

## Argyll and Bute Licensing Board

26<sup>th</sup> February 2019**VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Food from Argyll at the Pier, Oban Ferry Terminal, Oban, PA34 4DB**APPLICANT:** Food from Argyll, c/o Finnartmore Cottage, Kilmun, Dunoon, PA23 8RY**AGENT:** n/a**DESCRIPTION OF PREMISES:**

Cafe within Oban Ferry Terminal. Primarily a take away cafe with capacity for 17 seated. Cafe also has a retail area for selling locally sourced food and drink products.

|           | EXISTING CORE HOURS |                | PROPOSED CORE HOURS |                |
|-----------|---------------------|----------------|---------------------|----------------|
|           | ON SALES            | OFF SALES      | ON SALES            | OFF SALES      |
| Monday    | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Tuesday   | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Wednesday | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Thursday  | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Friday    | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Saturday  | N/A                 | 10.00 to 20.00 | 11.00 to 18.00      | 10.00 to 18.00 |
| Sunday    | N/A                 | 10.00 to 20.00 | 12.00 to 18.00      | 12.00 to 18.00 |

**DETAILS OF VARIATIONS SOUGHT:-**

The applicant wishes to vary the licence as follows:-

- 1) To add on-sales hours to the licence Monday to Saturday 11.00 - 18.00 and Sunday 12.00 - 18.00.
- 2) To change the layout of the premises to include an additional display area.
- 3) To add receptions, club or other group meetings and live performances as activities on the licence

**CURRENT ACTIVITIES:-** Restaurant facilities; Recorded music.

**PROPOSED ACTIVITIES:-** Receptions; club or other group meetings and live performances.

**LSO:-** This major variation application is to allow the addition of On-Sales of alcohol including a second alcohol display area within the premises. The applicant also wishes to include receptions; clubs or other group meetings and live performance as activities. The licensing standards officer has no concerns with this application.

Description of Premises

With the addition of On-Sales of alcohol, the Board may wish to amend the description of premises from –

*“Cafe within Oban Ferry Terminal. Primarily a take away cafe with capacity for 17 seated. Cafe also has a retail area for selling locally sourced food and drink products.”*

To –

*Cafe within Oban Ferry Terminal providing on and off sales of alcohol and food with capacity for 22 seated. Cafe also has a retail area for selling locally sourced food and drink products.”*

**Operating Plan**

Question 1

Now On-Sales and Off-Sales

Question 2

On-Sales hours 1100 - 1800 (Mon-Sat) and 1200 – 1800 (Sun)

Question 3

Off-Sales – amend from 1000 - 2000 (daily) to 1000 - 1800 (Mon-Sat) and 1200 - 1800 (Sun)

Question 4

Seasonal Variation – no change.

Question 5

Add - receptions; clubs or other group meetings and live performance.

Statement of activities Outwith core hours – the Board may wish to consider the following wording –

*“Food is served 8:00am to 6:00pm daily throughout the year for takeaway and sit-in meals.*

*Recorded music at all times and occasional live performance.*

Question 5(f)

The Board may wish to include a statement in relation to other activities similar to –

*Takeaway meals, including teas, coffees and soft drinks.*

Question 6

Children and Young Persons. The applicant has provided the following wording –

Terms

*We are a small café and encourage family eating. Children will be allowed at all times. As we are not open after 6pm we won't have a curfew for children.*

Ages

*Any age 0-17 years*

Times

*8am -6pm 7 days a week*

Parts

*They will be allowed to all areas. As we only have a small seating area we don't intend to segregate any areas for adults only.*

As the information supplied at Question 6 will be transposed on to the Statutory Children and Young Person Access Notice which will be displayed at the entrance to the premises it is best that the information provided is in the form of a statement. Therefore the Board may consider amending each statement as follows in line with Board policy -

Terms

*Children and young persons allowed access while accompanied by a person over 18 years or over to take a meal.*

*Unsupervised access allowed when using takeaway facility.*

Ages

*Any age 0-17 years*

Times

*8:00am -6:00pm daily*

Parts

*All public parts of the premises.*

Question 7

Capacity - as the premises is changing from Off-Sales only to On-Sales & Off-Sales, the premises will be classed as an on-sales premises with an off-sales facility. This means that the requirements of Licensing Condition 13 with regards to display of alcohol in specific areas for Off-Sales premises has no effect. The capacity of the premises will therefore only indicate the total number of persons allowed access (22).

**EHO**

No comments received.

**POLICE COMMENTS:** No Police objections

**OBJECTIONS/REPRESENTATIONS:**

**POINTS FOR CONSIDERATION:-**

- (1) Addition of on-sales 11am to 6pm Monday to Saturday and 12 noon to 6pm on a Sunday.
- (2) Reduction in the terminal hour for off-sales from 8pm to 6pm.
- (3) Addition of activities – receptions, club or other group meetings and live performances. Nature of live performances?
- (4) Addition of on-sales capacity of 22 persons.
- (5) Addition of small alcohol display area in the display fridge.
- (6) Amend description of premises to reflect addition of on-sales.