

EAST AYRSHIRE LICENSING BOARD

Minute of the Meeting of East Ayrshire Licensing Board held within the Council Chambers, Council Headquarters, London Road, Kilmarnock, and digitally through Microsoft Teams, on Tuesday 24 June 2025 at 10am.

SEDERUNT: Councillor Drew Filson (Chair), Councillor Caroline Barton, Councillor William Crawford, Councillor June Kyle, Councillor Linda Mabon, Councillor Clare Maitland, Councillor Kevin McGregor and Councillor David Richardson.

ATTENDING: David Mitchell (Clerk to the Licensing Board), Ms Carolyn McEwan (Licensing Standards Officer), Mrs Patricia Duncan and Mrs Alison Hewitson (Licensing Board Administrators).

APOLOGIES: Councillor Stephen Canning and Councillor Claire Leitch.

1. SEDERUNT

Noted.

2. DECLARATIONS OF INTEREST

There were no declarations of interest intimated by the Board Members.

3. MINUTE OF MEETING

The Minute of the meeting of East Ayrshire Licensing Board, held on 20 May 2025, was approved and noted.

Referring to the Board's decision to hold a Personal Licence Review Hearing, the Clerk advised that a Special Board meeting had been arranged for 8 July 2025 at 2pm.

4. APPLICATIONS CONSIDERED UNDER DELEGATED AUTHORITY

The Clerk reported on the applications discharged under delegated authority between 12 May and 13 June 2025, namely:-

Minor Variation	:	11
S33 Transfer of Premises Licence	:	3
Grant of Personal Licence	:	12
Renewal of Personal Licence	:	1
Renewal of Small Lotteries Registration	:	3
Grant of Small Lotteries Registration	:	1
Extended Hours	:	2
Occasional Licences	:	68

The Clerk reported that of the 68 Occasional Licences granted, 28 were granted to Personal Licence holders, 15 to Club Premises, 14 to Premises Licence holders and 11 to Voluntary Organisations.

It was noted that, as of the date of the report, there are 921 Personal Licences in force, an increase of 14 since the last report and 289 Premises Licences in force, a reduction of 1 since the last report.

5. APPLICATIONS

Consider applications received under the Licensing (Scotland) Act 2005 – See Appendix I.

6. ANNUAL FINANCIAL AND FUNCTIONS REPORT

The Clerk reminded Members that, in terms of Section 56 of the Air Weapons and Licensing (Scotland) Act 2015, Licensing Boards must prepare and publish an Annual Financial and Functions Report.

The Clerk outlined the contents of the report and Members noted that there was deficit of £54,816 in 2024/25. The Clerk referred to the reduction in staff costs in the year 2024/25 and explained that this was due to the relaxation on employers' pension contributions.

The Board Members unanimously agreed to approve the Annual Financial and Annual Functions Report and authorised the Clerk to proceed with the publication of the Annual Financial and Annual Functions Report.

7. PREMISES LICENCE REVIEW

Review of premises licence for premises known as Nisa Newmilns, 57-59 Main Street, Newmilns following receipt of a Premises Licence Review Application in terms of Section 36(3)(b) of the Licensing (Scotland) Act 2005 from the Regulatory Services Manager, East Ayrshire Council.

The Clerk advised that, following receipt of submissions from the Agent for the licensing holder, a request had been made by Food Standards Scotland to continue consideration of the Review Hearing to allow matters to be investigated further.

The Board agreed unanimously to continue consideration of the Review Hearing.

There being no further business, the meeting ended at 10.15am

LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATION FOR VARIATION OF PREMISES LICENCE

St Madoes Ltd..

B S Birring Convenience Store
21/23 Russell Court
Kilmarnock

Details of variation:-

To amend the operating plan as follows:-

Licensed hours:-

Current Hours

Off Sale

Monday – Saturday : 10am – 8.30pm
Sunday : 10am – 3pm

Proposed Hours

Off-Sale

Sunday – Saturday : 10am – 8.30pm

Mushtaq Ahmad, Director of St. Madoes Ltd., appeared before the Board to speak in support of the application. He explained that the premises currently closed at 3pm on a Sunday and the variation was to extend the opening time until 8.30pm on a Sunday.

As there was no objections or representations, and the licensed hours requested were within policy, the Board agreed unanimously to grant the variation.

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LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATION FOR VARIATION OF PREMISES LICENCE

McLaren's Nurseries Ltd.

The Farm Shop
McLaren's Nurseries
Lochlibo Road
Uplawmoor
Barrhead

Details of variation:-

To amend the operating plan as follows:-

Licensed hours:-

Current Hours

Off Sale

Sunday - Saturday : 10am – 4.30pm

Proposed Hours

Off-Sale

Sunday - Saturday : 10am – 6pm

Increase alcohol display area from 5.39m² to 9.08m²

Include additional activities – sampling, masterclass in wreath making, plant care, etc. and the sale of food and non food items, as expected in a farm shop.

Mr Brian McMahon appeared before the Board, together with Heather Campbell, designated premises manager.

Mr McMahon outlined the application and advised that the proposed increase to the alcohol display area was to allow the addition of a chiller. As there had been no representations or objections received in respect of the application, Mr McMahon moved that the variation should be granted.

The Board agreed unanimously to grant the variation.

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LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATION FOR GRANT OF A PREMISES LICENCE

McKendry Properties Limited

16 Titchfield Street (First Floor)
Kilmarnock

Brief overview of nature of the business proposed to be carried on in the premises:-

Licensed hours applied for:-

On Sale

Monday – Sunday : 12 Noon – 10pm

The premises will be a restaurant.

It is intended to provide restaurant facilities and to cater for receptions including weddings, funerals and birthdays within the premises, all within the core licensed hours; it is intended to provide recorded music within the core licensed hours.

The premises will operate according to customer demand at quiet times of the year. A takeaway service will be provided during open times.

Children aged 0 – 15 years will be permitted access to the premises during the core licensed hours, when accompanied by an adult, for the consumption of a meal.

Young Persons aged 16 & 17 years will be permitted access to the premises during the core licensed hours, unaccompanied by an adult, for the consumption of a meal.

The proposed occupant capacity of the premises is 54.

Mr James Lamb, Solicitor, appeared on behalf of the applicants. He reminded Members that the premises previously held a licence and operated as Dragon Royale. The licence had however lapsed.

Mr Lamb advised that, should the Board be minded to grant the licence, the premises would be sold as licensed premises and that the premises would thereafter operate as an Indian Restaurant.

As there was no objections or representations in respect of the application, the Board agreed unanimously to grant the licence.
