

Shetland Islands Area Licensing Board
Council Chamber, Town Hall, Lerwick
Thursday 18 January 2018 at 10 a.m.

M Bell A Cooper
S Leask I Scott
G Smith B Wishart

Apologies:

C Hughson C Smith

In Attendance (Officers):

S Brunton, Depute Clerk to the Board
Inspector D Livitt, Police Scotland
D Manson, Licensing Standards Officer
L Malcolmson, Committee Officer

Chairperson

Mr I Scott, Convener to the Board, presided.

Circular

The circular calling the meeting was held as read.

Declarations of Interest

Mr G Smith declared an interest in item 1(2(a)) "Extension of Licensed Hours – Sandwick Social Club" and advised that he would leave the Chamber during consideration of the application.

1. Application under the Licensing (Scotland) Act 2005

1.	<u>Application for a Premises Licence</u>	<u>Decision</u>
(a)	<p><u>Saffron</u></p> <p>The Depute Clerk to the Board introduced the application listed and advised on the procedures to be followed. She highlighted that there had been a discrepancy in capacity figures between the operating plan and the application but the Licensing Standards Officer (LSO) confirmed that the higher figure was still below what Building Standards had indicated. The Board were advised that no representative from Saffron was in attendance to answer any questions.</p> <p>Mr Cooper moved that the Board approve the grant of a Premises Licence, seconded by Mr Leask.</p>	GRANTED

(Mr G Smith left the Chamber)

2.	<u>Extension of Licensed Hours</u>	
(a)	<p><u>Sandwick Social Club</u></p> <p>The Depute Clerk to the Board introduced the application listed. Members noted that this was the same terms as last year's application.</p> <p>Mr Bell moved that the Board approve the grant of an</p>	GRANTED

	Extension of Licenced Hours, Mr Cooper seconded.	
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2. Licensing (Scotland) Act 2005 – Three Year Policy Statement – 2018/2021 – Overprovision Statement

The Board considered a report by the Depute Clerk to the Board, which presented the Three Year Policy Statement, under the Licensing (Scotland) Act 2005, for approval.

The Depute Clerk to the Board introduced the report and advised on the consultation process and timescale for completing the consultation and presenting the final Three Year Policy Statement for approval by 4 November 2018. The Depute Clerk to the Board also commented on the changes made prior to consultation and sought confirmation from Members on whether they wished a complete re-write of the Policy Statement or if consultation should be based on the version presented as an appendix to the report.

Comment was made that the last Three Year Policy Statement had served the Board and Community well and that it had given licensees an understanding of what they could expect from the decision making process and allowed the Board to be consistent. It was suggested that the most subjective matter that would be raised by consultees would be overprovision but that the practicalities of the policy was good and straight forward. Further comment was made that at recent training in Inverness the trainer had commended Shetland's Three Year Policy Statement and that it was agreed that it would be a good basis to build on for the next consultation.

At the request of Members the Depute Clerk to the Board agreed that a tracked changes version of the Policy Statement would be emailed to Members after the meeting, to clearly show what changes had been made.

During further discussion it was noted that there had been an issue during the last Board whereby occasional licenses had been used on a regular basis to meet a need over the summer but a full licence had not been applied for. It was suggested that this was a matter that the Board required robust justification for allowing but that the discussion would develop through the consultation.

It was also suggested that the consultation period did not need to be as long as indicated and that to provide focus to the consultees the period should be reduced to around three months. Following some discussion the Board agreed, on the motion of Mr G Smith, seconded by Mr Leask, that the Board approve the recommendations contained in the report with the consultation process to be concluded by 31 May 2018 allowing earlier implementation of the Three Year Policy Statement.

The meeting concluded at 10.20am

Convener