

6. APPLICATION FOR VARIATION OF A PREMISES LICENCE -
BATHGATE GOLF CLUB, EDINBURGH ROAD, BATHGATE

The Depute Clerk referred the Board to the report on the application. The applicant was represented by Mr James Carlin of Sneddon Morrison Solicitors accompanied by the club secretary.

The Chair informed the Board that there had been a site visit to the premises on 9 May 2016.

Inspector Marshall referred the Board to Police Scotland's position regarding the terms of the premises licence for the premises relating to children and young persons which differed from that stated in Police Scotland's written representation regarding the application. He advised the Board that he understood that the premises licence holder accepted Police Scotland's position as stated.

In answer to a question from the Depute Clerk Mr Carlin stated that he was prepared to proceed on the basis of Police Scotland's position notwithstanding that this differed from the position stated in their written representation regarding the application.

Mr Carlin made submissions to the Board in support of the application and with regard to Police Scotland's position. He made the following amendments to the application:

1. The words "the premises" to be deleted and the words "the casual lounge games/TV room shown on the layout plan for the premises only" to be inserted in place thereof in the second sentence of the proposed varied answer to question 6(b) in the operating plan;
2. The proposed terminal hour for children (0 – 15) to be allowed entry to be changed from 8pm to 10pm in the first sentence in the proposed varied answer to question 6(d) in the operating plan; and
3. The layout plan for the premises to be amended accordingly, in relation to the terms of access for children and young persons, if required

Mr Carlin confirmed that the application of the style children's conditions contained in the Board's current statement of licensing policy to the licence to replace the old children's conditions from the Board's previous policy was accepted.

Decision

The Board agreed unanimously to grant the application as amended subject to the following conditions:-

1. The premises licence holder and their staff (including the designated premises manager) shall ensure that children and/or young persons are supervised adequately by staff and by any adult(s) accompanying them at all times.

2. If the premises licence holder or their staff (including the designated premises manager) is not satisfied that children and/or young persons are being supervised adequately by any adult(s) accompanying them, the group of which they are part will be required to leave the premises.
3. If the premises licence holder or their staff (including the designated premises manager) is, due to the level of intoxication of any accompanying adult(s) concerned, not satisfied that requiring a group to leave the premises due to failure to supervise children and/or young persons adequately is sufficient to protect children and/or young persons from harm, they shall contact the police to report the matter accordingly.
4. A minimum of two registered SIA door stewards to be present during all birthday parties for persons aged 18 years or under held on the premises.
5. For the duration of any function held on the premises, a staff supervisor to be appointed to act as managerial liaison for the premises with the organiser of the function, and to monitor the function to ensure that its conduct is not inconsistent with the 5 licensing objectives.
6. Heating facilities in areas of the premises to which children and/or young persons have access shall be protected adequately.
7. A children's menu shall be available at all times when children are permitted to be on the premises or alternatively the main menu shall show that children's portions are available during such times
8. Baby food and bottle warming facilities shall be available
9. A minimum of two baby high chairs shall be available.
10. An adequate sized lidded bin to be provided in both the male and female toilet area for the disposal of soiled nappies and the bins should be clearly marked to indicate the purposes for which they are provided.