

South Lanarkshire Licensing Division No. 2

(East Kilbride Area)

Minutes of Meeting

Friday 17 November 2017 at 10am

Council Chamber

Civic Centre

East Kilbride

Present:

Councillor Archie Buchanan (Chair)
Councillor Isobel Dorman
Councillor Monique McAdams
Councillor Gladys Miller
Councillor Graham Scott

Also attending:

Teresa Stone, Assistant Clerk to the Licensing Board
Sergeant Elaine Tomlinson, Licensing Police Scotland
Inspector Scott Higgins, Licensing Police Scotland
Gillian Hunter, Licensing and Registration Assistant
Maira Cooper, Licensing and Registration Standards and Development Officer
Frank Carroll, Licensing Standards Officer

Apologies:

Councillor Geri Gray (Vice Chair)
Councillor Collette Stevenson
Councillor John Anderson
Councillor Joe Fagan
Councillor Ian Harrow

1. Declaration of Interests

Grant of Provisional Premises Licence

Premises	Applicant	Date Received	Comments
2. Burger Station (previously Burger and Shake) 27 Main Street East Kilbride G74 4JU	Burgers and Shakes Ltd c/o TLT LLP 140 West George Street Glasgow G2 2HG Present: Niall Hazzard – Agent Abbas Lessani – General Manager Scott Gartland – Director Lynsey Keough - Objector	4 July 2017	Advert dates: 28 July 2017 to 18 August 2017 Observation received from Police Scotland Anti Social Behavior report received Section 50 received from Planning Comments received from Planning Objection received from L Keough (present) Objection received from East Mains Community Council (no one in attendance) Confirmation of Site Notice received Applicant cited to attend Police cited to attend

Premises to be operated as a licensed restaurant, alcohol to be sold for consumption on the premises.

Proposed on sale hours - Monday to Sunday 11am to 12 midnight

Seasonal variations – During festive period and at any other time as defined by the Licensing Board the premises may operate additional hours for the sale of alcohol in accordance with the Licensing Board's Policy in that regard.

Proposed activities 5(a-e) - Restaurant Facilities, Receptions including weddings, funerals, birthdays, retirements, etc , Club and other group meetings, Recorded Music and Live Performances, Films, Televised sport, Outdoor Drinking facilities during and outwith core hours. The premises may open for breakfast teas and coffees from 8am with background music and the use of external tables and chairs and the above mentioned activities may occur. No alcohol will be sold unless an extended hours application has been granted.

Proposed Any Other Activities (5f) – Takeaway and outside catering for food only, charity and fundraising events, auctions and theme events. Themed nights such as Christmas, Halloween, Easter, etc, private parties, corporate events, product launches and demonstrations. Tastings, raffles, exhibitions. Lectures/presentations, networking events, product promotions and training events.

Proposed Children and Young Persons

Terms: Children and young persons will be allowed entry to the premises for the purposes of having a meal or snack. Children under 12 years must be accompanied at all times. Children 12 years and older may be unaccompanied at management discretion until 7pm. Children will be off the premises by 11pm. Young persons may be unaccompanied until midnight.

Ages: 0-17 years

Times: Children and young persons will be allowed entry to the premises for the purposes of having a meal or snack. Children under 12 years must be accompanied at all times. Children 12 years and older may be unaccompanied at management discretion until 7pm. Children will be off the premises by 11pm. Young persons may be unaccompanied until midnight.

Areas: All public parts

Proposed Capacity - On-Sales 80 persons.

Ms Keough spoke to her objection. The Depute Clerk read out the objection from East Mains Community Council.

Decision: Councillor Buchanan moved to grant subject to the external area having a terminal hour of 9pm. Unanimously agreed

New Grant of Premises Licence

	Premises	Applicant	Date Received	Comments
3.	Select Drams Bay 1 Hamilton Road Industrial Estate Strathaven ML10 6UB	Aileen Connery Present: Aileen Connery - Applicant	7 July 2017	Advert dates: 18 September 2017 to 9 October 2017 No Police objections Anti Social Behavior report received Section 50 received from Planning Section 50 received from Building Standards Section 50 received from Environmental Health Confirmation of Site Notice received Applicant cited to attend

A small warehouse in an industrial estate, planning on the sale of alcohol for solely online purposes

Proposed off sale hours - Monday to Thursday 10am to 5pm, Friday 10am to 2.30pm

Proposed activities 5(a-e) – N/a

Proposed Any Other Activities (5f) – We will only be providing online sales

Proposed Children and Young Persons – N/a

Decision: Councillor Buchanan moved to grant. Unanimously agreed

Major Variation of Provisional Premise(s) Licence

4. Premises	Applicant	Date Received	Comments
Aldi Mavor Avenue East Kilbride G74 4QX	Aldi Stores Limited c/o TLT Solicitors 140 West George Street Glasgow G2 2HG Present: Niall Hazzard – Agent George Anderson – Area Manager	4 July 2017	Advert dates: 28 July 2017 to 18 August 2017 No Police objections Confirmation of Site Notice received Applicant cited to attend

Internal reconfiguration of shelving including the alcohol being moved from near to tills to back wall of store as well as physical footprint of store being increased.

Increase in the capacity of the permanent alcohol display area and deletion of the seasonal display area.

Current Off Sales Capacity:

Permanent Alcohol Display Area – 27.7831m²

Additional Seasonal Display Area – 6.0948m² (the seasonal area will only be used between 24 November and 9 January annually)

Total Alcohol Display – 33.8779m²

Proposed Off Sales Capacity:

Permanent Alcohol Display Area - 31.71486m²

Councillor Buchanan moved to grant. Unanimously agreed

Major Variation of Premise(s) Licence

5. Premises	Applicant	Date Received	Comments
Calderwood Inn 163 Maxwellton Avenue East Kilbride G74 3DX	Spirit Pub Company (Leased) Limited c/o TLT Solicitors 140 West George Street Glasgow G2 2HG Present: Niall Hazzard – Agent John O’Malley – Managing Director	9 August 2017	Advert dates: 14 August 2017 to 5 September 2017 No Police objections Confirmation of Site Notice received Applicant cited to attend

To amend the Sunday opening hour for both on and off sales and amend the terminal hour on Friday’s and Saturday’s for on sales and to include seasonal variations.

Current hours :

On Sales – Monday to Saturday 11am to 12 midnight
Sunday 12.30pm to 12 midnight
Off Sales – Monday to Saturday 11am to 10pm
Sunday 12.30pm to 10pm

Proposed hours:

On Sales – Sunday to Thursday 11am to 12 midnight
Friday & Saturday 11am to 1am
Off Sales – Monday to Sunday 11am to 10pm

Current Seasonal Variations – N/a

Proposed Seasonal Variations - The premises seeks to take advantage of any seasonal variations, including the festive period, as per the boards policy in regard.

Councillor Buchanan moved to grant. Unanimously agreed

New Grant Personal Licence (s)

	Applicant	Date received	Comments
6.	Angela Patricia Davis	28 August 2017 Applicant failed to attend	Observation received for Police Scotland dated 18 September 2017 Applicant cited to attend Police cited to attend

Adjourned until the next available Licensing Board Date due to applicant not being in attendance

Premises Licence Review Hearing(s) – Non-payment of annual fees

	Premises	Licenceholder	Lic No	Comments
7.	Inn on the Stroud Stroud Road East Kilbride	Stroud Estates Limited Applicant failed to attend	EK/090	Licence holder cited to attend Fee due £500

Councillor Buchanan moved to revoke the premise licence in the absence of the Licence holder. Unanimously agreed

8. Review of statement of licensing policy including overprovision statement

Board discussed the licensing policy in general terms and noted that a questionnaire would shortly be issued by way of a pre-consultation exercise.

If you need this information in a different format or language, please contact us to discuss how we can best meet your needs.

Phone: 0303 123 1015 Email: equalities@southlanarkshire.gov.uk
