Public Document Pack

THE ARGYLL AND BUTE LICENSING BOARD

Tel. (01546) 604128

Kilmory Lochgilphead

5 September 2018

Dear Sir/Madam

LICENSING (SCOTLAND) ACT 2005

A meeting of the **ARGYLL AND BUTE LICENSING BOARD** will be held in the **COUNCIL CHAMBERS, KILMORY, LOCHGILPHEAD** on **TUESDAY, 11 SEPTEMBER 2018** at **11:00 AM**, which you are requested to attend.

Yours faithfully

CHARLES REPPKE

Clerk to the Board

To: All Members of the Licensing Board

BUSINESS

- 1. APOLOGIES
- 2. DECLARATIONS OF INTEREST
- 3. APPROVAL OF MINUTES OF LICENSING BOARD MEETING OF 26TH JUNE 2018
- 4. APPLICATION FOR GRANT OF A PREMISES LICENCE
 - (a) Ritz Lounge Bar, 76-78 High Street, Rothesay, Isle of Bute, PA20 9BB (Pages 5 12)

Summary Sheet attached – Item 4(a)

(b) Spirit of Bute, 79 Montague Street, Rothesay, Isle of Bute, PA20 0HW (Pages 13 - 16)

Summary Sheet attached – Item 4(b)

(c) Springbank Distillery, Well Close, Campbeltown, PA28 6ET (Pages 17 - 22)

Summary Sheet attached – Item 4(c)

5. APPLICATION FOR GRANT OF A PROVISIONAL PREMISES LICENCE

(a) Ardnahoe Distillery Visitor Centre & Shop, Ardnahoe Distillery, Port Askaig, Isle of Islay, PA46 7RN (Pages 23 - 28)

Summary Sheet attached – Item 5(a)

6. APPLICATIONS FOR MAJOR VARIATION OF PREMISES LICENCE

(a) The Brewery, Islay House Square, Bridgend, Isle of Islay, PA44 7NZ (Pages 29 - 36)

The applicant wishes to vary the premises licence as follows:-

- 1) To amend off sales hours to Monday to Sunday 10.00 to 22.00.
- 2) To add on-sales to the licence.

3) To add recorded music, bar snacks and external drinking as activities on the licence.

- 4) To increase the alcohol display area.
- 5) Change to the layout of the premises.
- 6) To change the Premises Manager.

Summary Sheet attached – Item 6(a)

(b) The Kinloch Bar, 10 Saddell Street, Campbeltown, PA28 6DN (Pages 37 - 38)

The applicant wishes to vary the licence as follows:-1) To provide breakfast for customers with service from 7.00am Monday to Saturday. There is no change to core hours. 2) To provide for a Breakfast Club for ex-servicemen every 4th Friday.

Summary Sheet attached – Item 6(b)

(c) Wm. Morrison Supermarkets plc, 40/42 John Street, Dunoon, PA23 8BJ (Pages 39 - 42)

The applicants wish to vary the licence as follows:-

1) Question 5(f) Any Other Activities is to be amended to read as follows:-"Products other than alcohol will be sold and ancillary consumer services provided during all or part of the period between 6.00am and 12 midnight each day subject to customer demand and other statutory consents where required.

The premises licence holder may offer occasional free samples/tastings of alcohol products to its customers over 18 within the alcohol display area during core licensed hours."

Summary Sheet attached – Item 6(c)

7. APPLICATION FOR GRANT OF A PERSONAL LICENCE

(a) Margaret Anne MacNab, 4 Tarsgeir, Port Ellen, Isle of Islay, PA42 7BT (Pages 43 - 44)

A copy of the letter to the applicant together with letter from Police Scotland dated 18th July 2018 is attached.

8. **REVIEW OF PERSONAL LICENCES** (Pages 45 - 48)

Revocation of Personal Licences where licence holders have not undertaken the required refresher training.

Please see list attached.

9. ANY OTHER BUSINESS

- (a) Festive Policy 2018 (Pages 49 50)
- (b) Chief Constable's Report to Argyll & Bute Licensing Board (Pages 51 60)

10. DATE OF NEXT MEETING

The next meeting of the Licensing Board will be held on Tuesday 20th November 2018 at 11.00am within the Council Chamber, Kilmory, Lochgilphead, PA31 8RT.

Argyll and Bute Licensing Board

Councillor Gordon Blair Councillor Robin Currie Councillor Audrey Forrest Councillor Roderick McCuish Councillor Sandy Taylor Councillor Rory Colville Councillor Lorna Douglas Councillor David Kinniburgh Councillor Jean Moffat Councillor Richard Trail

Contact: Margaret MacLean Tel: 01546 604128



Argyll and Bute Licensing Board

11th September 2018

APPLICATION FOR GRANT OF A PREMISES LICENCE

NAME OF PREMISES: Ritz Lounge Bar, 76-78 High Street, Rothesay, PA20 9BB

APPLICANT: Daniel MacKinnon, 6 Clifford Place, Flat 1/1, Glasgow, G51 1NS

AGENT: N/A

DESCRIPTION OF PREMISES:

Lounge bar with function suite and decking area (to front of building). With an internal commercial kitchen. With a music recording facility room.

	LICENSED HOURS APPLIED FOR		
	ON SALES	OFF SALES	
Monday	Closed	N/A	
Tuesday	Closed	N/A	
Wednesday	Closed	N/A	
Thursday	Closed	N/A	
Friday	11.00 to 01.00	N/A	
Saturday	11.00 to 01.00	N/A	
Sunday	12.30 to 01.00	N/A	

ACTIVITIES:- Restaurant facilities; Bar meals; Receptions including weddings, birthday parties etc; Club or other group meetings; Recorded music; Live performances; Dance facilities; Televised sport; Outdoor drinking facilities;

OTHER ACTIVITIES:- The main purpose of this venue is to provide safe family oriented premises which will serve the community as a function suite and social point. The venue has a recessed outside decking area which will be used for food and drink based exhibitions. These events will be spread over the course of a weekend and the decking area will allow patrons to taste/sample wares of various food and drink on offer from around the Isle of Bute and other islands. This will include beer tastings of various craft beers. Meat and cheese products from all islands of Scotland. Also, wedding parties will use the decking area as a pre meal gathering area. Patrons will not be allowed

to have drinks in this decking area after 10pm. Adequate signage will be on display informing patrons of the times of decking area drinks policy.

CHILDREN AND YOUNG PERSONS CONDITIONS:

TERMS - Accompanied children and young persons only permitted until 10pm. This applies to functions, restaurant diner, and family orientated theme days.
AGES - Children 0-15 years. Young persons 16-17 years.
TIMES - 11am until 10pm Friday and Saturday. 12.30pm until 10pm Sunday.
PARTS OF PREMISES - The lounge bar and diner. The function suite. The decking area outside.

CAPACITY OF PREMISES: On sales - Lounge bar 100 persons. Function suite 300 persons.

LSO COMMENTS: This is an application for a new Premises Licence for a large property on Bute which was formally licenced and utilised as a dance/night club venue. The new owner has spent time to refurbish and has enlisted the early assistance of Licensing Standards, Environmental Health and Building control to seek advice going forward.

The applicant describes the premises as a lounge bar with a function suite and a decking area (to front of building). It also has a commercial kitchen and a music recording, facility room."

Operating Plan

Question 1: on sales only

Question 2: Friday and Saturday;11am till 01:00Sunday;12:30 till 01:00

Question 5

The applicant seeks permission for the following activities:

Restaurant, bar meals, weddings etc., club meetings, recorded music, live performance, dance facilities, televised sport and outside drinking on the front decking area.

The applicant has added further information, which if granted would require to be added to section 5f (additional activity) for example requesting to use the outside area for food and drink based exhibitions. These types of exhibitions/sales may also require further licence in the form of a Market Operator.

Outside area;

Local conditions;

The Board may wish to impose the following local conditions

In line with Board Policy, In any outside area, whether or not applicants propose to provide outside seating, tables and other facilities (covered or otherwise), regard should be had to the need to ensure that the use of such areas will not cause disturbance or nuisance to the occupiers of premises in the vicinity. If no significant issues are identified, the default terminal hour for outside areas will be 10 p.m. but for children and young persons will be 8 p.m.

ITEM 4(a)

No use of glass, unless toughened, in outside areas.

Question 6: Children and Young Persons Access

<u>Terms</u> should now read: Children and Young Persons are permitted access when accompanied by a person aged 18 years or over.

<u>Ages s</u>hould now read; Children 0-15 years (there are baby changing facilities within the accessible toilet.) Young Persons 16 and 17 years

<u>Times</u> 11:00am till 10:00pm Friday and Saturday 12:30pm till 10:00pm Sunday

<u>Parts</u>

All public areas with the exception of the immediate vicinity of the bar counter.

Question 7: Capacity Lounge bar 100, Function suite 300

EHO

The EHO has been consulted and has worked with the applicant in relation to food safety, and section 50 certification. The EHO is aware of a history of noise complaints at these premises in the past and has been in contact with the immediate neighbours. I am informed that a noise management plan is being developed toward implementation.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS: There have been two objection letters from members of the public, namely:-

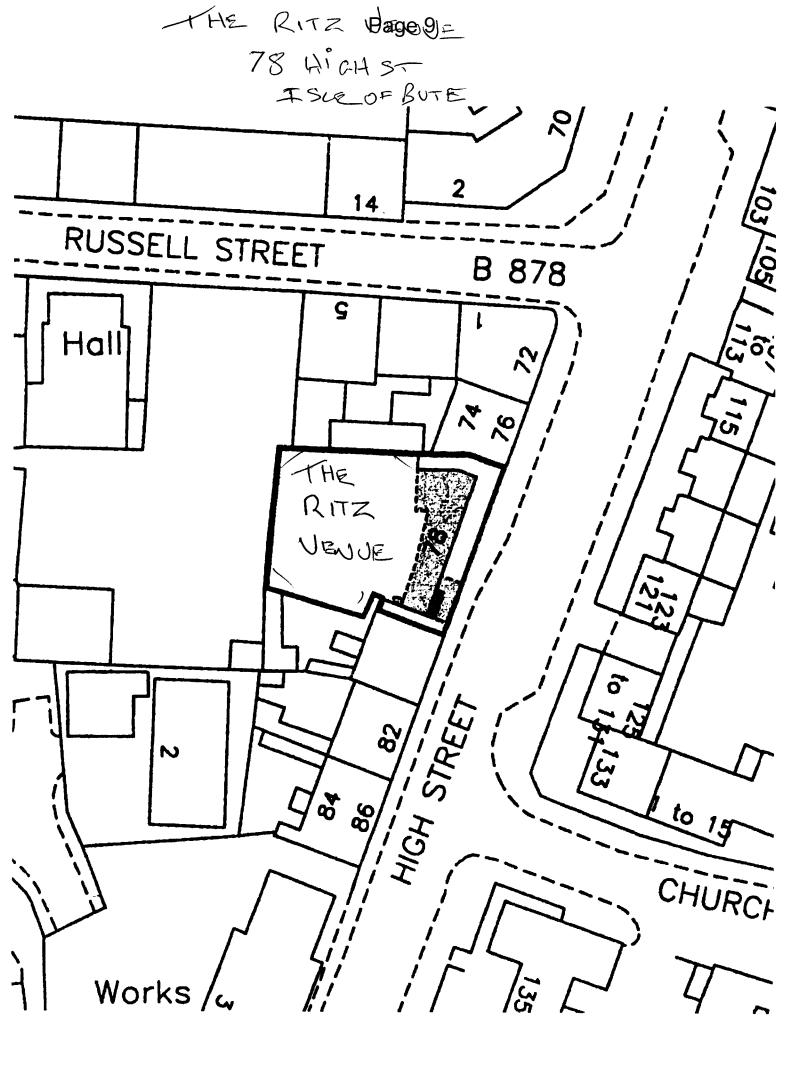
Mr & Mrs McNeil, Ritz Flat, 78A High Street, Rothesay, Isle of Bute, PA20 9BB - by email dated 13/08/2018.

John Miller, 74 High Street, Flat 1/2, Rothesay, Isle of Bute, PA20 9BB - letter dated 08/08/2018.

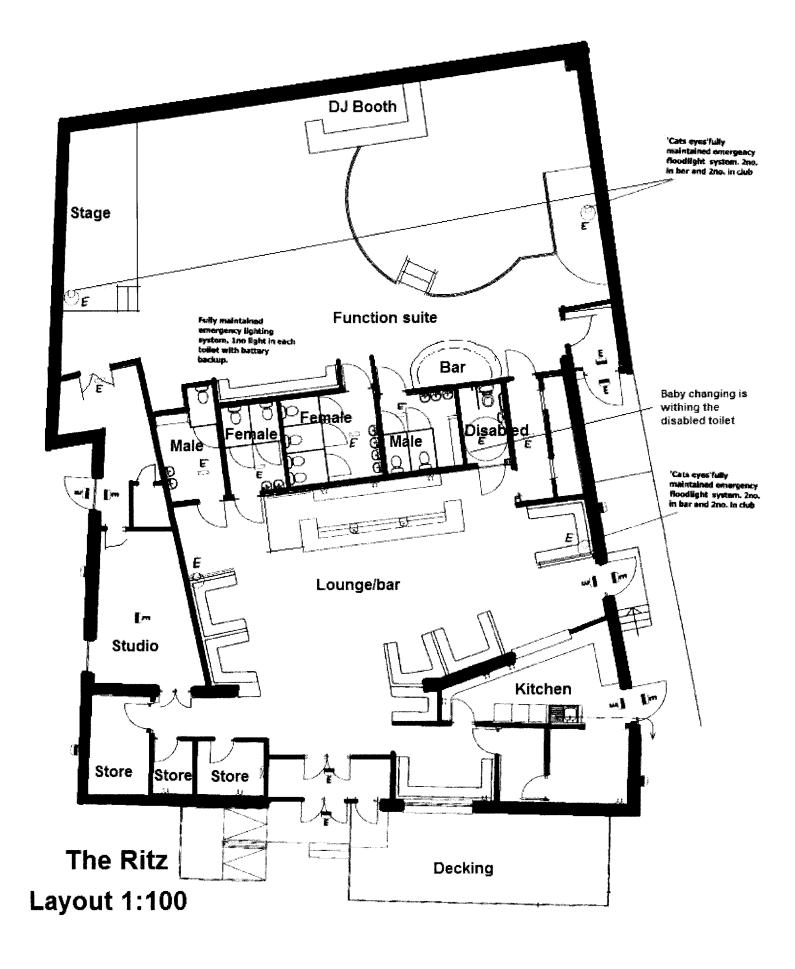
Copies of these letters are attached.

POINTS FOR CONSIDERATION:

- (1) Terminal hour for external area.
- (2) Nature of live performances.
- (3) Consider two objections.







MOBIL 07531356507

Page 118 / 20 MP. JOHA Willder They Hick Ct Flit 1/2' Kothesev Buto PARO 9BB

Densition I abject to the granting of a licence to the applicate. I commenter a number of peus ano, the situation -tranble, maice - pelice attendance when they cauld be attending mar infordent work, brukin brawls, few handpunde, the common class being used as a tiolot, all that give on semitures till 5-4 A.M. in the aking, west of my midle myself. I shall take Legal altice is this licence in granted, thank you is. Hans Jailhjeld J. Wliller

Coffield, Kelly Anne

From:	H MCNEIL <mcneil437@btinternet.com></mcneil437@btinternet.com>		
Sent:	13 August 2018 18:56		
То:	licensing		
Subject:	license/ritz bar 76/78 high street ATT OF MR REPPKE		

Dear Mr Reppke

I am writing regarding,the application,made by Mr Daniel Mac Kinnon Ritz Lounge Bar,76-78 High Street,Rothesay Isle Of Bute PA209BB.

Our concerns are more on the grounds of health and safety. We were going to erect scaffolding, to paint the building, but the outside decking, and fencing are rotting away, not safe for anyone to stand on safely. This is where outside smoking and drinking take place.

Also Fine Homes, are having problems, with guttering falling, from the building into their properties, trying to contact Mr Mac Kinnon is ongoing.

It is a fact the main roof , which is asbestos, is in a dangerous state, should be hard hat only.

We have also raised the fact Mr Mac Kinnon has no insurance, for the property, we would also welcome a copy of a fire certificate.

The pub was open on July 07 2018, from 2pm till 6pm with food and live music, without any of the above.

Yours Faithfully Mr & Mrs Henry & Fiona Mc Neil RITZ FLAT 78A HIGH STREET ROTHESAY ISLE OF BUTE PA209BB

TELEPHONE 01700502440

13/08/2018



Argyll and Bute Licensing Board

11th September 2018

APPLICATION FOR GRANT OF A PREMISES LICENCE

NAME OF PREMISES: Spirit of Bute, 79 Montague Street, Rothesay, Isle of Bute, PA20 0HW

APPLICANT: Keith McIntyre, 79 Montague Street, Rothesay, Isle of Bute, PA20 0HW

AGENT: TLT LLP, 140 West George Street, Glasgow, G2 2HG

DESCRIPTION OF PREMISES:

Off sale shop, selling a variety of specialised products and gifts.

	LICENSED HOURS APPLIED FOR		
	ON SALES	OFF SALES	
Monday	N/A	10.00 to 22.00	
Tuesday	N/A	10.00 to 22.00	
Wednesday	N/A	10.00 to 22.00	
Thursday	N/A	10.00 to 22.00	
Friday	N/A	10.00 to 22.00	
Saturday	N/A	10.00 to 22.00	
Sunday	N/A	10.00 to 22.00	

SEASONAL VARIATIONS:- None

ACTIVITIES:- Club or other group meetings; Recorded music; Films. The premises will dispatch for home delivery to the public or to trade, brewery tours, trade, charity and community events, tastings and related events may also take place.

CAPACITY OF PREMISES: Off Sales - 4.8 m2

LSO COMMENTS: This is a refurbished shop, now selling specialised product and gifts, a premises licence is now sought to permit the sale of specialist alcohol products. The applicant also mixes alcohol to produce his own liqueurs and then bottles the product on the premises. I am informed he

has the appropriate permissions from HMRC. Both Environmental Health Officer and Trading Standards are aware of his activities and will provide support and inspection when required.

Operating Plan

Question 1

The applicant has applied for *off sales only*; the Board may consider there is a requirement for *on sales* to cover those additional activities proposed such as; brewery tours, tastings etc. particularly when these are paid for events. (Ticketed/entrance fee etc.)

Question 3, off sales 10:00 till 22:00

Question 5

Activities; club/group meetings recorded music, films (related to processes/products/history etc.) Additional activities include; brewery tours, charity and community events, tastings etc. The applicant also seeks home delivery. Licensing standards will advise and monitor if granted.

Capacity; 4.8m2, the percentage of floor space given over to the sale of alcohol is approx. 4.7%

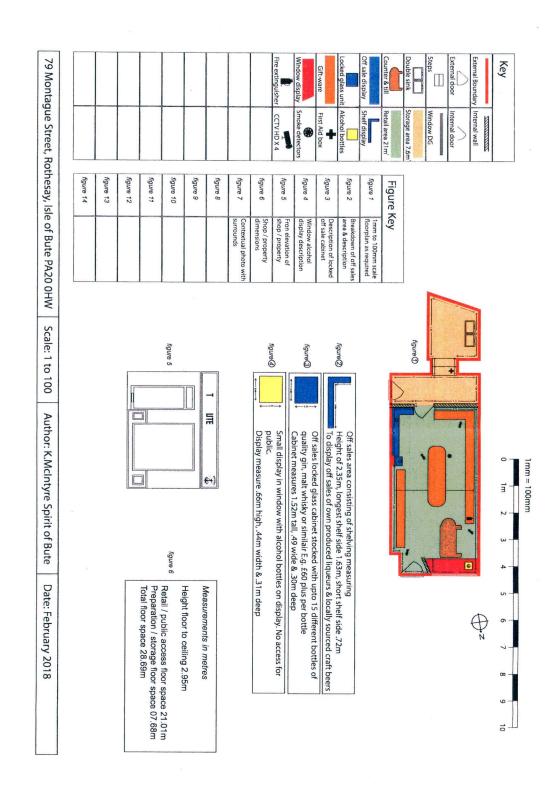
Layout Plan; depicts two display areas, one accessible to the public and one inaccessible to the public. The Board may wish to note that the inaccessible display area, is situated within the front window area and any display/promotion, if granted, will be visible to the public, from outside.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS: NONE

POINTS FOR CONSIDERATION:-

- (1) Location of one of the display areas.
- (2) On-sales required?





Argyll and Bute Licensing Board

11th September 2018

APPLICATION FOR GRANT OF A PREMISES LICENCE

NAME OF PREMISES:	Springbank Distillery Visitor Centre & Shop, Well Close, Campbeltown, PA28 6ET
APPLICANT:	J & A Mitchell & Co. Ltd., Springbank Distillery, Address as above.
AGENT:	N/A

DESCRIPTION OF PREMISES:

The premises are a visitor centre and shop forming part of a distillery located within its own grounds, and providing distillery tours; tastings and sale of distillery merchandise.

	LICENSED HOURS APPLIED FOR		
	ON SALES	OFF SALES	
Monday	11.00 to 23.00	10.00 to 22.00	
Tuesday	11.00 to 23.00	10.00 to 22.00	
Wednesday	11.00 to 23.00	10.00 to 22.00	
Thursday	11.00 to 23.00	10.00 to 22.00	
Friday	11.00 to 23.00	10.00 to 22.00	
Saturday	11.00 to 23.00	10.00 to 22.00	
Sunday	12.30 to 23.00	12.30 to 22.00	

ANY OTHER ACTIVITIES:- Distillery tours; tastings and sale of distillery merchandise.

CHILDREN AND YOUNG PERSONS CONDITIONS:

TERMS - Children and young persons of all ages will be allowed access when accompanied by a responsible person aged 18 years or over, for the purpose of engaging in distillery tours and visiting the distillery shop.

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

TIMES - Access allowed for the duration of a distillery tour and visit to distillery shop until 10.00pm at the latest.

PARTS OF PREMISES - All public parts of the premises.

CAPACITY OF PREMISES: On sales - 60 persons. Off sales - 28 m2

LSO COMMENTS: This application is to licence the visitor centre and shop at Springbank Distillery for on and off sales of alcohol and to allow distillery tours, tastings, the sale of Springbank whisky and Springbank merchandise. There are no LSO concerns with this application.

After discussion with the applicant, the following wording in the premises licence and operating plan is now proposed:

Name of Premises

Change from Springbank Distillery to Springbank Distillery Visitor Centre & Shop

Description of Premises

'The premises are a visitor centre and shop forming part of a distillery located within its own grounds, and providing distillery tours; tastings and sale of distillery merchandise.'

Operating Plan

Question 5(f) – Any Other Activities – 'Distillery tours; tastings and sale of distillery merchandise.'

<u>Question 6</u>: *Children and Young Person Access* – Licensing Standards advocates a standard form of wording to cover children and young person access to on-sales premises as this is the wording that will appear in the operating plan and the statutory access notice. Any standard form should take cognisance of the nature of the operating plan and the wording submitted by the applicant.

<u>Terms</u>

Children and young persons of all ages will be allowed access when accompanied by a responsible person aged 18 years or over, for the purpose of engaging in distillery tours and visiting the distillery shop.

<u>Ages</u>

Children [birth to 15 years]

Young person [16 & 17 years]

<u>Times</u>

Access allowed for the duration of a distillery tour and visit to distillery shop until 10:00pm at the latest.

<u>Parts</u>

All public parts of the premises

Baby Changing Facilities

The applicant has installed baby changing facilities on the premises.

EHO

No comments received.

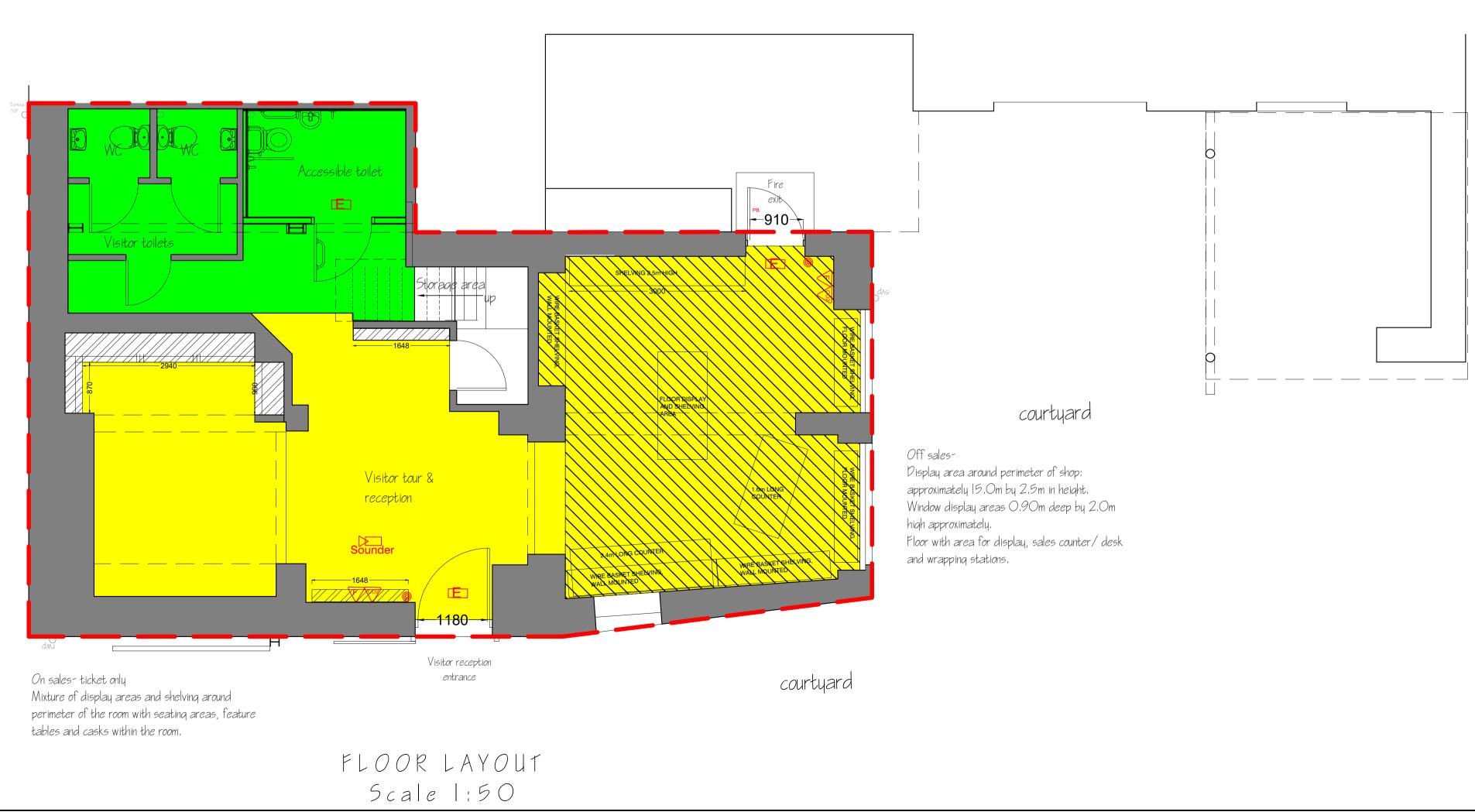
POLICE COMMENTS: No Police objections

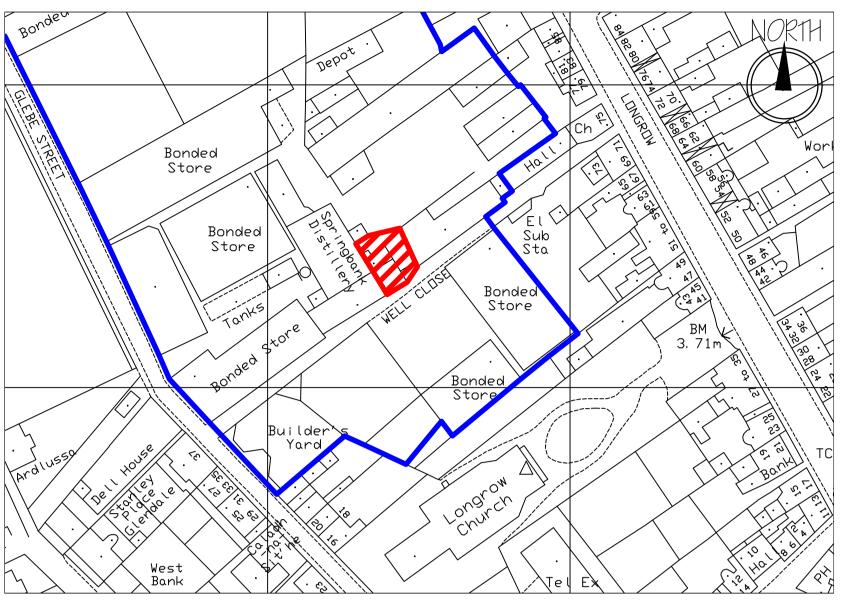
OBJECTIONS/REPRESENTATIONS: None

POINTS FOR CONSIDERATION:

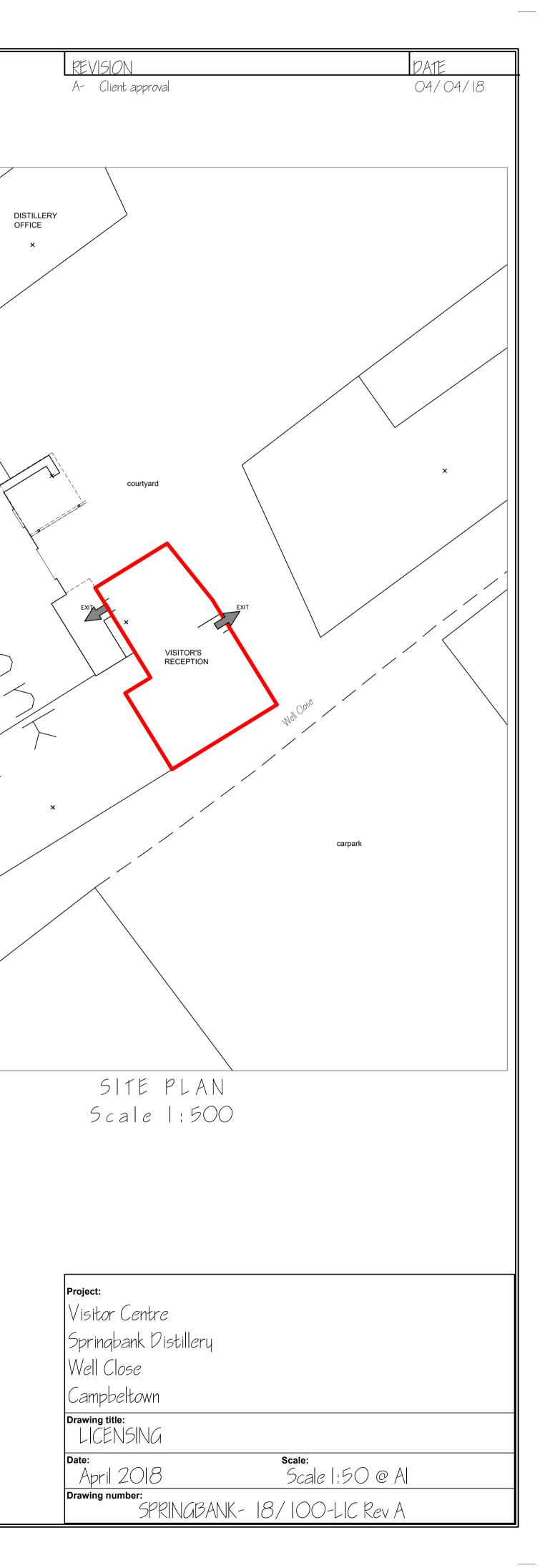
LEGEND

SC/FD	SELF CLOSING FIRE DOOR	PB	PUSH-BAR FIRE EXIT	
$\overline{\mathbb{V}}$	WATER EXTINGUISHER M PUBLIC FIRE ACTION NOTICE			
V	DRY POWDER EXTINGUISHER	E	FIRE EXIT EMERGENCY SIGN	
F	FOAM EXTINGUISHER			
\bigtriangledown	CARBON DIOXIDE EXTINGUISHER 6 SMOKE DETECTOR			
FB	FIRE BLANKET Image: Provide state of the			
	FIRE ALARM SOUNDER			
			FIRE RESISTING CONSTRUCTION/	
			SITE BOUNDARY	
 AREA HATCHED- DENOTES OFF SALES PUBLIC ACCESS area=28sqm AREA SHADED YELLOW- DENOTES INTERNAL ON SALES AREA. ACCESS BY TICKET ONLY area=58sqm AREA SHADED GREEN- DENOTES FACILITIES AREA HATCHED- EXISTING LOCKED WHISKY DISPLAY CABINETS 				
DRAWING TO BE READ IN CONJUNCTION WITH APPROVED OPERATING PLAN				





LOCATION PLAN Scale |:1,250



NORT

×

Page 21



Argyll and Bute Licensing Board

11th September 2018

APPLICATION FOR GRANT OF A PROVISIONAL PREMISES <u>LICENCE</u>

NAME OF PREMISES:	Ardnahoe Distillery Visitor Centre & Shop, Port Askaig, Isle of Islay, PA46 7RN	
APPLICANT:	Ardnahoe Distillery Company Limited, 163 Bath Street, Glasgow, G2 4SQ	
AGENT:	Hill Brown Licensing, RWF House, 5 Renfield Street, Glasgow, G2 5EZ	
DESCRIPTION OF PREMISES:		

Purpose built visitor centre incorporating restaurant, bar and shop.

	LICENSED HOURS APPLIED FOR		
	ON SALES	OFF SALES	
Monday	10.30 to 18.00	10.00 to 18.00	
Tuesday	10.30 to 18.00	10.00 to18.00	
Wednesday	10.30 to 18.00	10.00 to18.00	
Thursday	10.30 to 18.00	10.00 to 18.00	
Friday	10.30 to 18.00	10.00 to 18.00	
Saturday	10.30 to 18.00	10.00 to 18.00	
Sunday	10.30 to 18.00	12.30 to 18.00	

ACTIVITIES:- Conference facilities; Restaurant facilities; Receptions including weddings, birthdays etc; Club or other group meetings; Recorded music; Live performances; Dance facilities; Films; Outdoor drinking.

ANY OTHER ACTIVITIES:- Distillery tours; tastings and sale of distillery merchandise.Product launches, demonstrations, specialist tastings, sale of goods and souvenirs and associated retail in respect of a visitor attraction of this nature.

CHILDREN AND YOUNG PERSONS CONDITIONS:

TERMS - Children and young persons require to be accompanied by a responsible person aged 18 years or over and will be allowed entry to all public parts of the premises with the exception of the designated bar area.

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

TIMES - Children and young persons will be permitted entry at all times when the premises are open, with the exception of the outdoor drinking area which will be until 8.00pm.

PARTS OF PREMISES - All public parts of the premises with the exception of the designated bar area.

CAPACITY OF PREMISES: On sales - 488 persons. Off sales - 74.54 m2

LSO COMMENTS: This is an application for a provisional premises licence for a new Distillery and Visitor Centre, incorporating a restaurant, bar and shop. This is a standard and detailed application and the LSO will comment only on the following in relation to Board policy:

Operating Plan

Outdoor Drinking Area

Due to the location of the premises it is unlikely that the use of the outdoor area until the 6:00pm in terminal hour will cause any noise nuisance.

Activities Outwith Core Hours Box

The applicant has indicated several activities within this box, all of which will have a terminal hour of 11:00pm. It was pointed out to the applicant that the proposed terminal hour at Question 2: *On Sales Hours* is 6:00pm. The applicant provided this explanation:

LSO – 'On Sales Core Hours are recorded as 1030 hours to 1800 hours daily. However, at the explanation box in relation to activities outwith core hours 11pm is mentioned in each of the categories. Should the on sales terminal hour be 2300 hours instead of 1800 hours?'

Applicant – 'NO the On Sale terminal hour is 1800 hours. The intention is that the sale of alcohol in restaurant and bar etc. will stop at 6pm and most likely the premises would close at the time. However, our client's wish to have the opportunity of allowing local organisations to perhaps use the visitor centre for private functions, club meetings and the like. If there was to be an event where alcohol was to be sold then they would apply for an extension of hours. If in due course they found there was sufficient demand their intention would be to apply for a major variation.'

<u>Question 6</u>: *Children and Young Person Access* – Licensing Standards advocates a standard form of wording to cover children and young person access to on-sales premises as this is the wording that will appear in the operating plan and the statutory access notice. Any standard form should take cognisance of the nature of the operating plan and the wording submitted by the applicant. The following wording is acceptable to the applicant -

Terms

Children and young persons require to be accompanied by a responsible person aged 18 years or over and will be allowed entry to all public parts of the premises with the exception of the designated bar area.

Ages

0-17 years

Times

Children and young persons will be permitted entry at all times when the premises are open.

Parts

All public parts of the premises with the exception of the designated bar area.

EHO No comments received.

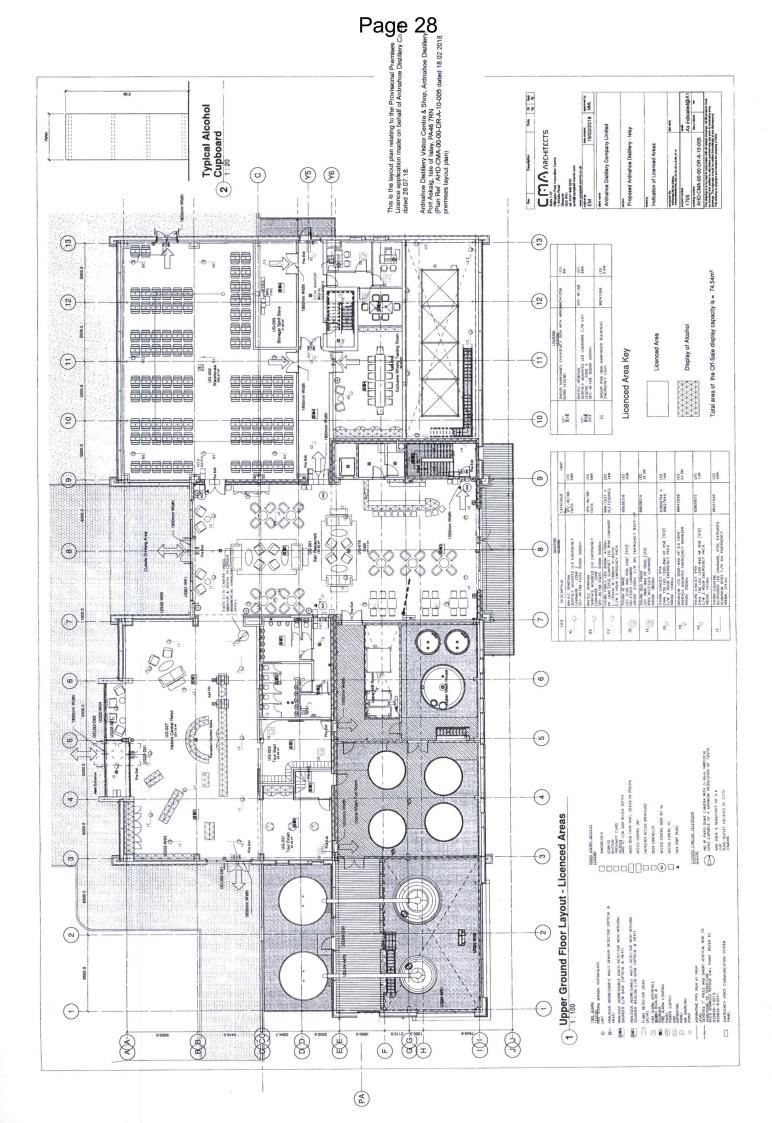
POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS: None

POINTS FOR CONSIDERATION:



2





Argyll and Bute Licensing Board

11th September 2018

VARIATION OF A PREMISES LICENCE

NAME OF PREMISES:	The Brewery, Islay House Square, Bridgend, Isle of Islay, PA44 7NZ
INAMIL OF FILLINISLS.	The brewery, islay house square, brugend, isle of islay, r A44 /NZ

APPLICANT: Islay Ales Company Limited, Address as above.

AGENT: n/a

DESCRIPTION OF PREMISES:

Micro brewery incorporating retail area for off-sales.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Tuesday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Wednesday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Thursday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Friday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Saturday	N/A	10.00 to 17.00	11.00 to 22.00	10.00 to 22.00
Sunday	N/A	CLOSED	11.00 to 22.00	10.00 to 22.00

DETAILS OF VARIATIONS SOUGHT:-

The applicant wishes to vary the premises licence as follows:-

- 1) To amend off sales hours to Monday to Sunday 10.00 to 22.00.
- 2) To add on-sales to the licence.
- 3) To add recorded music, bar snacks and external drinking as activities on the licence.
- 4) To increase the alcohol display area.
- 5) Change to the layout of the premises.
- 6) To change the Premises Manager.

CURRENT ACTIVITIES:- There are currently no activities noted on the operating plan. The applicants wish to add recorded music, bar snacks, and external drinking.

ALCOHOL DISPLAY AREA:- Current off sales - 8.1m2. Proposed off sales - 8.15m2. Proposed On sales - 40 persons.

LSO:- This is a variation application to amend/add the following:

- Change off sales hours from 1000 hours to 1700 hours. Monday through to Saturday to be 1000 hours to 2200 hours Monday through to Sunday;
- To add on sales hours of 1030 hours to 1900 hours Monday through to Saturday;
- To allow recorded music;
- To provide bar snacks;
- Include on sales capacity of 40 persons;
- And Substitute the premises manager

Awaiting a call back from applicant after summer leave on 3^{rd} September on the following issues. Report will be updated then –

Dear Paul,

I am processing your application for the major variation to your premises licence and have the following questions/comments. Happy to discuss via e-mail or by phone.

Application Form 3(b) – Operating Plan

- 1. You are extending core off sales hours to 1000 hours 2200 hours daily. The Board at the meeting will expect an explanation for the additional hours.
- 2. You are adding on sales between 1030 hours to 1900 hours Mon-Sat. But in the operating plan submitted with the application the hours stated are 1100 hours to 2200 hours daily. Please clarify. The Board at the meeting will expect an explanation of why you need on sales.
- 3. You are adding recorded music. The Board will expect an explanation of the addition.
- 4. You are adding bar snacks. This should also be recorded as Yes at Question 5 *Activities* under Bar Meals and expanded on at box 5(f) as the Board at the meeting will expect details of what is being provided as snacks.

Application Form 3(c) – Layout Plan

- The submitted layout plan with this application is an inferior copy of the architect drawn plan submitted by you with the original application for a premises licence. That original plan was drawn by Design Practice, 10 Lynedoch Crescent, Glasgow, G3 6EQ in February 2008, and I ask that you re-submit your layout plan to this standard as I will be recommending to the Board not to accept the plan submitted.
- 2. As you are adding on sales, the area(s) put over for on sales both inside (ground and/or upper floors?) and out (beer garden) must be clearly shown and drawn to scale on the <u>drawing</u>. The architect will know what is required.

Operating Plan – Children & Young Person Access

The Board has a preferred style of wording for this statement. Here is what I propose. Pease let me know if it meets your needs –

Terms

Children and young persons allowed access when accompanied by a person aged 18 years or over while engaged in brewery tours or visiting the brewery shop. No access to shop serving area.

Ages Children [0 - 15 years] Young persons [17 & 17 years]

Times Between 10:00am and 7:00pm

Parts All public parts of the premises with the exception of the shop serving area.

Baby Changing Facilities

As the applicant is adding on sales to the operating plan, and allowing children aged 5 years and under on the premises, premises licence condition 11 requires there to be baby changing facilities available.

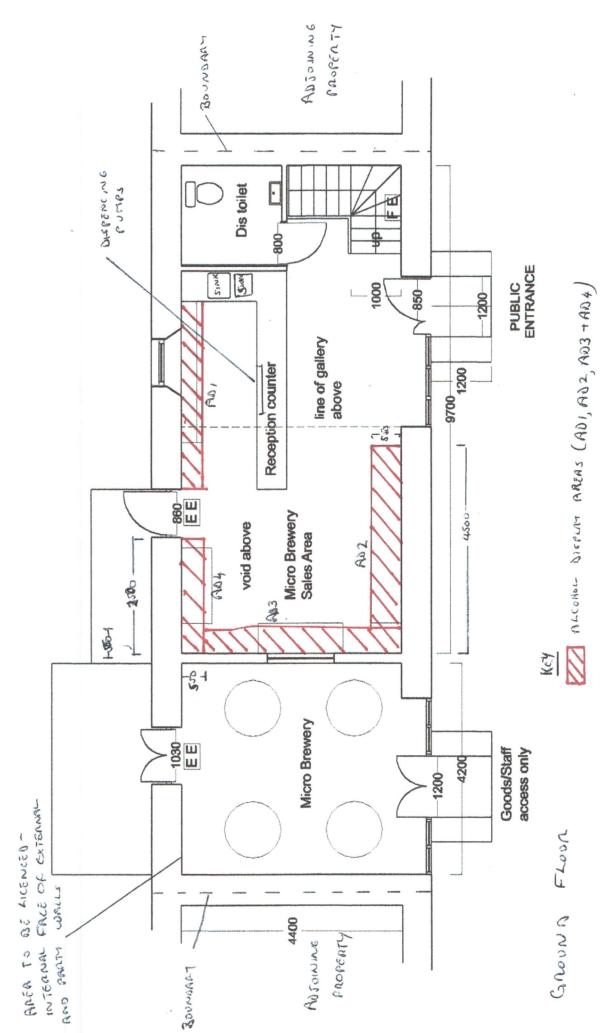
EHO

No comments received.

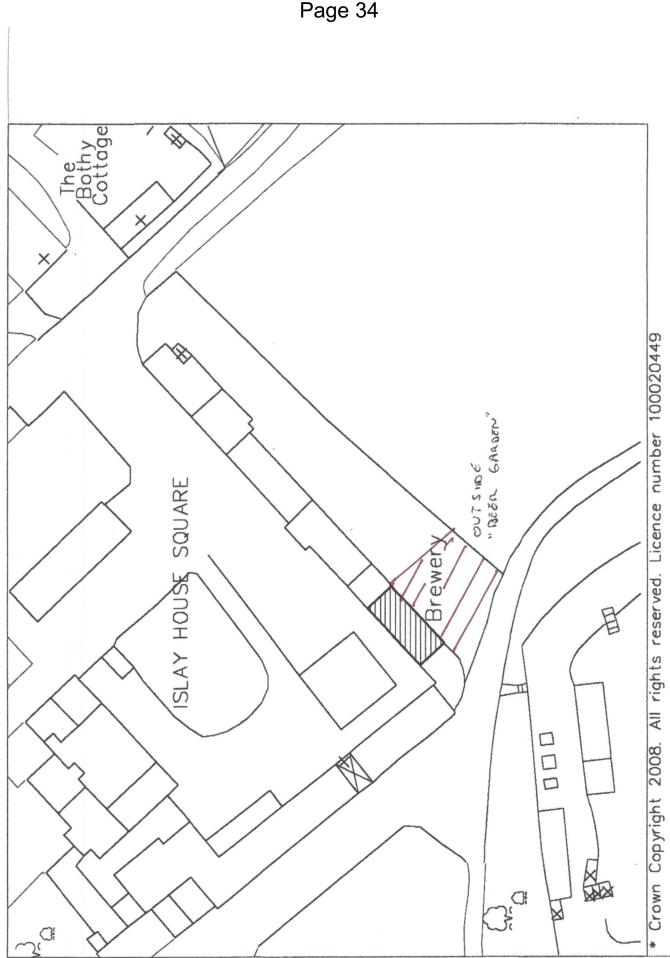
POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS:

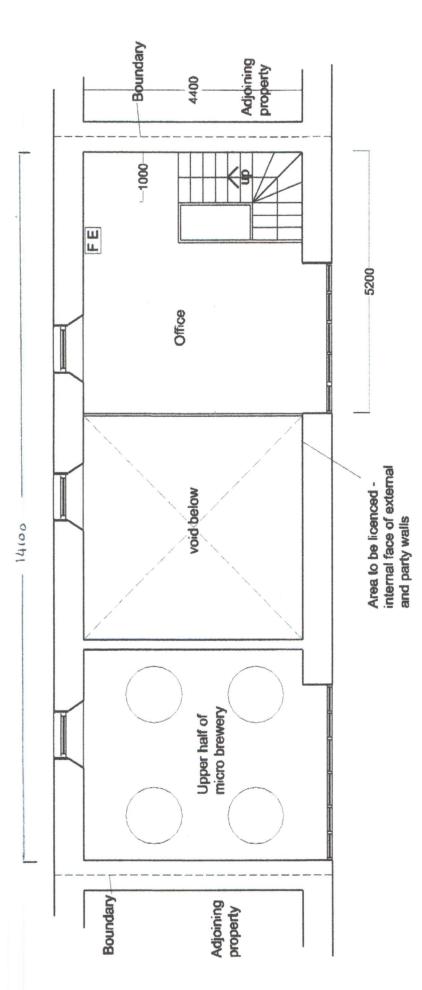
- (1) Extension of terminal hour for off-sales from 5pm to 10pm and addition of off-sales on a Sunday.
- (2) Addition of on-sales Monday to Sunday 11am to 10pm (need to clarify as application states 10.30am to 7pm).
- (3) To add recorded music, outdoor drinking facilities and bar snacks as activities.
- (4) To increase the alcohol display area from 8.1m2 to 8.15m2.
- (5) Terminal hour for external area



3

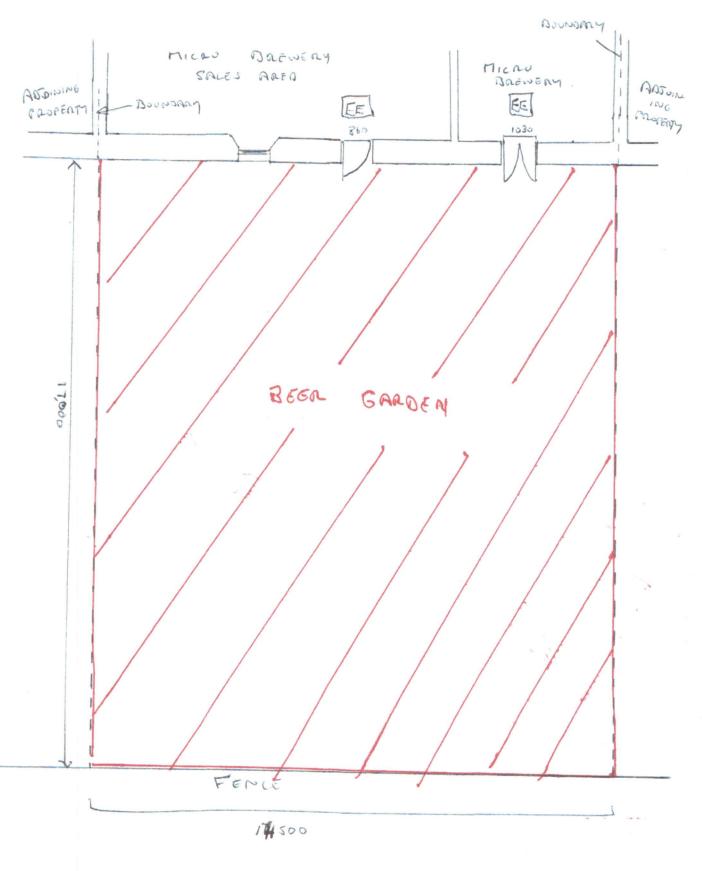


\$





, *







Page 37



Argyll and Bute Licensing Board

11th September 2018

VARIATION OF A PREMISES LICENCE

NAME OF PREMISES:	The Kinloch Bar, 10 Saddell Street, Campbeltown, PA28 6DN
APPLICANT:	Robert Graham, 64 Ralston Road, Campbeltown, PA28 6LF
AGENT:	C & D Mactaggart, Castlehill, Campbeltown, PA28 6AR

DESCRIPTION OF PREMISES:

Premises were a long established public house and lounge bar until fire damage closed this business, in a re-established residential area. It is situated on the ground floor of a detached building and has a flat above for use of owner or staff of the business.

	EXISTING	CORE HOURS
	ON SALES	OFF SALES
Monday	11.00 to 01.00	10.00 to 22.00
Tuesday	11.00 to 01.00	10.00 to 22.00
Wednesday	11.00 to 01.00	10.00 to 22.00
Thursday	11.00 to 01.00	10.00 to 22.00
Friday	11.00 to 01.00	10.00 to 22.00
Saturday	11.00 to 01.00	10.00 to 22.00
Sunday	12.00 to 01.00	12.00 to 22.00

DETAILS OF VARIATIONS SOUGHT:-

The applicant wishes to vary the licence as follows:-

1) To provide breakfast for customers with service from 7.00am Monday to Saturday. There is no change to core hours.

2) To provide for a Breakfast Club for ex-servicemen every 4th Friday.

LSO:- This is an application to include the provision of breakfasts Monday to Saturday form 0700 hours, and the addition of a Breakfast Club for ex-servicemen from 0700 hours every 4th Friday. No alcohol will be sold or consumed prior to the existing core licensing hours.

This variation will necessitate changes to the operating plan at Questions 5(a) (*Bar Meals*) and 5(b) (*Clubs or other group meetings, etc.*) from No to Yes at Column 4, and the following statement inserted into the explanation of activities outwith core hours box –

'Breakfast for customers to include specifically a Breakfast Club for ex-servicemen every 4th Friday from 0700 hours Mondays to Saturdays inclusive. No change to Sunday.'

EHO

No comments received.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS:

Page 39



Argyll and Bute Licensing Board

11th September 2018

VARIATION OF A PREMISES LICENCE

NAME OF PREMISES:	Morrisons, 40-42 John Street, Dunoon, PA23 8BJ
APPLICANT:	Wm Morrison Supermarkets plc., Hilmore House, Gain Lane, Bradford, BD3 7DL
AGENT:	Gosschalks, Solicitors, Queens Gardens, Hull, HU1 3DZ

DESCRIPTION OF PREMISES:

Supermarket, part of a national chain, retailing food, non-food items, and other household goods and providing ancillary consumer services.

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

DETAILS OF VARIATIONS SOUGHT:-

The applicants wish to vary the licence as follows:-

1) Question 5(f) Any Other Activities is to be amended to read as follows:- "Products other than alcohol will be sold and ancillary consumer services provided during all or part of the period between 6.00am and 12 midnight each day subject to customer demand and other statutory consents where required.

The premises licence holder may offer occasional free samples/tastings of alcohol products to its customers over 18 within the alcohol display area during core licensed hours."

CURRENT WORDING AT QUESTION 5(F):- The sale of food, non-food and other household goods and the provision of ancillary consumer services within and outwith licensed hours.

LSO:- This is a major variation to the current Operating Plan to permit an amendment to box 5f; additional activity,

Current

5f states;

"The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours."

Question 5(f) is to be amended if granted, to read as follows;

Products other than alcohol will be sold and ancillary consumer services provided during all or part of the period between 6am and 12 midnight each day subject to customer demand and other statutory consents where required.

The Premises Licence holder may offer Occasional free samples/tastings of alcohol products to its customers over 18 within the alcohol display area during core licensed hours

Licensing Standards will monitor and support management to ensure that any promotion remains within the Display area and conforms to conditions imposed.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS:

- See attached email dated 04/09/18 from the solicitor acting on behalf of Morrisons which provides further detail on aspects of the application.

Page 41

From: Richard Taylor [mailto:RJT@gosschalks.co.uk]
Sent: 04 September 2018 12:18
To: Mair, Susan <<u>Susan.Mair@argyll-bute.gov.uk</u>>
Subject: Morrisons, 40-42 John Street, Dunoon, PA23 8BJ GTE:00021000008210

Dear Susan

I apologise that I have not been able to reach you to discuss this application. I have just spoken to Kelly who was extremely helpful and she suggested that I e-mail details of the application to you as that may deal with any queries that you have.

The application for major variation is to amend box 5(f) of the operating plan to make reference to the possibility of the provision of free samples of alcohol within the designated alcohol display area.

This is part of Morrisons "Local Fookmakers" project. This project is a showcase for local products which are stocked in the stores. Tasting is part of the project which includes cheese, baked goods, butchery, pickles, preserves and alcohol.

Morrisons has made identical applications throughout Scotland and at the time of writing, free alcohol samples are permitted in 38 stores in Scotland.

Tastings of alcohol are done on an occasional basis (perhaps once a month) and are done from a small stand within the alcohol area. That stand features Challenge 25 and Drinkaware information. The stand is manned by a trained member of staff and samples are just enough to taste and appreciate the flavour and quality of the product.

Morrisons follows the Portman Group guidance on tastings which require that samples be no more than half a unit.

Sample sizes for Morrisons are 25ml for beers and wines and 12.5ml for spirits.

Recent examples of alcohol tastings permitted within Scotland stores include Porters Gin (Aberdeen), Esker Gin (Deeside), beer from a brewery called "Born in the Borders" which was established just outside Jedburgh and has a "plough to pint" ethos with beer brewed from barley grown in its own fields and brewed on the farm.

The local products are stocked within the alcohol display area and the application is not seeking to add to sales. The company is simply trying to showcase these local products which may be taken in preference to more established brands.

I hope that this information is sufficient for your needs. If not then please telephone me on my mobile (07949 13291) as I am out of the office for the rest of the week.

If it is the case that you no longer require attendance then please let me know.

Kind regards.

Richard

Richard Taylor | Partner | Licensing Gosschalks, Queens Gardens, Kingston Upon Hull, HU1 3DZ DD: 01482 590216 | F: 0870 600 5958 | M: 07949 132931 | Switch: 01482 324252 | www.gosschalks.co.uk

Anti-fraud notice – please read carefully: We will not change our bank details during the course of this matter.

If, during the course of this matter, you receive an email or phone call purporting to be from Gosschalks informing you that our bank details have changed, it is likely to be an attempted fraud. If this happens, please report it immediately to our Cashiers Department on 01482 590203 who will verify our bank details and, if necessary, report the matter to the police.

Document is Restricted

This page is intentionally left blank

\sim
Ð
-
5
0
÷
\sim
CD -
τ
~
Ð
-
tố -
*
0
_
<u>e</u>
-
-
=
റ
n -
<u> </u>
⊐.
0
Ξ.
Ð.
ŝ
- /

•

.

00	7	თ	(J)	P	age 45	N	Age	nda	a l <u>t</u> e	m	8
AR1620	AR1619	AR1616	AR1615	AR1613	AR1612	AR1605	AR1596	Personal Licence No.			
Karen Fraser McNee 14 Glenside Campbeltown Argyll PA28 6HH	Kirsten Wallace 19 Nelson Place Helensburgh G84 9ES	Debrah Ann McCormack 21 Hillview Walk Rothesay Isle of Bute PA20 0EL	Ashley Anne Lind 51 Morvern Hill Oban PA34 4NS	Sayed Abbas Gilani Flat 1/2 263 Maxwell Road Glasgow G41 1TE	Mohammad Shahid Ali 4 Gullane Crescent Westerwood Cumbernauld G68 0HR	William Paterson Choille-Bheag Strone Dunoon PA23 8RX	Adam Teale Flat 2, Clyde House The Furlongs Hamilton South Lanarkshire ML3 0BA	Licence Holder	Argyll & Bute Licensing	Name	
15/04/2013	17/04/2013	05/04/2013	27/03/2013	17/04/2013	17/04/2013	23/04/2013	27/03/2013	Effective From Date	Licensin		
15/04/2023	17/04/2023	05/04/2023	27/03/2023	17/04/2023	17/04/2023	23/04/2023	27/03/2023	Expiry Date	g Board		
15/04/2018	17/04/2018	05/04/2018	27/03/2018	17/04/2018	17/04/2018	23/04/2018	27/03/2018	Training Due			
21/12/2017	21/12/2017	21/12/2017	24/11/2017	21/12/2017	21/12/2017	21/12/2017	24/11/2017	Reminder Printed			-
Training reminder printed 21/12/2017	Training reminder printed 21/12/2017	Training reminder printed 21/12/2017	Training reminder printed 24/11/2017	Training reminder printed 21/12/2017	Training reminder printed 21/12/2017	Training reminder printed 21/12/2017	Training reminder printed 24/11/2017	Notes			Nevoke Persoliai Licelices
Current	Current	Current	Current	Current	Current	Current	Current	Personal Licence Status			
								Date Licence Revoked			
								DPM Premises Licence No.			
								DPM Premises Name			
								DPM Premises Licence Status			
								DPM Role Status			

Tue
28
Aug
201
8 at
12:2

T	و	10	±	0 12	Page 4	ا تـ	15	5	17	18	19
53	₽										
Licence No.	AR1622	AR1623	AR1624	AR1627	AR1630	AR1631	AR1633	AR1634	AR1635	AR1636	AR1637
	Laura Tyman Imperial Hotel 12/14 West Clyde Street Helensburgh G84 8SQ	John Edward McKitterick 8 Eastbourne Road Taunton Somerset TA1 1ST	Saffron Elke Harvey 17 Creag An Airm Drimvargie Hill Oban PA34 4BX	Jessica Katharine Brown Balnamoil Southend by Campbeltown Argyll PA28 6RU	Wendy Jane MacManaway Sabhal Isle of Iona Argyll PA76 6SP	Robert Donald MacManaway Sabhai Isle of iona Argyll PA76 6SP	Laszlo Pinter c/o Loch Fyne Hotel Inveraray PA32 8XT	Ladislav Drabek c/o Loch Fyne Hotel & Spa Inveraray PA32 8XT	Henry McEwan Broadfoot c/o Loch Fyne Hotel & Spa Inveraray PA32 8XT	Tomas Linhart c/o Loch Fyne Hotel & Spa Inveraray PA32 8XT	Yvonne Gauldie c/o Loch Fyne Hotel & Spa Inveraray PA32 8XT
Date	03/05/2013	25/04/2013	02/05/2013	02/05/2013	09/05/2013	09/05/2013	13/05/2013	13/05/2013	13/05/2013	13/05/2013	13/05/2013
	03/05/2023	25/04/2023	02/05/2023	02/05/2023	09/05/2023	09/05/2023	13/05/2023	13/05/2023	13/05/2023	13/05/2023	13/05/2023
	03/05/2018	25/04/2018	02/05/2018	02/05/2018	09/05/2018	09/05/2018	13/05/2018	13/05/2018	13/05/2018	13/05/2018	13/05/2018
Printed	22/01/2018	21/12/2017	22/01/2018	22/01/2018	22/01/2018	22/01/2018	22/01/2018	22/01/2018	24/05/2018	22/01/2018	22/01/2018
Notes	Training reminder printed 22/01/2018	Training reminder printed 21/12/2017	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 24/05/2018 Training reminder printed 22/01/2018	Training reminder printed 22/01/2018	Training reminder printed 22/01/2018
Status	Current	Current	Current	Current	Current	Current	Current	Current	Current	Current	Current
Revoked											
Licence No.											
Name											
DPM Premises Licence Status											
DPM Role Status											

20		Personal Licence No. AR1638	Licence Holder Javier Morales c/o Loch Fyne Hotel & Spa	Date 13/05/2013	13/05/2023	13/05/2018	Printed 22/01/2018		Training reminder printed 22/01/2018	Personal Licence Status Current	g reminder printed 2018	9 reminder printed Current Current Date Licence DPM Premises	9 reminder printed Current 2018	g reminder printed Current Current Licence UPM Premises
[c/o Loch Fyne Hotel & Spa Inveraray PA32 8XT	13/03/2013	13/05/2023	13/05/2018	22/01/2018		Training reminder printed 22/01/2018					
21		AR1639	James Connelly 15 Glebe Terrace Rothesay Isle of Bute PA20 9BJ	22/05/2013	22/05/2023	22/05/2018	22/01/2018		Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018				
22		AR1640	Julie Sutton Thorndhu Lochgair Lochgliphead PA31 8SB	13/05/2013	13/05/2023	13/05/2018	22/01/2018	1	Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018				
23	>	AR1641	John Ciive Sutton Thorndhu Lochgair Lochgliphead PA31 8SB	13/05/2013	13/05/2023	13/05/2018	22/01/2018		Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018				
ge 47 _⊾	>	AR1642	Andrew Philip MacDonald Lancaster Hotel Corran Esplanade Oban PA34 5AD	22/05/2013	22/05/2023	22/05/2018	22/01/2018		Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018				
Pag	Þ	AR1644	Neil David Price The Boathouse Ardentrive Bay Kerrera Oban PA34 4SX	15/05/2013	15/05/2023	15/05/2018	22/01/2018	N	Training reminder printed 22/01/2018	rraining reminder printed 22/01/2018				
26	⊳	AR1646	Michal Mazur Daimally Hotel Daimally Argyll PA33 1AY	16/05/2013	16/05/2023	16/05/2018	22/01/2018	N	Training reminder printed 22/01/2018	Training reminder printed Current				
27	≥	AR1647	Peter Robert Ethenidge 2/1 8 Sandyford Place Glasgow G3 7NB	22/05/2013	22/05/2023	22/05/2018	22/01/2018		Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018				
28	≥	AR1648	John Anthony William Francis 24/05/2013 Ardachy House Hotel Bunessan Isle of Mull PA67 6DS	24/05/2013	24/05/2023	24/05/2018	22/01/2018		Training reminder printed 22/01/2018	Training reminder printed Current 22/01/2018	Current	Current AR/402	Current	Current AR/402
29	≥	AR1650	Alicia E Fraser 20 Levenhowe Place Balloch Dunbartonshire G83 8LR	07/06/2013	07/06/2023	07/06/2018	23/02/2018		Training reminder printed 23/02/2018	Training reminder printed Current 23/02/2018	ninder printed	ninder printed	ninder printed	ninder printed

۲

Page no: 3 >>

	3	31	32	8	Page 4	ം ടു
Licence No.	AR1651	AR1652	AR1653	AR1654	AR1655	AR1657
	William Kelly McIver 46 Broomlay Crescent Tullichewan Alexandria G83 0HN	Katalin Gyebrovszky 3 Kilbride Road Dunoon Argyll PA23 7QH	Ramashish Prasad 3 Alexandra Parade Argyll Street Dunoon PA23 7NE	Katy Hannah Farrell Aegir Fell Tha Oa Isle of Islay Argyll PA42 7ZA	Kalman Hajdu 3 Kilbride Road Dunoon Argyll PA23 7QH	Ursula Zaloznik Oban Youth Hostel Corran Esplanade Oban PA34 5AF
Date	07/06/2013	27/05/2013	05/06/2013	03/06/2013	03/06/2013	04/06/2013
Expiry Date	07/06/2023	27/05/2023	05/06/2023	03/06/2023	03/06/2023	04/06/2023
training Due	07/06/2018	27/05/2018	05/06/2018	03/06/2018	03/06/2018	04/06/2018
Printed	23/02/2018	22/01/2018	23/02/2018	23/02/2018	23/02/2018	23/02/2018
Notes	Training reminder printed 23/02/2018	Training reminder printed 22/01/2018	Training reminder printed 23/02/2018	Training reminder printed 23/02/2018	Training reminder printed 23/02/2018	Training reminder printed 23/02/2018
Status	Current	Current	Current	Current	Current	Current
Date Licence Revoked						
DPM Premises Licence No.						
DPM Premises Name						
DPM Premises Licence Status						
DPM Role Status						

,

On-Trade Festive Licensing Hours 2018

As in previous years the licensing board has set the period during which extended hours will be considered as follows:

Festive Hours Period - 7th December 2018 to 2nd January 2019 (into the morning of the 3rd)

There will be a general presumption in favour of extending licensing hours during the above period along the following lines:

Festive Hours Period – 7th December 2018 to 2nd January 2019 (into the morning of the 3rd)

For those premises with a terminal core hour of 0100 hours, extension to a limit of **0200 hours** For those premises with a terminal core hour of 0200 hours, extension to a limit of **0300 hours**

• Festive Holidays (24th 25th 26th December 2018 and 31st December 2018 & 1st January 2019)

Extension to a limit of 0300 hours for all on-trade premises

Notes:

Prevailing local late night conditions will still apply, such as the night-time curfew, curtailment of music at a certain a time and stewarding.

Children:

- Children will be allowed, under parental supervision to **0100 hours on 31st December/1st January** to welcome the New Year, and only then for family events.
- Normal restrictions relating to children (such as the terminal hour on all other nights covered by this "relaxation") still apply.

Application Timescale

Please be aware that extended hours applications <u>must</u> be with the Board at least **35 days** prior to the date on which the extended hours event is being held. This timescale is to allow for statutory reports the Board must consider in determining each application.

Further Information?

Full details on the rules governing Extended Hours Licences and how to apply can be found here. For further information or advice, please contact the Licensing Board team here. This page is intentionally left blank

Document is Restricted

This page is intentionally left blank