

Shetland Islands Area Licensing Board

Council Chamber, Town Hall, Lerwick

Tuesday 26 September 2017 at 10am

Present:

M Bell
A Cooper
I Scott
D Simpson
B Wishart

Apologies:

C Hughson
C Smith
G Smith

In Attendance (Officers):

P Wishart, Solicitor
D Manson, Licensing Standards Officer
S Moar, Licensing Standards Officer
Acting Insp. Brill, Police Scotland
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 Cooper declared an interest in item 1.2a "Application for Variation other than a Minor Variation of Premises Licence - Sella Ness Lodge", as Chair of the Delting Community Council but advised that when Delting Community Council considered the application, he absented himself and did not take part. Mr Cooper said therefore that he would take part in discussion today.

1. Application under the Licensing (Scotland) Act 2005

1.	Application for Premises Licence	Decision
(a)	<p><u>Glen Orchy House</u></p> <p>The Solicitor introduced the report and the Board noted that the Police and Licensing Standards Officer (LSO) had no comments or objections. It was pointed out however that there was no bar area marked on the operating plans so if there was an intention to display alcohol this would have to be indicated on their plan.</p> <p>The Board noted that Mrs Howarth, and her representative were present. In response to a question, Mrs Howarth's representative advised that the application was to allow Mrs Howarth to continue on the same licence that her husband held previously and confirmed that there was no intention to display alcohol.</p>	GRANTED

	Mr Cooper moved that the Board approve the grant of a Premises Licence. Ms Wishart seconded.	
2	<u>Application for Variation other than a Minor Variation of Premises Licence</u>	
(a)	<p><u>Sella Ness Lodge</u></p> <p>The Solicitor introduced the report and the Board noted that no representative from the Sella Ness Lodge was present.</p> <p>The Board was advised that there were three variations within the application namely: a change of address; increasing the capacity from 378 to 426; and to provide off sales limited to Shetland Reel products.</p> <p>During consideration of the application, Members noted that the Police and Licensing Standards Officer had no objections but took cognisance of the comments from Delting Community Council and the Health Board. The Solicitor provided the operating plan for the Board to view what display cabinets would be used for the products. The Board acknowledged that the intention was not to do carry outs and was more focussed on the promotion and sale of this local product to residents in the Sella Ness Lodge to take away.</p> <p>Some Members expressed concerns regarding the monitoring of the licence, however Members were reassured that any attempt to sell products other than Shetland Reel would be a variation of the operating plan and a breach of the licence that would then have to come before the Board for review.</p> <p>Mr Scott moved that the Board approve the application for a Variation other than a Minor Variation of a Premises Licence, in its entirety. Ms Wishart seconded, and the Board concurred.</p>	GRANTED

The meeting concluded at 10.25am.

Convener