

**MINUTE**  
**of**  
**EAST RENFREWSHIRE LICENSING BOARD**

**Minute of meeting held at 10am in the Council Chamber, Council Headquarters, Eastwood Park, Rouken Glen Road, Giffnock on 20<sup>th</sup> February 2025**

**Present:** Councillor Paul Edlin (Chair), Provost Mary Montague, Councillor Andrew Morrison, Councillor Kate Campbell

**Attending:** Nicola McEleny (Senior Solicitor): Inspector Alan Ferris, Police Scotland: Dominic McMahon, Licensing Standards Officer (LSO) and David Higgins Civic Licensing Enforcement Officer.

Convenor: Dr Edlin

1. **Apologies:** Cllr Colm Merrick, Cllr David MacDonald
2. **Minutes of meeting held on 10th October 2024:** Approved.
3. **Declarations of Interest:** No declarations made.
4. **Applications under the Licensing (Scotland) Act 2005:-**

**a) Application for Major Variation – Retro Bar and Grille, Unit 12 Westbourne Centre, 56 Kelburn Street, Barrhead, G78 1LR**

Ms Loudon appeared for the applicant. She indicated that the application contained significant changes as the Operating Plan had not been reviewed in some time. She presented the applicant's position reiterating the amendments sought to the licence as outlined in the papers before the Board.

The police and Licensing Standards Officer had no objection to the application, the latter mentioning that the only condition recommended to be attached was a 9pm curfew to be placed on the outdoor service.

The Board had no questions in connection with both the Application's terms and the representations as presented by Ms Loudon.

Having considered both the application's terms and the Applicant's representations the Board unanimously agreed to grant the application.

**5. Application for Occasional Licence - Foodies Festival**

Mr Jeremy Hitchen, the applicant appeared personally. He was the previous Licence Holder for the Foodies Festival in years 2022, 2023 and 2024.

The Board were presented with the Report of the LSO as well as the Applicant outlining the terms of the application made by him.

It was noted that recommendations for conditions to be added had been made by both the LSO and Police Scotland. The Board were presented with the Conditions by both the LSO and Inspector Alan Ferris. The Board expressed their dissatisfaction with the circumstances arising from the previous Foodies Festival held in Rouken Glen Park which prompted concerns. The Board made it clear that they were reluctant to grant a further licence for this year's event. They indicated that they felt the Applicant had not taken seriously the various conditions that have been added throughout the years the festival has taken place. Particular concern and comment was made on the limited amount of security presence, the nonchalant behaviour of vendors towards the alcohol guidelines/conditions imposed and the condition of the park following the event amongst other things.

In response to suggestions for improvement/conditions, the Applicant was amenable to incorporation of same to assist in improving the event.

The Board adjourned at 10.49am to make their decision and consider both the Report, recommended conditions and the discussions that had taken place.

The Board returned to make their decision at 11.21am.

The decision was made to grant the application, but subject to stringent conditions which are as noted. The Board's Chair, Cllr Edlin made it abundantly clear that should the conditions be ignored or fettered in any way at the event then consideration will be afforded to refusing the occasional licence on the next occasion.

The licence was granted subject to the following conditions:-

- Police recommendation on the number of stewards to be in attendance, and the percentage of SIA stewards required to be present.
- A cut off point for additional vendors with a deadline of 7 days prior to the festival opening date, to allow the LSO to vet each vendor prior to the opening.
- An increase in the Bond for damage to parks with parks to provide a figure for same.
- Removal of signage after the event, with a penalty being imposed if signage is required to be removed by council staff.
- The age verification policy for this event will be Challenge 25 and Challenge 25 procedures to be implemented by all stall holders.
- Age verification at point of entry to create a two-tier system to include mandatory wristbands for age groups
- All alcoholic products will be served/decanted into paper, plastic or PET bottles.
- Products in glass containers will not be served to customers at this event from any on-sales outlet
- Off sale purchases sold only within sealed bag with stewarding instructed to question and confiscate any open off-sale purchases
- There will be a limit of 4 drinks per person per transaction
- Unaccompanied under 18s will be prevented from gaining immediate access to the alcohol sales point of any bar unless accompanied by an adult aged over 21
- Strict responsibility towards enforcing irresponsible drinks promotions
- Alcohol Management Plan to be submitted and complied with.

- Should a stall be found to be unstaffed it should be excluded from continuing sales
- Personal licence holders to cover each designated area/zone to create presence of same.

Cllr Edlin (Chair) made it clear that if the application comes before the Board next year they will consider the provision that all stallholders require a personal licence holder to be present at each stall, rather than designated areas/zones.

Provost Montague left the Board Meeting at this point

## **6. Premises with Unpaid annual fees**

ER032 – Cowan Park Bowling Club, Barrhead  
 ER057 – Scotch & Rib Aye, Glasgow Road, The Hurlet, Barrhead, G787TH  
 ER082 - Tesco, Main Street, Thornliebank, G46 7RX  
 ER194 - Jasmine One, Fenwick Road, Giffnock, G46 6UE  
 ER249 - Café Roma, 76 Busby Road, Clarkston, G76 7AU  
 ER269 - Usave, Springhill Avenue, Barrhead, G78 2BD  
 ER289 - Southside, Fenwick Road, Giffnock, G46 6XF  
 ER295 - Badaboom, 275 Burnfield Road, Giffnock, G467TH  
 ER302 - Nigiri, 198 Fenwick Road, Giffnock, G46

The Board were advised that of the above named Premises – Scotch & Rib Aye (ER057), Southside (ER289) and Usave (ER269) had now paid and therefore no longer required to be considered.

With reference to the others:-

### **ER032 Cowan Park Bowling Club**

The Board elected to revoke the licence having heard from the LSO that the Cowan Park Bowling Club is no longer in operation.

### **ER082 Tesco, Main Street**

The Board elected to revoke the licence given that Tesco is no longer located at this address. The licence holders have been written to and have not responded.

### **ER194 Jasmine One**

The Board elected to send a final written warning letter to the premises offering 7 days for payment to be made otherwise the licence will be suspended.

### **ER249 Café Roma**

The LSO advised the Board Members that the licence holders have been written to and that it appears there is some issue over the current tenants. There has been no application for variation, which it is believed is required. In any event, if a variation is required to be submitted, the current tenants have

suggested they have been in place for 4 months and thus have not met the deadline of submitting an application within 6 weeks of change. The matter will have to come before the Board at the next Licensing Board in May. Having considered the response email received from “Café Roma” contained within the papers, and the representations by the LSO, the Board elected to Suspend the licence until payment is made, and where necessary a Variation application submitted.

#### **ER295 Badaboom**

The Board elected to send a final written warning letter to the premises offering 7 days for payment to be made otherwise the licence will be suspended.

#### **ER302 Nigiri**

The LSO advised the Board Members that the licence holders have been written to and that it appears the premises might be under new management. There has been no application for variation, which is potentially required. Having considered representations by the LSO, the Board elected to send a final written warning letter to the premises offering 7 days for payment to be made otherwise the licence will be suspended.

### **7. Licensing (Scotland) Act 2005 and the Licensing (Fees) (Scotland) Regulations 2007 – Amendment to Variation Fee Structure**

Having considered the Report by the Clerk to the Licensing Board and the presentation made by Nicola McEleny in relation to same, the Board unanimously approved the amendment to the fee structure as recommended within the Report

### **8. Date of next meeting: 15<sup>th</sup> May 2025**

