

EAST AYRSHIRE LICENSING BOARD

Minute of the Meeting of East Ayrshire Licensing Board held within the Council Chambers, Council Headquarters, London Road, Kilmarnock and digitally through Microsoft Teams, on Tuesday 14 November 2023 at 10am.

SEDERUNT: Councillor Drew Filson (Chair), Councillor Graham Barton, Councillor Stephen Canning, Councillor Elaine Cowan, Councillor June Kyle, Councillor Claire Leitch, Councillor Kevin McGregor and Councillor David Richardson.

ATTENDING: David Mitchell (Clerk to the Licensing Board), Ms Carolyn McEwan (Licensing Standards Officer) Mrs Patricia Duncan and Mrs Alison Hewitson (Licensing Board Administrators).

APOLOGIES: Councillor William Crawford and Councillor Lillian Jones.

1. SEDERUNT

Noted.

2. DECLARATIONS OF INTEREST

There were no declarations of interest intimated by the Board Members.

3. MINUTE OF MEETING

3.1 The Minute of the meeting of East Ayrshire Licensing Board held on 12 September 2023 was approved and noted.

3.2 The Minute of the meeting of East Ayrshire Licensing Board held on 10 October 2023 was approved and noted.

4. LICENSING BOARD MEETINGS

The proposed dates for Licensing Board meetings for 2024 were agreed and noted.

5. APPLICATIONS CONSIDERED UNDER DELEGATED AUTHORITY

The Clerk reported on the applications discharged under delegated authority between 5 October and 6 November 2023, namely:-

Minor Variation	:	16
S33 Transfer of Premises Licence	:	1
Confirmation of Provisional Licence	:	1
Grant of Personal Licence	:	4
Renewal of Personal Licence	:	2
Grant of Small Lotteries Registration	:	2
Renewal of Small Lotteries Registration	:	5

Extended Hours	:	4
Occasional Licences	:	62

The Clerk reported that of the 62 Occasional Licences granted, 24 were granted to personal licence holders, 16 to voluntary organisations, 14 to club premises and 8 to premises licence holders.

It was noted that, as of the date of the report, there were 963 Personal Licences in force, a reduction of 48 since the last report and 296 Premises Licences in force, an increase of 1 since the last report.

6. APPLICATIONS

Applications considered under the Licensing (Scotland) Act 2005 – Appendix I.

7. PREMISES LICENCE REVIEW

7.1 Review of premises licence for The Boolers, Millmannoch Avenue, Drongan in terms of Section 38 of the Licensing (Scotland) Act, 2005 for breach of a licensing condition, namely non payment of the annual licensing fee.

The Clerk advised that the review hearing was no longer required, as the annual premises licence fee was paid.

7.2 Review of premises licence for Standalane Tavern, 94-98 Titchfield Street, Galston in terms of Section 38 of the Licensing (Scotland) Act, 2005 for breach of a licensing condition, namely non payment of the annual licensing fee.

The Clerk advised that the review hearing was no longer required, as the annual premises licence fee was paid.

7.3 Review of premises licence for Pressure Nightclub, 58 John Finnie Street, Kilmarnock in terms of Section 38 of the Licensing (Scotland) Act, 2005 for breach of a licensing condition, namely non payment of the annual licensing fee.

The Clerk advised that the review hearing was no longer required, as the annual premises licence fee was paid.

There being no further business, the meeting ended at 10.10am.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR VARIATION OF PREMISES LICENCE

The Garage (Ayrshire) Ltd.

The Garage
36-40 Grange Street
Kilmarnock

Details of the variation:-

Extend the licensed area to include premises adjacent to The Garage, to be used for mini golf together with a small function area.

Amend operating plan to include additional activities - adventure golf, golf simulator, dancing, themed nights, fundraising nights, race nights, video games, go karting, ten pin bowling, adventure golf, adults & children's parties and golf simulator.

Extend the terms in which children and young persons are to be permitted access to the premises, to include adventure golf, golf simulator, to attend children's parties and to play pool.

GAMBLING ACT 2005
APPLICATION FOR ALCOHOL LICENSED PREMISES GAMING MACHINE PERMIT

The Garage (Ayrshire) Ltd.

The Garage
36-40 Grange Street
Kilmarnock

Permission for 2 category C and 1 category D gaming machines.

Mr Jamie Mackenzie, Director of The Garage (Ayrshire) Ltd., appeared before the Board to speak in support of the application.

The Chair advised that he had carried out a site inspection of the premises, together with Ms McEwan, LSO, and that the premises operated well.

The Clerk outlined the application and advised that no objections had been received in respect of the application, however the Scottish Fire & Rescue Services had detailed outstanding work required to the premises. He proposed that, should the Board be minded to grant the variation, this be subject to all outstanding work being completed prior to the new area opening.

Mr Mackenzie accepted that all work should be completed prior to the new area opening. Mr Mackenzie submitted that the adventure golf would sit well with the ten pin bowling and other family entertainment already offered within the premises. He advised that he was currently looking at options for a golf simulator.

The Board agreed unanimously to grant the variation, subject to all outstanding work reported by the Scottish Fire & Rescue Service being completed prior to the new area opening.

The Board agreed unanimously to grant the alcohol licensed premises gaming machine permit.

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LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR VARIATION OF PREMISES LICENCE

Teresa Roy

Munros of New Cumnock
116 Castle
New Cumnock

Details of the variation:-

To amend the operating hours of the premises as follows:-

The addition of bar meals and restaurant facilities during the core licensed hours;

Amend the terms in which children and young persons are permitted access to the premises to include – Children and Young Persons from 0 – 17 years will be permitted access to all public areas of the premises, including the outdoor drinking area, until 8pm, when accompanied by an adult, for the purpose of consuming a meal.

Mr Alexander Roy appeared before the Board to speak in support of the application.

The Clerk outlined the application and advised that no objections or representations had been received in respect of the application.

Mr Roy advised that a transfer application had also been lodged to transfer the licence into his own name and Mr Roy was advised that the transfer application would be considered under delegated authority.

The Board agreed unanimously to grant the variation.

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