

## Joint Meeting – Forum and Board

Thursday 3<sup>rd</sup> November

Diamond Jubilee Room

**Present:** Councillor Eric Milligan (CEM) (Board Convenor), Councillor Chas Booth (CCB), Councillor Michael Bridgman (CMB), Councillor Gavin Barrie (CGB), Councillor Cammy Day, Rosaleen Harley (RH), John Lee (JL), James Nicholson, Kenneth Fairgrieve, Sergeant John Young, Elizabeth Oldcorn, John Murphy, Norman Tinlin, Marshall Bain (MB), Chris Wigglesworth, Bridget Stevens, Graeme Arnott (GA), Peter Swanson (PS), Nick Fraser (NF), Morag Leck (ML)

**In attendance:** Roger Colkett (RC), Inspector David Happs, Gregan Crawford, Isla Burton

**1) Apologies** - Robin Morris, Jim Sherval, Samuel Piacentini, Penny Richardson, Dennis Williams

**2) Overprovision** - RH, for the discussion with the Board, In addition to the Leith docks and South Leith areas already of special consideration; to recommend to the board the current Leith Neighbourhood partnership area, is an area of special consideration for off-sale premises. CEM, discussed topic of overprovision and advised that a new Board will be in place in May. CCB, is interested in whether the recommendation will come before the new Board, and was curious to know what has changed since the last Policy regarding overprovision in this area. He also requested that any statistics are circulated with the formal recommendation. RH, confirmed that any formal recommendation would be made to the new Board when producing their Policy, and acknowledged that more work is required on the statistics. CGB, advised that the whole of the current Leith Neighbourhood Partnership area, is of great size; and is difficult to say that it can all be an area of special consideration. CCB, asked JL if off-sale premises can give numbers on the amount of alcohol they sell. JL would consider raising the point at one of his meetings; however he only represents small retailers, and not large supermarkets. CEM, concluded that he will raise the issue with board members to make them aware of the forums position.

**3) Would the Board consider the “Agent of Change” principle to be a fair practice that they would consider making a Board policy decision on?** – MB, raised the issue of ‘audible nuisance’, and the Agent of Change principle; which would give Licence Holders the comfort of knowing that what they have done for several years with no issues, will not change following a new neighbour complaining of noise. NF explained that ‘agent of change’ is not a matter for the board to consider when reviewing a Licence, or determining a New application.

**4) Minimum pricing of alcohol – any Board comments?** - CEM, explained that the board must wait for the outcome of the Scotch Whisky Associations appeal against the minimum pricing of alcohol.

**5) AOCB** – RC, asked when areas are of special consideration; what impact does it have when the Board consider an application. CEM, stated that the Board treat every application in its own merit, and take consideration from both officers and Police Scotland information. GA, asked for information on the Annual Fee. ML, explained that the New Legislation requires Boards to publish a Financial Statement. PS, queried the level of fees, and has asked for these to be published. CMB, has asked for the Board to produce the figures. RH, how many Major Variation applications for the new noise condition are being heard at the next Board. NF, confirmed there will be less than 10. RH, thanked all for attending.