

Minute

Orkney Islands Area Licensing Board

Thursday, 22 August 2024, 10:30.

Council Chamber, Council Offices, School Place, Kirkwall.



Present

Kristopher D Leask, Alexander G Cowie, David Dawson, Rachael A King, Gwenda M Shearer and Owen Tierney.

Present via remote link (Microsoft Teams)

Duncan A Tullock.

Clerk

- Gavin Mitchell.

In Attendance

Orkney Islands Council:

- Karen Bevilacqua, Service Manager (Legal Services).
- Lillian Rendall, Legal Clerk.
- Katy Russell-Duff, Committees Officer.

Observing

- Maya Tams-Gray, Committees Officer.

Apology

- Steven B Heddle.

Declaration of Interest

- Gwenda M Shearer – Item 4.

Chair

- Kristopher D Leask, Vice Convener.

1. Draft Minute of Meeting held on 4 July 2024

After consideration of the draft Minute of the Meeting of the Orkney Islands Area Licensing Board held on 4 July 2024, copies of which had been circulated, the Board:

Resolved, on the motion of Kristopher D Leask, seconded by Rachael A King, that the Minute of the Meeting of the Orkney Islands Area Licensing Board held on 4 July 2024 be approved as a true record.

2. Alcohol Licensing and Gambling – Functions Report

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

Scrutinised the report in relation to the exercise of the Licensing Board's functions in terms of the Gambling Act 2005 and the Licensing (Scotland) Act 2005, for the period from 1 July 2023 to 30 June 2024, attached as Appendix 1 to the report by the Clerk to the Board, and obtained assurance.

3. Review of Gambling Policy

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

Resolved, on the motion of Kristopher D Leask, seconded by David Dawson, that the revised Statement of Gambling Policy, attached as Appendix 1 to this Minute, be approved.

4. Application for Premises Licence

Sharon Craigie – Pomona Inn, Finstown

Gwenda M Shearer declared an interest in this item, her connection being that she knew the applicant, and was not present during discussion thereof.

Sharon Craigie, applicant, and David Craigie, supporting the applicant, were present during discussion of this item.

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

Noted:

4.1. That, on 17 May 2024, Sharon Craigie submitted an application for a premises licence in respect of Pomona Inn, Finstown, which requested the following:

- On-sale operating hours as follows:
 - 11:00 to 24:00 on Monday to Thursday.
 - 11:00 to 01:00 on Friday and Saturday.
 - 12:30 to 24:00 on Sunday.
 - Terminal hour of 01:00 in any morning for events held on the premises relating to annual agricultural shows, local festivals and private functions.

- Terminal hour of 01:00 in any morning during the festive season being 24/25 December until 2/3 January each year.
- Off-sale operating hours as follows:
 - 11:00 to 22:00 on Monday to Saturday.
 - 12:30 to 22:00 on Sunday.
- On-sale capacity of 100 persons.
- Off-sale capacity of 0.72 square metres.
- Activities to include receptions (for example, weddings, funerals, birthdays, retirements), club or other group meetings, recorded music, live performances, televised sport and quiz nights.
- Children (excluding under 5 years) and young persons to be permitted on the premises between 11:00 and 20:00 on Monday to Saturday inclusive and between 12:30 and 20:00 on Sunday.

4.2. That the on-sale and off-sale operating hours requested above were within those permitted in terms of the Board's Statement of Alcohol Licensing Policy.

4.3. That no objections or representations had been received in relation to the application from Sharon Craigie for a premises licence in respect of Pomona Inn, Finstown.

After hearing representations from David Craigie in support of the application from Sharon Craigie for grant of a premises licence in respect of Pomona Inn, Finstown, on the motion of David Dawson, seconded by Alexander G Cowie, the Board:

Resolved:

4.4. That the application from Sharon Craigie for a premises licence in respect of Pomona Inn, Finstown, be granted as follows:

- On-sale operating hours:
 - 11:00 to 24:00 on Monday to Thursday.
 - 11:00 to 01:00 on Friday and Saturday.
 - 12:30 to 24:00 on Sunday.
 - Terminal hour of 01:00 in any morning for events held on the premises relating to annual agricultural shows, local festivals and private functions.
 - Terminal hour of 01:00 in any morning during the festive season being 24/25 December until 2/3 January each year.
- Off-sale operating hours:
 - 11:00 to 22:00 on Monday to Saturday.
 - 12:30 to 22:00 on Sunday.
- On-sale capacity of 100 persons.
- Off-sale capacity of 0.72 square metres.

- Activities to include receptions (for example, weddings, funerals, birthdays, retirements), club or other group meetings, recorded music, live performances, televised sport and quiz nights.
- Children (excluding under 5 years) and young persons to be permitted on the premises between 11:00 and 20:00 on Monday to Saturday inclusive and between 12:30 and 20:00 on Sunday.

5. Conclusion of Meeting

At 11:07 the Vice Convener declared the meeting concluded.

Signed: Kristopher D Leask.