

**Shetland Islands Area Licensing Board
Lystina Boardroom, Town Hall, Lerwick
Tuesday 22 July 2014 at 10.00am**

Present:

G Smith P Campbell
A Cooper A Duncan
C Smith

Apologies:

M Bell G Robinson
A Westlake

In Attendance (Officers):

P Wishart, Solicitor
P Dinsdale, Environmental Health Officer/Licensing Standards Officer
Insp. Tulloch, Police Scotland
L Adamson, Committee Officer

Chairperson

Mr G Smith, Convener to the Board, presided.

Circular

The circular calling the meeting was held as read.

Declarations of Interest

None

1. **Applications under the Licensing (Scotland) Act 2005 for Variation other than a Minor Variation of Premises Licence and for Occasional Licence**

The Board considered a report by the Depute Clerk to the Licensing Board (Appendix 1).

1a.	Variation other than a Minor Variation of Premises Licence	<u>Decision</u>
	<p><u>Tagon Stores</u></p> <p>In introducing the report, the Solicitor advised that the application included an increase to the off sales display area from 5.85m² to 8.88m². He confirmed that no response had been received from the Licensing Standards Officer, the Community Council, Health Board or Fire Board, and that the Police had indicated that they had no objections to the proposal.</p> <p>The Licensing Standards Officer advised that the applicant had discussed the proposed variation with them in some detail and she confirmed there were no concerns. Inspector Tulloch confirmed that the Police had no objection to the proposed variation.</p> <p>Mr Cooper moved that the Board approve the application for a Variation other than a Minor Variation of Premises Licence. Mr Campbell seconded.</p>	Granted

1b.	Occasional Licence	<u>Decision</u>
	<p><u>Shetland Accordion and Fiddle Festival</u></p> <p>The Solicitor introduced the 5 applications, which he advised was presented to the Board due to the inclusion of the request for licences to 2am, which is outwith the 1am Policy as set by the Board. He confirmed that the Licensing Standards Officer and Police had no objections to the proposed hours as applied.</p> <p>In response to a question, Inspector Tulloch confirmed that there was no record of any Police involvement during all the years that the Festival has been running. Mr Duncan congratulated the Festival Committee on organising such a well run event, and he moved that the Committee approve the applications. Mr Campbell seconded.</p> <p>During the discussion, Members commented on the growing popularity of the event, and on the local, national and international significance of the Festival.</p>	Granted

2. **Licensing (Scotland) Act 2005 – Personal Licences**

The Board considered a report by the Assistant Clerk to the Board (Appendix 2), which provided an update on Personal Licence renewals, including the requirement to remind holders to undertake training.

In introducing the report, the Solicitor advised on the requirement for personal licence holders to carry out regular training every 5 years, and provide such evidence to the Board. He informed on the obligation on the Board to remind licence holders of this requirement for training, and that a reminder had also been sent to those who have not yet sought renewal or surrender of their licence.

Reference was made to Section 3.1 of the report, where Mr Campbell questioned whether a further letter should be sent to the 112 licence holders who are still to respond. However, the Licensing Standards Officer confirmed that telephone contact has been made with all the remaining licence holders so they are aware of the requirements. The Chair suggested that with this being the first time for renewal of licences, that a press release be prepared to act as a further reminder to licence holders particularly as the consequences of not undertaking the training were quite significant, as should a licence not be renewed before the end of November 2014 an individual could not hold another licence for 5 years. The Board agreed for a press release to be prepared.

During the discussion, it was agreed that an update report would be presented to the next meeting to inform the Board on the renewals received.

The meeting concluded at 10.15am

Convener