

THE MORAY LICENSING BOARD

MINUTE OF THE MEETING OF THE MORAY LICENSING BOARD

The Moray Council Chambers, Council Headquarters, High Street, Elgin on Thursday 15 November 2018

PRESENT

Councillors: J Allan
D Bremner
F Brown
G Cowie
P Coy
L Laing
A Patience

APOLOGIES

Apologies were intimated on behalf of Councillors R Edwards and M McLean

IN ATTENDANCE

Sean Hoath, Depute Clerk to the Licensing Board

1. PRIOR MINUTES

- (i) The Minutes of the Meeting held on 6 September 2018 were submitted and approved
- (ii) The Minutes of the Special Meeting held on 6 November 2018 were submitted and approved.

There were no declarations of interest.

2. APPLICATIONS

(i) Major Variation – Red Lion, Forres

The Applicant's representative was present and represented by Mr N. Hazard of TLT Solicitors. The Depute Clerk introduced the application and advised that all the paperwork was in order and that no objections or representations had been received. The applicant's solicitor addressed the Board and answered questions from the Board. The Convenor proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

(ii) Major Variation – Drouthy Cobbler, Elgin

The Applicant's representative was present and represented by Mr N. Hazard of TLT Solicitors. The Depute Clerk introduced the application and advised that all the paperwork was in order and that no objections or representations had been received. The applicant's solicitor addressed the Board and answered questions from the Board. The Convenor proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

(iii) Major Variation – Archiestown Hotel, Archiestown

The Applicant's representative, Mr Murray, was present. The Depute Clerk introduced the application and advised that all the paperwork was in order and that no objections or representations had been received. The applicant's representative addressed the

Board and answered questions from the Board. The Convenor proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

(iv) **New provisional Premises Licence – Glenrinnes Distillery**

The Applicant's representative, Ms Murdoch, was present. The Depute Clerk introduced the application and advised that all the paperwork was in order and that no objections or representations had been received. The applicant's representative addressed the Board and answered questions from the Board. The Convenor proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

(v) **New Premises Licence – The Deli, Elgin**

The Applicant's representative, Mr Gentleman, was present. The Depute Clerk introduced the application and advised that all the paperwork was in order and that no objections or representations had been received. The applicant's representative addressed the Board and answered questions from the Board. The Convenor proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

3. Personal Licence Application – Mr McGettrick

There was a report to the Board regarding a personal licence application by Mr McGettrick. The report confirmed the Chief Constable had given notice to the Board in response to the application consultation that the applicant had been convicted of a relevant offence. The Board, not being obliged to hold a hearing, resolved to hold a hearing to determine the personal licence application. The Board heard from the Chief Constable's representative, Constable Fyfe, as well as the applicant and asked questions. After considering the evidence Cllr Coy moved granting the licence and was seconded by Cllr Bremner. Cllr Brown proposed refusal but in the absence of a seconder the motion was carried and the licence was granted.

4. Licensing (Scotland) Act 2005 – Review Of Statement Of Policy

There was a report to the Board confirming the statement of policy under The Licensing (Scotland) Act 2005 had been drafted and consulted upon. The depute clerk introduced the report. The Board noted the report, made no further changes to the draft policy and agreed the recommendations. Councillor Brown dissented on the issue of time changes for access for children. The policy was approved for publication.