

HIGHLAND LICENSING BOARD

Minute of the meeting of the **Highland Licensing Board** held in the Council Chamber, Council Headquarters, Glenurquhart Road, Inverness on Tuesday, 12 May 2026 at 9.30am.

Present:

Dr C Birt, Mr J Bruce, Mr J Grafton (Convener), Mr S Kennedy, Ms K MacLean, Mr D Macpherson (from Item 11.2), Mr K Rosie.

In Attendance:

Mr I Meredith, Solicitor, Clerk to the Board
Mr G Somers, Solicitor
Mr G Cameron, Licensing Standards Officer
Mr S Campbell, Licensing Standards Officer
Mr E Mackinnon, Licensing Standards Officer
Mrs G MacPherson, Senior Committee Officer

Also In Attendance:

Sergeant Paterson, Police Scotland

Item 6.1: Tracey Whyte, Estate Manager
Item 6.2: Laura Livings, Applicant
Item 6.3: Mingnonne Khazaka, Estate Factor
Item 7.1: Andrew Hunter, Applicant's Solicitor
Items 7.3 to 7.5: Ross Faulds, Applicant's Solicitor, Massimo House, North Area Manager, Wildland Hospitality Ltd
Items 8.1 to 8.7: Audrey Junner, Applicant's Solicitor
Item 8.9: George Irving, Licence Holder
Items 9.1 to 9.5 and 11.3: Caoimhe Hunter Blair, Licence Holder's Solicitor, Vekanta Gaddam, Licence Holder
Item 11.1 Amanda Simpson, Licence Holder

Briefing on Protocol for Webcasting of Meetings

The Convener advised the Board that the meeting would be filmed and broadcast over the internet on the Highland Council website and would be archived and available for viewing for 12 months.

1. Apologies for Absence Leisgeulan

Apologies for absence were intimated on behalf of Mrs J Hendry, Ms E Knox, and Mr D Millar.

2. Declarations of Interest Foillseachaidhean Com-pàirt.

Item 11.1: Mr S Kennedy

**3. Confirmation of minutes
Dearbhadh a' gheàrr-chunntais**

There had been submitted for confirmation as a correct record the minute of the meeting of the Highland Licensing Board held on 31 March 2026.

**4. Licensing (Scotland) Act 2005
Licences granted under delegated powers
Ahd Ceadachd (Alba) 2005
Ceadachdan a bhuilicheadh fo ùghdarras air a thiomnadh**

There had been circulated Report No HLB/26/26 detailing Licences which had been granted under delegated powers by the Clerk to the Board during the period 19 March 2026 to 29 April 2026.

The Board **NOTED** the Report.

**5. Licensing (Scotland) Act 2005
Occasional licences and extended hours granted under delegated powers
Ahd Ceadachd (Alba) 2005
Ceadachdan Corra-uair agus uairean sìnte a bhuilicheadh fo ùghdarras air a thiomnadh**

There had been circulated Report No HLB/27/26 detailing Occasional Licences and Extended Hours Applications which had been granted under delegated powers by the Clerk to the Board during the period 19 March 2026 to 29 April 2026.

The Board **NOTED** the Report.

**6. Licensing (Scotland) Act 2005
Applications for new premises licences
Ahd na Ceadachd (Alba) 2005
Larrtas airson cheadachdan thogalaichean ura**

6.1 Ref: HC/INBS/719

Applicant: Tormore Estate Limited, 45 Park Road, London, NW10 7LQ

Premises: Tomlay Shoot Room, Bridge Brown, Tomintoul, AB37 9HR

Type: On and off sales

There had been circulated Report No HLB/28/26 by the Clerk.

The estate manager spoke in support of the application.

The Tormore Estate was primarily managed for conservation and wildlife restoration. The Tomlay Shoot Room, a remote premises within the estate, would host ticket only events for groups of up to 12 or 25 people and the licence would allow the premises to offer whisky tastings from the Tormore Distillery and the sale of whisky to guests.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions only.

6.2 Ref: HC/INBS/720

Applicant: Laura Livings, Beryldene, Main Street, Newtonmore, P20 1DR

Premises: Coffee at Dalraddy – Coffee Trailer, Dalraddy Holiday Park Street Food Hub, Aviemore, PH22 1QB

Type: Off sales

There had been circulated Report No HLB/29/26 by the Clerk.

The applicant spoke in support of her application.

The premises was located within Dalraddy Holiday Park. It was a small business which was normally open until 1800 hrs, but could be open until 2000 hrs during peak periods. The applicant wished to provide liqueur coffees to park guests or users of the food hub. The alcohol would not be on display, it would be stored securely and no bottles would be sold.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions only.

6.3 Ref: HC/INBS/721

Applicant: Ben Alder Estate Ltd, The Estate Office, Ben Alder Estate, Dalwhinnie, PH19 1AE

Premises: Ben Alder Estate, Dalwhinnie. PH19 1AE

Type: On and off sales

There had been circulated Report No HLB/30/26 by the Clerk.

The estate factor spoke in support of the application.

The premises wished to offer full service packages which would include hosting events, whisky tastings, fully catered dinners, and the provision of lunch hampers for customers out fishing. There was no intention to sell to non-guests.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions only.

6.4 Ref: HC/RSL/2172

Applicant: Calum Slowther & Sophie Z Hall t/a Clachamish House

Premises: Clachamish House, Portree, Isle of Skye, IV51 9NY

Type: On sales

There had been circulated Report No HLB/31/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for a new premises licence subject to the mandatory conditions and local condition (m).

7. Licensing (Scotland) Act 2005

Applications for provisional premises licences

Achd Ceadachd (Alba) 2005

Iarrtas airson ceadachdan thogalaichean le cumha

7.1 Ref: HC/INBS/718

Applicant: Hotel Chocolat Retail Limited, Mint House, Newark Close, Royston, SG8 5HL

Premises: Hotel Chocolat, Unit 17, Eastgate Shopping Centre, Inverness, IV2 3PP

Type: On and off sales

There had been circulated Report No HLB/32/26 by the Clerk.

The applicant's solicitor spoke in support of the application.

Hotel Chocolat had moved to a new unit within the Eastgate Centre and the store had been successfully operating under an occasional licence since the move.

The Board **AGREED** to **GRANT** the application for provisional premises licence subject to the mandatory conditions only.

7.2 Ref: HC/CSR/2171

Applicant: Durness Golf Club, Balnakeil, Durness, Sutherland, IV27 4PX

Premises: Durness Golf Club, Balnakeil, Durness, Sutherland, IV27 4PX

Type: On and off sales

There had been circulated Report No HLB/33/26 by the Clerk.

In response to a question, the Licensing Standards Officer (LSO) advised that Durness Golf Club had not held a licence previously, and that the licence would benefit club members, visiting golfers and tourists.

The Board **AGREED** to **GRANT** the application for provisional premises licence subject to the mandatory conditions and local condition (m).

7.3 Ref: HC/CSR/2166

Applicant: Wildland Hospitality Limited, Kinrara House, Kinrara, Aviemore, PH22 1QA

Premises: Hope Lodge, Hope, Sutherland, IV27 4UJ

Type: On and off sales

There had been circulated Report No HLB/34/26 by the Clerk.

The applicant's solicitor spoke in support of applications under Agenda Items 7.3 to 7.5.

The applications were in relation to 3 premises within the Hope Estate in the North of Sutherland. Hope Lodge, a Grade II listed building, dated back to 1870 and had been restored as an intimate hotel and retreat with a small number of bedrooms. It could be hired for exclusive use or individual hotel-style bookings. There was also a variety of public rooms, outside space and external event space.

The Clachan was a communal gathering centre where guests could congregate. It hosted a café, gym and spa, in addition to staff accommodation

and offices. The Clachan would only be available to guests through exclusive hire.

The Ferryman's and Keepers cottages had 2 and 3 bedrooms respectively and it was envisaged that guests would be provided with complimentary refreshments, with alcohol available to order.

Works currently being undertaken at Hope Lodge would be completed within the next couple of weeks and the applicant awaited the required Section 50 certification.

The Board **AGREED** to **GRANT** the application for provisional premises licence subject to the mandatory conditions, local conditions (f) and (k), and the following special conditions;

1. A person trained to the satisfaction of the Licensing Board in administering first aid must be present on the premises from 0100 hrs (on any day when the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs; and

2. A designated person who is the holder of a personal licence must be present on the premises from 0100 hours (on any day on which the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs or such other time as the Licensing Board may specify.

7.4 Ref: HC/CSR/2167

Applicant: Wildland Hospitality Limited, Kinrara House, Kinrara, Aviemore, PH22 1QA

Premises: The Clachan (otherwise Shepherds Cottage), Hope, Sutherland, IV27 4UJ

Type: On and off sales

There had been circulated Report No HLB/35/26 by the Clerk.

Since the submission of this application, the relevant Section 50 certification had been received. The Clerk therefore confirmed that the proposal could proceed as an application for a full licence rather than a provisional one.

The Board **AGREED** to **GRANT** the application for new premises licence subject to the mandatory conditions, local conditions (f) and (k), and the following special conditions;

1. A person trained to the satisfaction of the Licensing Board in administering first aid must be present on the premises from 0100 hrs (on any day when the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs; and

2. A designated person who is the holder of a personal licence must be present on the premises from 0100 hours (on any day on which the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs or such other time as the Licensing Board may specify.

7.5 Ref: HC/CSR/2168

Applicant: Wildland Hospitality Limited, Kinrara House, Kinrara, Aviemore, PH22 1QA

Premises: Ferryman's and Keepers, Hope, Sutherland, IV27 4UJ

Type: On and off sales

There had been circulated Report No HLB/36/26 by the Clerk.

Since the submission of this application, the relevant Section 50 certification had been received. The Clerk therefore confirmed that the proposal could proceed as an application for a full licence rather than a provisional one.

The Board **AGREED** to **GRANT** the application for new premises licence subject to the mandatory conditions, local conditions (f) and (k), and the following special conditions;

1. A person trained to the satisfaction of the Licensing Board in administering first aid must be present on the premises from 0100 hrs (on any day when the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs; and

2. A designated person who is the holder of a personal licence must be present on the premises from 0100 hours (on any day on which the premises are open at that time) until whichever is the earlier of-

- (a) the time at which the premises next close; and
- (b) 0500 hrs or such other time as the Licensing Board may specify.

8. Licensing (Scotland) Act 2005

Applications for variation (major) to premises licences

Achd Ceadachd (Alba) 2005

Iarrtasan airson Caochladh (Mòr) a thaobh ceadachdan thogalaichean

8.1 Ref: HC/INBS/074

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, 16a/18b Smithton Park, Inverness, IV2 7PB

Type: Off sales

There had been circulated Report No HLB/37/26 by the Clerk.

The applicant's solicitor spoke in support of Scotmid's applications under Agenda Items 8.1 to 8.7.

All applications sought to include home deliveries as an activity within the operating plan, with some also requesting the addition of recorded music. The conditions proposed by the LSO were accepted in relation to each application, and were consistent with Scotmid's own policies.

These applications formed part of a wider project being undertaken by Scotmid across their Scottish estate to gradually introduce home delivery services. This was in reaction to changing customer habits and increased demand in rural areas.

All drivers received appropriate training, and customers using the home delivery app were notified that identification must be presented upon delivery and that recipients must be aged 18 or over. If suitable identification was not provided, the alcohol would be returned to the store.

Clarification was sought, and provided by the Clerk, in terms of the delivery hours.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.2 Ref: HC/INBS/633

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, Kilmore, Drumnadrochit, IV63 6UW

Type: Off sales

There had been circulated Report No HLB/38/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)

- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.3 Ref: HC/INBS/428

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, 6 Hilton Village, Inverness, IV2 4HT

Type: Off sales

There had been circulated Report No HLB/39/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.4 Ref: HC/INBS/273

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, Unit 1, Bridgemill, Forres Road, Nairn, IV12 5AA

Type: Off sales

There had been circulated Report No HLB/40/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.5 Ref: HC/INBS/096

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, Balloan Road, Balloan Park, Inverness, IV2 4PF

Type: Off sales

There had been circulated Report No HLB/41/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.6 Ref: HC/INBS/380

Applicant: Scottish Midland Co-operative Society Ltd, Hillwood House, 2 Harvest Drive, Newbridge, EH28 8QJ

Premises: Scotmid, The Square, Beauly, IV4 7BX

Type: Off sales

There had been circulated Report No HLB/42/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.7 Ref: HC/CSR/0314

Applicant: Scottish Midland Co-operative Society Ltd per Hill Brown, The Forsyth Building, 5 Renfield Street, Glasgow

Premises: Scotmid, 37 High Street, Avoch

Type: Off sales

There had been circulated Report No HLB/43/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions, and the following special conditions:

- (1) You must keep delivery records (see below) on the premises and in the delivery vehicle.
- (2) No deliveries before 6am or after midnight.
- (3) All payments must be processed during licensed hours (10am to 10pm)
- (4) Challenge 25 must be applied when delivering the alcohol.
- (5) The record keeping requirements are that a daybook must be kept at your despatch premises and a delivery book or invoice carried by the driver or courier must specify: (a) the quantity, description and price of alcohol, and (b) the name and address of the person to whom it is being delivered.

8.8 Ref: HC/INBS/377

Applicant: Nairn Dunbar Golf Club, Lochloy Road, Nairn, IV12 5AE

Premises: Nairn Dunbar Golf Club, Lochloy Road, Nairn, IV12 5AE

Type: On and off sales

There had been circulated Report No HLB/44/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for a major variation to the premises licence, subject to the existing conditions, additional local conditions (m),(n)(i), (o), and (p), and the following special condition;

- Alcohol sold from the halfway house on the golf course will only be supplied to golfers and caddies using the golf course to play golf.

8.9 Ref: HC/CSR/0314

Applicant: Irvings of Ord

Premises: Ord House Hotel, Muir of Ord

Type: On and off sales

There had been circulated Report No HLB/45/26 by the Clerk.

The licence holder spoke in support of the application.

The premises was a Grade II listed building dating back to 1637, which had been renovated and upgraded over the past 5 years. The variation would accommodate a new layout, matching the premises with the level of business anticipated.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions.

8.10 Ref: HC/RSL/1054

Applicant: Smiddy House Property Limited

Premises: Smiddy House, Roy Bridge Road, Spean Bridge, PH34 4EU

Type: On and off sales

There had been circulated Report No HLB/46/26 by the Clerk.

The Board **AGREED** to **GRANT** the application for major variation to the premises licence subject to the existing conditions and additional local conditions (m) and (n).

9. Licensing (Scotland) Act 2005
Premises licence review hearings
Achd Cheadachd (Alba) 2005
Iarrtasan airson èisteachd ath-bhreithneachail air ceadachd togalaich

9.1 Ref: HC/INBS/517

Licence Holder: V&C Stores Limited

Premises: Merkinch Store & Post Office, 1-3 Lochalsh Road, Inverness

Type: Off sales

There had been circulated Report No HLB/47/26 by the Clerk.

The Board heard from the Licensing Sergeant who advised, in terms of Section 36(1) of the Licensing (Scotland) Act 2005, of an application to the Board for review of the premises known as Merkinch Stores and Post Office. This was in terms of the grounds set out at Section 36(3)(za), having regard to the licensing objectives, that the licence holder was not a fit and proper person to hold a premises licence. The application for review was also made in terms of Section 36(3)(b) of the Act on the grounds relevant to one or more of the licensing objectives, namely preventing crime and disorder and securing public safety. Details were provided to the Board for consideration and could be found in Appendix 1 of the report.

In response to a question from the licence holder's solicitor, the Licensing Sergeant confirmed that presumptive test kits showed positive for cannabis and this was sufficient for charge. For court purposes the products were to be sent to a laboratory for evidential testing.

Speaking on behalf of the licence holder, the solicitor submitted that the Board should decide that the grounds for review set out in Section 36(3) of the Act had not been established.

Information was shared in relation to Mr Gaddam, who had taken over the running of the store in October 2025. This included the inheritance of approximately 90% of the stock belonging to the previous owner, which included tobacco, vapes and alcohol. Previous Trading Standards visits had resulted in minor recommendations being made to the store, such as the removal of cigarette papers from display. These were actioned immediately.

Mr Gaddam was registered for Tobacco Track and Trace and the premises was licensed to sell tobacco. It was highlighted that although the premises records

still showed the previous owner's name, trading was still permitted. A registration number was provided.

The licence holder's solicitor provided further information in relation to the Police search and the products seized, and that Mr Gaddam's position was that the products were lawful. Referral was made to the LSO's comments at Appendix 2 of the report. Thereafter, it was submitted that Mr Gaddam had not acted contrary to any of the licencing objectives.

Summing up, the Licensing Sergeant requested a review of the premises licence due to concerns about the sale and display of unregulated cigarettes and vapes, as well as hemp related products and smoking paraphernalia. These practices were considered inconsistent with the licensing objectives, raising serious concerns around the responsible operation of the premises.

In response to a question, the Licensing Sergeant stated that the information contained within the Police report highlighted that Mr Gaddam was not registered to sell tobacco and vape products at that time, which was confirmed by Trading Standards at the time of the search.

During her summing up, the licence holder's solicitor stated that the Police investigation was at an early stage and reiterated that Mr Gaddam was registered to sell tobacco products. As the products had been seized, there was no ongoing risk to the community.

The LSO clarified that the operation was in relation to the products stipulated and did not relate to alcohol. Thereafter, the Clerk provided clarification and asked the Board to determine whether the grounds for review had been established.

During discussion, differing views were expressed. The seriousness of the allegations was recognised and suggested that Mr Gaddam was not a fit and proper person to hold a premises licence. However not everyone felt that it was appropriate to review without proven evidence.

Thereafter, Dr C Birt, seconded by Mr J Bruce, **MOVED** that grounds for review had been established.

As an **AMENDMENT**, Mr S Kennedy, seconded by Ms K MacLean moved to defer consideration of the review until the laboratory tests had been completed.

On a vote being taken, the **MOTION** received 3 votes and the **AMENDMENT** received 3 votes, with no abstentions.

The Convenor having applied his casting vote for the Amendment, the **AMENDMENT** was therefore **CARRIED**, the votes having been cast as follows:-

For the Motion:

Dr C Birt, Mr J Bruce, Mr K Rosie

For the Amendment:

Mr J Grafton, Mr S Kennedy, Ms K MacLean

Abstentions:

There were no abstentions

Decision

The Board **AGREED** to **DEFER** consideration of the premises licence review, and that of Agenda Items 9.2 to 9.5 and 11.3, to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

9.2 Ref: HC/INBS/651

Licence Holder: V&C Stores

Premises: Tornagrain Stores, 2 Douglas Court, Tornagrain, Inverness

Type: Off sales

There had been circulated Report No HLB/48/26 by the Clerk.

The Board **AGREED** to **DEFER** consideration of the premises licence review to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

9.3 Ref: HC/INBS/257

Licence Holder: V&C Retail Ltd

Premises: Barney's, 35 Castle Street, Inverness

Type: Off sales

There had been circulated Report No HLB/49/26 by the Clerk.

The Board **AGREED** to **DEFER** consideration of the premises licence review to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

9.4 Ref: HC/INBS/18

Licence Holder: V&C Rodgers Ltd

Premises: G B Rodgers, 18 Grant Street, Inverness

Type: Off sales

There had been circulated Report No HLB/50/26 by the Clerk.

The Board **AGREED** to **DEFER** consideration of the premises licence review to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

9.5 Ref: HC/INBS/241

Licence Holder: V&C Stores Ltd

Premises: V&C Stores, 4 Lochalsh Road, Inverness

Type: Off sales

There had been circulated Report No HLB/51/26 by the Clerk.

The Board **AGREED** to **DEFER** consideration of the premises licence review to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

**10. Application for personal licence
Iarrtas airson ceadachd phearsanta**

10.1 Applicant: Luke Sinclair

There had been circulated Report No HLB/52/26 by the Clerk.

The Board **NOTED** that the applicant had withdrawn his application prior to the meeting.

**11. Licensing (Scotland) Act 2005 Section 84 – conduct inconsistent with the
licensing objectives
Achd Cheadachd (Alba) 2005, Earrann 84 – giùlan neo-chunbhalach ris na
h-amasan ceadachd**

11.1 Personal Licence Holder: Amanda Simpson

Declaration of Interest: Mr S Kennedy declared interest in this as he knew the licence holder and, in accordance with paragraph 5.6 of the revised Code of Conduct, he left the meeting for this item.

There had been re-circulated Report No HLB/25/26 by the Clerk.

The Board heard from the Licensing Sergeant who advised, in terms of Section 84(a) of the Licensing (Scotland) Act 2005, that the applicant had been convicted of a relevant offence. Information was provided in relation to the offence and the Board was asked to consider all options open to them under Section 84(7) or (7)(a) of the Act.

The licence holder provided background to the incident and stated that she had no other convictions.

In response to a question, the Licensing Sergeant clarified that the offence came from having a level above the prescribed limit of a controlled substance.

During discussion, further information was sought in terms of the substances contained within sleeping tablets and if they might or might not contain cocaine. However, it was felt that the licence holder had been under considerable distress and she had shown remorse.

The Board **AGREED** that the grounds of review **HAD BEEN ESTABLISHED** as the licence holder had acted in a manner inconsistent with the licensing objectives, namely preventing crime and disorder and securing public safety,

based on her criminal conviction as outlined in the letter from Police Scotland. Thereafter, the Board agreed to **ENDORSE** her personal licence.

11.2 Personal Licence Holder: Andrew Koger

There had been circulated Report No HLB/53/26 by the Clerk.

The licence holder was not present.

Mr J Bruce, seconded by Mr K Rosie, **MOVED** to consider the review in the licence holder's absence.

As an **AMENDMENT**, Dr C Birt, seconded by Mr S Kennedy moved to defer consideration of the review to allow the licence holder a further opportunity to appear before the Board.

On a vote being taken, the **MOTION** received 2 votes and the **AMENDMENT** received 5 votes, with no abstentions.

The **AMENDMENT** was therefore **CARRIED**, the votes having been cast as follows:-

For the Motion:

Mr J Bruce, Mr K Rosie

For the Amendment:

Dr C Birt, Mr J Grafton, Mr S Kennedy, Ms K MacLean, Mr D Macpherson

Abstentions:

There were no abstentions

Decision

The Board **AGREED** to **DEFER** consideration of the personal licence review to give the licence holder the opportunity to appear before the Board.

11.3 Personal Licence Holder: Venkata Surendra Babu Gaddam

There had been circulated Report No HLB/54/26 by the Clerk.

The Board **AGREED** to **DEFER** consideration of the personal licence review to a future meeting of the Highland Licensing Board following the outcome of laboratory results regarding the substances seized from the licence holder's premises.

The meeting closed at 11.50am.