

PERTH AND KINROSS LICENSING BOARD
Minutes of Statutory Meeting of the Licensing Board
Held on 14 March 2019

Present:-

Councillors Baird; Jarvis; Anderson; Doogan; Duff; James and Wilson.

Councillor Baird presiding.

Also present: Colin Elliott, Depute Clerk to the Licensing Board; Louise Cormack, Licensing Standards Officer; PC Robyn Jamieson and PC Kirsteen Chalmers, both Police Scotland.

1. INTRODUCTIONS

The Convenor introduced those present.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. MINUTES

The Minute of the Meeting of 24 January 2019 was submitted and approved as a true record and authorised for signature.

4. PREMISES LICENCE APPLICATIONS

Premises	Applicant	Decision
Michael Young Antiques Main Street Glencarse PH2 7LX	Michael Young	Grant subject to mandatory conditions, and Local Condition (1) A written policy shall be in place for the premises and shall be implemented by the premises licence holder and all staff involved in the sale and consumption of alcohol, all to the continuing satisfaction of the Board, for: (i) the taking of orders and subsequent delivery of alcohol out with the premises.
Balkan Food Shop 27 High Street Perth PH1 5TJ	Sorin Christian Popescu	Grant subject to mandatory conditions, and Local Condition (1) A written policy shall be in place for the premises and immediate external area and shall be implemented by the premises licence holder and all staff involved in the sale and consumption of alcohol, all to the continuing satisfaction of the Board, for: (i) dispersal of patrons

5. MAJOR VARIATION APPLICATIONS

Premises	Applicant	Decision
Foundry Perth 3 Murray Street PERTH PH1 5PJ	Greene King Retailing Limited C/o Belhaven Pubs/Greene King Atrium House 6 Back Walk Stirling FK8 2QA	<p>Motion (Councillors Baird and Anderson)</p> <p>Grant subject to amending the premises licence as follows:</p> <p><u>Conditions</u></p> <p>Remove local condition 7;</p> <p>Add local conditions as follows:</p> <p>(1) Written policies shall be in place for the premises and immediate external area and shall be implemented by the premises licence holder and all staff involved in the sale and consumption of alcohol, all to the continuing satisfaction of the Board, for:</p> <ul style="list-style-type: none"> (i) noise mitigation (ii) dispersal of patrons (iii) litter and waste management (iii) mitigating the effects of smokers. <p>(2) All pre-recorded music and live amplified entertainment shall be subject to volume control and/or sound limiter devices shall be under the control of the premises manager and staff only.</p>

		<p>Quoad ultra refuse on the basis that the removal of local conditions 2 and 3 would be inconsistent with the licencing objectives,</p> <ul style="list-style-type: none"> (a) preventing crime and disorder (b) securing public safety, and (c) preventing public nuisance. <p>Amendment (Councillor James)</p> <p>Grant subject to amending the premises licence as follows:</p> <p><u>Conditions</u></p> <p>Remove local conditions (2) and (7);</p> <p>Add local conditions as follows:</p> <ul style="list-style-type: none"> (1) Written policies shall be in place for the premises and immediate external area and shall be implemented by the premises licence holder and all staff involved in the sale and consumption of alcohol, all to the continuing satisfaction of the Board, for: <ul style="list-style-type: none"> (i) noise mitigation (iv) dispersal of patrons (v) litter and waste management (iii) mitigating the effects of smokers. (2) All pre-recorded music and live amplified entertainment shall be subject to volume control and/or sound limiter devices shall be under the control of the premises manager and staff only.
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		<p>Amend existing local condition (3) to read as follows:</p> <p>“When door stewards are employed, they will be provided with counters to monitor the number of people within the public house to ensure that the same does not exceed the designated fire limit”.</p> <p>On failing to find a seconder, the Amendment fell.</p> <p>Motion: In favour – 6 votes; Against - 1 vote.</p> <p>Determined:- In accordance with the Motion.</p> <p>The Board also granted a declinature on the premises licence holder’s request to enable a similar application to be submitted within one year if so requested.</p>
<p>Fountain Bar 14/16 The Square Aberfeldy PH15 2DD</p>	<p>Greene King Brewing & Retailing Limited C/o TLT LLP Hobart House 80 Hanover Street Edinburgh EH2 1EL</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p>
<p>Half A Tanner 3 St John's Place Perth PH1 5SZ</p>	<p>Greene King Retailing Limited C/o TLT LLP Hobart House</p>	<p>Grant subject to amending the premises licence as follows:</p>

	80 Hanover Street Edinburgh EH2 1EL	<p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p> <p>3 Amend commencement hour as follows: Sunday 11am</p>
King James 73 Kinnoull Street Perth PH1 5LZ	Greene King Brewing & Retailing Limited C/o TLT LLP Hobart House 80 Hanover Street Edinburgh EH2 1EL	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p> <p>5 Amend as follows: Recorded music YYY Live performances YYY</p> <p>Box after 5(e) Add additional paragraph as follows: "Other activities marked as taking place outwith core hours will take place in the additional hours referred to in Question 4 of the Operating Plan - seasonal variations."</p> <p>5(g) Amend to N/N</p> <p><u>Local Condition</u></p> <p>Add local condition as follows:</p> <p>(1) When functions take place, the provision of alcohol</p>

		<p>is ancillary to the function. No general public entry is permissible and entry shall be limited and controlled. The bar for the premises or part of the premises utilised for a function shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the function.</p>
<p>Niblick 2 Crown Court High Street Auchterarder PH3 1DF</p>	<p>Greene King Retailing Limited C/o TLT LLP Hobart House 80 Hanover Street Edinburgh EH2 1EL</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p> <p><u>Local Conditions</u></p> <p>Revise local condition 1 as follows:</p> <p>(2) When functions take place, the provision of alcohol is ancillary to the function. No general public entry is permissible and entry shall be limited and controlled. The bar for the premises or part of the premises utilised for a function shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the function.</p>
<p>Old Ship Inn Skinnergate Perth PH1 5JH</p>	<p>Greene King Retailing Limited C/o TLT LLP Hobart House 80 Hanover Street</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p>

	Edinburgh EH2 1EL	<p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p> <p>5 Amend as follows: Recorded music YYY Live performances YYY</p> <p>Box after 5(e) Add additional paragraph as follows: "Other activities marked as taking place outwith core hours will take place in the additional hours referred to in Question 4 of the Operating Plan – seasonal variations."</p> <p>5(g) Amend to N/N</p> <p><u>Local Condition</u></p> <p>Revise local condition 1 as follows:</p> <p>(1) When functions take place, the provision of alcohol is ancillary to the function. No general public entry is permissible and entry shall be limited and controlled. The bar for the premises or part of the premises utilised for a function shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the function.</p>
Royal Bar 43 Scott Street Perth PH1 5EH	Greene King Retailing Limited C/o TLT LLP 140 West George Street Glasgow G2 2HG	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight</p>

		<p>Tuesday 12 midnight Wednesday 12 midnight Thursday 12:30am</p> <p>4 Delete existing and insert instead: 'Festive Social Demand Hours as per Licensing Board Policy.'</p> <p><u>Local Conditions</u></p> <p>Remove the local condition</p>
Schiehallion Bar Dunkeld Street Aberfeldy PH15 2AF	Greene King Brewing & Retailing Limited C/o TLT LLP Hobart House 80 Hanover Street Edinburgh EH2 1EL	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight Thursday 12:30am Sunday 12 midnight</p> <p><u>Local Conditions</u></p> <p>Amend local condition 2 by removing all references to 12:45am and inserting instead, 1am</p> <p>Remove local condition 3</p>
Square Bar & Kitchen 35 James Square Crieff PH7 3EY	Greene King Retailing Limited C/o TLT LLP Hobart House	<p>Grant subject to amending the premises licence as follows:</p>

	80 Hanover Street Edinburgh EH2 1EL	<u>Operating Plan</u> 2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight
The Auld Hoose 83 South Street Perth PH2 8PA	Spirit Pub Company (Leased) Limited C/o TLT LLP Hobart House 80 Hanover Street Edinburgh EH2 1EL	Grant subject to amending the premises licence as follows: <u>Operating Plan</u> 2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight
The Bank 6-8 South Methven Street Perth PH1 5PE	G1 Group Plc	Grant subject to amending the premises licence as follows: <u>Operating Plan</u> 2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight 5(f) At the end of the third paragraph add, 'in accordance with the Board's policy'; Delete paragraph 4.
The Grill Bar Fleshers Vennel Perth PH2 8PF	B M Taverns Limited	Grant subject to amending the premises licence as follows: <u>Operating Plan</u>

		<p>2 Amend the terminal hour as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight</p> <p>4 Amend to 'YES'</p>
<p>Welcome Inn 221 Rannoch Road Perth PH1 2DP</p>	<p>Punch Partnerships (PTL) Limited C/o Flint Bishop Solicitors St Michael's Court St Michael's Lane Derby DE1 3HQ</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>2 Amend as follows: Monday to 12 midnight Tuesday to 12 midnight Wednesday to 12 midnight Thursday to 12:30am Friday to 12:30am Saturday to 12:30am Sunday 11am to 12 midnight</p> <p>3 Amend as follows: Sunday from 11am</p> <p>6(b) Delete existing and insert instead: 'Children and young persons will only be allowed access if accompanied by an adult.'</p> <p>6(d) Delete existing and insert instead: '09:00 to 21:00 on Monday to Saturday and 11:00 until 21:00 on Sunday.'</p> <p>6(e) Delete existing and insert instead: 'All public parts, toilets, outdoor drinking area and routes to access them.'</p> <p><u>Layout Plan</u></p>

		<p>Amend the layout plan as sought.</p> <p><u>Local Conditions</u></p> <p>Add local conditions as follows:-</p> <p>(1) There shall be no tables and chairs in the beer garden to the front of the premises on Rannoch Road.</p>
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