

ANGUS LICENSING BOARD

MINUTE of SPECIAL HYBRID MEETING of the **ANGUS LICENSING BOARD** held in the Town and County Hall, Forfar on Thursday 19 December 2024 at 11.10am.

Present: Councillors GEORGE MEECHAN, LLOYD MELVILLE, KENNY BRAES, BRENDA DURNO, CRAIG FOTHERINGHAM, ROSS GREIG, JILL SCOTT and BETH WHITESIDE

Councillor MEECHAN, Convener, in the Chair.

1. APOLOGIES

Apologies for absence were intimated on behalf of Councillors Gavin Nicol and Tommy Stewart.

2. DECLARATIONS OF INTEREST AND STATEMENTS OF TRANSPARENCY

Councillor Brenda Durno made a Statement of Transparency in relation to Item 7, Report No LB55/24 as the applicant was known to her. She indicated that she had not had any discussions with the applicant and would take part in any discussion and voting.

Councillor Craig Fotheringham made a Statement of Transparency in relation to Item 3, Report No LB51/24 as the family objecting to the application were known to him. He indicated that he would take part in any discussion and voting.

3. PREMISES LICENCES – REQUEST TO VARY UNDER THE LICENSING (S) ACT 2005

There was submitted Report No LB51/24 by the Clerk presenting an application to vary a premises licence under Section 29 of the Licensing (Scotland) Act 2005, which required to be determined by the Board, as detailed in the Appendix to the Report.

(a) **Monifieth Golf Club, 8 Princess Street, Monifieth DD5 4AW**

The Board considered an application from Monifieth Golf Club to vary a premises licence (on sales) in respect of premises at Monifieth Golf Club, 8 Princess Street, Monifieth to allow them to vary the operating plan to: -

- (i) add outdoor drinking within core hours;
- (ii) increase the capacity from 120 persons to 172 persons (120 indoors and 52 outdoors); and
- (iii) amend the layout plan to extend the premises licence to include an outside seating area.

Ms Hunter, a representative for the applicant was present and addressed the Board during which she advised that the Club had not realised that they were not licensed for the external area and would be happy to accommodate the objector's concerns and make some adjustments to the external area so that no noise nuisance or smoking would cause them concern.

Mrs Jack, the objector's daughter then addressed the Board on her mother's behalf and explained her concerns and welcomed the opportunity to worked together with the Club on the issues raised.

The Building Standards Manager and the Manager, Environmental & Consumer Protection addressed the Board.

Following much discussion, Ms Hunter then summed up.

The Board agreed that the application be granted subject to the external drinking conditions detailed in paragraph 11.4 of the Board's Statement of Licensing Policy.

4. REVIEW OF PREMISES LICENCES

With reference to Article 7 of the minute of meeting of this Board of 14 November 2024, there was submitted Report No LB 52/24 by the Clerk presenting Premises Licences under the Licensing (Scotland) Act 2005 (“the 2005 Act”) for review due to non-payment of Annual fees as detailed in Appendix 3 to the Report.

The Clerk provided an update and advised members that The Milton Hotel, Grange Road, Monifieth (Licence no 333) had now paid their annual fees.

The Board agreed: -

- (i) to note that The Retreat, Tarfside, Glenesk, Brechin and Grey Harlings, 5 Traill Drive, East Links, Montrose had both surrendered their premises licences as detailed in Appendix 1 to the Report;
- (ii) to note that the Daily Grind, 1B Millgate, Arbroath had ceased trading as detailed in Appendix 2 to the Report;
- (iii) to note that The Milton Hotel, Grange Road, Monifieth (Licence no 333) had now paid their annual fees; and
- (iv) having been satisfied that a ground for review was established, in that the annual fees of these premises remained unpaid, agreed to conduct a hearing to review the premises licences listed in Appendix 3 of the Report: -

(a) Pucci’s, 24-30 Murray Street, Montrose (Licence no 2)

The Clerk provided an update to Board members regards Pucci’s, 24-30 Murray Street, Montrose (Licence no 2) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

(b) Steeplejacks, 178 High Street, Montrose (Licence no 25)

The Clerk provided an update to Board members regards Steeplejacks, 178 High Street, Montrose (Licence no 25) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

(c) Brechin Arms, 44 St David Street, Brechin (Licence no 121)

The Clerk provided an update to Board members regards Brechin Arms, 44 St David Street, Brechin (Licence no 121) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

(d) The Quayside, 14 Trinity Road, Brechin (Licence no 135)

The Clerk provided an update to Board members regards The Quayside, 14 Trinity Road, Brechin (Licence no 135) and informed the Board that the licenceholder had advised that he no longer required the licence.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(e) Keystore, 34/36 Dundee Street, Carnoustie (Licence no 156)

The Clerk provided an update to Board members regards Keystore, 34/36 Dundee Street, Carnoustie (Licence no 156) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

(f) The Railway Inn, 1 Gardyne Street, Friockheim (Licence no 310)

The Clerk provided an update to Board members regards The Railway Inn, 1 Gardyne Street, Friockheim (Licence no 310) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

(g) Nisa Local, 25 Fisheracre, Arbroath (Licence no 445)

The Clerk provided an update to Board members regards Nisa Local, 25 Fisheracre, Arbroath (Licence no 445) and advised that no reply had been received from the licence holders.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

5. PREMISES LICENCE – REQUEST TO EXTEND HOURS UNDER THE LICENSING (S) ACT 2025

There was submitted Report No LB 53/24 by the Clerk presenting an application to extend the licensed hours in respect of a premises licence under the Licensing (Scotland) Act 2005, which required to be determined by the Board, as detailed in the Appendix to the Report.

(a) Central Bar, 103 Brothock Bridge, Arbroath

The Board considered an extended hours licence application received from Morrison & Mutch Property Investments Ltd in respect of Central Bar, 1-3 Brothock Bridge, Arbroath for the following dates and hours: -

Monday 24 December 2024	11.00 to 01.00
Tuesday 25 December 2024	11.00 to 01.00
Wednesday 26 December 2024	11.00 to 01.00
Thursday 27 December 2024	11.00 to 01.00
Friday 28 December 2024	11.00 to 02.00
Saturday 29 December 2024	11.00 to 02.00
Sunday 30 December 2024	11.00 to 01.00
Monday 30 December 2024	11.00 to 01.00
Tuesday 31 December 2024	11.00 to 01.00
Wednesday 1 January 2025	11.00 to 01.00
Thursday 2 January 2025	11.00 to 01.00

Ms McColl, the applicant's agent was present and addressed the Board and advised that her client was seeking extensions in respect of the Christmas and New Year period which she classed as a special event of national significance.

Discussion took place and members determined that this event was a special event of national significance.

The Board agreed to grant the application.

6. PREMISES LICENCE – NOTICE OF CONVICTION

There was submitted Report No LB 54/24 by the Clerk advising the Board of correspondence in relation to a premises licence received by the Clerk giving notification of a conviction which required to be determined by the Board as detailed in the Appendix to the Report.

(a) Premises Licence – Asda Store, St James Road, Forfar and Asda Store, Westway Retail Park, Arbroath

The Board considered the correspondence received from Gosschalks, the Licence Holder's agent dated 11 November 2024 giving notice of convictions regarding Asda Stores Ltd and two notices received from the Chief Superintendent, Police Scotland dated 19 November 2024.

The Board agreed to note that no further action could be taken in relation to the conviction.

At this point in the meeting, the Board agreed that the live stream of the meeting be stopped during consideration of the following item, so as to avoid the possible disclosure of sensitive third party information however, it was noted that the meeting was open to the public to attend in person.

7. PROVISIONAL PREMISES LICENCE APPLICATION – UNDER THE LICENSING (SCOTLAND) ACT 2005

There was submitted Report No LB 55/24 by the Clerk on an application received for a new provisional premises licence under the Licensing (Scotland) Act 2005, which required to be determined by the Board as detailed in the Appendix to the Report.

(a) Morriattis (formerly Buicks Lounge Bar), Lochlands Street, Arbroath, DD11 3AB

With reference to Article 13 of the minute of meeting of this Board of 14 November 2024, the Board considered an application from Twenty-One Trading Co Ltd, Level 2, 31 St Albert Square, Meadowside, Dundee for the grant of a provisional premises licence (on sales) in respect of premises at Morriattis (formerly Buicks Lounge Bar), Lochlands Street, Arbroath.

Mr Finlay, a representative for the applicant was present and addressed the Board. Copies of the noise management plan had been submitted to members prior to the meeting. Members then asked questions of Mr Finlay.

Mr Firth, an objector was present and addressed the Board on his concerns. He also received a copy of the noise management plan.

The Licensing Standards Officer then addressed the Board.

Mr Finlay then summed up.

The Board agreed that the application be granted subject to the external drinking conditions detailed in paragraph 11.4 of the Board's Statement of Licensing Policy.