

Argyll and Bute Licensing Board

28th February 2018

VARIATION OF A PREMISES LICENCE**NAME OF PREMISES:** The Oystercatcher, Otter Ferry, Tighnabruaich, PA21 2DH**APPLICANT:** Toast (Scot) Ltd., 3 Croft Park, Perth, PH2 0DX**AGENT:** n/a**DESCRIPTION OF PREMISES:**

The premises are a pub restaurant located in a rural area providing food and drink.

	EXISTING CORE HOURS	
	ON SALES	OFF SALES
Monday	11.00 to 23.00	11.00 to 22.00
Tuesday	11.00 to 23.00	11.00 to 22.00
Wednesday	11.00 to 23.00	11.00 to 22.00
Thursday	11.00 to 23.00	11.00 to 22.00
Friday	11.00 to 01.00	11.00 to 22.00
Saturday	11.00 to 01.00	11.00 to 22.00
Sunday	12.30 to 23.00	12.30 to 22.00

DETAILS OF VARIATIONS SOUGHT:-

The applicant wishes to vary the licence as follows:-

- 1) To add dancing as an activity
- 2) To amend the childrens and young persons conditions.

CURRENT ACTIVITIES: Restaurant facilities; bar meals; receptions including weddings, funerals etc; club or other group meetings; recorded music; live performances and outdoor drinking facilities.

CURRENT CHILDRENS & YOUNG PERSONS CONDITIONS:

TERMS - Children will only be permitted when dining and accompanied by an adult.

AGES - Children under the age of 18 will only be permitted when accompanied by an adult and children under 16 years old will only be permitted when dining.

TIMES - Children will only be permitted until 8.00pm

PARTS - Children will be permitted access to all areas except the bar area.

PROPOSED CHILDRENS & YOUNG PERSONS CONDITIONS;

TERMS - Children will only be permitted when dining and accompanied by an adult.

AGES - Children under the age of 18 will only be permitted when accompanied by an adult and children under 16 years old will only be permitted when dining.

TIMES - Children will only be permitted until 10.00pm

PARTS - Children will be permitted access to all areas except the bar area.

LSO: The applicant has reviewed her Operating Plan and has decided on the following changes to allow her business to develop in line with current style and demand.

Question 5

Add Dance, the applicant is seeking permission to add dancing to her Operating Plan to compliment activities already granted, such as live music and weddings etc.

Question 6

The applicant made contact with the Licensing Standards Officer and explained that her business is being severely restricted by the current restraints on children and young person's access to the premises. Currently children and young persons are permitted access only to dine and must leave by 8pm. The premises are in a very isolated area and are visited from land and water. The facilities are the nearest social area to holidaymakers in nearby cottages or caravan etc.

The following form of words, to adjust the terms, times and parts will suit the nature of this particular business, the Board is asked to consider the proposed change.

Terms;

Children and Young Person's will be permitted when accompanied by a responsible adult over the age of 18 years

Ages;

Children 0-15

Young Persons 16 & 17

Times;

Children and young persons will be permitted access

Until 8pm or

Until 10pm if present for dining and

For the duration of a pre booked function or event.

Parts;

Children and young persons will be permitted access to all public areas, with the exception of the immediate vicinity of the bar counter

EHO; the Environmental Health Officer is working with the applicant in relation to the formulation, approval and implementation of an appropriate Noise Management Plan.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS: None.

POINTS FOR CONSIDERATION:-

- 1) Add dance facilities as an activity.
- 2) Extend terminal hour for children and young persons from 8.00pm to 10.00pm.