

Public Document Pack

THE ARGYLL AND BUTE LICENSING BOARD

Tel. (01546) 604128

Kilmory
Lochgilphead

3 November 2022

Dear Sir/Madam

LICENSING (SCOTLAND) ACT 2005

A meeting of the **ARGYLL AND BUTE LICENSING BOARD** will be held in the **BY SKYPE** on **TUESDAY, 8 NOVEMBER 2022 at 11:00 AM**, which you are requested to attend.

Yours faithfully

DAVID LOGAN

Clerk to the Board

To: All Members of the Licensing Board

BUSINESS

1. **APOLOGIES**
2. **DECLARATIONS OF INTEREST**
3. **APPROVAL OF MINUTES FROM LICENSING BOARD MEETING OF 8TH SEPTEMBER 2022**
4. **APPLICATION FOR MAJOR VARIATION OF A PREMISES LICENCE**

- (a) Argyll Vintners, 18 Hillfoot Street, Dunoon, PA23 7DS (Pages 5 - 12)

The applicant wishes to vary the licence as follows:-

- 1) To add on-sales hours.
- 2) To increase the terminal hour for off-sales.
- 3) Increase in off-sales capacity to 31.75m2.
- 4) Addition of an on-sales capacity of 16 persons.
- 5) Minor amendment to the seasonal variation wording.
- 6) Addition of Children and Young Person's conditions.
- 7) Creation of a small bar and seating area for customers.
- 8) Change of Premises Manager.

Summary Sheet attached – Item 4(a)

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

(Pages 13 - 14)

The applicant wishes to vary the licence as follows:-

- 1) To amend the terminal hour on a Sunday from to 17.30 to 21.30.

Summary Sheet attached – Item 4(b)

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

The applicants wish to vary the licence as follows:-

- 1) Amend Children and young person's access to provide for resident children and young person's access at all times.
- 2) To include accommodation and Club or other group meetings as activities.
- 3) At Question 5 to add the wording 'All activities stated above will be available to resident guests at all times.'
- 4) Change to the layout and location plans to include the self-catering cottages within the licensed area.
- 5) The description of the premises is to be amended.

- (b) Slanj, Station Road, Tarbet, G83 7DA (Pages 15 - 20)

The licence holder wishes to vary the licence as follows:-

- 1) To amend the off sales start time from 11am to 10am.
- 2) To amend the wording at Question 5(f).
- 3) To amend the layout plan to show addition of an adjacent adapted container to form a standalone grocery shop with off-sales facility.

Summary Sheet attached – Item 5(b)

6. REVIEW OF PERSONAL LICENCES

- (a) Revocation of Personal Licences where licence holders have not undertaken the refresher training (Pages 21 - 22)

A list of personal licences to be revoked is attached.

- (b) Revocation of Personal licences where licence holders have not applied to renew their licence (Pages 23 - 24)

A list of personal licences to be revoked is attached.

7. ANY OTHER BUSINESS

- (a) GAMBLING ACT 2005- REVISION OF THE GAMBLING POLICY (Pages 25 - 26)

Report by the Clerk to the Board on the outcome of the consultation exercise in respect of the revision of the Gambling Policy

Attached is a copy of the Report.

- (b) Police Scotland - Chief Constables Report 2020-2021 (Pages 27 - 32)

Attached is a copy of the Chief Constables Report 2021-2021

8. DATE OF NEXT MEETING

The next meeting of the Licensing Board will be held on Tuesday 28th February 2023 at 11.00am.

Argyll and Bute Licensing Board

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

Contact: Margaret MacLean Tel: 01546 604128

This page is intentionally left blank

Argyll and Bute Licensing Board**8th November 2022****VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Argyll Vintners, 18 Hillfoot Street, Dunoon, PA23 7DS**APPLICANT:** Argyll Vintners Ltd., Address as above**AGENT:** N/A**DESCRIPTION OF PREMISES:**

The premises comprises a spacious double fronted shop with extensive display areas for fine wines and liqueurs and display and sale of a range of deli products and dry food goods. The back area houses a kitchen and toilets.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Tuesday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Wednesday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Thursday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Friday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Saturday	N/A	10.00 to 18.00	12.00 to 22.00	10.00 to 22.00
Sunday	N/A	CLOSED	CLOSED	CLOSED

DETAILS OF VARIATIONS SOUGHT:-

The applicant wishes to vary the licence as follows:-

- 1) To add on-sales hours.
- 2) To increase the terminal hour for off-sales.
- 3) Increase in off-sales capacity to 31.75m².
- 4) Addition of an on-sales capacity of 16 persons.

- 5) Minor amendment to the seasonal variation wording.
- 6) Addition of Children and Young Person's conditions.
- 7) Creation of a small bar and seating area for customers.
- 8) Change of Premises Manager.

CURRENT ACTIVITIES: There are no activities currently listed on the licence.

CURRENT OFF-SALES CAPACITY: 28.75m²

PROPOSED OFF-SALES CAPACITY: 31.75m²

CURRENT SEASONAL VARIATION: On the Sunday before Christmas each year, from 11.00am to 6.00pm in addition to the core hours.

PROPOSED SEASONAL VARIATION: On the Sunday before Christmas each year, from 11.00am to 4.00pm in addition to the core hours.

PROPOSED CHILDREN & YOUNG PERSON CONDITIONS:-

TERMS - No children or young persons are to be permitted entry to the seated tasting area but are permitted entry to the premises with an adult over the age of 18 years to the off-sales area of the premises.

AGES - Children - 0-15 years Young persons 16-17 years

TIMES – 10.00am to 10.00pm

PARTS – All public parts of the premises apart from the seated tasting area.

LSO: See attached report.

POLICE COMMENTS: No Police objections.

OBJECTIONS/REPRESENTATIONS: None

POINTS FOR CONSIDERATION:

- (1)The addition of on-sales- Monday to Saturday 12p.m. to 10p.m.
- (2)To extend the terminal hour for off-sales from 6p.m. to 10p.m.
- (3)To increase the off-sales capacity from 28.75m² to 31.75m² and the addition of an on-sales capacity of 16 persons
- (4)Minor amendment to the seasonal variation to have opening on the Sunday before Christmas 11a.m. to 4p.m. (currently 11a.m. to 6p.m.)
- (5)The addition of terms for children and young persons
- (6)The creation of a small bar and seating area for customers

(7)Change of premises manager

This page is intentionally left blank

LSO REPORT

VINTNERS LTD, 18 HILLFOOT STREET, DUNOON, PA23 7DS (REPORT BY RAYMOND PARK)

Argyll Vintners is a well-established off sales premises within Dunoon town centre. During 2017 the applicant was successful in his application to add a delicatessen to compliment the range of wines and spirits offered.

To continue the development of the business model the applicant is now seeking to add on sales to the premises to allow seating for 16 persons and to also permit tasting sessions on the premises.

The applicant has excluded children and young persons from the seated areas and on sales services but requests they be permitted access in relation to the off sales/delicatessen aspect.

New and up to date layout and operating plans have been submitted along with the application.

The applicant has been in early discussion with Licensing Standards, there are no outstanding Licensing Standards issues.

Operating Plan

Question 1

Current; Will alcohol be sold for consumption both ON and OFF the premises? No

Proposed; Will alcohol be sold for consumption both ON and OFF the premises? Yes

Question 2

Current; core times for on sales, N/A

Proposed; core times for on sales

Monday to Saturday; midday till 10pm

Sunday closed

Question 3

Current; core times for off sales

Monday to Saturday; 10am till 6pm

Sunday closed

Proposed; core times for on sales

Monday to Saturday; 10am till 10pm

Sunday closed

Question 4

Seasonal Variation

Current; on the Sunday before Christmas each year, from 11.00am to 6.00pm in addition to the core hours.

Proposed; currently the premises are licensed Monday – Saturday. With the added exception of the Sunday before Christmas, when we are licensed from 12noon – 4.00pm.

Question 5(f)

Any other activities

Current; delivery of orders for wines etc. to purchasers and taking telephone orders for collection by specified parties. Sale of delicatessen and dry food goods.

Proposed; Delivery of orders for wines etc. to purchasers and taking telephone orders for collection by specified parties.

Question 6 (On sales only)

Current; N/A

Proposed;

Terms; No children or young persons are to be permitted entry to the seated & tasting areas but are permitted entry to the premises with an adult over the age of 18 years to the off-sales area of the premises.

Ages; Children - 0-15 years, Young person's 16-17 years

Times; 10.00am to 10.00pm

Parts; All public parts of the premises apart from the seated & tasting areas.

Question 7

Capacity

Current; off sales 28.75M²

On sales, N/A

Proposed; off sales 31.75M²

On sales 16

EHO

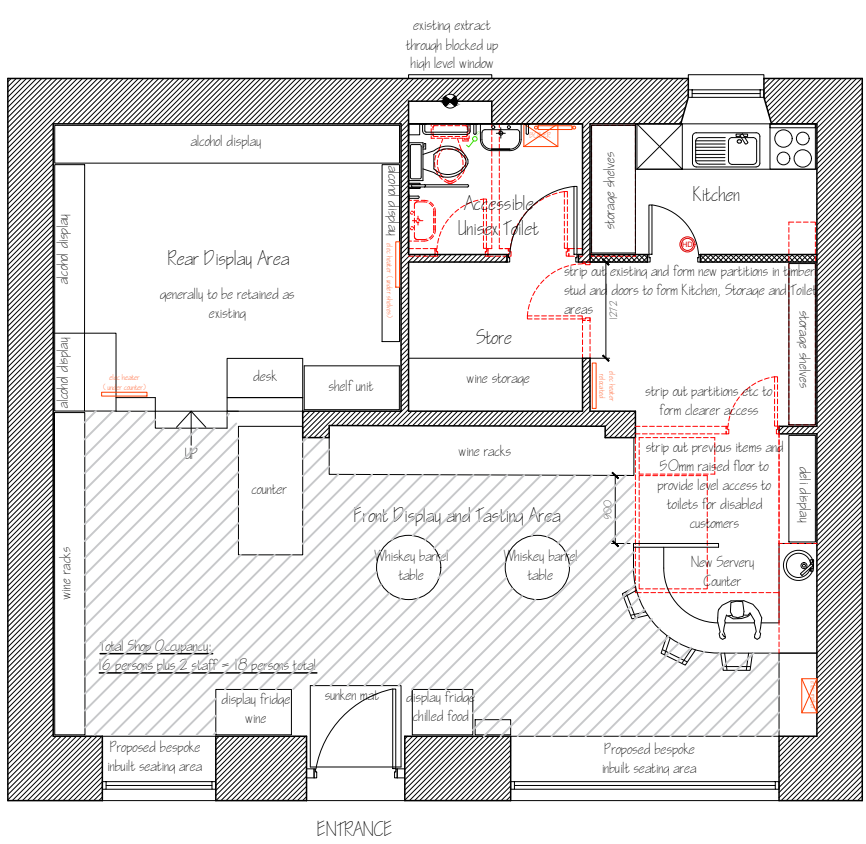
No outstanding issues.

SCALE 1:2500 0 25 50 100 SCALE 1:1250 0 10 20 50

SCALE 1:5 0

SCALE 1:10 0

0.5



- NOTES**
- All scale bars shown on this drawing are in metres
 - Do not scale from drawing (Planning Department excepted)
 - Cross check all appropriate drawings
 - Any discrepancies to be notified to Architect
 - All dimensions to be confirmed on site prior to ordering any materials or commencing work
 - If in doubt - Ask!

REVISIONS		
SCALE	DATE	DRAWN
1:100@A4	AUG 22	LR

PROJECT
**PROPOSED ALTERATIONS
 AT ARGYLE VINTNERS LTD
 18 HILLFOOT STREET,
 DUNOON,
 PA23 7DS
 FOR ANDREW McMASTER**
 DRAWING
FLOOR PLAN AS PROPOSED

Richard Robb
 ARCHITECTS

75/77 ALBERT ROAD, GOUROCK, PA19 1NJ

☎ 01475 630877
 ☏ 07092 807195
 @ rrobb@scotlandarchitects.co.uk
 🌐 www.scotlandarchitects.co.uk

DRAWING NO. STATUS
1019/PL/02 PLANNING

Crown Copyright License No. 100020449
FLOOR PLAN AS PROPOSED 1:100

SCALE 1:20 0 0.5 1 2

This page is intentionally left blank

Argyll and Bute Licensing Board**8th November 2022****VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Lochindaal Seafood Kitchen, Port Charlotte, Isle of Islay, PA48 7UD**APPLICANT:** Alexander MacLellan, Seaview, Bruichladdich, Isle of Islay, PA49 7UN**AGENT:** N/A**DESCRIPTION OF PREMISES:**

A restaurant selling food and drinks. Has 40 covers.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	CLOSED	N/A	CLOSED	N/A
Tuesday	11.00 to 21.30	N/A	11.00 to 21.30	N/A
Wednesday	11.00 to 21.30	N/A	11.00 to 21.30	N/A
Thursday	11.00 to 21.30	N/A	11.00 to 21.30	N/A
Friday	11.00 to 21.30	N/A	11.00 to 21.30	N/A
Saturday	11.00 to 21.30	N/A	11.00 to 21.30	N/A
Sunday	11.00 to 17.30	N/A	11.00 to 21.30	N/A

DETAILS OF VARIATIONS SOUGHT:-

The applicant wishes to vary the licence as follows:-

- 1) To amend the terminal hour on a Sunday from to 17.30 to 21.30.

CURRENT ACTIVITIES: Restaurant; Bar meals; Celebrations; Funerals; Live music; Recorded music; Outdoor drinking.

LSO: (REPORT BY ERIC DEARIE)



This is a long-established restaurant located in the village of Port Charlotte on the Isle of Islay. Access to website [here](#).

This application is to amend core licensing hours on a Sunday only from 1100-1730 to 1100-2130.

A straightforward application with no concerns

POLICE COMMENTS: No Police objections.

OBJECTIONS/REPRESENTATIONS: None

POINTS FOR CONSIDERATION:

Argyll and Bute Licensing Board**8th November 2022****VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Slanj, Station Road, Tarbet, G83 7DA**APPLICANT:** Torrance Developments Ltd., 60 Cambuslang Road, Rutherglen, G73 1BQ**AGENT:** N/A**DESCRIPTION OF PREMISES:**

The premises are a two storey former church in a predominantly residential rural village.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	11.00 to 24.00	11.00 to 22.00	11.00 to 24.00	10.00 to 22.00
Tuesday	11.00 to 24.00	11.00 to 22.00	11.00 to 24.00	10.00 to 22.00
Wednesday	11.00 to 24.00	11.00 to 22.00	11.00 to 24.00	10.00 to 22.00
Thursday	11.00 to 24.00	11.00 to 22.00	11.00 to 24.00	10.00 to 22.00
Friday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	10.00 to 22.00
Saturday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	10.00 to 22.00
Sunday	11.00 to 24.00	11.00 to 22.00	11.00 to 24.00	10.00 to 22.00

DETAILS OF VARIATIONS SOUGHT:-

The licence holder wishes to vary the licence as follows:-

- 1) To amend the off sales start time from 11am to 10am.
- 2) To amend the wording at Question 5(f).
- 3) To amend the layout plan to show addition of an adjacent adapted container to form a standalone grocery shop with off-sales facility.

CURRENT WORDING AT QUESTION 5(F) OTHER ACTIVITIES:-

Takeaways and delivery of alcohol together with food to customers.

PROPOSED WORDING AT QUESTION 5(F) OTHER ACTIVITIES:-

Takeaways and delivery of alcohol together with food to customers.

Addition of an adjacent standalone grocery shop with off-sales facility, as per updated layout plan. Shop will open 7am till 10pm daily and serve alcohol from 10am till 10pm.

LSO: The Slanj is a well-established restaurant in the area of Tarbet/Arrochar.

This is an application to add a grocery shop, with off sales, within the premises grounds. The shop which consists of a converted container has been in operation for the past year, utilising occasional licences whilst awaiting planning permission for a more permanent solution. Planning permission has now been granted, hence the application for the variation.

Operating Plan

Question 3 Core off Sales times

Current; 11:00 till 22:00 seven days

Proposed; 10:00 till 22:00 seven days (In line with national restrictions)

Question 5(f) any other activities.

Current; Delivery of alcohol together with food to customers.

Proposed; Delivery of alcohol together with food to customers.

Addition of an adjacent standalone grocery shop with off sales facility, as per updated layout plan. Shop will open 7am till 10pm daily and serve alcohol from 10am till 10pm

Layout Plan

A new Layout Plan showing the location of the grocery shop within the restaurant grounds has been submitted.

EHO

Is aware and has no issues.

POLICE COMMENTS: No Police objections.

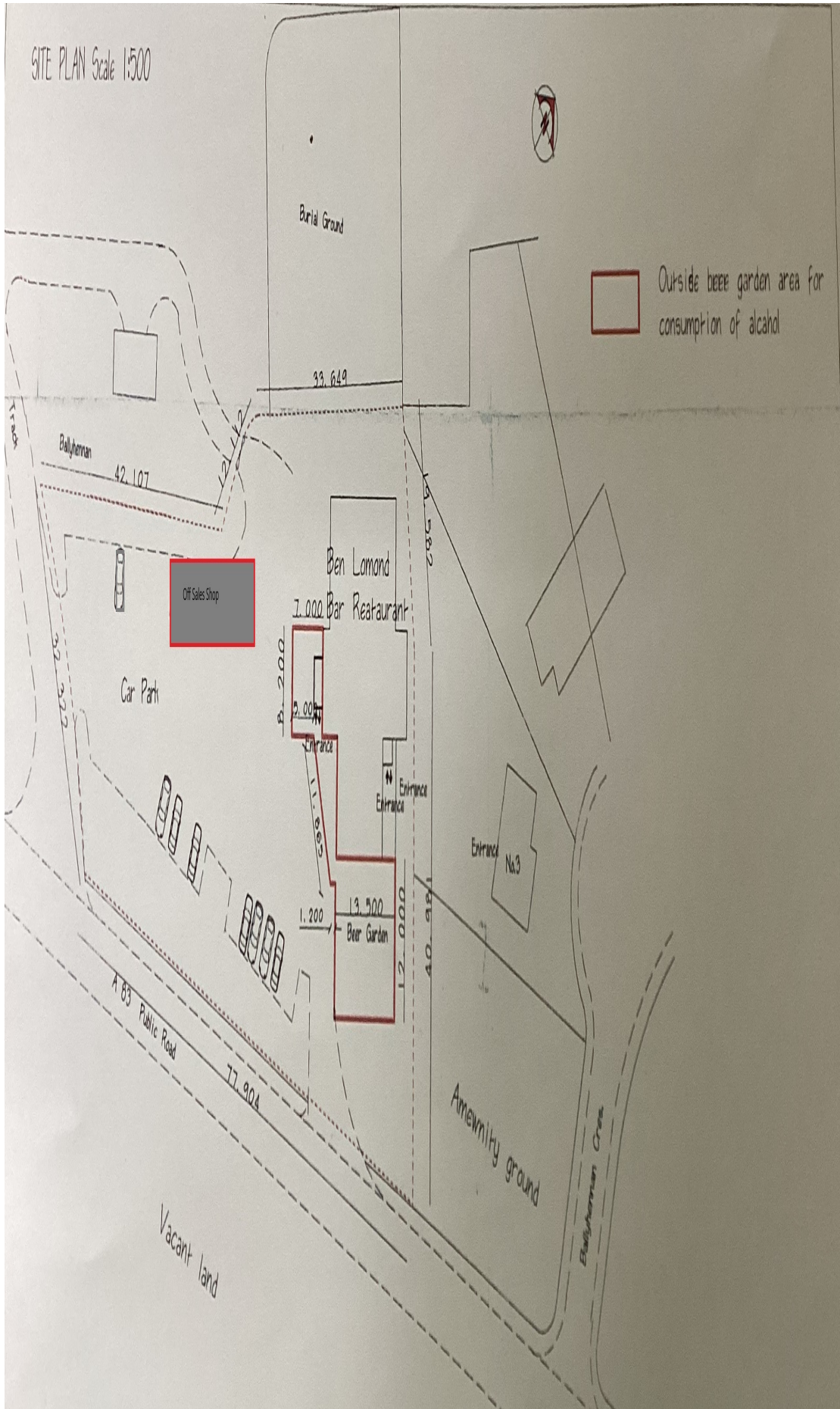
OBJECTIONS/REPRESENTATIONS: NONE

POINTS FOR CONSIDERATION:

(1) Building Standards have advised that there is an outstanding building warrant enforcement notice in respect of the portacabin/container being used as retail premises. It has been agreed with the applicant that this application will be continued to the November Board meeting to enable the issues to be resolved.

(2) Building Standards have provided an update. A submission was received on 12th October, 2022 but there was insufficient information to determine compliance with the Building Regulations. A letter was sent on 12th October, 2022 requesting additional information which is awaited.

This page is intentionally left blank



This page is intentionally left blank

Deire Shors

Agenda Item 6a

Licence No. and Name	Date Granted	Training Due	DPM Status	Personalli DPM Prer DPM Prer DPM Prer DPM Role Status
AR2357" Craig Michael Berrie	11/04/2017	10/04/2022		
AR2411 "Kamil Rybka	21/03/2017	20/03/2022		
AR2415" Nacim Haffaf	14/03/2017	13/03/2022		
AR2419" Kathleen Mary Cuninghame	14/03/2017	13/03/2022		
AR2420" Matthew David Dickinson	07/04/2017	06/04/2022		
AR2421" Wai Yee Man	21/03/2017	20/03/2022		
AR2422" Gordon Andre Cartwright	21/03/2017	20/03/2022		
AR2423" Kenneth George Carter	21/03/2017	20/03/2022		
AR2425" Linda Pate	21/03/2017	20/03/2022		
AR2426" Julie Mary Robertson	21/03/2017	20/03/2022		
AR2428" Thomas William Skinner	21/03/2017	20/03/2022		
AR2430" John Wilson Blair	12/04/2017	11/04/2022		
AR2431" Helen Elizabeth Blair	12/04/2017	11/04/2022		
AR2433" Amanda Robertson	12/04/2017	11/04/2022	"AR/398" Argyll Bowling Club	
AR2436" Ahmed Hassan Abd	02/05/2017	01/05/2022	"AR/319" The Palace	
AR2442" Gary Norman Adams	20/04/2017	19/04/2022	"AR/574" Kerrera Marina & Yachting Services (formerly Oban Yachts Marina)	
AR2443" Mollie Macfarlane	20/04/2017	19/04/2022		
AR2445" Thomas Crighton Johnston	20/04/2017	19/04/2022		
AR2446" Neil Morrison Mackay	27/04/2017	26/04/2022		
AR2448" Stephen Goodyear	02/05/2017	01/05/2022		
AR2449" Julie Russell	02/05/2017	01/05/2022		
AR2450" Fiona Bee	02/05/2017	01/05/2022		
AR2451" Anthony Gerard McGill	02/05/2017	01/05/2022	"AR/64" Pennygate Lodge	
AR2452" Roman Phillip Currie	02/05/2017	01/05/2022		
AR2454" Jessica-May Fletcher	15/05/2017	14/05/2022		
AR2455" Ryan Yule	15/05/2017	14/05/2022		
AR2457" Sasa Jovahovic	22/05/2017	21/05/2022		
AR2458" Rhuaridh Scott Cairns	22/05/2017	21/05/2022		
AR2459" Megan Buchanan	22/05/2017	21/05/2022		
AR2460" Klaudia Bujnik	31/05/2017	30/05/2022		
AR2462" Bryan Burch	22/05/2017	21/05/2022		
AR2463" Jane Louise Kerr	22/05/2017	21/05/2022		
AR2464" Daniel James Bolger	07/06/2017	06/06/2022		
AR2465" Robert Martin Hurley Myers	22/05/2017	21/05/2022		
AR2466" Md Abul Hasan	22/05/2017	21/05/2022		
AR2467" Rebecca Jane Alice Gallier	22/05/2017	21/05/2022		

AR2468"	Edouard Jacques Louis Le Cacheux	31/05/2017	30/05/2022
AR2469"	Nicola Sheppard	31/05/2017	30/05/2022
AR2470"	Gordon Pollock	31/05/2017	30/05/2022
AR2471"	Martin Burnett	31/05/2017	30/05/2022
AR2474"	Scott Morrison	31/05/2017	30/05/2022
AR2476"	Stuart Michael Moss	13/06/2017	12/06/2022
AR2477"	Clare Isobel Donovan	13/06/2017	12/06/2022
AR2479"	Paula McPhail	13/06/2017	12/06/2022
AR2480"	Kenneth Wylie	13/06/2017	12/06/2022
AR2481"	Maurice Martin Whelan	22/06/2017	21/06/2022
AR2483"	Alisdair Cullin Malcolm	22/06/2017	21/06/2022
AR2484"	Louis Romeo	22/06/2017	21/06/2022
AR2485"	Evelyn Taylor	22/06/2017	21/06/2022
AR2486"	Janice Reid	22/06/2017	21/06/2022
AR2487"	James Van Halen Marshall	23/06/2017	22/06/2022

" AR876" 'Carradales' (formerly Kiloran Guest House)

Renovate

Licence No.	Name	Address	Address	Address	Address	Address	Date Granted	Renewal Date	DPM Status
AR1481	Daniel Adam Booker	5 Shap Close	Chesterfield	Derbyshire	S40 4NB		17/04/2012	17/04/2022	Current""
AR1493	Stuart Ferguson Campbell	The Bank House	Inveraray	Argyll	PA32 8TX		10/05/2012	10/05/2022	Current"" AR/798 - Brambles
AR1494	John Coutts	Dargavel	Upper Flat	Sandbank	Dunoon	PA23 8QD	10/05/2012	10/05/2022	Current"" AR/241 - Livingstones (formerly Chatters Restaurant)
AR1499	John McArthur	Flat 1/1 23 Mountpleasant Road	Rothsasy	Isle of Bute	PA20 9HQ		15/05/2012	15/05/2022	Current"" AR/229 - Struan Bar
AR1501	Hilary Campbell Gordon	Flat 0/1	7 Downside Road	Glasgow	G12 9YB		15/05/2012	15/05/2022	Current""
AR1502	Rosaline Mary Ryan	Western Isles Hotel	Tobermory	Isle of Mull	PA75 6PR		15/05/2012	15/05/2022	Current""

This page is intentionally left blank

ARGYLL AND BUTE LICENSING BOARD – 8th NOVEMBER 2022
REPORT BY CLERK TO THE BOARD

STATEMENT OF GAMBLING POLICY 2022-2025

1. BACKGROUND

1.1 Section 349 of the Gambling Act 2005 provides that a licensing authority shall before each successive three year period, prepare a statement of the principles they propose to apply with respect to the exercise of their functions under the Act during that period and publish a statement. The Licensing Authority may, during a three year period, review and revise their statement of their policy with respect to the exercise of their functions during the remainder of that period.

1.2 In preparing a statement the Licensing Authority requires to consult with:-

- The Chief Constable
- One or more persons who appear to represent the interests of people carrying an gambling business in the authority's area, and
- One or more persons who appear to represent the interests of persons likely to be affected by the exercise of the authority's functions under this act.

1.3 The present policy was last reviewed in 2019 and is due to expire in December 2022. Accordingly the Board at their meeting on 8th September 2022 agreed to undertake a review of the policy statement.

- A)** As part of this review process, the Board agreed to initiate a consultation exercise with a number of groups and organisations as detailed in Appendix 1 and that the deadline for consultation responses was 17th October 2022.
- B)** The consultation period has now ended and no comments have been received.
- C)** If the revised policy is approved by the Licensing Board, the Licensing Board require to agree a date on which the revised policy will come into effect which must be at least 4 weeks after it has published a notice of intention to revise the policy. The notice of intention must be published on the Council's website and in one or more of the following; - a local newspaper, a local newsletter or circular or similar document, a public notice board in the principal office of the authority, a public notice board in one or more public libraries in the authority's area.

2 RECOMMENDATIONS

2.1 That the Licensing Board approve the amendments to the policy (copy attached) as highlighted and agree that notice should be given of this intention on the Councils website and the public notice board at the Councils headquarters and the notice boards at each of the area offices and agree that the revised statement of gambling policy will come into effect on the 30 December 2022.

David Logan
Clerk to the Board
3rd November 2022

APPENDIX 1

1. Members of Argyll and Bute Licensing Board
2. Elected Members of Argyll and Bute Council
3. The Gambling Commission, Victoria Square House, Victoria Square, Birmingham, B2 4BP
4. The Chief Constable, Police Scotland, 173 Pitt Street, Glasgow, G2 4JS
5. Scottish Fire & Rescue Service, Bothwell Road, Hamilton, Lanarkshire, ML3 0EA
6. Head of Development & Economic Growth, Department of Development and Infrastructure Services, Argyll and Bute Council, Kilmory, Lochgilphead, PA31 8RT
7. Head of Children & Families, Community Services, Argyll and Bute Council, Kilmory, Lochgilphead, PA31 8RT
8. Argyll and Bute Child Protection Committee, Children & Families Section, Argyll and Bute Council, Kilmory, Lochgilphead, PA31 8RT
9. H M Revenue and Customs, Excise Processing Teams, BX9 1GL, United Kingdom
10. Associated Secretary, The Church of Scotland, 121 George Street, Edinburgh, EH2 4YN
11. The Chairman, British Casino Association, 38 Grosvenor Gardens, London, SW11 0EB
12. Association of British Bookmakers Limited, Regency House, 1-4 Warwick Street, London, W1B 5LT

ARGYLL & BUTE Licensing Report 2021-2022



**POLICE
SCOTLAND**
Keeping people safe

OFFICIAL
NOT PROTECTIVELY MARKED

Foreword

It gives me great pleasure to provide the Annual Licensing Report for 2021/22, in accordance with Section 12(A) Licensing (Scotland) Act 2005. Throughout this year Local Authorities and Police Scotland worked hard to support licensed premises in their road to recovery as Covid-19 restrictions were being lifted.

Collaboration is vital to ensure these businesses can flourish, providing much needed employment for our communities as well as a safe environments for people to socialise. Police Scotland will continue to work closely with Local Authorities, as well as other stakeholders, to ensure there is a fair and consistent approach across all 32 Local Authorities throughout Scotland to aid this recovery. Preventing alcohol fuelled violence, disorder and antisocial behaviour remains a priority for Police Scotland and I believe that working together we can reduce this through early intervention and enforcement.

I would like to take this opportunity to thank our local partnerships and the good work they carry out. With their support Police Scotland and partners can continue to drive improvements in licensing. I will continue to ensure that all officers and staff recognise the importance of working together with key partners, including the Licensing Trade, in an effort to improve licensing standards nationally.

Mr Iain Livingstone QPM

Chief Constable

Police Service of Scotland

Police Scotland Licensing Overview –

The Violence Prevention and Licensing Co-ordination Unit (VPLCU) sits within Safer Communities based at Dalmarnock Police Station, Glasgow.

The VPLCU upholds the two tier structure for licensing which supports both national and local priorities through service delivery. They have overall responsibility for determining and delivering national licensing strategy and policy, by providing advice, guidance and support to divisional licensing teams as well as undertaking other specialist functions.

The Violence Prevention and Licensing Co-ordination Unit is a specialist department which consists of a small team of officers, based in Glasgow. The officers within the unit work with divisional licensing teams and partner agencies to help shape policy and strategy around the police licensing function. They provide practical and tactical advice to police licensing practitioners, operational officers, supervisors and policing commanders.

The VPLCU seek to ensure that legislation governing the sale and supply of alcohol is applied consistently across the country and all opportunities are taken to stop the

OFFICIAL
NOT PROTECTIVELY MARKED

illegal or irresponsible sale, supply or consumption of alcohol with the intention of preventing and reducing crime and disorder.

During 2021/2022, from a licensing perspective, our particular focus was on the following;

- Scrutiny of the serious incidents of violence, disorder and antisocial behaviour linked to licensed premises.
- Working closely with Licenced Premises and Scottish Government to navigate the challenges of the COVID-19 pandemic through the 4Es approach by engaging, explaining, educating and enforcing.
- Governance and ongoing development of the National ICT Licensing System, known as “Inn Keeper”, to increase the efficiency and effectiveness of liquor and civic licensing administration and management. Police Scotland are currently working on upgrade to the National ICT system to ensure compliance with GDPR legislation.

Each of the 13 Local Policing Divisions have a licensing team responsible for the day to day management of licensing administration, complying with statutory requirements as well as addressing any issues that may arise within licensed premises in their local area.

Licensing Board Area

The Licensing Board area is policed by Argyll and West Dunbartonshire Division.

Chief Superintendent Lynn Ratcliff is the Local Police Commander who has the responsibility for all day-to-day policing functions.

Local Policing Priorities

Following our public consultation process, the policing priorities for Argyll and Bute as set out in our Local Policing Plan are as follows;

- Public Protection
- Serious Organised Crime
- Violent Crime
- Road Safety and Road Crime
- Acquisitive Crime

Description of Board Area

There are two Area Commanders responsible for Argyll and Bute. Chief Inspector Marlene Baillie is responsible for Mid Argyll, Kintyre, Oban, Lorne and the Islands and Chief Inspector Emma Grimason is responsible for Cowal, Bute and Helensburgh.

OFFICIAL

NOT PROTECTIVELY MARKED

Response Policing Officers for Argyll and Bute are supported by Community Investigation Units and based throughout the area. All officers are provided with specialised support from the Licensing Team, working together to create strong and positive relationships with both residential and business premises, with the aim of creating a safer environment for people to live and work in.

There are 607 Licensed Premises in Argyll and Bute of which the vast majority are in the main settlements of Oban, Helensburgh, Campbeltown, Dunoon, Lochgilphead and Rothesay. There is also licensed premises in almost every village throughout the area. The economy is mainly service based in Helensburgh and tourism throughout the rest of Argyll and Bute, a large part of this encompassing the licensing trade.

The Loch Lomond and outlying areas receives an influx of tourists including large groups of children and young persons every summer. A multi-agency operation including Argyll & Bute Council, Loch Lomond & Trossachs National Park and Police Scotland was carried out in these areas to target and deter anti-social behaviour and ensure that underage drinking and associated proxy purchasing was prevented and detected.

Operation of the Licensing (Scotland) Act 2005

The Argyll & West Dunbartonshire Divisional Licensing Team provides guidance and support to Local Policing in relation to the prevention of underage sales at licensed premises and to ensure adherence to this Act.

All crimes, incidents and inspections of licensed premises are recorded by officers on the Police "Innkeeper" system. This system provides a means for licensing staff to review such matters, supporting premises where necessary and giving positive feedback where appropriate.

The Licensing Team also collaborate with a variety of partner agencies, including Licensing Standards Officers, Ministry of Defence Police, Environmental Health Officers, Trading Standards and Border Control, to ensure that licensed premises are running safe and legitimate businesses. Working together ensures that licensing objectives are fully met in conjunction with local and national policing priorities.

The Licensing Standards Officers and Licensing Sergeant work together in order to resolve issues at the earliest possible stage. A recent example of this was working with licensed premises for the new outside areas due to Covid 19 restrictions. This involved meeting at premises to view and discuss applications as well as making suggestions to ensure all applicants were operating within the guidance set out by the Scottish Government.

Preventing the sale or supply of alcohol to children or young people

In the last year across Argyll and Bute, the unlawful sale and supply of alcohol to young people frequently resulted in anti-social behaviour.

OFFICIAL

OFFICIAL
NOT PROTECTIVELY MARKED

This resulted in several persons being reported to the Procurator Fiscal for purchasing alcohol for persons under 18 years of age. Numerous young persons had alcohol seized after being observed with alcohol in public places during targeted operations, with referrals being made to partner agencies to further support and educate young persons in respect of the dangers connected to alcohol abuse.

The agent purchase campaign planned for this period has been suspended due to COVID-19 restrictions, however, community and intelligence led Policing through engagement with young people and licensees continued, in order to reduce the number of young people accessing alcohol.

There are 5 dedicated Youth Engagement Officers in Argyll and Bute who work closely with schools and youth organisations in order to educate young people on the significant risks associated with the consumption of alcohol. First year pupils are all able to attend the Choices for Life programme which tackles a number of issues for young people including the effects of alcohol. Support is sought from the Licensing Department as and when required.

Tackling Serious and Organised Crime

Serious and Organised Crime Groups pose a risk within the Argyll and Bute area, in respect of public safety and community wellbeing. The licensed trade, particularly on sales, is viewed as an area of interest to such groups due to their primarily cash orientated business model and the ability to launder money from the proceeds of crime in such establishments.

The Argyll & West Dunbartonshire Divisional Licensing Team, in conjunction with both Divisional and National Intervention support, continue to robustly ensure checks are carried out in relation to all relevant applications. Particular attention is paid to those which may be of interest to Organised Crime Groups, in order to reduce opportunities for these groups to infiltrate legitimate businesses within the Argyll & Bute Licensing Board area.

Police Scotland also continue to work with licence holders in relation to the dangers around substance misuse that can be found within premises. Where issues are identified, these are highlighted to the licence holders and/or responsible persons, with advice and guidance provided to assist in addressing said issues. Where inadequate action is taken, premises and individual licence holders will be reported to the Licensing Board.

Proposed activity for the year ahead

During the next year Police Scotland will continue to work in all areas of licensing in line with the Divisional and National Policing Priorities to ensure that we continue in our commitment to the safety and wellbeing of the people and communities of Argyll & Bute.

OFFICIAL

NOT PROTECTIVELY MARKED

As outlined, the Divisional Licensing Team have strong working relationships with our partners and we will continue to build on these in the forthcoming year. We will continue to share information where appropriate and consult other agencies to assist in solving problems or concerns that arise involving licence holders.

Police Scotland will continue to monitor all incidents in and around licensed premises and where shortcomings are identified, will provide support and/or plans in respect of tackling these issues. Divisional Licensing Teams will use interaction, intervention and support prior to requesting a review of a premises licence unless the matter, due to its severity, requires to come before the Licensing Board immediately.

We will continue to tackle agent purchasing of alcohol on behalf of children and young persons through intelligence led policing and community education. The hope will be that the National Proxy Purchase campaign will go ahead and information in relation to the campaign will be made available to the Board when available.

We will support the Licensed Trade in their efforts to prevent and deter violence in premises. This will continue to be carried out by tasking visits to premises where violence has been identified as an issue and by ensuring that staff are well prepared for dealing with any such incidents. We will continue to seek exclusion orders for persons convicted of committing acts of violence on licensed premises.

Conclusion

To conclude we would like to thank you for your continued support and stress the importance of this collaborative problem solving approach. This ensures that police, license holders and licensed premises staff have a better understanding of their responsibilities. We look forward to furthering this partnership over the coming year.

OFFICIAL