

# **MEETING OF RENFREWSHIRE LICENSING BOARD**

**MONDAY 17 SEPTEMBER 2018**

**HELD IN THE COUNCIL CHAMBERS, 2<sup>ND</sup> FLOOR, RENFREWSHIRE HOUSE, COTTON  
STREET, PAISLEY  
AT 10.00AM**

## **AGENDA**

**Councillors Andy Steel, Bill Brown, Jane Strang, Jennifer Adam-McGregor, John Hood, Kevin Montgomery , Marie McGurk, Michelle Campbell, Natalie Don and Scott Kerr**

**Convener – Cllr Andy Steel**

**1. APOLOGIES**

**2. DECLARATIONS OF INTEREST**

**3. LICENSING (SCOTLAND) ACT 2005**

**Pages 1 -2 Applications for Major Variation of Premises Licences to be considered**

**Page 3 Application for Personal Licences to be considered**

**Page 4 Premises Licence Review Hearing**

**Pages 5-14 Applications for Minor Variation – DPM – delegated for noting**

**Pages 15-18 Applications for Minor Variation – delegated for noting**

**Pages 19-25 Applications for Transfer of Premises Licence – delegated for noting**

**Page 26 Applications for Confirmation of Premises Licence – delegated for noting**

**Pages 27-31 Applications for Personal Licences – delegated for noting**

**4. GAMBLING ACT 2005**

**Pages 32- 34 Gambling Applications – delegated for noting**

## **5. ADMINISTRATIVE ITEMS**

- a) **Report by Clerk to the Licensing Board – Delegated list of revocation of personal licences (for members information)**
- b) **Report by Clerk to the Licensing Board – Chief Constable’s Report to the Licensing Board**
- c) **Report by Clerk to the Licensing Board – Extended Hours for the Festive Period 2018/2019**
- d) **Report by Clerk to the Licensing Board – The Gambling Act 2005: Review of Licensing Board’s Statement of Principles**
- e) **Minute of Previous meeting on 18 June 2018 to be agreed**

## RENFREWSHIRE LICENSING BOARD

**Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT**

### Licensing (Scotland) Act 2005

**Variation (Major)(s) - cite**

	<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1	GRILL IN THE PARK 63 HAIRST STREET RENFREW PA4 8QV	KULWANT SINGH C/O TLT LLP DX GW138 GLASGOW	5 July 2018	
2	NIGHT PALACE III 45 OLD SNEDDON STREET PAISLEY PA3 2AN	WAI FUN LEE C/O BRUNTON MILLER SOLICITORS (HELENSBURGH) 20 COLQUHOUN STREET HELENSBURGH G84 8AJ	29 May 2018	
3	RENFREW BOWLING CLUB SANDY ROAD RENFREW PA4 0AA	RENFREW BOWLING CLUB PER DAVID MCDOWALL	2 July 2018	
4	RESTAURANT 30-32 MOSS STREET PAISLEY PA1 1BA	JK PROPERTIES (SCOTLAND) LTD C/O MACDONALD LICENSING DX ED561 EDINBURGH	24 July 2018	

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**Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT**

### Licensing (Scotland) Act 2005

**Variation (Major)(s) - non cite**

Premises	Applicant	Date Received	Comments
1 MORRISONS ANCHOR MILL PAISLEY PA1 1GZ	WM MORRISON SUPERMARKETS PLC C/O GOSSCHALKS SOLICITORS QUEENS GARDENS DX 11902 HULL	30 May 2018	
2 MORRISONS FALSIDE ROAD PAISLEY PA2 6JE	WM MORRISON SUPERMARKETS PLC C/O GOSSCHALKS SOLICITORS QUEENS GARDENS DX 11902 HULL	13 July 2018	
3 THE WALLACE BAR 43 HIGH STREET RENFREW PA4 8QL	CAROL MCCALLION	4 August 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Licensing (Scotland) Act 2005****Personal Licence(s) - cite****Applicant****Date Received****Comments**

1 ANDREW JAMES BREMNER

1 August 2018

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Licensing (Scotland) Act 2005****Premises Licence Review(s) - cite**

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 O'CONNORS IRISH BAR 3 - 5 ST. JAMES STREET PAISLEY PA3 2HL	MISS CHANTEL NG	2 July 2018	

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### Licensing (Scotland) Act 2005

**Variation (Minor)(s) DPM - delegated for noting**

Premises	Applicant	Date Received	Comments
1 ALDI 1A BRIDGEWATER SHOPPING CENTRE BRIDGEWATER PLACE ERSKINE PA8 7AA	ALDI STORES LIMITED C/O TLT LLP DX GW138 GLASGOW	9 May 2018	
2 CO-OP (FORMERLY KNOWN AS CO-OPERATIVE GROUP LIMITED) 20 HIGH BARHOLM KILBARCHAN PA10 2EQ	CO-OPERATIVE GROUP FOOD LIMITED C/O HILL BROWN LICENSING RWF HOUSE 5 RENFIELD STREET GLASGOW	17 May 2018	
3 COSMOPOLITAN 7 NEW STREET PAISLEY PA1 1XU	HAWTHORN LEISURE SCOTCO LIMITED C/O TLT LLP DX GW138 GLASGOW	23 May 2018	

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### Licensing (Scotland) Act 2005

Variation (Minor)(s) DPM - delegated for noting

Premises	Applicant	Date Received	Comments
4 FIVE GUYS UNIT 14 INTU BRAEHEAD SOAR KINGS INCH ROAD RENFREW G51 4BN	FIVE GUYS JV LIMITED C/O BRODIES SOLICITORS 15 ATHOLL CRESCENT EDINBURGH EH3 8HA	10 May 2018	
5 HARVESTER UNIT 14B XSCAPE, BRAEHEAD KINGS INCH ROAD RENFREW PA4 8XQ	MITCHELLS & BUTLER RETAIL LIMITED C/O HILL BROWN LICENSING RWF HOUSE 5 RENFIELD STREET GLASGOW	4 May 2018	
6 HOUSTON INN NORTH STREET HOUSTON PA6 7HF	PUB ENTERPRISES LIMITED C/O BRUNTON MILLER SOLICITORS HERBERT HOUSE 22 HERBERT STREET GLASGOW G20 6NB	26 April 2018	



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### Licensing (Scotland) Act 2005

Variation (Minor)(s) DPM - delegated for noting

Premises	Applicant	Date Received	Comments
7 MANHATTAN'S 51 CAUSEYSIDE STREET PAISLEY PA1 1YN	HAWTHORN LEISURE SCOTCO LIMITED C/O TLT LLP DX GW138 GLASGOW	23 May 2018	
8 SHELL ERSKINE CENTREHOLME ROUNDABOUT ERSKINE RENFREWSHIRE PA8 6EY	SHELL UK OIL PRODUCTS LIMITED C/O LOCKETT & CO 13 CHURCH STREET KIDDERMINSTER WORCESTERSHIRE DY10 2AH	23 May 2018	
9 THE LYNNHURST HOTEL PARK ROAD JOHNSTONE PA5 8LS	MANORVIEW HOTELS LIMITED	17 May 2018	

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**Variation (Minor)(s) DPM - delegated for noting**

Premises	Applicant	Date Received	Comments
1 ANCHOR BAR 23A GAUZE STREET PAISLEY PA1 1ES	PUNCH PARTNERSHIP LIMITED C/O TLT LLP DX GW138 GLASGOW	15 June 2018	
2 CHARLESTON FILLING STATION LONEND PAISLEY PA1 1SU	CERTAS ENERGY UK LIMITED C/O HARPER MACLEOD DX GW86	14 June 2018	
3 DAVID LLOYD LEISURE CLUB COCKLESHILL PARK ARKLESTON ROAD RENFREW PA4 0RA	DAVID LLOYD LEISURE LIMITED C/O JOHN GAUNT & PARTNERS OMEGA COURT 372-374 CEMETERY ROAD SHEFFIELD S11 8FT	31 May 2018	
4 FERRY INN 1 CLYDE STREET RENFREW PA4 8SL	GEORGINA BERRY C/O MILLAR CAMPBELL SOLICITORS 116 BLYTHSWOOD STREET GLASGOW G2 4EG	1 June 2018	

## RENFREWSHIRE LICENSING BOARD

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### Licensing (Scotland) Act 2005

Variation (Minor)(s) DPM -delegated for noting

Premises	Applicant	Date Received	Comments
5 FRANKIE & BENNY'S THE JUNCTION ABBOTSINCH RETAIL PARK WASHINGTON ROAD PAISLEY 5 PA3 4EP	THE RESTAURANT GROUP (UK) LIMITED C/O HARRISON CLARK RICKERBYS SOLICITORS DEANSWAY WORCESTER	28 June 2018	
6 FURY MURRY'S 13 SHUTTLE STREET PAISLEY PA1 1YD	UNIVERSAL BARS LIMITED C/O TLT LLP DX GW138 GLASGOW	23 May 2018	
7 GRYFFE INN 1/3 MAIN STREET BRIDGE OF WEIR RENFREWSHIRE PA11 3NR	GREENE KING RETAILING LTD C/O TLT LLP DX GW138 GLASGOW	18 May 2018	
8 JAM JAR 16 SHUTTLE STREET PAISLEY PA1 1YD	SKINNYMALINKYLONGLEGS LIMITED	26 June 2018	

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Variation (Minor)(s) DPM - delegated for noting

Premises	Applicant	Date Received	Comments
9 LINWOOD FARM 1 HILLHEAD DRIVE LINWOOD C/O PAISLEY PA3 3FE	GREENE KING BREWING & RETAILING LIMITED BELHAVEN PUBS THE BELHAVEN GROUP ATRIUM HOUSE 6 BACK WALK	25 June 2018	
10 THE FILLING STATION UNIT C3 FUN ICE WORKS BRAEHEAD SHOPPING CENTRE KINGS INCH ROAD GLASGOW G51 4BN	THE RESTAURANT GROUP (UK) LIMITED C/O HARRISON CLARK RICKERBYS SOLICITORS 5 DEANSWAY WORCESTER	11 June 2018	
11 THE PHOENIX PARK PEGASUS AVENUE PHOENIX PARK RETAIL ESTATE LINWOOD PAISLEY PA1 2BH	WHITBREAD GROUP PLC C/O JOHN GAUNT & PARTNERS OMEGA COURT 372-374 CEMETERY ROAD SHEFFIELD S11 8FT	19 June 2018	

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Variation (Minor)(s) DPM - delegated for noting

Premises	Applicant	Date Received	Comments
12 TOBY CARVERY 5 BRAILLE CRESCENT RENFREW PA4 0DJ	MITCHELLS & BUTLERS RETAIL LIMITED C/O HILL BROWN LICENSING RWF HOUSE 5 RENFIELD STREET GLASGOW	25 May 2018	
13 TRAVELODGE HOTEL GLASGOW AIRPORT MARCHBURN DRIVE (SANDERLING ROAD) GLASGOW AIRPORT BUSINESS PARK ABBOTSINCH	TRAVELODGE HOTELS LIMITED C/O MORTON FRASER QUARTERMILE TWO 2 LISTER SQUARE EDINBURGH EH3 9GL	25 June 2018	
14 ZAMBRETTO ITALIAN 40-42 OLD SNEDDON STREET PAISLEY PA3 2AP	CRAIG BICKETT	24 May 2018	

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### Licensing (Scotland) Act 2005

**Variation (Minor)(s) DPM - delegated for noting**

Premises	Applicant	Date Received	Comments
1 GLEDDOCH HOUSE HOTEL OLD GREENOCK ROAD LANGBANK PA14 6YE	GLEDDOCH RESORTS LIMITED	4 July 2018	
2 HOLIDAY INN EXPRESS ST ANDREW'S DRIVE GLASGOW AIRPORT PAISLEY PA3 3TJ	ATLAS HOTELS (GLASGOW AIRPORT) LTD C/O GOSSCHALKS SOLICITORS QUEENS GARDENS DX 11902 HULL	23 July 2018	
3 POCKETS 58 STOCK STREET PAISLEY PA2 6NL	MBLL LIMITED	4 July 2018	
4 THE BLACK CART 11 HIGH STREET JOHNSTONE PA5 8JU	WHITE HEATHER LIC LIMITED C/O MILLAR CAMPBELL SOLICITORS 116 BLYTHSWOOD STREET GLASGOW G2 4EG	12 July 2018	

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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
5 U-SAVE 21 GREENOCK ROAD BISHOPTON PA7 5JN	MOHAMMAD ASHRAF C/O HUNTER & ROBERTSON SOLICITORS DX PA16 PAISLEY	25 July 2018	

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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 CO-OP 93 PAISLEY ROAD RENFREW PA4 8LH	CO-OPERATIVE GROUP FOOD LIMITED C/O HILL BROWN LICENSING RWF HOUSE 5 RENFIELD STREET GLASGOW	31 July 2018	



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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 MANHATTAN'S 51 CAUSEYSIDE STREET PAISLEY PA1 1YN	HAWTHORN LEISURE SCOTCO LIMITED C/O TLT LLP DX GW138 GLASGOW	14 May 2018	

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Variation (Minor)(s) - delegated for noting

Premises	Applicant	Date Received	Comments
1 PREMISES 25 NEW STREET PAISLEY PA1 1XU	COLONY NORTHSTAR LUXEMBOURG S.A.R.L C/O DWF SOLICITORS DX 14128 LIVERPOOL	19 June 2018	
2 FURY MURRY'S 13 SHUTTLE STREET PAISLEY PA1 1YD	UNIVERSAL BARS LIMITED C/O TLT LLP DX GW138 GLASGOW	24 April 2018	
3 J & B SCOTLAND PLANT BLYTHSWOOD ESTATE INCHINNAN ROAD RENFREW PA4 9EB	DIAGEO SCOTLAND LIMITED	4 June 2018	

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**Variation (Minor)(s) - delegated for noting**

Premises	Applicant	Date Received	Comments
1 BRAEHEAD TAVERN GREENOCK ROAD INCHINNAN RENFREWSHIRE PA4 9NH	THE BRAEHEAD TAVERN (INCHINNAN) LIMITED	26 June 2018	
2 MORRISONS FALSIDE ROAD PAISLEY PA2 6JE	WM MORRISON SUPERMARKETS PLC C/O GOSSCHALKS SOLICITORS QUEENS GARDENS DX 11902 HULL	5 July 2018	
3 GRILL IN THE PARK 34 MOSS STREET PAISLEY PA1 1BB	N & S PROPERTIES LIMITED C/O TLT LLP DX GW138 GLASGOW	4 July 2018	
4 KEYSTORE EXPRESS (FORMERLY THE VILLAGE SHOP) 21 GREENOCK ROAD BISHOPTON PA7 5JN	MOHAMMAD ASHRAF C/O HUNTER & ROBERTSON SOLICITORS DX PA16 PAISLEY	4 July 2018	

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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 U SAVE KILBARCHAN 8 NEW STREET KILBARCHAN PA10 2LN	MOHAMMED SHEZAD	13 July 2018	

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### Licensing (Scotland) Act 2005

**Transfer(s) - delegating for noting**

Premises	Applicant	Date Received	Comments
1 HANDMADE BURGER COMPANY UNIT C1 GROUND FLOOR BRAEHEAD SHOPPING CENTRE KINGS INCH ROAD RENFREW G51 4BN	THE BURGER CHAIN LTD C/O HILL BROWN LICENSING RWF HOUSE 5 RENFIELD STREET GLASGOW G2 5EZ	24 April 2018	
2 SHOP 15-17 PARK GLADE ERSKINE PA8 7HH	MAHAR NASIR	5 April 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Licensing (Scotland) Act 2005****Variation (Minor) on Transfer(s) -delegated for noting**

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
3 SHOP 15-17 PARK GLADE ERSKINE PA8 7HH	MAHAR NASIR	5 April 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Licensing (Scotland) Act 2005**

Transfer(s) - delegated for noting

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 HARVIES BAR 86 GLASGOW ROAD PAISLEY PA1 3NU	ANNEMARIE SWEENEY	3 May 2018	

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**Licensing (Scotland) Act 2005**

**Transfer(s) - delegated for noting**

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 HAMISHES' HOOSE 45 HIGH STREET PAISLEY PA1 2AH	CAYSON PROMOTIONS LIMITED	11 June 2018	
2 U-SAVE 21 GREENOCK ROAD BISHOPTON PA7 5JN	MIYAH RETAIL LIMITED C/O HUNTER & ROBERTSON SOLICITORS DX PA16 PAISLEY	10 July 2018	



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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
3 HAMISHES' HOOSE 45 HIGH STREET PAISLEY PA1 2AH	CAYSON PROMOTIONS LIMITED	11 June 2018	

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Transfer(s) - delegated for noting

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 ABBOTS INCH ARKLESTON ROAD RENFREW PA4 0RA	PAISLEY INVEST LIMITED C/O ROLLOS DX560567 FIFE	18 July 2018	

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<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
2 ABBOTS INCH ARKLESTON ROAD RENFREW PA4 0RA	PAISLEY INVEST LIMITED C/O ROLLOS DX560567 FIFE	18 July 2018	

## RENFREWSHIRE LICENSING BOARD

**Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT**

### Licensing (Scotland) Act 2005

**Confirmation(s) - delegated for noting**

Premises	Applicant	Date Received	Comments
1 CHARLESTON FILLING STATION LONEND PAISLEY PA1 1SU	CERTAS ENERGY UK LIMITED C/O HARPER MACLEOD DX GW86	11 May 2018	
2 ROMA TO GO / ROMA TO STAY UNITS 3 & 4 19 BRIDGE STREET LINWOOD PAISLEY PA3 3DB	ROMA TO GO LTD C/O BRIAN MCMAHON B MCMAHON CONSULTANCY LIMITED 108 HAGGS ROAD GLASGOW G41 4AT	22 May 2018	

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<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 TARIQ MASOOD KANWAR	15 March 2018	
2 RICHARD ANTONY MCSHANE	22 March 2016	
3 AGATA ANETA SOWA	29 March 2018	
4 RYAN MCGOWAN	29 March 2018	
5 THOMAS MCCULLOCH	5 April 2018	
6 ALISON TURNER	21 March 2018	
7 MONICA BOYD	16 April 2018	
8 JEAN REID	13 April 2018	

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<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 ANDREW ADRIAN OSBORNE	29 November 2017	
2 MARK CHRISTOPHER TAYLOR	22 January 2018	
3 YUSAF FAIZ	31 January 2018	
4 LINDA SMITH	5 April 2018	
5 SUKHDEEP KAUR BENNING	11 April 2018	
6 NICOLA JANET COATS	20 April 2018	
7 VICTORIA MCKELLAR	20 April 2018	
8 BLAIR ALEXANDER WISHART	25 April 2018	
9 DEVON MAE MCGUINNESS	25 April 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Licensing (Scotland) Act 2005****Personal Licence(s) - delegated for noting**

<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 SHARLENE MARIE ANDERSON	2 May 2018	
2 RICHARD DONALD STUART	8 May 2018	
3 YUET MAY MARIA LEE	8 May 2018	
4 JANICE FRANCES OLIVER	14 May 2018	

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<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 WILLIAM MOFFAT	24 May 2018	
2 IAIN GIBSON	25 May 2018	
3 JACK FRANCIS COULTON	30 May 2018	
4 CRYSTAL CLAYTON	4 June 2018	
5 DAVID FRANCIS SMITH	5 June 2018	
6 SHARON WATT	6 June 2018	
7 DONNAMARIE WILSON	7 June 2018	
8 PRZEMYSLAW OTOLSKI	8 June 2018	
9 ANDREW WATT	12 June 2018	



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<b>Applicant</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
10	AMANDA RANKIN	8 June 2018	
11	KATARZYNA JAMES	12 June 2018	
12	DEBBIE SHANKLAND	13 June 2018	
13	MARK ASHE	13 June 2018	
14	CAROL SPENCE	19 June 2018	
15	JOHN MORAN	21 June 2018	
16	CATRINA EDWARDS	21 June 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Gambling Act 2005****Small Lotteries - Full Grant(s) - delegated for noting**

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1 JOHNSTONE PIPE BAND 4 AUCHENGREOCH AVENUE JOHNSTONE PA5 0RJ		1 May 2018	

**RENFREWSHIRE LICENSING BOARD****Meeting 17 September 2018 at 10:00am in Council Chambers, Renfrewshire House, Cotton Street, Paisley, PA1 1TT****Gambling Act 2005****Small Lotteries - Full Grant(s) - delegated for noting**

<b>Premises</b>	<b>Applicant</b>	<b>Date Received</b>	<b>Comments</b>
1	KNIT KNAX KNITTING GROUP 37 HIGH STREET JOHNSTONE PA5 8AJ	5 June 2018	
2	PAISLEY PIRATES SUPPORTERS CLUB 61 LANGCRAIGS DRIVE PAISLEY PA2 8JP	20 June 2018	

## RENFREWSHIRE LICENSING BOARD

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### Gambling Act 2005

**Small Lotteries - Full Grant(s) - delegated for noting**

Premises	Applicant	Date Received	Comments
1	CANINE PARTNERS 7 CALSIDE AVENUE PAISLEY PA2 6DD	23 July 2018	
2	ROYAL SOCIETY FOR THE PROTECTION OF BIRDS (RSPB) LOCHWINNOCH NATURE RESERVE LARGS ROAD LOCHWINNOCH PA12 4JF	25 July 2018	

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- 1. Report by Clerk to the Licensing Board - Delegated list of revocation of personal licences (for members information)**
- 2. Report by Clerk to the Licensing Board - Chief Constable's Report to the Licensing Board**
- 3. Report by Clerk to the Licensing Board - Extended Hours for the Festive Period 2018/2019 under the Licensing (Scotland) Act 2005**
- 4. Report by Clerk to the Licensing Board - The Gambling Act 2005: Review of Licensing Board's Statement of Principles**

**To: RENFREWSHIRE LICENSING BOARD**

**By: CLERK TO THE LICENSING BOARD**

**Date: 17 SEPTEMBER 2017**

**Subject: DELEGATED REVOCATION OF PERSONAL LICENCES**

## **1. SUMMARY**

1.1 Attached as Appendix I is a list of Personal Licences that were revoked under delegated powers on 19 June, 2018, 12 July 2018 and 29 August 2018 where the Personal Licenceholder failed to comply with the requirement to produce evidence of refresher training in terms of Section 87(3) of the Licensing (Scotland) Act 2005.

## **2. RECOMMENDATION**

For Members Information

Contact Officer: - Douglas Campbell (Ext 7172)

**Personal Licence**

<b>No:</b>	<b>PersonalLicence Holder</b>	<b>Status</b>	<b>Date Revoked</b>
RC/1336	Laura Hamilton	Revoked	19/06/2018
RC/1337	Courteney Eaton McAra-Burton	Revoked	19/06/2018
RC/1338	Derek Patrick Nelson	Revoked	19/06/2018
RC/1339	Ian Currie	Revoked	19/06/2018
RC/1340	James Peter Burns	Revoked	19/06/2018
RC/1342	Shrinivash Kumar	Revoked	19/06/2018
RC/1343	Peter Meinen	Revoked	19/06/2018
RC/1344	Linzi Scott	Revoked	19/06/2018
RC/1345	Marissa Louise Gallagher	Revoked	19/06/2018
RC/1346	Paul Edward McCormick	Revoked	19/06/2018
RC/1347	Miranda McAllister	Revoked	19/06/2018
RC/1350	Jenna Sinclair	Revoked	19/06/2018
RC/1352	Alan Wright	Revoked	19/06/2018
RC/1349	Kenneth McEwan	Revoked	12/07/2018
RC/1355	Tracey McNellan	Revoked	12/07/2018
RC/1358	Mark Byrne	Revoked	12/07/2018
RC/1359	Kenneth Wade	Revoked	12/07/2018
RC/1360	Alison Mary Hill	Revoked	12/07/2018
RC/1361	Gordon Dyet	Revoked	12/07/2018
RC/1362	Agnieszka Rabiniak	Revoked	12/07/2018
RC/1366	Ruaridh MacLeod	Revoked	12/07/2018
RC/1368	Calum Paterson	Revoked	12/07/2018
RC/1369	Jacqueline Donaldson	Revoked	12/07/2018
RC/1371	Stephen Harkin	Revoked	12/07/2018
RC/1372	Lyndsey Anderson	Revoked	29/08/2018
RC/1374	Scott John McLean	Revoked	29/08/2018
RC/1375	Andrew McDonagh	Revoked	29/08/2018
RC/1376	Fraser Cumming	Revoked	29/08/2018
RC/1377	Alan Smith	Revoked	29/08/2018
RC/1378	Bernadette Marie Crangle	Revoked	29/08/2018
RC/1379	Graeme Thompson	Revoked	29/08/2018
RC/1380	John McVey	Revoked	29/08/2018

**To: Renfrewshire Licensing Board**

**On: 17 September 2018**

**Report by Clerk to the Licensing Board**

**Chief Constable's Report to the Licensing Board**

**1. Summary**

1.1 Section 12A of the Licensing (Scotland) Act 2005 ("the 2005 Act") requires the Chief Constable, on an annual basis, to provide a report to the Licensing Board setting out the Chief Constable's views about policing in connection with the 2005 Act in the Board's area and any steps taken, or intended to be taken, in that year or the following year, to prevent the sale or supply of alcohol to children or young people in that area.

1.2 Police Scotland have recently provided a report in respect of the above matters for the year to 31 March 2018. A copy of this report is attached as Appendix 1.

1.3 The Board has the power to request the Chief Constable or an officer nominated on his behalf to attend a meeting of the Board to discuss the terms of the report.

**2. Recommendations**

2.1 It is recommended that the Board –

2.1.1. Note the content of the report attached as Appendix 1 to this report.



Kenneth Graham  
Clerk to the Licensing Board







**POLICE  
SCOTLAND**

Keeping people safe

**NOT PROTECTIVELY MARKED****Foreword**

It gives me great pleasure to provide the Annual Licensing Report for 2017/18, in accordance with Section 12(A) Licensing (Scotland) Act 2005.

I would like to acknowledge the contributions made to effective licensing regulation in the past year. Working in partnership is vital to ensure a fair and consistent approach to licensing whilst maintaining a focus on preventing alcohol fuelled violence, disorder and antisocial behaviour. Police Scotland is committed to continuing to work with partners in the 32 Local Authorities across Scotland to achieve positive outcomes.

Over the past year, Police Scotland has continued to achieve success with a focus on prevention, underpinned by early intervention and enforcement. This has only been possible with the support of the many active partnerships that exist in local areas. I will ensure that all officers and staff continue to work with the licensed trade and other key partners, utilising the range of options available to them to achieve improved licensing standards, reducing violence, disorder and antisocial behaviour across Scotland.

On 1<sup>st</sup> May 2018, Minimum Unit Pricing of Alcohol was introduced in Scotland. We will work through the Evaluation Advisory Group to assess the impact of this legislation. The coming year will present many challenges but I am confident that through collaborative working, we will meet these challenges and continue to improve licensing standards and deliver a service to the communities of Scotland.

Mr Iain Livingstone QPM  
Deputy Chief Constable Designate  
Police Service of Scotland

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### **Police Scotland Licensing Overview**

The National Licensing Policy Unit (NLPU) sits within the Specialist Crime Division – Safer Communities based at Dalmarnock Police Office, Glasgow.

The NLPU is responsible for the two tier structure for licensing which supports both national and local priorities. They have overall responsibility for determining and delivering national licensing strategy and policy, by providing advice, guidance and support to divisional licensing teams.

Each of the 13 Local Policing divisions have locally based officers dedicated to the day to day management of licensing administration, complying with statutory requirements as well as addressing any issues that may arise within licensed premises in their local area.

Police Scotland Licensing is supported and governed by a National IT solution known as 'Innkeeper'.

The NLPU and Licensing practitioners within Police Scotland develop partnerships and identify best practice which assist in a better understanding of the challenges faced by the Licensed Trade. This approach enables us to continue to work with local communities and key partners to prevent alcohol related crime and offences.

The NLPU seek to ensure that legislation governing the sale and supply of alcohol is applied consistently across the country and all opportunities are taken to stop the illegal or irresponsible sale, supply or consumption of alcohol with the intention of preventing and reducing crime and disorder.

### **National Perspective**

Our Priorities and Policing Plans continue to be shaped by the objectives contained within Scottish Government's Strategic Objectives and National Outcomes and the Strategic Policing Plans that are delivered locally through single outcome agreements.

Consultation and engagement is combined with our own analysis of the issues that impact on the safety of the public to provide a firm evidence base for local policing teams to prevent crime and disorder and Keep People Safe.

Our National Priorities are

- Violence, disorder and antisocial behaviour
- Serious organised crime
- Counter terrorism and domestic extremism
- Protecting people at risk of harm
- Road safety and road crime
- Acquisitive crime

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### **LICENSING BOARD AREA**

The Licensing Board area is policed by Renfrewshire & Inverclyde Division

Chief Superintendent Gordan Crossan is the Local Police Commander with responsibility for all policing functions.

Chief Inspector Martin Gallagher and Chief Inspector Simon Wright were the Local Area Commanders for Renfrewshire with responsibility for the management of personnel, local service delivery, community engagement and partnership working to ensure local and national priorities are met for the reporting period. From 29 March 2018 Chief Inspector Hazel Scott has replaced Chief Inspector Wright.

Covering an area of 261 sq. km (101 sq. miles), Renfrewshire is bounded by the Firth of Clyde to the north, by East Renfrewshire to the south, by Inverclyde to the west, by North Ayrshire to the southwest, and by the City of Glasgow to the east. Renfrewshire is the ninth smallest Scottish council area in size, the ninth largest in population and the sixth highest in population density, with 54 per cent of its land used for agriculture. About one sixth of the area is developed, primarily for urban use.

Renfrewshire has a diverse economy which has benefited from the presence of Glasgow International Airport. Tourism is developing with historic attractions in Paisley (the Abbey, Town Hall, Coats Observatory, Museum and Art Gallery, and the Sma' Shot Cottages), Kilbarchan (Weavers Cottage), as well as several country parks in the council area. Iconic sites such as the Braehead Shopping Centre, the Soar Complex and Glasgow Airport, attract over 29 million visitors per year.

Renfrewshire has a rich history in effective partnership working which helps to deliver highly successful policing, impacting positively on local communities.

There are currently 435 licensed premises in Renfrewshire, 139 licensed off sales premises, 108 licensed premises for on sales only and 188 licensed premises for both on and off sales.

### **Local Policing Priorities**

The policing priorities for Renfrewshire, identified following public consultation and engagement are as follows;

- Protecting people at risk of Harm
- Serious and Organised Crime
- Violence, Antisocial Behaviour and Disorder
- Road Safety and Road Crime
- Counter Terrorism and Domestic Extremism

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### Senior Officers

The senior officers who hold responsibility for licensing within the area of Renfrewshire are as follows;

Licensing Department;

Head of Department Chief Inspector Elliot Brown.

Licensing Sergeant Jonathan Hay.

### OPERATION OF THE LICENSING (SCOTLAND) ACT 2005

Alcohol misuse, exacerbated by its accessibility, availability and affordability, is commonly acknowledged as a contributory factor in incidents of violence, disorder and antisocial behaviour.

Police Scotland continues to work with its partner agencies, including the licensed trade, to reduce the impact alcohol misuse has on local communities. By working together we can target those who fail or simply refuse to promote responsible trading practices. Together we can improve the safety and wellbeing of people, places and communities in Scotland.

### Partnerships

Partnership working is key to delivering tangible outcomes and we continue to strengthen our relationships with all agencies, community representatives and local residents to ensure our services are co-ordinated, effective and efficient and address the needs of our communities

Some examples of work carried out during the past 12 months include:

- Working with Renfrewshire Council Licensing and Trading Standards officers, a seminar for the Renfrewshire Liquor Licensing Trade was held on the 21<sup>st</sup> November 2017 at The Little Steak House, Sma Shot Lane, Paisley. Premises licence holders, management and staff from all on sale premises were invited to attend the event. Inputs were delivered on drug trends and legal highs, bystanders, Guide Dogs, Renfrewshire Access, protecting people at risk of harm, taxi safety and enforcement, road policing and drink driving, crime scene management, and counter terrorism. This has become an annual event and plans are already in place for next year.
- "The Bar Code" Initiative was developed in conjunction with Renfrewshire Council Trading Standards, I Am Me and Renfrewshire Alcohol and Drugs Partnership. A comprehensive information booklet was sent to every licensed premises in Renfrewshire, offering advice and guidance on duty of care, intoxication prevention tools, identification policies and children and young person policies. The booklet also provided information on the I Am Me

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scheme, the Best Bar None accreditation scheme and advice from the Alcohol and Drugs Partnership.

- The Building Safer & Greener Communities multi-agency tasking group was set up in Renfrewshire in April 2016 to focus on the Building Safer Communities National Strategy of reducing victims of crime and victims of unintentional harm. This is achieved through interventions in key communities to help them build capacity to resolve issues affecting their areas. Analysts from the Renfrewshire Community Safety Partnership select areas for this programme using a range of data including:
  - Drug supply and possession;
  - Crimes of Violence;
  - Public reports of antisocial behaviour and disorder;
  - Environmental issues such as dog fouling, fly tipping, vandalism and graffiti;
  - The Scottish Index of Multiple Deprivation (SIMD).

In 2017/18, the programme was delivered in Erskine. The group worked with the local community to support them in improving their area. During the summer weekends of 2017, the Erskine Youth initiative was implemented. The focus was to educate and inform the community about the dangers of alcohol and increase public confidence and reassurance that Police Scotland and partner agencies are committed to resolving this problem. Police Officers, including plain clothed and cycle patrols; Wardens and Youth Officers were deployed in 'hotspot' areas resulting in several youths under the influence of alcohol and/or drugs being conveyed home to the care of their parents/guardians. This initiative was so successful that it has been replicated in other locations within Paisley including the Town Centre area, Barshaw Park and Gallowhill. Analysis shows incidents of vandalism have reduced by more than half and disorder by nearly one-quarter during the Safer & Greener Communities intervention period in 2017 compared to the previous year.

- Renfrewshire and Inverclyde Division works in partnership with I Am Me and a network of local businesses to create 'Keep Safe' places for disabled, vulnerable, and elderly people when out and about in the community. There are now 165 Keep Safe places in the Division, 20 of them are licensed premises. The Keep Safe Ambassador programme is also going from strength to strength and now has 128 High School Ambassadors, 70 Police Scotland Youth Volunteer Ambassadors, 35 Ambassadors with a learning disability and 50 Keep Safe Ambassador trainers across Scotland. In 2017 I Am Me was awarded the Best Community Project at the Herald Scotland Diversity Awards and the Disability Charity of the Year at the Charity Champions Awards.
- Purple Flag is an accreditation process for towns similar to the Green Flag award for parks and the Blue Flag for beaches. It leads to Purple Flag status

## **NOT PROTECTIVELY MARKED**

for town & city centres that meet or surpass standards of excellence in managing the evening and night time economy (ENTE). It is a positive initiative that indicates where an entertaining, diverse, safe and enjoyable night out can be enjoyed throughout the UK and Ireland. Paisley achieved this status in January 2017 following a review by independent assessors. Police Scotland fully supported the application and as the process involves regular assessment, continues to do so through collaborative working and ensuring the licensing trade adhere to the licensing objectives.

- Street Stuff is a diversionary project which has been running in Renfrewshire since 2009, aimed at diverting young people away from disorder and antisocial behaviour. Over the last two years it has sustained a 65% reduction in reported antisocial behaviour incidents involving youths in areas they visit. The partnership consists of Renfrewshire Council, St Mirren Football Club, Engage Renfrewshire, Police Scotland and Scottish Fire and Rescue Service and offers a range of free activities including football, dance and a youth bus. The program recently received additional funding from the Council to respond to issues identified by the Renfrewshire Tackling Poverty Commission and target areas of poverty and deprivation. 2017 was a very successful year, the programme was awarded the COSLA Excellence Awards in the 'Local matters' category; Community Champion award at ROCCO Business Awards and the Community Engagement category at the Scottish Public Sector Awards.
- Local community police officers undertake dedicated night-time economy policing plan which focuses on alcohol related incidents, antisocial behaviour, violence and drugs misuse. Its objective is to ensure the safety, wellbeing and enjoyment of the public. It provides a targeted and coordinated approach to deter, detect and disrupt antisocial behaviour. Officers engaged in this plan work closely with Community Wardens and Street Pastors.
- The Radiolink system provides a direct link between CCTV operators and various licensed premises within Paisley, ensuring a swift and effective police response to incidents as well as providing reassurance to staff.

### **Problem Solving**

Police Scotland currently have 3 levels for categorising licensed premises that come to our attention:

- Monitored – Premises that require extra support and supervision. This can include premises coming to police attention through incidents or newly opened premises with inexperienced staff. A low key approach is used to address issues before they escalate.
- Intervention – A formal intervention agreement is put in place to improve the safe and legitimate operation of a premises. This intervention plan, which



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contains a list of conditions, is agreed between all parties. The intervention period would last a minimum of three months and be subject to review.

- **Problematic** – Premises deemed problematic will normally be the subject of a premises licence review submission by Police Scotland to the Licensing Board.

Any categorised premises will be subject to regular inspections to ensure compliance and will form part of the tasking regime for the night time economy action plans. All inspections, pro-active, re-active or planned are submitted via the Innkeeper system.

Figures for the period 1<sup>st</sup> April 2017 to 31<sup>st</sup> March 2018 show that 12 premises were monitored and subject to regular inspections. Due to continued negative inspection reports and incidents one of the monitored premises was upgraded to intervention with an extensive list of conditions in place. The intervention was in place for 3 months until 1<sup>st</sup> July 2017 during which time the premises adhered to all conditions and returned to monitored status.

### Summary

Appendices A and B provide details of all crimes/offences detected within Renfrewshire and the volume of applications processed by Police Scotland for licensed premises within Renfrewshire in terms of the Licensing (Scotland) Act 2005, between 1 April 2017 and 31 March 2018.

**Section 1 – Unlicensed sale of alcohol** – No reports were submitted to the Procurator Fiscal against personal licence holders due to failures identified in their compliance with the conditions of their licence.

**Section 22 – Objections and Representations** – There were no premises applications subject to an objection or representation by Police Scotland.

**Section 36 – Review Applications** – There was one premises subject of a review application, however following a hearing at the Licensing Board on 1<sup>st</sup> August 2017, it was determined that the review hearing be continued to allow time for a transfer of premises or change of director to another individual. Following this having been completed, the review was withdrawn by Police Scotland.

**Section 63 – Sale or supply out-with licensed hours** – There were no offences of this nature reported.

**Section 72 – Personal Licence Applications** – During the previous 12 months, Police Scotland made two submissions to the Board recommending refusal. One individual had their licence refused and the other had his licence granted.

**Section 84 – Personal Licence Reviews** – Two individuals were the subject of a personal licence review which was heard by the board. On one occasion no further action taken and on the other, the individual had their licence endorsed.

**Section 94 – Exclusion Orders** – There were no exclusion orders.

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**Section 97 – Closure Orders** – There have been no closure orders.

**Section 111-116 – Drunkenness/Disorder Offences** 31 persons were charged under these sections during this year. Many of the offences were dealt with by means of a Fixed Penalty Notice. The total number of offences recorded under the Licensing (Scotland) Act 2005 has fallen from 44 in 2016-2017 to 31 in 2017-2018.

### PREVENTING THE SALE OR SUPPLY OF ALCOHOL TO CHILDREN OR YOUNG PEOPLE

Police Scotland, in conjunction with partner agencies make a positive impact on outcomes for children and families, by addressing the unlawful sale and supply of alcohol to young persons, by licensed premises or by proxy (agent purchase).

Identifying young people that drink, or those on the periphery of offending through alcohol will allow interventions to be progressed and consistently applied. Parent alert schemes or formal warnings, diversionary activities such as Street Stuff, Police Scotland Youth Volunteers and Street Pastors complement ongoing enforcement activity within our communities.

Police officers attached to the Safer Communities Department routinely provide inputs across schools in Renfrewshire in partnership with local community initiatives and 3<sup>rd</sup> sector organisations. Through Early and Effective Intervention (EEI) we and our partners aim to divert young people from offending, and reduce their need for, or dependence on, alcohol or drugs. Research suggests that the earlier intervention is delivered to a young person the more likely they are to engage and not re-offend. Consideration is also given to the impact of offending upon victims and communities.

The provision of test purchasing in terms of section 105 of the Licensing (Scotland) Act 2005 is a tactic which is used where there is an underlying body of evidence to suggest that alcohol is being unlawfully sold or supplied to a child or young person from a particular off sales premises or that the participating premises are located within an area where all off-sale licensed premises are being subjected to a test purchase operation, in a non-discriminatory manner, to raise awareness in relation to the unlawful sale or supply of alcohol in licensed premises.

Since the 1<sup>st</sup> of April 2017, premises across Renfrewshire were tested on 26 occasions by Police Scotland. During these operations all premises passed with no Licensing Offences detected during the operation and subsequent educational visits by officers.

## **NOT PROTECTIVELY MARKED**

### **TACKLING SERIOUS ORGANISED CRIME (SOC)**

The Serious Organised Crime Taskforce was set up to ensure Scotland can respond robustly to the threat posed by organised crime, identify improvements, and ensure all agencies are working to the same aims to raise public awareness. Membership of the group includes the Solicitor General; the Police Service of Scotland; the Prison Service; Her Majesty's Revenue and Customs (HMRC); National Crime Agency (NCA); Society of Local Authority Chief Executives (SOLACE); Her Majesty's Inspectorate of Constabulary Scotland (HMICS) and Scottish Business Resilience Centre (SBRC).

Its remit is to work together to help deliver the Scottish Government's commitment to tackling serious organised crime by:

- Identifying priorities for tackling serious organised crime (SOC) in Scotland.
- Sharing best practice and improving co-ordination between law enforcement agencies and others;
- Identifying innovative ways of working together and encouraging better ways of working together;
- Developing a coherent Scottish response on reserved and other SOC issues; and
- Making proposals for legislation, research and other measures to tackle SOC.

There are several groups operating within the Renfrewshire area, some of which have connections to the licensed trade, via licensed premises, second hand dealers, tanning salons and car wash facilities. Police Scotland, in conjunction with our partner agencies, have identified innovative ways to disrupt such organisations who are targeted through multi-agency days of action. Whilst it can be difficult to link these groups to serious crimes, targeting other crimes has proven to be a useful tool in disrupting their operations.

### **PROPOSED ACTIVITY FOR THE YEAR AHEAD**

#### **Test Purchase Operations**

Further recruitment of young people will ensure these operations continue to be carried out by Police Scotland throughout 2018 and 2019.

#### **Enforcement Operations**

The Licensing department will continue to plan and co-ordinate multi agency operations with officers from Home Office Immigration Enforcement (HOIE), Her Majesty's Revenue and Customs (HMRC) and Renfrewshire Council targeting all forms of licensed premises and persons within the area.

**NOT PROTECTIVELY MARKED****Licensing Seminar**

This annual event for the Renfrewshire liquor trade will continue to be part of the festive safety campaign. Licensing staff will liaise with partners to identify appropriate topics for discussion as well as a suitable venue.

To conclude we would like to thank you for your continued support and stress the importance of this collaborative, problem solving approach, which ensures that police, licence holders and licensed premises staff have a better understanding of their responsibilities. This strengthens locally-led alcohol licensing practices, in order to preserve order and promote safety and public health.

**NOT PROTECTIVELY MARKED****APPENDIX A**

Licensing (Scotland) Act 2005

Review Applications 1<sup>st</sup> April 2017– 31<sup>st</sup> March 2018

Renfrewshire Board Area

<b>Type of Application</b>	<b>Total</b>
Section 36 Licensing (Scotland) Act 2005 – Application for Review of Premises Licence	1
Section 84 Licensing (Scotland) Act 2005 –Review of Personal Licence (conduct inconsistent with Licensing objectives)	1
<b>Total</b>	<b>1</b>

Licensing (Scotland) Act 2005

Applications Received 1<sup>st</sup> April 2017 – 31<sup>st</sup> March 2018

Renfrewshire Board Area

<b>Type of Application</b>	<b>Total</b>
Premises Licence	10
Provisional Premises Licence	7
Extended Hours	56
Major Variation	22
Minor Variation	87
Occasional Licence	403
Personal Licence	115
Premises Transfer	31
<b>Total</b>	<b>731</b>

**NOT PROTECTIVELY MARKED****APPENDIX B**

Licensing (Scotland) Act 2005

Number of Crimes and Offences 1<sup>st</sup> April 2017 – 31<sup>st</sup> March 2018

Renfrewshire Board Area

<b>Licensing (Scotland) Act 2005</b>	<b>Offence</b>	<b>Total</b>
Section 1(1)	Liquor licensing laws, other offences	0
Section 1(3)	Liquor licensing laws, other offences	0
Section 43(3)&(5)	Liquor licensing laws, other offences	0
Section 52(2)	Liquor licensing laws, other offences	0
Section 102(1)	Sale of alcohol to person under 18 years of age	1
Section 103	Sale of alcohol to person under 18 years of age	0
Section 103(1)	Sale of alcohol to person under 18 years of age	0
Section 104A(1)(B)	Sale of drink to person under 18	1
Section 105(1)	Person under 18 buying excisable liquor or consuming in bar	0
Section 105(4)(A)	Liquor licensing laws, other offences	4
Section 105(4)(B)	Liquor licensing laws, other offences	0
Section 106(1)	Person under 18 buying excisable liquor or consuming in bar	0
Section 111(1)	Licensed persons, other offences	0
Section 111(2)	Drunk and attempting to enter licensed premises	0

**NOT PROTECTIVELY MARKED**

Section 113	Licensed persons, other offences	0
Section 115(1)(a)	Disorderly on licensed premises	15
Section 115(2)	Permitting riotous behaviour in licensed premises	1
Section 116	Refusing to quit a licensed premises	9
<b>Total</b>		<b>31</b>

**To: Renfrewshire Licensing Board**

**On: 17 September 2018**

**Report by Clerk to the Licensing Board**

**Extended Hours for the Festive Period 2018/2019  
under the Licensing (Scotland) Act 2005**

## **INTRODUCTION**

### **1. Policy**

It has been the normal practice of the Renfrewshire Licensing Board to make a policy for extended hours for the festive period. In previous years, this policy was considered at the Board's October quarterly meeting under the Licensing (Scotland) Act 1976 regime and a similar practice has continued under the Licensing (Scotland) Act 2005.

The Board has in terms of its current Statement of Licensing Policy at Paragraph 15.4 set out the following:-

"The Board has an existing practice permitting longer licensed hours over the festive period and that will continue to be the case. The festive period for the purposes of this aspect of the policy will be determined by the Board on an annual basis."

Accordingly, the Board now require to determine the festive period for such longer licensed hours to apply for the festive period 2018/2019.

It should be noted that many premises licence holders when making an application for a premises licence to the Board included within the Seasonal Variations section of their applications a reference to the hours to be determined by the Board in respect of their festive policy to be applied to their licences as a seasonal variation. Accordingly, such licence holders will not require to make further application to the Board for "extended hours" to cover the festive period determined by the Board. Other licence holders who have not included a seasonal variation in their operating plans are required to submit separate applications for extended hours.

### **2. Consultation on Festive Policy**

The views of the Local Licensing Forum, Police Scotland and Renfrewshire Health & Social Care Partnership have been sought.

The Forum discussed the festive hours for 2018/2019 at their meeting of 23rd May 2018 and agreed to support festive hours similar to those agreed for 2017/2018.



As in previous years, Police Scotland and the Renfrewshire Health & Social Care Partnership have submitted separate responses. These responses, respectively, are attached at Appendix 1 and Appendix 2.

Police Scotland have no objections to festive hours being agreed similar to those which operated in 2017/2018. They suggest that the extended operating hours should be supported by the Renfrewshire Community Safety Partnership Hub and that licenceholders should notify the Police of their intended operating hours, as in previous years. The Community Safety Partnership Hub have confirmed that they are able to provide a similar CCTV service as in 2017/2018.

The Renfrewshire Health & Social Care Partnership support an alternative approach. They propose that the festive period commences on Friday 14th December 2018, with one additional hour being allowed to all premises over the period, in order to encourage people to drink in moderation.

Having regard to Paragraph 15.4 of the Board's own Statement of Licensing Policy as set out at Paragraph 1, previous festive policy hours and the views of the membership of Renfrewshire Licensing Forum, the Board will require to determine if they wish a similar festive policy to 2017/2018. The proposed festive hours set out below reflect the hours allowed by the Board for the festive period 2017/2018, as supported by Renfrewshire Licensing Forum and Police Scotland.

### **3. Proposed Festive Policy Hours**

If the Board so determine, it is proposed that the extended hours for the festive period 2018/2019 are as follows:-

"Festive Period" to be defined as the period (i) from Friday 7<sup>th</sup> December 2018 to Saturday 8<sup>th</sup> December 2018, inclusive and (ii) Friday 14<sup>th</sup> December 2018 to Wednesday 2<sup>nd</sup> January 2019 inclusive and the proposed policy hours are set out below.

References to the terminal hour below are to the last hour's trading on any day affected by the proposed policy and shall be construed so that the terminal hour stated will be on the morning immediately after the trading date shown, so that the terminal hour stated for Sunday 16th December 2018 in respect of on sale premises (including registered clubs) other than those with the primary purpose of offering entertainment in the form of dancing is 1am on Monday 17th December 2018.

**All Licensed on sale premises (including registered clubs), except premises the primary purpose of which is to offer entertainment in the form of dancing**

<b>Terminal Hour – 1.00am</b>	Sunday 16th, Monday 17th, Tuesday 18th, Wednesday 19th, Thursday 20th, Sunday 23 <sup>rd</sup> , Tuesday 25th, Wednesday 26th Thursday 27 <sup>th</sup> , Sunday 30 <sup>th</sup> all December 2018, Tuesday 1st and Wednesday 2nd both January 2019.
<b>Terminal Hour – 2.00 am</b>	Friday 7th, Saturday 8th, Friday 14th, Saturday 15th, Friday 21st, Saturday 22nd, Friday 28th, Saturday 29th all December 2018.
<b>Terminal Hour – 3.00 am</b>	Monday 24th December 2018 and Monday 31st December 2018.

**On Sales Premises, the primary purpose of which is to offer entertainment in the form of Dancing**

<b>Terminal Hour – 3.00 am</b>	Sunday 16th, Monday 17th, Tuesday 18th, Wednesday 19th, Thursday 20th, Sunday 23 <sup>rd</sup> , Tuesday 25th, Wednesday 26th Thursday 27 <sup>th</sup> , Sunday 30 <sup>th</sup> all December 2018, Tuesday 1st and Wednesday 2nd both January 2019
<b>Terminal Hour 4.00 am Where premises are Members of Paisley Town Centre Radio Link</b>	Friday 7th, Saturday 8th, Friday 14th, Saturday 15th, Friday 21st, Saturday 22nd, Friday 28 <sup>th</sup> , Saturday 29th, all December, 2018.
<b>Terminal Hour – 4.00am</b>	Monday 24th December 2018 and Monday 31st December, 2018.

**4. Last Date for Applications**

As indicated previously at Paragraph 1, a number of licence holders have included the Board's festive policy hours in their operating plans and no further application is required. In relation to those licence holders who will require to submit extended hours applications, it is proposed that such applications be submitted at least 28 days in advance of the first date applied for to allow for the timeous processing of applications.

## **5. Requirement for Notification**

It has been the Board's practice for the last three years that all premises licence holders who had provided in their operating plans for a seasonal variation, in relation to the festive hours, advise both Police Scotland and Renfrewshire Licensing Board of the dates on which they intended to utilise their seasonal hours. It is proposed that similar notification be given by those licence holders by Monday 3rd December 2018 this year.

Intimation can be made via email to the following:-

Police Scotland - RenfrewshireInverclydeLicensing@scotland.pnn.police.uk

Renfrewshire Licensing Board - enforcement.licensing.cs@renfrewshire.gov.uk

## **6. Recommendations**

6.1 It is recommended that:-

6.1.1 The Board agree that there be extended hours for the festive period having regard to its position as set out at Paragraph 15.4 of the Statement of Licensing Policy which indicates that the current policy of allowing longer licensed hours over the festive period will continue;

6.1.2 Thereafter, the Board approve the proposed hours and dates detailed in this Report for the festive period, or such other hours as the Board considers appropriate, and authorise the Clerk to take such steps as required to advise appropriate individuals and organisations of this year's festive policy;

6.1.3 The Board agree, in cases where premises licence holders have the benefit of festive hours included in their Operating Plans, that those licence holders require to advise the Board and Police Scotland no later than 3rd December 2018 of the dates they intend to utilise their seasonal hours during the festive period;

6.4 The Board agree in cases where licence holders have not included the Board's festive policy in their operating plans that extended hours applications will be required. Such applications should be made at least 28 days in advance of the first date for which extended hours are sought.



Kenneth Graham  
Clerk to the Licensing Board

31/07/2018

Our Ref:JH/07/18

Douglas Campbell  
Assistant Managing Solicitor  
(Licensing) Corporate  
Governance Finance and  
Resources 1st Floor,  
Renfrewshire Council  
South Wing Renfrewshire  
House  
Cotton Street  
Paisley  
PA1 1TT



**POLICE  
SCOTLAND**

Keeping people safe

Iain Livingstone QPM  
Deputy Chief Constable Designate  
Renfrewshire and Inverclyde Division  
Headquarters  
Mill Street  
Paisley  
PA1 1JU

Dear Sir,

**LICENSING (SCOTLAND) ACT 2005  
FESTIVE HOURS POLICY 2018/19**

I welcome this opportunity to express my comments to the Licensing Board in respect of Renfrewshire's proposed Festive Period Policy 2018/19.

On receipt of your request the Licensing Team has performed analysis of the Festive Hours Policy 2017/2018 and the impact on police resources across Renfrewshire.

As a result I would like to make the following recommendation that the proposed extension to operating hours would be supported by the Renfrewshire Community Safety Partnership Hub and Public Space CCTV which worked well over the Festive Period last year.

This would ensure Police Scotland can respond to incidents of crime and disorder which are traditionally shown to increase at this time and continue the successful partnership with Renfrewshire Council to ensure members of the public enjoy the festive period in a safe manner.

Furthermore, I would also support in the event of an extension to licensed hours being considered appropriate, that a condition of such is that all premises seeking to utilise an extension notify Police Scotland of any festive event in advance.

Advance notification of planned events within licensed premises during the festive period of 2017/18 was successful in allowing more accurate forecasting of demand, ensuring that Police resources were deployed as effectively as possible and greatly contributed to our objective of 'Keeping People Safe'.

I would request that notification of events be sent by email no later than one month prior to the commencement of any extension policy, to the Renfrewshire Inverclyde Licensing Department using the following email address:-

[RenfrewshireInverclydeLicensing@scotland.pnn.police.uk](mailto:RenfrewshireInverclydeLicensing@scotland.pnn.police.uk)

Yours faithfully

A handwritten signature in black ink, appearing to read 'Iain Livingstone', written in a cursive style.

Iain Livingstone QPM  
Deputy Chief Constable Designate

For enquiries please contact the Licensing Department on 0141 532 5907.



Date: 31st July 2018  
Our Ref: FM/ES  
Your Ref:  
Enquiries: Elaina Smith  
Email: [Elaina.smith@ggc.scot.nhs.uk](mailto:Elaina.smith@ggc.scot.nhs.uk)  
Tel: 0141 618 4856

Depute Clerk to the Licensing Board  
Licensing Section  
Finance & Corporate Services  
1st Floor, North Wing  
Renfrewshire House  
Cotton Street  
Paisley  
PA1 1TT

Dear Sir/Madam,

**SUBJECT: Festive Hours Policy 2018 / 2019**

Thank you for the opportunity to comment on the proposed terminal hours for the festive period 2018/19.

Renfrewshire HSCP has considered the following:

Alcohol continues to be a major factor impacting on the health and wellbeing for the population of Renfrewshire. Recent data shows the alcohol related deaths rate is 17% above the Scottish average at 2.7 (per 10,000 population). Similarly alcohol related hospital stays is also 30% above the Scottish average at 81.2 (per 10,000 population).<sup>i</sup> Renfrewshire Alcohol Treatment Services received 1610 referrals in the last financial year.

Reducing the use of and harm from alcohol has been identified as a priority within the recently published Public Health Priorities for Scotland<sup>ii</sup>.

A programme established to monitor the effectiveness of Scotland's Alcohol Strategy (MESAS) showed that in 2018 the majority of alcohol harm experienced is due to the large number of people consuming alcohol above the guidelines on a regular basis.<sup>iii</sup> The 2014 Renfrewshire Adult Health and Wellbeing Survey found this to be true of our population. 27% of respondents exceeded recommended daily limits on at least one day in the week and 16% reported binge drinking.

The CRESH Report 2018 provides evidence on the relationship between alcohol outlet density and harm. Across Scotland, neighbourhoods with higher alcohol outlet availability had significantly higher rates of alcohol related health harm.<sup>iv</sup> Renfrewshire was found to be 43% above the Scottish ratio when looking at outlet availability and alcohol related hospital stays.

Data from the Scottish Ambulance Service for the year 2014/15 showed Paisley Central addresses had a rate 4.5 times higher than the Renfrewshire average for alcohol related calls.

The proposed festive terminal hours would see an additional 52 hours over 22 days during the month of December relating to on sales availability. This is incongruent with the work undertaken throughout the year by Renfrewshire HSCP and Renfrewshire Alcohol and Drug Partnership to minimise the harm caused by alcohol.

**3<sup>rd</sup> Floor, Renfrewshire House, Cotton Street, Paisley, PA1 1AL**

The HSCP seeks to ensure that the licensing objectives, as set out within Section 4 of the Licensing (Scotland) Act 2005 are given due consideration. I would ask the Licensing Board to revise the total additional hours similar to those adopted in neighbouring West Dunbartonshire. I recommend:

- Festive period from Friday 14<sup>th</sup> December 2018 to Wednesday 2<sup>nd</sup> January inclusive 2019.
- Premises may apply for one more additional hour than normal licensed hours during the festive period.

This measured approach can encourage people to drink in moderation during the festive period. This in turn can help to reduce the impact of alcohol harm during the festive season in light of the evidence presented.

Yours faithfully,



**Fiona MacKay**  
**Head of Strategic Planning and Health Improvement**

cc: Catherine Chiang, Consultant in Public Health Medicine, NHS Greater Glasgow & Clyde  
Sgt Jonathan Hay, Licensing Division, Police Scotland, Mill Street, Paisley

---

<sup>i</sup> National Records of Scotland Alcohol Deaths 2014 - 2016

<sup>ii</sup> Public Health Priorities for Scotland, The Scottish Government, June 2018

<sup>iii</sup> NHS Health Scotland, MESAS Monitoring Report 2018

<sup>iv</sup> CRESH, Alcohol Outlet Availability and Harm in Renfrewshire, April 2018

**To: Renfrewshire Licensing Board**

**On: 17<sup>th</sup> September 2018**

## **Report by Clerk to the Licensing Board**

### **The Gambling Act 2005: Review of Licensing Board's Statement of Principles**

#### **1. Summary**

- 1.1 In terms of section 349 of the Gambling Act 2005 ("the Act"), Renfrewshire Licensing Board ("the Board") require to publish a Statement of Principles that they propose to apply in exercising their functions under the Act for each three year period. The first Statement of Principles agreed by the Board covered the three year period from 31 January 2007. Further Statements of Principles were published in January 2010, 2013 and 2016. A Statement of Principles will now have to be agreed and published for the three year period commencing on 31<sup>st</sup> January 2019.
- 1.2 The Statement of Principles must incorporate the statutory licensing objectives and must comply with the Gambling Commission's Guidance. A draft updated Statement is attached hereto as Annexe A. The Gambling Commission has not issued new statutory guidance since the Board published its last Statement in 2016, although it has updated Chapters of the Guidance relating to casinos and bingo and betting premises. The draft Statement has been prepared having regard to the terms of the current Guidance.
- 1.3 Section 349(3) of the Act requires the Chief Constable to be consulted on the Statement of Principles along with one or more persons who appear to the Board to represent the interests of persons carrying on gambling businesses in the Board's area and one or more persons who appear to the Board to represent the interests of persons who are likely to be affected by the exercise of the Board's gambling functions. It is proposed that there now be formal consultation upon the terms of the draft Statement at Annexe A with those bodies and persons listed in Appendix 1 to the proposed Statement.
- 1.4 It is proposed that the draft Statement of Principles at Annexe A shall be circulated to those consultees and published on the Council's website to enable any proposed amendments and comments to be received prior to a final version of the draft Statement of Principles being submitted to the Board for consideration and approval.



## 2. Recommendation

### 2.1 The Board is asked to:

- (i) agree the terms of the draft Statement of Principles at Annexe A for the purposes of formal consultation; and
- (ii) authorise the Clerk to the Board to (i) consult the bodies and persons listed in Appendix 1 to the draft Statement of Principles on the terms of the draft and (ii) thereafter submit a further report to the Board with a final version of the Statement of Principles for consideration and approval.

## 3 Background

### 3.1 A Statement of Principles must incorporate the licensing objectives stated in section 1 of the Act, which are:-

- preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
- ensuring that gambling is being conducted in a fair and open way; and
- protecting children and other vulnerable adults from being harmed or exploited by gambling

3.2 The draft Statement at Annexe A refers to the current statutory Guidance from the Gambling Commission, some Chapters of which have been updated as noted above at Paragraph 1.2. The draft Statement has been revised from the Board's existing Statement of Principles with respect to the information contained in Appendices 3 and 4, following preliminary enquiries with Police Scotland, the Director of Public Health and the Alcohol and Drug Partnership. The section of the policy relating to local risk assessments has been extended and some other changes have been made which are either of a technical nature, provide further information to key stakeholders or reflect good practice. Any changes from the existing Statement are shown on the proposed draft as track changes, to allow these proposed changes to be highlighted during the consultation. This reflects a recent recommendation by the Gambling Commission, following a request by the gambling industry.

3.3 Should the Board agree the draft Statement of Principles as suitable for consultation, it is proposed that the persons and bodies listed in Appendix 1 to the draft Statement be consulted. The list of proposed consultees contains bodies representative of people with protected characteristics to allow any equality impacts to be identified and assessed. It is anticipated that the consultation period shall be from 17<sup>th</sup> September 2018 to 16<sup>th</sup> November 2018.

3.4 Following the conclusion of the consultation period, any responses received from those consulted, or other interested parties, will be considered and, if

appropriate, will be incorporated into a draft final version of the Statement of Principles. A report on the proposed final version will then be submitted to a further meeting of the Board for consideration and approval.



.....  
**Kenneth Graham**  
**Clerk to the Licensing Board**

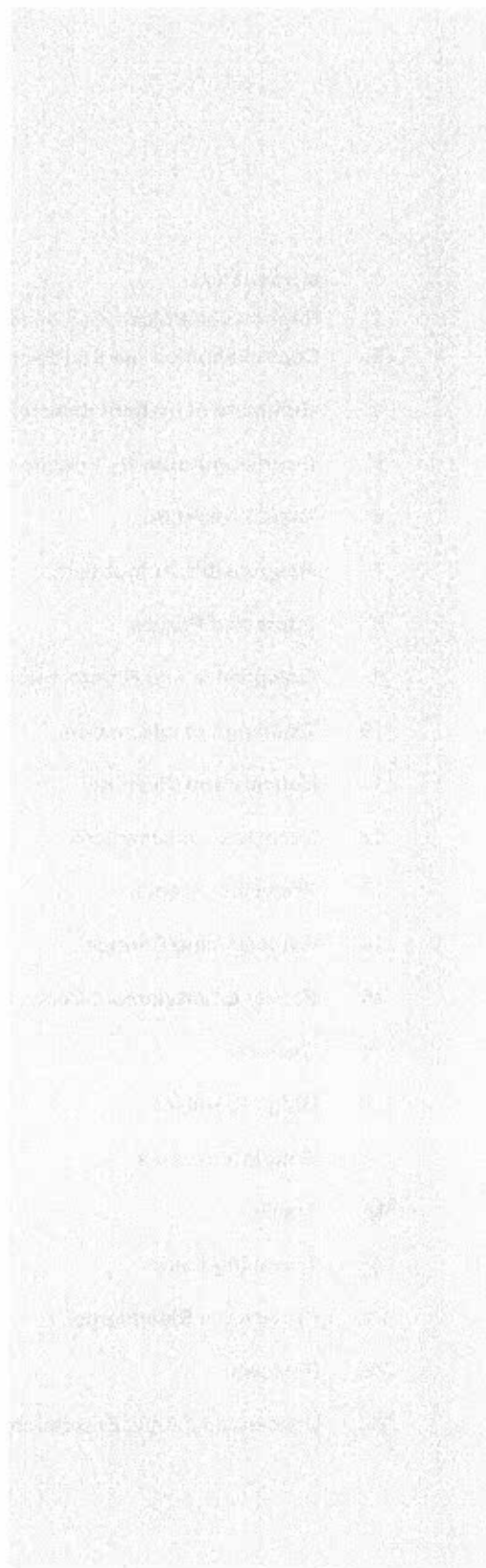


**ANNEX A**

**Renfrewshire Licensing Board**

**Statement of Principles  
under the  
Gambling Act 2005  
Section 349**

**31<sup>st</sup> January 2019**



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[Page Numbering will be updated when the terms of the Statement are agreed by the Licensing Board]

## RENFREWSHIRE LICENSING BOARD

### GAMBLING ACT 2005

#### STATEMENT OF PRINCIPLES

#### 1. Introduction

- 1.1 The Gambling Act 2005 ("the Act"), which came into full force and effect on 1 September, 2007, created a new system of licensing and regulation for all commercial gambling in Great Britain, other than the National Lottery and spread betting. Section 349 of the Act required all licensing authorities to prepare and publish a Statement of Principles to be applied in exercising their functions under the Act.

The Act provided that a Statement of Principles shall apply for a period of three years and may be reviewed and revised during that period if appropriate.

Renfrewshire Licensing Board ("the Board") approved its first Statement of Principles on 17th January, 2007 to cover the three-year period from 31st January 2007. In January 2010, ~~and 2013 and 2016~~, further Statements of Principles were published for the three year periods to 31st January 2013, ~~and 2016 and 2019~~.

As required in terms of Section 349 of the Act, the Board have consulted on and reviewed its Statement of Principles. A list of those consulted is attached at Appendix 1. The following is the Board's Statement of Principles which it proposes to apply in exercising its functions under the Act during the three year period beginning on 31 January, 2019~~6~~. This Statement of Principles will be kept under review and revised, if appropriate, during the three year period.

- 1.2 In preparing this Statement of Principles account has been taken of the statutory guidance issued by the Gambling Commission. The 5th edition of the guidance was published in September 2015 and updated in September 2016 in respect of changes to Chapters 17, 18 and 19 which relate to casinos, bingo and betting premises. ~~The current Guidance can be found at <http://www.gamblingcommission.gov.uk/PDF/GLA5.pdf>~~<http://www.gamblingcommission.gov.uk/Licensing-authorities/Information-forlicensing-authorities/Guidance-to-licensing-authorities-5th-edition.aspx>
- 1.3 In exercising its functions under the Act, the Board will have regard to the statutory licensing objectives set out in Section 1 of the Act, namely:
- preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime;
  - ensuring that gambling is being conducted in a fair and open way; and

- protecting children and other vulnerable persons from being harmed or exploited by gambling.

1.4 In accordance with Section 153 of the Act, the Board, in making decisions concerning premises licences, aims to permit the use of premises for gambling in so far as they think it is:

- in accordance with any relevant Code of Practice issued by the Gambling Commission;
- in accordance with any relevant guidance issued by the Gambling Commission;
- reasonably consistent with the licensing objectives; and
- in accordance with this Statement of Principles.

1.5 Nothing in the Statement will override the right of any person to make an application under the Act or to have the application considered on its individual merits, undermine the right of any person to make representations on an application or to seek a review of a licence where there is a legal power to do so.

1.6 This Statement is intended to be a general Statement of Principles and is not to be regarded as a comprehensive guide to the application of the Act by the Board. Applicants and others should always have regard not only to this Statement of Principles but also to the Act, any regulations made under the Act and any Guidance or Codes of Practice issued by the Gambling Commission. Guidance and Codes of Practice issued by the Gambling Commission may be accessed on the Commission's web site. <http://www.gamblingcommission.gov.uk/>

1.7 In producing this Statement of Principles, the Board has had regard to the licensing objectives of the Act, the Guidance issued by the Gambling Commission and any responses from those consulted on this Statement of Principles.

1.8 In making decisions under the Act, the Board will have regard to this Statement of Principles but every application will be considered on its own merits. The aim of the Licensing Board in this Statement is to promote the licensing objectives and in particular to address the impact of licensed premises in terms of crime and disorder arising from gambling and ensure that suitable controls are placed on gambling appropriate to the location and internal layout of gambling licensed premises to address any concerns relevant to the licensing objectives. The Licensing Board is committed to partnership with all stakeholders with a view to the promotion of these aims. The Board recognises the impact that unregulated gambling may have on its community and local plans for growth and regeneration of the economy and, in delivering the gambling regime will, with regard to the principles set out in this Statement, seek to support its local economy and protect children and vulnerable people.



- 1.9 The Act provides that unmet demand is not a criterion of which the Board may take account when considering an application and the Guidance issued by the Gambling Commission states that moral or ethical objections to gambling are not a valid reason to reject applications for premises licences. The Board will therefore not have regard to demand or moral objections when exercising its functions under the Act.
- 1.10 The Board are committed to avoiding duplication with other legislation and regulatory regimes as far as possible and the legal requirements of such other legislation (e.g. Health and Safety legislation) have not been repeated in this Statement of Principles.

## 2. Renfrewshire Licensing Board

- 2.1 Renfrewshire Licensing Board, which is referred to in this Statement of Principles as "the Board", is the licensing authority for Renfrewshire Council. Renfrewshire is situated to the West of Glasgow on the south bank of the River Clyde and covers nearly 101 square miles. Renfrewshire's population is estimated at approximately 174,230176,830, making it the tenth largest Council area in Scotland in terms of population.
- 2.2 Further information in relation to the proportions of dependent children in households throughout Renfrewshire, and information in relation to the location of schools, premises used by children and young people and premises where support is offered to vulnerable people, such as those with addiction problems, is provided at Section 13.24 and Appendices 3 and 4 to this Statement. This information is provided to give further information as to the local area profile of Renfrewshire in terms of addiction services, educational establishments and other premises frequented by children and vulnerable people.

## 3. Consultation on the Statement of Principles.

- 3.1 The Act requires the following parties to be consulted prior to publication of this Statement of Principles:
- the Chief Constable
  - one or more persons who appear to the authority to represent the interests of persons carrying on gambling businesses in the Board's area; and
  - one or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Act.
- 3.2 The parties consulted in relation to the Statement of Principles are listed in Appendix 1.
- 3.3 The Board's practice is to have regard to and give appropriate weight to the views of those whom it had consulted. In determining what weight to give to particular representations, the Board's practice is to take account of the following factors:
- who is making the representations (what is their expertise or interest);

- relevance of the factors to the licensing objectives;
- how many other people have expressed the same or similar views;
- how far the representations relate to matters which the Board should be including in its Statements of Principles.

3.4 In considering the views of consultees, the Board's practice is also to consider whether those views should be taken into account and the extent to which the Board are able to deal with the issues raised. For example, the views may relate to a matter which is dealt with under other legislation such as planning.

3.5 ~~The Board's officers carried out preliminary enquiries between June and August 2018 in order to prepare a draft Statement of Principles for approval by the Licensing Board for the purposes of consultation.~~ ~~undertook a preliminary consultation procedure in June and July 2015. The Board and thereafter consulted on a draft Statement of Principles in October between September and November 2018.~~ In response to the ~~preliminary consultation procedure undertaken,~~ responses were received from NHS Greater Glasgow and Clyde, Police Scotland, Councillor Eileen McCartin and Coral Retail. ~~In response to the further consultation, in October and November 2015, responses were received from Paisley East and Whitehaugh Community Council, NHS Greater Glasgow and Clyde, Coral Retail and the Association of British Bookmakers.~~ [details to be inserted following close of consultation]

#### 4. Summary of Matters dealt with in Review

4.1 A number of matters have been updated in this Statement, including the introductory description of Renfrewshire and links, as required. ~~The Appendices have been updated. The Appendix 2, which specifies~~ the different categories of gaming machine has been updated to ~~show recent amendments to stakes and maximum prize limits relating to gaming machines~~ include a link to the Gambling Commission's website, as recommended by the Gambling Commission, given that the limits to stakes and prizes may change over the lifetime of the Board's Statement. ~~Similarly, a link to the Commission's website has been inserted in relation to small society lotteries as the current limits under the legislation have recently been subject to consultation.~~ Section 12, which deals with Local Risk Assessments, has been extended in light of advice from the Gambling Commission following the requirements for local risk assessments coming into effect. The Statement has also been amended slightly to reflect the updated Chapters of the Commission's Guidance and, otherwise, minor changes have been made to the Statement as required. ~~A new section has also been added in relation to Small Society Lotteries, in respect of which officers regularly receive enquiries.~~

4.2 ~~During the preliminary consultation prior to the formulation of this Statement of Principles, views were sought in order to assess~~ Appendices 3 and 4 have been updated to reflect current local gambling related risks and harms. ~~Information has as a result been added to this Statement for~~ This will inform applicants and those making representations to applications about what evidence may assist the Licensing Board in considering the licensing of premises or proposed premises. ~~The Statement of Principles includes amendments as approved by the Board on [date TBC] in response to comments received during the consultation.~~

## **5. Licensing Authority Functions**

5.1 This Board will make decisions upon applications or notifications made for:

- premises licences;
- temporary use notices;
- occasional use notices;
- permits as required under the Act; and
- registrations as required under the Act.

5.2 This Statement of Principles relates to all those licensable premises, notices, permits and registrations identified as falling within the provisions of the Act, namely:

- casinos;
- bingo premises;
- betting premises;
- tracks;
- adult gaming centres;
- licensed family entertainment centres;
- unlicensed family entertainment centres;
- club gaming permits; prize gaming and prize gaming permits;
- occasional use notices;
- temporary use notices; and
- registration of small society lotteries.

5.3 The Board will not be involved in licensing remote gambling. Regulation will fall to the Gambling Commission through operator licences.

## **6. Child Protection**

6.1 In terms of Section 157 of the Act and Regulations under the Act, the Board is required to designate in writing a body which is competent to advise the Board about the protection of children from harm.

6.2 The Board designates Renfrewshire Child Protection Committee. This is an inter-agency body representing the statutory, private and voluntary sectors with a wide knowledge and experience of child protection matters: it has the specialist knowledge and expertise to advise the Board about the protection of children from harm.

## **7. Responsible Authorities**

7.1 Responsible authorities are public bodies that must be notified of applications and which are entitled to make representations to the Board in relation to premises licences and applications for premises licences.

7.2 The responsible authorities in the Board's area are:

1. the Council.

2. the Gambling Commission.
3. the Chief Constable, Police Scotland.
4. the Chief Fire Officer, Scottish Fire and Rescue Service.
5. Director of ~~Development and Housing~~Communities, Housing and Planning, Renfrewshire Council.
- ~~6. — Director of Community Resources, Renfrewshire Council.~~
- ~~67.~~ Renfrewshire Child Protection Committee (see paragraph 6.2 above).
- ~~78.~~ Her Majesty's Commissioner of Customs and Excise.
- ~~89.~~ any other person prescribed in regulations by the Secretary of State or Scottish Ministers.

## 8. Interested Parties

- 8.1 Interested parties can make representations about licence applications or apply for a review of an existing licence. A person is an interested party if that person, in the opinion of the Board:
  - lives sufficiently close to the premises to be likely to be affected by the authorised activities;
  - has business interests that might be affected by the authorised activities; or
  - represents persons in either of the above two groups.
- 8.2 In determining whether a person is an interested party, the Board will consider each case on its own merits.
- 8.3 In determining whether a person is a "person living close to the premises", the Board may take account of the following factors:
  - size of the premises;
  - the nature of the premises;
  - the distance of the premises from the location of the party making the representation, the topography and the routes likely to be taken;
  - the potential impact of the premises; and
  - the circumstances of the person.
- 8.4 In determining whether a party is a person with business interests that could be affected, factors that may be taken into account include:
  - the size of the premises; and
  - the proximity of the premises to any premises of the party making representations.
- 8.5 In deciding whether a person represents a party in either category described in 8.1 above, the Board will make decisions on a case by case basis; in

appropriate cases, the Board may require written evidence such as a letter confirming that the person does indeed represent the party. The Board will not request from democratically elected persons, such as Councillors, MPs and MSPs for the constituency or ward likely to be affected, specific evidence that they have been asked to represent an interested party. The Board will similarly consider responses from community councils or from community groups representing vulnerable people living near the premises or proposed premises.

## 9. Compliance and Enforcement

9.1 The Board has powers in terms of Part 15 of the Act to inspect premises, to monitor compliance with the provisions of the Act and, in respect of licence conditions, to investigate suspected offences.

Under the Legislative and Regulatory Reform Act 2006, any person exercising a specified regulatory function has a legal duty to have regard to the statutory principles of good regulation in the exercise of the function. These principles are detailed in 9.2 below. The Board will also have regard to the requirements of the Regulators' Code published by the Department for Business, Innovation and Skills (now the Department for Business, Energy and Industrial Strategy).

9.2 The Board will seek to ensure that its approach to compliance and enforcement is:

- proportionate: regulators should only intervene when necessary: remedies should be appropriate to the risk posed, and costs identified and minimised;
- accountable: regulators must be able to justify decisions, and be subject to public scrutiny;
- consistent: rules and standards will be applied fairly and equally to all parties;
- transparent: regulators should be open, and keep regulations simple and user friendly; and
- targeted: regulation should be focused on the problem, and minimise side effects.

9.3 The Board will seek to ensure that any inspection programme is risk based. Premises will be subject to a scheme of routine inspection, the frequency of which will be determined by the risks imposed; those premises considered to pose the greatest risk will be subject to more frequent inspections than those presenting a lower risk.

9.4 When assessing risk, consideration will be given to:-

- the nature of the gambling activities carried out on the premises;
- the location of the premises in relation to schools and other premises frequented by children and vulnerable persons, such as the premises detailed at Appendix 4;
- the procedures put in place by the management of individual premises to meet the licensing objectives.

9.5 The Board, to monitor compliance with its functions under the Act, will work actively with the Gambling Commission's Compliance Officer and other partner agencies to enforce the licensing legislation. The Responsible Authorities shall

also monitor the Renfrewshire area for any unlicensed premises or gambling activity and ensure, where this is identified, it is reported to the Gambling Commission or other appropriate agency.

9.6 In accordance with the principle of transparency, copies of any enforcement and compliance protocols adopted by the Board will be made available.

9.7 The Board recognises that certain bookmakers have a number of premises within its area. In order to ensure that any compliance issues are recognised and resolved at the earliest stage, operators are requested to provide the authority with a single named point of contact and contact details, who should be a senior individual, and whom the Board will contact first should any compliance queries or issues arise.

## 10. Exchange of Information

10.1 In exercising its functions under the Act, the Board will exchange relevant information with other regulatory bodies. The Board will act in accordance with the provisions of the Act, ~~the~~ data protection and freedom of information legislation, ~~the Licensing Board's Privacy Policy~~ and the Guidance and Codes of Practice issued by the Gambling Commission.

## 11. Equality and Diversity

11.1 Renfrewshire Licensing Board is committed to promoting equal opportunities, valuing diversity and tackling social exclusion. The Board will aim to provide opportunities that meet the diverse needs of different people and groups of people by ensuring that services and employment opportunities are accessible to all. Everyone will be treated fairly and with respect. Diversity needs will be understood and valued. The Board will aim to eradicate all forms of discrimination.

## 12. Local Risk Assessment

12.1 The Gambling Commission's Licence Conditions and Codes of Practice (LCCP), ~~which were revised and published in February 2015 (the most recent version of which came into effect on updated 4 April 2018)~~, formalise the need for operators to consider local risks. Local risk assessments apply to all non-remote casino, adult gaming centre, bingo, family entertainment centre, betting and remote betting intermediary (trading room only) licences, except non-remote general betting (limited) and betting intermediary licences. This provision ~~came~~ comes into force on 6 April 2016.

12.2 Licensees are required to assess the local risks to the licensing objectives posed by the provision of gambling facilities at each of their premises, and have policies, procedures and control measures to mitigate those risks. In undertaking their risk assessments, they must take into account relevant matters identified in this policy statement.

12.3 Licensees must review (and update as necessary) their local risk assessments:

- a) to take account of significant changes in local circumstances, including those identified in a licensing authority's statement of licensing policy;

- b) when there are significant changes at a licensee's premises that may affect their mitigation of local risks;
- c) when applying for a variation of a premises licence; and
- d) in any case, undertake a local risk assessment when applying for a new premises licence.

12.4 The ~~new~~ Social Responsibility Code provision is supplemented by an Ordinary Code provision that requires licensees to share a copy of their own risk assessment which will set out the measures the licensee has in place to address specific concerns. "Ordinary Codes" are not mandatory but operators are expected to follow them unless they can put alternative arrangements in place that are equally effective. This practice should reduce the occasions on which a premises licence review and the imposition of licence conditions is required. The Board expect applicants for a premises licence, or for variation of a premises licence, to lodge their risk assessment with the Board, as licensing authority, along with their application for grant or variation. The Board's officers may also request a copy of a local risk assessment at any time. It is expected that local risk assessments will be kept at individual licensed premises to which they relate and premises managers should be familiar with the individual risk assessments, which should be reviewed and monitored as required.

12.5 The licensing authority have an expectation that all local risk assessments will take into account the vicinity of licensed premises to non-gambling premises such as schools, gambling or addiction support or treatment locations where children and vulnerable people are likely to be present. Information about the proportions of dependant children in households in areas throughout Renfrewshire and locations where vulnerable people are likely to be present is provided at Section 13.24 and Appendices 3 and 4 to this Statement to assist licence holders and applicants and those seeking to make representations to the Licensing Board.

The Board expects local risk assessments to set out how people with gambling dependencies are protected within licensed premises, particularly where the premises are located near to facilities for children and vulnerable people. The Board also welcomes proposals between operators for a self-exclusion network for declared 'problem gamblers', particularly in areas where there is a concentration of gambling premises.

### 13. Premises Licence General Principles

- 13.1 In accordance with Section 150 of the Act, Premises licences can authorise the provision of facilities on:
- a) casino premises

b) bingo premises

c) betting premises, including tracks and premises used by betting intermediaries

d) adult gaming centre premises (for category B3, B4, C and D machines), gaming machine categories are defined in the Categories of Gaming Machine Regulations 2007 as amended. The definitions as at the date of publication of this Statement are included as Appendix 2.

e) family entertainment centre premises (for category C and D machines) (note that, separate to this category, the Licensing Board may issue a family entertainment centre gaming machine permit, which authorises the use of category D machines only.)

- 13.2 By distinguishing between types the Act makes it clear that the primary gambling activity of the premises should be that described. Thus, in a bingo premises, the primary activity should be bingo, with gaming machines allowed within the terms of the legislation as an ancillary offer on the premises. This principle also applies to existing casino licences and betting premises licences [\(referred to in the Commission's updated Guidance as off-course betting\)](#).

Subject to the gaming machine entitlements which various types of licence bring with them (and except in the case of tracks), the Act does not permit premises to be licensed for more than one of the above activities.

- 13.3 Premises licences will be subject to the restrictions set out in the Act and regulations as well as to specific mandatory and default conditions which are detailed in regulations issued under the Act.
- 13.4 The Board may exclude default conditions and also attach other conditions, where it believes it is appropriate.
- 13.5 In making decisions about premises licences, the Board will aim to permit the use of premises for gambling insofar as it is
- in accordance with any relevant code of practice issued by the Gambling Commission;
  - in accordance with any relevant guidance issued by the Gambling Commission;
  - reasonably consistent with the licensing objectives; and
  - in accordance with this Statement of Licensing Principles.
- 13.6 Definition of "Premises" - In the Act "premises" is defined as including "any place". The Act prevents more than one premises licence applying to any place. However a single building could be subject to more than one premises licence, provided they are for different parts of the building and the different parts of the building can reasonably be regarded as being different premises. This approach has been taken to allow large, multiple unit premises such as a pleasure park, pier, track or shopping mall to obtain discrete premises licences, where appropriate safeguards are in place. However, the Gambling Commission states in its current Guidance that licensing authorities should pay particular attention if there are any issues about sub-divisions of a single



building or plot and will ensure that mandatory conditions relating to access between the premises are observed.

13.7 The Gambling Commission states in its current Guidance to Licensing Authorities that: "In most cases the expectation is that a single building/plot will be the subject of an application for a licence, for example, 32 High Street. But, that does not mean 32 High Street cannot be the subject of separate premises licences for the basement and ground floor, if they are configured acceptably. Whether different parts of a building can properly be regarded as separate premises will depend on the circumstances." The location of the premises will clearly be an important consideration and the suitability of the division is likely to be a matter of discussion between the operator and the licensing officer. However, the Commission does not consider that areas of a building that are artificially separated, for example by ropes or moveable partitions, can properly be regarded as separate premises.

13.8 The Board takes note of the Gambling Commission's Guidance to Licensing Authorities which states that licensing authorities should take particular care in considering applications for multiple licences for a building and those relating to a discrete part of a building used for other (non-gambling) purposes. In particular, the Board should be aware that entrances and exits from parts of a building covered by one or more licences should be separate and identifiable so that the separation of different premises is not compromised and that people do not 'drift' into a gambling area. The plan of the premises should clearly denote entrances and exits. The Board notes that in terms of a mandatory condition of **Bingo and Family Entertainment Centre** licence under-18s should not have access to areas where category B and C gaming machines are located and that **default further mandatory** conditions of licences require the area to be:

- separated from the rest of the premises by a physical barrier which is effective to prevent access other than by an entrance designed for that purpose
- supervised at all times to ensure that under-18s do not enter the area, and supervised by either:
  - one or more persons whose responsibilities include ensuring that under-18s do not enter the areas
  - CCTV monitored by one or more persons whose responsibilities include ensuring that under-18s do not enter the areas
- arranged in a way that ensures that all parts of the area can be observed.

A notice must also be displayed in a prominent place at the entrance to the area stating that no person under the age of 18 is permitted to enter the area.

13.9 The Guidance also gives a list of factors which the Board should be aware of, which may include:

- Do the premises have a separate registration for business rates?
- Is the premises' neighbouring premises owned by the same person or someone else?
- Can each of the premises be accessed from the street or a public passageway?

- Can the premises only be accessed from any other gambling premises?

The Board will consider these and other relevant factors in making its decision, depending on all the circumstances of the case.

- 13.10 Applicants can apply for a premises licence in respect of premises which have still to be constructed or altered and the Board will determine such applications on their merit.

In deciding whether a premises licence can be granted where there are outstanding construction or alteration works at a premises, the Board will determine applications on their merits, applying a two stage consideration process:-

- First, whether the premises ought to be permitted to be used for gambling
- Second, whether appropriate conditions can be put in place to cater for the situation that the premises are not yet in the state in which they ought to be before gambling takes place.

Applicants should note that the Board is entitled to decide that it is appropriate to grant a licence subject to conditions, but it is not obliged to grant such a licence.

More detailed examples of the circumstances in which such a licence may be granted can be found in Chapter 7 of the Gambling Commission's current Guidance.

- 13.11 In determining premises licences the Board may not have regard to the expected demand for the facilities which the premises is proposed to provide.
- 13.12 In accordance with the Gambling Commission's Guidance the Board will pay particular attention to the protection of children and vulnerable persons from harm or exploitation by gambling, as well as to issues of crime and disorder.
- 13.13 The Board has not adopted any specific policy in relation to areas where gambling premises should not be located. However, where representations are received in relation to an application for a premises licence, the application will be considered at a meeting of the Licensing Board. The Act places a duty on the Licensing Board to aim to permit the use of premises for gambling in so far as the Board thinks the application is in accordance with:
- this Policy Statement
  - the Commission's Guidance
  - the Codes of Practice, and
  - where the application is reasonably ~~in accordance~~ consistent with the licensing objectives.

As these are the criteria against which an application is to be assessed, representations which address these issues are more likely to be accepted and given weight.

- 13.14 All representations must be in writing and must be received by the Board within the time limits set by the relevant regulations (normally 28 days from the date the application was received). For a representation to be relevant it should:

- Be positively tied or linked to particular premises, and
- Relate to the licensing objectives (set out at Paragraph 1.3 of this Statement), or
- Raise issues under this policy, the Gambling Commission's Guidance or Codes of Practice.

13.15 Representations relating to an application should indicate why an application is not "reasonably consistent" with the licensing objectives, or not in accordance with this Policy, the Commission's Guidance or the relevant Codes of Practice or why the local risk assessments are not considered suitable and sufficient, or why the application should only be granted subject to certain conditions. It is in the interests of those making representations that they include as much detail and evidence as possible at the time the representation is made. Further information is provided at Paragraphs 13.19 and 13.23-13.24 of this Statement in relation to the content of representations relative to the licensing objectives. Similarly, applicants (and licence holders) should be prepared to explain to the Board how they intend to address or mitigate any risks identified in representations.

**Objective 1: Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime**

13.16 The Gambling Commission will take a leading role in preventing gambling from being a source of crime. Its Guidance envisages that attention is paid to the proposed location of gambling premises in terms of this licensing objective.

13.17 The Board recognises the Gambling Commission's distinction between disorder and nuisance, disorder meaning activity, which is more serious and disruptive than mere nuisance. The Board will consider factors such as whether police assistance was required and how threatening the behaviour was to those who could see it, to assess a disturbance.

13.18 In considering licence applications, the Board will particularly take into account the following:-

- the design and layout of the premises;
- the training given to staff and crime prevention measures appropriate to those premises;
- physical security features installed in the premises, which may include matters such as position of cash registers or the standard of CCTV installed in the premises;
- where premises are subject to age restrictions, the procedures in place to conduct age verification checks; and
- the likelihood of any violence, public order or policing problem if the licence is granted.

13.19 The Board will, in relation to this Licensing Objective, give due weight to any representations received in respect of an application from Police Scotland (including evidence of gambling as a source of crime or disorder, being associated with crime or disorder or used to support crime), and the other relevant authorities when making decisions in this regard. The Board may consider whether specific controls, such as a requirement for the provision of door supervisors, need to be applied in order to prevent premises being a

source of crime or used to support crime, causing adverse consequences for the localities in which premises are located, in order to promote this Licensing Objective. Applicants would be expected to demonstrate how they will address and mitigate any risks identified in relation to this Licensing Objective.

**Objective 2: Ensuring that gambling is conducted in a fair and open way**

13.20 The Gambling Commission has stated that it would generally not expect licensing authorities to be concerned with ensuring that gambling is conducted in a fair and open way as this will relate either to the management of the business, therefore subject to an operating licence, or to an individual and therefore subject to a personal licence. The Board recognises that both of the matters are the responsibility of the Gambling Commission.

**Objective 3: Protecting children and other vulnerable persons from being harmed or exploited by gambling**

13.21 The Board has noted the Gambling Commission's Guidance that this objective means preventing children from taking part in gambling (as well as restriction of advertising so that gambling products are not aimed at or are particularly attractive to children). The Board will therefore consider, as suggested in the Gambling Commission's Guidance, whether specific measures are required at particular premises, with regard to this licensing objective. The Board will consult the Renfrewshire Child Protection Committee on any application where it considers there may be concerns over access for children or vulnerable persons. The Board is also aware of the Gambling Commission Codes of Practice as regards this licensing objective, in relation to specific premises.

13.22 As regards the term "vulnerable persons" it is noted that the Gambling Commission does not seek to offer a definition but states that it will for regulatory purposes assume that this group includes people who gamble more than they want to; people who gambling beyond their means; and people who may not be able to make informed or balanced decisions about gambling due to a mental impairment, alcohol or drugs. The Board will consider this licensing objective on a case by case basis.

In doing so, the Board will give due weight to representations which highlight risks to this licensing objective.

13.23 The Board will judge the merits of each individual application before reaching a decision on it, including whether to impose conditions to protect children or vulnerable persons. Any controls which might be required may also depend on the type of premises being considered and, in particular, whether and to what extent children are allowed in those premises. Such conditions may require, particularly in relation to children: supervision of entrances; segregation of gambling areas from areas frequented by children; restrictions on advertising where children and/or vulnerable persons may be near premises, and supervision of gaming machines in non-adult gambling specific premises.

In respect of “vulnerable persons”, the Board will also have particular regard to representations relating to the internal layout of premises, as well as any concerns in relation to the location of applicant premises.

- 13.24 Representations should address why any conditions should be imposed to ensure the gambling activity on premises is “reasonably consistent” with the licensing objectives, with supporting evidence of any gambling related risks or harms relating to the premises or the area of the premises. For the assistance of those making representations, Appendices 3 and 4 contain details of [schools and locations offering support to vulnerable people within Renfrewshire and maps of areas in Renfrewshire with a higher proportion of dependent children](#). Those making representations may consider referring to these Appendices in their representations, if they consider that premises in these areas require additional controls and applicants (and licence holders) should be prepared to demonstrate how they will address any identified concerns or mitigate the risks [within the terms of their local risk assessments and in any submissions they may wish to make at any hearing before the Licensing Board](#).

#### **Conditions on Premises Licences**

- 13.25 Any conditions attached to licences will be proportionate and will be: -
- relevant to the need to make the premises suitable as a gambling facility;
  - directly related to the premises and the type of licence applied for;
  - fairly and reasonably related to the scale and type of premises; and
  - Reasonable in all other aspects
- 13.26 Decisions on individual conditions will be made on a case-by-case basis. The control measures, which the Board may consider imposing, include door supervisors and appropriate signage for adult only areas. Licence applicants will be invited to offer their own suggestions as to ways in which the licensing objectives can be effectively met (and ~~will~~ require to share their local risk assessments with the licensing authority [from April 2016 on an application for grant or variation of a premises licence, or upon a request by this licensing authority](#)).
- 13.27 The Board may consider imposing specific ~~measures-conditions~~ for buildings which are subject to multiple premises licences. Such measures may include the supervision of entrances, segregation of gambling and non-gambling areas frequented by children, the supervision of gaming machines and the display of notices regarding age restriction.
- 13.28 The licensing authority will seek to avoid any duplication with other statutory/regulatory regimes where possible, including the statutory planning regime.

#### **Door Supervisors**

- 13.29 The Board will consider whether there is a need for door supervisors in terms of the licensing objectives relating to children and vulnerable persons and the prevention of crime.
- 14. Adult Gaming Centres**

- 14.1 The Board will have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and will expect the applicant to demonstrate that there will be sufficient measures to ensure that persons under 18 years of age do not have access to the premises.
- 14.2 Sufficient measures that will be imposed as appropriate licensing conditions may include proof of age schemes, CCTV, door supervisors, supervision of entrances/machine areas, physical separation of areas, location of entry notices/signage and specific opening hours.
- 14.3 The measures detailed in 14.2 above are not exhaustive and are not intended to exclude other conditions in appropriate cases.

#### **15. Family Entertainment Centres**

- 15.1 The Board will have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and will expect the applicant to demonstrate that there will be sufficient measures to ensure that persons under 18 years of age do not have access to the adult only gaming machine areas.
- 15.2 Licence applicants will be invited as part of their application to offer their own suggestions upon measures to promote the licensing objectives. Sufficient measures that will be imposed as appropriate include CCTV, supervision of entrances/machine areas, physical separation of areas, location of entry notices/signage, specific opening hours, and measures/training for staff on how to deal with suspected school children on the premises.
- 15.3 The measures detailed in 15.2 above are not exhaustive and are not intended to exclude other conditions in appropriate cases.
- 15.4 In accordance with the Gambling Commission's Guidance, the Board will ensure that it is sufficiently aware of any conditions that apply to operating licences, for instance those covering the way in which the area containing the category C or higher machines, should be delineated.

#### **16. Casinos**

The Board has not passed a "no casino" resolution under Section 166 of the Act.

#### **17. Bingo Premises**

- 17.1 This licensing authority notes that the Gambling Commission's Guidance states that Licensing Authorities will need to satisfy themselves that bingo can be played in any bingo premises for which they issue a premises licence. This will be a relevant consideration where the operator of an existing bingo premises applies to vary their licence to exclude an area of the existing premises from its ambit and then applies for a new premises licence, or multiple licences for that or those excluded areas.
- 17.2 ~~This authority also notes the terms of the Guidance regarding~~ the unusual circumstance where an existing bingo premises covered by one premises licence applies to vary the licence and acquire additional bingo premises licences (so that the area that was the subject of a single licence will become

divided between a number of separate licensed premises); it is not permissible for all of the gaming machines to which each of the licences brings an entitlement to be grouped together within one of the licensed premises.

- 17.3 Children and young people are allowed into bingo premises; however they are not permitted to participate in the bingo and if category B or C machines are made available for use these must be separated from areas where children and young people are allowed. Licensees must ensure that their policies and procedures take account of the structure and layout of their gambling premises in order to prevent underage gambling. Where concerns are raised, the Board will consider attaching additional conditions to achieve the policy objectives set out at Chapter 18 of the Commission's Guidance, as updated in September 2016, and to ensure the risk to the licensing objectives is minimised.

## 18. Betting Premises

- 18.1 The Act contains a single class of licence for betting premises. Different types of premises will require licensing, including betting offices on tracks that have a separate premises licence from the track licence. It is not permissible for the operator to offer gaming machines on a premises which is licensed for betting but not to offer sufficient facilities for betting.
- 18.2 Section 181 contains an express power for licensing authorities to restrict the number of self-service betting machines, their nature and the circumstances in which they are made available by attaching a licence condition to a betting premises licence or to a casino premises licence (where betting is permitted in the casino).
- 18.3 When considering whether to impose conditions to restrict the betting machines in particular premises, the Board will consider the size of the premises, the number of counter positions available for person to person transactions and the ability of staff to monitor the use of machines by children and young people or by vulnerable persons.

## 19. Tracks

- 19.1 The Act contains rules, which apply to applicants for a premises licence in relation to a track. The applicant need not hold an operating licence because the betting which is provided upon the track will be provided by other operators, who come on-course. Since those people will require the necessary operating licences, the Act allows the track operator to obtain a premises licence without also having to hold an operating licence. This track premises licence then authorises anyone upon the premises with an operating licence to offer betting facilities.
- 19.2 Tracks are different from other premises in that there may be more than one premises licence in effect, each covering a specified area of the track. In accordance with the Gambling Commission's Guidance, the Board will especially consider the impact of the third licensing objective in this area.
- 19.3 There may be some specific considerations with regard to the protection of children and vulnerable persons from being harmed or exploited by gambling, the need to ensure entrances to each type of premises are distinct and that

children are excluded from gambling or betting areas where they are not permitted to enter.

- 19.4 Children and young persons will be permitted to enter track areas where facilities for betting are provided on days when events take place, although they are still prevented from entering areas where gaming machines (other than category D machines) are provided. A track premises licence does not automatically allow gaming machines to be provided, but gaming machines may be permitted where a pool betting operating licence is also held by the track owner. Premises licence applicants will have to demonstrate suitable measures to ensure that children do not have access to adult only gaming facilities.
- 19.5 Appropriate licence conditions may include proof of age schemes, CCTV, door supervisors, supervision of entrances/machine areas, physical separation of areas, location of entry notices/signage, specific opening hours and the location of gaming machines.
- 19.6 This list is not exhaustive and does not intend to exclude other conditions in appropriate cases.

#### **Condition on Rules being displayed**

- 19.7 In accordance with the Gambling Commission's Guidance, the Board will attach a condition to track premises licences requiring the track operator to ensure that the rules are prominently displayed in or near the betting areas, or that other measures are taken to ensure that they are made available to the public.

#### **20. Travelling Fairs**

- 20.1 The Board will consider whether the application falls within the statutory definition of a travelling fair.
- 20.2 Where category D machines and/or equal chance prize gaming without a permit is to be made available for use at travelling fairs, the Board will decide whether the statutory requirement, that the facilities for gambling amount to no more than an ancillary amusement at the fair, is met.
- 20.3 The 27-day statutory maximum for the land being used for a fair per calendar year shall apply to the piece of land on which the fairs are held, regardless of whether it is the same or different travelling fairs occupying the land.

#### **21. Provisional Statements**

- 21.1 Section 204 of the Act provides that a person may make an application to the licensing authority for a provisional Statement in respect of premises that he or she expects to be constructed, expects to be altered or expects to acquire a right to occupy. In accordance with the current Guidance issued by the Commission, a premises licence to use premises for gambling should only be issued in relation to premises that the Board can be satisfied are going to be ready to be used for gambling in the reasonable near future, consistent with the scale of building or alteration required before the premises are brought into use. The Board will consider, in relation to premises not yet ready for use for gambling, whether a provisional statement should be applied for, rather than a premises licence.



21.2 In terms of representations about premises licence applications following the grant of a provisional statement, no further representations from relevant authorities or interested parties will be taken into account unless they concern matters which could not have been addressed at the provisional statement stage, or they reflect a change in the applicant's circumstances.

21.3 The Board may refuse the premises licence or grant it on terms different to those attached to the provisional statement only by reference to matters:-

- which could not have been raised at the provisional licence stage; or
- which, in the Board's opinion, reflects a change in the operator's circumstances.

21.4 The Gambling Commission's Guidance states that licensing authorities must not have regard to whether or not a proposal by an applicant is likely to be permitted in accordance with planning or building law.

## 22. Reviews

22.1 A premises licence may be reviewed by the Board of its own accord for any appropriate reason or following the receipt of an application for a review by an interested party or responsible authority. It is for the Board to decide whether the review should be carried out.

22.2 Section 200 of the Act provides that licensing authorities may initiate a review in relation to a particular class of premises licence or in relation to particular premises.

22.3 An application for a review may be rejected if the Board is of the view that the grounds on which the review is sought:-

- are not relevant to the principles that must be applied by the licensing authority in accordance with Section 153;
- are frivolous or vexatious;
- will certainly not cause the authority to revoke or suspend the licence or exclude, remove or amend a condition attached to the licence, or add a condition to the licence;
- are substantially the same as the grounds specified in an earlier application in respect of the same premises or are substantially the same as representations made in relation to the application for the premises licence.

22.4 In determining, whether to exercise the power to reject an application for review, the Board will take into account the length of time that has elapsed since the making of the earlier application or since the making of the representation.

## 23. Unlicensed Family Entertainment Centre Gaming Machine Permits

23.1 Where the operator of a family entertainment centre (FEC) does not hold a premises licence but wishes to provide gaming machines, he or she may apply to the licensing authority for this permit. The applicant must demonstrate that the premises will be wholly or mainly used for making gaming machines available for use.

- 23.2 Unlicensed FECs will be able to offer only category D machines in reliance of a gaming machine permit. Any number of category D machines can be made available with such a permit. Permits cannot be issued in respect of vessels or vehicles.
- 23.3 The Board can grant or refuse a licence but cannot attach conditions to this type of permit.
- 23.4 The Board will expect the applicant to demonstrate that there are policies and procedures in place to protect children from harm. Harm is not limited to harm from gambling, but includes wider child protection considerations.

#### **24. Prize Gaming Permits**

- 24.1 The Act states that a licensing authority may prepare a statement of principles that they propose to apply in exercising their functions in considering applications for permits which in particular specifies matters that the licensing authority propose to consider in determining the suitability of the applicant for a permit.
- 24.2 The applicant should set out the types of gaming that he or she is intending to offer and should be able to demonstrate an understanding of the limits to stakes and prizes that are set out in regulations and should demonstrate that the gaming offered is within the law. In making a decision on the application for this permit the Board will have regard to any Gambling Commission Guidance.

#### **25. Temporary Use Notices**

- 25.1 Where a gambling operator does not hold a premises licence but wishes to use the premises temporarily for providing facilities for gambling he or she may apply for a temporary use notice which may only be granted if the applicant holds a relevant operating licence.
- 25.2 The [legislation and the](#) Gambling Commission's Guidance defines premises as including "any place" [and refer to a "set of premises"](#). The Board will consider amongst other things, the ownership/occupation and the control of the premises when determining any particular case.
- 25.3 A set of premises may not be the subject of a temporary use notification for more than 21 days in a period of 12 months. In consideration of temporary use notice applications, the Board will apply any regulations made under the provisions of the Act.

#### **26. Occasional Use Notices**

- 26.1 Where there is betting on a track on eight days or less in a calendar year, betting may be permitted by an occasional use notice, without the need for a full premises licence.
- 26.2 The Board will ensure that the statutory limit of eight days in a calendar year is not exceeded and will consider the definition of a "track" in determining whether the applicant is permitted to avail him/herself of this notice.

## 27. Small Society Lotteries

- 27.1 A non-commercial society that runs a lottery where the income is below certain specified thresholds can register with the Licensing Board.
- 27.2 The financial limits that apply to these societies at the time of preparation of this Statement are that the proceeds from one individual lottery cannot exceed £20,000 and in a calendar year the total proceeds do not exceed £250,000. If these limits are likely to be breached, then the Society requires to apply to the Gambling Commission for a Lottery Operating Licence. Societies cannot hold both these permissions at the same time.

As the limits stated above have been the subject of recent consultation, any person seeking to register a small society lottery should check the up to date limits on the Gambling Commission's website, at [www.gamblingcommission.gov.uk](http://www.gamblingcommission.gov.uk) or speak with Renfrewshire Council's Licensing Standards Officers on 0141-618-7084, who will be able to provide further information.

- 27.3 Registration requires the Society to name a person responsible for the promotion of the lottery and to submit lottery returns within three months of the date of the (last) lottery draw. Should that person no longer be responsible for promoting the lottery, then the Society is required to notify the licensing authority and name a new promoter as soon as possible.
- ~~27.4 Further information on the registration procedure may be obtained from the Licensing Standards Officer.~~

## 28. Declaration

- 28.1 The Board declares that, in producing its policy statement, it has had regard to the Licensing Objectives set out at Paragraph 1.3, the Guidance issued by the Gambling Commission and the responses received from those consulted in the preparation of the Statement.

## APPENDIX 1

## LIST OF CONSULTEES

1. All Renfrewshire Licensing Board Members
2. All Renfrewshire Council Elected Members
3. Renfrewshire Council Chief Executive
4. All Renfrewshire Council Directors
5. All Gambling Premises Licence Holders within Renfrewshire
6. The Gambling Commission
7. Chief Constable, Police Scotland
8. The Chief Fire Officer, Scottish Fire and Rescue
9. HM Revenue and Customs National Registration Unit
10. Church of Scotland, 121 George Street, Edinburgh
11. Diocese of Paisley, Diocesan Office, Cathedral Precinct, Inle Street, Paisley
12. The Chairman, British Casino Association, 38 Grosvenor Gardens, London
13. Association of British Bookmakers Limited, Ground Floor, Warwick House, 25 Buckingham Palace Road, London, SW1W 0PP
14. All Renfrewshire Community Councils
15. Renfrewshire Child Protection Committee
16. General Secretary, Scottish Trades Union Congress, 333 Woodlands Road, Glasgow, G3 6NG
17. Renfrewshire Chamber of Commerce
18. Scottish Enterprise
19. Gamcare, 1st Floor, CAN Mezzanine Old Street, London, N1 6AH
20. Gamblers Anonymous Scotland, St Columbkilles Halls, 2 Kirkwood Street, Rutherglen, Glasgow, G73 2SL
21. Renfrewshire Family Group Conference Service, Women & Children First, Milend, 30 Seedhill Road, Paisley, PA1 1SA
22. Paisley YMCA
23. Young Persons' Representatives, c/o Fiona Taylor
24. Youth Commission
25. All Local Area Committees
26. All Tenants' Associations
27. Federation of Local Associations in Renfrewshire
28. Renfrewshire Community Planning Partnership, c/o Carol MacDonald
29. Renfrewshire Citizens' Advice Bureau
30. Greater Glasgow and Clyde NHS Board
31. Renfrewshire Community Safety Hub
32. National Casino Industry Forum, Carlyle House, 235-237 Vauxhall Place, Bridge Road, Victoria, London, SW1V 1EJ
33. Renfrewshire Alcohol and Drug Partnership, Dykebar Hospital, Old Medical Admin Building, Grahamston Road, Paisley, PA2 7DE
34. DEAR Group (Diversity and Equality Alliance Renfrewshire)
35. Disability Resource Centre
36. Dr Mohammed Ishaq, University of the West of Scotland
37. Engage Renfrewshire
38. LGBT+ Renfrewshire

39. Members of the Scottish Youth Parliament (per Fiona Taylor)

40. PACHEDU

41. Renfrewshire Access Panel

42. Renfrewshire Effort to Empower Minorities (REEM)

43. Renfrewshire Interfaith Group

44. Renfrewshire Polish Association

45. Renfrewshire Rising

46. Renfrewshire Youth Voice (per Fiona Taylor)

47. Reaching Older Adults in Renfrewshire

48. Soroptomist Paisley

49. TransForm Renfrewshire

50. West of Scotland Regional Equality Council (WSREC)

51. Women's Aid

52. YouFirst Advocacy

1. All members of Renfrewshire Licensing Board

2. All Renfrewshire Council Elected Members

3. Renfrewshire Council Chief Executive

4. All Renfrewshire Council Directors

5. All Premises Licence Holders within Renfrewshire

6. The Gambling Commission

7. The Chief Constable, Police Scotland

8. The Chief Fire Officer, Scottish Fire and Rescue

9. HM Revenue & Customs National Registration Unit

10. Church of Scotland, 121 George Street, Edinburgh, EH2 4YN

11. Diocese of Paisley, Diocesan Office, Cathedral Precinct, Ince Street, Paisley

12. The Chairman, British Casino Association, 38 Grosvenor Gardens, London

13. Engage Renfrewshire

14. Association of British Bookmakers Limited, Ground Floor, Warwick House, 25

Buckingham Palace Road, London, SW1W 0PP

15. All Community Councils within Renfrewshire

16. Renfrewshire Child Protection Committee

17. General Secretary, Scottish Trades Union Congress, 333 Woodlands Road,

Glasgow, G3 6NG

18. Renfrewshire Chamber of Commerce

19. Scottish Enterprise 20 Gamcare, 2nd Floor, 7-11 St. John's Hill, London,

SW11 1TR

20. Gamblers Anonymous Scotland, St Columbkilles Halls, 2 Kirkwood Street,

Rutherglen, Glasgow, G73 2SL

21. Renfrewshire Family Group Conference Service, Women & Children First,

Milend, 30 Seedhill Road, Paisley, PA1 1SA

22. Paisley YMCA

23. Young Persons' Representatives, c/o A Ewen

24. Youth Commission

25. YouFirst Advocacy

26. All Local Area Committees

27. All Tenants' Associations

28. Federation of Local Associations in Renfrewshire

29. Renfrewshire Community Planning Leadership Board, C/O Carol MacDonald
30. Renfrewshire Citizens Advice Bureau
31. George Street, Paisley, PA1 2JY
32. Greater Glasgow and Clyde NHS Board, NHS Greater Glasgow and Clyde Corporate HQ, JB Russell House, Gartnavel Royal Hospital Campus, 1055 Great Western Road, Glasgow, G12 0XY
33. Carolanne Robertson/ Thomas Stirling, Community Resources, Renfrewshire Council
34. National Casino Industry Forum, Carlyle House, 235-237 Vauxhall Place, Bridge Road, Victoria, London, SW1V 1EJ
35. Renfrewshire Alcohol and Drug Partnership, Dykebar Hospital, Old Medical Admin Building, Grahamston Road, Paisley, PA2 7DE
36. Renfrewshire Access Panel
37. Renfrewshire Polish Association
38. You first Advocacy
39. Soroptomist International Paisley
40. West of Scotland Race Equality Council
41. Disability Resource Centre
42. Capability Scotland
43. Paisley YMCA
44. Gender Based Violence
45. Association of African Communities in Renfrewshire
46. RAMH, 41 Blacksteun Road, Paisley, PA3 1LU
47. Quarriers, Quarriers Village, Bridge of Weir, PA11 3SX
48. I Am Me
49. Enable, INSPIRE House, 3 Renshaw Place, Eurocentral, Lanarkshire, ML1 4UF
50. Renfrewshire Learning Disabilities Service

## APPENDIX 2

**GAMING MACHINE CATEGORIES AND ENTITLEMENTS AS AT 15 JANUARY 2014**

Category of Machine	Maximum stake (from July 2011)	Maximum price (from July 2011)
A	Unlimited – no category A gaming machines are currently permitted	Unlimited
B1	£5	£10,000 (with option of max £20,000 linked progressive jackpot on premises basis only)
B2	£100	£500
B3	£2	£500
B3A	£2	£500
B4	£2	£400
C	£1	£100
D – non-money prize (other than a crane grab machine or a coin pusher or penny falls machine)	30p	£8
D – non-money prize (crane grab machine)	£1	£50
D – money prize (other than a coin pusher or penny falls machine)	10p	£5
D- combined money and non-money prize (other than a coin pusher or penny falls machine)	10p	£8 (of which no more than £5 may be a money prize)
D-combined money and non-money prize (coin pusher or penny falls machines)	20p	£20 (of which no more than £10 may be a money prize)

**Note- As these limits may change from time to time, operators or other parties should refer to the Gambling Commission's website for the current limits:**

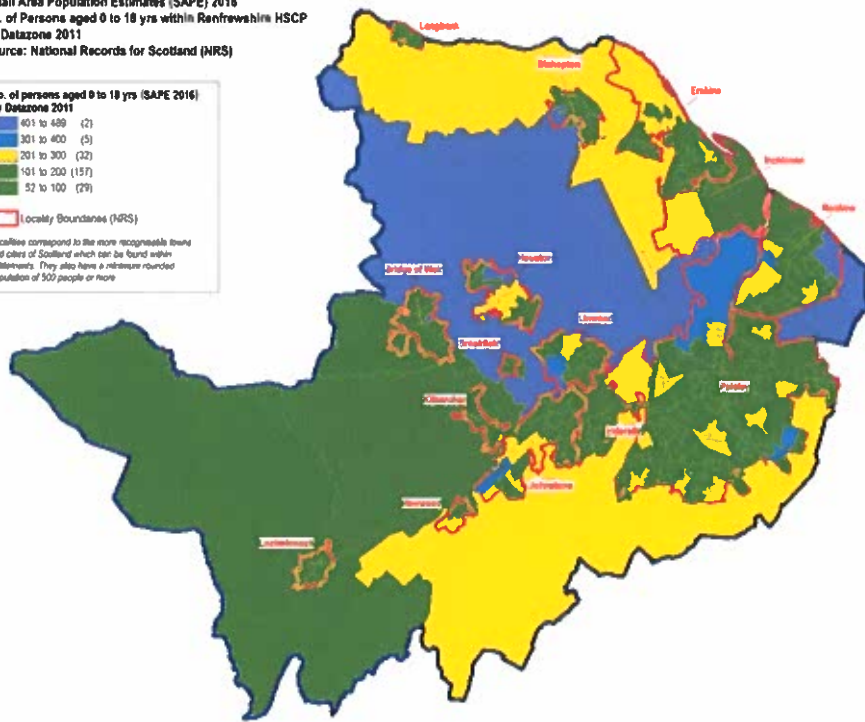
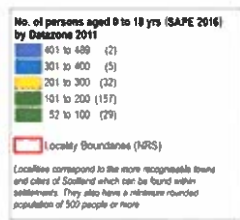
[http://www.gamblingcommission.gov.uk/for-licensing-authorities/GLA/Appendix-B-Summary-of-gaming-machine-categories-and-entitlements.aspx#DynamicJumpMenuManager\\_1\\_Anchor\\_1](http://www.gamblingcommission.gov.uk/for-licensing-authorities/GLA/Appendix-B-Summary-of-gaming-machine-categories-and-entitlements.aspx#DynamicJumpMenuManager_1_Anchor_1)

APPENDIX 3

LOCATIONS OF HOUSEHOLDS WITH DEPENDENT CHILDREN

Map 1

Small Area Population Estimates (SAPE) 2016  
 No. of Persons aged 0 to 18 yrs within Renfrewshire HSCP  
 by Datazone 2011  
 Source: National Records for Scotland (NRS)

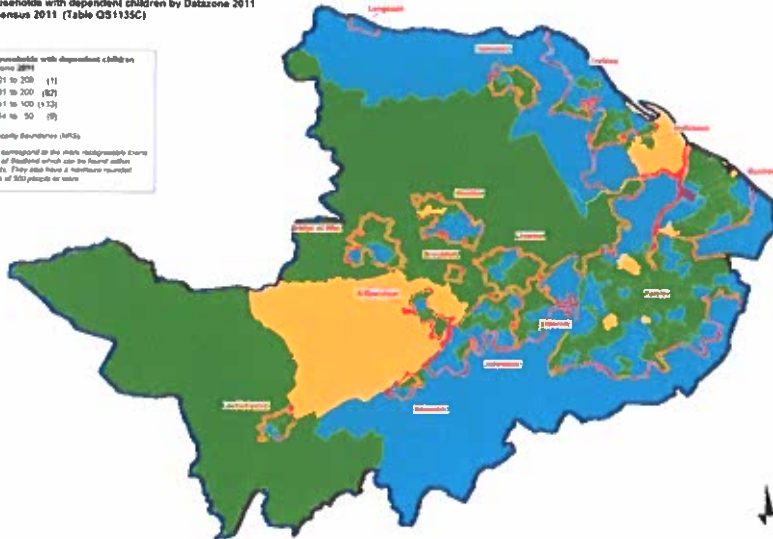
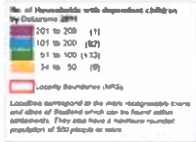


Information Services - 1013 Greater Glasgow & Clyde  
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Map 2

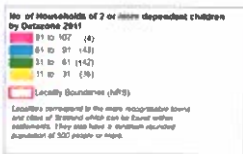
**NHS Greater Glasgow & Clyde**  
**Renfrewshire Health & Social Care Partnership (HSCP)**  
**No. of households with dependent children by Datazone 2011**  
**Source: Census 2011 (Table QS113SC)**



Information Services - NHS Greater Glasgow & Clyde  
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Map 3

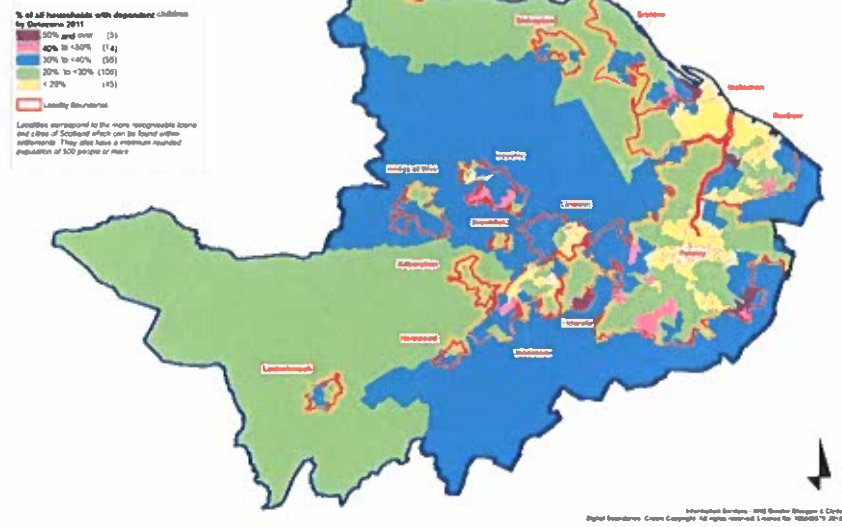
**Renfrewshire Health & Social Care Partnership (HSCP)**  
**No. of households with 2 or more dependent children by Datazone 2011**  
**Source: Census 2011 (Table QS113SC)**



Information Services - NHS Greater Glasgow & Clyde  
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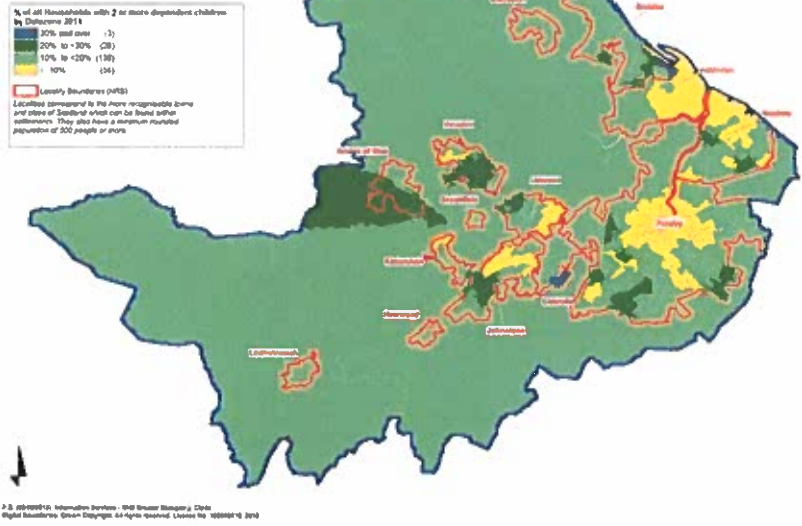
Map 4

Renfrewshire Health & Social Care Partnership (HSCP)  
 % of all households with dependent children by Datazone 2011  
 Source: Census 2011 (Table QS1135C)



Map 5

Renfrewshire Health & Social Care Partnership (HSCP)  
 % of all households with 2 or more dependent children by Datazone 2011  
 Source: Census 2011 (Table QS1135C)



## APPENDIX 4

LOCATIONS OF SCHOOLS, CENTRES FOR CHILDREN AND YOUTH  
ACTIVITIES, VOLUNTARY AGENCIES, ETC

[Lists of primary and secondary schools located within the Renfrewshire Council area are available via the link below:](#)

<http://www.renfrewshire.gov.uk/schools>

Centres for adults with learning disability are based at Spinners' Gate at Maxwelltown Road and Anchor Centre at Stock Street, as well as the Mental Health Outpatients Service at the Royal Alexandra Hospital.

People with a gambling addiction can undertake treatment at the RCA Trust at premises at 8 Ince Street, Paisley, PA1 1HP

Counselling is provided by Gamblers Anonymous in the Erskine Bridge Hotel, Renfrewshire, PA8 6AN, and Ralston Community Centre, Allanton Avenue, Paisley, PA1 3BL.

[Individuals undergoing treatment for alcohol and or drug misuse can seek support at:](#)

[Renfrewshire Drug Service](#)

[Back Sneddon Centre](#)

[20 Back Sneddon Street](#)

[Paisley](#)

[PA3 2DJ](#)

[0300 300 1199 \(ASeRT automated service\)](#)

[Integrated Alcohol Team](#)

[Back Sneddon Centre](#)

[20 Back Sneddon Street](#)

[Paisley](#)

[PA3 2DJ](#)

[0300 300 1199 \(ASeRT automated service\)](#)

[A list of Alcoholics Anonymous meetings is available on the PDF below:](#)



AA Meetings.pdf

Field Code Changed

The following locations are used for a range of youth activities:-

youth@renfrewshire.gov.uk · 0141 889 1110 · www.young.scot/renfrewshire			
<b>MON</b>	Gallowhill Junior Club	15:00-17:30	Gallowhill Community Centre
	Linwood Youth Voice	16:00-17:00	Linwood High School
	Ferguslie Junior Club	17:30-19:00	The Tannahill Centre
	Ferguslie Senior Club	19:30-21:00	The Tannahill Centre
	Erskine Youth Council	18:00-20:00	Bargarran Community Centre
<b>TUE</b>	Glenburn GoZone Junior Club	18:30-20:30	Glenburn Community Centre
	Foxbar Junior Club	18:30-20:30	Foxbar Youth Learning Centre
	Linwood LADDS Group	19:00-21:00	Linwood High School
<b>WED</b>	Bargarran Junior Club*	15:30-17:30	Bargarran Community Centre
	Bargarran Senior Club*	18:30-20:30	Bargarran Community Centre
	Paisley North Open DofE Group	16:30-18:00	Bargarran Community Centre
	Paisley South Open DofE Group	16:30-18:00	Foxbar Youth Learning Centre
	Youth Commission Group	16:00-17:30	West Primary School, Paisley
	Renfrewshire Youth Voice	18:00-20:00	West Primary School, Paisley
	LGBT+ Renfrewshire Group	18:30-20:30	Paisley Fire Station, Canal Street
	Bishopton Youth Club	19:00-21:00	Bishopton Primary School
	WJ MAD/Coding Club**	19:00-20:30	West Johnstone Learning Centre
<b>THU</b>	Mary Russell Youth Group	18:00-20:00	Mary Russell School
	Glenburn GoZone Senior Club	18:30-20:30	Glenburn Community Centre
	Foxbar Senior Club	18:30-20:30	Foxbar Youth Learning Centre
	Linwood Class Acts	19:00-21:00	Linwood High School

\* run in partnership with Erskine Music and Media Studio \*\* run in partnership with Paisley YMCA

COMMUNITY CLUBS  
AND YOUTH VOICE  
GROUPS

FREE!



