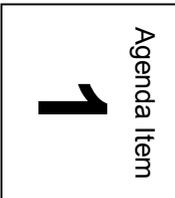


**SHETLAND ISLANDS AREA LICENSING BOARD – MEETING 7 JUNE 2016**

**1. Application for Variation other than a Minor Variation of Premises Licence**

<b><u>Applicant</u></b>	<b><u>Premises</u></b>	<b><u>Proposed Variation</u></b>
(a) Ollaberry Community Enterprises Ltd	Ollaberry Community Enterprises Ollaberry Industrial Estate Ollaberry Shetland ZE2 9RT	To increase the premises off sale hours.  <u>Current Hours</u>  Monday 10am – 6pm Tuesday 10am – 6pm Wednesday 10am – 6pm Thursday 10am – 7pm Friday 10am – 6pm Saturday 10am – 6pm Sunday 2pm – 5pm  <u>Proposed Hours</u>  Monday 10am – 10pm Tuesday 10am – 10pm Wednesday 10am – 10pm Thursday 10am – 10pm Friday 10am – 10pm Saturday 10am – 10pm Sunday 10am – 10pm

LSO comments:	As Licensing Standards Officer, I have no objections or comments to make regarding this variation to extend the opening times.
Police comments:	No objections.
Building Standards comment:	No comments.
Community Council comments:	No response received



Health Board Comments:

c) The application would be inconsistent with all of the following Licensing Objectives:

1. Preventing crime and disorder
2. Securing public safety
3. Preventing public nuisance
4. Protecting and improving public health
5. Protecting children from harm

Research tells us that increasing access to alcohol tends to increase the level of alcohol problems within a community, and we know that alcohol misuse has a direct link to crime and disorder, public nuisance, poor health and harm to children and young people. (References to relevant literature can be provided if required.) NHS Shetland therefore objects to the extension of off sales hours.

However we recognise that it might seem unfair to prevent Ollaberry Community Enterprises from extending their off sales hours if other off sales premises in the area (e.g. Brae Co-op) do not have similar restrictions, and therefore consider that there might be an argument for looking at availability of alcohol within a whole locality (e.g. North Mainland) before making a decision.

Whether the application is accepted or not, we ask that a condition of awarding a premises licence is that staff clearly understand how to recognise problem drinking, and know where to direct customers for help and support if required. NHS Shetland can provide small cards and information which we suggest should be clearly displayed in any premises that sell alcohol and can support staff with training if necessary.

Fire Board Comments:

No objections.

<u>Applicant</u>	<u>Premises</u>	<u>Proposed Variation</u>
(b) Mr Tadas Zebrauskas	Staney Hill Shop 41 Norstane Lerwick Shetland ZE1 0QG	To increase the alcohol display area from 6.54m <sup>2</sup> to 12.29m <sup>3</sup> .
LSO comments:	No objections.	
Police comments:	No objections.	
Building Standards comment:	No objections.	
Community Council comments:	No response received	
Health Board Comments:	c) The application would be inconsistent with all of the following Licensing Objectives: <ol style="list-style-type: none"> <li>1. Preventing crime and disorder</li> <li>2. Securing public safety</li> <li>3. Preventing public nuisance</li> <li>4. Protecting and improving public health</li> <li>5. Protecting children from harm</li> </ol>	

Research tells us that increasing access to alcohol tends to increase the level of alcohol problems within a community, and we know that alcohol misuse has a direct link to crime and disorder, public nuisance, poor health and harm to children and young people. (References to relevant literature can be provided if required.) We therefore **object** to increasing the alcohol display area.

In addition, data from Alcohol Focus Scotland shows that although the Island Councils (Eilean Siar, Orkney and Shetland) have a lower level of outlet density than Scotland as a whole, there are pockets of high alcohol provision, of which Lerwick is the highest of all, by a significant measure. The Islands Councils all have higher levels of alcohol-related harm than the rest of Scotland. (There were a total of 187 alcohol-related offences recorded in 2014 – 15, and 573 admissions to Accident and Emergency during the same period)

Research also suggests that the relationships between alcohol outlet density and harm was stronger for off-sales outlets than for on-sales. This supports claims that off-sales outlets have the greatest potential for alcohol-related harm, due to their cheaper product, large volumes obtainable, accessibility for under-age drinkers, and the absence of control over the final recipient (Forsyth and Davidson 2010).

Whether the application is accepted or not, we ask that a condition of awarding a premises licence is that staff clearly understand how to recognise problem drinking (as distinct from drunkenness), and know where to direct customers for help and support if required. NHS Shetland can provide small cards and information which we suggest should be clearly displayed in any premises that sell alcohol.

Fire Board Comments:

No objections.

<u>Applicant</u>	<u>Premises</u>	<u>Proposed Variation</u>	
(c) Mr Dominic Mann Shetland FM Limited Sella Ness Accommodation & Worksite Facility Sella Ness Industrial Estate Sullom Voe Shetland ZE2 9QR	Sella Ness Accommodation & Worksite Facility Sella Ness Industrial Estate Sullom Voe Shetland ZE2 9QR	To increase the premises on sale hours.	
		<u>Current Hours</u>	<u>Proposed Hours</u>
		Monday 7pm – 11pm	Monday 1pm – 12 midnight
		Tuesday 7pm – 11pm	Tuesday 1pm – 12 midnight
		Wednesday 7pm – 11pm	Wednesday 1pm – 12 midnight
		Thursday 7pm – 11pm	Thursday 1pm – 12 midnight
		Friday 7pm – 12 midnight	Friday 1pm – 12 midnight
		Saturday 4.30pm – 12 midnight	Saturday 1pm – 1am
		Sunday 4.30pm – 11pm	Sunday 1pm – 12 midnight

Application continued from 10<sup>th</sup> May 2016 meeting to allow for applicant to address the following questions:

- Confirmation of who is to be permitted access to the premises; whether it is intended to be open to the general public during the extended period, or is to be restricted to a particular staff group; and
- Whether the extension of opening hours results in overprovision of licensed premises in the area.

LSO comments: No objections. The proposed hours remain within the permitted core hours.

Police comments: No objections.

Building Standards comment: No objections.

Community Council comments: None received.

Health Board Comments: None received.

Fire Board Comments: No objections.

**2. Applications for Occasional Licence**

<u>Applicant</u>	<u>Premises</u>	<u>Hours Applied For</u>	<u>Event or Occasion</u>
(a) Burravoe Public Hall Committee	Weaving Shed, Barrel Store & surrounding field Brough Burravoe Yell Shetland	5pm Friday 10 June 2016 – 1am Saturday 11 June 2016. 11am Saturday 11 June 2016 – 2am Sunday 12 June 2016. 2pm – 8pm Sunday 12 June 2016.	Sailing regatta, carnival, live music events, barbeque, treasure hunt and cross country race.

LSO comments:

As Licensing Standards Officer, I have the following comments regarding this application:

- The times requested for the sale of alcohol on the premises are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board’s Statement of Licensing Policy, relating to extended hours and licensed premises, state that extended hours may be considered appropriate in the case of a special event of local or national significance.
- The Licensing Board may wish to consider if this event meets the criteria of a special event of local or national significance and also allow extended opening hours until 2am.

Police comments:

No objections

(b) Shetland Accordion & Fiddle Club	Islesburgh Community Centre King Harald Street Lerwick Shetland ZE1 0EQ	11am Thursday 6 October 2016 – 2am Friday 7 October 2016	Shetland Accordion & Fiddle Festival
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LSO comments:

As Licensing Standards Officer for the area I have the following comments:

- The times requested for the sale of alcohol on the premises (apart from Saturday 8 October 2016) are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board’s Statement of Licensing Policy, relating to extended hours and licensed premises, state that extended hours may be considered appropriate in the case of a special event of local or national significance.

- The Licensing Board may wish to consider that the event, meets the criteria of a special event of local or national significance and allow extended opening hours until 2am as it has in previous years.

Police comments: No objections.

(c)	Shetland Accordion & Fiddle Club	Islesburgh Community Centre King Harald Street Lerwick Shetland ZE1 0EQ	11am Friday 7 October 2016 – 2am Saturday 8 October 2016	Shetland Accordion & Fiddle Festival
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LSO comments: As Licensing Standards Officer for the area I have the following comments:

- The times requested for the sale of alcohol on the premises (apart from Saturday 8 October 2016) are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board’s Statement of Licensing Policy, relating to extended hours and licensed premises, state that extended hours may be considered appropriate in the case of a special event of local or national significance.
- The Licensing Board may wish to consider that the event, meets the criteria of a special event of local or national significance and allow extended opening hours until 2am as it has in previous years.

Police comments: No objections.

(d)	Shetland Accordion & Fiddle Club	Islesburgh Community Centre King Harald Street Lerwick Shetland ZE1 0EQ	11am – 4pm Saturday 8 October 2016	Shetland Accordion & Fiddle Festival
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LSO comments: As Licensing Standards Officer for the area I have the following comments:

- The times requested for the sale of alcohol on the premises (apart from Saturday 8 October 2016) are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board’s Statement of Licensing Policy, relating to extended hours and licensed premises, state that extended hours may be considered appropriate

in the case of a special event of local or national significance.

- The Licensing Board may wish to consider that the event, meets the criteria of a special event of local or national significance and allow extended opening hours until 2am as it has in previous years.

Police comments: No objections.

(e)	Shetland Accordion & Fiddle Club	Islesburgh Community Centre King Harald Street Lerwick Shetland ZE1 0EQ	11am Sunday 9 October 2016 – 2am Monday 10 October 2016	Shetland Accordion & Fiddle Festival
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LSO comments: As Licensing Standards Officer for the area I have the following comments:

- The times requested for the sale of alcohol on the premises (apart from Saturday 8 October 2016) are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board's Statement of Licensing Policy, relating to extended hours and licensed premises, state that extended hours may be considered appropriate in the case of a special event of local or national significance.
- The Licensing Board may wish to consider that the event, meets the criteria of a special event of local or national significance and allow extended opening hours until 2am as it has in previous years.

Police comments: No objections.

(f)	Shetland Accordion & Fiddle Club	Islesburgh Community Centre King Harald Street Lerwick Shetland ZE1 0EQ	11am – 4pm Monday 10 October 2016	Shetland Accordion & Fiddle Festival
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LSO comments: As Licensing Standards Officer for the area I have the following comments:

- The times requested for the sale of alcohol on the premises (apart from Saturday 8 October 2016) are until 2am which is outwith the normal licensing hours of 1am.
- Sections 12.7 and 12.8 of the Licensing Board's Statement of Licensing Policy, relating to

extended hours and licensed premises, state that extended hours may be considered appropriate in the case of a special event of local or national significance.

- The Licensing Board may wish to consider that the event, meets the criteria of a special event of local or national significance and allow extended opening hours until 2am as it has in previous years.

Police comments: No objections.

(g)	Graham Hughson	Marquee at Linkshouse Mid Yell Shetland ZE2 9BT	11am-11pm Friday 17 June 2016 – Sunday 19 June 2016	Annual Regatta
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LSO comments: No objections

Police comments: No response