

Minute

Orkney Islands Area Licensing Board

Thursday, 25 January 2018, 10:30.

Council Chamber, Council Offices, School Place, Kirkwall.



Present

Barbara Foulkes, Alexander G Cowie, Norman R Craigie, Robin W Crichton, Steven B Heddle, J Harvey Johnston and Owen Tierney.

Clerk

- Gavin Mitchell.

In Attendance

Orkney Islands Council:

- David Brown, Environmental Health Manager and Licensing Standards Officer.
- Elaine Sinclair, Legal Clerk.
- Hazel Flett, Senior Committees Officer.

Police Scotland:

- Sergeant Kenny Walker.

Apologies

- Duncan A Tullock.
- Andrew McGinn, former Convener, Local Licensing Forum.

Declarations of Interest

- No declarations of interest were intimated.

Chair

- Barbara Foulkes, Vice Chair.

1. Introduction

Following intimation of apologies, Barbara Foulkes, on behalf of the Board, wished good health and a speedy recovery to the Chair of the Board, Duncan A Tullock.

2. Draft Minute of Meeting held on 12 October 2017

After consideration of the draft Minute of the Meeting of the Orkney Islands Area Licensing Board held on 12 October 2017, copies of which had been circulated, the Board:

Resolved, on the motion of J Harvey Johnston, seconded by Alexander G Cowie, that the Minute of the Meeting of the Orkney Islands Area Licensing Board held on 12 October 2017 be approved as a true record.

3. Mandatory Revocation of Personal Licences

After consideration of a report by the Clerk to the Board, copies of which had been circulated, the Board:

Noted the personal licences, detailed in Appendix 1 to the report by the Clerk to the Board, which had been revoked, in terms of delegated powers, as the licence holders had failed to comply with mandatory refresher training requirements.

4. Review of Statement of Alcohol Licensing Policy – Overprovision

After consideration of a report by the Clerk to the Board, copies of which had been circulated, the Board:

Noted:

4.1. That the Board's current Statement of Alcohol Licensing Policy, adopted on 5 December 2013, required review during 2018.

4.2. That the Statement of Alcohol Licensing Policy must, in particular, include a statement as to the extent to which the Board considered there to be overprovision of licensed premises or licensed premises of a particular description in any locality within the Board's area.

4.3. That the first stage of the process in updating the Statement of Alcohol Licensing Policy was for the Board to determine the locality or localities for the purpose of consultation on the assessment of overprovision.

4.4. That the locality for the purpose of assessing overprovision could be the whole Board area.

The Board resolved:

4.5. On the motion of Steven B Heddle, seconded by J Harvey Johnston, that, for the purposes of consultation on the assessment of overprovision of alcohol licensed premises, the locality should be Orkney as a whole.

4.6. That the Clerk to the Board should undertake statutory consultation on whether or not there was overprovision of alcohol licensed premises within the locality determined by the Board, namely Orkney as a whole.

4.7. That the Clerk to the Board should submit a report, to the meeting of the Board to be held on 3 May 2018, on the outcome of the consultation, referred to at paragraph 4.6 above.

5. Conclusion of Meeting

At 11:00 the Vice Chair declared the meeting concluded.

Signed: Barbara Foulkes.