

WEST DUNBARTONSHIRE LICENSING BOARD

At a Hybrid Meeting of West Dunbartonshire Licensing Board held in the Civic Space, 16 Church Street, Dumbarton on Tuesday, 15 February 2022 at 10.01 a.m.

Present: Councillors Karen Conaghan, Ian Dickson, Diane Docherty, Caroline McAllister and Brian Walker.

Attending: Peter Hessett, Clerk to the Licensing Board; Raymond Lynch, Depute Clerk to the Licensing Board; Peter Clyde and Lawrence Knighton, Licensing Standards Officers; Ashley MacIntyre and Lynn Straker, Committee Officers.

Also Attending: Chris Kelly, NHS Representative.

Apologies: An apology for absence was intimated on behalf of Councillor Jonathan McColl.

Councillor Ian Dickson in the Chair

PROCEDURE OF MEETING – APPLICATION WITH OBJECTIONS

The Licensing Board's procedure for dealing with applications where an Objection has been received was submitted and noted.

DECLARATIONS OF INTEREST

It was noted that there were no declarations of interest in any of the items of business on the agenda.

MINUTES OF PREVIOUS MEETING

The Minutes of Meeting of the Special Licensing Board held on Wednesday, 8 December 2021 were submitted and approved as a correct record.

APPLICATION FOR VARIATION OF PREMISES LICENCE

An application was submitted for Variation of Premises Licence for The Mountblow Bar, 832 Dumbarton Road, Dalmuir, Clydebank, G81 4BS.

Chris Kelly, NHS Representative was heard advising of the reasons for the Health Board objection to the application.

After discussion and having heard from the Depute Clerk to the Licensing Board and Mr Andrew Morgan, Applicant in further explanation of the application and in answer to Members' questions, the Board moved to grant the application, noting:-

- (1) that barriers will be put in place to delineate the area;
- (2) that the external area would not be utilised on days where 'Old Firm' football matches take place or on days of any planned processions in the area; and
- (3) that the closing time for the external area be 8.00 p.m.

DECIDED:-

Following consideration of all matters before the Board, the application was granted with a stipulation of a closing time of 8.00 p.m. for the external seating area.

APPLICATION FOR PROVISIONAL PREMISES LICENCE

An application was submitted for Provisional Premises Licence for The Pavilion, Boturich Castle, Alexandria G83 8LX.

After discussion and having heard from the Depute Clerk to the Licensing Board, the Licensing Standards Officer and Mr Robbie McElroy, Applicant in further explanation of the application and in answer to Members' questions, the Board moved to grant the application.

DECIDED:-

Following consideration of all information presented to the Board, the application was granted.

REVIEW OF PREMISES LICENCES

(a) Jenners, Ben Lomond Way, Balloch, G83 8QL

In terms of Section 36 of the Licensing (Scotland) Act 2005, Members considered a letter and update from the Licensing Standards Officer providing information on the position concerning non-payment of annual fees for the above premises known as Jenners.

It was noted that the licence holder was not in attendance at the meeting.

DECIDED

Following consideration of all matters before the Board, it was agreed:-

- (i) that the licence be suspended until such time as the fees are paid by the licence holder;
- ii) that authority be delegated to the Clerk to the Licensing Board to lift the suspension of the licence as soon as the fees are paid; and
- (iii) that an update would be provided on this matter at a future meeting of the Licensing Board.

(b) 6/8 Webster Street, Clydebank, G81 1AZ

In terms of Section 36 of the Licensing (Scotland) Act 2005, Members considered a letter and update from the Licensing Standards Officer providing information on the position concerning non-payment of annual fees for the above premises .

It was noted that the licence holder was not in attendance at the meeting.

DECIDED

Following consideration, the Board agreed:-

- (i) that the licence now be suspended; and
- (ii) that given that this premises licence has been without a named premises manager since 2019, which removes the right to sell alcohol under the licence, the Licensing Board have instructed the Licensing Standards Officer as follows:

'To direct that the Licensing Standards Officer provide a report to a future meeting of the Board in relation to whether these premises are no longer being used for the sale of alcohol, as per Section 28 (5) (b) of the Licensing (Scotland) Act 2005.

(c) Loch Lomond Rugby Club, Beechwood Drive, Bonhill, Alexandria, G83 9LY

In terms of Section 36 of the Licensing (Scotland) Act 2005, Members considered a letter and update from the Licensing Standards Officer providing information on the position concerning non-payment of annual fees for the above premises known as Loch Lomond Rugby Club.

It was noted that the licence holder was not in attendance at the meeting.

DECIDED

Following consideration of all matters before the Board, it was agreed:-

- (i) that the licence be suspended until such time as the fees are paid by the licence holder;
- ii) that authority be delegated to the Clerk to the Licensing Board to lift the suspension of the licence as soon as the fees are paid; and
- (iii) that an update would be provided on this matter at a future meeting of the Licensing Board.

(d) Clydebank Hotel, 8 Cambridge Avenue Edinburgh EH6 5AP

In terms of Section 36 of the Licensing (Scotland) Act 2005, Members considered a letter and update from the Licensing Standards Officer providing information on the position concerning non-payment of annual fees for the above premises known as Loch Lomond Rugby Club.

It was noted that the licence holder was not in attendance at the meeting.

DECIDED

Following consideration of all matters before the Board, it was agreed:-

- (i) that the licence be suspended until such time as the fees are paid by the licence holder;
- ii) that authority be delegated to the Clerk to the Licensing Board to lift the suspension of the licence as soon as the fees are paid; and
- (iii) that an update would be provided on this matter at a future meeting of the Licensing Board.

VALEDICTORY – RAYMOND LYNCH

Councillor Ian Dickson, Chair, informed the Board that this was the last meeting which Mr Raymond Lynch, Depute Clerk to the Licensing Board would attend before taking up his new position with North Ayrshire Council. On behalf of the Board, Councillor Dickson thanked Mr Lynch for his service, dedication, support and commitment and wished him well.

The meeting closed at 10.40 a.m.