

## Argyll and Bute Licensing Board

28th February 2018

**VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Islay Frigate Hotel, Harbour Street, Tarbert, PA29 6UD**APPLICANT:** Marion Atkinson, 30 Kingsway, Tarbert, PA29 6UP**AGENT:** n/a**DESCRIPTION OF PREMISES:**

Hotel with lounge bar, public bar, restaurant/function room and letting bedrooms and beer garden.

	EXISTING CORE HOURS	
	ON SALES	OFF SALES
Monday	11.00 to 01.00	11.00 to 22.00
Tuesday	11.00 to 01.00	11.00 to 22.00
Wednesday	11.00 to 01.00	11.00 to 22.00
Thursday	11.00 to 01.00	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	11.00 to 01.00	12.30 to 22.00

**DETAILS OF VARIATIONS SOUGHT:-**

The applicant wishes to vary the licence as follows:-

To amend the children and young person's conditions. Currently, children and young persons are not allowed in the public bar. The applicant wishes to change this so that they are permitted in this area until 8.00pm.

**CURRENT CHILDRENS & YOUNG PERSONS CONDITIONS:**

TERMS - Resident children and young persons - no restrictions; admitted at all times. Non-resident children and young persons will be admitted to the hotel and beer garden at all times, in company of

an adult only and may have a meal in the restaurant or lounge bar and may attend functions and other events during core licensed hours.

AGES - Young persons - Ages 16 and 17 years. Children - Ages 15 years and under.

TIMES - Entry allowed at all times.

PARTS - Children and young persons allowed entry to all parts of premises, except public bar.

**PROPOSED CHILDRENS & YOUNG PERSONS CONDITIONS;**

TERMS - Resident children and young persons - no restrictions; admitted at all times. Non-resident children and young persons will be admitted to the hotel and beer garden at all times, in company of an adult only and may have a meal in the restaurant or lounge bar and may attend functions and other events during core licensed hours. Children and young persons will be admitted in the public bar until 8.00pm.

AGES - Young persons;- Ages 16 and 17 years. Children:- Ages 15 years and under.

TIMES - Entry allowed at all times except for the public bar where they are allowed until 8.00pm.

PARTS - Children and young persons allowed entry to all parts of premises.

**LSO:** There are no LSO concerns with this application. The premises is a Hotel comprising lounge bar, public bar, restaurant/function room and letting bedrooms, and beer garden.

The applicant proposes changes to children and young persons access and access times to include the bar public bar until 8:00pm. Photographs of the public bar have been submitted to assist the Board. The public bar houses a pool table and gaming machine. The Board's policy in respect of these states:

*"The Board will not normally grant a premises licence or occasional licence where children and young persons could have unsupervised access to pool tables, darts boards or gaming machines. The parts of the premises to which children and young persons are allowed entry will require to have a suitable character and atmosphere. Premises or parts of premises which are very small and enclosed are unlikely to be able to provide an appropriate environment. In addition, premises which have very few facilities are unlikely to comply with the Board's requirements."*

The applicant has been made aware of the policy.

Operating Plan

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 at all times including resident children while in the company of a responsible person aged 18 years or over for the purpose of taking a meal, snack or refreshments.. Access to public bar between 11:00am and 8:00pm only.*

*Ages*

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

*Times*

*Access to Hotel facilities at all times. Access to outdoor drinking area at all times until 8:00pm.  
Access to public bar between 11:00am and 8:00pm only.*

*Parts*

*All public parts of the premises.*

**EHO**

No comments

**POLICE COMMENTS:** None

**OBJECTIONS/REPRESENTATIONS:** None.

**POINTS FOR CONSIDERATION:-**

- 1) The LSO has included photos of the bar area. Copies of these are attached.
- 2) **This application was continued at the last Licensing Board Meeting to allow the applicant more time to consider the terms of the application.**