

**North Ayrshire Licensing Board  
3 October 2012**

**Irvine, 3 October 2012** - At a meeting of the North Ayrshire Licensing Board at 10.00 am in the Council Chambers, Cunninghame House, Irvine.

**Present**

Ronnie McNicol (Chair), Tom Marshall, Robert Barr, John Bruce, Ian Clarkson, Alex McLean, Alan Munro, Donald Reid and Robert Steel.

**In Attendance**

C Andrew, Senior Manager (Legal Services), W O'Brien, Solicitor (Licensing), G Cullen, Licensing Standards Officer, C Simpson, Licensing Standards Officer, C Pollock, Licensing Administration Officer, K McMunn, Senior Environmental Health and Trading Standards Manager, Chief Inspector Ritchie and Sergeant McIntosh, Strathclyde Police.

**Chair**

Councillor McNicol in the Chair.

**Apologies for Absence**

Ruth Maguire

**1. Licences and Applications under the Licensing (Scotland) Act 2005.**

The Board considered a report by the Clerk to the Licensing Board on matters under the Licensing (Scotland) Act 2005. The Report, on this occasion, contained 1 Appendix;

A. Premises Licence applications or any other applications requiring a Hearing.

The Licensing Board agreed to dispose of the matters as follows;

**A. Premises Licence applications or any other applications requiring a Hearing**

**A.1 Premises Licence 0346 Irvine Snooker Club, 53 East Road, Irvine**

## AGENDA ITEM 1

The Board resumed consideration of a Review Application under Section 36 made by the Chief Constable relating to the above premises. The Licence Holder, Sant Ltd, was represented by Ian Hunter, Solicitor.

The Review Application was made by the Chief Constable by a letter to the Board, dated 18 April 2012.

Mr Hunter addressed the Board on the preliminary issues arising. He confirmed that there had been no further proceedings in relation to the Court trial since the last Board meeting in August, and as such he requested that the case be continued again.

Chief Inspector Ritchie said that it was a matter for the Board to decide on the request for continuation, however, the Police are of the view that there is precedence for hearing Review Applications prior to the outcome of Court trials.

Councillor Munro said that it was his view that the Board should await the outcome of the Court trial. Councillor Clarkson seconded Councillor's Munro's view.

The Chair asked the Board Members if anyone had an alternative view, that the case should be heard today.

Councillor Barr said that he proposed that the Board should hear the case today. Councillor Bruce seconded Councillor Barr's motion.

All roll call vote was held, with all Board Members, except Councillors Munro and Clarkson, voting in favour of Councillor Barr's motion that the Review Application should be considered by the Board today.

Copies of the Police letter were given to Board Members and the content of the letter was summarised by Chief Inspector Ritchie.

Chief Inspector Ritchie stated that it was the view of the Police that the Licence Holder had failed in their duty to prevent crime and disorder.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out the Chief Constable's Notice and summarised the issues arising. The Board also had regard to a report supplied by Claire Simpson, Licensing Standards Officer.

Thereafter Mr Hunter addressed the Board on the issues arising and he responded to questions from Councillors Barr and Reid.

The Board adjourned at 10.25 am and re-convened at 10.36 am.

The Chair proposed that the Grounds for Review be upheld. There was no counter proposal and the Board unanimously agreed to uphold the Grounds for Review.

Having considered the terms of the report, information supplied by the Licensing Standards Officer, and the submissions made, Councillor Reid moved that it was appropriate to issue a Written Warning and to Vary the Premises Licence as follows: that for the period of 21 days, effective from 03 October 2012, the terminal hour is reduced by 1 hour. Councillor Bruce seconded the motion, there was no counter-motion and the Board unanimously agreed without dissent or abstention to issue a Written Warning to the Premises Licence Holder and to vary the Premises Licence as follows: that for the period of 21 days, effective from 03 October 2012, the terminal hour is reduced by 1 hour.

The written warning is issued under Section 39(2)(a) and the variation is made under Section 39(2)(b) for the purposes of the following Licensing Objective: (a) preventing crime and disorder.

## **A.2 Personal Licence NA1115 Ravinder Singh**

The Board resumed consideration of a Personal Licence Review Hearing in relation to Ravinder Singh. In addition to the Section 36 Premises Licence Review Application, the Police had also reported to the Board, under Section 84A, in relation to the conduct of Ravinder Singh, as a Personal Licence Holder. Mr Singh was present and was represented by Ian Hunter, Solicitor.

The Report was made by the Chief Constable by a letter to the Board, dated 18 April 2012.

Chief Inspector Ritchie said that his comments for the previous agenda item were also applicable for this case.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out the Chief Constable's report and summarised the issues arising.

Thereafter Mr Hunter addressed the Board on the issues arising. He stated that Mr Singh specifically wished for it to be known that he did identify himself to the Police on the night in question.

Chief Inspector Ritchie acknowledged that Mr Singh had identified himself to the Police on the night of 10 March 2012, but not as the Premises Manager. Mr Singh had informed the Police that his father, Baldev, was the Premises Manager, when in fact the application to change the Premises Manager from Ravinder Singh to Baldev Singh was not received by the Licensing Office until 23 March 2012.

The Board adjourned at 10.41 am and re-convened at 10.44 am.

Having considered the terms of the report and the submissions made, Councillor Barr moved that Ravinder Singh's Personal Licence be suspended for six calendar months, effective from 03 October 2012. Councillor Marshall seconded the motion. There was no counter-motion and the Board unanimously agreed without dissent or abstention to suspend Ravinder Singh's Personal Licence for six calendar months, effective from 03 October 2012.

## **A.3 Premises Licence 0241 Revels, 53-59 Main Street, Kilwinning**

The Board resumed consideration of a Review Application under Section 36 made by the Chief Constable relating to the above premises. The Licence Holder, Revels Sports Bar and Diner Ltd, was not represented.

The Review Application was made by the Chief Constable by a letter to the Board, dated 31 July 2012. Copies of the letter were given to Board Members and the content of the letter was summarised by Chief Inspector Ritchie.

Chief Inspector Ritchie stated that it was the view of the Police that the Licence Holder had failed in their duty to prevent crime and disorder and secure public safety.

Councillor Reid commented that, having previously requested a continuation, there can be no excuses for the Licence Holder's non-attendance.

Being satisfied that the Licence Holder had been duly cited to attend, the Chair moved that the Board consider the case today. There was no counter motion and the Board unanimously agreed to proceed and consider the Review Application.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out the Chief Constable's Notice and summarised the issues arising. The Board also had regard to a report supplied by Claire Simpson, Licensing Standards Officer.

The Board adjourned at 10.55 am and re-convened at 11.07 am

The Chair proposed that the Grounds for Review be upheld. There was no counter proposal and the Board unanimously agreed to uphold the Grounds for Review.

Having considered the terms of the report, and information supplied by the Licensing Standards Officer, Councillor Reid moved that it was appropriate to Vary the Premises Licence as follows: that for the period of two calendar months, effective from 10 October 2012, the terminal hour should be 11.00 pm, Monday – Sunday, and that Steven Boyce's Personal Licence be suspended for six calendar months, effective from 10 October 2012. Councillor Bruce seconded the motion, there was no counter-motion and the Board unanimously agreed without dissent or abstention to Vary the Premises Licence so that for the period of two calendar months, the terminal hour should be 11.00 pm, Monday – Sunday, and that Steven Boyce's Personal Licence be suspended for six calendar months. Both decisions are effective from 10 October 2012.

The variation is made under Section 39(2)(b) of the 2005 Act for the purpose of Licensing Objectives (a) preventing crime and disorder, and (b) securing public safety.

#### **A.4 Premises Licence 0184 Taylors Hotel, 68 Byres Road, Kilwinning**

The Board resumed consideration of a Review Application under Section 36 made by the Chief Constable relating to the above premises. The Licence Holder, Taylors Hotel (Scotland) Ltd, was represented by Graeme Kerr (Director, Taylors Hotel (Scotland) Ltd and Premises Manager).

The Review Application was made by the Chief Constable by a letter to the Board, dated 22 May 2012.

The Board also considered a Review Proposal under Section 37, initiated by the Board at the meeting on 26 June 2012.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out the Chief Constable's Notice and summarised the issues arising. The Board also had regard to a report supplied by Claire Simpson, Licensing Standards Officer.

Thereafter Mr Kerr addressed the Board on the issues arising. It was noted that Mr Kerr has now obtained the appropriate SIA Licence.

The Chair proposed that the Grounds for Review be upheld. There was no counter proposal and the Board unanimously agreed to uphold the Grounds for Review.

Having considered the terms of the report, information supplied by the Licensing Standards Officer, and the submissions made, Councillor Barr moved that it was appropriate to take no further action, other than to Vary the Premises Licence in order to resolve existing issues regarding the layout of the premises, the licensed hours, and the access for children and young persons. Councillor Bruce seconded the motion, there was no counter-motion and the

Board unanimously agreed without dissent or abstention to take no further action, other than to Vary the Premises Licence in order to resolve existing issues regarding the layout of the premises, the licensed hours, and the access for children and young persons.

The variation is made under Section 39(2)(b) for the purposes of the following Licensing Objective: (a) preventing crime and disorder.

The Board also decided to take no further action in relation to the Review Proposal under Section 37.

**A.5 Personal Licence NA1199 Graeme Kerr**

The Board resumed consideration of a Personal Licence Review Hearing in relation to Graeme Kerr. In addition to the Section 36 Premises Licence Review Application, the Police had also reported to the Board, under Section 84A, in relation to the conduct of Graeme Kerr, as a Personal Licence Holder. Mr Kerr was present.

The Report was made by the Chief Constable by a letter to the Board, dated 22 May 2012.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out the Chief Constable's report and summarised the issues arising.

Thereafter Mr Kerr addressed the Board on the issues arising.

Having considered the terms of the report and the submissions made, Councillor Barr moved that no further action be taken in relation to Graeme Kerr's Personal Licence. Councillor Bruce seconded the motion. There was no counter-motion and the Board unanimously agreed without dissent or abstention to take no further action in relation to Graeme Kerr's Personal Licence.

**A.6 Premises Licence 0080 The Waterside, 14 Bath Street, Largs**

Mr O'Brien informed the Board that following discussions with Mr Brennan (Specialist Environmental Health Officer (Noise)) and the Licence Holder's agent, this case had been continued to the meeting on 21 November 2012.

**A.7 Premises Licence 0246 The Burns Tavern, 34-36 High Street, Irvine**

The Board considered a Review Application under Section 36 made by Mr John Cameron, 21F High Street, Irvine, relating to the above premises. The Licence Holder, Gurpreet Singh Batth was present and was represented by Brian Dunlop, Solicitor.

The Review Application was made by Mr Cameron by a letter to the Board, dated 29 August 2012. Mr Cameron was not present.

Copies of Mr Cameron's letter were given to Board Members.

The Board then considered the terms of a report by the Solicitor (Licensing) which set out and summarised the issues arising. The Board also had regard to a report supplied by Claire Simpson, Licensing Standards Officer.

Kevin McMunn, Senior Environmental Health and Trading Standards Manager, confirmed that a complaint was received on 23 June 2012 in relation to noise emanating from the premises. A letter of warning was issued to the Licence Holder and no further complaints

have been received since. Mr McMunn also confirmed he was aware of the undertakings given by the Licence Holder, as detailed in Ms Simpson's report.

Thereafter Mr Dunlop addressed the Board on the issues arising and he responded to comments from Councillor Marshall.

Mr Dunlop highlighted the accuracy of Ms Simpson's report and concluded that the Grounds for Review had not been established, and he invited the Board to find accordingly.

The Board adjourned at 11.35 am and re-convened at 11.38 am.

The Chair proposed that the Board reject the Premises Licence Review Application on the basis that the Grounds for Review had not been established. There was no counter proposal and the Board unanimously agreed to reject the Premises Licence Review Application on the basis that the Grounds for Review had not been established.

#### **A.8 Premises Licence 0246 The Burns Tavern, 34-36 High Street, Irvine**

The Board resumed consideration of an application for variation of a Premises Licence made by Gurpreet Singh Batth for the above premises. Mr Batth was present and was represented by Brian Dunlop, Solicitor.

The Licence Holder was requesting the following variation:

1. Extend the hours of the second floor function suite, so that on Fridays and Saturdays the premises can be used as a nightclub between 9.00 pm and 2.30 am. Otherwise the second-floor would continue to be used as a function suite (already Licensed).

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

The Board had previously received 2 letters of objection in relation to the application. The first objection had been made by Carruthers Curdie Sturrock & Co, on behalf of Irvine Leisure Limited. The second objection had been made by Mr Cameron of 21F High Street, Irvine. Reid Hamilton, Solicitor, of Carruthers Curdie Sturrock & Co was present. Mr Cameron was not present or represented.

Thereafter Mr Dunlop addressed the Board on the issues raised. He highlighted that he had addressed the Board at some length at the previous meeting. However, he stated, on behalf of the Licence Holder, that the application was now amended so that the hours applied for are 11.00 pm – 2.30 am, Friday and Saturday night. The initial application was for 9.00 pm – 2.30 am, Friday and Saturday night.

Mr Hamilton confirmed that he had nothing further to add to his previous submission.

The Board adjourned at 11.40 am and re-convened at 11.43 am.

Having considered the terms of the report, and the submissions made, the Chair moved that the variation be granted, as amended. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant the amended application. Standard Conditions parts D, E and X.1 (CCTV) now apply.

#### **A.9 Premises Licence 0243 Pitchers, 18 Bank Street, Irvine**

The Board resumed consideration of an application for variations of a Premises Licence made by Irvine Leisure Limited for the above premises. The Licence Holder was represented by Reid Hamilton, Solicitor, who was accompanied by Michael McCardle (Premises Manager).

The Licence Holder was requesting the following variations:

1. Extend nightclub opening to 1.00 am, Monday – Wednesday in festive period.
2. Extend first floor bar hours to 1.00 am on a Sunday.
3. Allow boxing.

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

Mr O'Brien highlighted that variations 1 and 2 were granted at the Board meeting in August, and consideration of variation 3 was continued at the same meeting, to allow for the Board to make a site visit to the premises prior to making a decision in relation to the proposal for boxing.

Mr O'Brien informed the Board that representations had been received from the Police and NHS Ayrshire & Arran in relation to the issue of boxing in licensed premises in North Ayrshire. Copies of the written submissions were given to Board Members.

Kevin McMunn, Senior Environmental Health and Trading Standards Manager, informed the Board that Environmental Health had safety concerns regarding the fact that patrons would be gathering / jostling at the balcony during the proposed boxing events. He said that a full risk management plan would be required.

Thereafter Mr Hamilton addressed the Board on the issues arising and he responded to questions from Councillors Clarkson, Reid and the Chair. He confirmed that the Licence Holder would definitely undertake to produce the risk management plan referred to by Mr McMunn. Mr Hamilton stated that his submission was based largely on promoting and highlighting the positive aspects of boxing as a sport, in response to the concerns raised by the NHS. He acknowledged however, that at present, he was not able to provide answers to a number of the detailed questions asked by the Board in relation to matters such as the qualifications and experience of the proposed promoter and the planned physical and logistical layout and operation of the premises during the proposed events.

The Board adjourned at 12.15 pm and re-convened at 12.25 pm.

Having considered the terms of the report, and the submissions made, the Chair moved that grounds for refusal did apply and as such the application for variation 3 should be refused. There was no counter-motion and the Board unanimously agreed without dissent or abstention to refuse. The Board considered that the following grounds for refusal applied:

- the Licensing Board considered that the granting of the application would be inconsistent with one or more of the Licensing Objectives, namely, (b) securing public safety,
- and,
- that, having regard to the criteria listed in Section 30 (5)(c) of the Licensing (Scotland) Act 2005, the Board considered that the Premises are unsuitable for use for the sale of Alcohol in accordance with the proposed Variation.

Mr Hamilton requested a Section 32 direction. The Chair confirmed that in accordance with Section 32 (3), Section 32 (2) would not apply in relation to any subsequent Application made within the next 12 months.

**A.10 Premises Licence 0125 Keystore, 14 Hamilton Street, Saltcoats**

The Board considered an application for variation of a Premises Licence made by Jagtar Singh Lalli for the above premises. Mr Lalli was present.

The Licence Holder was requesting the following variation:

1. Reconstruction of shop, increasing capacity (from 6.26 sq.m to 21.65 sq.m).

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

Thereafter Mr Lalli addressed the Board on the issues arising and he responded to questions from Councillors Bruce, Reid, Munro and the Chair.

Councillor Marshall referred to information provided to the Board by NHS Ayrshire & Arran, and in particular the Community Health Profile statistics on alcohol related harm in North Ayrshire compared to the rest of Scotland. Councillor Marshall noted that the town of Saltcoats, and in particular the intermediate zone of Saltcoats Central, had a very poor record in recent years in terms of the numbers of patients hospitalised with alcohol conditions, in comparison to other towns and intermediate zones. Councillor Marshall commented that these statistics were very concerning.

Mr Lalli acknowledged Councillor Marshall's comments but argued that the adverse statistics cannot be attributed to his shop as the premises are operated in a very strict manner in relation to the sale of alcohol.

The Board adjourned at 12.36 pm and re-convened at 12.45 pm.

Having considered the terms of the report, and the submissions made, Councillor Munro moved that the variation be granted. Councillor McLean seconded the motion. Councillor Marshall made a counter-motion that the variation be granted, with the restriction that the alcohol display capacity is only permitted to increase by a maximum of twice the existing figure. Councillor Reid seconded Councillor Marshall's motion.

A roll-call vote was carried out in relation to Councillor Munro's motion. There were no abstentions. Councillors McNicol, Barr, Bruce, Clarkson, McLean, Munro and Steel voted in favour of the motion. Councillors Reid and Marshall voted against the motion.

The motion was carried and the application was granted without restriction. The Board's Standard Conditions Edition 5 will now apply.

**A.11 Premises Licence 0232 West End Dairy, 100 Townfoot, Dreghorn**

The Board considered an application for variation of a Premises Licence made by the Partnership of Kuldip & Carol Singh for the above premises. The Licence Holder was not represented.

The Licence Holder was requesting the following variation:



1. Increase Core Hours (to 10.00 am – 10.00 pm, 7 days).

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

Having considered the terms of the report, the Chair moved that the variation be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant.

#### **A.12 Premises Licence 0012 Co-operative, Main Street, Lamlash**

The Board resumed consideration of an application for variation of a Premises Licence made by Co-operative Group Food Ltd for the above premises. The Licence Holder was not represented.

The Licence Holder was requesting the following variation:

1. Increase Core Hours (to 10.00 am – 10.00 pm, 7 days).

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. The Mr O'Brien updated the Board on progress made against the observations set out in the report.

Having considered the terms of the report, the Chair moved that the variation be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant.

#### **A.13 Premises Licence 0345 McLaren Hotel, Brodick, Isle of Arran**

The Board considered an application for variations of a Premises Licence made by William McLaren for the above premises. Mr McLaren was present.

The Licence Holder was requesting the following variation:

1. Amend Licence conditions to permit under – 16s in the area where pool and darts are played.

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

Mr McLaren addressed the Board on the issues arising. He explained that the application was being made in order to rectify an error in the transition application.

Having considered the terms of the report, and the submissions made, the Chair moved that the variation be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant. The Board's Standard Conditions Edition 5 will now apply. Standard Conditions C.10.3 (d) and (e) are disapplied.

#### **A.14 Premises Licence 0267 Beith Masonic 3-5 Eglinton Street, Beith**

The Board considered an application for variations of a Premises Licence made by Beith Masonic Social Club for the above premises. The Licence Holder was represented by John

Carmichael and he was accompanied by Marlene McAughtrie (proposed Premises Manager).

The Licence Holder was requesting the following variations:

1. Surrender Special Status as a 'Club'.
2. Designate a Premises Manager.
3. Amend under 18s access.
4. Extend Sunday opening from 12.30 pm to 11.00 am.

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

Mr Carmichael addressed the Board on the issues arising. He thanked all of the Licensing staff for their assistance during the application process and he gave an undertaking, on behalf of the Club, that baby changing facilities will be installed if the variations are granted.

Having considered the terms of the report, and the submission made, the Chair moved that all variations applied for be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant. Part I of the Board's Standard Conditions will be replaced by Part K.

#### **A.15 18 Adams Avenue, Saltcoats**

The Board considered an application for grant of a Premises Licence made by Mr Jagir Singh for the above premises. Mr Singh was present.

The Board considered the terms of a report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien updated the Board on progress made against the observations set out in the report.

In total, 5 objections had been lodged with the Licensing Section in relation to the application. Copies of the written objections were given to Board Members. Mr Singh confirmed that he had seen a copy of the objections prior to the Board meeting. Of the objectors, only James Adams, 19 Adams Avenue, was present.

Thereafter Mr Singh addressed the Board on the issues arising and he responded to questions from Councillors Barr, Reid, Munro and Clarkson.

Mr Adams then addressed the Board on the issues arising.

The Chair confirmed that Board Members had been provided with an Anti-Social Behaviour report by the Police in relation to the application.

The Board adjourned at 1.15 pm and re-convened at 1.18 pm.

Having considered the terms of the report, and the submissions made, Councillor Munro moved that grounds for refusal did apply and as such the application should be refused. Councillor Reid seconded the motion. There was no counter-motion and the Board unanimously agreed without dissent or abstention to refuse. The Board considered that the following grounds for refusal applied:

- the Licensing Board considered that the granting of the application would be inconsistent with one or more of the Licensing Objectives, namely (a) preventing crime and disorder, and (c) preventing public nuisance

and,

- that, having regard to the number and Capacity of –
  - (i) Licensed Premises, or
  - (ii) Licensed Premises of the same or similar description as the Subject Premises,

in the locality in which the Subject Premises are situated, the Board considered that, if the Application were granted, there would, as a result, be Overprovision of Licensed Premises, or Licensed Premises of that description, in the locality.

#### **A.16 Lodge 320 Masonic Social Club - Civic Centre, Ardrossan**

The Board considered an application for an Occasional Licence (634/12) made by Lodge 320 Masonic Social Club for the Civic Centre, Ardrossan on 13 October 2012. The applicant was represented by Colin Hannah, Alan Clark (Club Secretary), and Morag Campbell (Premises Manager).

The Board considered the terms of a verbal report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising.

Mr O'Brien informed the Board that representations had been received from the Police and NHS Ayrshire & Arran in relation to the issue of boxing in licensed premises in North Ayrshire. Copies of the written submissions were given to Board Members.

Thereafter Mr Hannah addressed the Board on the issues arising and he responded to questions from Councillor Reid and the Chair.

Councillor Munro commented that Mr Hannah had provided a thorough, detailed brief regarding the plans and procedures that are in place for the proposed boxing event.

Having considered the terms of the report, and the submissions made, the Chair moved that the application be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant.

#### **A.17 Rama Camp Muay Thai – Volunteer Rooms, Irvine**

The Board considered an application for an Occasional Licence (656/12) made by Rama Camp Muay Thai for the Volunteer Rooms on 27 October 2012. The applicant was not present or represented.

The Board considered the terms of a verbal report by the Solicitor (Licensing) which set out the results of consultations on the application and summarised issues arising. Mr O'Brien highlighted that the representations (from the Police and NHS Ayrshire & Arran) referred to during consideration of the previous agenda item were also relevant to this application.

Scott Russell of Rama Camp Muay Thai had made a written submission and copies were given to Board Members.

Councillor Clarkson commented that Mr Russell had provided a thorough, detailed submission regarding the plans and procedures that are in place for the proposed boxing event.

Having considered the terms of the report, and the written submissions made, the Chair moved that the application be granted. There was no counter-motion and the Board unanimously agreed without dissent or abstention to grant.

## **2. Consideration of NALB Policy for Festive Period 2012.**

The Board considered a report by the Solicitor (Licensing) regarding extended hours during the Christmas and New Year period.

Representations were received from the Police and NHS Ayrshire & Arran in relation to the Board's policy for Festive Period 2012. In addition to their letter to the Board, the NHS also submitted information on the costs of alcohol to services and communities of North Ayrshire 2010/11, and also Community Health Profile statistics on alcohol related harm in North Ayrshire compared to the rest of Scotland.

Having considered the report, and the written submissions from the Police and NHS Ayrshire and Arran, the Chair proposed that the Board adopt the following policy:

- The festive period be split 1<sup>st</sup> December – 14<sup>th</sup> December (period 1), and 15<sup>th</sup> December – 2 January (period 2), and that 4 extensions are permitted in period 1 and 7 extensions are permitted in period 2
- Extended Hours are applied for and authorised in accordance with the Board's Festive Extension Policy Hours (detailed at Section 9.14 of the NALB Licensing Policy Statement)
- Christmas Eve and Hogmanay (both Mondays in 2012) should be regarded as if they are Saturdays (in terms of the Board's Festive Extension Policy Hours).
- A 00.30 am curfew shall apply to all premises (throughout the whole of North Ayrshire) open after 1.00 am, regardless of the nature of the Licence or permission which authorises opening after 1.00 a.m.

There were no counter proposals and the Board unanimously agreed without dissent or abstention to adopt the Chair's proposals.

## **3. Chief Constable's report to NALB for period 01/04/2011 – 31/03/2012.**

The Board considered a report by the Chief Constable, relating to Police performance and activities undertaken in the Board's area in the financial year April 2011 to March 2012.

Chief Inspector Ritchie responded to questions from Councillors Clarkson, Barr and Reid.

Having considered the report, the Chair concluded by stating that the Board were pleased with the report and were looking forward to working successfully with the Police over the coming years

The meeting ended at 1.40 pm.