

HIGHLAND LICENSING BOARD

Minute of the meeting of the Highland Licensing Board held in the Council Chamber, Council Headquarters, Glenurquhart Road, Inverness on Monday 20 June 2022 at 2.30pm.

Present:

Mr C Birt, Mr J Bruce, Mr J Grafton, Ms J Hendry, Mr S Kennedy, Ms E Knox, Mr D Macpherson, Mr D Millar, Mr P Oldham, Mr K Rosie.

In Attendance:

Ms C McArthur, Clerk to the Board
Mr G Cameron, Licensing Standards Officer
Mrs A MacArthur, Administrative Assistant
Ms A Macrae, Committee Administrator

Also In Attendance:

Item 10.1: Ken Charleson, managing director
Item 10.2: Caroline Loudon, solicitor
Item 10.5: Jason Watts, applicant
Item 12.2: Andrew Hunter, solicitor
Item 12.3: Caroline Loudon, solicitor
Item 12.4: Caroline Loudon, solicitor
Item 12.6: Caroline Loudon, solicitor

Briefing on Protocol for Webcasting of Meetings

The Clerk advised the Board that the meeting would be filmed and broadcast over the internet on the Highland Council website and would be archived and available for viewing for 12 months.

1. Apologies for Absence Leisgeulan

There were no apologies for absence.

2. Declarations of Interest Foillseachaidhean Com-pàirt.

There were no declarations of interest.

3. Election of Convener Cur Neach-gairm an Dreuchd

The Clerk advised that in terms of paragraph 6 of Schedule 1 to the Licensing (Scotland) Act 2005 the Board must, at their first meeting after the election of members of the Board, elect one of their members as Convener of the Board.

The Clerk then invited nominations for the position of Convener.

Mrs J Hendry was nominated by Ms E Knox and this was seconded by Mr P Oldham.

Mr D Macpherson was nominated by Mr J Bruce and this was seconded by Mr J Grafton.

In a vote between the two candidates, Mrs J Hendry received 6 votes and Mr D Macpherson received 3 votes.

It was therefore **AGREED** that Mrs J Hendry should be appointed as Convener of the Board, the votes having been cast as follows:-

Votes for Mrs J Hendry:

Mr C Birt, Mrs J Hendry, Mr S Kennedy, Ms E Knox, Mr D Millar, Mr P Oldham.

Votes for Mr D Macpherson:

Mr J Bruce, Mr J Grafton, Mr D Macpherson.

**4. Election of Vice-Convener
Cur Iar-Neach-Gairm an Dreuchd**

The Clerk then invited nominations for the position of Vice-Convener.

Ms E Knox was nominated by Mrs J Hendry and this was seconded by Mr P Oldham.

There being no other nominations, the Board **AGREED** to appoint Ms E Knox as Vice-Convener of the Board.

**3. Confirmation of minutes
Dearbhadh a' gheàrr-chunntais**

There was submitted for confirmation as a correct record the minute of the meeting of the Highland Licensing Board held on 25 April 2022.

The Minutes were held as read and **APPROVED**.

**6. The Highland Licensing Board Annual Financial Report 2021-22
Aithisg Ionmhasail Bhliadhnail Bòrd Ceadachd na Gàidhealtachd 2021/22**

There had been circulated Report No **HLB/045/22** by the Clerk to the Board inviting the Board to approve the Board's sixth annual Financial Report for publication in accordance with Section 9B of the Licensing (Scotland) Act 2005.

The Clerk advised that the recommendation to address the surplus shown in the financial statement 2021-22 set out in appendix 1 of the report was that the Board agree to a 10% reduction to the annual fees payable on 1 October 2022 and the creation of an additional Licensing Standards Officer post. The financial position and any required action could be reviewed again next year.

In discussion, the Clerk confirmed that the figures in the financial statement were rounded off. In response, it was suggested a note be included on future financial statements to this effect.

The Board **AGREED** to approve the Board's sixth annual Financial Report for publication in accordance with section 9B of the Licensing (Scotland) Act 2005 and the following recommendation to address the surplus:

- a 10% reduction to the annual fees payable on 1 October 2022; and
- the creation of an additional Licensing Standards Officer post

**7. The Highland Licensing Board Annual Functions Report 2021-22
Aithisg Dhreuchdan Bhliadhnail Bòrd Ceadachd na Gàidhealtachd 2021/22**

There had been circulated Report No **HLB/046/22** by the Clerk to the Board inviting the Board to approve the Board's fifth annual Functions Report for publication in accordance with section 9A of the Licensing (Scotland) Act 2005.

The Board **APPROVED** the Board's fifth annual functions report for publication in accordance with section 9A of the Licensing (Scotland) Act 2005.

**8. Licensing (Scotland) Act 2005
Licences granted under delegated powers
Achd Ceadachd (Alba) 2005
Ceadachdan a bhuilicheadh fo ùghdarras air a thiomnadh**

There had been circulated **Report No HLB/047/22** detailing Licences which have been granted under delegated powers by the Clerk to the Board during the period 14 April 2022 to 8 June 2022 and inviting the Board to note the Report.

The Board **NOTED** the report.

**9. Licensing (Scotland) Act 2005
Occasional licences and extended hours
granted under delegated powers
Achd Ceadachd (Alba) 2005
Ceadachdan Corra-uair agus uairean sìnte a bhuilicheadh fo ùghdarras
air a thiomnadh**

There had been circulated **Report No HLB/048/22** detailing Occasional Licences and Extended Hours Applications which have been granted under delegated powers by the Clerk to the Board during the period 14 April 2022 to 8 June 2022 and inviting the Board to note the Report.

The Board **NOTED** the report.

**10. Licensing (Scotland) Act 2005
Applications for new premises licences
Achd na Ceadachd (Alba) 2005
Larrtas airson cheadachdan thogalaichean ura**

10.1 Ref: HC/INBS/668

Applicant: Hebridean Island Cruises Ltd, Kintail House, Carleton New Road, Skipton, North Yorkshire, BD23 2DE

Premises: Lord of the Highlands (A Ship), Muirtown Basin, Caledonian Canal, Inverness, IV3 5LE

Type: on sales

There had been circulated **Report No HLB/049/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the premises licence subject to the mandatory conditions and the local condition set out at 7.2 of the report.

10.2 Ref: HC/INBS/669

Applicant: Matthew's Foods (Scotland) Limited, Unit 1, 230-260 Garscube Road, Glasgow, G4 9RR.

Premises: Matthew's Foods, 21A Harbour Road, Inverness, IV1 1SY

Type: off sales

There had been circulated **Report No HLB/050/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the premises licence subject to the mandatory conditions only.

10.3 Ref: HC/RSL/2004

Applicant: Aska Marine Ltd, Torghrinn, Church Road, Kyle of Lochalsh, IV40 8DD

Premises: Fishermans Kitchen, Kyle Prospect, Ferry Road, Kyle of Lochalsh, IV40 8AF

Type: On sales and off sales

There had been circulated **Report No HLB/051/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the premises licence subject to the mandatory conditions and the local condition set out at 7.2 of the report.

10.4 Ref: HC/RSL/2005

Applicant: Nigel and Julie Traynor, Uircheann Rìgh, 28 Anaheilt, Strontian, PH36 4JA

Premises: Uircheann Rìgh, 28 Anaheilt, Strontian, PH36 4JA

Type: on sales

There had been circulated **Report No HLB/052/22** by the Clerk which invited Board to determine the application.

The Board **AGREED** to **GRANT** the premises licence subject to the mandatory conditions only.

10.5 Ref: HC/CSR/2006

Applicant: Jason Watts and Lynn Watts

Premises: Forse of Nature, Forse House, Latheron

Type: On and Off Sales

There had been circulated **Report No HLB/053/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the premises licence subject to the mandatory conditions and the local condition set out at 7.2 of the report.

11. Licensing (Scotland) Act 2005

Applications for provisional premises licences

Achd Ceadachd (Alba) 2005

Iarrtas airson ceadachdan thogalaichean le cumha

11.1 Ref: HC/CSR/2007

Applicant: Kurt Larson

Premises: Ardoch Cottage, Ardoch Estate, Kishorn

Type: On Sales

There had been circulated **Report No HLB/054/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the provisional premises licence subject to the mandatory conditions and the local condition set out at 7.2 of the report.

12. Licensing (Scotland) Act 2005

Applications for variation (major) to premises licences

Achd Ceadachd (Alba) 2005

Iarrtasan airson Caochladh (Mòr) a thaobh ceadachdan thogalaichean

12.1 Ref: HC/INBS/0042

Applicant: Alhama UBB Limited

Premises: Uncle Bob's Bar, 1 High Street, Nairn, IV12 4AG

Type: On-sales

There had been circulated **Report No HLB/055/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions, existing local conditions and the existing special condition.

12.2 Ref: HC/RSL/1119

Applicant: Motor Fuel Limited per Harper MacLeod, 45 Gordon Street, Glasgow, G1 3PE

Premises: Road to the Isles Filling Station, North Road, Fort William, PH33 6TQ

Type: Off Sales

There had been circulated **Report No HLB/056/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions only.

12.3 Ref: HC/INBS/534

Applicant: C J Lang and Son Ltd, 78 Longton Road, Dundee, DD4 8JU, per TLT Solicitors

Premises: Spar Shop, Unit 1, Culloden Service Station, Culloden, IV2 7NL

Type: off sales

Variation:

There had been circulated **Report No HLB/057/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions only.

12.4 Ref: HC/CSR/0546

Applicant: C J Lang and Son, 78 Longtown Road, Dundee, DD4 8JU per TLT Solicitors

Premises: Spar Foodstore, 2 Dunrobin Street, Helmsdale, KW8 6JA

Type: Off sales

There had been circulated **Report No HLB/058/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions only.

12.5 Ref: HC/CSR/1423

Applicant: Muir of Ord Golf Club

Premises: Muir of Ord Golf Club, Great North Road, Muir of Ord

Type: On and Off Sales

There had been circulated **Report No HLB/059/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions, existing local conditions and the additional local condition set out at 8.2 of the report.

12.6 Ref: HC/CSR/0740

Applicant: C J Lang and Son Limited

Premises: Spar, 8 Main Street, Balintore

Type: Off Sales

There had been circulated **Report No HLB/060/22** by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation to premises licence subject to the mandatory conditions only.

13. Surrender of premises licence
Géilleadh ceadachd togalaich

13.1 Premises: The Hen House, Hill Street, Dingwall

Licence Holder: Sean Kennedy

The Board **NOTED** that the above Premises Licence had been surrendered in terms of section 28(5)(f).

The meeting closed at 3.00pm.
