

PERTH AND KINROSS LICENSING BOARD
Minutes of Statutory Meeting of the Licensing Board
Held on 16 August 2018

Present:-

Councillors Baird; Jarvis; Anderson; James and Wilson.

Councillor Baird presiding.

Also present: Colin Elliott, Depute Clerk to the Licensing Board; Louise Cormack, Licensing Standards Officer; Shona Michie, Licensing Enforcement Officer; and Councillor John Duff.

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 28 June 2018 was submitted and approved as a true record and authorised for signature.

4. ANNUAL FINANCIAL REPORT

The Board noted the terms of the Report on the Annual Financial Statement 2018.

5. ANNUAL FUNCTIONS REPORT 2018

The Board approved the terms of the Annual Functions Report 2018.

The Board requested for future Annual Functions Reports that consideration be given to providing information on (i) a breakdown of the type and number of occasional licences applied for with particular reference to commercial applications and applications for village halls; and (ii) an update on the progress made towards occasional licence applicants who submit multiple applications applying for a premises licence instead.

6. PREMISES LICENCE APPLICATIONS

Premises	Applicant	Decision
Avant Garde 153 High Street Kinross KY13 8DA	Fiona Cameron-Bowman	Grant subject to mandatory conditions
Comrie Croft Braincroft Comrie PH17 4JZ	Comrie Croft Limited	Downgrade the application to a provisional premises licence Thereafter, grant subject to mandatory conditions
Craft Beer Bottle Shop 9A Murray Street Perth PH1 5PJ	Daniel O'Connor	Grant subject to mandatory conditions, and Local Condition (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

		<p>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
<p>The Log Cabin Hotel Glen Derby Kirkmichael PH10 7NA</p>	<p>William Kenneth Kincaid</p>	<p>Grant subject to mandatory conditions, and</p> <p>Local Condition</p> <p>(1) A written policy to protect children from harm in relation to the use of the pool table shall be in place 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.</p>

7. PROVISIONAL PREMISES LICENCE APPLICATIONS

Premises	Applicant	Decision
<p>BP Bullionfield M&S SF Connect A90 Westbound Invergowrie Dundee DD2 5EG</p>	<p>BP Oil UK Limited C/o Harper MacLeod The Ca'd'oro 45 Gordon Street Glasgow G1 3PE</p>	<p>Defer for:</p> <ul style="list-style-type: none"> (i) Further market research based on a 1 mile radius locality; and (ii) Clarification on the accuracy of the existing market research (1.5 mile radius), Map 2 and whether all the green icons are within 1.5 miles of the proposed premises or not. <p>Note: The Board did not decide the locality to be</p>

		considered but wished the further information requested.
BP Perth Services M&S Connect The Triangle Inveralmond Perth PH1 3GA	BP Oil UK Limited C/o Harper MacLeod The Ca'd'oro 45 Gordon Street Glasgow G1 3PE	Defer for: (i) Further market research based on a 1 mile radius locality; and (ii) Clarification on the accuracy of the existing market research (1.5 mile radius), Map 2 and whether all the green icons are within 1.5 miles of the proposed premises or not. Note: The Board did not decide the locality to be considered but wished the further information requested.

8. MAJOR VARIATION APPLICATIONS

Premises	Applicant	Decision
Corriefodly Hotel Bridge of Cally Perthshire PH10 7JG	Wood Leisure Holiday Parks Limited	Grant subject to amending the premises licence as follows: <u>Operating Plan</u> 1(a) Amend to 'NO' 1(c) Amend to 'YES' 3 Add off sales hours, 11am to 10pm, 7 days per week 4 Amend to 'NO' and delete existing narrative 5 Amend as follows: Bar Meals YYN Films YYY

		<p>Box after 5(e) Amend to read: 'Breakfast and coffee can be served from 9am until the terminal hour daily. Indoor/outdoor sports, club or group meetings can take place from 9am until the terminal hour daily. The showing of films, televised sport and recorded music can be played from 9am until the terminal hour daily. No out of core activities will take place after the terminal closing hour.'</p> <p>7 Add 'Off sales – nil' 8 Add DPM details for Sean Hynes.</p>
<p>Food in the Park Museum Car Park Blair Atholl Perthshire PH18 5SP</p>	<p>David McKenzie & Sally Judd t/a Food in the Park</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Premises Licence</u></p> <p>Amend Description of Premises by amending paragraph 1 to read: 'Seasonal (April to October) Fish and chip and pizza restaurant and coffee house with purpose built bars with lockable cellar. Includes marquee (erected 1 April to 31 October) where live music and entertainment is provided. Pizza restaurant and take-away will stay open from November to March. On sales are from the bar and there will also be off sales of Craft beer from the premises.'; Amend the Premises Licence Holders' email address as sought.</p> <p><u>Operating Plan</u></p> <p>3 Amend terminal licensed hour to 10pm, 7 days per week.</p>

		<p>4 Delete existing narrative and insert instead: “The bulk of our services are only open from April to October each year. Exact opening dates and closing dates vary depending on School Holidays. The exception to this is that the Pizza Restaurant and Take away will remain open on reduced opening hours during the time that the rest of the business is closed (November to March).”</p>
<p>Scone Arms 2 Cross Street Scone PH2 6LR</p>	<p>Friel-Myles Holdings Ltd C/o Janet Hood Janet Hood Consulting Kirkton of Balfour Edzell Brechtin Angus DD9 7XU</p>	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Premises Licence</u></p> <p>Amend Description of Premises by deleting existing and inserting instead, ‘Restaurant/Hotel with lounge bar and beer garden situated in Scone.’</p> <p><u>Operating Plan</u></p> <p>4 Delete existing and insert instead: ‘The operator will take up all general extended hours proposed by Perth and Kinross Licensing Board, in particular festive social demand hours (premises offering no significant entertainment) as per Board Policy and other general extensions of hours as may be permitted by Perth and Kinross Licensing Board.’</p> <p>5 Amend as follows: Accommodation Y Bar Meals YYY Dance facilities YYN Theatre YYN</p>

		<p>Films YYY</p> <p>Indoor/outdoor sports YYY</p> <p>Televised Sport YYY</p> <p>Box after 5(e) Delete existing and insert instead: 'All activities in column 4 can commence at 7.30 a.m. to public. Premises are a hotel and residents can access all facilities except sale of alcohol 24/7. Restaurant/bar meals service of food and alcohol, can operate after core hours during restaurant hours. Recorded music can be played until end of restaurant hours. Films/TV sport may be watched by residents 24/7 either in their rooms or in the public part of the premises. No alcohol to be sold to residents after 0300 a.m.'</p> <p>5(f) Delete existing and insert instead: 'Operating hours for restaurant areas to take place after social demand hours. Remainder of premises to remain as at present, Restaurant hours per Board Policy. After social demand hours and during restaurant hours the provision of alcohol is ancillary to a table meal.</p> <ol style="list-style-type: none"> 1. Ancillary take-away food and alcohol, snacks, ice creams, soft drinks etc 2. Breakfasts, teas, coffees, snacks, ice creams, soft drinks 3. Comedian, magician other entertainers as from time to time might be engaged on the premises 4. Dance to be ancillary to social functions 5. Games room pool and darts for young persons and adults only. 6. Karaoke and pub quizzes.
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		<p>7. Alcohol to be able to be purchased by patrons of the salon.'</p> <p>6(b) Delete existing and insert instead:</p> <ol style="list-style-type: none"> 1. Children Birth - 12 Must be accompanied by an adult at all times. 2. Unaccompanied Children 13 - 15 and Young Persons 16 - 17 may access the premises for breakfasts, snacks, non-alcoholic beverages, meals and ice creams from 7.30a.m. - 6 p.m. 3. Children 13 - 15 and Young Persons 16 & 17 must be accompanied by an adult from 6p.m. - 10p.m. or until the end of a meal whichever is the later. 4. Children and Young Persons accompanied by an adult may remain on the premises until the end of private functions. <p>All subject to suitable age verification documents being provided where required and at the discretion of management.'</p> <p>6(d) Delete existing and insert instead:</p> <p>'Hotel residents 24/7 Non-residents - 7.30a.m. - 10p.m. or until the end of meal or private function whichever is the later subject to detail below</p> <ol style="list-style-type: none"> 1. Children Birth - 12 Must be accompanied by an adult at all times 2. Unaccompanied Children 13 - 15 and Young Persons 16 - 17 may access the premises for breakfasts, snacks, non-alcoholic beverages, meals and ice creams from 7.30a.m. - 6 p.m. 3. Children 13 - 15 and Young Persons must be accompanied by an adult from 6p.m. -10p.m.
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		<p>or until the end of a meal whichever is the later.</p> <p>4. Children and Young Persons accompanied by an adult may remain on the premises until the end of private functions.</p> <p>6(e) Delete existing and insert instead: 'All public parts of the premises except games room which shall be off limits for persons aged birth – 15.'</p> <p>7 Delete existing and insert instead: 'BAR AREA (130 Persons) RESTAURANT (70 Persons) SALON (17 Persons) RECEPTION (20 Persons) BEDROOMS (14 Persons) GAMES ROOM (23 Persons) COURTYARD (40 Persons) this is for Good Weather Overspill Only Total Capacity = 274 Persons ex Courtyard Overspill</p> <p>Off-sales capacity nil.'</p> <p>8(d) Amend email address as sought.</p> <p><u>Layout Plan</u></p> <p>Amend layout plan as sought.</p> <p><u>Conditions</u></p> <p>Add local conditions as follows:</p>
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		<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) the taking of orders and subsequent delivery of alcohol out with the premises
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EXTENDED HOURS APPLICATION

Premises	Applicant	Decision
The Dormy Clubhouse The Gleneagles Hotel Gleneagles Auchterarder PH3 1NF	The Gleneagles Hotel Limited	Grant. The Board requested that the premises licence holder report back to the Board on the success of the event.