

**MINUTES of MEETING of ARGYLL AND BUTE LICENSING BOARD held in the BY SKYPE  
on TUESDAY, 8 NOVEMBER 2022**

**Present:**

Councillor Kieron Green (Chair)	Fiona Howard
Mark Irvine (Vice Chair)	Graham Hardie
Councillor Jan Brown	Paul Donald Kennedy
Councillor Amanda Hampsey	Liz McCabe
Councillor Graham Hardie	
Councillor Fiona Howard	

**Attending:**

Susan Mair, Depute Clerk to the Board  
Kelly Coffield, Licensing Assistant  
Alison Brodie, Licensing Assistant  
Eric Dearie, Licensing Standards Officer  
Raymond Park, Licensing Standards Officer  
Sergeant David Holmes, Police Scotland

**1. APOLOGIES**

Apologies were intimated from Audrey Forrest and Luna Martin.

**2. DECLARATIONS OF INTEREST**

It was noted there were no declarations of interest.

**3. APPROVAL OF MINUTES FROM LICENSING BOARD MEETING OF 8TH  
SEPTEMBER 2022**

The minutes of the meeting held on 8<sup>th</sup> September 2022 were submitted and approved.

**4. APPLICATION FOR MAJOR VARIATION OF A PREMISES LICENCE**

**(a) Argyll Vintners, 18 Hillfoot Street, Dunoon, PA23 7DS**

The applicant, Andy McMaster attended and spoke to the terms of the application which sought to; add on-sales hours; increase the terminal hour for off-sales; increase off-sales capacity to 31.75m<sup>2</sup>; add an on-sales capacity of 16 persons; include a minor amendment to the seasonal variation wording; add children and young person's conditions; create a small bar and seating area for customers and change the premises manager. Mr McMaster explained that he wanted to expand the business to allow his customers to sit in and have a glass of wine.

Raymond Park, Licensing Standards Officer advised that he had been working with Mr McMaster regarding the variation and he had no issues with the application.

Jan Brown commended Mr McMaster for growing his business and wished him every success.

The Chair agreed and moved to grant the application as applied for.

With no-one else being otherwise minded, this became the decision of the Board.

(b) **Lochindaal Seafood Kitchen, Port Charlotte, Isle of Islay, PA48 7UD**

The applicant, Alexander McLellan attended and spoke to the terms of the application which sought to amend the terminal hour on a Sunday from 5.30pm to 9.30pm.

Eric Dearie, Licensing Standards Officer advised that he had no issues with the application.

The Chair moved to grant the application as applied for.

With no-one else being otherwise minded, this became the decision of the Board.

5. **APPLICATION FOR MAJOR VARIATION OF A PREMISES LICENCE  
(CONTINUED FROM A PREVIOUS MEETING)**

(a) **Bowmore Distillery & Visitor Centre, School Street, Bowmore, Isle of Islay, PA43 7JS**

It was noted that a further request had been received to continue the application. The Chair moved to continue the application to the Board meeting in February.

With no-one else being otherwise minded, this became the decision of the Board.

(b) **Slanj, Station Road, Tarbet, G83 7DA**

Tom Ireland, premises manager attended and spoke to the terms of the application which sought to: amend the off sales start time from 11.00am to 10.00am; amend the wording at Question 5(f) and amend the layout plan to show the addition of an adjacent adapted container to form a standalone grocery shop with an off-sales facility. Mr Ireland said he wanted to extend the premises licence to the container shop for off sales as this was the only shop within the village.

Raymond Park, Licensing Standards Officer advised that the container shop had been trading under occasional licences for some time. He had no concerns with the application but noted that the relevant building

standards certificate had yet to be issued.

The Chair enquired about the timeframe regarding this matter. Mr Park referred to previous correspondence on 12<sup>th</sup> October 2022 and stated that documentation was still outstanding from the licence holder.

Mr Ireland explained that he was liaising with David MacLachlan, team leader, building standards to resolve a few outstanding issues.

Graham Hardie suggested that the application be continued until the outstanding issues had been resolved. This was supported by Liz McCabe and Jan Brown.

The Chair asked how long the premises had been trading under occasional licences. Susan Mair, Depute Clerk advised that it had been approximately 18 months and the current occasional licence will expire on 14th November 2022.

Paul Donald Kennedy asked Mr Ireland if he intended to submit further occasional licence applications and he replied no, as he understood he was not permitted to do so.

Mr Park said that he had provided this advice due to the lack of the building standards certificate.

Having considered the foregoing, the Chair moved to continue the application to the February Board meeting to allow the outstanding issues to be resolved.

Mr Park asked if Mr Ireland could, in the meantime, apply for further occasional licences. The Chair agreed to this as long as the outstanding issues were resolved by February 2023.

## **6. REVIEW OF PERSONAL LICENCES**

### **(a) Revocation of Personal Licences where licence holders have not undertaken the refresher training**

The list of personal licence holders (Appendix 1) who had not undertaken the required refresher training within the prescribed timescale was noted and the Board agreed to revoke their personal licences.

### **(b) Revocation of Personal licences where licence holders have not applied to renew their licence**

The list of personal licence holders (Appendix 2) who had not submitted an application to renew their licence was noted and the Board agreed to revoke their licences.

## **7. ANY OTHER BUSINESS**

### **(a) GAMBLING ACT 2005- REVISION OF THE GAMBLING POLICY**

Susan Mair, Depute Clerk advised that this was a follow up report from the September Board meeting. Ms Mair advised that the consultation process had been carried out and she was now seeking the members' approval to finalise the policy and if agreed, it would come into effect on 30th December 2022.

The Chair stated that the Board were in agreement with the amendments and moved to approve the amended gambling policy.

With no-one else being otherwise minded, this became the decision of the Board.

### **(b) Police Scotland - Chief Constables Report 2020-2021**

Sergeant David Holmes attended and referred to the Annual Licensing Report for 2021-22 by the Chief Constable in accordance with section 12A of the Licensing (Scotland) Act 2005 (Appendix 3).

The Board noted the contents of the report and thanked Police Scotland for their continued assistance.

## **8. DATE OF NEXT MEETING**

The next meeting of the Licensing Board will be held by Skype on Tuesday 28<sup>th</sup> February 2023 at 11.00am.