

## **WEST DUNBARTONSHIRE LOCAL BOARD**

### **Report by the Clerk to the Licensing Board**

**Licensing Board Meeting: 17 June 2014**

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#### **Subject: Extensions to Licensing Hours over the Festive Period**

##### **1. Purpose**

To propose a policy on the granting of Applications for Extended Hours over the 2014/2015 Festive Period in terms of Section 68 of the Licensing (Scotland) Act 2005.

##### **2. Recommendations**

###### **2.1 It is recommended;**

- (a) That the period for granting applications for extended hours in respect of the 2014/2015 Festive Period should be from Monday, 1 December 2014 to Thursday, 1 January 2015;
- (b) That applications for extended hours for the festive period from all holders of premises licences be permitted for the dates and hours as per Appendix table 1;
- (c) That applications for extended hours for the Festive Period be available to those holders of premises licences who have a separate function room in their premises and have planned functions booked during the dates and hours as per Appendix table 2. These extensions being only permitted in respect of the separate function rooms where appropriate festively themed entertainment is provided;
- (d) That premises licence holders without significant entertainment (Public houses, hotel bars and members' clubs fall into this category) may apply for extended hours to 3 am on Hogmanay on condition that last entry to the premises is 11pm and the event is pre-ticketed;
- (e) That authority for the granting of applications for extensions to licensing hours over the Festive Period is delegated to the Clerk to the Licensing Board, if in accordance with the foregoing agreed recommendations;
- (f) That should applications for extended hours be submitted which fall outwith the agreed hours, or aforementioned recommendations, then any such applications will require to be submitted to the Board for consideration.

### **3. Background**

- 3.1 In previous years the Licensing Board has agreed to relax its policy on extension of opening hours for licensed premises over the Festive Period. In order to allow licence holders to plan entertainment programmes for the Festive Period as far in advance as possible, the Board normally determines the period during which the policy on the granting of extended hours may be relaxed in respect of the forthcoming Festive Period and agrees the additional hours which may be approved. The proposal for this year reflects previous decisions taken by the Board.
- 3.2 A Board decision made on 11 September 2012 allowed premises licence holders without significant entertainment (Public houses, hotel bars and members' clubs fall into this category) to apply to 3 am on Hogmanay on condition that last entry to the premises would be 11pm. The event also had to be pre-ticketed.

### **4. Main Issues**

- 4.1 The Licensing (Scotland) Act 2005 came into effect on 1 September 2009 and in terms of Section 68 of the Act, the Licensing Board may extend the licensed hours in respect of premises by such period as specified in an application by the holder of a premises licence or such other period as the Board may consider appropriate.
- 4.2 This proposal reflects the Licensing Board's decision of 11 June 2013. However the Licensing Forum's view on 4 June 2013 had been that a 2am extension on Hogmanay for premises not offering significant entertainment was sufficient. The Licensing Forum's views from the 10 June 2014 meeting will be verbally communicated at the Licensing Board on 17 June 2014.
- 4.3 For 2014/2015 it is recommended that the Festive Period should be from Monday, 1 December 2014 to Thursday, 1 January 2015.
- 4.4 The proposal is that applications for extended hours for the Festive Period be available to holders of Premises Licences in respect of dates and hours detailed in the appendices of this report.

### **5. People Implications**

All extended hours applications should be processed by Officers of the Board without adverse impact on the service provided by the Board or Licensing Team.

### **6. Financial Implications**

The report will have a financial benefit to the licensed trade over the Festive Period.

## 7. Risk Analysis

There is no increased risk to the Council associated with the contents of this report.

## 8. Equalities, Health & Human Rights Impact Assessment (EIA)

No issues were identified in the screening for potential impact of this report.

## 9. Consultation

The Licensing Forum is to be consulted on 10 June 2014. A verbal update will be available to the Board with the results of this consultation.

## 10. Strategic Assessment

There are no strategic implications and this report is in line with the Council's strategic priorities.

  
Peter Hessett  
Clerk to the Licensing Board

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| <b>Person to Contact:</b> | Peter Hessett, Clerk to the Licensing Board, West Dunbartonshire Licensing Board, Council Offices, Garshake Road, Dumbarton G82   |
| <b>Appendix:</b>          | <b>Table 1</b> Proposed Extended Hours over the Festive Period 2014/2015 for all licence holders.<br><br><b>Table 2</b> Proposed Extended Hours over the Festive Period 2014/2015 for licence holders with separate function rooms. |
| <b>Background Papers:</b> | None  |
| <b>Wards Affected:</b>    | All Wards.  |



**APPENDIX**

**EXTENDED HOURS OVER THE FESTIVE PERIOD  
2014/2015**

1) Proposed Extended Hours over the Festive Period for all licence holders.

| <b>Proposed Dates</b>       | <b>Holders of Premises Licences offering no significant entertainment facilities<br/>(Public houses, hotel bars and members' clubs would fall into this category)</b> |
|-----------------------------|---|
| Friday, 19 December 2014    | 1.00 am extended to 2.00 am   |
| Saturday, 20 December 2014  | 1.00 am extended to 2.00 am   |
| Sunday, 21 December 2014    | 12 Midnight extended to 1.00 am   |
| Monday, 22 December 2014    | 12 Midnight extended to 1.00 am   |
| Tuesday, 23 December 2014   | 12 Midnight extended to 1.00 am   |
| Wednesday, 24 December 2014 | 12 Midnight extended to 1.00 am   |
| Thursday, 25 December 2014  | 12 Midnight extended to 1.00 am   |
| Friday, 26 December 2014    | 1.00 am extended to 2.00 am   |
| Saturday, 27 December 2014  | 1.00 am extended to 2.00 am   |
| Sunday, 28 December 2014    | 12 Midnight extended to 1.00 am   |
| Monday, 29 December 2014    | 12 Midnight extended to 1.00 am   |
| Tuesday, 30 December 2014   | 12 Midnight extended to 1.00 am,  |
| Wednesday, 31 December 2015 | 12 Midnight extended to 1.00 am   |
| Thursday, 1 January 2015    | 3.00 am if entry by 11 pm and pre ticketed<br>12 Midnight extended to 1.00 am   |

| <b>Proposed Dates</b>       | <b>Holders of Premises Licences offering significant entertainment<br/>(Nightclubs would fall into this category)</b> |
|-----------------------------|---|
| Friday, 19 December 2014    | 3.00 am extended to 4.00 am   |
| Saturday, 20 December 2014  | 3.00 am extended to 4.00 am   |
| Sunday, 21 December 2014    | 3.00 am extended to 4.00 am   |
| Monday, 22 December 2014    | 1.00 am extended to 4.00 am   |
| Tuesday, 23 December 2014   | 1.00 am extended to 4.00 am   |
| Wednesday, 24 December 2014 | 1.00 am extended to 4.00 am   |
| Thursday, 25 December 2014  | 3.00 am extended to 4.00 am   |
| Friday, 26 December 2014    | 3.00 am extended to 4.00 am   |
| Saturday, 27 December 2014  | 3.00 am extended to 4.00 am   |
| Sunday, 28 December 2014    | 3.00 am extended to 4.00 am   |
| Monday, 29 December 2014    | 1.00 am extended to 4.00 am   |
| Tuesday, 30 December 2014   | 1.00 am extended to 4.00 am   |
| Wednesday, 31 December 2014 | 1.00 am extended to 4.00 am   |
| Thursday, 1 January 2015    | 3.00 am extended to 4.00 am   |

**2) Proposed Extended Hours over the Festive Period for licence holders with separate function rooms.**

| <b>Proposed Dates</b>              | <b>Holders of Premises Licences offering no significant entertainment facilities (Public houses, hotel bars and members' clubs would fall into this category)</b> |
|------------------------------------|---|
| <b>Monday, 1 December 2014</b>     | <b>12 midnight extended to 1.00 am</b>  |
| <b>Tuesday, 2 December 2014</b>    | <b>12 midnight extended to 1.00 am</b>  |
| <b>Wednesday, 3 December 2014</b>  | <b>12 midnight extended to 1.00 am</b>  |
| <b>Thursday, 4 December 2014</b>   | <b>12 midnight extended to 1.00 am</b>  |
| <b>Friday, 5 December 2014</b>     | <b>1.00 am as normal</b>  |
| <b>Saturday, 6 December 2014</b>   | <b>1.00 am as normal</b>  |
| <b>Sunday, 7 December 2014</b>     | <b>12 midnight extended to 1.00 am</b>  |
| <b>Monday, 8 December 2014</b>     | <b>12 midnight extended to 1.00 am</b>  |
| <b>Tuesday, 9 December 2014</b>    | <b>12 midnight extended to 1.00 am</b>  |
| <b>Wednesday, 10 December 2014</b> | <b>12 midnight extended to 1.00 am</b>  |
| <b>Thursday, 11 December 2014</b>  | <b>12 midnight extended to 1.00 am</b>  |
| <b>Friday, 12 December 2014</b>    | <b>1.00 am as normal</b>  |
| <b>Saturday, 13 December 2014</b>  | <b>1.00 am as normal</b>  |
| <b>Sunday, 14 December 2014</b>    | <b>12 midnight extended to 1.00 am</b>  |
| <b>Monday, 15 December 2014</b>    | <b>12 midnight extended to 1.00 am</b>  |
| <b>Tuesday, 16 December 2014</b>   | <b>12 midnight extended to 1.00 am</b>  |
| <b>Wednesday, 17 December 2014</b> | <b>12 midnight extended to 1.00 am</b>  |
| <b>Thursday, 18 December 2014</b>  | <b>12 midnight extended to 1.00 am</b>  |