

HIGHLAND LICENSING BOARD

Minute of the meeting of the **Highland Licensing Board** held in the Council Chamber, Council Headquarters, Glenurquhart Road, Inverness on Tuesday 1 August 2023 at 1.20pm.

Present:

Mr C Birt, Mr J Bruce, Mr S Kennedy, Ms E Knox, Mr D Macpherson, Mr D Millar (items 8.7 to 8.12), Mr P Oldham, Mr K Rosie.

In Attendance:

Mr I Meredith, Clerk to the Board
Mr G Somers, Solicitor
Mr G Cameron, Licensing Standards Officer
Mr I Cox, Licensing Standards Officer
Mr E MacKinnon, Licensing Standards Officer
Ms A Macrae, Senior Committee Officer

Also In Attendance:

Sergeant Paterson, Police Scotland
M Macdonald, Police Scotland

Item 6.1: Kerry Campbell (applicant)
Item 7.2: Sarah Steadman (applicant)
Item 8.1: Louise Ellis (applicant), David Hossack (applicant's agent)
Item 8.2: Lewis Barn (applicant's agent)
Item 8.3: Lewis Barn (applicant's agent)
Item 8.4: Lewis Barn (applicant's agent)
Item 8.6: Peter Lawson (applicant's agent), Peter Carroll (premises manager)
Item 8.7: Craig MacLeod (applicant)
Item 8.8: Jacqui Birrell, (applicant's agent)
Item 8.12: Stephanie Harris (applicant)

Briefing on Protocol for Webcasting of Meetings

Mr P Oldham, Vice-Convener 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

Apologies for absence were intimated on behalf of Mr J Grafton and Mrs J Hendry.

2. Declarations of Interest Foillseachaidhean Com-pàirt.

There were no declarations of interest.

**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 20 June 2023.

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

**4. 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/075/23 by which details all Licences which have been granted under delegated powers to the Clerk during the period 8 June 2023 to 19 July 2023.

The Board **NOTED** the Report.

**5. 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/63/23 detailing Occasional Licences and Extended Hours Applications which had been granted under delegated powers by the Clerk to the Board during the period 8 June 2023 to 19 July 2023.

The Board **NOTED** the Report.

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

6.1 Ref: HC/CSR/2070

Applicant: NCD 1 Limited

Premises: 8 Doors Distillery, John O'Groats

Type: On and Off Sales

There had been circulated Report No HLC/077/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions and local condition (m).

6.2 Ref: HC/INBS/681**Applicant:** Dalwhinnie Service Station Ltd**Premises:** Dalwhinnie Service Station, Dalwhinnie Garage, Dalwhinnie, PH19 1AF**Type:** On and Off Sales

There had been circulated Report No HLC/078/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions only.

6.3 Ref: HC/RSL/2072**Applicant:** Highland Liquor Company**Premises:** Highland Liquor Company Bottle Shop, 55B High Street, Fort William, PH33 6DH**Type:** On and Off Sales

There had been circulated Report No HLC/079/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions only.

7. Licensing (Scotland) Act 2005**Applications for provisional premises licences****Achd Ceadachd (Alba) 2005****Iarrtasan airson ceadachdan thogalaichean le cumha****7.1 Ref: HC/INBS/680****Applicant:** R D & T Limited**Premises:** Aye Eat, 16 High Street, Inverness, IV1 1JQ**Type:** On and off sales

There had been circulated Report No HLC/080/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the application for a provisional premises licence subject to the mandatory conditions only.

7.2 Ref: HC/INBS/682**Applicant:** Caledonian Delicatessen Limited**Premises:** Merchants Delicatessen, 1 Merchant House, Castle Street, Inverness, IV2 3DU**Type:** Off sales

There had been circulated Report No HLC/081/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the application for a provisional premises licence subject to the mandatory conditions only.

8. Licensing (Scotland) Act 2005
Applications for variation (major) to premises licences
Achd Ceadachd (Alba) 2005
Iarrtasan airson Caochladh (Mòr) a thaobh ceadachdan thogalaichean

8.1 Ref: HC/RSL/0778

Applicant: Diageo Scotland Ltd per Morton Fraser LLP, Quartermile Two, 2 Lister Square, Edinburgh, EH3 9GL

Premises: Talisker Distillery, Carbost, Isle of Skye, IV47 8SR

Type: On and off sales

There had been circulated Report No HLB/082/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions and the following special condition:

- The outside areas should be controlled and reasonable efforts must be made so as to minimise potential noise and/or light nuisance to neighbours and any amplified sound to be maintained at a reasonable level. Where there is to be any event in the evenings in external areas involving amplified music, the premises licence holder will consult with Environmental Health in relation to target sound levels.

8.2 Ref: HC/CSR/1925

Applicant: Co-operative Group Food Limited

Premises: Co-op, 100 High Street, Invergordon

Type: Off Sales

There had been circulated Report No HLB/083/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.3 Ref: HC/INBS/418

Applicant: Co-operative Group Food Limited

Premises: Co-op, Shopping Centre, Keppoch Road, Culloden, IV2 7LL

Type: Off sales

There had been circulated Report No HLB/084/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.4 Ref: HC/INBS/547

Applicant: Co-operative Group Food Limited

Premises: Co-op, Monarch's View, Milton Leys, Inverness, IV2 6HF

Type: Off sales

There had been circulated Report No HLB/085/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.5 Ref: HC/INBS/399

Applicant: Rosemount Estates Ltd

Premises: The Imperial, 1 Academy Street, Inverness, IV1 1JN

Type: On and off sales

There had been circulated Report No HLB/086/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions.

8.6 Ref: HC/INBS/25

Applicant: Stonegate Pub Company Limited

Premises: Lauders, 16 Church Street, Inverness, IV1 1EB

Type: On and off sales

There had been circulated Report No HLB/087/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.7 Ref: HC/INBS/04

Applicant: Craig MacLeod

Premises: Innes Bar, 61 Innes Street, Inverness, IV1 1NR

Type: On and off sales

There had been circulated Report No HLB/088/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.8 Ref: HC/CSR/0411

Applicant: DNUK Operator Limited

Premises: Dornoch Hotel, Grange Road, Dornoch, IV25 3LF

Type: On and off sales

There had been circulated Report No HLB/089/23 by the Clerk which invited the Board to determine the application.

The applicant's agent requested that the Licensing Standards Officer's recommended local condition (m) be amended to allow the terminal hour for the open terraced area to the front of the hotel to be extended to 2300 hrs. The

terraced area was adjacent to the hotel and enclosed on three sides, open only to the front, and relatively distant to other premises and local residences. Her client was keen to ensure that noise at the premises was minimised both for neighbours and guests.

The Licensing Standards Officer advised that as the outside terraced area was enclosed with an overhanging roof and three sides he was content that the local condition be amended to so that the terminal hour for this area was extended to 2300 hrs, and on the basis the terminal hour for the other outside areas remained at 2200 hrs.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions and local condition (m) amended as follows:

- After 2200 hrs alcoholic or non-alcoholic drinks shall not be consumed in any outside area, other than open terraced area to the front of the hotel where alcoholic or non-alcoholic drinks shall not be consumed after 2300 hrs.

8.9 Ref: HC/RSL/0433

Applicant: Winchester Foods Scotland Limited

Premises: Ben Nevis Inn, Achintee, Fort William, PH33 6TE

Type: On sales

There had been circulated Report No HLB/090/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions and local condition (k).

8.10 Ref: HC/RSL/1950

Applicant: The Highland Soap Company Limited

Premises: The Highland Soap Company Visitor Centre & Café, Old Inverlochry Castle, North Road, Fort William, PH33 6TQ

Type: On and off sales

There had been circulated Report No HLB/091/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.11 Ref: HC/RSL/0747

Applicant: C J Lang & Son Limited

Premises: Spar, Spean Bridge, PH34 4EP

Type: Off sales

There had been circulated Report No HLB/092/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions only.

8.12 Ref: HC/RSL/0285

Applicant: The Old Forge Community Benefit Society

Premises: The Old Forge Public House, Inverie, Knoydart, PH41 4PL

Type: On and off sales

There had been circulated Report No HLB/093/23 by the Clerk which invited the Board to determine the application.

The Board **AGREED** to **GRANT** the major variation of the premises licence, subject to the existing conditions, and the following local conditions:

- (m) After 2300 hrs alcoholic or non-alcoholic drinks shall not be consumed in any outdoor area.
- (q) The licence holder shall submit to the Board and to Police Scotland, prior to 1 December each year, notice of the dates within the festive period on which it is intended that the premises remain open until the festive period terminal hour stated for that category of premises in the Board's Policy Statement. The premises may remain open until the festive period terminal hour only on those dates for which notice has been given by the licence holder to the Board and to Police Scotland in accordance with this condition.

The meeting closed at 2.25pm.
