

West Dunbartonshire Licensing Board

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2 June 2017

**MEETING OF WEST DUNBARTONSHIRE LICENSING BOARD:-
TUESDAY, 13 JUNE 2017
COMMITTEE ROOM 3, COUNCIL OFFICES, GARSHAKE ROAD, DUMBARTON**

Dear Sir/Madam

Notice is hereby given that a Meeting of West Dunbartonshire Licensing Board will be held in the Committee Room 3, Council Offices, Garshake Road, Dumbarton at 10.00 a.m. on Tuesday, 13 June 2017. **The pre-meeting for Board Members will also be held in the Committee Room 3 commencing at 9.15 a.m.**

The agenda for the meeting is attached. Members are requested to note that the document pack contains confidential information that should not be made available to the press or public.

I shall be obliged if you will advise Nuala Borthwick, Committee Officer (telephone 01389 737594 or email nuala.borthwick@west-dunbarton.gov.uk) if you are unable to attend the meeting.

Yours faithfully

PETER HESSETT

Clerk to the Licensing Board

Distribution:-

Councillor Jim Brown (Chair – nominated by West Dunbartonshire Council)
Councillor Ian Dickson
Councillor Diane Docherty
Councillor Marie McNair
Councillor Jonathan McColl
Councillor John Millar
Councillor John Mooney
Councillor Brian Walker

All other Councillors for information

Chief Executive

Date issued: 2 June 2017

LICENSING BOARD - TUESDAY, 13 JUNE 2017

AGENDA

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 APPOINTMENT OF CHAIR

In terms of Schedule 1, Paragraph 6 of the Licensing (Scotland) Act 2005, Members are requested to appoint a Chair of the Licensing Board from amongst its members.

4 LICENSING BOARD HEARING PROCEDURE 5 - 6

Submit for information the Licensing Board's Hearing Procedure for an Application with Objection(s) or Representation(s).

5 APPLICATION FOR VARIATION OF PREMISES LICENCE IN 7 - 21 TERMS OF THE LICENSING (SCOTLAND) ACT 2005 – CLYDEBANK CO-OP, 258 FAIFLEY ROAD, FAIFLEY, CLYDEBANK G81 5HH

Submit for consideration application for Variation of Premises Licence for Clydebank Co-op, 258 Faifley Road, Faifley, Clydebank G81 5HH.

6 APPLICATION FOR VARIATION OF PREMISES LICENCE IN 23 - 34 TERMS OF THE LICENSING (SCOTLAND) ACT 2005 – BP M&S SIMPLY FOOD, MILTON SERVICE STATION, DUMBARTON ROAD, MILTON G82 2TN

Submit for consideration application for Variation of Premises Licence for BP M&S Simply Food, Milton Service Station, Dumbarton Road, Milton G82 2TN.

7/

7 APPLICATION FOR VARIATION OF PREMISES LICENCE IN 35 - 50
TERMS OF THE LICENSING (SCOTLAND) ACT 2005 –
CAMERON HOUSE HOTEL & COUNTRY ESTATE, LOCH
LOMOND G83 8QZ

Submit for consideration application for Variation of Premises Licence for Cameron House Hotel & Country Estate, Loch Lomond G83 8QZ.

8 APPLICATION FOR VARIATION OF PREMISES LICENCE IN 51 - 66
TERMS OF THE LICENSING (SCOTLAND) ACT 2005 –
SAMBALATTE & FIGARO, 320/322A DUMBARTON ROAD,
OLD KILPATRICK G60 5LU

Submit for consideration application for Variation of Premises Licence for Sambalatte & Figaro, 320/322A Dumbarton Road, Old Kilpatrick G60 5LU.

9 EXTENSIONS TO LICENSING HOURS OVER THE FESTIVE 67 - 69
PERIOD 2017

Submit report by the Clerk to the Licensing Board proposing a policy on the granting of Applications for Extended Hours over the 2017/18 festive period in terms of Section 68 of the Licensing (Scotland) Act 2005.

10. DATES OF FUTURE MEETINGS

The Licensing Board are requested to note the following dates previously agreed for future meetings of the Licensing Board:-

Tuesday, 19 September 2017 at 10.00 a.m. in Committee Room 3, Council Offices, Garshake Road, Dumbarton G82 3PU

Tuesday, 12 December 2017 at 10.00 a.m. in Committee Room 3, Council Offices, Garshake Road, Dumbarton G82 3PU

Tuesday, 20 March 2018 at 10.00 a.m. in Committee Room 3, Council Offices, Garshake Road, Dumbarton G82 3PU

For information on the above agenda please contact Nuala Borthwick, Committee Officer, Regulatory, Council Offices, Garshake Road, Dumbarton G82 3PU. Tel: (01389) 737594
Email: nuala.borthwick@west-dunbarton.gov.uk

LICENSING BOARD PROCEDURE NOTE

Applications with Objection(s)/Representation(s) in terms of Section 22 of the Licensing (Scotland) Act 2005

The steps in the procedure are:-

1. Check whether applicant and/or agent and objectors are present. If there are a large number of objectors, a signing in sheet might be circulated around them.
2. If there are a large number of objectors, check who wants to speak. Advise them that all relevant and competent objections already submitted in writing will be fully considered. Also advise them that the Board is keen to avoid duplication of submissions. Invite objectors to appoint a spokesperson or spokespersons who can cover all of their objections.
3. Ask the applicant if there are any preliminary issues. This is the applicant's opportunity to object to objections. It is for the Board to decide whether an objection is vexatious or frivolous. The objector whose objection is being challenged should be asked for their comments.
4. Hear from Licensing Standards Officer and hear from Environmental Health and Planning if required.
5. Opportunity for applicant, then objectors, followed by Board Members and their advisor to put questions to LSO and any other party as above.
6. Hear from objectors in turn.
7. Opportunity for applicant to ask questions of objectors through the Chair, followed by questions from Board Members and their advisor.

8. Hear from applicant or agent.
9. Opportunity for objectors to put questions to applicant through Chair, followed by questions from Board Members and their advisor.
10. The LSO, any objectors and thereafter the applicant to be given an opportunity to sum up. No new material should be introduced at this stage.
11. Debate followed by decision.

NOTE – if there are any issues which the Board is concerned about (particularly issues which might result in a refusal) the Board should invited the applicant to address them on these issues.

ITEM 5 – APPLICATION FOR VARIATION OF PREMISES LICENCE

Premises: Clydebank Co-op, 258 Faifley Road, Faifley, Clydebank G81 5HH.

Applicant: Clydebank Co-op, 2 Sylvania Way South, Clydebank G81 1EA.

The following documents relating to the application are included as appendices as detailed below:-

<u>List of Productions</u>		<u>Page (s)</u>
Appendix 1	Details of proposed application and consultee responses	Page 8
Appendix 2	Application Form (with detailed Operating Plans)	Pages 9 - 21

Application for Variation of Premises Licences

Ref: WDLBPREM/0091

Name and Address of Premises: Clydebank Co-op, 258 Faifley Road, Faifley,
Clydebank G81 5HH

Applicant/Licence Holder: Tho. & J.W. Barty in respect of Clydebank Co-op,
2 Sylvania Way South, Clydebank, G81 1EA

Type of Premises: Off Sales (Grocery Store)

Proposed Application:

- 1) Change to the core licensing hours Monday to Sunday 10am to 10pm
- 2) To play recorded music in the premises

Police Authority Comments: No objection

Licensing Standards Comments: No comments

Fire Authority Comments: No comments

Regulatory Services Comments: Environmental Health - no comments

Community Council Comments: No comments received

Health Board Comments: No objection

Access Panel: No comments received

Additional Comments: No additional comments

Section 50 Certificates: Not required

Decision:

WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR VARIATION OF PREMISES LICENCE/ PROVISIONAL PREMISES LICENCE*

*Delete as appropriate

If you are completing this form by hand, please write legibly in block capitals using ink.

SECTION 1: APPLICANT INFORMATION

1(a) Name, address, postcode and premises licence number of premises.

CLYDEBANK CO-OP; 258 FAIRLEY ROAD, FAIRLEY. CLYDEBANK.			
Post Code	G81 5HH.	Premises Licence Ref. No.	WDLBPREM/00911.

1(b) Please provide full name, address, postcode, telephone number and e-mail address of applicant.

CLYDEBANK CO-OP; 2 SILVANIA WAY SOUTH, CLYDEBANK			
Post Code	G81	Telephone No.	E-mail address
	IEA.		—

SECTION 2: MINOR VARIATIONS

2(a) Do you consider the proposed variation to be a minor variation?

YES ☐ NO ☒

(If the answer is YES, please complete the rest of Section 2. If NO, please go to Section 3)

2(b) Do you propose a variation to the layout plan which is not inconsistent with the operating plan for the Premises?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

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- 2(c) Do you propose to restrict the terms on which children and young persons are admitted to the premises?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

- 2(d) Do you propose to vary the information contained in the licence relating to the premises manager, including variation to substitute a new premises manager?

YES ☐ NO ☒

(If the answer is YES, please complete Section 4 below)

- 2(e) Do you propose any other variation as prescribed by Section 29(6)(d) of the 2005 Act?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

SECTION 3: OTHER VARIATIONS

- 3(a) Do you propose a variation to any of the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?

YES ☒ NO ☐

☐

(If the answer is YES, please give details of the proposed variation below)

3(b) Do you propose to vary any of the information contained in the operating plan contained in the licence?

YES ☒ NO ☐

(If the answer is YES, please give details of the proposed variation below)

CHANGES TO THE CAFE LICENSING HOURS.
MONDAY TO SUNDAY:-
10AM - 10PM
TO PLAY RECORDED MUSIC IN THE
PREMISES.

3(c) Do you propose a variation to the layout plan contained in the licence?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

3(d) Do you propose to vary any other information contained or referred to in the licence, including an addition, deletion or other modification?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

SECTION 4: VARIATION TO SUBSTITUTE NEW PREMISES MANAGER

Please provide details below of the name, address and personal licence number of the Existing Premises Manager.

Reference Number of Personal Licence	

PROPOSED PREMISES MANAGER

4(a) Name and telephone number

Telephone No.	

4(b) Date and place of birth

--

4(c) Contact address, including postcode

Postcode	

4(d) Email address

--

4(e) Details of Personal Licence held by Proposed Premises Manager

Date of issue	Name of Licensing Board issuing	Reference Number of Personal Licence

(Please enclose a photostat copy of the Personal Licence if it was not issued by West Dunbartonshire Licensing Board).

4(f) Is the variation to substitute a new Premises Manager to take effect during the application period?

YES ☐ NO ☐

(If the answer is **NO**, please provide the proposed date from which the variation is to take effect).

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DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

(If signing on behalf of the applicant please state in what capacity.)

I confirm that the contents of this application are true to the best of my knowledge and belief.

The application fee is enclosed.

£200.00

Signature

.....

..... (See Note 1 below)

Date

17/2/17

Capacity ☒ APPLICANT/AGENT (delete as appropriate)

If agent, please provide name, address, telephone number and email address:

THO. E. J. BARRY,
SOLICITOR,
61 HIGH STREET,
DUBLIN 1,
IRELAND

I have enclosed the relevant documents with this application – please tick the relevant boxes

Premises Licence (See Note 2)	<input checked="" type="checkbox"/>
Operating Plan (see Note 3)	<input checked="" type="checkbox"/>
Layout Plans (see Note 3)	<input checked="" type="checkbox"/>
Planning certificate (See Note 4)	<input checked="" type="checkbox"/>
Building standards certificate (See Note 4)	<input checked="" type="checkbox"/>
Food hygiene certificate (See Note 4)	<input checked="" type="checkbox"/>
Copy of Personal Licence	<input checked="" type="checkbox"/>

Notes

Note 1:

Data Protection Act 1998

The information in this form will be used to update the relevant Premises Licence. Accordingly, the information contained in this form may be held on an electronic public register which may be available to members of the public on request.

Note 2:

The application must be accompanied by the Premises Licence to which the application relates, or if that is not practicable, a statement of the reasons for failure to produce the licence.

Note 3:

Where the proposed variation affects the current operating plan, please submit an operating plan including the proposed variations. Where the proposed variation affects the current layout plan, please submit 6 sets of plans showing the proposed new layout of the premises.

Note 4:

Applicants for variations involving structural alterations should submit the relevant Section 50 certificates with their application.

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	<i>No.</i>
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	<i>Yes.</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>No.</i>
<i>*Delete as appropriate</i>	

Question 2

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **ON** PREMISES

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>		
<i>Tuesday</i>		
<i>Wednesday</i>		
<i>Thursday</i>		
<i>Friday</i>		
<i>Saturday</i>		
<i>Sunday</i>		

Question 3

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION OFF PREMISES

Day	OFF Consumption	
	Opening time	Terminal hour
Monday	10 a.m.	10 p.m.
Tuesday	10 a.m.	10 p.m.
Wednesday	10 a.m.	10 p.m.
Thursday	10 a.m.	10 p.m.
Friday	10 a.m.	10 p.m.
Saturday	10 a.m.	10 p.m.
Sunday	10 a.m.	10 p.m.

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>No.</i>
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**If YES – provide details*

[illegible]

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1 5(a) Activity	COL. 2 Please confirm YES/NO	COL. 3 To be provided during core licensed hours – please confirm YES/NO	COL. 4 Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Accommodation	No.	No.	No.
Conference facilities	No.	No.	No.
Restaurant facilities	No.	No.	No.
Bar meals	No.	No.	No.
5(b) Activity Social functions including:	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Receptions including Weddings, funerals, birthdays, retirements etc.	No.	No.	No.
Club or other group meetings etc.	No.	No.	No.
5(c) Activity Entertainment including:	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Recorded music – see 5(g)	Yes.	Yes.	Yes.
Live performances – see 5(g)	No.	No.	No.
Dance facilities	No.	No.	No.
Theatre	No.	No.	No.

<i>Films</i>	No.	No.	No.
<i>Gaming</i>	No.	No.	No.
<i>Indoor/outdoor sports</i>	No.	No.	No.
<i>Televised sport</i>	No.	No.	No.
5(d) <i>Activity</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Outdoor drinking facilities</i>	No.	No.	No.
5(e) <i>Activity</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Adult entertainment</i>	No.	No.	No.

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

To play recorded music in the premises out-with and within the core licensing hours.

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

The sale of fresh and frozen food, confectionary and all goods as normally sold in a local convenience store.

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	YES/NO*
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When fully occupied, are there likely to be more customers standing than seated?	YES/NO*
*Delete as appropriate	

Question 6 (On-sales only)

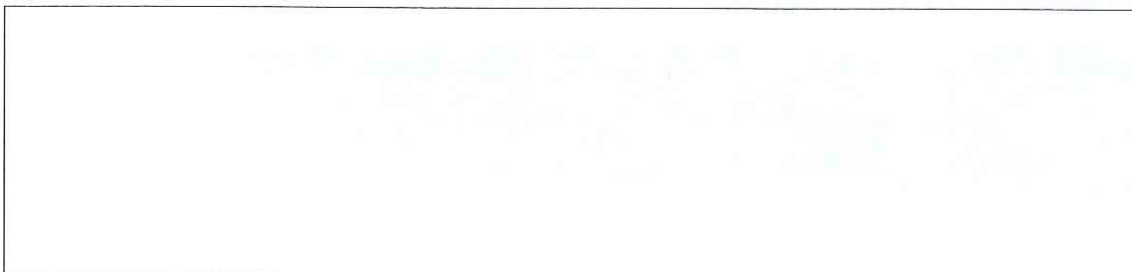
CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry	YES/NO*
	*Delete as appropriate	

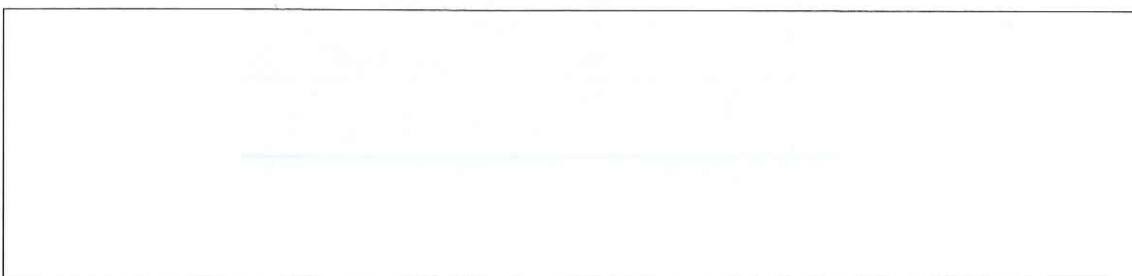
6(b) Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry

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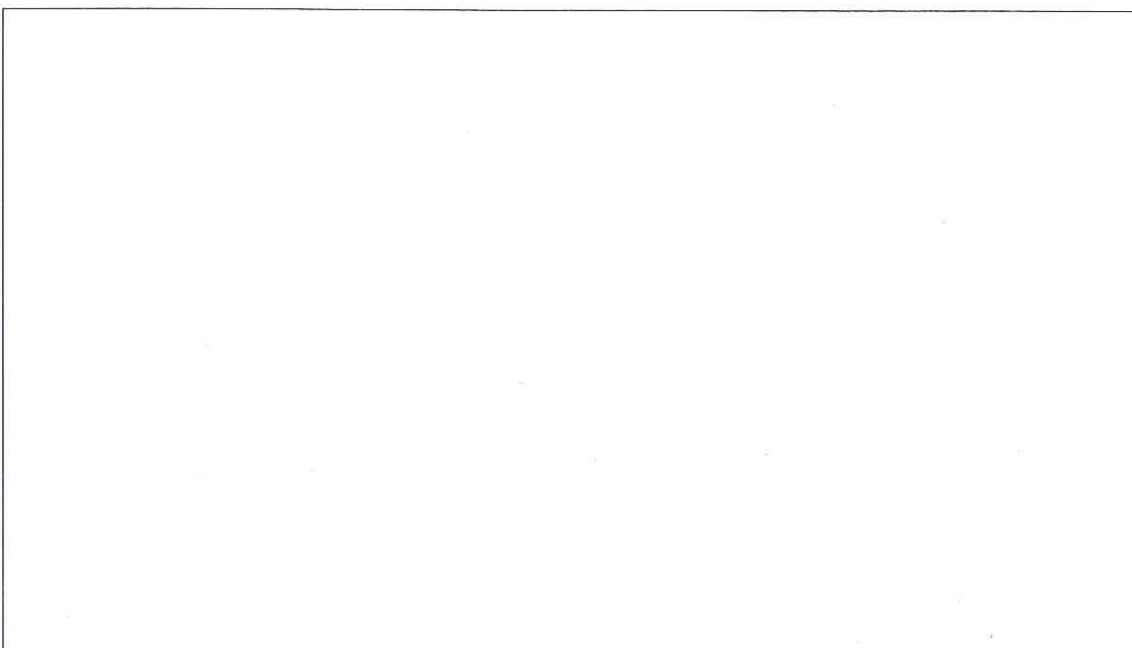
6(c) Provide statement regarding the **AGES** of children or young persons to be allowed entry

A large, empty rectangular box with a thin black border, intended for a statement regarding the ages of children or young persons to be allowed entry.

6(d) Provide statement regarding the **TIMES** during which children and young persons will be allowed entry

A large, empty rectangular box with a thin black border, intended for a statement regarding the times during which children and young persons will be allowed entry.

6(e) Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry

A large, empty rectangular box with a thin black border, intended for a statement regarding the parts of the premises to which children and young persons will be allowed entry.

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

8.49 cubic metres.

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) *Name*

Richard Smith.

8(b) *Date of birth*

8(c) *Contact address*

12 D Overtoun Court,
CLYDEBANK.
Glasgow. G81 4AJ.

8(d) *Email address*

N.A.

8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
	West Dunbartonshire LB.	WD/0481.

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signature * (see note below)

Date – 18th June, 2015.

Capacity AGENT (delete as appropriate).

Telephone number and email address of signatory

*** Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request.

ITEM 6 – APPLICATION FOR VARIATION OF PREMISES LICENCE

Premises: BP M &S Simply Food, Milton Service Station,
Dumbarton Road, Milton G82 2TN.

Applicant: BP Oil UK Ltd, Chertsey Road, Sunbury on Thames,
Middlesex TW16 7BP.

The following documents relating to the application are included as appendices as detailed below:-

<u>List of Productions</u>		<u>Page (s)</u>
Appendix 1	Details of proposed application and consultee responses	Page 24
Appendix 2	Application Form (with detailed Operating Plans)	Pages 25 - 34

Application for Variation of Premises Licence

Ref: WDLBPREM/0023

Name and Address of Premises: BP M&S Simply Food, Milton Service Station,
Dumbarton Road, Milton G82 2TN

Applicant/Licence Holder: Harper Macleod LLP in respect of BP Oil UK Ltd,
Chertsey Road, Sunbury on Thames, Middlesex
TW16 7BP

Type of Premises: Off Sales

Proposed Application:

Vary Sunday opening hours for off sale from 12.30pm to 10am

Police Authority Comments: No objection

Licensing Standards Comments: No comment

Fire Authority Comments: No comment

Regulatory Services Comments: Environmental Health - no comment

Community Council Comments: No comments received

Health Board Comments: No objection

Access Panel: No comments received

Additional Comments: No additional comments

Section 50 Certificates: Not required

Decision:

WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR VARIATION OF PREMISES LICENCE/

If you are completing this form by hand, please write legibly in block capitals using ink.

SECTION 1: APPLICANT INFORMATION

1(a) Name, address, postcode and premises licence number of premises.

BP M&S Simply Food
Milton Service Station
Dumbarton Road
Milton

Post Code **G82 2TN**

Premises Licence Ref. No. **WDLBPREM/0023**

1(b) Please provide full name, address, postcode, telephone number and e-mail address of applicant.

BP Oil UK Ltd
Chertsey Rpoad
Sunbury on Thames
Middlesex

Post Code **TW16 7BP**

Telephone No. **c/o agent**

E-mail address **c/o agent**

SECTION 2: MINOR VARIATIONS

2(a) Do you consider the proposed variation to be a minor variation? YES ☐ NO ☒

(If the answer is YES, please complete the rest of Section 2. If NO, please go to Section 3)

2(b) Do you propose a variation to the layout plan which is not inconsistent with the operating plan for the Premises? YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

N/A

2(c) Do you propose to restrict the terms on which children and young persons are admitted to the premises? YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

N/A

2(d) Do you propose to vary the information contained in the licence relating to the premises manager, including variation to substitute a new premises manager? YES ☒ NO ☐

(If the answer is YES, please complete Section 4 below)

2(e) Do you propose any other variation as prescribed by Section 29(6)(d) of the 2005 Act?

YES ☐ NO ☒

(If the answer is **YES**, please give details of the proposed variation below)

N/A

SECTION 3: OTHER VARIATIONS

3(a) Do you propose a variation to any of the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?

YES ☐ NO ☒

☒

(If the answer is **YES**, please give details of the proposed variation below)

N/A

3(b) Do you propose to vary any of the information contained in the operating plan contained in the licence?

YES ☒ NO ☐

(If the answer is **YES**, please give details of the proposed variation below)

Vary Sunday opening hours for off sale from 12.30pm to 10.00am

3(c) Do you propose a variation to the layout plan contained in the licence?

YES ☐ NO ☒

(If the answer is **YES**, please give details of the proposed variation below)

N/A

3(d) Do you propose to vary any other information contained or referred to in the licence, including an addition, deletion or other modification?

YES ☐ NO ☒

(If the answer is **YES**, please give details of the proposed variation below)

N/A

SECTION 4: VARIATION TO SUBSTITUTE NEW PREMISES MANAGER

Please provide details below of the name, address and personal licence number of the Existing Premises Manager.

Reference Number of Personal Licence

PROPOSED PREMISES MANAGER

4(a) Name and telephone number

Telephone No.

4(b) Date and place of birth

--

4(c) Contact address, including postcode

Postcode	

4(d) Email address

--

4(e) Details of Personal Licence held by Proposed Premises Manager

Date of issue	Name of Licensing Board issuing	Reference Number of Personal Licence

(Please enclose a photostat copy of the Personal Licence if it was not issued by West Dunbartonshire Licensing Board).

4(f) Is the variation to substitute a new Premises Manager to take effect during the application period?YES ☐ NO ☐

(If the answer is **NO**, please provide the proposed date from which the variation is to take effect).

--

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

(If signing on behalf of the applicant please state in what capacity.)

I confirm that the contents of this application are true to the best of my knowledge and belief.

The application fee is enclosed.

Signature (See Note 1 below)

Date 20/3/2017

Capacity APPLICANT/AGENT (delete as appropriate)

If agent, please provide name, address, telephone number and email address:

Agent: Harper Macleod LLP, 45 Gordon Street, Glasgow, G1 3PE

I have enclosed the relevant documents with this application – please tick the relevant boxes	
Premises Licence (See Note 2)	<input checked="" type="checkbox"/>
Operating Plan (see Note 3)	<input checked="" type="checkbox"/>
Layout Plans (see Note 3)	<input type="checkbox"/>

Planning certificate (See Note 3)	
Building standards certificate (See Note 4)	
Food hygiene certificate (See Note 4)	
Copy of Personal Licence	

Notes

Note 1:

Data Protection Act 1998

The information in this form will be used to update the relevant Premises Licence. Accordingly, the information contained in this form may be held on an electronic public register which may be available to members of the public on request.

Note 2:

The application must be accompanied by the Premises Licence to which the application relates, or if that is not practicable, a statement of the reasons for failure to produce the licence.

Note 3:

Where the proposed variation affects the current operating plan, please submit an operating plan including the proposed variations. Where the proposed variation affects the current layout plan, please submit 6 sets of plans showing the proposed new layout of the premises.

Note 4:

Applicants for variations involving structural alterations should submit the relevant Section 50 certificates with their application.

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	<i>NO</i>
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	<i>YES</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>NO</i>
<i>*Delete as appropriate</i>	

Question 2

*STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION ON PREMISES*

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>		
<i>Tuesday</i>		
<i>Wednesday</i>		
<i>Thursday</i>		
<i>Friday</i>		
<i>Saturday</i>		
<i>Sunday</i>		

Question 3

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **OFF** PREMISES

Day	OFF Consumption	
	Opening time	Terminal hour
Monday	10 a.m.	10 p.m.
Tuesday	10 a.m.	10 p.m.
Wednesday	10 a.m.	10 p.m.
Thursday	10 a.m.	10 p.m.
Friday	10 a.m.	10 p.m.
Saturday	10 a.m.	10 p.m.
Sunday	10 a.m.	10 p.m.

Question 4

SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal demand	NO
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*If YES – provide details

--

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1	COL. 2	COL. 3	COL. 4
5(a) Activity	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO

<i>Accommodation</i>	No	N/A	N/A
<i>Conference facilities</i>	No	No	No
<i>Restaurant facilities</i>	No	No	No
<i>Bar meals</i>	No	No	No
5(b) Activity <i>Social functions including:</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Receptions including Weddings, funerals, birthdays, retirements etc.</i>	No	No	No
<i>Club or other group meetings etc.</i>	No	No	No
5(c) Activity <i>Entertainment including:</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Recorded music – see 5(g)</i>	No	No	No
<i>Live performances – see 5(g)</i>	No	No	No
<i>Dance facilities</i>	No	No	No
<i>Theatre</i>	No	No	No
<i>Films</i>	No	No	No
<i>Gaming</i>	No	No	No
<i>Indoor/outdoor sports</i>	No	No	No
<i>Televised sport</i>	No	No	No
5(d) Activity	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Outdoor drinking facilities</i>	No	No	No

<i>5(e)</i> <i>Activity</i>	<i>Please confirm</i> <i>YES/NO</i>	<i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	<i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Adult entertainment</i>	No	No	No

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

--

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

The premises comprise of general convenience store with off sale facility adjacent to petrol/derv filling station forecourt.
--

5(g) Late night premises opening after 1.00am

<i>Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?</i>	<i>YES/NO*</i>
--	----------------

<i>When fully occupied, are there likely to be more customers standing than seated?</i>	<i>YES/NO*</i>
---	----------------

<i>*Delete as appropriate</i>	
-------------------------------	--

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

<i>6(a)</i>	<i>When alcohol is being sold for consumption on the premises will children or young persons be allowed entry</i>	<i>YES/NO*</i>
	<i>*Delete as appropriate</i>	

6(b) Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry

6(c) Provide statement regarding the **AGES** of children or young persons to be allowed entry

6(d) Provide statement regarding the **TIMES** during which children and young persons will be allowed entry

6(e) Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

11.38m²

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) Name

Nicola Cameron

8(b) Date of birth

8(c) Contact address

122 Menzies Road, Balornock, Glasgow G21 3NF

8(d) *Email address*

8(e) *Personal licence*

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
13/04/2016	Glasgow Licensing Board	GC09284

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signature * (see note below)

Date 20/08/2017

Capacity Solicitor ~~APPLICANT/AGENT~~ (delete as appropriate).

Telephone number and email address of signatory

Agent: Harper Macleod LLP, 45 Gordon Street, Glasgow, G1 3PE

*** Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request.



ITEM 7 – APPLICATION FOR VARIATION OF PREMISES LICENCE

Premises: Cameron House Hotel & Country Estate, Loch Lomond
G83 8QZ.

Applicant: Cameron House (Loch Lomond) Limited, Wellington
House, Cliff Park, Bruntcliffe Road, Morley, Leeds
LS27 0RY.

The following documents relating to the application are included as appendices as detailed below:-

<u>List of Productions</u>		<u>Page (s)</u>
Appendix 1	Details of proposed application and consultee responses	Page 36
Appendix 2	Application Form (with detailed Operating Plans)	Pages 37 - 49
Appendix 3	Letter of representation from Police Scotland	Page 50

Application for Variation of Premises Licence**REPRESENTATION**

Ref: WDLBPREM/0207

Name and Address of Premises: Cameron House Hotel & Country Estate, Loch Lomond G83 8QZ

Applicant/Licence Holder: Brunton Miller Solicitors in respect of Cameron House Resort (Loch Lomond) Limited, Wellington House, Cliffe Park, Bruntcliffe Road, Morley, Leeds LS27 0RY

Type of Premises: Hotel & Country Estate

Proposed Application:

In question 7 in the Operating Plan the total occupants capacity will be increased to 2,223 persons representing Cameron House 1681, boat house 292, lodges 250. The remaining information regarding capacity remains as existing.

Police Authority Comments: Representation

Licensing Standards Comments: No comments

Fire Authority Comments: No comments

Regulatory Services Comments: Environmental Health & Trading Standards - no comments

Community Council Comments: No comments received

Health Board Comments: No objection

Access Panel: No comments received

Additional Comments: No additional comments

Section 50 Certificates: Not required

Decision:

WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR VARIATION OF PREMISES LICENCE/ PROVISIONAL PREMISES LICENCE*

*Delete as appropriate

If you are completing this form by hand, please write legibly in block capitals using ink.

SECTION 1: APPLICANT INFORMATION

1(a) Name, address, postcode and premises licence number of premises.

CAMERON HOUSE HOTEL & COUNTRY ESTATE
LOCH LOMOND

Post Code	G83 8QZ	Premises Licence Ref. No.	WDLBPREM/0207
-----------	---------	---------------------------	---------------

1(b) Please provide full name, address, postcode, telephone number and e-mail address of applicant.

CAMERON HOUSE RESORT (LOCH LOMOND) LIMITED
WELLINGTON HOUSE
CLIFFE PARK
BRUNTCLIFFE ROAD
MORLEY
LEEDS

Post Code	LS27 0RY	Telephone No.		E-mail address	
-----------	----------	---------------	--	----------------	--

SECTION 2: MINOR VARIATIONS

2(a) Do you consider the proposed variation to be a minor variation? YES ☐ NO ☒

(If the answer is YES, please complete the rest of Section 2. If NO, please go to Section 3)

2(b) Do you propose a variation to the layout plan which is not inconsistent with the operating plan for the Premises?

YES ☐ NO ☐

(If the answer is YES, please give details of the proposed variation below)

--

2(c) Do you propose to restrict the terms on which children and young persons are admitted to the premises?

YES ☐ NO ☐

(If the answer is **YES**, please give details of the proposed variation below)

2(d) Do you propose to vary the information contained in the licence relating to the premises manager, including variation to substitute a new premises manager?

YES ☐ NO ☐

(If the answer is **YES**, please complete Section 4 below)

2(e) Do you propose any other variation as prescribed by Section 29(6)(d) of the 2005 Act?

YES ☐ NO ☐

(If the answer is **YES**, please give details of the proposed variation below)

SECTION 3: OTHER VARIATIONS

3(a) Do you propose a variation to any of the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?

YES ☐ NO ☒

(If the answer is **YES**, please give details of the proposed variation below)

3(b) Do you propose to vary any of the information contained in the operating plan contained in the licence?

YES ☒ NO ☐

(If the answer is **YES**, please give details of the proposed variation below)

IN QUESTION 7 IN THE OPERATING PLAN THE TOTAL OCCUPANTS CAPACITY WILL BE INCREASED TO 2,223 PERSONS REPRESENTING CAMERON HOUSE 1681, BOAT HOUSE 292, LODGES 250. THE REMAINING INFORMATION REGARDING CAPACITY REMAINS AS EXISTING.

3(c) Do you propose a variation to the layout plan contained in the licence?

YES X

NO ☐

(If the answer is YES, please give details of the proposed variation below)

THE PROPOSAL IS TO INCORPORATE THE LODGES INTO THE PREMISES LICENCE AS SHOWN IN ATTACHED DRAWING NUMBER 1710-01 PER MJK ARCHITECTS.

3(d) Do you propose to vary any other information contained or referred to in the licence, including an addition, deletion or other modification?

YES ☐

NO ☐

(If the answer is YES, please give details of the proposed variation below)

SECTION 4: VARIATION TO SUBSTITUTE NEW PREMISES MANAGER

Please provide details below of the name, address and personal licence number of the Existing Premises Manager.

Reference Number of Personal Licence	

PROPOSED PREMISES MANAGER

4(a) Name and telephone number

Telephone No.	

4(b) Date and place of birth

--

4(c) Contact address, including postcode

Postcode	

4(d) Email address

--

4(e) Details of Personal Licence held by Proposed Premises Manager

Date of issue	Name of Licensing Board issuing	Reference Number of Personal Licence

(Please enclose a photostat copy of the Personal Licence if it was not issued by West Dunbartonshire Licensing Board).

4(f) Is the variation to substitute a new Premises Manager to take effect during the application period?

YES ☐ NO ☐

(If the answer is **NO**, please provide the proposed date from which the variation is to take effect).

--

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

(If signing on behalf of the applicant please state in what capacity.)

I confirm that the contents of this application are true to the best of my knowledge and belief.

The application fee is encl

Signature (See Note 1 below)

Date28TH APRIL, 2017.....

Capacity APPLICANT- / AGENT (delete as appropriate)

If agent, please provide name, address, telephone number and email address:

...Brunton Miller, Solicitors
...22 Herbert Street, Glasgow G20 6NB
..
..
.....

I have enclosed the relevant documents with this application – please tick the relevant boxes	
Premises Licence (See Note 2)	
Operating Plan (see Note 3)	
Layout Plans (see Note 3)	
Planning certificate (See Note 3)	
Building standards certificate (See Note 4)	
Food hygiene certificate (See Note 4)	
Copy of Personal Licence	

Notes

Note 1:

Data Protection Act 1998

The information in this form will be used to update the relevant Premises Licence. Accordingly, the information contained in this form may be held on an electronic public register which may be available to members of the public on request.

Note 2:

The application must be accompanied by the Premises Licence to which the application relates, or if that is not practicable, a statement of the reasons for failure to produce the licence.

Note 3:

Where the proposed variation affects the current operating plan, please submit an operating plan including the proposed variations. Where the proposed variation affects the current layout plan, please submit 6 sets of plans showing the proposed new layout of the premises.

Note 4:

Applicants for variations involving structural alterations should submit the relevant Section 50 certificates with their application.

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	N/A
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	N/A
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	YES
<i>*Delete as appropriate</i>	

Question 2

*STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **ON** PREMISES*

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	11.00 a.m.	1.00 a.m.
<i>Tuesday</i>	11.00 a.m.	1.00 a.m.
<i>Wednesday</i>	11.00 a.m.	1.00 a.m.
<i>Thursday</i>	11.00 a.m.	1.00 a.m.
<i>Friday</i>	11.00 a.m.	1.00 a.m.
<i>Saturday</i>	11.00 a.m.	1.00 a.m.
<i>Sunday</i>	11.00 p.m.	1.00 a.m.

Question 3

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **OFF** PREMISES

<i>Day</i>	<i>OFF Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	11.00 a.m.	10.00 p.m.
<i>Tuesday</i>	11.00 a.m.	10.00 p.m.
<i>Wednesday</i>	11.00 a.m.	10.00 p.m.
<i>Thursday</i>	11.00 a.m.	10.00 p.m.
<i>Friday</i>	11.00 a.m.	10.00 p.m.
<i>Saturday</i>	11.00 a.m.	10.00 p.m.
<i>Sunday</i>	11.00 a.m.	10.00 p.m.

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	YES / NO *

**If YES – provide details*

DURING THE FESTIVE PERIOD AS DEFINED BY WEST DUNBARTONSHIRE LICENSING BOARD, THE PREMISES WILL OPERATE ADDITIONAL HOURS FOR THE SALE OF ALCOHOL IN ACCORDANCE WITH THE SAID BOARD'S POLICY IN THAT REGARD.

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1	COL. 2	COL. 3	COL. 4
<i>5(a)</i> <i>Activity</i>	<i>Please confirm</i> <i>YES/NO</i>	To be provided during core licensed hours – please confirm <i>YES/NO</i>	Where activities are also to be provided outwith core licensed hours please confirm <i>YES/NO</i>
<i>Accommodation</i>	YES	N/A	N/A
<i>Conference facilities</i>	YES	YES	YES
<i>Restaurant facilities</i>	YES	YES	YES
<i>Bar meals</i>	YES	YES	YES
<i>5(b) Activity</i> <i>Social functions</i> <i>including:</i>	<i>Please confirm</i> <i>YES/NO</i>	To be provided during core licensed hours – please confirm <i>YES/NO</i>	Where activities are also to be provided outwith core licensed hours please confirm <i>YES/NO</i>
<i>Receptions including</i> <i>Weddings, funerals,</i> <i>birthdays, retirements</i> <i>etc.</i>	YES	YES	YES
<i>Club or other group</i> <i>meetings etc.</i>	YES	YES	YES
<i>5(c)</i> <i>Activity</i> <i>Entertainment</i> <i>including:</i>	<i>Please confirm</i> <i>YES/NO</i>	To be provided during core licensed hours – please confirm <i>YES/NO</i>	Where activities are also to be provided outwith core licensed hours please confirm <i>YES/NO</i>
<i>Recorded music – see</i> <i>5(g)</i>	YES	YES	YES
<i>Live performances –</i> <i>see 5(g)</i>	YES	YES	YES
<i>Dance facilities</i>	YES	YES	YES
<i>Theatre</i>	NO	NO	NO
<i>Films</i>	YES	YES	YES

<i>Gaming</i>	NO	NO	NO
<i>Indoor/outdoor sports</i>	YES	YES	YES
<i>Televised sport</i>	YES	YES	YES
5(d)	<i>Please confirm</i>	To be provided	Where activities are
<i>Activity</i>	<i>YES/NO</i>	during core licensed hours – please confirm	also to be provided outwith core licensed hours please confirm
		<i>YES/NO</i>	<i>YES/NO</i>
<i>Outdoor drinking facilities</i>	YES	YES	NO
5(e)	<i>Please confirm</i>	To be provided	Where activities are
<i>Activity</i>	<i>YES/NO</i>	during core licensed hours – please confirm	also to be provided outwith core licensed hours please confirm
		<i>YES/NO</i>	<i>YES/NO</i>
<i>Adult entertainment</i>	NO	NO	NO

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

THE PREMISES OPERATE AS A HOTEL AND THEREFORE PROVIDE HOTEL SERVICES ON A 24 HOUR, SEVEN DAYS A WEEK BASIS. THESE SERVICES INCLUDE BREAKFAST WHICH CAN BEGIN AT 6.30 A.M. CONFERENCES AND MEETINGS CAN BEGIN AT 8.00 A.M. THE HOTEL CAN CATER FOR FUNERALS THAT BEGIN AT 10.00 A.M. DANCE CLASSES ARE AVAILABLE IN THE LEISURE CENTRE FROM 6.45 A.M. TELEVISED SPORTS CAN BE SHOWN IN ALL BEDROOMS, THE MORNING ROOM AND THE GREAT SCOTS BAR ALONG WITH FILMS WHICH ARE AVAILABLE IN THE CRÈCHE THROUGHOUT THE DAY. THE GAMES ROOM WILL ALSO BE OPEN TO YOUNG PERSONS OVER 16 YEARS OF AGE AT ALL TIMES. FINALLY, AMBIENT BACKGROUND MUSIC WILL BE PROVIDED THROUGHOUT THE PREMISES. ALCOHOL WILL ONLY BE SOLD IN ACCORDANCE WITH THE LICENSING (SCOTLAND) ACT 2005.

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

THE HOTEL OFFERS CRÈCHE FACILITIES WHICH BEGIN AT 9.00 A.M. UNTIL 5.00 P.M. MONDAY TO SUNDAY AND ADDITIONAL HOURS ON FRIDAY AND SATURDAY FROM 6.00 P.M. TO 9.00 P.M.

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	YES / NO *
	N/A
When fully occupied, are there likely to be more customers standing than seated?	NO
*Delete as appropriate	

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry	YES / NO *
	*Delete as appropriate	

6(b) Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry

NON RESIDENT CHILDREN AND YOUNG PERSONS ARE PERMITTED ON THE PREMISES WHEN ACCOMPANIED BY A RESPONSIBLE ADULT (E.G. A PERSON AGED 18 YEARS OLD).

CHILDREN AND YOUNG PERSONS WHO ARE RESIDENT IN THE HOTEL AND CHILDREN AND YOUNG PERSONS WHO ARE RESIDENT IN THE LODGES WHICH ARE SITUATED ON THE GROUNDS OF CAMERON HOUSE ARE PERMITTED ON THE PREMISES AT ALL TIMES AND DO NOT REQUIRE TO BE ACCOMPANIED BY AN ADULT BUT CHILDREN ARE NOT PERMITTED IN THE GYM, SNOOKER/GAMES ROOM, STEAM AND SAUNAS ROOMS. THE LODGES ENJOY FULL HOTEL FACILITIES.

6(c) *Provide statement regarding the **AGES** of children or young persons to be allowed entry*

SUBJECT TO THE FOREGOING CONDITIONS, THERE ARE NO AGE RESTRICTIONS ON CHILDREN AND YOUNG PERSONS.

6(d) *Provide statement regarding the **TIMES** during which children and young persons will be allowed entry*

SUBJECT TO THE FOREGOING CONDITIONS, NON RESIDENT CHILDREN AND YOUNG PERSONS ARE PERMITTED ON THE PREMISES UNTIL 10.00 P.M. THIS RESTRICTION DOES NOT APPLY TO RESIDENT CHILDREN AND YOUNG PERSONS.

6(e) *Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry*

SUBJECT TO THE FOREGOING CONDITIONS, CHILDREN ARE PERMITTED IN ALL PUBLIC AREAS EXCEPT THE GYM, SNOOKER/GAMES ROOM, STEAM AND SAUNA ROOMS.

YOUNG PERSONS ARE PERMITTED IN ALL PUBLIC PARTS OF THE PREMISES.

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

TOTAL OCCUPANT CAPACITY - 2,223
(CAMERON HOUSE - 1681, BOAT HOUSE - 292, LODGES – 250)
TOTAL OFF SALES CAPACITY - 23.94 SQM
(CAMERON HOUSE - 23.94 SQM, BOAT- 9.52 SQM
BOATHOUSE 9.52SQM)

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) *Name*

ANDREW HENRY MATTHEW ROGER

8(b) *Date of birth*

.

8(c) *Contact address*

PER BRUNTON MILLER
HERBERT HOUSE
22 HERBERT STREET
GLASGOW G20 6NB

8(d) *Email address*

8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
31 ST AUGUST, 2009	ABERDEEN CITY LICENSING BOARD	AC652

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signature * (see note below)

Date28th April, 2017.....

CapacitySolicitor.....~~APPLICANT~~/ AGENT (delete as appropriate)

Telephone number and email address of signatory:

Brunton Miller, Herbert House, 22 Herbert Street, Glasgow G20 6NB

*** Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request.

PLEASE NOTE THAT A CONFIDENTIAL PAGE HAS BEEN REMOVED AT PAGE 50

ITEM 8 – APPLICATION FOR VARIATION OF PREMISES LICENCE

Premises: Sambalatte & Figaro, 320/322A Dumbarton Road, Old Kilpatrick G60 5LU.

Applicant: Paul Uppal, Vieward, Lusset Road, Old Kilpatrick G60 5LU.

The following documents relating to the application are included as appendices as detailed below:-

<u>List of Productions</u>		<u>Page (s)</u>
Appendix 1	Details of proposed application and consultee responses	Page 52 - 53
Appendix 2	Application Form (with detailed Operating Plans)	Pages 54 - 66

Application for Variation of Premises Licence

Ref: WDLBPREM/0292

Name and Address of Premises: Sambalatte & Figaro 320/322A Dumbarton Road,
Old Kilpatrick G60 5JE

Applicant/Licence Holder: Brunton Miller Solicitors, in respect of Paul Uppal,
Vieward, Lusset Road, Old Kilpatrick, G60 5JE

Type of Premises: On Sales (Café Bistro with Hot Food Take Away)

Proposed Application:

In Question 1 of the Operating Plan the answer to Question 1a will be amended to NO and the answer to Question 1c will be amended to YES.

In Question 3 of the Operating Plan the hours for the sale of alcohol for consumption Off the premises will be amended to read Monday to Sunday 11.00am to 10.00pm.

In Question 5d of the Operating Plan the answer to 'outdoor drinking facilities' will be amended to YES, YES NO.

In Question 5f of the Operating Plan and current wording is deleted and substituted with 'Alcohol for consumption On the premises will only be sold within the Café Bistro part The premises will also offer a facility for hot food takeaway and home delivery.

In Question 7 of the Operating Plan there will be added "Off Sales – Zero Capacity"

The proposal includes the creation of an external area as shown on attached drawing number 1717-02 per MJK Architects.

Police Authority Comments: No objection

Licensing Standards Comments:

"The premises will also offer a facility for hot food takeaway and home delivery." The Board may wish to clarify if home delivery includes alcohol and, if so, what measures will be in place to protect the Licensing objectives as per Section 119 "Home deliveries of alcohol etc."

Fire Authority Comments: No comments

Regulatory Services Comments: Environmental Health & Trading Standards no comments

Community Council Comments: No comments received
Page 52

Health Board Comments: No objection

Access Panel: No comments received

Additional Comments: No additional comments

Section 50 Certificates: Not required

Decision:

WEST DUNBARTONSHIRE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

APPLICATION FOR VARIATION OF PREMISES LICENCE/ PROVISIONAL PREMISES LICENCE*

*Delete as appropriate

If you are completing this form by hand, please write legibly in block capitals using ink.

SECTION 1: APPLICANT INFORMATION

1(a) Name, address, postcode and premises licence number of premises.

Sambalatte & Figaro
320/322A Dumbarton Road
Old Kilpatrick

Post Code	G60 5JE	Premises Licence Ref. No.	WDLBPREM/0292
-----------	---------	---------------------------	---------------

1(b) Please provide full name, address, postcode, telephone number and e-mail address of applicant.

Paul Uppal
Vieward
Lusset Road
Old Kilpatrick

Post Code	G60 5LU	Telephone No.		E-mail address	
-----------	---------	---------------	--	----------------	--

SECTION 2: MINOR VARIATIONS

2(a) Do you consider the proposed variation to be a minor variation? YES ☐ NO ☒

(If the answer is YES, please complete the rest of Section 2. If NO, please go to Section 3)

2(b) Do you propose a variation to the layout plan which is not inconsistent with the operating plan for the Premises?

YES ☐ NO ☐

(If the answer is YES, please give details of the proposed variation below)

N/A

2(c) Do you propose to restrict the terms on which children and young persons are admitted to the premises?

YES ☐ NO ☐

(If the answer is YES, please give details of the proposed variation below)

N/A

2(d) Do you propose to vary the information contained in the licence relating to the premises manager, including variation to substitute a new premises manager?

YES ☐ NO ☐

(If the answer is YES, please complete Section 4 below)

2(e) Do you propose any other variation as prescribed by Section 29(6)(d) of the 2005 Act?

YES ☐ NO ☐

(If the answer is YES, please give details of the proposed variation below)

N/A

SECTION 3: OTHER VARIATIONS

3(a) Do you propose a variation to any of the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?

YES ☐ NO ☒

(If the answer is YES, please give details of the proposed variation below)

3(b) Do you propose to vary any of the information contained in the operating plan contained in the licence?

YES ☒ NO ☐

(If the answer is YES, please give details of the proposed variation below)

1. In Question 1 of the Operating Plan the answer to Question 1a will be amended to NO and the answer to Question 1c will be amended to YES.
2. In Question 3 of the Operating Plan the hours for the sale of alcohol for consumption Off the premises will be amended to read Monday to Sunday 11.00am to 10.00pm.
3. In Question 5d of the Operating Plan the answer to "outdoor drinking facilities" will be amended to YES, YES, NO.
4. In Question 5f of the Operating Plan and current wording is deleted and substituted with "Alcohol for consumption On the premises will only be sold within the Café Bistro part. The premises will also offer a facility for hot food takeaway and home delivery".
5. In Question 7 of the Operating Plan there will be added "Off Sales – Zero Capacity".

3(c) Do you propose a variation to the layout plan contained in the licence?

YES X

NO ☐

(If the answer is YES, please give details of the proposed variation below)

The proposal includes the creation of an external area as shown on attached drawing number 1717-02 per MJK Architects.

3(d) Do you propose to vary any other information contained or referred to in the licence, including an addition, deletion or other modification?

YES ☐

NO X

(If the answer is YES, please give details of the proposed variation below)

SECTION 4: VARIATION TO SUBSTITUTE NEW PREMISES MANAGER

Please provide details below of the name, address and personal licence number of the Existing Premises Manager.

N/A

Reference Number of Personal Licence

PROPOSED PREMISES MANAGER

4(a) Name and telephone number

Telephone No.

4(b) Date and place of birth

4(c) Contact address, including postcode

Postcode

4(d) Email address

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4(e) Details of Personal Licence held by Proposed Premises Manager

Date of issue	Name of Licensing Board issuing	Reference Number of Personal Licence

(Please enclose a photostat copy of the Personal Licence if it was not issued by West Dunbartonshire Licensing Board).

4(f) Is the variation to substitute a new Premises Manager to take effect during the application period?

YES ☐ NO ☐

(If the answer is **NO**, please provide the proposed date from which the variation is to take effect).

--

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

(If signing on behalf of the applicant please state in what capacity.)

I confirm that the contents of this application are true to the best of my knowledge and belief.

The application fee is enclosed.

Signature (See Note 1 below)

Date 7th April 2017.....

Capacity ~~APPLICANT~~ / AGENT (delete as appropriate)

If agent, please provide name, address, telephone number and email address:

...Brunton Miller, Solicitors
...22 Herbert Street, Glasgow G20 6NB
.....
.....
.....

I have enclosed the relevant documents with this application – please tick the relevant boxes	
Premises Licence (See Note 2)	
Operating Plan (see Note 3)	
Layout Plans (see Note 3)	
Planning certificate (See Note 3)	
Building standards certificate (See Note 4)	
Food hygiene certificate (See Note 4)	
Copy of Personal Licence	

Notes

Note 1:

Data Protection Act 1998

The information in this form will be used to update the relevant Premises Licence. Accordingly, the information contained in this form may be held on an electronic public register which may be available to members of the public on request.

Note 2:

The application must be accompanied by the Premises Licence to which the application relates, or if that is not practicable, a statement of the reasons for failure to produce the licence.

Note 3:

Where the proposed variation affects the current operating plan, please submit an operating plan including the proposed variations. Where the proposed variation affects the current layout plan, please submit 6 sets of plans showing the proposed new layout of the premises.

Note 4:

Applicants for variations involving structural alterations should submit the relevant Section 50 certificates with their application.

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	YES / NO *
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	YES / NO *
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	YES / NO *
<i>*Delete as appropriate</i>	

Question 2

*STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **ON** PREMISES*

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
Monday	11.00 a.m.	12.00 midnight
Tuesday	11.00 a.m.	12.00 midnight
Wednesday	11.00 a.m.	12.00 midnight
Thursday	11.00 a.m.	12.00 midnight
Friday	11.00 a.m.	12.00 midnight
Saturday	11.00 a.m.	12.00 midnight
Sunday	11.00 a.m.	12.00 midnight

Question 3

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **OFF** PREMISES

<i>Day</i>	<i>OFF Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	11.00 a.m.	10.00 p.m.
<i>Tuesday</i>	11.00 a.m.	10.00 p.m.
<i>Wednesday</i>	11.00 a.m.	10.00 p.m.
<i>Thursday</i>	11.00 a.m.	10.00 p.m.
<i>Friday</i>	11.00 a.m.	10.00 p.m.
<i>Saturday</i>	11.00 a.m.	10.00 p.m.
<i>Sunday</i>	11.00 a.m.	10.00 p.m.

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	YES / NO *
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**If YES – provide details*

The premises will operate additional hours during the Festive period in accordance with West Dunbartonshire Licensing Board's policy in that regard.

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1 <i>5(a) Activity</i>	COL. 2 <i>Please confirm YES/NO</i>	COL. 3 <i>To be provided during core licensed hours – please confirm YES/NO</i>	COL. 4 <i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i>
<i>Accommodation</i>	NO	N/A	N/A
<i>Conference facilities</i>	NO	NO	NO
<i>Restaurant facilities</i>	YES	YES	YES
<i>Bar meals</i>	YES	YES	YES
<i>5(b) Activity Social functions including:</i>	<i>Please confirm YES/NO</i>	<i>To be provided during core licensed hours – please confirm YES/NO</i>	<i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i>
<i>Receptions including Weddings, funerals, birthdays, retirements etc.</i>	YES	YES	YES
<i>Club or other group meetings etc.</i>	NO	NO	NO
<i>5(c) Activity Entertainment including:</i>	<i>Please confirm YES/NO</i>	<i>To be provided during core licensed hours – please confirm YES/NO</i>	<i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i>
<i>Recorded music – see 5(g)</i>	YES	YES	YES
<i>Live performances – see 5(g)</i>	NO	NO	NO
<i>Dance facilities</i>	NO	NO	NO
<i>Theatre</i>	NO	NO	NO

<i>Films</i>	NO	NO	NO
<i>Gaming</i>	NO	NO	NO
<i>Indoor/outdoor sports</i>	NO	NO	NO
<i>Televised sport</i>	NO	NO	NO
5(d) <i>Activity</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Outdoor drinking facilities</i>	YES	YES	NO
5(e) <i>Activity</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Adult entertainment</i>	NO	NO	NO

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

The premises may open prior to the commencement of the core licensed hours for the sale of non alcoholic refreshment, Teas, Coffees, Breakfasts etc. For the avoidance of doubt, alcohol will not be sold other than during the core licensed hours. From the time of opening, Recorded Music etc. may be available in the premises.

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

Alcohol for consumption On the premises will only be sold within the Café Bistro part. The premises will also offer a facility for hot food takeaway and home delivery.

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	YES / NO * N/A
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When fully occupied, are there likely to be more customers standing than seated?	YES / NO *
*Delete as appropriate	N/A

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry	YES / NO *
	*Delete as appropriate	

6(b) Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry

Children and Young Persons will be allowed access to the premises. If attending the Café Bistro part of the premises, Children will require to be accompanied by an adult. Young Persons may be allowed unaccompanied at the discretion of management.

6(c) Provide statement regarding the **AGES** of children or young persons to be allowed entry

0 to 17 Years

6(d) Provide statement regarding the **TIMES** during which children and young persons will be allowed entry

During the trading hours of the premises/.

6(e) Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry

All public parts

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

26

Off Sales – Zero Capacity

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) *Name*

Hardeep Uppal

8(b) *Date of birth*

8(c) *Contact address*

Vieward, Lusset Road, Old Kilpatrick G60 5LU

8(d) *Email address*

8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
04 August 2014	West Dunbartonshire	WD / 0914

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signature * (see note below)

Date 7th April 2017

Capacity Solicitor..... ~~APPLICANT~~ / AGENT (delete as appropriate).

Telephone number and email address of signatory;

1

*** Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request.

WEST DUNBARTONSHIRE LICENSING BOARD**Report by the Clerk to the Licensing Board****Licensing Board Meeting: 13 June 2017**

Subject: Extensions to Licensing Hours over the Festive Period 2017**1. Purpose**

To propose a policy on the granting of Applications for Extended Hours over the 2017/2018 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 2017/2018 Festive Period should be from Friday, 15 December 2017 to Tuesday, 2 January 2018 inclusive;
- (b) That premises licence holders without significant entertainment (public houses, hotel bars and members' clubs fall into this category) may apply for 1 hour more than the normal licensed hours during the festive period with the exception of Hogmanay;
- (c) That premises licence holders without significant entertainment (public houses, hotel bars and members' clubs) 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;
- (d) That premises licence holders offering significant entertainment (Nightclubs) may apply until 4 am during the festive period;
- (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 and;
- (f) That should applications for extended hours be submitted which fall outwith the agreed hours, or aforementioned recommendations, within the time period defined at 2.1(a) above, then any such applications may require to be submitted to the Board for consideration.

3. Background

- 3.1 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 exercised 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.

4. Main Issues

- 4.1 Section 68 of The Licensing (Scotland) Act 2005, allows the Licensing Board to 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 The Licensing Forums views on Festive Extended hours will be sought and communicated at the appropriate subsequent Licensing Board Hearing.
- 4.3 For 2017/2018 it is recommended that the Festive Period should be from Friday, 15 December 2017 to Tuesday, 2 January 2018 inclusive.

5. People Implications

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

6. Financial Implications

The report may 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 and 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.

Clerk to the Licensing Board

Person to Contact: Lawrence Knighton, Licensing Standards Officer, West Dunbartonshire Licensing Board, Council Offices, Garshake Road, Dumbarton G82 3PU

Appendix: None

Background Papers: None

Wards Affected: All Wards.