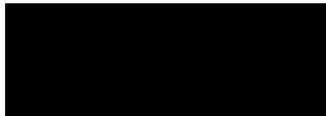




NOTICE OF MEETING

14 April 2025

A MEETING of the CLACKMANNANSHIRE LICENSING BOARD will be held in the COUNCIL CHAMBER, KILNCRAIGS, ALLOA, on TUESDAY 22 APRIL 2025 at 9.30 AM.



DALE BELL

Depute Clerk to the Clackmannanshire Licensing Board

	Page No
1. Apologies	--
2. Declarations of Interest	--
<p>Elected Members are reminded of their obligation to declare any financial or non-financial interest which they may have in any item on this agenda in accordance with the Councillors' Code of Conduct. A Declaration of Interest Form should be completed and passed to the Committee Services Officer.</p>	
3. Confirm Minute of Meeting of the Clackmannanshire Licensing Board held on 18 February 2025 (Copy herewith)	03
4. Licensing (Scotland) Act 2005 – List of Applications	09
(i) Application for Non-Minor Variation of Licence - Application Form, Proposed Operating Plan, LSO Report and Police Scotland Response (Copies herewith)	11
<p>Premises: Haider Mini Market, 2 Lochies Road, Clackmannan, FK10 4EL Applicant: Mohammad Amin Agent: Gordon Emslie, GNE Consultancy</p>	
(ii) Application for Extended Hours – Application Form and LSO Report (Copies herewith)	33
<p>Premises: Chalmers, 2 Bank Street, Alloa, FK10 1HP Applicant: Milimia Limited, Chalmers, 2 Bank Street, Alloa, FK10 1HP</p>	
5. AOCB	--

Clackmannanshire Licensing Board – Board Members 8 (Quorum 4)

Councillors

Wards

Councillor	Kenneth Earle (Chair)	4	Clackmannanshire South	LABOUR
Councillor	Mark McLuckie (Vice Chair)	1	Clackmannanshire West	LABOUR
Councillor	Darren Lee	1	Clackmannanshire West	CONSERVATIVE
Councillor	Graham Lindsay	1	Clackmannanshire West	SNP
Councillor	Donald Balsillie	2	Clackmannanshire North	SNP
Councillor	Martha Benny	2	Clackmannanshire North	CONSERVATIVE
Councillor	William Keogh	2	Clackmannanshire North	LABOUR
Councillor	Fiona Law	2	Clackmannanshire North	SNP

The quorum for the Board by virtue of Schedule 1 paragraph 12(1) of the Licensing (Scotland) Act 2005 is 4 members



MINUTES OF MEETING of the CLACKMANNANSHIRE LICENSING BOARD held in the COUNCIL CHAMBER, KILNCRAIGS, ALLOA, on TUESDAY 18 FEBRUARY 2025 at 9.30 am.

PRESENT

Councillor Kenneth Earle (Chair)
Councillor Donald Balsillie
Councillor William Keogh (Teams)
Councillor Fiona Law
Councillor Darren Lee

IN ATTENDANCE

Paul Fair, Licensing Standards Officer
Lee Robertson, Senior Manager, Legal and Governance (Clerk to the Board)
Sarah Goldberg, Team Leader, Legal and Governance
Shaun Carrol, Licensing Paralegal
Lezli-Anne Sharp, Licensing Administrator
Melanie Moore, Committee Services (Minute)

1.0 APOLOGIES

Apologies were received from Councillor Martha Benny, Councillor Mark McLuckie and Councillor Graham Lindsay.

2.0 DECLARATIONS OF INTEREST

None.

3.0 MINUTES OF MEETINGS OF CLACKMANNANSHIRE LICENSING BOARD HELD ON 5 NOVEMBER 2024

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 14 January 2025 were submitted for approval.

Decision

The minutes of the meeting of the Clackmannanshire Licensing Board held on Tuesday 14 January 2025 were agreed as a correct record and signed by the Chair.

4.0 LICENSING (SCOTLAND) ACT 2005 – APPLICATIONS FOR VARIATION OF LICENCE

(i) Application for Variation of Licence – Auld Brigg Filling Station

Premises: Auld Brigg Filling Station, Auld Brigg Road, Alloa FK9 5QB
Applicant: Penny Petroleum, Old Station House, Powburn, Alnwick,
Northumberland, NE66 4HU

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)
Caroline Loudon, Agent for the Applicant

The Board heard representation from the Licensing Standards Officer. There were no objections received from Police Scotland.

The Licensing Standards Officer (LSO) advised the Board that there was a slight error made on reporting on this application and missed the two words "home deliveries". This would normally attract a representation from the LSO which wasn't made in this instance. The LSO apologised regarding this and had no objections to the matter and the only thing the LSO would have asked for was a set of Standard Local Conditions that are applied for home deliveries to this application. The only issue he had was the agent representing the application has had no opportunity to examine the conditions and given the opportunity to object at this time.

The Board also heard from the agent for the application. She advised that she did not know anything about this and asked for advice from the Clerk.

The Clerk advised that there would be an adjournment for 10 minutes (9.45am) to consider the next steps.

The Board resumed at 9.52am. The Clerk asked for another adjournment at 9.53am. The Board resumed at 10.07am with 5 members present.

The Clerk advised that the Board would not be hearing from the Licencing Standards Officer in relation to this in terms of any objections or confirmations that he may have in relation to this application. The Clerk advised that in terms of the statement of licencing policy, that is a public document, and the expectation will be that the Board can apply the conditions in relation to that policy to this application.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Board grants the application for the Variation for Licence subject to applying the Standard Local Conditions for home deliveries.

Moved by Councillor Fiona Law. Seconded by Councillor Donald Balsillie.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board agreed unanimously to grant the application for the Variation of Licence subject to applying the Standard Local Conditions for home deliveries, namely:

Local Conditions Home Delivery Of Alcohol

1. A written Age Verification Policy (AVP) must be kept and applied to all sales of alcohol for delivery to any place off the premises. This AVP must set out the steps that are to be taken to establish the age of a person attempting to take delivery of alcohol ("the customer") if it appears to the person making delivery of the alcohol that the customer appears to be less than 25 years of age (or such older age as may be specified in the policy).
2. Information must be provided to customers whether online or in store that Alcohol will only be left at the delivery address with a person who can prove that they are over 18 years of age.
3. Premises Licence holders and Premises Managers must ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training in the content and application of the Age Verification Policy to be applied to all deliveries.
4. A record of all persons trained in relation to the Age Verification Policy will be kept on the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.
5. A copy of the training record referred to in No 4 above should be supplied to delivery agent on completion of the training.

6. Licence holders and Premises Managers will ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training to ensure that deliveries of alcohol are not made to persons who are or appear to be drunk.
7. Licence holders using Royal Mail, a private postal service, a courier service or independent delivery drivers will ensure that an age verified signed for delivery option is utilised that requires any package containing alcohol to be left with an adult over 18 at the specified delivery address and at no other place.
8. The premises licence holder will ensure that records of all alcohol deliveries are retained on the premises and that those records contain the following information, the forename and surname of the purchaser, the delivery address, the quantity and type of alcohol delivered and the purchase price.
9. All records, electronic or written made in relation to the delivery of alcohol will be kept on the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer for the area where the premises are located or to a Constable of Police Scotland.

Action

Clerk to the Board

(ii) Application for Variation of Licence – Sasa Convenience Store

Premises: Sasa Convenience Store, Holton Crescent, Sauchie, FK10 3DQ
Applicant: Akila Sajeevan, Sauchie

Attending

Mr Paul Fair, Licensing Standards Officer (LSO)

The applicant was not in attendance

The Board heard representation from the Licensing Standards Officer. There were no objections received from Police Scotland. The applicant had submitted additional information in writing to the Board.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Board grants the application for the Variation of Licence subject to the conditions set out in Appendix A (page 39) of the Licensing Standards Officer's Report.

Moved by Councillor Darren Lee. Seconded by Councillor Kenneth Earle.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board agreed unanimously to grant the applications for the Premises Licence subject to the conditions set out in Appendix A (page 39) of the Licensing Standards Officer's Report, namely:

Local Conditions Home Delivery Of Alcohol

1. A written Age Verification Policy (AVP) must be kept and applied to all sales of alcohol for delivery to any place off the premises. This AVP must set out the steps that are to be taken to establish the age of a person attempting to take delivery of alcohol ("the customer") if it appears to the person making delivery of the alcohol that the customer appears to be less than 25 years of age (or such older age as may be specified in the policy).
2. Information must be provided to customers whether online or in store that Alcohol will only be left at the delivery address with a person who can prove that they are over 18 years of age.

3. Premises Licence holders and Premises Managers must ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training in the content and application of the Age Verification Policy to be applied to all deliveries.
4. A record of all persons trained in relation to the Age Verification Policy will be kept on the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.
5. A copy of the training record referred to in No 4 above should be supplied to delivery agent on completion of the training.
6. Licence holders and Premises Managers will ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training to ensure that deliveries of alcohol are not made to persons who are or appear to be drunk.
7. Licence holders using Royal Mail, a private postal service, a courier service or independent delivery drivers will ensure that an age verified signed for delivery option is utilised that requires any package containing alcohol to be left with an adult over 18 at the specified delivery address and at no other place.
8. The premises licence holder will ensure that records of all alcohol deliveries are retained on the premises and that those records contain the following information, the forename and surname of the purchaser, the delivery address, the quantity and type of alcohol delivered and the purchase price.
9. All records, electronic or written made in relation to the delivery of alcohol will be kept on the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer for the area where the premises are located or to a Constable of Police Scotland.

Action

Clerk to the Board

(iii) Application for Variation of Licence – Lodge Ladywell (1474) Social Club

Premises: Lodge Ladywell (1474) Social Club, 6A Banchory Place, Tullibody,
FK10 2SL
Applicant: M Empson, Secretary Lodge Ladywell (1474) Social Club

Attending

Mr Paul Fair, Licensing Standards Officer
The applicant was unable to attend

The Board heard representation from the Licensing Standards Officer.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Board grants the application for the Variation of Licence subject to the conditions set out in Appendix A (page 51) of the Licensing Standards Officer's Report.

Moved by Councillor Fiona Law. Seconded by Councillor Darren Lee.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board agreed unanimously to grant the applications for the Premises Licence subject to the conditions set out in Appendix A (page 51) of the Licensing Standards Officer's Report, namely:

Local Conditions Outdoor Drinking Areas

1. Consumption of alcohol in the outdoor drinking is not permitted after 10.00 pm. (other times may be agreed in appropriate circumstances).
2. No live or recorded music, live performances or other entertainment is permitted within the outdoor drinking area.
3. No live or recorded music, live performances or other entertainment being offered on the premises should be audible or visible in the outdoor area.
4. Customers using the outdoor drinking area shall at all times be supervised and/or monitored to ensure that nuisance or annoyance to neighbouring residents is not caused. In particular staff must take all reasonable steps to prevent shouting, singing and disorderly conduct within the outdoor area.
5. Customers consuming alcohol must not be permitted to not encroach on to the footpath or any adjoining public area outwith the boundaries or the licenced outdoor drinking area.
6. Where the outdoor drinking facility is to be used during the hours of darkness, the licence holder shall ensure that suitable lighting is provided for the convenience and safety of all persons on the premises.
7. Any facility provided for the comfort of patrons such as outdoor heaters must be used and maintained in a safe manner and in accordance with manufacturers' instructions and any other statutory requirements.
8. Where smoking is permitted in the outdoor drinking area, ashtrays or other suitable receptacles will be provided.
9. Where smoking is permitted in the outdoor drinking area or in part of the outdoor area children and young persons will not be permitted access to the outdoor area or to any part where smoking is permitted, or to any part of the outdoor area where second hand smoke may be present.
10. The Premises Licence Holder must prepare a document for the benefit of the current Premises Manager and any staff working on the premises, explaining how compliance with the conditions of the premises licence, insofar as they relate to the licensed outdoor drinking area, will be achieved and supervised. This document must be available to staff at all times and a record should be kept of all staff trained in relation to it. This Document must also be available on the premises for inspection by the Licensing Standards Officer.
11. In any outdoor drinking area attached to the premises the licence holder will be required to display such notices as prescribed by the Licensing Board. Notices prescribed in relation to this conditions may relate to such matters as:
 - a. Noise;
 - b. Conduct of Customers;
 - c. Children's and Young Person's Access to the Area;
 - d. Permitted hours of use.
12. Outdoor drinking areas which are adjacent to a public place or public footpath, must at all time when the area is in use be clearly delineated by a physical barrier making the extent of the licensed area clear and obvious to any person using the area or using the adjacent public place or footpath.
13. Where the outdoor area is adjacent to an area that is located within the confines of any public alcohol consumption byelaw then a notice (at least A4 in size) to this effect must be erected in a position that it is clearly visible and legible by the licence holder within the area reminding patrons of the consequences of consuming alcohol in the byelaw area.

Action

Clerk to the Board

5.0 LICENSING (SCOTLAND) ACT 2005 SECTION 84 – FINDING OF CONDUCT INCONSISTENT WITH THE LICENSING OBJECTIVES

Personal Licence Holder – Marypuspa Dishanth

The report submitted by the Licensing Standards Officer, provided a summary of events leading to a hearing to consider the appropriate disposal by the Licensing Board of a finding made under Section 84(2).

Attending

Mr Paul Fair, Licensing Standards Officer
The Licence Holder was not in attendance

The Board heard representation from the Licensing Standards Officer.

Motion

Having considered all of the information presented to it and having had opportunity for questions, that the Board revokes the Personal Licence for Marypuspa Dishanth (CC994). The reasons given were that the Personal Licence Holder is not a fit and proper person

Moved by Councillor Kenneth Earle. Seconded by Councillor Fiona Law.

Decision

Having considered all the information presented to it and having had opportunity for questions, the Board agreed unanimously to revoke the Personal Licence for Marypuspa Dishanth as they are not a fit and proper person to hold that licence.

Action

Clerk to the Board

6.0 AOCB

None.

Ends: 10.50 am



**Licensing Board
Licensing (Scotland) Act 2005
MEETING: 22nd April 2025 at 09:30hrs**

**THIS PAPER RELATES TO
ITEM 4
ON THE AGENDA**

Applicant/ Subject	Type	Comments
Haider Mini Market	Non Minor Variation – to amend Operating Plan	<p>Application form and operating plan attached. Police Response and LSO Representation.</p> <p>The Licensing Board are therefore asked to consider all the information before it and having done so to determine whether to:-</p> <ol style="list-style-type: none">1. Grant the licence2. Grant the licence subject to local conditions3. Refuse the application
Chalmers	Extended Hours Application	<p>Application form and LSO Report.</p> <p>The Licensing Board are therefore asked to consider all the information before it and having done so to determine whether to:-</p> <ol style="list-style-type: none">1. Grant the application2. Refuse the application



Licensing (Scotland) Act 2005, Section 29 Application for Variation of Premises Licence

To:

Clerk to the Licensing Board
Clackmannanshire Council
Kilncraigs
Alloa
FK10 1EB

**THIS PAPER RELATES TO
ITEM 4i
ON THE AGENDA**

If you are Completing this Form by Hand, Please Write Legibly in Block Capitals using **BLACK INK**. Please Ensure the Completed Application is Signed by the Applicant, Dated and Returned to the Above Address along with the Fee and the Original Licence or a Statement of Reasons as to why the Original Licence Cannot be Produced.

APPLICANT INFORMATION

Question 1

Name, Address, Postcode and Licence Number of Premises.

HAIDER MINI MARKET
2 LOCHIES ROAD
CLACKMANNAN
FK10 1EB
LICENCE NO: CC 209.

Question 2

Full Name, Address, Postcode, Telephone Number and Email Address of the Current Licensee or the Applicant if Different.

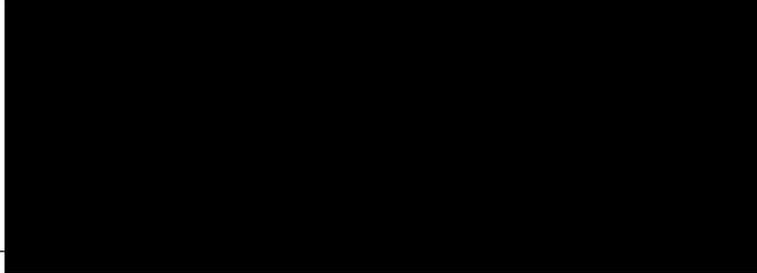
Licensing Board



Clackmannanshire
Council

www.clacksweb.org.uk

MOHAMMAD AMIN



DETAILS OF VARIATION

Question 3

Brief Details of Variation (Continue on Separate Sheet if Necessary)

To ADD
HOME DELIVERY OF FOOD & ALCOHOL.
PARCEL COLLECTION SERVICE
BACKGROUND MUSIC TO BE PLAYED ALL TRADING
HOURS.

OPERATING PLAN

Question 4

Do you Propose to Vary any of the Information Within the Operating Plan
Contained in the Licence?

YES NO

If Yes Please Complete and submit New Operating Plan to include the
Proposed Variations.

Licensing Board



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LAYOUT PLAN

Question 5

Do you Propose a Variation to the Layout Plan Contained in the Licence?

~~YES~~/NO

If Yes Please Supply **6 Copies** of the New Layout Plan Conforming to Paragraph 5 of The Premises Licence (Scotland) Regulations 2007.

CONDITIONS

Question 6

Do you propose a variation to any of the conditions to which the licence is subject?

~~YES~~/NO

If Yes please give details of the proposed variation below

Please Note That You Cannot Vary any Condition Which Is on Your Licence By Virtue Of Section 27(1) Of The Licensing (Scotland) Act, 2005 (Mandatory Conditions).

PREMISES MANAGER

Question 7

If you Propose to Vary the Information Contained in the Licence Relating to the Premises Manager . Please Provide the following information.

Name, Address and Personal Licence Details (Number and Issuing Board) of the Existing Premises Manager

Licensing Board



Clackmannanshire
Council

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If only the existing Premises Manager's Personal Details have Changed
Please Provide details

If there is a Change of Premises Manager Please Provide the following:-

Name and Address of the Proposed Premises Manager

Date and Place of Birth of the Proposed Premises Manager

Email Address and Telephone Number of the Proposed Premises Manager

Licensing Board



**Clackmannanshire
Council**

www.clacksweb.org.uk

Personal Licence

Date of Issue	Name of Licensing Board Issuing	Reference No. Of Personal Licence

Is the Variation Relating to the change of Premises Manager to Take Effect During the Application Period

YES/NO

If the Answer to the Above Question is NO Please Provide Below the Date the Variation is to Take Effect.

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If Signing on Behalf of the Applicant Please State in What Capacity.

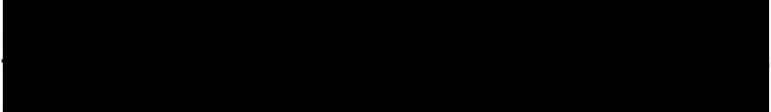
The Contents of This Application Are True to the Best of my Knowledge and Belief.

Signature.....  Date 6/2/2025

* (See Note Overleaf)

Capacity AGENT **APPLICANT/AGENT**
(Delete as appropriate)

Telephone Number and Email Address of Signatory

TEL 
Email: 

Licensing Board



**Clackmannanshire
Council**

www.clacksweb.org.uk

*** Data Protection Act 1998**

The Information on this Form May be Held on an Electronic Public Register Which May be Available to Members of the Public on Request

Clackmannanshire Licensing Board has a duty to protect public funds that it administers and may use this information for the prevention and detection of fraud. For more details, please contact The Councils, Senior Auditor, on telephone number 01259 452047

Checklist	
Fee enclosed	
Application signed/dated	
Original Licence enclosed or a Statement of reasons for failing to produce the Licence	
New Operating Plan Enclosed	
New Layout Plan Enclosed	



OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

1(a) Will alcohol be sold for consumption solely ON the Premises?	NO
1(b) Will alcohol be sold for consumption solely OFF the Premises?	YES
1(c) Will alcohol be sold for consumption both ON and OFF the Premises?	NO
*Delete as appropriate	

Question 2

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **ON** PREMISES

DAY	ON CONSUMPTION	
	OPENING TIME	TERMINAL HOUR
MONDAY	N/A	N/A
TUESDAY	N/A	N/A
WEDNESDAY	N/A	N/A
THURSDAY	N/A	N/A
FRIDAY	N/A	N/A
SATURDAY	N/A	N/A
SUNDAY	N/A	N/A

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1 5(a) Activity	COL. 2 Please Confirm YES/NO	COL. 3 To Be Provided During Core Licensed Hours Please Confirm YES/NO	COL. 4 Where Activities Are Also to Be Provided Outwith Core Licensed Hours Please Confirm YES/NO
Accommodation	No	No	No
Conference Facilities	No	No	No
Restaurant Facilities	No	No	No
Bar Meals	No	No	No
5(b) Activity Social Functions Including:	Please Confirm YES/NO	To Be Provided During Core Licensed Hours Please Confirm YES/NO	Where Activities Are Also to Be Provided Outwith Core Licensed Hours Please Confirm YES/NO
Receptions Including Wedding, Funerals, Birthdays, Retirements Etc.	No	No	No
Club of Other Group Meetings etc.	No	No	No
5(b) Activity Entertainment Including:	Please Confirm YES/NO	To Be Provided During Core Licensed Hours Please Confirm YES/NO	Where Activities Are Also to Be Provided Outwith Core Licensed Hours Please Confirm YES/NO
Recorded Music – see 5(g)	Yes	Yes	Yes
Live Performance – See 5(g)	No	No	No
Dance Facilities	No	No	No
Theatre	No	No	No

Films	No	No	No
Gaming	No	No	No
Indoor/Outdoor Sports	No	No	No
Televised Sport	No	No	No
5(d) Activity	Please Confirm YES/NO	To Be Provided During Core Licensed Hours Please Confirm YES/NO	Where Activities Are Also to Be Provided Outwith Core Licensed Hours Please Confirm YES/NO
Outdoor Drinking Facilities	No	No	No
5(e) Activity	Please Confirm YES/NO	To Be Provided During Core Licensed Hours Please Confirm YES/NO	Where Activities Are Also to Be Provided Outwith Core Licensed Hours Please Confirm YES/NO
Adult Entertainment*	No	No	No

* Adult Entertainment means any form of entertainment which-
(a) involves a person performing an act of an erotic or sexually explicit nature; and
(b) is provided wholly or mainly for the sexual gratification or titillation of the audience

Where you have answered **YES** in respect of any entry in Column 4 above, please provide further details below

Background music will be played all trading hours

5(f) Any Other Activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below

Food to Go Home delivery of food and alcohol Parcel collection service
--

5(g) Late Night Premises Opening after 1.00am

Where You Have Confirmed That You Are Providing Live or Recorded Music Will The Decibel Level Exceed 85dB	N/A
---	------------

When Fully Occupied Are There Likely To Be More Customers Standing Than Seated	N/A
--	------------

*Delete As Appropriate	
------------------------	--

Question 6 (On-Sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When Alcohol Is Being Sold For Consumption On The Premises Will Children Or Young Persons Be Allowed Entry	YES/NO*
	N/A	

6(b) Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry

N/A

6(c) Provide Statement Regarding the **AGES** of children or Young Persons to be Allowed Entry

N/A

6(d) Provide Statement Regarding the **TIMES** During Which Children and Young Persons will be Allowed Entry

N/A

6(e) Provide Statement Regarding the **PARTS** of the Premises to Which Children and Young Persons Will Be Allowed Entry

N/A

Question 7

CAPACITY OF PREMISES

What is the Proposed Capacity of the Premises to Which This Application Relates?

Alcohol display area is 22.33m²

Question 8

PREMISES MANAGER (NOTE Not Required Where Application is For Grant of Provisional Premises Licence)

Personal Details

8(a) Name

Wiqas Ahmad

8(b) Date of Birth

[REDACTED]

8(c) Contact Address

[REDACTED]

8(d) Email Address

[REDACTED]

8(e) Personal Licence

Date of Issue	Name of Licensing Board Issuing	Reference No. Of Personal Licence
18 th May 2017	Clackmannanshire Licensing Board	CC729

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If Signing on Behalf of the Applicant Please State in What Capacity.

The Contents of This Operating Plan Are True to the Best of my Knowledge and Belief.

Signature*Gordon Emslie*.....* (See Note Below)

Date14th Feb 2025.....

CapacityAGENT..... (Delete as appropriate)

Telephone Number and Email Address of Signatory

....Tel [REDACTED]

..Email: [REDACTED]

.....

*** Data Protection Act 1998**

The Information on this Form May be Held on an Electronic Public Register Which May be Available to Members of the Public on Request

ARTICLE 18 & 19

APPLICATIONS TO WHICH SPECIAL PROCEDURE APPLIES – FULL LICENCE HELD

- 18 – (1) An application falls within this article if each of paragraphs (2) to (4) apply in respect of it.
- (2) The application must relate to premises in respect of which at the time that application is made there is in force a relevant permission granted-
- (a) before the beginning of the transitional period, or
 - (b) following upon a provisional grant of a licence made before the beginning of that period.
- (3) The operating plan and layout plan which accompany the application under subparagraphs (i) and (ii) of section 20(2)(b) of the 2005 Act must show that-
- (a) it is proposed that-
 - (i) the size and capacity of the premises;
 - (ii) the general nature of the premises; and
 - (iii) any entertainment to be provided on the premises,are to be substantially the same as at the date of the application; and
 - (c) alcohol is not to be sold on the premises outside the hours authorised by the relevant permission (whether by virtue of the original grant or by virtue of section 57, 58, 59, 60 or 64 of the 1976 Act(a)).
- (4) The application must be made by the appropriate date, determined in accordance with article 20.

APPLICATIONS TO WHICH SPECIAL PROCEDURE APPLIES- PROVISIONAL LICENCE HELD

- 19 – (1) An application falls within this article if each of paragraphs (2) to (4) apply in respect of it.
- (2) The application must relate to premises in respect of which at the time the application is made there is in effect a licence under Part 11 of the 1976 Act-
- (a) which was provisionally granted prior to the beginning of the transitional period; and
 - (b) the provisional grant of which has not yet been declared final.
- (3) The operating plan and layout plan which accompany the application under subparagraphs (i) and (ii) of section 20(2)(b) of the 2005 Act must show that-
- (a) it is proposed that-
 - (i) the size and capacity of the premises;
 - (ii) the general nature of the premises; and
 - (iii) any entertainment to be provided on the premises,are to be substantially the same as was proposed in the application which led to the provisional grant under the 1976 Act; and
 - (b) alcohol is not to be sold on the premises outside the hours authorised by the licence provisionally granted under the 1976 Act.
- (4) The application must be made by the appropriate date, determined in accordance with article 20.



Partnership and Performance

Kilncraigs, Greenside Street, Alloa, FK10 1EB

Telephone: 01259 450000

Memo

To: **The Clerk to the Licensing Board
Kilncraigs
Greenside Street
Alloa
FK10 2AD**

From: **Paul Fair
Licensing Standards Officer**

Extension: **2091**

Email: **pfair@clacks.gov.uk**

Our Ref: **PF/LSO/NPL/REP/CC209**

Your Ref:

Date: **8 April, 2025**

Subject: **Licensing (Scotland) Act, 2005. Section 29
Non Minor Variation – Addition of Home Delivery of Alcohol
Haider Mini Market
2 Lochies Road, Clackmannan.**

1. Having considered the content of the application to vary the premises licence, I have the following comments to make, these comments should be treated as a representation in the terms of section 22 of the Licensing (Scotland) Act, 2005.
2. The application to be determined is an application for a non minor variation.
3. The variation seeks to add home delivery of groceries, including alcohol to the operating plan.
4. I have no concerns about the home delivery of alcohol, and the Boards views on the matter are recorded in their own Statement of Licensing Policy.
5. The proposed operating plan is amended to show at Question 5(f) indicated that the premises would offer home delivery of food and alcohol.
6. The Clackmannanshire Licensing Board Statement of Licensing Policy 2023-2028 (the Policy) confirms at page 19 that the Board will require all premises seeking to make home deliveries of alcohol to have this specified on their operating plan.
7. The Policy goes on to indicate that home delivery of alcohol should be robustly managed and is likely to attract additional local conditions where the Licensing Board think it is necessary and expedient for the purposes of the licensing objectives.
8. In this case, I would suggest that to support compliance with the licensing objectives contained within the Licensing (Scotland) Act, 2005, that if the Board decide to grant the licence they should apply additional local conditions of the type suggested in the Policy.
9. At **Appendix A** I have drafted proposed conditions for the benefit of the Licensing Board that I believe will adequately address the common concerns that surround the home delivery of alcohol.

10. I would suggest that these proposed conditions are necessary and expedient for the purposes of the licensing objectives.
11. Those concerns are deliveries being made to under age persons, or to persons who are drunk or at serious risk of harm from drinking alcohol, and deliveries being made by untrained individuals, or by couriers that do not have robust age verification measures in place.
12. I have no further concerns about the application.

Paul Fair

Licensing Standards Officer.

Appendix A

Draft Local |Conditions Home Delivery Of Alcohol

These conditions may only be applied by the licensing Board once they confirm that it is necessary and expedient or the purposes of the licensing objectives.

1. A written Age Verification Policy (AVP) must be kept and applied to all sales of alcohol for delivery to any place off the premises. This AVP must set out the steps that are to be taken to establish the age of a person attempting to take delivery of alcohol ("the customer") if it appears to the person making delivery of the alcohol that the customer appears to be less than 25 years of age (or such older age as may be specified in the policy).
2. Information must be provided to customers whether online or in store that Alcohol will only be left at the delivery address with a person who can prove that they are over 18 years of age.
3. Premises Licence holders and Premises Managers must ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training in the content and application of the Age Verification Policy to be applied to all deliveries.
4. A record of all persons trained in relation to the Age Verification Policy will be kept on the premises and made available to the Licensing Standards Officer and any Constable of Police Scotland.
5. A copy of the training record referred to in No 4 above should be supplied to delivery agent on completion of the training
6. Licence holders and Premises Managers will ensure that all persons involved in the delivery of alcohol from the premises have received appropriate training to ensure that deliveries of alcohol are not made to persons who are or appear to be drunk.
7. Licence holders using Royal Mail, a private postal service, a courier service or independent delivery drivers will ensure that an age verified signed for delivery option is utilised that requires any package containing alcohol to be left with an adult over 18 at the specified delivery address and at no other place.
8. The premises licence holder will ensure that records of all alcohol deliveries are retained on the premises and that those record contain the following information, the forename and surname of the purchaser, the delivery address, the quantity and type of alcohol delivered and the purchase price.
9. All records, electronic or written made in relation to the delivery of alcohol will be kept on the premises for at least 12 months and will be made available on demand to a Licensing Standards Officer for the area where the premises are located or to a Constable of Police Scotland.

09/04/2025

Your Ref: 95

Our Ref: 17355



Clerk to the Licensing Board
Clackmannanshire Council
Kilncraigs
Alloa
FK10 1EB

Roddy Irvine
Chief Superintendent
Divisional Commander

Forth Valley Division Headquarters
Randolphfield
St Ninian's Road
Stirling
FK8 2HD

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
HAIDER MINI MARKET (A & T FOODSTORES)
2 LOCHIES ROAD, CLACKMANNAN, CLACKMANNANSHIRE, FK10 4EL.
PREMISES LICENCE HOLDER: ARSHAD MAHMOOD, [REDACTED]
[REDACTED]**

I refer to the above variation of a premises licence in terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of adding the following activities to the licence:

- Home delivery of food and alcohol
- Parcel collection service
- Background music to be played all trading hours

In terms of Section 29(5) this request can be considered a variation.

I have no adverse comment to make regarding the variation proposed.

Yours faithfully



Roddy Irvine
Chief Superintendent
Divisional Commander

25 MAR 2025



Clackmannanshire Council

Comhairle Siorrachd Chlach Mhanann

www.clacks.gov.uk

Licensing Board

Licensing (Scotland) Act 2005, Section 68 Application for Extended Hours

To:

Clerk to the Licensing Board
Clackmannanshire Council
Kilncraigs
Alloa
FK10 1EB

**THIS PAPER RELATES TO
ITEM 4ii
ON THE AGENDA**



If you are Completing this Form by Hand, Please Write Legibly in Block Capitals using **BLACK INK**. Please Ensure the Completed Application is Signed by the Applicant, Dated and Returned to the Above Address along with the Fee.

APPLICANT INFORMATION

(An Application for Extended Hours can only be made by the Premises Licence Holder for a Special Event or Occasion to be Catered for on the Premises or for a Special Event of Local or National Significance)

Question 1

Name, Address, Postcode and Licence Number of Premises.

CHALMERS 2 BANK STREET ALLOA FK10 1HP	
Premises Licence No.	CC 0064

Question 2

Full Name, Address, Postcode, Telephone Number and Email Address of the Current Licensee.

MILIMIA Geo	MILIMIA LIMITED CHALMERS 2 BANK STREET ALLDA FK10 1HP
Personal Licence No. (if held)	

DETAILS OF SPECIAL EVENT OR OCCASION TO BE CATERED FOR ON THE PREMISES or OF SPECIAL EVENT OF LOCAL OR NATIONAL SIGNIFICANCE

Question 3

Brief Details of Special Event (Continue on Separate Sheet if Necessary)

20th birthday Party to celebrate the Chalmers Trading for 20 years. We will be having a special one off night with guest DJs from the past 20 years making an appearance. We consider this an event of local significance given our 20 years trading.
--

Hours

Question 4

Please detail the current licensed hours of the premises.
(Detail hours for all days in which you are applying to extend)

Commencement Hour	Terminal Hour
10:PM	01:00 AM

Question 5

Please detail the proposed extended hours.

Commencement Hour	Terminal Hour
10pm	02:00 AM

Question 6

Please detail the proposed period during which the extended hours will apply
(Period must not exceed one month)

First Day/Date	Last Day/Date (if different from first day)
4/5/25	5/5/25

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If Signing on Behalf of the Applicant Please State in What Capacity.

The Contents of This Application Are True to the Best of my Knowledge and Belief.

Signature [REDACTED] * (See Note Below)

Date 19/3/25

Capacity PREMISES MANAGER ~~APPLICANT/AGENT~~
(Delete as appropriate)

Telephone Number and Email Address of Signatory

[REDACTED]

[REDACTED]

[REDACTED]

If you require any further information please contact the Licensing Administrator on telephone number 01259 452093 or email address licensing@clacks.gov.uk

*** Data Protection Act 1998**

The Information on this Form May be Held on an Electronic Public Register
Which May be Available to Members of the Public on Request

Clackmannanshire Licensing Board has a duty to protect public funds that it administers and may use this information for the prevention and detection of fraud. For more details, please contact The Councils, Senior Auditor, on telephone number 01259 452047

Checklist	
Fee enclosed	<input checked="" type="checkbox"/>
Application signed/dated	<input checked="" type="checkbox"/>



Memo

To: The Clerk to the Licensing Board
Kilncraigs
Alloa
FK10 1EB

From: Paul Fair
Licensing Standards Officer

Extension: 2091

Email: pfair@clacks.gov.uk

Our Ref: PF/LSO/EH/CC044

Your Ref:

Date: 8 April 2025

Subject: Licensing (Scotland) Act, 2005, Section 68
Report on Application for Extended Hours
Chalmers, Bank Street, Alloa.
20th Anniversary Event

I refer to the above subject and have to report as follows :-

Section 69(1)(b) of The Licensing (Scotland) Act, 2005 requires that the Licensing Standards Officer for the area be notified of all Extended Hours Applications. Section 69(3) of the Act requires the licensing Standards Officer to submit a report setting out his comments on the application.

1. Having read the content of the application and having made such enquiry as necessary I would like to make the following comments:-
2. Section 68 of the Licensing (Scotland) Act, 2005 states :-
 - 1) The appropriate Licensing Board may—
 - (a) on the application of the holder of the premises licence in respect of any licensed premises, and
 - (b) if the Board consider it appropriate to do so in connection with—
 - (i) a special event or occasion to be catered for on the premises, or

- (ii) a special event of local or national significance,
3. extend the licensed hours in respect of the premises by such period as is specified in the application or such other period as the Board consider appropriate.
 4. This report relates to an application to extend the terminal hour on Sunday 4 May 2025, from 1am until 2am
 5. The extended hours are sought to facilitate a 20th anniversary celebration of the business on the premises.
 6. The Premises Manager or another Personal Licence Holder will be on the premises for the duration of the event.
 7. Based on the information contained with in the submitted application having taken into consideration the relevant part of the Clackmannanshire Council Statement of Licensing Policy, and by reference to the legislation detailed above the Board must decide whether or not grant the application.
 8. I have no further comment to make about this application

Paul Fair

Licensing Standards Officer.