

# **MORAY COUNCIL**

## **Minute of Meeting of the Licensing Board**

**Wednesday, 17 February 2021**

**remote locations via video conference,**

### **PRESENT**

Councillor James Allan, Councillor David Bremner, Councillor Gordon Cowie, Councillor Paula Coy, Councillor Ryan Edwards, Councillor Maria McLean, Councillor Louise Nicol, Councillor Amy Taylor

### **APOLOGIES**

Councillor Frank Brown

### **IN ATTENDANCE**

Also in attendance at the above meeting were Sean Hoath, Senior Solicitor, Emma Rapley, Licensing Standards Officer and Tracey Sutherland, Committee Services Officer all Moray Council and Sergeant Gill Flett, Police Scotland.

#### **1. Chair**

The meeting was chaired by Councillor Gordon Cowie.

#### **2. Minute of Meeting of 2 December 2020**

The minute of the meeting of the Licensing Board on 2 December 2020 was submitted and approved.

#### **3. Application List**

- i) New Premises - Lossiemouth Seafood Restaurant and Grill, Lossiemouth

The Depute Clerk introduced the application and advised that all the paperwork was in order and no objections or representations had been received. The applicant introduced the application and answered questions. Councillor Allan proposed granting the application and there being no-one otherwise minded it was agreed to grant the application.

- ii) New Premises - Fife Arms Hotel, Keith

The Depute Clerk introduced the application and advised that all the paperwork was in order and that a representation had been received from Police Scotland. The applicant's representative, Ms Hood introduced the application and answered questions from the Board. Ms Hood further added that the applicant had no problem adhering to Police Scotland's

recommendations regarding the outdoor drinking area. Sergeant Gill Flett, from Police Scotland addressed the Board and answered questions. Councillor Bremner proposed granting the licence without the need for food to be served for children to be in attendance, this was seconded by Councillor Coy. As there was no one otherwise minded the licence was granted.

iii) Major Variation - Glenlivet Public Hall

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 introduced the application and answered questions. Councillor Bremner proposed granting of the application and there being no-one otherwise minded it was agreed to grant to application.

iv) Provisional Premises - Co-op, Lossiemouth

The Depute Clerk introduced the application and advised that all paperwork was in order and that no objections or representations had been received. The applicant's representative introduced the application and answered questions. Councillor Edwards proposed granting the application and there being no one otherwise minded it was agreed to grant the application.

#### **4. Review of Premises Licence Fee for Variation of Premises**

A report by the Clerk to the Board asked the Board to consider and agree a proposal to amend the fee to vary a premises licence to £50 on a temporary basis specifically and solely for the purpose of allowing the addition of off sales to premises licences and allow these applications to be processed by email circulation.

Following consideration the Board agreed to a the proposal to temporarily amend the premises licence variation fee structure to add the proposed fee pursuant to the Board's power to set such fees under s.12 of the Licensing (Fees) (Scotland) Regulations 2007 and temporarily amend processing arrangements to deal with such applications as set out in para 1.1 of the report.

#### **5. Review of Premises Licences**

A report by the Clerk to the Board asked the Board to conduct a hearing to consider and determine the premises licence review proposal in respect of each of the premises listed in the schedule circulated to members separately.

The Depute Clerk updated the Board that since the publication of the papers, only 1 licence was now required to be reviewed.

Following consideration the Board agreed to suspend the licence for non payment of fees.

## **6. Appointment of Depute Chair**

Under reference to paragraph 3 of the minute of the meeting of 2 December 2020 the Board sought to appoint a Depute Chair of the Licensing Board.

Councillor Allan nominated himself for Depute Chair and this was seconded by Councillor Macrae. As there was no one otherwise minded, Councillor Allan was appointed Depute Chair of the Board.