

**THIS PAPER RELATES TO
ITEM 3
ON THE AGENDA**

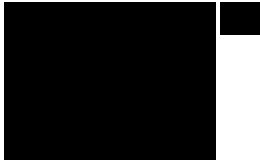
CLACKMANNANSHIRE LICENSING BOARD

MEETING 22 July 2021 at 09:30

Via MS Teams

Licensing (Scotland) Act 2005

Occasional Licence Applications

Premises	Applicant	Date of Events	Comments
No 5 Inn Brook Street Alva FK12 5JL	David White No 5 Inn Brook Street Alva FK12 5JL	19 July – 01 August 2021 02 – 15 August 2021 16 – 29 August 2021	Applications, layout plan LSO Report & Applicants response, (copies attached) Police Scotland responses no objections 05 July 2021
Royal Arms 2 High Street Tillicoultry FK13 6AE	Bramley Eccles 	06-20 August 2021 21 August – 03 September 2021 04 -17 September 2021	Applications, layout plan & LSO Report, (copies attached) Police Scotland responses no objections received 14 July 2021

15 8/7/21

No 5 INN

**THIS PAPER RELATES TO
ITEM 3i
ON THE AGENDA**

DATE OF EVENT	19/7/21
LICENCE NO	21/00212/0000
TO POLICE & WEB	1/7/21

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)	NOS INN CC152 BROOK STREET ALVA CLACKMANNANSHIRE FK12 5DL
Personal Licence Holder Name and Number (if applicable) Issuing Licensing Board	ALISON LILY ALLAN WHITE CC158
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	
ALISON LILY ALLAN WHITE CC158	

(2)

2. PERSONAL DETAILS	
TITLE (delete as appropriate) MR MRS MISS MS OTHER (please state)	
FORENAMES	DAVID HAMILTON
SURNAME	WHITE
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.	
DATE OF BIRTH	[REDACTED]
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES	
BROOK STREET	
Post Town	Postcode
ALVA	FK12 5JL
TELEPHONE NUMBERS	
DAYTIME	[REDACTED]
EVENING	[REDACTED]
MOBILE	[REDACTED]
FAX NUMBER	
E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail).	
[REDACTED]	

3. THE PREMISES (where the event is to be held -See note and answer fully)	
Description of Premises.	
WITHIN PRIVATE CAR PARK AT THE NOS INW BROOK STREET ALVA.	
Full Postal Address of Premises which this Application Refers to	
BROOK STREET ALVA CLACKMANNANSHIRE FK12 5JL	
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
	2 Date Temporary PEL was been applied for -
	Yes No

Description of Activities to be Carried on in the Premises (see note and answer fully)
 OUTSIDE DRINKING AREA TO FRONT OF BUILDING
 (PRIVATE CAR PARK)

SALE OF ALCOHOL & FOOD

CHILDREN AND YOUNG PERSONS WILL BE PRESENT

Approximately How many persons will attend event ?

Will SIA Licensed Stewards to be provided ? YES (NO)

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

YES
 FULL DINING MENU WILL BE AVAILABLE

4. DURATION OF LICENCE

Start Time and Date	End Time and Date
11 AM 19 th July 2021	10 PM 1 st Aug 2021

5. IS ALCOHOL TO BE SOLD FOR CONSUMPTION ON THE PREMISES (YES/NO)*
IS ALCOHOL TO BE SOLD FOR CONSUMPTION OFF THE PREMISES (YES/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	Times for sale of alcohol for consumption Off premises
11 AM - 10 ⁰⁰ PM	11 AM - 10 ⁰⁰ PM

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

N/A

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? **YES/NO** (if answered yes the remainder of this section must be completed)

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?	YES/NO
Ages of Children of Young Persons Permitted Entry Any AGE	Times at which Children or Young Persons Permitted Entry 11 AM - 8 PM.

Parts of Premises to which Children or Young Persons Permitted Entry

ALL AREAS
EXCEPT WHERE ALCOHOL IS BEING SERVED.
(IE BAR SERVE AREA)

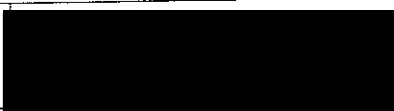
7. Signature and declaration by applicant (see note 3)

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		DATE	19 MARCH 2021
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* 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

RS 5/7/21

NO 5 INN

DATE OF EVENT	2/8/21
LICENCE NO	21/009211/OCC/LIC
TO POLICE & WEB	1/7/21

APPLICATION FOR OCCASIONAL LICENCE

To:

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

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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)	NOS INN CC152 BROOK STREET ALVA CLACKMANNANSHIRE FK12 5JL
Personal Licence Holder Name and Number (if applicable) Issuing Licensing Board	ALISON LILY ALLAN WHITE CC158
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	
ALISON LILY ALLAN WHITE CC158	

(2)

2. PERSONAL DETAILS			
TITLE (delete as appropriate) MR MRS MISS MS OTHER (please state)			
FORENAMES	DAVID HAMILTON		
SURNAME	WHITE		
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.			
DATE OF BIRTH	Day	Month	Year
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES			
BROOK STREET			
Post Town	ALVA		Postcode
			FK12 5JL
TELEPHONE NUMBERS			
DAYTIME	[REDACTED]		
EVENING	[REDACTED]		
MOBILE	[REDACTED]		
FAX NUMBER			
E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail)			
[REDACTED]			

3. THE PREMISES (where the event is to be held -See note and answer fully)		
Description of Premises.		
WITHIN PRIVATE CAR PARK AT THE NOS INW BROOK STREET ALVA.		
Full Postal Address of Premises which this Application Refers to		
BROOK STREET ALVA CHICHEMANNANSHIRE FK12 5JL		
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	Yes No
	or 2 Date Temporary PEL was been applied for -	

Description of Activities to be Carried on in the Premises (see note and answer fully)
 OUTSIDE DRINKING AREA TO FRONT OF BUILDING
 (PRIVATE CAR PARK)

SALE OF ALCOHOL & FOOD

CHILDREN AND YOUNG PERSONS WILL BE PRESENT

Approximately How many persons will attend event ?	
Will SIA Licensed Stewards to be provided ?	YES (NO)
Is food to be provided at the Event - If yes please provide details	
YES FULL DINING MENU WILL BE AVAILABLE	

4. DURATION OF LICENCE


Start Time and Date	End Time and Date
11 AM 2 Aug 2021	10 PM 15 th Aug 2021

5. IS ALCOHOL TO BE SOLD FOR CONSUMPTION ON THE PREMISES (YES/NO)*
IS ALCOHOL TO BE SOLD FOR CONSUMPTION OFF THE PREMISES (YES/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 11 AM - 10 ⁰⁰ PM	Times for sale of alcohol for consumption Off premises 11 AM - 10 ⁰⁰ PM
Statement of the times at which any activities other than the sale of alcohol will be carried on in the premises N/A	

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? YES/NO (if answered yes the remainder of this section must be completed)	
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?	YES/NO
Ages of Children of Young Persons Permitted Entry Any AGE	Times at which Children or Young Persons Permitted Entry 11AM - 8PM.
Parts of Premises to which Children or Young Persons Permitted Entry ALL AREAS EXCEPT WHERE ALCOHOL IS BEING SERVED. (IE BAR SERVE AREA)	

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		DATE	19 MARCH 2021

* Data Protection Act 1998

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Ps 5/7/21

NO 5 INN

DATE OF EVENT	16/8/21
LICENCE NO	21/00910/OCCLIC
TO POLICE & WEB	1/7/21

APPLICATION FOR OCCASIONAL LICENCE

To:

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 Kilncraigs
 Greenside Street
 Alloa
 FK10 1EB

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Name and Address of Premises, licence number, Issuing Licensing Board (if applicable)	NOS INN CC152 BROOK STREET ALVA CLACKMANNANSHIRE FK12 5JL
Personal Licence Holder Name and Number (if applicable) Issuing Licensing Board	ALISON LILY ALLAN WHITE CC158
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	
ALISON LILY ALLAN WHITE CC158	

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FORENAMES	DAVID HAMILTON		
SURNAME	WHITE		
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.			
DATE OF BIRTH	Day	Month	Year
	[REDACTED]		
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES			
BROOK STREET			
Post Town	ALVA	Postcode	FK12 5JL
TELEPHONE NUMBERS			
DAYTIME	[REDACTED]		
EVENING	[REDACTED]		
MOBILE	[REDACTED]		
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 (PRIVATE CARPARK)

SALE OF ALCOHOL & FOOD

CHILDREN AND YOUNG PERSONS WILL BE PRESENT

Approximately How many persons will attend event ?

Will SIA Licensed Stewards to be provided ?

YES NO

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

YES

FULL DINING MENU WILL BE AVAILABLE

4. DURATION OF LICENCE

Start Time and Date

11 AM

16th Aug 2021

End Time and Date

10 PM

29th Aug 2021

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

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

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11 AM - 10⁰⁰ PM

Times for sale of alcohol for consumption Off premises

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6. CHILDREN (see note 2)
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EXCEPT WHERE ALCOHOL IS BEING SERVED.
(IE BAR SERVE AREA)


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

DECLARATION

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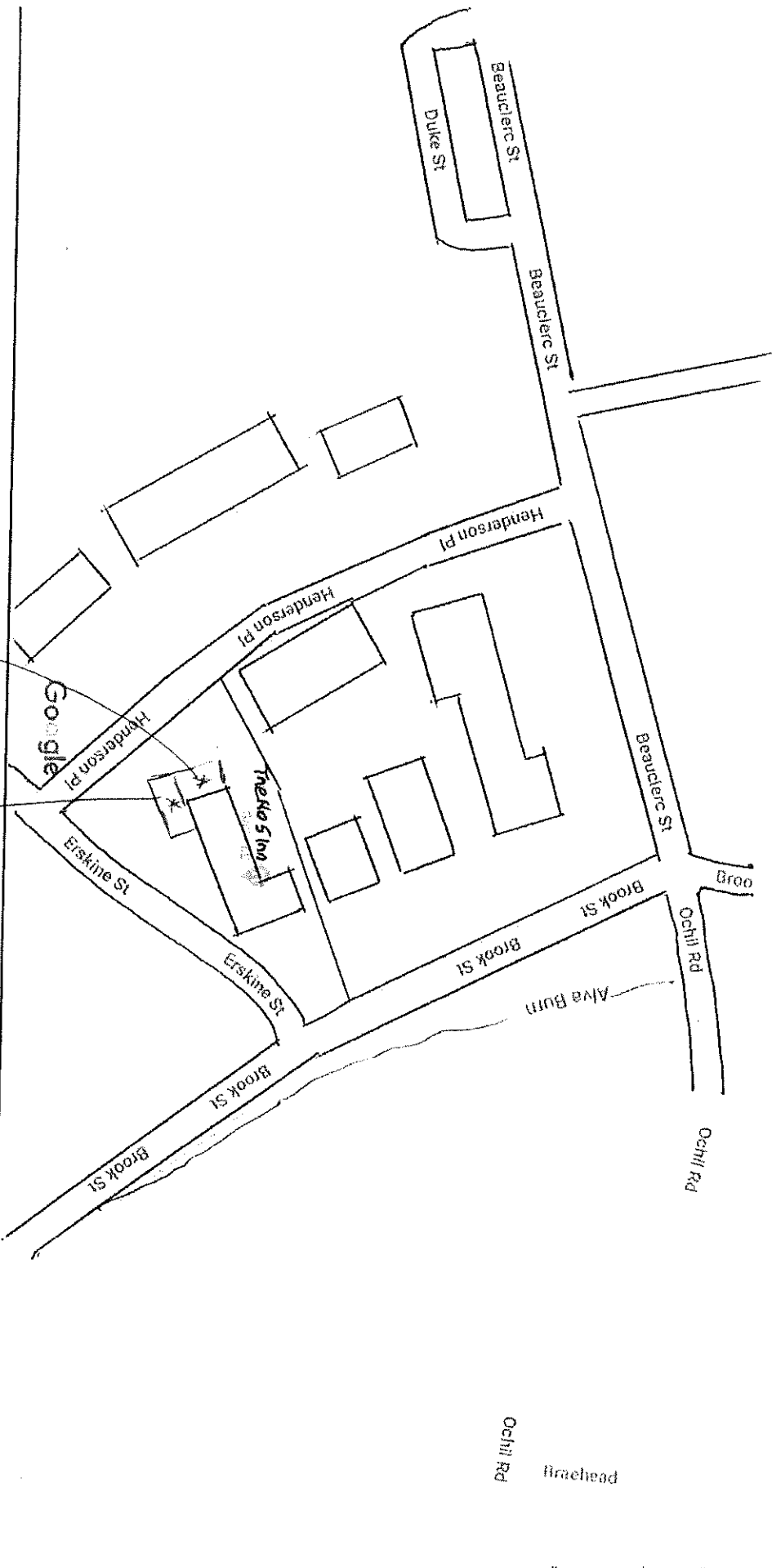
(Criminal Law (Consolidation) (Scotland) Act 1995 Section 44(2)(b))

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

SIGNATURE		DATE	19 MARCH 2021
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* Data Protection Act 1998

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PERMANENT BEER GARDEN

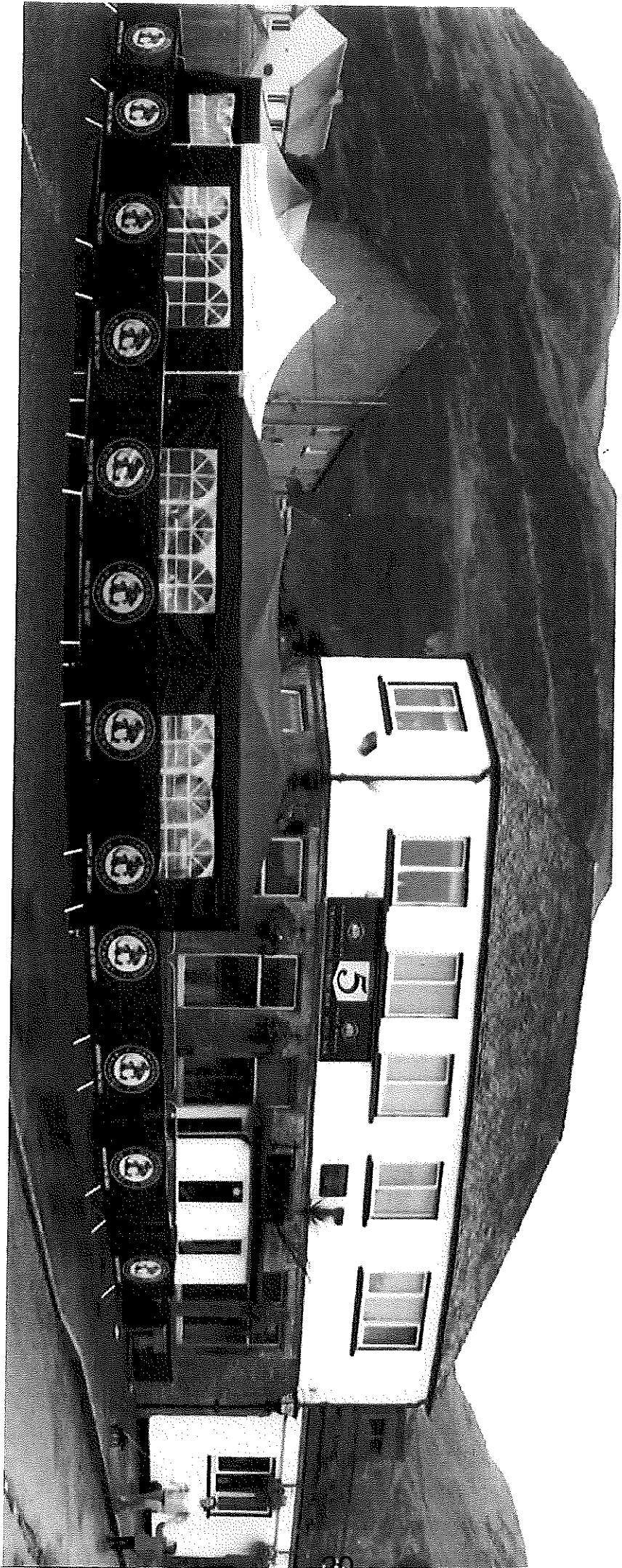
ROOSE EXTENSION

TEMPORARILY SEATING 54 PEOPLE

FULL CAPACITY

Map data ©2020

10 m



(7)



3 LARGE BENCHES
4 BARRELS
3 SMALL TABLES

1 SMALL ROUND TABLE
FULL CAPACITY 54



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/CV19 REP

Your Ref: 2021-OL (set2-2021-3 apps)

Date: 15 July 2021

**Subject: Licensing (Scotland) Act, 2005, Section 57 (3)
3 x Occasional Licence Applications - Outdoor Area
Applicant- No 5 Inn, Alva, CC152
Car Park area adjacent, and to the front of The No 5 Inn, Brook Street, Alva.**

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 3 occasional licences each lasting for a period of 14 days, and seeking 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 3 applications seek to licence the premises from 19 July 2021 for a continuous period of 6 weeks until 29 August 2021.
3. These applications were only lodged with Clackmannanshire Licensing Board on 1 July 2021, despite the applicant being well aware that the Board may require 6 weeks to process an application for an occasional licence. The date of signing shown as 19th March 2021 is not indicative of the date of submission to the Licensing Board.
4. The purpose of an occasional licence is to allow premises that are not normally licensed to be licensed "occasionally". Not necessarily for a special event or special occasion.
5. The applicant is aware that he should be looking to a more permanent licensing solution if he wishes to continue the use of this area in the longer term during

2021. Although he has intimated an intention to permanently licence an extended outdoor area and was provided with an application form and advice on the process, no application to vary the licence has been lodged.

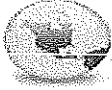
6. The land in this case is an area used for car parking at the front and side of the premises and is owned by the premises.
7. In the periods of licensing of this area during 2020 and 2021, the use of the area has attracted no adverse comments or complaints, despite being fairly close to a residential area.
8. The applicant is aware that he should only use personal licence holders or other staff trained to the standards required by the Licensing (Training of Staff)(Scotland) Regulations 2007 to sell alcohol at the premises.
9. The applicant has also been advised that any staff left in charge at the premises should be the holder of a personal licence or should be able to make immediate contact with a personal licence holder responsible for the management of the premises, during all licensed hours.
10. Appendix A contains a list of suggested conditions that the Licensing Board may wish to impose on granting this application. These 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 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.
- 7 Only alcohol sold by the The No5 inn, Alva may be consumed in the licensed area.



Re:Occasional Licences - Report
ALISON WHITE to: jandison

16/07/2021 09:32

Morning June

All looks good, sorry I forgot it was a 6 week notice, I was thinking 3 week. Hopefully is has not put you to to much bother.

Many thanks

Alison

Sent via BT Email App

From: June Andison
Sent: Jul 15, 2021 at 2:32 PM
To: ALISON WHITE
Subject: Occasional Licences - Report

Hi Alison

Attached report from the Licensing Standards Officer. Could you have a read and respond back with any comments you may have by email, by close of business Friday 16 July 2021.

Regards

June Andison
Licensing Administrator
Clackmannanshire Council
2ndFloor 1946 Building
Kilncraigs
Greenside Street
Alloa
FK10 1EB

Tel 01259 452093

This message contains privileged and confidential information intended for the

