

PERTH AND KINROSS LICENSING BOARD

Council Building
2 High Street
Perth
PH1 5PH

26/06/2024

A hybrid meeting of the **Licensing Board** will be held in **the Council Chamber** on **Wednesday, 10 July 2024** at **09:30**.

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

Wednesday, 10 July 2024

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 MEETING OF 22 MAY 2024 FOR APPROVAL 5 - 12**
- 4 AGENDA - 10 JULY 2024 13 - 16**
- 5 VARIATION (MAJOR) APPLICATIONS**
- 5(i) PITLOCHRY FESTIVAL THEATRE**
- 5(ii) SAINSBURY'S SUPERMARKET, KINROSS**
- 6 PREMISES LICENCE APPLICATION**
- 6(i) PERTHSHIRE RUGBY FOOTBALL CLUB**
- 7 PROVISIONAL PREMISES LICENCE APPLICATION**
- 7(i) THE WEE CHOO CHOO**

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PERTH AND KINROSS LICENSING BOARD

Minute of Meeting of the Licensing Board

Held in Chambers (Hybrid), 2 High Street, Perth on 22 May 2024

Present:-

Councillors Anderson; Barrett (except Item 4 – The Firs Guest House); (Bailie) Brock; Duff; James; MacPherson; (Depute Provost) Parrott; G Stewart; and (Bailie) Williamson (except Item 6 – Escape Route Cafe).

Councillor Barrett presiding except Item 4 – The Firs Guest House when Bailie Williamson presided.

Also present: Colin Elliott, Depute Clerk to the Licensing Board; Shona Douglas, Licensing Paralegal.

1. WELCOME AND APOLOGIES

The Convener welcomed those present.

2. DECLARATIONS OF INTEREST

Councillor Barrett declared a non-financial interest in Item 4 – The Firs Guest House
Bailie Williamson declared a non-financial interest in Item 6 – Escape Route Cafe.

3. MINUTES

The Minute of the Meeting of 17 April 2024 was submitted and approved as a true record.

4. PREMISES LICENCE APPLICATIONS

Premises	Applicant	Decision
Elusive Amber Ltd 5 High Street Coupar Angus PH13 9DB	Elusive Amber Ltd	Grant subject to mandatory conditions, and Local Condition (1) Written policies 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
Nae Limits Old Military Road Ballinluig Pitlochry PH9 0LG	Nae Limits Ltd	Grant subject to mandatory conditions, and Local Conditions (1) Written policies 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. (ii) the taking of orders and subsequent collection of alcohol from the premises
The Firs Guest House St Andrew's Crescent Bridge of Tilt	Lindsay Easton and Pauline Connolly (Partnership)	Grant subject to mandatory conditions

Premises	Applicant	Decision
Blair Atholl Pitlochry PH18 5TA	t/a The Firs	
The Lair Glenshee Limited Glenshee Blairgowrie PH10 7LP	The Lair Glenshee Ltd	Grant subject to mandatory conditions

5. PROVISIONAL PREMISES LICENCE APPLICATION

Licence Holder	Applicant	Decision
Taymouth Castle, Grounds and Golf Course Kenmore PH15 2NT	Taymouth Club Limited	<p>Amend the provisional premises licence application as follows:</p> <p><u>Operating Plan</u></p> <p>Box after 5(e) At the end of each heading, remove 'and where'</p> <p>5(f) Delete paragraph 7 and insert instead: 'In respect of the golf course, supply of alcohol as on sales will only occur from a mobile electric club car across the course or as part of temporary golf tournament facilities on the course, which would be supervised by staff. Alcohol will be available for sale and consumption from 9am until 11pm on the golf course.'</p>

Licence Holder	Applicant	Decision
		<p data-bbox="1126 236 1301 268"><u>Layout Plan</u></p> <p data-bbox="1126 311 1928 454">Remove the advertised Location plan and insert instead, the revised Location plan; Remove Comfort Station A and Comfort Station B layout plans</p> <p data-bbox="1126 496 1917 564">Thereafter, grant subject to mandatory conditions including the first aider late night opening condition, and</p> <p data-bbox="1126 606 1368 636">Local Conditions</p> <p data-bbox="1126 678 1939 821">(1) Written policies 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:</p> <ul style="list-style-type: none"> <li data-bbox="1223 826 1888 895">(i) the taking of orders and subsequent delivery of alcohol out with the premises <li data-bbox="1223 900 1865 968">(ii) the taking of orders and subsequent collection of alcohol from the premises <li data-bbox="1223 973 1921 1082">(iii) the supply of alcohol from the mobile electric club car on the golf course and the consequent consumption of that alcohol <p data-bbox="1126 1086 1939 1372">(2) Where temporary golf tournament facilities are to be placed on the golf course that involve the sale and consumption of alcohol for 250 persons or more, a written Alcohol Management Plan shall be prepared and produced to officers of the Board at least one month prior to the commencement of each tournament, and shall each be approved by officers of the Board prior to the tournament</p>

Licence Holder	Applicant	Decision
		commencing. The approved Alcohol Management Plan shall be adhered to during the tournament

6. VARIATION (MAJOR) APPLICATION

Premises	Applicant	Decision
Escape Route Café 3A Atholl Road Pitlochry PH16 5BX	Kevin Grant	<p>Grant subject to amending the premises licence as follows:</p> <p><u>Premises Licence</u></p> <p>Description of Premises – delete existing and insert instead: ‘Restaurant with small retail area of single storey, including external area and servery in a repurposed container close to Pitlochry Town Centre’.</p> <p><u>Operating Plan</u></p> <p>1(a) Amend to ‘NO’ 1(c) Amend to ‘YES’ 2 Amend terminal licensed hours as follows: Monday 12 midnight Tuesday 12 midnight Wednesday 12 midnight Thursday 12:30am Friday 12:30am Saturday 12:30am Sunday 12 midnight</p>

Premises	Applicant	Decision																		
		<p>3 Add off sales 11am to 10pm, 7 days per week</p> <p>4 Amend to 'YES' and add narrative as follows: 'Festive social demand hours per Board policy'</p> <p>5 Amend activities as follows:</p> <table data-bbox="1227 384 1675 711"> <tr><td>Conference facilities</td><td>YYY</td></tr> <tr><td>Restaurant facilities</td><td>YYY</td></tr> <tr><td>Receptions</td><td>YYY</td></tr> <tr><td>Club meetings</td><td>YYY</td></tr> <tr><td>Recorded music</td><td>YYY</td></tr> <tr><td>Live performances</td><td>YYY</td></tr> <tr><td>Films</td><td>YYY</td></tr> <tr><td>Televised Sport</td><td>YYY</td></tr> <tr><td>Outdoor drinking</td><td>YYY</td></tr> </table> <p>Box after 5(e) Add as follows: 'Conference facilities are available from 8am. Restaurant facilities and recorded music may take place from 8am and after core hours during festive social demand hours and restaurant hours. Receptions, club meetings, live performances, films, tv sport and outdoor drinking facilities are available from 8am. No alcohol will be sold outwith licensed hours unless an extended hours certificate is in place.'</p> <p>5(f) Delete existing and insert: 'Restaurant hours per Board policy. After social demand hours and during restaurant hours, the provision of alcohol is ancillary to a table meal taken by customers on the premises. The outdoor seating area shall only be used up to 10pm. No music, amplified or otherwise, shall be permitted in the outdoor seating area.'</p>	Conference facilities	YYY	Restaurant facilities	YYY	Receptions	YYY	Club meetings	YYY	Recorded music	YYY	Live performances	YYY	Films	YYY	Televised Sport	YYY	Outdoor drinking	YYY
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Televised Sport	YYY																			
Outdoor drinking	YYY																			

Premises	Applicant	Decision
		<p>The premises may open for breakfast tea and coffee and the general retail of tourist merchandise prior to licensed hours but not before 8am.</p> <p>The premises may host community events, product launches, demonstrations, talks/seminars, private functions and offer a takeaway/delivery service.'</p> <p>6(b) Delete existing and insert instead: 'Children and young persons can attend for a meal, snack or light refreshment or to attend a suitable event. Under 12s must be accompanied by a person over the age of 18 at all times. 12 - 15 years old can attend unaccompanied up to 8pm. Young persons can attend unaccompanied until 10pm. Accompanied children and young persons can remain until 11pm or the end of a private pre-booked function.'</p> <p>6(c) Delete existing and insert instead: 'All ages'</p> <p>6(d) Delete existing and insert instead; 'As per 6(b) above'</p> <p>7 Delete existing and insert instead: 'On sales – 103 (48 internally and 55 externally) Off sales – 0.81m2'</p> <p><u>Layout Plan</u></p> <p>Amend the location and layout plan as sought.</p>

Premises	Applicant	Decision
		<p data-bbox="1122 237 1285 269"><u>Conditions</u></p> <p data-bbox="1122 312 1554 344">Add local condition as follows:</p> <p data-bbox="1122 387 1953 564">(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"> <li data-bbox="1218 569 1599 601">(i) dispersal of patrons <li data-bbox="1218 606 1890 676">(ii) the taking of orders and subsequent delivery of alcohol out with the premises

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Meeting 10 July 2024 at 9:30 am Council Chamber (Hybrid), Perth and Kinross Council, 2 High Street, Perth, PH1 5PH

Licensing (Scotland) Act 2005

Variation (Major)(s)

	Premises	Applicant	Date Received	Comments
1	PITLOCHRY FESTIVAL THEATRE PORT-NA-CRAIG PITLOCHRY PH16 5DR	PITLOCHRY THEATRE TRADING LIMITED	18 April 2024	Cited for: 9.30am Participation by Applicant - video conferencing
2	SAINSBURY'S SUPERMARKET 65 STATION ROAD KINROSS KY13 8FH	SAINSBURY'S SL LIMITED C/O TLT LLP CADWORKS 41 WEST CAMPBELL STREET GLASGOW GG2 6SE	21 May 2024	Cited for: 9.30am Participation by Agent - in person or video conferencing

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Licensing (Scotland) Act 2005

New Grant(s)

Premises	Applicant	Date Received	Comments
3 PERTHSHIRE RUGBY FOOTBALL CLUB FIRST FLOOR GANNOCHY SPORTS PAVILION NORTH INCH PERTH PH1 5HS	PERTHSHIRE RUGBY FOOTBALL CLUB	26 March 2024	

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Licensing (Scotland) Act 2005

Provisional(s)

Premises	Applicant	Date Received	Comments
4 THE WEE CHOO CHOO PLATFORM THREE RIE-ACHAN ROAD PITLOCHRY PH16 5FQ	THREE MCCALLUM LIMITED C/O MCCASH & HUNTER 25 SOUTH METHVEN STREET PERTH PH1 5PE	21 May 2024	Cited for: 9.45am Participation by Agent - In person Participation by Objectors - TBC

