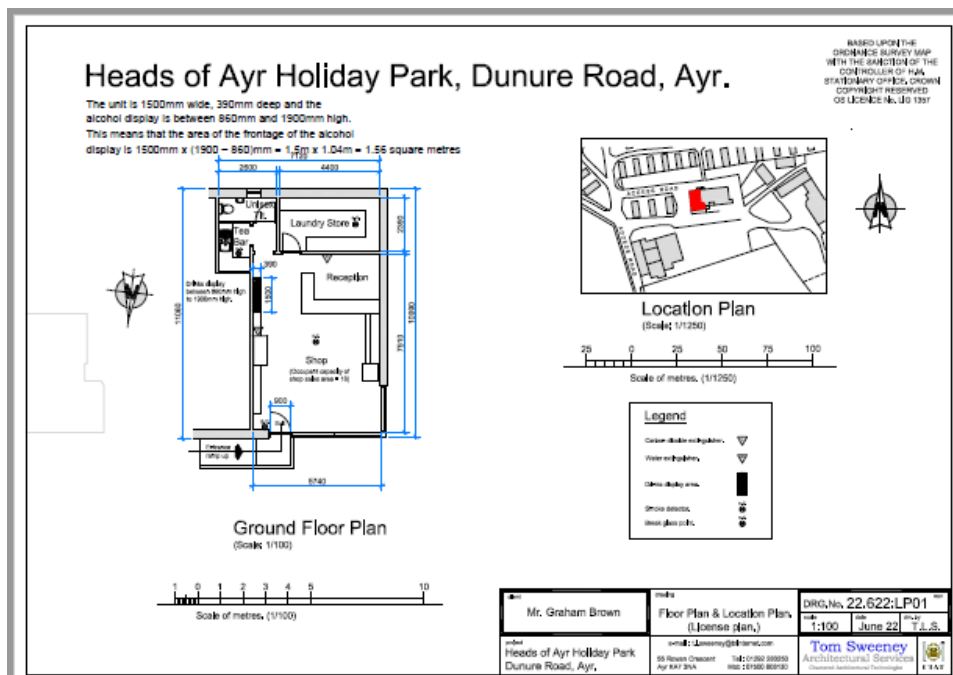


Application for Premises Licence

Applicant	Premises
1. Bennane Shore Holiday Park	The Shop Heads of Ayr Caravan Park Ayr
Retail Sale of Alcohol (Off Premises)	Every day 11:00 – 22:00





Bòrd-ceadachaidh-Siorrachd-Àir-a-Deas

**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 12 JANUARY 2023**

**SUBJECT: APPLICATION FOR
PREMISES LICENCE**

**THE SHOP
HEADS OF AYR CARAVAN PARK
AYR**

APPLICANT

**BENNANE SHORE HOLIDAY PARK
LENDALFOOT
GIRVAN**

APPLICATION REPORT

1. Background:

An application for a premises licence for a retail shop.

The core hours sought are 11:00- 22:00 daily for off sales only.

The premises currently operate as a retail store serving the Caravan Park.

The applicant is seeking an alcohol display area of 1.56 square metres which has been agreed with Building Standards.

2. Reports

There have been no objections or representations.

Section 50 Certificate from Planning, Building Standards and Environmental Health has been lodged along with the application.

The applicant has provided a disabled access and facilities statement -Appendix 1.

The applicant has provided details of how they will meet the licensing objectives – Appendix 2.

3. **Board Options**

The Board should establish what it considers to be locality. Generally, in this area the Board has considered a radius of 500 metres. The premises in that area are:-

Address	Capacity
The Bracken Bar Heads Of Ayr Caravan Park Ayr	250 persons

The Board must, in considering and determining the application consider whether any of the grounds for refusal applies and-

- (A) if none of them applies, the Board must grant the application, or
- (B) if any of them applies, the Board must refuse the application.

The grounds for refusal are—

- (a) that the subject premises are excluded premises. Excluded premises are defined as premises used as a garage or which form part of premises which are so used. Premises are used as a garage if they are used for one or more of the following-
- (b) the sale by retail of petrol or derv
- (c) the sale of motor vehicles, or
- (d) the maintenance of motor vehicles

However, premises used for the sale by retail of petrol or derv, or which form part of premises so used, are not excluded premises if persons resident in the locality in which the premises are situated are, or are likely to become, reliant to a significant extent on the premises as the principal source of –

- (i) petrol or derv, or
- (ii) groceries (where the premises are, or are to be, used also for the sale by retail of groceries).

(C) that the application must be refused under section 25(2), 64(2) or 65(3),

(D) that the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives,

(E) that, having regard to—

- (i) the nature of the activities proposed to be carried on in the subject premises,
- (ii) the location, character and condition of the premises, and
- (iii) the persons likely to frequent the premises,

the Board considers that the premises are unsuitable for use for the sale of alcohol,

(e) that, having regard to the number and capacity of—

- (i) licensed premises, or
- (ii) licensed premises of the same or similar description as the subject premises, in the locality in which the subject premises are situated, the Board considers that, if the application were to be granted, there would, as a result, be overprovision of licensed premises, or licensed premises of that description, in the locality.

Person to Contact:

Karen Briggs
Depute Clerk
County Buildings
Wellington Square, Ayr
Telephone (01292) 617687
Date 21st December 2022

SCHEDULE 6 Regulation 7
DISABLED ACCESS AND FACILITIES STATEMENT

Licensing (Scotland) Act 2015, section 26(2)(b)(iv)

Question 1

Disabled access and facilities

1(a)	Is there disabled access to the premises?	YES <i>[Signature]</i>
1(b)	Do you have facilities for those with a disability?	YES <i>[Signature]</i>
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people?	YES <i>[Signature]</i>
*Delete as appropriate		

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

Question 2

Disabled access to, from and within the premises

Please provide clear and detailed description of how accessible the premises are for disabled people, e.g. ramps, accessible floors, signage.

The premises are able to be accessed from a ramp to the entrance door of the premises. Thereafter, once inside the premises, they are all on the same level.

Question 3

Facilities available

Please describe in detail the facilities provided for disabled people, e.g. disabled toilets, lifts, accessible tables.

The premises comprise a small shop for use by park residents. The premises are all on the one level with a ramp access to the door of the premises which is then all on the level

Question 4

Other provisions

Please provide details of any other provisions made to aid the use of the premises by disabled people, e.g. assistance dogs welcome, large print menus.

Assistance dogs are welcome on the premises and there is always a member of staff available to assist any person who may require assistance with their shopping.

Meeting The Licensing Objectives

Premises: Shop, Heads of Ayr Holiday Park, Ayr

Preventing Crime and Disorder

1. Proof of age scheme whereby anyone appearing to be under 25 will be required to produce I.D. (passport, driving licence or young Scot/PASS approved id card)
2. Refusals book will be completed and retained
3. Customers considered to be unfit through drink or drugs will be refused service
4. CCTV is in use in the premises

Preventing Public Nuisance

1. The Shop will close at 10pm and in accordance with provision of the licence there will be no alcohol sales after this time.
2. The Shop is not close to any other residents, other than those utilising the Park. All guests are reminded of the need to respect all other park users / proprietors to ensure everyone can enjoy their time at the Park.
3. No bottles or rubbish to be put in outside bins after 22.00 hours

Securing Public Safety

1. The premises has in place procedures for :
 - (a) entry and exit control
 - (b) evacuation procedures
 - (c) accident / incident reporting and recording
2. Daily inspections are undertaken and recorded to check all traffic routes round the shop
3. There are appropriate fire extinguishers in the premises
4. All members of staff are provided with appropriate training and supervision to assist in securing customers safety.
5. CCTV is in use in the premises.

Protecting and Improving Public Health

1. Posters will be displayed containing sensible drinking messages

2. All members of staff are trained to be aware of the risks of excessive consumption of alcohol and when to refuse service.
3. A wide selection of non-alcoholic drinks are available
4. The Park is a family friendly environment and the staff will seek to ensure that this is not disrupted by excessive consumption of alcohol.

Protection of Children from Harm

1. Alcohol will only be located in a restricted area of the premises and other stronger alcohol will be kept behind the counter.
2. Proof of age scheme whereby anyone appearing to be under 25 will be required to produce I.D. (passport, driving license or young Scot/PASS approved id card)

Application for a Premises Licence

2.	Chi Yuen Peter Fong	Lychees 41 South Harbour Street Ayr				
	Retail Sale of Alcohol (On Premises)	<table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">Monday to Saturday</td> <td style="width: 70%;">12:00 – 00:30</td> </tr> <tr> <td>Sunday</td> <td>14:30 – 00:00</td> </tr> </table>	Monday to Saturday	12:00 – 00:30	Sunday	14:30 – 00:00
Monday to Saturday	12:00 – 00:30					
Sunday	14:30 – 00:00					





Bòrd-ceadachaidh-Siorrachd-Àir-a-Deas

**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 12 JANUARY 2023**

**SUBJECT: APPLICATION FOR
PREMISES LICENCE**

**LYCHEES
41 SOUTH HARBOUR STREET
AYR**

APPLICANT

CHI YUEN PETER FONG

APPLICATION REPORT

1. Background:

An application for a premises licence for a Chinese Restaurant

The core hours sought are Monday to Saturday 12:00- 00.30 and Sunday 14.30 to 00.00 for on sales only.

The premises were previously licensed but the licence ceased to have effect as the company holding the premises licence was dissolved on 3rd April 2012. The premises is currently operating using occasional licences.

The applicant is seeking a capacity of 100 persons which has been agreed with Building Standards.

2. Reports

There have been no objections or representations.

Section 50 Certificate from Planning, Building Standards and Environmental Health has been lodged along with the application.

The applicant has provided a disabled access and facilities statement -Appendix 1.

The applicant has provided details of how they will meet the licensing objectives – Appendix 2.

3. Board Options

The Board should establish what it considers to be locality. Generally, in this area the Board has considered a radius of 300 metres. The premises in that area are:-

Address	Capacity
Ye Olde Forte Bar 39 South Harbour Street Ayr	56 persons
Waterfront Bar And Restaurant 4 South Harbour Street Ayr	140 persons
Rusty Nail 9-13 South Harbour Street Ayr	100 persons
Smugglers 7 South Harbour Street Ayr	60 persons
Ocean Stores Churchill Tower South Harbour Street Ayr	17.8m2
Anchor Bar 1 South Harbour Street Ayr	60 persons
The Ship Inn 36 North Harbour Street Ayr	65 persons
Co-op 65 Sangate Ayr	29.98m2
The West Kirk 58A Sandgate Ayr	304 persons
New City Restaurant 27-29 Sandgate Ayr	80 persons
Robbies Drams 3 Sandgate Ayr	54.54m2
Billy Bridges Bar 8 Sandgate Ayr	90 persons
Pandora 32 New Bridge Street Ayr	70 persons
Willie Wastles Bar And Restaurant 14/16 New Bridge Street Ayr	400 persons
The Ruby Seven Days Restaurant 22 New Bridge Street Ayr	43 persons
Central Bar 13 New Bridge Street Ayr	50 persons
Aldi 33 Main Street Ayr	32.77m2
The Brig 1 Main Street Ayr	50 persons

The Smoking Goat 2A Academy Street Ayr	85 persons
Whigham's Of Ayr 8 Academy Street Ayr	50m2

The Board must, in considering and determining the application consider whether any of the grounds for refusal applies and-

- (A) if none of them applies, the Board must grant the application, or
(B) if any of them applies, the Board must refuse the application.

The grounds for refusal are—

- (a) that the subject premises are excluded premises. Excluded premises are defined as premises used as a garage or which form part of premises which are so used. Premises are used as a garage if they are used for one or more of the following-
- (b) the sale by retail of petrol or derv
(c) the sale of motor vehicles, or
(d) the maintenance of motor vehicles

However, premises used for the sale by retail of petrol or derv, or which form part of premises so used, are not excluded premises if persons resident in the locality in which the premises are situated are, or are likely to become , reliant to a significant extent on the premises as the principal source of –

- (i) petrol or derv, or
(ii) groceries (where the premises are, or are to be, used also for the sale by retail of groceries).

(C) that the application must be refused under section 25(2), 64(2) or 65(3),

(D) that the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives,

(E) that, having regard to—

- (i) the nature of the activities proposed to be carried on in the subject premises,
(ii) the location, character and condition of the premises, and
(iii) the persons likely to frequent the premises,

the Board considers that the premises are unsuitable for use for the sale of alcohol,

(e) that, having regard to the number and capacity of—

- (i) licensed premises, or
(ii) licensed premises of the same or similar description as the subject premises,
in the locality in which the subject premises are situated, the Board considers that, if the application were to be granted, there would, as a result, be overprovision of licensed premises, or licensed premises of that description, in the locality.

Person to Contact:

Karen Briggs
Depute Clerk
County Buildings
Wellington Square, Ayr
Telephone (01292) 617687
Date 21st December 2022

SCHEDULE 6 Regulation 7
DISABLED ACCESS AND FACILITIES STATEMENT
Licensing (Scotland) Act 2005, section 20(2)(b)(iii)

Question 1**Disabled access and facilities**

l(a)	Is there disabled access to the premises	YES
l(b)	Do you have facilities for those with a disability	YES
l(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES
<i>*Delete as appropriate</i>		

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

Question 2**Disabled access to, from and within the premises**

Please provide clear and detailed description of how accessible the premises are for disabled people. e.g. ramps, accessible floors, signage.

Level access from public road with on street parking close by.

All public areas including WCs are at ground floor level with no steps or barriers

Question 3

Facilities available

Please describe in detail the facilities provided for disabled people. e.g. disabled toilets, lifts, accessible tables.

A disabled toilet for the use of a wheelchair user is fully accessible.

Question 4

Other provisions

Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.

There are a number of tables allocated for easy wheelchair access for disabled customers.

Assistance dogs are also welcome.

Our menu is in large print

Meeting The Licensing Objectives

Premises: Lychees, 41 South Harbour, Street, Ayr, KA7 1JA

Preventing Crime and Disorder

1. Proof of Age Scheme (Challenge 25) whereby anyone appearing to be under the age of 25 will be required to produce identification (passport, photo card driving licence or Young Scot Pass approved ID card).
2. An extensive CCTV system will be installed and operated internally and externally.
3. It is intended to employ mainly locally resident staff who will be fully trained and uniformed
4. All staff contracts will include requirement that staff will participate fully in the training and refresher courses which will be made available to them.

Preventing Public Nuisance

1. External areas adjacent to the premises will be inspected and swept on a regular basis each day.
2. No gatherings of young persons will be allowed in the vicinity of the premises and any such potential gatherings will be actively discouraged by staff.
3. As mentioned above all staff will be provided with appropriate training including standards of behaviour both within and outwith the premises.

Securing Public Safety

1. As mentioned previously, an extensive CCTV system will be in operation.
2. There will be appropriate fire extinguishers and signage.
3. Appropriate Health & Safety signs will also be on display.
4. The premises will operate an alarm system.
5. There will be disabled access to the premises and sufficient space for wheelchair use.
6. An incident book will be in operation.

Protecting and Improving Public Health

1. As previously mentioned staff members will be trained regarding the risks of excessive alcohol consumption and to identify circumstances when service should be refused.
2. A wide variety of non-alcoholic drinks will be available.
3. All menus will include healthy options.

Protection of Children from Harm

1. Any children or young persons entering the premises will be closely monitored if not accompanied by an adult.
2. Reference is made to the CCTV system mentioned above.