Item No:

WEST DUNBARTONSHIRE COUNCIL

Licensing Standards Officers report on an occasional licence application provided under Section 57(3) of the Licensing (Scotland) Act 2005: 10 July 2014

Applicant: Senex Investments Limited, 4 Lynedoch Crescent, Glasgow G36 6EQ

Premises Licence Number: WDLBPREM/0268 Casa Italia

Agent: Robin Morton, 3/2 14 Norval Street, Partick, Glasgow, G11 7RX

Summary of the application:-

Friday 18 July 2014 to Tuesday 30 September 2014 inclusive. 1100 hours to 2200 hours for the sale and consumption of on sales alcohol, ancillary to food, with full children's access.

The application refers to 1 external area of 4 tables of four at Casa Italia, Montrose Street, Clydebank where the description of activities is, *Al fresco dining for customers of Casa Italia at outdoor tables in the context of "Casa Italia Al Fresco Dining Summer 2014."* event. Any alcohol consumed will be ancillary to meals.

Officer comments:

The officer would refer the Board to the following paragraph from the Licensing Policy;

"20.1.1 <u>Occasional Licences and the number that can be applied for by any one premises</u>

The Board recognises the terms of the Licensing (Scotland) Act 2005 which, allows repeated applications for occasional licenses and no restriction on the numbers of occasional licences that can be applied for except where the applicant is a voluntary organisation. However, the Board is concerned that some premises may seek to avoid the requirements of the Act by applying for repeated applications. Accordingly, the Board may require in respect of repeated applications from the same premises to be addressed by the applicant as to why an application for an occasional licence is appropriate rather than an application for a premises licence."

The applications cover an extensive period and it may be that an application for a variation to the Premises Licence would be the appropriate method to change the operation of the premises. To this end I believe that paragraph 20.1.1 of the Licensing Policy has relevance and should be considered by the Board. Officers are aware that the area applied for does not have the appropriate planning permission and on that basis its' longer term use would render it currently unsuitable for the sale of alcohol.

Longer term use of an outside area via occasional licences may be seen as an attempt to circumvent the conditions placed on the Premise Licence that these applications are connected to.

These premises have been compliant with all the requirements of the Licensing (Scotland) Act 2005.

Lawrence Knighton

Licensing Standards Officer

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Date: 10 July 2014

Contact: Lawrence Knighton, Licensing Standards Officer, Regulatory Services,

Council Offices, Rosebery Place, Clydebank. G81 1TG.

Tel: 01389 738211

E-mail: lawrence.knighton@west-dunbarton.gov.uk

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WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR OCCASIONAL LICENCE

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary.

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Description of activities to be carried on in the premises

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OF CASA ITALIA AT OUTDOOR TABLES
(4) ON AN EXISTING PAUCED AREA
IN CONTEXT OF "CASA ITALIA
AL FRESCO DINING Samon on 20144
EVENT. ANI ALCOHOL CONSUMED
WILL BE ANCICLORY TO MEALS.
Full postal address of premises which this application refers to
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IMONTROSE STREET
CHIDEBANK 681260
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To: Tubos on and
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5. Is alcohol to be sold on & off the premises YES/NO* - Provide relevant details as to hours requested when alcohol will be sold on/off the premises-* delete as appropriate
Times for sale of alcohol for consumption on premises
Statement of the times at which any activities other than the sale of alcohol will be carried on in

SERVICE OF FOOD TO PATRONS From Ilam & 10 pm

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LICENSING (SCOTLAND) ACT 2005

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WDLBPREM 10268

You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)

Personal licence number (if applicable) Name of voluntary organisation (if applicable) 2. PERSONAL DETAILS TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state) Surname SENEX INVESTINGINTS Forenames LIMITED Day Month Year ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES LYNEDSCH CRESCENT USE AGENT'S ADDRESS FOR CONNESSONO BENCE Post town CL-ASCENT Post code FOST COSTONO BENCE TELEPHONE NUMBERS Daylime Evening Mobile FAX NUMBER E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail!) ROBING ROBING NOTICE - 10 mg	Premises licence number (if applicable) WD LB PR Em /02.68						
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Full postal address of premises which this application refers to

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Statement of the times at which any activities other than the sale of alcohol will be carried on in the premises

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LICENSING (SCOTLAND) ACT 2005

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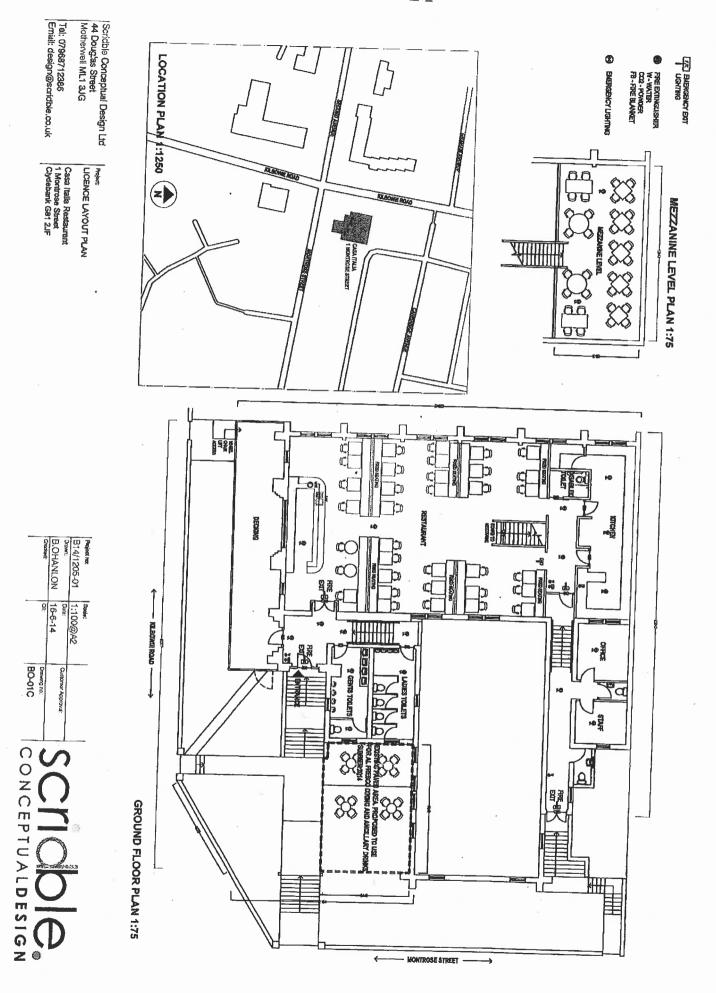
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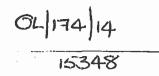
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DECLARATION						
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LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR OCCASIONAL LICENCE

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5. Is alcohol to be sold on & off the premises YES/NO* - Provide relevant details as to hours requested when alcohol will be sold on/off the premises delete as appropriate.

Times for sale of alcohol for consumption on premises

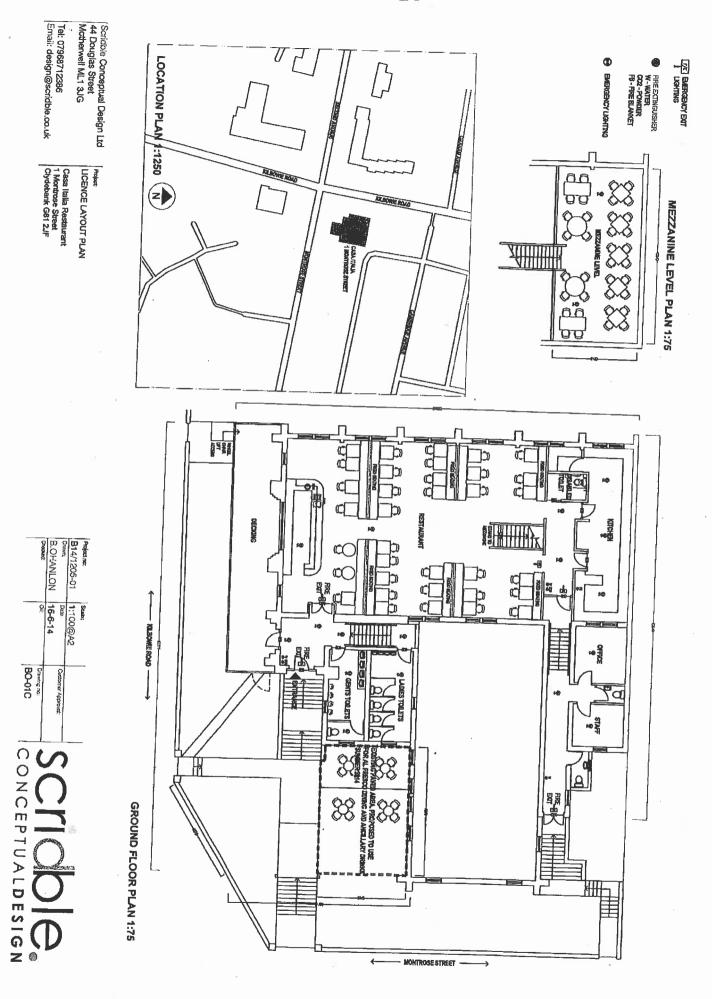
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LICENSING (SCOTLAND) ACT 2005

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EVENT, ANY ALCOHOL CONSUMED

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Full postal address of premises which this application refers to

CHSA ITALIA IMONTROSE STREET CLIDEBANK G81 2CP

4. DURATION OF LICENCE

From:

FRIDAY 12 SEPTEMBER

To:

THURSDAY 25 SEPTEMBER

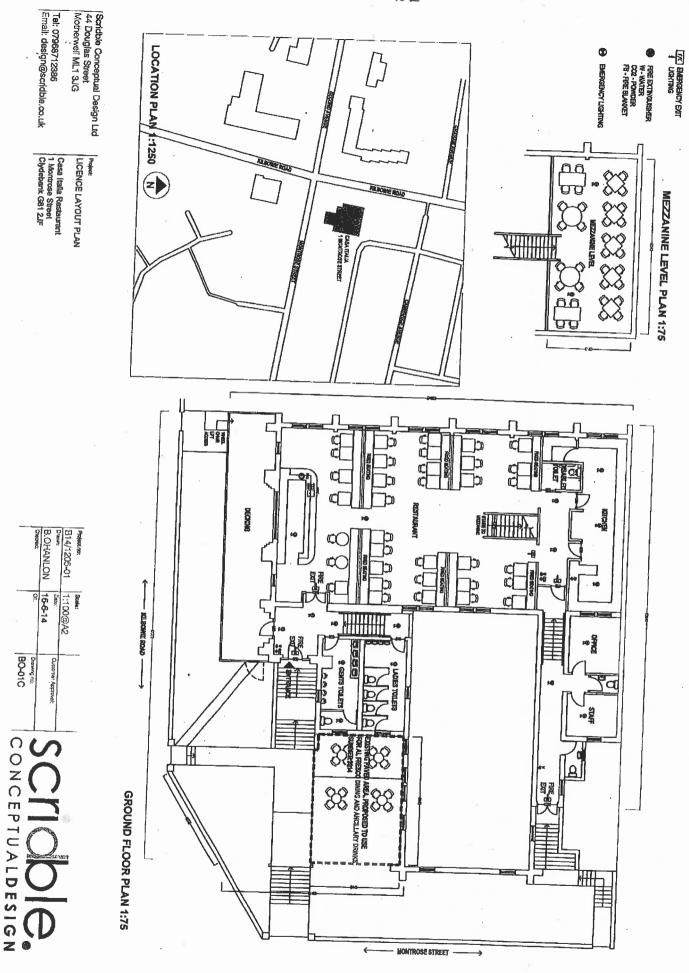
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Statement of the times at which any activities other than the sale of alcohol will be carried on in

SERVICE OF FOOD TO NATRONS From Ilam & 10 pm





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WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

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You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)

I TOTALISCO HOCHO	e number (ir applicable)	Premises licence number (if applicable) WD LB PREM 10268				
Personal licence number (if applicable)						
Name of volunta	ary organisation (if applicable)					
						
<u> </u>						
2. PERSONAL D	ETAILS		<u>.</u>			
TITLE (delete as	appropriate): Mr Mrs Miss Ms Other	r (please state)				
Surname	SENEX	INVESTIM	6-N2	-5		
Forenames	L/m1-	(ED	E			
DATE OF BIRTH	NA		Day	Month	Year	
ADDRESS WHE	RE ORDINARILY RESIDENT TO B	E USED FOR CORRESPON	NDENCE !	PURPOS	ES	
4 LYNEDOCH CRESCENT						
USE AGENTS ADDRESS FOR						
Post town	C-1-ASGOns	Post code	36	66	2	
TELEPHONE NU						
Daytime	`	07870	n (300	300	
Evening	5	-	_	10,	107	
Mobile		(agen,	(-)			
FAX NUMBER						
E-MAIL ADDRESS (If you would prefer us to correspond with you by e-mail)						
	ROBING. ROBIN	vmondow.	10	boy		

4 TABLES OF FOUR PER PLAN.

I EXTERNAL AREA AT CASA ITALIA

3. THE PREMISES

Description of activities to be carried on in the premises

Description of premises

the premises

	AL FRESCO DINING EON CHSTOMFAS
	OF CASA ITALIA AT QUIDOOR TABLES
	(4) ON AN EXISTING PAUCED AREA.
	IN CONTEXT OF "CASA ITALIA
	AL FRESCO DINING SUMM on 20144
	EVENT. ANT ALCOHOL CONSUMED
	WILL BE ANCICLORY TO MEALS,
ŀ	
۱	Full postal address of premises which this application refers to
	CASA ITALIA
	IMONTROSE STREET
	CHIDEBANK 681260
٠	
4	L DURATION OF LICENCE
F	From: FRIDA-1 26 SEPTEMBER
7	TUESDAY 30 SEPTEMBER
	1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
5 re	is alsohol to be sold on & off the premises YES/NO* - Provide relevant details as to hours equested when alcohol will be sold on/off the premises delete as appropriate
	20 con on the premises - delete as appropriate
þi	remises Cam b LOpm Times for sale of alcohol for consumption off premises NO BEE CALE
	Ilam to Lopm premises NO OFF SALES

Statement of the times at which any activities other than the sale of alcohol will be carried on in

SERVICE OF FOOD TO MATRONS

From llam & 10 pm

