

WEST DUNBARTONSHIRE LICENSING BOARD

At a Special Meeting of West Dunbartonshire Licensing Board held by Video Conference on Tuesday, 23 February 2021 at 10.00 a.m.

Present: Councillors Ian Dickson, Diane Docherty, Caroline McAllister, Jonathan McColl and Marie McNair.

Attending: Raymond Lynch, Depute Clerk to the Licensing Board, Robert Mackie, Senior Officer (Licensing Services); Lawrence Knighton, Licensing Standards Officer and Nuala Borthwick, Committee Officer.

Apology: An apology for absence was intimated on behalf of Councillor Brian Walker.

Councillor Ian Dickson in the Chair

STATEMENT BY THE CHAIR

Councillor Ian Dickson, Chair, advised that the powers contained in terms of Section 133 of the Licensing (Scotland) Act 2005, as amended by the Coronavirus (Scotland) Act 2020, would be used to enable Members and parties to attend remotely and that the meeting of the Board could not be held in person due to the current COVID-19 (Coronavirus) emergency.

The Chair then made direction that no photography or recording of the proceedings would be made by any party without the Chair's prior approval. He also directed Members and parties to use of mute during the meeting, and to indicate their intention to speak by using the 'raise hand' functionality available to them.

DECLARATIONS OF INTEREST

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

PROCEDURE FOR LICENSING BOARD MEETING – 23 FEBRUARY 2021

Having heard the Chair, Councillor Dickson, the Licensing Board approved the Hearing Procedure for the meeting to be held by video conference.

REVIEW OF PREMISES LICENCES

Colquhoun Stores, 1 Doveholm Avenue, Dumbarton G82 2HJ

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 Colquhoun Stores.

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:-

- (1) to continue the matter to the meeting of the Licensing Board on Tuesday, 9 June 2021;
- (2) that in the interim period, a warning letter would be issued and that officers should attempt to contact by letter anyone that they have contact details for relating to the premises, so that could be the Designated Premises Manager (DPM), the owners or the operators of premises;
- (3) that letters issued should make it clear that the Board would consider a suspension of the licence at its June meeting should payment not be forthcoming; and
- (4) that officers would also attempt to visit the premises.

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.

It was noted that the licence holder was not in attendance at the meeting. It was also noted that the licence holder, House of Fraser Limited, was keen for the licence to be operational when a new tenant/Designated Premises Manager was appointed and had given an undertaking to the LSO that the fee would be paid immediately.

DECIDED:-

Following consideration, the Board agreed:-

- (1) to continue the matter to the meeting of the Licensing Board on Tuesday, 9 June 2021;
- (2) that in the interim period, a warning letter would be issued and that officers should attempt to contact by letter anyone that they have contact details for

relating to the premises, so that could be the DPM, the owners or the operators of premises; and

- (3) that letters issued should make it clear that the Board will consider suspension of the licence at its June meeting should payment not be forthcoming.

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 and that the premises had not been trading for the last couple of years.

DECIDED:-

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

- (1) that the licence be suspended until such time as the fees are paid by the licence holder;
- (2) 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
- (3) that the matter would be reviewed again at the meeting of the Licensing Board on 9 June 2021, with a view to terminating the licence should the fees remain unpaid at that time.

Sutherlands, 7 Britannia Way, Clydebank G81 2UA

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. It was also noted that the premises had not been trading since March 2020 due to the current pandemic and that officers had been unable to contact the licence holder.

DECIDED:-

Following consideration, the Board agreed:-

- (1) to continue the matter to the meeting of the Licensing Board scheduled to be held on Tuesday, 9 June 2021;
- (2) that in the interim period, a warning letter would be issued and that officers should attempt to contact by letter anyone that they have contact details for

relating to the premises, so that could be DPMs, owners or operators of premises;

- (3) that letters issued should make it clear that the Board would consider suspension of licence at its June meeting should payment not be forthcoming; and
- (4) that officers would also attempt to visit the premises.

The Shore, The Gateway Centre, 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.

It was noted that the licence holder was not in attendance at the meeting. It was also noted that an email had been received from Andrew Miller, The Shore Loch Lomond Limited advising that, due to the impact of the COVID 19 pandemic on the wedding venue industry, the licence holder was in an immensely difficult position of having not traded in 2020 and also referred to the uncertainty around trading for wedding venues in the current year.

DECIDED:-

Following consideration, the Board agreed:-

- (1) that given the recent contact received from The Shore Loch Lomond Limited, the licence be suspended until such times as fees are paid; and
- (2) that authority be delegated to the Clerk to the Licensing Board to lift the suspension of the licence as soon as fees were paid.

The meeting closed at 10.35 a.m.