

**The Highland Licensing Board**

**Meeting – 25 April 2022**

Agenda Item	<b>9.2</b>
Report No	<b>HLB/036/22</b>

**Application for a major variation of premises licence under the Licensing (Scotland) Act 2005**

**Glencoe Ski Centre, White Corries, Glencoe, PH49 4HZ**

**Report by the Clerk to the Licensing Board**

**Summary**

This report relates to an application for a major variation of premises licence by Glencoe Mountain Limited, Glencoe Ski Centre, White Corries, Glencoe, PH49 4HZ.

**1.0 Description of premises**

1.1 The Glencoe Ski Centre is situated at the White Corries, Glencoe. The former premises was destroyed by a fire on Christmas Day 2019 and has since been completely reconfigured.

The major variation application seeks to create a new café and revise the layout of the premises to include a customer café, separate bar counter, mezzanine area and customer toilets. The premises also offers alcohol for consumption on and off the premises, together with outdoor drinking facilities.

**2.0 Current operating hours**

2.1 The former premises currently enjoyed the following operating hours:

**On sales:**

Monday to Saturday: 1100 hours to 2300 hours  
Sunday: 1200 hours to 2300 hours

**Off sales:**

Monday to Sunday: 1000 hours to 2200 hours

### **3.0 Summary of variation application**

#### **3.1 Variation sought**

The applicant seeks to vary the premises licence as follows:-

1. Increase core on-sale opening hours on Sunday to 1100 hrs (previously 1200 hrs)
2. Change name of premises to White Corries Café.
3. Increase capacity to 140 persons (previously 100).
4. Seasonal Variation - request to take advantage of any seasonal extensions offered by the Licensing Board over the festive season.
5. Revise description of premises to reflect new build.
6. Revision to layout plan following complete re-configuration of premises as a result of original café being destroyed by Fire on Christmas Day 2019. New layout includes a separate bar counter.
7. Revise children's policy to reflect addition of bar counter.
8. Appointment of new Designated Premises Manager.

#### **4.0 Background**

- 4.1 On 15 March 2022 the Licensing Board received an application for a major variation of a premises licence from Glencoe Mountain Limited.
- 4.2 The application was publicised during the period 17 March until 7 April 2022 and confirmation that the site notice was displayed has been received.
- 4.3 In accordance with standard procedure, Police Scotland, the Scottish Fire & Rescue Service and the Council's Community Services (Environmental Health) and Planning and Building Standards were consulted on the application.
- 4.4 Notification of the application was also sent to NHS Highland and the local Community Council.
- 4.5 Further to this publication and consultation process, no timeous objections or representations have been received.
- 4.6 The applicant must nevertheless be given the opportunity to be heard before the Board determines the application and has accordingly been invited to attend a meeting on Microsoft Teams. The applicant has been advised of the hearings procedure.

## **5.0 Legislation**

5.1 The Licensing Board must in considering and determining the application, consider whether any grounds of refusal apply and if none of them applies, the Board must grant the application.

Relevant grounds of refusal may be: -

1. the grant of the application will be inconsistent with one or more of the licensing objectives;
2. having regard to (i) the nature of the activities carried on or 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 the premises are unsuitable for use for the sale of alcohol in accordance with the proposed variation;
3. that 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 the same or similar description as the subject premises, in the locality.

5.2 For the purposes of the Act, the licensing objectives are-

- (a) preventing crime and disorder,
- (b) securing public safety,
- (c) preventing public nuisance,
- (d) protecting and improving public health, and
- (e) protecting children and young persons from harm.

5.3 The Board only has power either to grant the application and make a variation of the conditions to which the licence is subject or to refuse the application.

5.4 If the Board refuses the application, the Board must specify the ground for refusal and if the ground for refusal relates to a licensing objective, the Board must specify the objective in question.

## **6.0 Licensing Standards Officer**

- 6.1
- The LSO has provided the following comments:-
    - The refurbished facilities are of a new design and layout and updated layout plans have been submitted detailing the changes and uplift in capacity.
    - The operators have modernised the operating plan requesting on sales hours to commence from 1100hrs on Sundays. Such a change is allowed for in Board policy and in the opinion of the LSO will not lead to conflict with the licensing objectives.

- Seasonal variations have been applied for to allow operation in line with the HLB Extended Festive Hours Policy, again this is supported as being reasonable and justified by the LSO.
- The premises, although licensed, create a very family friendly environment in which children and young persons can be present without issue. Reflecting the high numbers of children and school groups who visit, the children and young persons policy has been amended to allow children of sufficient maturity to access the premises for food and non alcoholic beverages unaccompanied until 1800hrs after which time adult supervision is a requirement. Such a change is supported by the LSO and in his view complies with the licensing objectives.
- During the consultation phase of this application no objections or representations were received by the Board.

## **7.0 HLB local policies**

7.1 The following policies are relevant to the application:-

- (1) Highland Licensing Board Policy Statement 2018-23
- (2) Highland Licensing Board Equality Strategy

## **8.0 Conditions**

### **8.1 Mandatory conditions**

If the application is approved the mandatory conditions set out in Schedule 3 of the Act will apply.

### **8.2 Local conditions**

None proposed.

## **Recommendation**

The Board is invited to determine the above application.

If the Board is minded to refuse the application, the Board must specify the ground for refusal and if the ground for refusal is in relation to a licensing objective, the Board must specify the objective in question.

Reference: HC/RSL/1300  
Date: 8 April 2022  
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