

DUART CASTLE, CRAIGNURE, ISLE OF MULL, PA64 6AP

LSO

There are no LSO concerns with this application and the applicant has liaised with the LSO.

The premises is a tearoom situated in the grounds of Duart Castle on the Isle of Mull, and currently provide off sales of alcohol and unlicensed restaurant facilities. The applicant is proposing the following variations:

- Update to Seasonal Variation;
- Addition of on-sales with core hours – 1100 hours to 0100 hours daily;
- Outdoor drinking; and
- Substitution of premises manager

Premises licence

Description of Premises - on the front of the premises licence the description should be amended similar to –

“The premises is a tearoom situated in the grounds of Duart Castle providing on and off sales of alcohol, restaurant facilities, and an outdoor drinking area.”

Baby Changing Facilities – as the premises will now provide on-sales of alcohol, Condition 12 of the premises licence requires that where children aged under 5 years are permitted access, baby changing facilities must be provided which are to be accessible to persons of either gender.

Operating Plan

Question 2 - On-Sales Proposal - the premises are currently allowed off-sales only. The applicant wishes to include on-sales for the purpose of catering for evening functions, evening restaurant facilities, pop-up restaurant facilities and weddings. Core hours will commence from 1100 hours each day.

Question 4 – Seasonal Variation – the applicant proposes:

“General hours for on-license operation will be 10:30am to 5:30pm Monday to Sunday. The extended operating hours of up to 1:00am will be for the purpose of pop-up restaurants, wedding functions and social functions. Food will always be available during general operation hours and evening functions.”

Duart Castle’s seasonal opening times are Easter until October 18th but occasional functions may operate outwith these months.”

Board policy:

“The Management reserve the right to open the business one hour later than the commencement of licensed core hours or close one hour earlier than termination of core hours on any day of the week during winter months i.e. 1st October to 31st March.”

The applicant provides reasoning for the 0100 hours terminal hour and premises closure over the winter months. Due to the nature and location of this business the Board may wish to consider the applicant’s proposal.

Question 5 - Outdoor Drinking - the applicant has provided a plan of the area marked for outdoor drinking which sits adjacent to the Tearoom. This is an addition of six picnic style tables seating six persons per table. It is proposed the use of the outdoor area may commence

at 1030 hours daily to provided teas, coffees, snacks and non-alcohol refreshments and cease operation at 1730 hours, generally, and by 2200 hours and 2000 hours respectively for persons aged of 18 years and over and children and young persons when the premises are open later for pre-booked functions. All columns in Question 5(d) in the operating plan covering outdoor drinking should read Y (Yes).

Question 5 – Activities Outwith Core Hours Explanation – this box should contain a statement similar to:

Where you have answered YES in respect of any entry in column 4 above, please provide further details below:

“The Tearoom and outdoor drinking area may operate from 10:30am for the provision of meals, snacks, teas, coffees and non-alcohol refreshments.”

Question 5(f) – Any other Activities – this box should contain a statement similar to:

“Outdoor Drinking - the terminal hour will generally be 5:30pm daily and 10:00pm for persons aged 18 years and over and 8:00pm for children and young persons on the occasions the premises is open up to 1:00am.”

Question 6 – 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, based on the submission by the applicant, is for consideration:

Terms

Children of all ages and young persons allowed access to the tearoom and outdoor drinking area while in the company of a responsible person aged 18 years or over for the purpose of taking a meal, refreshments or snacks.

Ages

*Children of all ages [birth to 15 years]
Young persons [16 & 17 years]*

Times

*Tearoom: 10:30am to 5:30pm and when attending a pre-booked function until 1:00am.
Outdoor Drinking Area: 10:30am to 5:30pm and when attending a pre-booked function until 8:00pm.*

Parts

All public parts of the premises.

Question 7 – Capacity – the applicant advises that on-sales capacity will be 60 persons and this figure should be included in Q7.

Substitution of Premises Manager

The proposed premises manager will be Junelle Wilson who holds personal licence AR/2607.

EHO

No comments.

