

ANGUS LICENSING BOARD – 15 NOVEMBER 2012

OCCASIONAL LICENCES – EXTENSION OF HOURS AT CHRISTMAS AND NEW YEAR

REPORT BY THE CLERK

ABSTRACT

The purpose of this report is to seek approval to the hours to be granted in respect of Occasional Licences at Christmas and New Year under the Licensing (Scotland) Act 2005.

1. RECOMMENDATION

It is recommended that the Board:-

- (i) note that in terms of the Board's Policy, the maximum hours granted to Occasional Licences are as follows:-
 - From 11.00am to midnight on Sundays;
 - From 11.00am to midnight, Mondays to Thursdays inclusive; and
 - From 11.00am on Fridays and Saturdays to 1.00am on Saturdays and Sundays respectively.
- (ii) note that the Board's Statement of Licensing Policy permits on sale premises one additional hour at the end of trading on Christmas Eve, Christmas Day, Hogmanay and New Year's Day.
- (iii) approves the maximum hours to be granted in respect of Occasional Licences, if applied for, are as follows:-
 - Christmas Eve - From 11.00am to 1.00am on Christmas Day
 - Christmas Day - From 11.00am to 1.00am on Boxing Day
 - Hogmanay - From 11.00am to 1.00am on New Year's Day
 - New Year's Day - From 11.00am to 1.00am on 2 January 2013; and
- (iv) approve that the processing of applications for Occasional Licences in respect of Christmas and New Year cannot be guaranteed unless they are received by the Clerk no later than Friday 7 December 2012.

2. BACKGROUND

2.1 The Board has delegated powers to the Clerk to approve applications for Occasional Licences where no objections or representations have been received, nor a notice recommending refusal from the Chief Constable or any report from the Licensing Standards Officer recommending refusal where the application relates to hours within Section 6 of the Board's policy.

2.2 In terms of the Board's Policy, the maximum hours granted to Occasional Licences are as follows:-

- From 12.30pm to midnight on Sundays;
- From 11.00am to midnight, Mondays to Thursdays inclusive; and
- From 11.00am on Fridays and Saturdays to 1.00am on Saturdays and Sundays respectively.

- 2.3 The Board's Statement of Licensing Policy permits on sale premises one additional hour at the end of trading on Christmas Eve, Christmas Day, Hogmanay and New Year's Day.
- 2.4 Accordingly, it is recommended that, having regard to the above, the Board approve that the maximum hours to be granted, in relation to Occasional Licences, on Christmas Eve, Christmas Day, Hogmanay and New Years' Day are as follows:-
- Christmas Eve - From 11.00am to 1.00am on Christmas Day
 - Christmas Day - From 11.00am to 1.00am on Boxing Day
 - Hogmanay - From 11.00am to 1.00am on Christmas Day
 - New Years Day - From 11.00am to 1.00am on 2 January 2013
- 2.5 The run up to Christmas is always a very busy period for staff engaged in the processing of liquor licensing applications. Accordingly, approval is sought to advise prospective applicants for applications for Occasional Licences that processing of applications for Occasional Licences in respect of Christmas and New Year cannot be guaranteed unless they are received by the Clerk no later than Friday 7 December 2012.

3. RISKS

This report does not require any specific risk issues to be addressed.

4. FINANCIAL IMPLICATIONS

There are no financial implications arising directly from this report.

5. HUMAN RIGHTS IMPLICATIONS

There are no Human Rights issues arising directly from this report.

6. EQUALITIES IMPLICATIONS

The issues contained in this Report fall within an approved category that has been confirmed as exempt from an equalities perspective.

7. CONSULTATION

The Head of Finance and the Chief Constable have been consulted in the preparation of this report.

**SHEONA C HUNTER
CLERK TO THE LICENSING BOARD**

NOTE: No background papers were relied on to a material extent in preparing the above report.

L&A/SCH/DT