

EAST AYRSHIRE LICENSING BOARD

Minute of the meeting of East Ayrshire Licensing Board held within Meeting Room 1 on Tuesday 30 March 2010 at 10am

SEDERUNT : Councillor J Buchanan, Councillor J Campbell, Councillor H Coffey, Councillor G Cree, Councillor R Cunninghame, Councillor E Dinwoodie, Councillor N McGhee, Councillor J MacKay and Councillor H Ross

ATTENDING : Mr S McCall (Depute Clerk to the Licensing Board), Mrs C McEwan and Mr I Hiles (Licensing Standards Officers), Mrs P Duncan and Ms S Gillies (Licensing Board Administrators).

Councillor J McGhee submitted his apologies that he was unable to attend the meeting.

1. SEDERUNT

Noted.

2. MINUTES OF MEETINGS

2.1 Minute of the Licensing Board meeting held on 9 March 2010 was approved and noted.

3. APPLICATIONS

Consider applications received under the Licensing (Scotland) Act 2005, Licensing (Scotland) Act, 1976, as amended and the Gambling Act, 2005 – Appendix I.

There being no further business the meeting ended at 10.10am.

LICENSING (SCOTLAND) ACT, 2005

APPLICATION FOR PERSONAL LICENCE

Daniel Armour
3 Millands Road
Galston

The Depute Clerk advised the Board that Strathclyde Police had confirmed that the applicant had been convicted of two relevant offences. Referring to the first offence, he advised that Mr Armour had been convicted at Paisley Sheriff Court on 31 May 2002 of an offence in terms of the Road Traffic Act 1988, Section 5(1)(a) and fined £500, disqualified for 18 months and his licence had been endorsed.

In respect of the second offence, the Depute Clerk advised that Mr Armour had been convicted at Kilmarnock Sheriff Court on 12 February 2007 of an offence in terms of the Road Traffic Act 1988, Section 5(1)(a) and fined £1000, disqualified for 4 years and his licence had been endorsed.

Mr Armour appeared before the Board and confirmed the existence of the convictions. He explained that he had obtained medical advice and undertaken counseling at Crosshouse Hospital.

Councillor Cree enquired as to whether Mr Armour thought that the counseling had been successful. Mr Armour confirmed that the counseling had been successful.

Councillor Cuninghame asked if Mr Armour had any offers of employment, if the licence was granted. Mr Armour advised that he had no offers of employment yet.

The Board agreed unanimously to grant the licence.

Kevin Hodge
12 Malcolm Court
Stewarton

The Depute Clerk advised that Strathclyde Police had confirmed that the applicant had been convicted at Paisley Sheriff Court on 9 December 2004 of an offence in terms of the Road Traffic Act 1988, Section 5(1)(A) and fined £500, disqualified for 12 months and his licence had been endorsed.

Mr Hodge appeared before the Board and confirmed the existence of the convictions.

The Board agreed unanimously to grant the licence.

APPLICATION FOR VARIATION OF PREMISES LICENCE

Daljit Kaur
29 Carson Drive
Irvine

The Fenwick Hotel
Junction 8, M77
Fenwick

Details of the variation are as follows:-

Creation of a pre-function area, alteration of the position of the bar and the creation of a corridor within the newly built function area.

The Depute Clerk reminded Members that the Board had granted an application to vary this licence at the meeting on 9 March to allow the licence holder to extend the function suite within these premises. He explained that this application had been lodged as amendments to the extension had been required.

The Depute Clerk advised that Building Standards had reported that the premises had been inspected on 18 February 2010 and the following issues were identified:-

- 1. Building Warrant 09/00612/DEMERE was applied for on 23 September 2009 and was approved on 18 December 2009.**
- 2. An application for amendment (09/00612/DEMERE/A) was applied for on 27 January 2010 but to date has still to be approved.**

As there had been no objections or representation in respect of the application, the Board agreed to grant the variation.

APPLICATION FOR VARIATION OF PREMISES LICENCE

New Charleston Ltd
Ayrshire Business Centre
Townhead
Kilmaurs

The Charleston
38 Cameron Drive
Kilmarnock

Details of the variation are as follows:-

Amendment of core licensing hours.

<u>Current Licensing Hours:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Monday - Thursday	11am – 12 Midnight	
Friday & Saturday	11am – 1am	
Sunday	12.30pm – 12 Midnight	

<u>Licensing Hours Applied For:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Sunday – Thursday	11am – 12 Midnight	11.00am – 10.00pm
Friday & Saturday	11am – 1am	11.00am – 10.00pm

Amendment of the operating plan to include activities:- pool, dominoes, darts, quiz nights, race nights, club/group meetings, competitions.

Amendment of the operating plan to include:- children and young persons from birth to 17 years will be permitted entry to the premises for the consumption of a meal until 10pm and to attend a private function during the core hours. Children will require to be accompanied by an adult.

The Depute Clerk advised that Building Standards had reviewed the operating plan on 5 March 2010 and the following issues were identified:-

- 1. Building Warrant 10/00113/ALT was applied for on 5 January 2010 for internal alterations at these premises. A letter listing outstanding issues was sent to the applicant and agent on 18 March 2010 but to date no amended information has been received to allow this application to be approved.**

The Depute Clerk advised that a report had been received from Environmental Health detailing outstanding works required to the premises, namely:-

- 1. An application for Registration of a Food Business Establishment was required.**
- 2. There was a strong smell in the gents toilets which serve the public bar area which required to be investigated.**
- 3. The Lounge Bar area, function suite and kitchen area were not currently in use and should be upgraded prior to use.**

As no objections had been received in respect of the application, the Board agreed unanimously to grant the variation.

GAMBLING ACT 2005

APPLICATION FOR CLUB MACHINE PERMIT

Bonnie Doon Masonic Club
29/34 Main Street
Patna

Granted
