

THE MORAY LICENSING BOARD
MINUTE OF THE MEETING OF THE MORAY LICENSING BOARD

The Moray Council Chambers, Council Headquarters, High Street, Elgin on Thursday 20 June 2013

PRESENT

Councillors: J Allan
M Howe
A McLean
M McConachie
R H Shepherd (Convenor)
C Tuke

APOLOGIES

Apologies were intimated on behalf of Councillor G Alexander, S Cree, B Jarvis.

IN ATTENDANCE

Sean Hoath, Depute Clerk to the Licensing Board
Inspector Milne and Constable Kilgour, Grampian Police
Andrew Walker, Licensing Standards Officer

1. PRIOR MINUTES

- (i) The Minutes of the Meeting held on 2 May 2013 were submitted and approved.
- (ii) The Minutes of the Special Meeting held 13 June 2013 were submitted and approved.

2. LIST OF DECISIONS FOR APPLICATIONS FOR PREMISES LICENCES

(i) **Application for a Premises Licence at 29 South Street, Elgin**

The Depute Clerk introduced the application and advised he had cited the applicant to attend. After hearing from the applicant the Board agreed to grant the application.

(ii) **Application for a Provisional Premises Licence at Haven at Home Hardware, 107-111 High Street, Forres**

The Depute Clerk introduced the application and advised he had cited the applicant to attend. After hearing from the applicant the Board agreed to grant the application. The Depute Clerk advised once the final Section 50 certificate was received the applicant could apply for confirmation and the full licence could be granted under delegated powers.

(iii) **Application for a Provisional Premises Licence at Cardamon Spice, 64-66 High Street, Forres**

The Depute Clerk introduced the application and advised he had cited the applicant to attend. The applicant was not in attendance but the premises had been site visited and the Board were aware of the history therefore agreed to grant the licence. The Depute Clerk advised once all Section 50 certificates was received the applicant could apply for confirmation and the full licence could be granted under delegated powers.

(iv) **Application for a Variation to a Premises Licence at Eastbank Hotel, 15-17 High Street, Rothes**

The Depute Clerk introduced the application and advised he had not cited the applicant to attend. As there were no objections the Board agreed to grant.

(v) **Application for a Variation to a Premises Licence at Granary, 14-18 Thunderton Place, Elgin**

The Depute Clerk introduced the application and advised he had cited the applicant to attend. The Assistant Manager and Area Manager were in attendance. As there were no objections and Roads were in agreement with plans the Board agreed to grant the variation to licence.

3. LICENSING (SCOTLAND) ACT 2005 – PERSONAL LICENCE APPLICATION HEARING FOLLOWING APPLICATION FOR REVIEW BY THE CHIEF CONSTABLE (CASE NUMBER 2 OF 2013)

The Depute Clerk introduced the application. The licence holder was present and represented by Robert Cruickshank, solicitor. The police representative provided an update to the Board. Robert Cruickshank requested a continuation to allow the matter to come to court. In light of the evidence which was not able to be discussed Councillor McConachie made a motion to defer until the Board meeting of 3 October 2013. The Board agreed to the motion.

4. LICENSING (SCOTLAND) ACT 2005 – PERSONAL LICENCE APPLICATION HEARING FOLLOWING APPLICATION FOR REVIEW BY THE CHIEF CONSTABLE (CASE NUMBER 5 OF 2013)

The Depute Clerk introduced the application. The licence holder was present and represented by Robert Cruickshank, solicitor. Robert Cruickshank requested a continuation to allow the matter to come to court. The police representative noted in light of the previous item they would wait until the Board heard the case before outlining their case. The Board agreed to defer the matter until the meeting on 15 August 2013.