



NOTICE OF MEETING

18 April 2019

A MEETING of the CLACKMANNANSHIRE LICENSING BOARD will be held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on TUESDAY 30 APRIL 2019 at 9.30 am.



LINDSAY THOMSON
Clerk to the Clackmannanshire Licensing Board

	Page No
1. Apologies	--
2. Declarations of Interest	--
Elected Members are reminded of their obligation to declare any financial or non-financial interest which they may have in any item on this agenda in accordance with the Councillors' Code of Conduct. A Declaration of Interest Form should be completed and passed to the Committee Services Officer.	
3. Confirm minutes of Clackmannanshire Licensing Board held on 19 March 2019 (Copy herewith)	05
4. Licensing (Scotland) Act 2005:	
(i) Applications for Personal Licences – Granted Under Delegated Powers (For information only) (Copy herewith)	09
(ii) Notification of Personal Licences Refresher Training – Granted Under Delegated Powers (For information only) (Copy herewith)	11
(iii) Applications for Personal Licences Renewals with Refresher Training – Granted Under Delegated Powers (For information only) (Copy herewith)	13
(iv) Applications for Transfer of Licence – Granted Under Delegated Powers (For information only)	17

(v)	Applications for Variation of Licence (Minor) – Granted Under Delegated Powers	19
5.	Licensing (Scotland) Act 2005: Variation of Licence (Non Minor)	
(i)	Application for Variation of Licence (Non Minor) and letter from Police Scotland (Copies herewith)	21
	Premises: Lidl Store, Clackmannan Road, Alloa, FK10 4DA Applicant: Lidl UK GmbH, c/o Harper MacLeod LLP, The Ca'd'oro, 45 Gordon Street, Glasgow	
6.	Licensing (Scotland) Act 2005 – Occasional Licence Applications	37
(i)	Application for Occasional Licence and report by the Licensing Standards Officer (Copies herewith)	39
	Premises: Hillfoots Rugby Club, Oakmill, Lower Mill Street, Tillicoultry, FK13 6BP Applicant: Hillfoots Rugby Club, Oakmill, Lower Mill Street, Tillicoultry, FK13 6BP Event: Charity Touch Rugby Tournament – 18 May 2019	
(ii)	Application for Occasional Licence and report by the Licensing Standards Officer (Copies herewith)	49
	Premises: Hillfoots Rugby Club, Oakmill, Lower Mill Street, Tillicoultry, FK13 6BP Applicant: Hillfoots Rugby Club, Oakmill, Lower Mill Street, Tillicoultry, FK13 6BP Event: Open Air Music Festival – 17 August 2019	
(iii)	Application for Occasional Licence and report by the Licensing Standards Officer (Copies herewith)	61
	Premises: Alloa Town Hall, Marshall, Alloa, FK10 1AB Applicant: Caroline Allan Event: Ultra White Mixed Martial Arts Event – 18 May 2019	
(iv)	Application for Occasional Licence and report by the Licensing Standards Officer (Copies herewith)	73
	Premises: Alloa Town Hall, Marshall, Alloa, FK10 1AB Applicant: Kelly Whyte Event: Amateur Youth Boxing Event – 24 May 2019	

- (v) Application for Occasional Licence and report by the Licensing Standards Officer (Copies herewith) 81

Premises: Alloa Town Hall, Marshall, Alloa, FK10 1AB
Applicant: Vincent Coyle
Event: Mixed Martial Arts Event – 25 May 2019

7. Annual Functions and Annual Financial Reports 2018/19 – report By the Clerk of the Licensing Board 91

8. AOCB - -

Clackmannanshire Licensing Board – Board Members 9 (Quorum 5)

Councillors

Wards

Councillor	Kenneth Earle (Convenor)	4	Clackmannanshire South	LAB
Councillor	Mike Watson (Vice Convenor)	3	Clackmannanshire Central	CONS
Councillor	Donald Balsillie	2	Clackmannanshire North	SNP
Councillor	Martha Benny	2	Clackmannanshire North	CONS
Councillor	Dave Clark	2	Clackmannanshire North	LAB
Councillor	Helen Lewis	2	Clackmannanshire North	SNP
Councillor	George Matchett, QPM	1	Clackmannanshire West	LAB
Councillor	Tina Murphy	1	Clackmannanshire West	SNP
Councillor	Les Sharp	1	Clackmannanshire West	SNP

The quorum for the Board by virtue of Schedule 1 paragraph 12(1) of the Licensing (Scotland) Act 2005 is 5 members



MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on TUESDAY 19 MARCH 2019 at 9.30 am.

PRESENT

Councillor Kenneth Earle, (Chair)
Councillor Martha Benny
Councillor Helen Lewis
Councillor George Matchett, QPM
Councillor Tina Murphy
Councillor Mike Watson

IN ATTENDANCE

June Andison, Licensing Administrator
Andrew Crawford, Team Leader, Environmental Health and Licensing
Lindsay Thomson, Senior Service Manager, Partnership & Performance (Clerk to the Board)
Gillian White, Committee Services

1.0 APOLOGIES

Apologies were received from Councillor Donald Balsillie, Councillor Les Sharp, Councillor Dave Clark and Paul Fair, Licensing Standards Officer

2.0 DECLARATIONS OF INTEREST

None.

3.0 MINUTES OF MEETING OF CLACKMANNANSHIRE LICENSING BOARD HELD ON 26 FEBRUARY 2019

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 26 February 2019 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 26 February 2019 were agreed as a correct record and signed by the Chair.

4.0 LICENSING (SCOTLAND) ACT 2005

(i) Applications for Personal Licence Renewals with Refresher Training – Granted Under Delegated Powers

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

Decision

The Board agreed to note that the applications for personal Licence renewals, with refresher training, numbered 1-3 (inclusive) had been granted under delegated powers.

(ii) REVOCATION OF PERSONAL LICENCES

The Licensing (Scotland) Act 2005 prescribes that all personal licence holders must undergo mandatory training in a form prescribed by the Scottish Ministers no later than 3 months following the period beginning 5 years from the date that the personal licence was issued. For Personal Licences that were issued between May 2013 and October 2013 the holder had until between July 2018 and December 2018 to complete the mandatory refresher training, failing which the Board must revoke the licence.

Motion

To agree the recommendation as set out in the report.

Moved by Councillor Mike Watson. Seconded by Councillor George Matchett QPM.

Decision

The Board agreed to make a formal decision to revoke the personal licences set out in the table appended to the report in terms of section 87(3) of the Licensing (Scotland) Act 2005.

Action

Clerk to the Board

5.0 LICENSING (SCOTLAND) ACT 2005

(i) Application for Occasional Licence – 29 March 2019

Applicant: Gregory McMullan, The Royal Oak, Bedford Place, Alloa

Premises: Cochrane Hall, West Stirling Street, Alva, FK12 5JL

Event: 18th/70th Birthday Party – 29 March 2019

The Licensing Administrator circulated an e-mail from the applicant, Mr Greg McMullan, passing on his apologies that he was unable to attend the meeting of the Board. He also stated that he had no issues with the conditions proposed to be added to the licence should it be granted.

Attending

Mr Andrew Crawford, Team Leader, Environmental Health & Licensing

PC Claire MacKenzie, Police Scotland

The Board heard representations from the Team Leader, Environmental Health and Licensing and Police Scotland and had the opportunity to put questions to them both.

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 of the Licensing Standards Officer's report dated 6 March 2019.

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

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 of the Licensing Standards Officer's report dated 6 March 2019, 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.
- A sufficient number of 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.
- 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.
- All persons over the age of 18 years of age and who have satisfied the terms of the "Challenge 25" age verification process mentioned by the applicant in his application will be fitted securely with a tamper proof wrist band. Alcohol will not be sold to any person not wearing such a wrist band.

Action

Clerk to the Board

(ii) Application for Occasional Licence – 30 March 2019

Applicant: Caroline Allan

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

Event: Ultra White Collar Boxing Event – 30 March 2019

Attending

Mr Andrew Crawford, Team Leader, Environmental Health & Licensing

PC Claire MacKenzie, Police Scotland

The Board heard representations from the Team Leader, Environmental Health and Licensing and had the opportunity to put questions to him. Police Scotland made no objection to the application.

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 of the Licensing Standards Officer's report dated 6 March 2019.

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

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 of the Licensing Standards Officer's report dated 6 March 2019, namely:

- All alcohol and other drinks 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.

- A minimum number 8 of 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.
- 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.
- The applicant must prepare an age verification policy, this policy should be supplied to the Licensing Standards Officer at least 48 hours prior to the event.
- The applicant/event organiser must brief all stewards and staff authorised to serve or make sales of alcohol prior to the commencement of the event, this briefing should include information relating to the terms and conditions of the licence, and any other relevant licensing matters – a record of this briefing including details of who delivered the briefing and details of all staff and stewards who received it must be kept. All staff receiving this brief must sign a record of the briefing acknowledging that they received and understood the terms of the brief.
- Only staff trained will be permitted to make sales of alcohol, and all staff authorised to serve and sell alcohol. Trained staff means staff trained in accordance with the Licensing (Training of Staff) (Scotland) Regulations 2007.
- 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.
- A full list of SIA Stewards working at the event will be supplied to the Licensing Standards Officer at least 72 hours prior to the event. The list should include the full name of the Stewards and their SIA Badge Number.

Action

Clerk to the Board

6.0 AOCB

None.

Ends 9.45 am

<p>THIS PAPER RELATES TO ITEM 4i ON THE AGENDA</p>

CLACKMANNANSHIRE LICENSING BOARD

MEETING 30 April 2019 at 09:30am

The Council Offices, Kilncraigs, Alloa, FK10 1EB

Licensing (Scotland) Act 2005

Personal Licence(s) Grant

No.	Applicant	Date Received	Comments
1.	James Pryde	08 March 2019	Personal Licence granted under delegated powers
2.	Cassandra Rankin	18 March 2019	Personal Licence granted under delegated powers
3.	William Drummond	18 March 2019	Personal Licence granted under delegated powers
4.	Susan Laurie McCann c/o Morton Fraser LLP Quartermile Two 2 Lister Square Edinburgh EH3 9GL	21 March 2019	Personal Licence granted under delegated powers
5.	Trevor Fairley c/o L-POS HM House 6 Back Walk Stirling FK8 2QA	01 April 2019	Personal Licence granted under delegated powers

**THIS PAPER RELATES TO
ITEM 4ii
ON THE AGENDA**

CLACKMANNANSHIRE LICENSING BOARD

MEETING 30 April 2019 at 09:30am

The Council Offices, Kilncraigs, Alloa, FK10 1EB

Licensing (Scotland) Act 2005

Personal Licence(s) Refresher Training

No.	Applicant	Date Received	Comments
1.	Gerald James Mulraney c/o Mulraney Properties LimeTree House North Castle Street Alloa FK10 1EX	20 March 2019	Personal Licence Refresher Training granted under delegated powers
2.	Donna Dawson c/o CPL Training Egerton House 2 Tower Road Birkenhead Wirral CH41 1FN	21 March 2019	Personal Licence Refresher Training granted under delegated powers

<p>THIS PAPER RELATES TO ITEM 4iii ON THE AGENDA</p>

CLACKMANNANSHIRE LICENSING BOARD

MEETING 30 April 2019 at 09:30am

The Council Offices, Kilncraigs, Alloa, FK10 1EB

Licensing (Scotland) Act 2005

Personal Licence(s) Renewals with Refresher Training

No.	Applicant	Date Received	Comments
1.	James McCusker	31 January 2019	Personal Licence granted under delegated powers
2.	Michelle Begg c/o WM Morrisons Plc Hilmore House Gain Lane Bradford West Yorkshire BD3 7DL	06 February 2019	Personal Licence granted under delegated powers
3.	Helen Hynd c/o Belhaven Pubs Atrium House 6 Back Walk Stirling FK8 2QA	07 February 2019	Personal Licence granted under delegated powers
4.	Cheryl Marie McGillivray c/o The Co-operative Group Food Ltd Licensing Department 10227 1 Angel Square Manchester M60 0AG	13 February 2019	Personal Licence granted under delegated powers
5	David McCleod c/o The Co-operative Food Licensing Department 5th Floor Dantzic/Federation Building Dantzic Street Manchester M60 0AF	14 February 2019	Personal Licence granted under delegated powers

6.	Janet Baird	06 March 2019	Personal Licence granted under delegated powers
7.	Andrew Henderson	06 March 2019	Personal Licence granted under delegated powers
8.	Andrew Patrick Roche c/o Winckworth Sherwood Solicitors Minerva House 5 Montague Close London SE1 9BB	06 March 2019	Personal Licence granted under delegated powers
9.	Scott James Honeyman c/o Licensing Team Tesco Stores Ltd Cirrus C Shire Park Welwyn Garden Hertfordshire AL7 1ZR	07 March 2019	Personal Licence granted under delegated powers
10.	Alice McLeod	07 March 2019	Personal Licence granted under delegated powers
11.	Mark Rodger Martin c/o Lidl UK GmbH Licensing Palmer Avenue Central Park Severn Beach BS35 4DF	07 March 2019	Personal Licence granted under delegated powers
12.	Duncan Hossack c/o Lidl UK GmbH Licensing Palmer Avenue Central Park Severn Beach BS35 4DF	07 March 2019	Personal Licence granted under delegated powers
13.	Shafiq Siddique	08 March 2019	Personal Licence granted under delegated powers
14.	Massimiliano Scacchi	11 March 2019	Personal Licence granted under delegated powers
15.	Ian Robert MacAulay	14 March 2019	Personal Licence granted under delegated powers
16.	Marion Rodger c/o CPL Training Egerton House 2 Tower Road	16 March 2019	Personal Licence granted under delegated powers

	Birkenhead Wirral CH41 1FN		
17.	Hazel Jack c/o Aldi Stores Ltd (Bathgate) Pottishaw Road Junction 4/M8 Bathgate West Lothian EH48 2FB	16 March 2019	Personal Licence granted under delegated powers
18.	John James Thomas Carr	18 March 2019	Personal Licence granted under delegated powers
19.	Gary McGregor	20 March 2019	Personal Licence granted under delegated powers
20.	Mohammed Shafique Choudhary	20 March 2019	Personal Licence granted under delegated powers
21.	Joyce Mary Ann Simpson c/o Morton Fraser LLP Quartermile Two 2 Lister Square Edinburgh EH3 9GL	22 March	Personal Licence granted under delegated powers

**THIS PAPER RELATES TO
ITEM 4iv
ON THE AGENDA**

CLACKMANNANSHIRE LICENSING BOARD

MEETING 30 April 2019 at 09:30am in

**The Council Offices, Kilncraigs,
Greenside Street, Alloa, FK10 1EB**

Licensing (Scotland) Act 2005

Transfer(s)

No.	Premises	Transferee	Date Received	Comments
1.	(Provisional) Lidl Supermarket Clackmannan Road Alloa	Lidl Great Britain Limited c/o Harper Macleod The Ca'd'oro 45 Gordon Street Glasgow G13PE	29 January 2019	Transfer of Premises Licence granted under delegated powers. No representations/ objections received.
2.	Lidl Supermarket Candleriggs Alloa FK10 1EA	Lidl Great Britain Ltd Licensing Department Palmer Avenue Central Park Severn Beach BS35 4DF	05 February 2019	Transfer of Premises Licence granted under delegated powers. No representations/ objections received.
3.	Home Bargains 15 - 20 Sterling Mills Devon Vale Tillicoultry FK13 6HQ	T.J. Morris (Scot) Ltd c/o Gosschalks Queens Gardens Hull HU1 3DZ	27 February 2019	Transfer of Premises Licence granted under delegated powers. No representations/ objections received.

<p>THIS PAPER RELATES TO ITEM 4v ON THE AGENDA</p>

CLACKMANNANSHIRE LICENSING BOARD

MEETING 30 April 2019 at 09.30am

**The Council Offices, Kilncraigs,
Greenside Street, Alloa, FK10 1EB**

Licensing (Scotland) Act 2005

Variation(s) (Minor)

Premises	Applicant	Date Received	Comments
Asda Whins Road Alloa FK10 3SD	Asda Stores Limited c/o Gosschalks Solicitors Queens Gardens Hull HU1 3DZ	28 February 2019	Minor Variation to vary Designated Premises Manager granted under delegated powers
The Cairn 183 West Stirling Street Alva FK12 5BH	Kaylen Inn Ltd 91 Alexander Street Airdrie ML6 0BD	08 March 2019	Minor Variation to vary Designated Premises Manager granted under delegated powers

