

Argyll and Bute Licensing Board

26th June 2018

VARIATION OF A PREMISES LICENCE**NAME OF PREMISES:** Sinbads, 115/117 Argyll Street, Dunoon, PA23 7DH**APPLICANT:** Greene King Retailing Ltd., Westgate Brewery, Bury St. Edmunds, Suffolk, IP33 1QT**AGENT:** TLT, Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL**DESCRIPTION OF PREMISES:**

End of terrace 2 storey building located on Argyll Street in the town centre, with public house on the ground floor and a lounge bar on the first floor.

The public house consists of a public bar with a games area, ladies and gents toilet, cellar, prep kitchen, office and storage on the ground floor. On the first floor there is a lounge bar, ladies and gents toilets, kitchen and storage. Outside there is an external licensed terrace. The Public House sells alcohol, both on and off premises, hot and cold beverages and hot and cold bar food.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	11.00 to 22.00
Tuesday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	11.00 to 22.00
Wednesday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	11.00 to 22.00
Thursday	11.00 to 01.00	11.00 to 22.00	11.00 to 02.00	11.00 to 22.00
Friday	11.00 to 01.00	11.00 to 22.00	11.00 to 02.00	11.00 to 22.00
Saturday	10.00 to 01.00	10.00 to 22.00	10.00 to 02.00	10.00 to 22.00
Sunday	11.00 to 01.00	11.00 to 22.00	11.00 to 01.00	11.00 to 22.00

DETAILS OF VARIATIONS SOUGHT:-

ITEM 6(g)

The applicants wish to vary the licence as follows:-

- 1) To amend the terminal hour to 2am Thursday to Saturday.
- 2) Addition of dance facilities and restaurant as activities on the licence.

CURRENT ACTIVITIES:- Bar meals; Receptions including weddings, birthdays; Club or other group meetings; Recorded music; Live performances; Gaming; Indoor/Outdoor sports; Televised sport; Outdoor drinking facilities; Adult entertainment.

LSO:- The Premises Licence Holder is Green King Ltd and is leased to the current Designated Premises Manager. The LSO had discussion with management with regard to changes made to upgrade the internal decoration and to a change in direction as to the current operating model to suit the current late night economy in Dunoon town centre.

Late night opening Dunoon

The table below illustrates the current late hours permitted beyond policy and those now applied for and allows a comparative with regards to other like premises throughout Dunoon's' main town centre and surrounding area:

Legend: TC = Temporarily Closed; () = Applied For; D = Dance

Premises	Mon	Tues	Wed	Thurs	Fri	Sat	Sun
2:00am [current & applied for]							
Sinbad's (D applied for)	1:00am	1:00am	1:00am	1:00am (2:00am)	1:00am (2:00am)	1:00am (2:00a m)	1:00am
Lorne Bar (D)	1:00am	1:00am	1:00am	2:00am	2:00am	2:00am	1:00am
Clansman	1:00am	1:00am	1:00am	2:00am	2:00am	2:00am	2:00am
The Brewery (Brass Monkey)	1:00am	1:00am	1:00am	2:00am	2:00am	2:00am	2:00am
The Braes (D)	11:00p m	11:00p m	11:00p m	2:00am	2:00am	2:00am	1:00am
Victoria Bar (D)	12mid	12mid	12mid	1:00am	2:00am	2:00am	12mid
MacClure's (D)	12mid	12mid	12mid	1:00am	2:00am	2:00am	1:00am

Board Policy dictates the following in terms of late night/early morning terminal hours;

"Licensed hours for on-sales premises in particular can have an impact not only within the individual premises but also within the locality in which the premises are situated. Taking into account the five licensing objectives, the presumption against 24 hour drinking and the guidance for Licensing Boards and Local Authorities issued by the Scottish Executive and that mandatory conditions specified by Regulation

ITEM 6(g)

apply to those premises opening after 1 am, the Board considers the following to be appropriate for the terminal hour beyond which alcohol must not be sold on the premises or parts of the premises :-

Sunday to Thursday - 12 midnight and Friday & Saturday – 1.00am

Applications for hours at times out with the Board's Policy will require demonstrate that the additional requested hours are appropriate in the circumstances."

Argyll and Bute Licensing Board Statement of licensing policy 2013-2016: Section 8 – "Licensing Hours"

Operating Plan

Question 2: Core Hours On-Sales:

Currently

11:00am to 1:00am every day

Proposed

Sunday, Monday, Tuesday, Wednesday; 11:00am till 1:00am Thursday, Friday, Saturday, 11:00am till 2:00am

The premises are set within the centre of Dunoon and are in the vicinity of residential flats. There has been noise complaints in the past however none recently.

Question 5: Additional Activities

Dance; the upstairs lounge has been used in the past for private function, dance is an activity now sought.

Restaurant; there are kitchen facilities upstairs which the Current Designated Premises Manager would like to make use of for functions and events.

EHO

Due to the change in hours sought and potential noise escape the Environmental Health Officer has requested that the management work with her to develop a noise management plan. The EHO will also work with management in terms of food safety when the kitchen is refurbished and food preparation is instigated.

POLICE COMMENTS: No Police objections

OBJECTIONS/REPRESENTATIONS:

POINTS FOR CONSIDERATION:-

- (1) Extension of the terminal hour from 1am to 2am Thursday to Saturday.
- (2) Addition of dance facilities and restaurant facilities as activities.
- (3) Provision of a noise management plan.

