

## Argyll and Bute Licensing Board

7<sup>th</sup> September 2021**VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** The Harbour Inn & Restaurant, The Square, Bowmore, Isle of Islay, PA43 7JR**APPLICANT:** Beam Suntory UK Limited, 2 Longwalk Road, Stockley Park, Uxbridge, UB11 1BA**AGENT:** Hill Brown Licensing, The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ**DESCRIPTION OF PREMISES:**

The premises operate as a hotel. The premises consist of a restaurant, conservatory, lounge, reception lounge, schooner bar, outside area and male and female toilets. There is one letting bedroom. There is a garden and patio area accessed from the conservatory. There are also service areas including a kitchen, cellar and store. On the first floor there is a resident's lounge and four letting bedrooms. On the second floor there are two letting bedrooms and storage. The premises occupy a 3-storey traditional building adjacent to Bowmore Harbour.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Tuesday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Wednesday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Thursday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Friday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Saturday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00
Sunday	11.00 to 01.00	n/a	10.30 to 01.00	10.00 to 22.00

**DETAILS OF VARIATIONS SOUGHT:-**

The applicants wish to vary the licence as follows:-

## ITEM 5(f)

- 1) To add off-sales licensed hours Monday to Sunday 10am to 10pm.
- 2) To amend the core on-sales licensed hours to begin from 10,30am Monday to Sunday .
- 3) To amend the seasonal variation.
- 4) To add films, televised sport, outdoor drinking facilities and spirit tastings as activities.
- 5) To amend the Children and Young Person's conditions.
- 6) Proposed new layout plan to show the outdoor drinking area.
- 7) To amend the description of the premises.
- 8) Increase in capacity to take into account the outdoor drinking area.

**CURRENT ACTIVITIES:** Conference facilities; Restaurant facilities; Celebrations; Funerals; Club or other group meetings; Recorded music and Live performances.

**CURRENT SEASONAL VARIATION:** The Schooner Bar will close at 11.00pm during winter period of 1st November of any year to 1st March of the following year. During this period, on sales service remain available in the lounge, conservatory and dining room.

The premises will operate any additional core hours granted by the Board under their authority contained in Section 67 of the Licensing (Scotland) Act 2005.

Any additional hours sought out with such grants shall be applied for by way of separate application for occasional licence under Section 56 or for extended hours under Section 68 of the Licensing (Scotland) Act 2005.

**PROPOSED SEASONAL VARIATION:** Festive season extensions and other occasional extensions as authorised by board policy from time to time.

### **CURRENT CHILDREN AND YOUNG PERSON'S CONDITIONS:-**

**TERMS** - Children and young persons shall be permitted to access the premises when accompanied by an adult for the consumption of a meal or for a soft drink or when resident within the letted accommodation on the premises

**AGES** – Children and young persons aged 0 - 17 years and baby changing facilities shall be provided

**TIMES** – Children and young persons shall be permitted access to the premises during the core hours of Monday to Sunday 11.00am to 9.00PM. Where children and young persons are attending a reception or conference , they shall be permitted to be on the premises until 10.00pm. Children and young persons who are resident within the letted accommodation shall be permitted to access the premises at all times.

**PARTS** – Children and young persons are permitted access to the restaurant, reception lounge, residents lounge, conservatory and toilets when accompanied by an adult. Children and young persons who are resident on the premises shall have access to the letted bedrooms of the premises. No children or young persons are permitted in the Schooner Bar.

### **PROPOSED CHILDREN AND YOUNG PERSON'S CONDITIONS:-**

**TERMS** - Children and young persons shall be permitted to access the premises for the consumption of a meal or for a soft drink or when resident within the letted accommodation on the premises. Children require to be accompanied by an adult at all times.

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**PARTS** - Children and young persons are permitted access to the restaurant, reception lounge, residents lounge, conservatory, outside area and toilets when accompanied by an adult. Children and young persons who are resident on the premises shall have access to the letted bedrooms of the premises. No children or young persons are permitted in the Schooner Bar.

**LSO:** See attached report

**POLICE COMMENTS:** A letter of representation has been received from Police Scotland dated 10<sup>th</sup> August 2021. A copy of the letter is attached.

**OBJECTIONS/REPRESENTATIONS:** NONE

### **POINTS FOR CONSIDERATION:**

1. Addition of off-sales 10a.m. to 10p.m. Monday to Sunday.
2. Extend the commencement hour for on-sales from 11a.m. to 10.30a.m. Monday to Sunday. In this regard, see the letter of representation dated 10/08/21 from Police Scotland.

The Board's policy is that generally it should be no earlier than 11a.m. (paragraph 8.3 of the Statement of Licensing Policy). Applicants need to demonstrate a clear operational need for opening prior to 11a.m.

3. Amendment of seasonal variation.
4. Addition of films, televised sport, spirit tastings and outdoor drinking as activities.
5. Amendment of terms for children and young persons.
6. Increase in capacity from 138 to 238 to include an additional 100 in respect of the external area.
7. Terminal hour for the external area.