

## **PERTH AND KINROSS LICENSING BOARD**

Council Building  
2 High Street  
Perth  
PH1 5PH

Wednesday, 07 August 2019

A Meeting of the **Licensing Board** will be held in **the Council Chamber, 2 High Street, Perth, PH1 5PH** on **Thursday, 15 August 2019** at **10:00**.

**LISA SIMPSON**  
Clerk of the Licensing Board

***Those attending the meeting are requested to ensure that all mobile phones and other communication devices are in silent mode.***

### **Members:**

Members of Licensing Board  
C Elliott  
S Douglas



**PERTH AND KINROSS LICENSING BOARD**

**Thursday, 15 August 2019**

***MEMBERS ARE REMINDED OF THEIR STATUTORY DUTY TO DECLARE ANY  
DIRECT OR INDIRECT FINANCIAL INTEREST THEY MAY HAVE IN ANY ITEM ON  
THIS AGENDA***

- 1 WELCOME AND APOLOGIES**
- 2 DECLARATIONS OF INTEREST**
- 3 MINUTES OF 4 JULY 2019 FOR APPROVAL AND SIGNATURE 5 - 10**
- 4 15 AUGUST 2019 AGENDA 11 - 12**
- 5 VARIATION (MAJOR) APPLICATIONS**
  - 5(i) LOCH LEVEN BREWERY**
  - 5(ii) SAORSA 1875 HOTEL**
- 6 EXTENDED HOURS APPLICATION**
  - 6(i) THE ICE FACTORY**

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**PERTH AND KINROSS LICENSING BOARD**  
**Minutes of Statutory Meeting of the Licensing Board**  
**Held on 4 July 2019**

**Present:-**

Councillors Baird; Jarvis; Anderson; Brock, Duff; Gray; and Pover.

Councillor Baird presiding.

Also present: Colin Elliott, Depute Clerk to the Licensing Board; Debra Merchant, Licensing Manager (to and including Item 5 only); Sgt Macdonald and PC Jamieson, 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 30 May 2019 was submitted and approved as a true record and authorised for signature.

4. **REPORT TO THE LICENSING BOARD – ANNUAL FINANCIAL REPORT 2019**

The Board noted the content of the annual financial report 2019.

5. **REPORT TO THE LICENSING BOARD – ANNUAL FUNCTIONS REPORT 2019**

The Board noted the content of the annual functions report 2019.

6. **PREMISES LICENCE APPLICATION**

| Premises   | Applicant  | Decision                               |
|--|--|--|
| Muirton Shop<br>115 Dunkeld Road<br>Perth<br>PH1 5BS | KKPP Ltd<br>C/o McCash & Hunter<br>25 South Methven Street<br>Perth<br>PH1 5PE | Grant subject to mandatory conditions. |

7. **PROVISIONAL PREMISES LICENCE APPLICATION**

| Premises   | Applicant   | Decision                               |
|--|---|--|
| The Bunker Golf Lounge and Bar<br>216 - 222 South Street<br>Perth<br>PH2 8NY | The Virtual Golf Lounge & Bar Ltd<br>C/o Wyllie & Henderson<br>Market Chambers<br>Caledonian Road<br>Perth<br>PH1 5NJ | Grant subject to mandatory conditions. |

## 8. MAJOR VARIATION APPLICATIONS

| Premises   | Applicant   | Decision  |
|--|---|---|
| Morrisons<br>Caledonian Road<br>Perth<br>PH1 5XD         | Wm Morrisons<br>Supermarkets plc<br>C/o Gosschalks Solicitors<br>Queen's Gardens<br>Hull<br>HU1 3DZ | <p>Grant subject to amending the premises licence as follows:</p> <p><u>Operating Plan</u></p> <p>5 Amend as follows:<br/>Restaurant facilities YYY<br/>Box after 5(e) Add a paragraph as follows:<br/>'The customer café will provide meals, hot drinks, and snacks both within and outwith core licensed hours. Background music may be played throughout the store at any time that it is open.'</p> <p>5(f) Delete existing and insert instead:<br/>'The sale of groceries, non-food items and other household goods, the provision of a customer café and ancillary consumer services within and outwith core hours.'</p> <p>7 Amend off sales capacity to 'Off sales 75.57 square metres'</p> <p><u>Layout Plan</u></p> <p>Amend as sought.</p> |
| That Bar/The Loft<br>145-149 + 157 South Street<br>Perth | Centreglobal Limited<br>C/o J W Wyllie &<br>Henderson   | Grant subject to amending the premises licence as follows:  |

|         |  |  |
|---------|--|--|
| PH2 8NY | Market Chambers<br>Caledonian Road<br>Perth<br>PH1 5NJ | <p><u>Operating Plan</u></p> <p>2 Amend the terminal hour as follows:<br/>Monday 12 midnight<br/>Tuesday 12 midnight<br/>Wednesday 12 midnight</p> <p>5(f) Remove existing paragraphs 5 and 6 and insert instead:<br/>'Prior to being utilised during significant entertainment hours, the areas marked "G1" and/or "G2" on the layout plan will cease to be used for core hours purposes. The bars shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the significant entertainment.</p> <p>In the event that the upper floor areas are to be used for a private function and significant entertainment on the same day the bars shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the significant entertainment.'</p> |
|---------|--|--|

## 9. TEMPORARY PREMISES LICENCE APPLICATION

| Premises  | Applicant   | Decision   |
|---|---|--|
| Lochside Cottage<br>Kenmore<br>Perthshire<br>PH15 2HW | Eric Strickland<br>C/o TLT LLP<br>140 West George Street<br>Glasgow | Grant subject to mandatory conditions, and<br><br>Local Conditions |



|  |        |  |
|--|--------|--|
|  | G2 2HG | <p>(1) After Board core (social demand) hours, the provision of alcohol is either (i) ancillary to table meals taken by customers on the premises, or (ii) is ancillary to the function entertainment provided;</p> <p>(2) When functions take place, the provision of alcohol is ancillary to the entertainment. No general public entry is permissible and entry should be limited and controlled. The bar shall be closed such that no alcohol is sold for 30 minutes prior to the commencement of the function; and</p> <p>(3) The licence holder shall have a written policy in place regarding how they will exercise responsibility and supervision over any leaseholder of the premises, to the continuing satisfaction of the Board.</p> <p>The Board delegated to officers the determination of any future request to extend the period of the temporary licence for a further year.</p> |
|--|--------|--|

#### 10. PERSONAL LICENCE REVIEW

| Licence Holder | Applicant       | Decision  |
|----------------|-----------------|---|
| Craig Loudon   | Police Scotland | <p>The Board determined that the personal licence holder acted in a manner inconsistent with the licensing objective, (a) preventing crime and disorder.</p> <p>Thereafter, the Board determined that the licence holder is not a fit and proper person to be the holder of a</p> |

|  |  |  |
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|  |  | personal licence having regard to the licensing objective, (a) preventing crime and disorder, and revoked the licence. |
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# PERTH AND KINROSS LICENSING BOARD

Meeting 15 August 2019 at 10:00 am in Council Chambers, Ground Floor, 2 High Street, Perth, PH1 5PH

## Licensing (Scotland) Act 2005

### Variation (Major)(s)

|   | Premises   | Applicant               | Date Received | Comments       |
|---|--|-------------------------|---------------|----------------|
| 1 | LOCH LEVEN BREWERY<br>THE MUIRS<br>KINROSS<br>KY13 8AS     | THE KINROSS BREWERY LTD | 17 June 2019  | Cited for 10am |
| 2 | SAORSA 1875<br>2 EAST MOULIN ROAD<br>PITLOCHRY<br>PH16 5DW | SAORSA GROUP LIMITED    | 24 June 2019  | Cited for 10am |

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**PERTH AND KINROSS LICENSING BOARD****Meeting 15 August 2019 at 10:00 am in Council Chambers, Ground Floor, 2 High Street, Perth, PH1 5PH****Licensing (Scotland) Act 2005****Extended Hours(s)**

| <b>Premises</b> |   | <b>Applicant</b>     | <b>Date Received</b> | <b>Comments</b> |
|-----------------|---|----------------------|----------------------|-----------------|
| 3               | THE ICE FACTORY<br>6 SHORE ROAD<br>PERTH<br>PH2 8BW | CENTREGLOBAL LIMITED | 20 June 2019         | Cited for 10am  |