



**MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on TUESDAY 2 OCTOBER 2018 at 9.30 am.**

**PRESENT**

Councillor Kenneth Earle, (Chair)  
Councillor Donald Balsillie  
Councillor Martha Benny  
Councillor Dave Clark  
Councillor Helen Lewis  
Councillor Les Sharp  
Councillor Tina Murphy

**IN ATTENDANCE**

June Andison, Licensing Administrator  
Paul Fair, Licensing Standards Officer  
Lindsay Thomson, Service Manager, Legal and Democracy (Clerk to the Board)  
Gillian White, Committee Services

**1.0 APOLOGIES**

Apologies for absence were received from Councillor George Matchett, QPM and Councillor Mike Watson.

**2.0 DECLARATIONS OF INTEREST**

None.

**3.0 MINUTES OF MEETING OF CLACKMANNANSHIRE LICENSING BOARD HELD ON 4 SEPTEMBER 2018**

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 4 September 2018 were submitted for approval.

Moved by Councillor Martha Benny. Seconded by Councillor Dave Clark.

**Decision**

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 4 September 2018 were agreed as a correct record and signed by the Chair.

**4.0 LICENSING (SCOTLAND) ACT 2005**

**(i) Applications for Personal Licences – Granted Under Delegated Powers**

A list of applications numbered 1-3 (inclusive) for personal licences which had been granted under delegated powers was put before the Board for information only.

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

## **Decision**

The Board agreed to note that the Personal Licence applications numbered 1-3 (inclusive) had been granted under delegated powers.

### **5.0 LICENSING (SCOTLAND) ACT 2005**

#### **(i) Application for Variation of Licence (Non-Minor) – No Objections or Representations received**

**Premises:** Morrisons, Clackmannan Road, Alloa, FK10 1RN  
**Applicant:** WM Morrisons Supermarkets PLC c/o Grosschalks Solicitors, Queens Gardens, Hull, HU1 3DZ

#### **Attending**

Mr Paul Fair, Licensing Standards Officer  
Mr Richard Taylor, Grosschalks Solicitors, for the applicant

An application for a variation of licence (non-minor) which had attracted no objections or representations was put before the Board for determination.

The Licensing Standards Officer set out the reasons for the application and the Board heard representation from Mr Taylor and had the opportunity to put questions to all parties.

The application sought to make three changes to the operation of the business. The first is to part 5(a) of the Operating Plan being amended to add a reference to the pre-existing customer café which provides restaurant facilities both during licenced hours and outwith licenced hours. The second is to part 5(f) of the Operating Plan which is to be amended to read as follows: "The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licenced hours". The Operating Plan is also to be amended to include the offer of occasional free samples/ tastings of alcohol products to its customers over 18 within the alcohol display area during core licenced hours.

#### **Motion**

Having considered all of the information presented to it and having had the opportunity to ask questions, that the Board, having determined that no grounds for refusal apply, grants the application for a variation to the premises licence.

Moved by Councillor Tina Murphy. Seconded by Councillor Donald Balsillie.

#### **Decision**

Having considered all of the information presented to it and having had the opportunity to ask questions, the Board, having determined that no grounds for refusal apply, unanimously agreed to grant the application for a variation to the premises licence.

#### **Action**

Clerk to the Board

## **6.0 AOCB.**

### **(i) Application for Occasional Licence – 14 September 2018**

**Applicant:** Michael Polley

**Premises:** Alloa Town Hall, Marshall, Alloa, FK10 1AB

**Event:** Charity Fundraiser – 5 October 2018

#### **Attending**

Mr Paul Fair, Licensing Standards Officer

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 the opportunity for questions, that the Board grants the application for an occasional licence subject to the conditions set out in Appendix A (page 33) of the Licensing Standards Officer's report dated 27 September 2018.

Moved by Councillor Donald Balsillie. Seconded by Councillor Martha Benny.

#### **Decision**

Having considered all of the information presented to it and having had opportunity for questions, the Board agreed unanimously to grant the application subject to the conditions set out in Appendix A (page 33) of the Licensing Standards Officer's report dated 27 September 2018, namely:

- All alcohol must be sold and supplied to the customer in, or decanted into, plastic or polycarbonate Bottles and drinking vessels.
- Only alcohol sold at the event by the licence Holder can be consumed at the event.
- At least 6 SIA Licensed Stewards must be on duty to control entry to the premises, to monitor any area immediately outside the premises used by persons attending the event who have temporarily left to smoke, and to monitor and supervise the behaviour of persons within the venue and leaving the venue. Including a specific responsibility to make regular checks of the toilets and to monitor the upper Balcony area.
- At least one person who holds a suitable first aid qualification must be on duty at the event.
- At least one Personal Licence Holder must be on the premises for the duration of event, and be responsible for authorising all sales of alcohol.
- Only staff trained in accordance with the Licensing (Training of Staff) (Scotland) Regulations, 2007 are permitted to make sales of alcohol, and all staff authorised to serve and sell alcohol will have with them a training certificate in the prescribed form.
- Any music or other entertainment must cease at no later than 15 minutes prior to the end of licensed hours.
- No glass or other forms of waste likely to produce excessive noise will be disposed of in the external bins at the premises after 9pm and before 10am the following morning.
- Full particulars (Name, Date of Birth and SIA Badge No.) of the SIA Stewards to be employed at the event will be provided in writing to the Licensing Standards Officer at least 48 hours prior to the event.

#### **Action**

Clerk to the Board

Ends 10:05 hours

