# West Dunbartonshire Licensing Board

Peter Hessett, LLB(Hons), DipLP, Clerk to the Licensing Board Council Offices, Garshake Road, Dumbarton G82 3PU Telephone 01389 737800 Fax No. 01389 737870 E-mail: peter.hessett@west-dunbarton.gov.uk

22 July 2014

### SPECIAL MEETING OF WEST DUNBARTONSHIRE LICENSING BOARD:-MONDAY, 28 JULY 2014 COMMITTEE ROOM 3, COUNCIL OFFICES, GARSHAKE ROAD, DUMBARTON

Dear Sir/Madam

Notice is hereby given that a Special Meeting of West Dunbartonshire Licensing Board will be held in Committee Room 3, Council Offices, Garshake Road, Dumbarton at 10.00 a.m. on Monday, 28 July 2014.

The agenda for the meeting is attached.

I shall be obliged if you will advise Craig Stewart, Committee Officer (telephone 01389 737251 or email <u>craig.stewart@west-dunbarton.gov.uk</u>) if you are unable to attend the meeting.

Yours faithfully

### PETER HESSETT

Clerk to the Licensing Board

### Distribution:-

Councillor John Mooney (Chair) Councillor Jim Brown Councillor Gail Casey Councillor Jonathan McColl Councillor Marie McNair Councillor Michelle McGinty Councillor John Millar Councillor Hazel Sorrell

### LICENSING BOARD

### SPECIAL MEETING

### **MONDAY, 28 JULY 2014**

### <u>AGENDA</u>

### 1. APOLOGIES

### 2. DECLARATIONS OF INTEREST

Members are invited to declare if they have an interest in any of the items of business on this agenda and the reasons for such declarations.

### 3. APPLICATIONS FOR OCCASIONAL LICENCES – CASA ITALIA, 1 MONTROSE STREET, CLYDEBANK G81 2LP

Submit for consideration, Licensing Standards Officer's report on applications for Occasional Licences for the above premises for Friday, 18 July 2014 to Tuesday, 30 September 2014.

For information on the above agenda please contact Craig Stewart, Committee Officer, Legal, Democratic and Regulatory Services, Council Offices, Garshake Road, Dumbarton G82 3PU. Tel: (01389) 737251. Email: <u>craig.stewart@west-dunbarton.gov.uk</u>

### 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, *AI fresco dining for customers of Casa Italia at outdoor tables in the context of "Casa Italia AI 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.

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Lawrence Knighton Licensing Standards Officer

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.

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

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Parts of premises to which children or young persons permitted entry

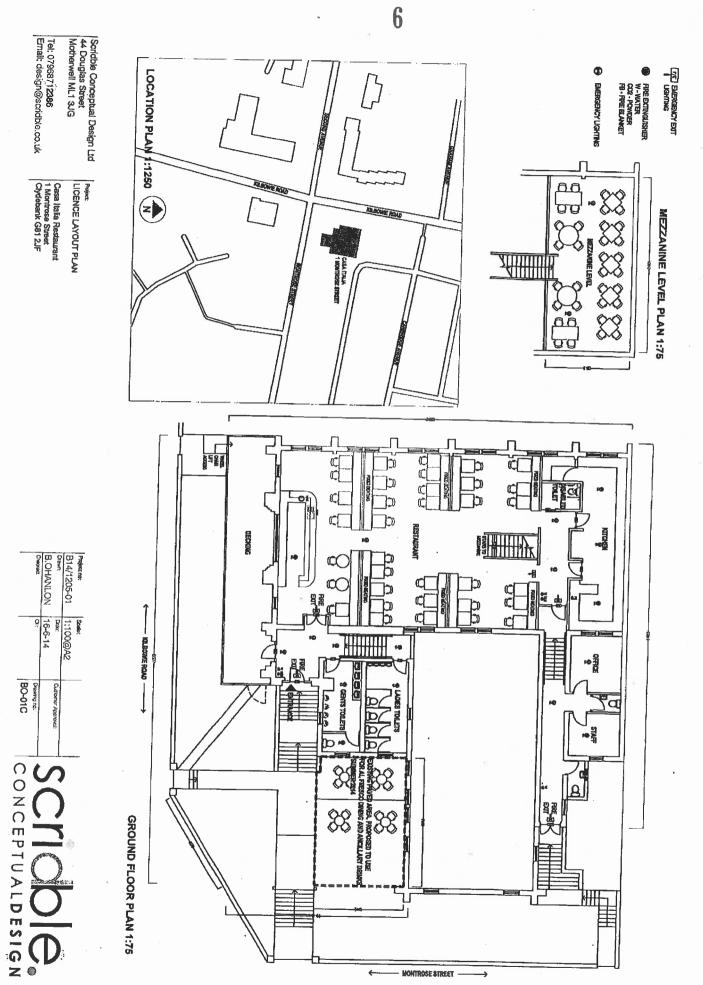
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7. CHECKLIST
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Made or enclosed payment of the fee for the application

8. Signature and declaration by applicant (see	e note 3)
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The contents of this Application are true to the be	est of my knowledge and belief
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# WEST DUNBARTONSHIRE LICENSING BOARD

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LICENSING (SCOTLAND) ACT 2005

### APPLICATION FOR OCCASIONAL LICENCE

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1. LICENCE DETAILS (see note 1)		
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Personal licence number (if applicable)		
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## WEST DUNBARTONSHIRE LICENSING BOARD

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LICENSING (SCOTLAND) ACT 2005

#### APPLICATION FOR OCCASIONAL LICENCE

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1. LICENCE DETAILS (see note 1)	
Premises licence number (if applicable)	WDLBPREM/0268
Personal licence number (if applicable)	
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From 11am & 10 pm

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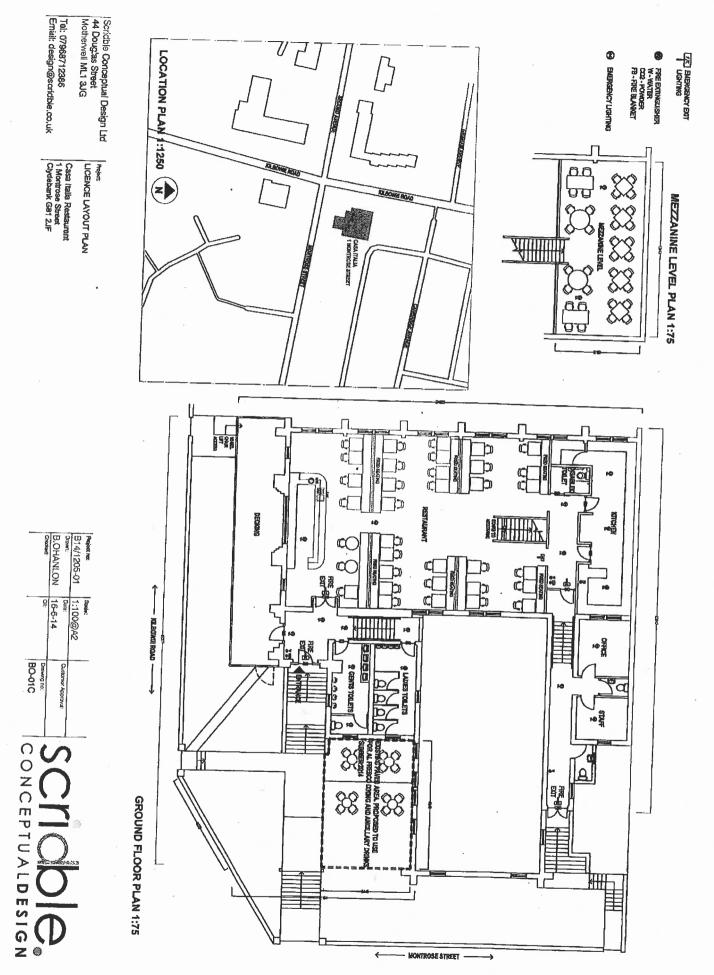
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ROBIN MONTON LICENSING 3/2, IUNORUMI STREET PARTICK 6-ASOM GUI DRX 07870,530909 ROBING ROBIN MONTON, COM



LICENSING (SCOTLAND) ACT 2005

**APPLICATION FOR OCCASIONAL LICENCE** 

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1. LICENCE DETAILS (see note 1)	
Premises licence number (if applicable)	WDLBPREM 10268
Personal licence number (if applicable)	
Name of voluntary organisation (if applicable)	

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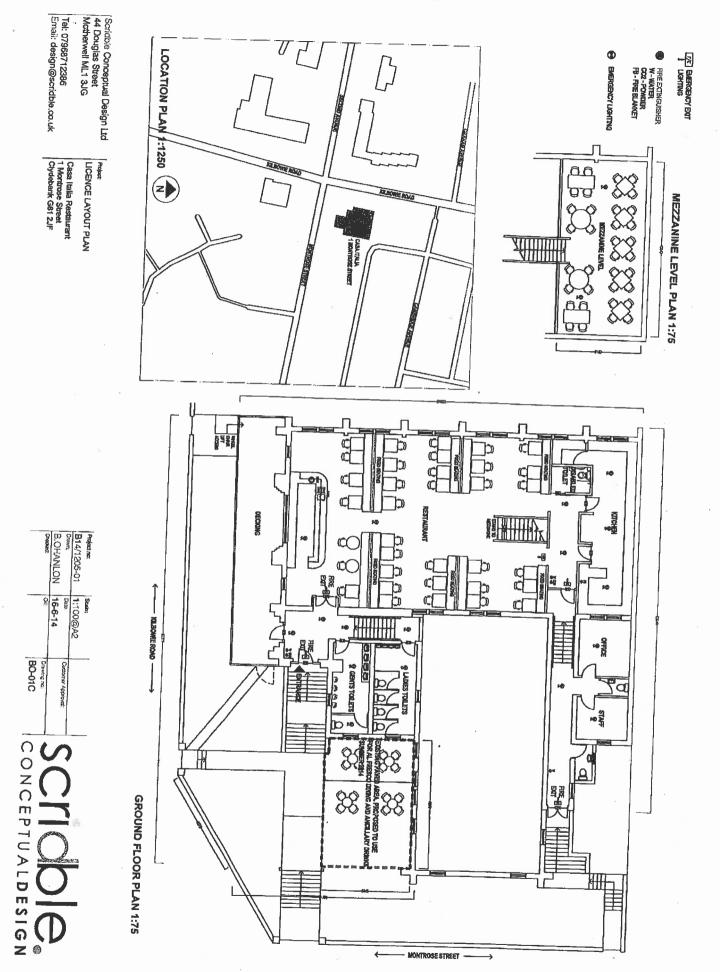
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## WEST DUNBARTONSHIRE LICENSING BOARD

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LICENSING (SCOTLAND) ACT 2005

### APPLICATION FOR OCCASIONAL LICENCE

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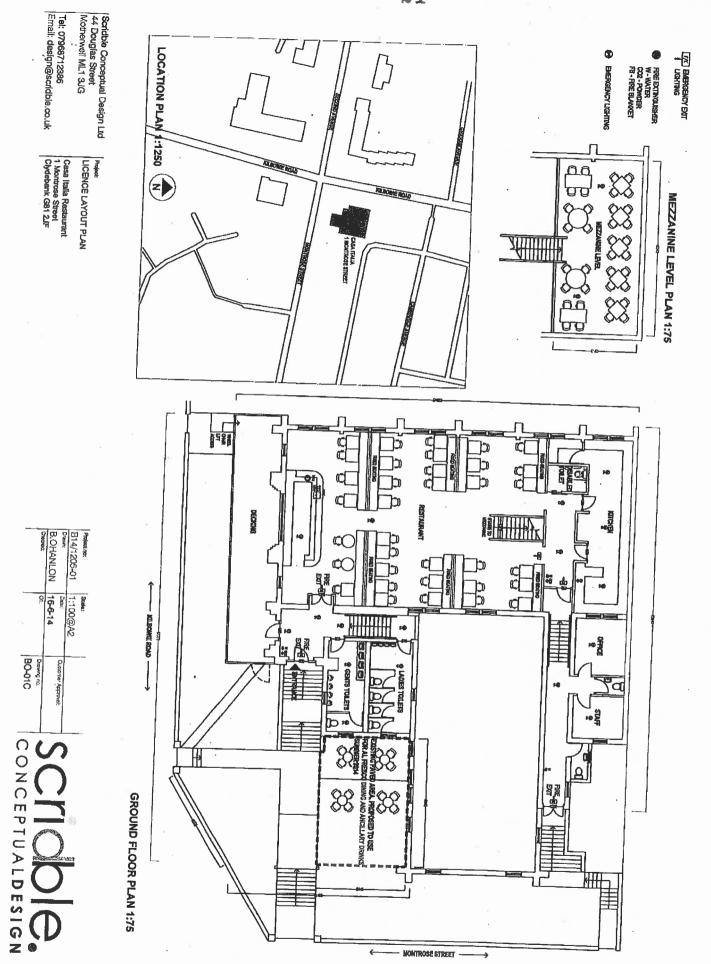
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# WEST DUNBARTONSHIRE LICENSING BOARD

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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<br/>requested when alcohol will be sold on/off the premises.\* delete as appropriateTimes for sale of alcohol for consumption on<br/>premisesTimes for sale of alcohol for consumption off<br/>premises  $\mu 0$   $\theta FF$  SM-E5Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ Statement of the times at which any activities other than the sale of alcohol will be carried on in<br/>the premisesSenvice  $\theta FF$  and  $\mu$ 

