

**Shetland Islands Area Licensing Board  
Council Chamber, Town Hall, Lerwick  
Monday 16 December 2019 at 10am**

**Present:**

M Bell                    A Cooper  
C Hughson            S Leask  
I Scott                 C Smith  
G Smith

**Apologies:**

None

**In Attendance (Officers):**

Const. N Crehan, Police Scotland  
D Manson, Licensing Standards Officer  
D Robertson, Team Leader – Environmental Health  
P Wishart, Solicitor  
L Malcolmson, Committee Officer

**Also In Attendance:**

A Duncan  
S Flaws  
E Macdonald

**Chairperson**

Mr I Scott, 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**

1.	<b><u>Application for Variation other than a Minor Variation of Premises Licence</u></b>	<b><u>Decision</u></b>
(a)	<p><u>Neil Watt</u> The Solicitor introduced the application and advised that Mr Watt was not present. He explained that the application was to increase the off-sales display area. The Solicitor circulated the plans that demonstrated the variation requested.</p> <p>Mr Leask moved that the Board grant of Variation other than a Minor Variation of Premises Licence. Mrs Hughson seconded.</p> <p>A request was made that future applications for Variation other than a Minor Variation of Premises Licence be presented with more detail in terms of the percentage of space it would take up, ie quarter of the shop. The Solicitor agreed.</p>	<b>GRANTED</b>

2.	<b><u>Application for Extension of Licensed Hours</u></b>	
(a)	<p><u>Neil A Doull</u> The Solicitor introduced the application and advised that Mr A Doull was present to represent the application.</p> <p>Reference was made to the last line of the comments provided by the Licensing Standards Officer and, if approved, whether future applications would be presented to the board. The Solicitor confirmed that the Statement of Licensing Policy allows for future applications to be approved under delegated authority should this initial application be approved by the Board.</p> <p>Mr Cooper noted that the hop rotates between different halls and this is the year for the Sullom and Gunnister Hall to host the hop. He commented that this is a special event for the area of Northmavine and moved that the Board grant the Extension of Licensed Hours. Mr C Smith seconded.</p> <p>Mr Bell expressed his concern, stating he had the same concerns as he had previously in that although the intention was to allow more drinking up time, there was no provision within the legislation beyond 15 minutes drinking up time and the effect of the application was that drinking could continue to 2am.</p> <p>Mr Doull was invited to speak in support of the application and explained that the 2am extension was intended to bring the event to a controlled wind down. He said that the kitchen would be open for food and it would mainly be soft drinks at that time.</p> <p>Mr Bell said that this approval would set a dangerous precedent and moved as an amendment that the Board refuse the Extension of Licenced Hours. There being no seconder the Chair advised that the motion stood and the application was granted.</p>	<b>GRANTED</b>

**The meeting concluded at 10.15am.**

Convener