

THE MORAY LICENSING BOARD

MINUTE OF THE MEETING OF THE MORAY LICENSING BOARD

The Moray Council Chambers, Council Headquarters, High Street, Elgin on Thursday 16 January 2014

PRESENT

Councillors: G Alexander
M Howe
A McLean
M McConachie
R H Shepherd (Convenor)
C Tuke

APOLOGIES

Apologies were intimated on behalf of Councillors J Allan, S Cree and B Jarvis.

IN ATTENDANCE

Sean Hoath, Depute Clerk to the Licensing Board
Sergeant Lawson and Constable Walker, Police Scotland
Aled Herbert, LSO

1. PRIOR MINUTES

- (i) The Minutes of the Meeting held on 6 December 2014 were submitted and approved.
- (ii) The Minutes of the Special Meeting held 14 January 2014 were submitted and approved.

2. LIST OF DECISIONS FOR APPLICATIONS FOR PREMISES LICENCES

(i) Application for a Variation to Premises Licence at Kiss, 9 Cluny Square, Buckie

The Depute Clerk introduced the application. The applicant was represented by Lorna Murray solicitor. The Board heard from both the police representative for the representation lodged by the Chief Constable and the Licensing Standards Officer Aled Herbert who had also lodged a representation. The Board had attended the premises on a site visit and in light of that and Lorna Murray's reply felt that with additional conditions placed on the premises it would be minded to grant the variation including allowing children and young persons in the lounge bar for the purposes of attending a private function. The Board unanimously agreed to grant the variations with additional conditions.

(ii) Application for a Variation to Premises Licence at St Andrews, Garmouth Road, Lhanbryde

The Depute Clerk introduced the application and advised he had not cited the applicant. There being no objections the Board agreed to grant the variation.

(iii) Application for a Variation to Premises Licence at Benromach Distillery, Invererne Road, Forres

The Depute Clerk introduced the application. Neil Urquhart was in attendance for the applicant. He advised of the procedure followed to display the notice of the application at the premises. After clarification from the Depute Clerk the Board agreed that the application had been advertised so as to comply with legal requirements. With all other paperwork in order and there being no objections the Board agreed to grant.

3. LICENSING (SCOTLAND) ACT 2005 – REVIEW OF PREMISES LICENCES VARIOUS HEARINGS FOLLOWING THE MAKING OF PREMISES LICENCE REVIEW PROPOSALS

The Depute Clerk introduced the report and advised the Board there was only one premises with outstanding annual fees. He outlined the current circumstances of the premises and the Board agreed to suspend the licence for a period of 6 months coming back to review at their meeting on 21 August 2014. They agreed if the annual fee was paid during that period the licence would be revived.

4. LICENSING (SCOTLAND) ACT 2005 – PERSONAL LICENCE HEARING FOLLOWING DISCLOSURE OF RELEVANT CONVICTION BY LICENCE HOLDER (CASE NUMBER 1 OF 2014)

The Depute Clerk advised that this report had technically been withdrawn as the licence holder had that morning, before the meeting, attended the Access Point and surrendered his licence handing in all relevant documents.