

EAST AYRSHIRE LICENSING BOARD

Minute of the meeting of East Ayrshire Licensing Board held within Meeting Room 1 on Tuesday 9 March 2010 at 10am

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

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

Councillor H Coffey and Councillor R Cunninghame submitted apologies that they were unable to attend the meeting.

1. MINUTES OF MEETINGS

1.1 Minute of the Licensing Board meeting held on 9 February 2010 was approved and noted.

2. 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 10.15am.

APPLICATION FOR PERSONAL LICENCE

Daniel Armour
3 Millends Road
Galston

The Depute Clerk reminded Members that Strathclyde Police had previously advised at the Licensing Board Meeting on 9 February 2010 that the applicant had two relevant convictions. Mr Armour was not present at the Meeting on 9 February 2010 and the application was continued to the Board meeting on 9 March 2010.

The Depute Clerk advised Members that the applicant had been asked to attend the Board meeting but was not present.

The Board Members agreed to continue the application to the next Board meeting on 31 March 2010.

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:-

Extension of the function suite and the area where the function bar is situated.

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

The Depute Clerk advised Members that the reason for the Variation application was to extend the current function suite and that a subsequent Variation application would be dealt with at the next Licensing Board Meeting for a further minor amendment.

The Depute Clerk advised that the premises were inspected on 18th February 2010 in relation to the proposed variation to the existing Operating Plan for an on and off sales licence and the following issues were identified:-

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

Mr Roy, Building Standards, further advised that the amendment had now been approved and there were no issues regarding this application.

As the application was in order and no objections or representations had been received, the Board agreed to grant the variation.

APPLICATION FOR VARIATION OF PREMISES LICENCE

Mr Alex Miller
Grapevine Ltd
33 Crofthead Avenue
Kilmarnock

Gordons Bar
17 Fowlds Street
Kilmarnock

Brief overview of the premises licence:-

The premises consist of single lounge bar.

Details of the variation are as follows:-

Amendment to core hours:-

<u>Current Licensing Hours:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Monday – Thursday	11.00am - Midnight	10.00am – 10.00pm
Friday & Saturday	11.00am – 1.00am	11.00am – 10.00pm
Sunday	12.30pm - Midnight	12.20pm – 10.00pm

<u>Licensing Hours Applied For:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Monday – Wednesday	11.00am – Midnight	11.00am – 10.00pm
Thursday – Saturday	11.00am – 1.00am	11.00am – 10.00pm
Sunday	11.00am - Midnight	11.00am – 10.00pm

The premises also intend to remain open until 2.00am on 24th, 26th and 31 December and 2nd January each year.

The Depute Clerk reminded Members that this application had been continued from a previous meeting of the Board as the applicant had failed to display the relevant notice in terms of article 7 of the Licensing (Procedure) (Scotland) Regulations 2007 at the premises for a continuous period of 21 days. He advised that the applicant had confirmed that the notice had now been displayed.

As the application was in order and no objections or representations had been received, the Board agreed to grant the variation.

APPLICATION FOR VARIATION OF PREMISES LICENCE

Somerfield Stores Ltd.
Somerfield House
Whitchurch Lane
Whitchurch
Bristol

Messrs Gosschalks
Solicitors
Queens Gardens
Hull

Somerfield
Townhead Street
Cumnock

Brief overview of the premises licence:-

The premises are a licensed supermarket.

Details of the variation are as follows:-

1. To refurbish the store and amend the layout.
2. To relocate the alcohol display area.
3. To amend the operating plan to include the showing of films (screens within the store may display moving images) and televised sport (television screens within the electrical goods section may from time to time show televised sport).

Current Licensing Hours:

On-Sale

Off-Sale

Sunday to Saturday

10.00am – 10.00pm

The Depute Clerk advised Members that these premises were currently being rebranded as an Asda supermarket and the application was to allow refurbishment of the premises. The Depute Clerk further advised that an application for transfer of the premises licence to Asda Stores Limited had been submitted.

The Depute Clerk advised that the premises were inspected on 5th February 2010 in relation to the proposed variation to the existing Operating Plan for an off sales licence and the following issues were identified:-

1. Building Warrant 10/00004/ALT was applied for on the 5th January 2010 and approved on the 23rd February 2010.
2. The emergency lights require to be tested or a certificate supplied.
3. The fire doors outside the refrigeration plant room require to be upgrade.

Mr Roy, Building Standards, advised that there were no issues with this application and outstanding points would be followed up by Building Standards.

As the application was in order and no objections or representations had been received, the Board agreed to grant the variation.

APPLICATION FOR VARIATION OF PREMISES LICENCE

Mr Hamid Ali
18 Ruthven Avenue
Giffnock
Glasgow

Riccarton Store
47 New Street
Kilmarnock

Brief overview of the premises licence:-

The premises are a licensed convenience store.

Details of the variation are as follows:-

Amendment to alcohol display area.

Current Licensing Hours:

On-Sale

Off-Sale

Sunday to Saturday

10.00am – 10.00pm

The Depute Clerk advised that the premises were inspected on 5th February 2010 in relation to the proposed variation to the existing Operating Plan for an off sales licence and the following issues were identified:-

1. Provide periodic test results for emergency lighting and fire alarm detection system.

2. At the time of inspection the side gate was locked which forms part of the rear exit route. A management statement should be provided confirming all gates and doors, which form part of the rear exit route, shall remain unlocked whilst the building is occupied.

Mr Roy, Building Standards, advised that the reported items were from the original operating plan and that Building Standards would follow up on the outstanding issues.

As the application was in order and no objections or representations had been received, the Board agreed to grant the variation.

APPLICATION FOR VARIATION OF PREMISES LICENCE

G & G Pub Properties Ltd.
28 Marina Road
Prestwick

The Village Inn
2-4 Stewarton Road
Dunlop

Brief overview of the premises licence:-

The premises consist of a bar, lounge and dining room.

Details of the variation are as follows:-

Amendment to core hours:-

<u>Current Licensing Hours:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Sunday to Wednesday	11.00am - 12 Midnight	
Thursday to Saturday	11.00am - 1.00am	
<u>Licensing Hours Applied For:</u>	<u>On-Sale</u>	<u>Off-Sale</u>
Sunday to Wednesday	11.00am - 12 Midnight	12 Noon – 10.00pm
Thursday to Saturday	11.00am - 1.00am	12 Noon – 10.00pm

As the application was in order and no objections or representations had been received, the Board agreed to grant the variation.

GAMBLING ACT 2005

Application for Club Machine Permit

Kilmaurs Masonic Social Club
22 Main Street
Kilmaurs

Granted
