

Minute

Orkney Islands Area Licensing Board

Thursday, 5 October 2023, 11:00.

Council Chamber, Council Offices, School Place, Kirkwall.



Present

Duncan A Tullock, David Dawson, Steven B Heddle, Rachael A King, W Leslie Manson, Gwenda M Shearer and Owen Tierney.

Clerk

- Gavin Mitchell.

In Attendance

Orkney Islands Council:

- Hazel Flett, Service Manager (Governance).
- Stuart Bevan, Solicitor.
- Nick Long, Licensing Standards Officer.
- Elaine Sinclair, Legal Clerk.

Police Scotland:

- Sergeant Eric Bruce.

Observing

- Lillian Rendall, Legal Clerk.

Apology

- Kristopher D Leask.

Declarations of Interest

- No declarations of interest were intimated.

Chair

- Duncan A Tullock, Convener.

1. Draft Minute of Meeting held on 6 July 2023

After consideration of the draft Minute of the Meeting of the Orkney Islands Area Licensing Board held on 6 July 2023, copies of which had been circulated, the Board:

Resolved, on the motion of Duncan A Tullock, seconded by David Dawson, that the Minute of the Meeting of the Orkney Islands Area Licensing Board held on 6 July 2023 be approved as a true record.

2. Application for Variation of Premises Licence

Jennifer A McLeod – Deerness Stores, Deerness

Jennifer A McLeod, applicant, was present during consideration of this item.

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

Noted:

2.1. That a premises licence had been held at Deerness Stores, Deerness, since 1 September 2009, firstly by Dionne J Butcher and then by Jennifer A McLeod.

2.2. That, on 23 December 2022, Jennifer A McLeod submitted an application for a variation of the premises licences in respect of Deerness Stores, Deerness, which sought the following:

- Relocation of the off-sale alcohol display area in the redeveloped shop on the site, retaining the same capacity of 8 square metres.

2.3. That no objections or representations had been received in relation to the application from Jennifer A McLeod for a variation of the premises licence in respect of Deerness Stores, Deerness.

Jennifer A McLeod confirmed she had nothing further to add to her application for a variation of the premises licence in respect of Deerness Stores, Deerness, and, on the motion of Duncan A Tullock, seconded by David Dawson, the Board:

Resolved:

2.4. That the application from Jennifer A McLeod for a variation of the premises licence in respect of Deerness Stores, Deerness, be granted as follows:

- Relocation of the off-sale alcohol display area in the redeveloped shop on the site, retaining the same capacity of 8 square metres.

3. Alcohol Licensing and Gambling – Functions Report

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

Noted the report in relation to the exercise of the Board's functions in terms of the Gambling Act 2005 and the Licensing (Scotland) Act 2005, for the period from 1 July 2022 to 30 June 2023, attached as Appendix 1 to the report by the Clerk to the Board.

4. Equalities Mainstreaming and Outcomes

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 Equality Outcomes were published in September 2018.

The Board scrutinised:

4.2. The final progress report in respect of the Equalities Mainstreaming and Equality Outcomes, as set out on pages 17 to 30 of the report attached as Appendix 1 to the report by the Clerk to the Board, and obtained assurance that the Board had made progress against the Equality Outcomes.

The Board resolved:

4.3. That the Equalities Mainstreaming and Outcomes Report, incorporating Equality Outcomes for the period 2023 to 2027, attached as Appendix 1 to this Minute, be approved in so far as it related to the remit of the Orkney Islands Area Licensing Board.

5. Review of Statement of Alcohol Licensing Policy

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

Noted:

5.1. That, on 1 June 2023, the Board resolved that the Clerk to the Board should undertake statutory consultation in respect of the Board's Statement of Alcohol Licensing Policy.

5.2. That the statutory consultation process was undertaken during the period 22 June to 25 August 2023, with the outcome detailed in section 6 of the report by the Clerk to the Board.

The Board resolved:

5.3. That the revised Statement of Alcohol Licensing Policy, attached as Appendix 2 to this Minute, be adopted.

6. Conclusion of Meeting

At 11:21 the Convener declared the meeting concluded.

Signed: Duncan A Tullock.