

## Item 4

### Licensing (Scotland) Act 2005 Request to Further Extend Provisional Premises Licence

#### FOR MEMBERS AND APPROPRIATE OFFICERS OF THE LICENSING BOARD ONLY

##### Purpose of Report:

To advise Members of a request made in terms of section 45(7) of the Licensing (Scotland) Act 2005 ("the Act") to extend the period of a provisional premises licence in respect of premises at 177 Ingram Street, Glasgow, G1 1DQ.

##### Recommendation:

Members are asked to consider whether to grant the request to further extend the period of effect of a provisional premises licence, and if minded to grant the request, to determine the appropriate period of the extension.

## 1 Background

- 1.1 In terms of section 45(3) of the Act, a provisional premises licence granted by the Board does not take effect until confirmed. If the provisional premises licence is not confirmed by the period ending 4 years from the date of issue, it is treated as being revoked in terms of section 45(4) of the Act.
- 1.2 In terms of section 45(7) of the Act on the application of the holder of a provisional premises licence being made before the expiry of the 4 year period, the Licensing Board can extend the provisional period by such period as it considers appropriate in terms of section 45(8) of the Act if it is satisfied that:-
  - (i) completion of the construction or conversion of the premises has been delayed; and
  - (ii) the delay has been caused by factors out with the licence holder's control.
- 1.3 The provisional premises licence in respect of the premises at 177 Ingram Street, Glasgow was originally granted by the Licensing Board on 12 February 2021.
- 1.4 By email of 1 November 2024, a request for extension of the provisional premises licence was requested by the licence holder's agent and was considered by the Board at its meeting on 17 January 2025. Having heard submissions on behalf of the applicant, the Board determined to grant an extension of the provisional premises licence for a period of 12 months.

- 1.5 By email of 2 December 2025, a further period of extension of the provisional premises licence has now been requested by the licence holder's agent. A copy of the transcript of the discussion at the meeting on 17 January 2025 is attached.