remove is deleted and that Ms McNally remains on the licence.

The LSO confirmed that he has no concerns with the retention of Ms McNally as manager.

The Board had the opportunity to ask questions of Mr McGowan.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for the Non-Minor Variation of Licence subject to applying the Local Conditions for Outdoor Areas and that the Board notes the retention of Ms Debbie McNally as manager.

Moved by Councillor Fiona Law. Seconded by Councillor Donald Balsillie.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board noted the retention of Ms Debbie McNally as manager and granted the application for the Non-Minor Variation of Licence subject to applying the Local Conditions for Outdoor Areas, namely:

Local Licensing Conditions for Outdoor Areas:

1. Consumption of alcohol in the outdoor drinking areas is not permitted after 10.00pm.
2. Use of the outdoor area for any purpose is not permitted after 11pm.
3. No live or recorded music, live performances or other entertainment is permitted within the outdoor drinking areas .
4. Customers using the outdoor drinking areas shall at all times be supervised and/or monitored to ensure that nuisance or annoyance to neighbouring residents is not caused. In particular staff must take all reasonable steps to prevent shouting, singing and disorderly conduct within the outdoor area.
5. Where the outdoor drinking facility is to be used during the hours of darkness, the licence holder shall ensure that suitable lighting is provided for the convenience and safety of all persons on the premises.
6. The outdoor drinking facility must not be used for any purpose, which is likely to cause annoyance to neighbours through smell, for example, the use of barbecues.
7. Any facility provided for the comfort of patrons such as outdoor heaters must be used and maintained in a safe manner and in accordance with manufacturers' instructions and any other statutory requirements.
8. Where smoking is permitted in the outdoor drinking area, ashtrays or other suitable receptacles will be provided.
9. The Premises Licence Holder must prepare a document for the benefit of all staff working on the premises, explaining how compliance with the conditions of the premises licence, insofar as they relate to the licensed outdoor drinking area, will be achieved and supervised. This document must be available to staff at all times, and a record should be kept of all staff trained in relation to it. This Document must also be available on the premises for inspection by the Licensing Standards Officer.
10. In any outdoor drinking area attached to the premises the licence holder will be required to display such notices as prescribed by the Licensing Board. Notices prescribed in relation to this condition may relate to such matters as: Noise, Conduct of Customers, Permitted hours of use
11. Only alcohol that has been sold on the premises can be consumed in the outdoor areas.

Action

Clerk to the Board

iv Application for New Premises Licence with Addition of Home Delivery of Alcohol for Spar, 131 Stirling Street, Alva, FK12 5EF

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)

Mr Gordon Emslie, GNE Consultancy (Agent)

Ms Melanie Cruikshank, Licensing Manager for SRJ Convenience Limited (Applicant)

The Board heard from the Licensing Standards Officer who apologised for the reference in his report to non-minor variation, and that the application was for a new premises licence. He had no concerns on the application but recommended the addition of local licensing conditions for the home delivery of alcohol as proposed in Appendix A of his report.

The Board heard from Mr Gordon Emslie, as agent for the Applicant, SRJ Convenience Limited, who explained that SRJ Convenience Limited are an experienced operator with 40 stores in Scotland including one in Alloa. He advised that they currently operate in the Premier store. He advised that while they have applied for home delivery for Spar, at this stage it's unlikely that will be used as it would bring it into conflict with the Premier store, but it would future proof the business.

The Board had the opportunity to ask questions of Mr Emslie and the Licensing Standards Officer.

Councillor Law raised a concern regarding public safety around deliveries to the store. She advised that delivery drivers are parking at the junction of Stirling Street and Queen street which is very narrow. Mr Emslie advised that the issue has been highlighted and he will take it away to try and find a better solution with Spar and Premier to look at educating the delivery supply chain.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for a New Premises Licence subject to applying the Local Conditions for Home Delivery of Alcohol.

Moved by Councillor Fiona Law. Seconded by Councillor Darren Lee.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board granted the application for the New Premises Licence subject to applying the Local Conditions for Home Delivery of Alcohol, namely:

Local Licensing Conditions for Home Delivery of Alcohol

1. A written Age Verification Policy (AVP) must be kept and applied to all sales of alcohol for delivery to any place off the premises. This AVP must set out the steps that are to be taken to establish the age of a person attempting to take delivery of alcohol ("the customer") if it appears to the person making delivery of the alcohol that the customer appears to be less than 25 years of age (or such older age as may be specified in the policy).
2. Information must be provided to customers whether online or in store that Alcohol will only be left at the delivery address with a person who can prove that they are over 18 years of age.
3. Premises Licence holders must ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training in the content and application of the Age Verification Policy to be applied to all deliveries.
4. A record of all persons trained in relation to the Age Verification Policy will be kept on the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.

5. A copy of the training record referred to in No 4 above should be supplied to delivery agent on completion of the training by the provider.
6. Licence holders will ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training to ensure that deliveries of alcohol are not made to persons who are or appear to be drunk.
7. Licence holders using Royal Mail, a private postal service, a courier service or independent delivery drivers will ensure that an age-verified signed for delivery option is utilised that requires any package containing alcohol to be left with an adult over 18 at the specified delivery address and at no other place.
8. The premises licence holder will ensure that records of all alcohol deliveries are retained on the premises and that those records contain the following information: the forename and surname of the purchaser, the delivery address, the quantity and type of alcohol delivered and the purchase price.
9. All records, electronic or written, made in relation to the delivery of alcohol will kept on the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer of the area where the premises are located or to a Constable of Police Scotland.

Action

Clerk to the Board

- vi. Application for Non-Minor Variation for Bar Aldo, 9-11 Coalgate, Alloa, FK10 1EH.

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)

Mr Lewis Barn, Hill Brown Licensing (Agent)

Mr Also Pia, Bar Aldo (Applicant)

The Board heard from the Licensing Standards Officer who confirmed that this was a non-minor variation only, and not a conversion from trade as a members' club as set out in his report. He advised that the application sought to make an application for a non-minor variation to make amendments to the operating plan which seeks to add televised sport and amend some historical errors on the operating plan as detailed on the application. The LSO had no concerns with the application.

The Board heard from Mr Barn who provided background that his client sought to amend some historical errors in the operating plan relating to the statement in Question 1 of the operating plan in that the premises is used for on-sales only, but in reality, the premises has benefited from off-sales for a number of years. He also advised in relation to Question 6 of the operating plan where it states that children and young persons aged 0 – 18 are permitted access, he confirmed that at 18 you are an adult, so the change is to amend the range from 0 – 17. Mr Barn advised that his client also wished to add televised sport on to the operating plan, having realised around the World Cup, that this was not included in the Licence.

The Board had the opportunity to ask questions of Mr Barn and the Licensing Standards Officer.

The Applicant, Mr Pia, thanked the Board for their support.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for the Non-Minor Variation of Licence

Moved by Councillor Fiona Law. Seconded by Councillor William Keogh.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board granted the application for the Non-Minor Variation of Licence.

Action

Clerk to the Board

vi. Application for Non-Minor Variation – Conversion from trade as Members Club for Braehead Golf Club, Alloa Road, Cambus, Alloa, FK10 2NT

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)

The Board heard from the Licensing Standards Officer who confirmed that this was a non-minor variation to change the status of that identified as a “Members’ Club” to what can be referred to as an “Open Licence”. The LSO had no concerns with the application. He also advised that should the Board be minded to grant the application they should also record agreement to remove the local licensing conditions in relation specifically to the operation as a members’ club.

The Board had the opportunity to ask questions of the Licensing Standards Officer.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for the Non-Minor Variation of Licence and agrees to remove the local licensing conditions in relation specifically to the operation as a members’ club.

Moved by Councillor Kenneth Earle. Seconded by Councillor William Keogh.

Action

Clerk to the Board

vii. Application for Non-Minor Variation – Addition of Tours to Operating Plan for Heart of Caledonia Distillery Limited, 10 Main Street, Clackmannan, FK10

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)

Mrs Gillian Bailey, Heart of Caledonia Distillery Limited (Applicant)

The Board heard from the Licensing Standards Officer who confirmed that this was a non-minor variation application which sought authority to include prebooked distillery tours and learning sessions as well as a change to sales permissions to allow off-sales to those attending the prebooked tours and learning sessions. The LSO had no concerns with the application.

The Board had the opportunity to ask questions of the Mrs Bailey and the Licensing Standards Officer.

Motion

Having considered all the information presented to it and having had opportunity for questions, that the Board grants the application for the Non-Minor Variation of Licence.

Moved by Councillor Donald Balsillie. Seconded by Councillor Kenneth Earle.

Action

Clerk to the Board

5.0 GENERAL PERMITTED EXTENSION – FESTIVE POLICY 2026-2027

The report, submitted by the Depute Clerk to the Licensing Board, enabled the Licensing Board to consider its approach to the festive period 2026-2027.

Decision

The Board:

1. Noted that the Statement of Licensing Policy has incorporated the Festive Policy;
2. Agreed that any general extension incorporated into the Statement of Licensing Policy 2023 shall be in place during the periods from 18 December 2026 to 3 January 2027 inclusive; and
3. Agreed that the final general extension incorporated into the Statement of Licensing Policy shall end 3 January 2027, as this is the last non-working day of the festive period.

Action

Clerk to the Board

Ends: 10.38 am