

Agenda item	14.1
Report no	HLC/80/26

THE HIGHLAND COUNCIL

Committee: THE HIGHLAND LICENSING COMMITTEE

Date: 23 June 2026

Report title: Application for a public entertainment licence – Resolis Memorial Hall Management Committee for Resolis Memorial Hall, Balblair (Ward 9 – Black Isle)

Report by: The Principal Solicitor – Regulatory Services

1. Purpose/Executive Summary

- 1.1 This report relates to an application for the grant of a public entertainment licence.
This item is subject to a formal hearing procedure.

2. Recommendation

- 2.1 Members are invited to determine the applications in accordance with the hearing procedure.

3. Background

- 3.1 The Highland Council has resolved that in terms of the Civic Government (Scotland) Act 1982 (“the Act”) a licence will be required for carrying on a business for public entertainment.
- 3.2 In terms of the abovementioned Act, the Licensing Authority have nine months from receipt of the application to determine the same, therefore this application must be determined by 19 July 2026. Failure to determine the application by this time would result in the application being subject of a ‘deemed grant’ which means that a licence would require to be issued to Resolis Memorial Hall Management Committee for a period of 12 months. The application is before this Committee as this is the last meeting before the determination date expires.

4. Application

- 4.1 On 20 October 2025 an application for the grant a public entertainment licence was received from Resolis Memorial Hall Management Committee for the premises Resolis Memorial Hall, Fanny’s Brae, Newhall, Balblair. This is for the grant of a new licence as, although the premises have been licensed for public entertainment since September 1999, this application was received four months after the expiry date of the previous public entertainment licence.

5. Process

- 5.1 Following receipt of the application a copy was circulated to the following Agencies/Services for consultation:

- Police Scotland
- Scottish Fire and Rescue Service
- Highland Council Environmental Health Service
- Highland Council Building Standards Service
- Highland Council Planning Service
- Highland Council Roads and Infrastructure Service
- The Highland Child Protection Committee, and
- NHS Scotland

- 5.2 Police Scotland, the Council’s Roads and Planning Services have confirmed that they have no objection to the application.

Scottish Fire and Rescue Service have responded to request a Fire Safety Checklist before comment can be made.

Environmental Health have requested copies of the electrical and gas certificates and also the risk assessments.

Building Standards have requested the plans of the premises.

At the time of writing, we still await submission of the following documents from the applicant to enable the Services to consider the consultations:

- Fire Safety Checklist
- Plans – location/layout

- Electrical and/or gas certificates
- PAT certificate
- Health & Safety Statement
- Risk Assessment
- Welfare document
- Inflatable Structures Checklist
- Public Liability Insurance certificate
- Certificate of Compliance for Public Notice
- Premises Owner's permission (if applicable)

5.3 We require confirmation from all of the consultees that they do not have any objections to the grant of the licence before it can be granted and issued.

5.4 The applicant has been asked, and reminded, to submit the documents. However, at the time of writing this report the documents have not been received. A verbal update will be given by officers at the meeting.

6. Determining issues

6.1 Paragraph 5(3) of Schedule 1 of the Civic Government (Scotland) Act 1982 states that a licensing authority shall refuse an application to grant or renew a licence where:

(a) the applicant or anyone else detailed on the application is not a fit and proper person;

(b) the activity would be carried out by a person other than the applicant who, if he had made the application himself, would have been refused;

(c) where the licence applied for relates to an activity consisting of or including the use of premises or a vehicle or vessel, those premises are not or, as the case shall be, that vehicle or vessel is not suitable or convenient for the conduct of the activity having regard to

(i) the location, character or condition of premises or the character or condition of the vehicle or vessel,

(ii) the nature and extent of the proposed activity,

(iii) the kind of persons likely to be in the premises, vehicle or vessel,

(iv) the possibility of undue public nuisance, or

(v) public order or public safety; or

(d) there is other good reason for refusing the application.

6.2 If required the Principal Solicitor – Regulatory Services will offer particular advice on the criteria relating to this particular application.

6.3 A copy of this report has been sent to the applicant who, in the terms of paragraph 4(2) of the Civic Government (Scotland) Act 1982, has been invited to attend and will be provided with an opportunity to be heard by the Committee. They have also been advised of the procedure which will be followed at the meeting.

7. Options

- 7.1 If Members are minded, they could grant the application with an additional condition attached to the same to the effect that no public entertainment activities should take place until the matters detailed in paragraph 5 of the report have been submitted and deemed satisfactory.
- 7.2 Alternatively, the Committee could grant delegated powers to the Principal Solicitor to refuse the application if satisfactory documentation and responses to the consultations have not been received by 19 July 2026.

8. Policies

- 8.1 The following policies are relevant to this application:

Public entertainment licence conditions.

A copy of these can accessed at
[Civic Government Licensing | PEL - Conditions](#)

or a hard copy can be supplied where requested.

9. Implications

- 9.1 Not applicable.

Date: 08 June 2026

Author: Angela Mair

Background Papers: Civic Government (Scotland) Act 1982