

## **RECORD OF DECISIONS**

**Shetland Islands Area Licensing Board  
Council Chamber, Town Hall, Lerwick  
Friday 20 January 2012 at 10am**

**Present:**

J Budge                      A T J Cooper  
J H Henry                    A J Hughson  
J G Simpson

**Apologies:**

A J Cluness                G Robinson  
C L Smith

**In Attendance (Officers):**

B C Hill, Depute Clerk  
M Dunne, Executive Manager - Environmental Health and Trading Standards  
Inspector, E Graham, Northern Constabulary  
L Gair, Committee Officer

**Also in Attendance:**

R S Henderson

**Chairperson**

Mr J Budge, Convener to the Board, presided.

**Circular**

The circular calling the meeting was held as read.

**Declarations of Interest**

None

**Application under the Licensing (Scotland) Act 2005 for Extension of Licensed Hours**

The Board considered a report by the Depute Clerk to the Board, attached as Appendix 1.

<b>1</b>	<b><u>Application for Extension of Licensed Hours</u></b>	
<b>1 (a)</b>	<p><u>Sandwick Social Club</u> The Executive Manager - Environmental Health and Trading Standards advised that the application does not meet the provisions of the Board's Statement of Licensing Policy. She explained that an extension for licensing hours could be made in exceptional circumstances, however this Wednesday was not exceptional and could be included in the premises licence. The Executive Manager - Environmental Health and Trading Standards said she was concerned that the application did not protect and improve public health.</p> <p>Inspector Graham said that he did not anticipate any</p>	<b>Granted</b>

	<p>public order issues from this application but commented that 8.30am was an early start for consuming alcohol.</p> <p>Mr Morris, representative for the Sandwich Social Club was invited, by the Convener to address the Board. He explained that the Club had provided breakfasts for the Sandwich and South Mainland squads for many years. Mr Morris said that he would be happy to change the premises licence for future years, but he hadn't realised that he could do so when the date of the event changed each year. He went on to explain that there had never been any problems with people drinking in the morning after Up-Helly-Aa and the main purpose was to provide breakfast for squads and their families before they go home for a sleep before they go out to the hop in the evening.</p> <p>Mr Cooper said that the Board had previously approved an application and although he acknowledged the comments of the Executive Manager - Environmental Health and Trading Standards he would not wish to see the squads going to unlicensed premises. He said that in the Licensed premises there was more control and moved that the Board approve the grant of the Extension to Licensed Hours on this occasion. Mr Budge seconded.</p> <p>Mr Simpson said that the Board makes one set of rules for one event and not for others. He did not agree with opening licensed premises for breakfast when people had been drinking all night. Mr Simpson moved as an amendment that the Board refuse the grant of an Extension to Licensed Hours, seconded by Mr Henry.</p> <p>Following summing up, voting took place with a show of hands and the results were as follows:</p> <table data-bbox="352 1523 877 1597"> <tr> <td>Amendment (Mr Simpson)</td> <td>2</td> </tr> <tr> <td>Motion (Mr Cooper)</td> <td>3</td> </tr> </table>	Amendment (Mr Simpson)	2	Motion (Mr Cooper)	3	
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**SIALB/Licensing Committee – Proposed Dates for 2012**

The Board considered and unanimously approved a report by the Executive Manager – Governance and Law (GL-05-12-F).

The meeting concluded at 10.15am.

Convener