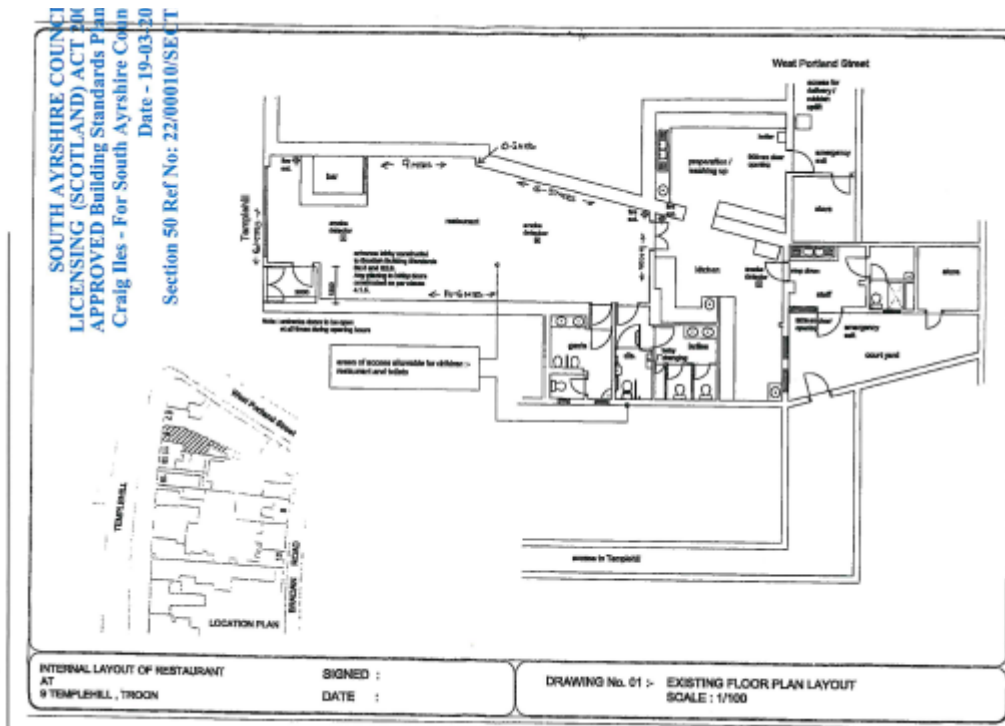


Application for Premises Licence

Applicant	Premises
1. Gaik Keow Gan	The Garden 9 Templehill Troon
Retail Sale of Alcohol (Off Premises)	Every day 12:00 – 22:30





Bòrd-ceadachaidh-Siorrachd-Àir-a-Deas

**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 23 AUGUST 2023**

**SUBJECT: APPLICATION FOR
PREMISES LICENCE**

**THE GARDEN
9 TEMPLEHILL
TROON**

APPLICANT

GAIK KEOW GAN

APPLICATION REPORT

1. Background:

An application for a premises licence for a Chinese Restaurant

The core hours sought are Monday to Sunday 12:00- 22.30.

The premises were previously licensed, but the licence ceased to have effect on 25th January 2022. The premises is currently operating using occasional licences.

The applicant is seeking a capacity of 40 persons.

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
The Fox 18 West Portland Street Troon	137 persons
Lido 11-17 West Portland Street Troon	210 persons
Nisa Day To Day 16 West Portland Street Troon	34.68m2
Maharani 42-46 West Portland Street Troon	60 persons
Morrisons Dukes Road Troon	187.84m2
Anchorage Hotel 149 Templehill Troon	288 persons
Number 47 47 Templehill Troon	120 persons
Links 11 Templehill Troon	95 persons
The Jar 33 Ayr Street Troon	28.08m2
Brodies Deli 39 Ayr Street Troon	2m2
3 Idiots 39 Portland Street Troon	55 persons
Spar 12/14 Portland Street Troon	38.99m2
Blueberrys 3 South Beach Troon	36 persons
Lonsdale 15 Portland Street Troon	96 persons
Tinto Tapas 10 Portland Street Troon	74 persons
Girvans 66 Portland Street Troon	70 persons
Dan McKay's 71 Portland Street Troon	80 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 9th August 2023

SCHEDULE 6 Regulation 7
DISABLED ACCESS AND FACILITIES STATEMENT

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

Question 1**Disabled access and facilities**

1(a)	Is there disabled access to the premises	YES
1(b)	Do you have facilities for those with a disability	YES
1(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.

<p>Disabled access to the premises is from Templehill with a level route directly from the public pavement in to the premises. There is also on street carparking adjacent to the premises.</p> <p>The access is suitable for wheelchair users and elderly customers and all public areas including the toilet accommodation is at ground floor level with no steps or barriers.</p>
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Question 3

Facilities available

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

There is one disabled toilet for the use of wheelchair users and is fully accessible at ground floor level.

Tables assessable to wheelchair users are also available.

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.

Large print menus are available and assistance dogs are welcome.

Meeting The Licensing Objectives

Premises: The Garden, 9 Templehill, Troon, KA10 6BQ

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.

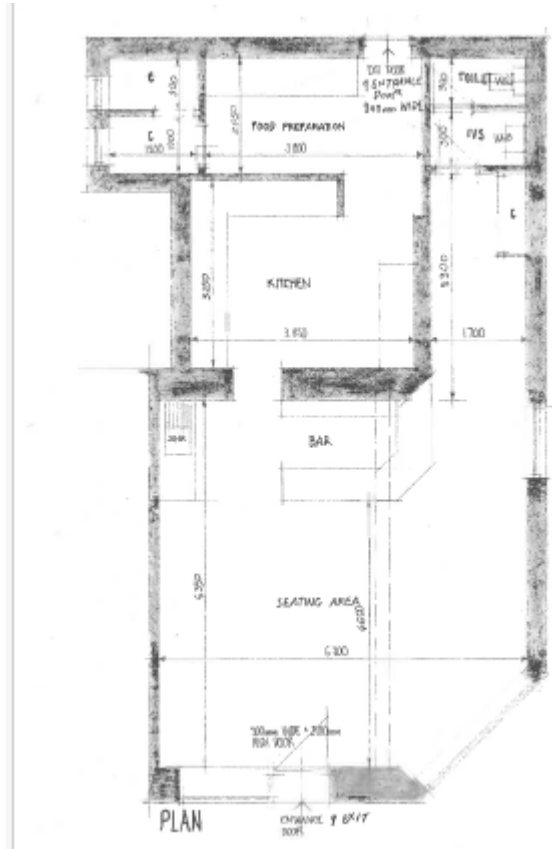
Protecting and Improving Public Health

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.

Applicant	Premises	
2. Pushp Traders Ltd	Aldente Ayr 172 Prestwick Road Ayr	
Retail Sale of Alcohol (Off Premises)	Every day	12:00 – 22:00





Bòrd-ceadachaidh-Siorrachd-Àir-a-Deas

**REPORT BY THE CLERK TO THE
LICENSING BOARD OF 23 AUGUST 2023**

**SUBJECT: APPLICATION FOR
PREMISES LICENCE**

**ALDENTE AYR
172 PRESTWICK ROAD
AYR**

APPLICANT

PUSHP TRADERS LTD

APPLICATION REPORT

1. Background:

An application for a premises licence for an Italian Restaurant

The core hours sought are Monday to Sunday 12:00- 22.00.

The applicant is seeking a capacity of 30 persons.

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
Ayr Service Station 78-80 Prestwick Road Ayr	29.4m ²
Woodfield Stores 149 Prestwick Road Ayr	28.41m ²
Beijing Palace 242 Prestwick Road Ayr	48 persons
Tesco Express 86 Prestwick Road Ayr	29.476m ²
Tams Brig Convenience Store 4 Prestwick Road Ayr	10.63m ²
Spar 153 Adamton Road South Prestwick	7.887m ²

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:

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Date 9th August 2023

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

Regulation 7

Question 1

Disabled access and facilities

1(a)	Is there disabled access to the premises	YES NO*
1(b)	Do you have facilities for those with a disability	YES / NO*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES / NO*
*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.

Accessible floors
 Signage for disabled toilet

Meeting the licensing objectives

Premises: Aldente Ayr, 172-174 Prestwick Rd, Ayr, KA8BNP

Preventing Crime and disorder

1. Strict anti-drug policy in place
2. Toilets will be checked on a regular basis
3. Glasses and bottles will be collected as soon as empty
4. Proof of age will be required to purchase any alcohol. We will operate a think 25 policy whereby anybody who appears under the age of 25 will be asked for formal ID (passport/driving license/young scott/PASS approved card.)

Preventing Public Nuisance

1. No bottles or rubbish to be removed after 22:00
2. Waste receptacles provided for smokers outside the premises
3. Regular inspection and cleaning on outside front of premises

Securing Public Safety

1. The premises has procedures in place for entry and exit control evacuation procedures accident reporting and recording.
2. Daily inspections of all exit routes and signage fire alarm emergency lighting.
3. Appropriate fire extinguishers in place
4. All members of staff are provided with appropriate training and supervision to assist in securing customers safety.
5. CCTV on premises.

Protecting and improving public health

1. Posters will be displayed containing sensible drinking messages.
2. All members of staff trained to be aware of excessive consumption of alcohol and when to refuse service.
3. A wide selection of non-alcoholic drinks are available.
4. Our menu will include healthier options to allow customers to make informed choices about their food.

Protection of children from harm

1. Only children and young persons accompanied by an adult will be allowed on the premises.
2. No adult entertainment on the premises.
3. No gambling on the premises.