



## MINUTES OF THE MEETING OF THE EAST LoTHIAN LOCAL LICENSING FORUM

# 1

2<sup>nd</sup> June 2015

COUNCIL CHAMBER, TOWN HOUSE, HADDINGTON

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### **Forum Members Present:**

George Hood (Chair)  
Christine O'Brien (Secretary)  
Steven Wray (NHS Lothian)  
Ricky Ross (RASP)  
John Thayers (MELDAP)  
David Dickson (PLH)  
Rudi Fruzynski (LSO)  
PC Heather Bowsher (Police Scotland)

### **Council Officials Present:**

None

### **Minute Secretary:**

Christine O'Brien

### **Visitors Present:**

None

### **Apologies:**

Jim Goodfellow  
Stuart Baxter  
Kirsten Baird  
Kirstie MacNeill

**1. Minutes of the previous Meeting held on 2<sup>nd</sup> June 2015**

The Minutes were agreed as a true record after amendments

**2. Members Resignation:-**

We would just like to thank Bill Duncan for his time and commitment to the forum & wish him well in the future.

**3. Licensing Clerks Report (Kirstie MacNeill)**

Rudi Fruzynski delivered a verbal report on behalf of Kirstie MacNeill, Clerk of the Licencing Board.

- a. Joint meeting between Licencing Board and Forum (date to be agreed.) As per 8.2 of the Forum Constitution this is a requirement.
  
- a. Rudi updated the Form on the conference which was delivered by Alcohol Focus Scotland to the board which was also attended by Forum members in Haddington in April 2015.
  
- b. Update on Gaming Act to allow more powers to be given to Local Authorities to manage over provision within this sector.

**4. Licensing Standards Officer Report**

Rudi Fruzynski reported:

No Board meeting in March.

West Barns Bowling Club converted to open licence.

Elphinstone Arms review-

Motion was proposed by legal representation for the Elphinstone Arms for a further extension.

**Decision**

The board agreed to continue the review hearing until September 2015 on the condition that the premises do not open without prior consent from East Lothian Licensing Board.

Gothenburg Variation of premises licence – application seeks to vary the licence to add the court yard as an outside drinking area for alfresco dining area from 11am to 9am Mon – Sat and from 12.30 to 9pm Sunday.

**Decision**

Board agreed to grant the variation to the premises licence subject to a terminal hour of 6pm for the outside drinking area.

Rudi updated on the ongoing noise issues surrounding outside Marques being used during Festivals etc. in East Lothian.

In reporting period

4 Major Variations  
18 minor variations  
1 Premises review  
1 Personal review  
177 Occasional licences  
7 Occasional extensions  
3 Transfer of licence

Call for Consultation Response on the Alcohol (Licensing, Public Health and Criminal Justice) (Scotland) Bill, review by the Health and Sports Committee.

### **Decision**

Forum members arranged a working group and will reply to the consultation before 24<sup>th</sup> June 2015.

Chair asked LSO if any licences applied for since implementation of over provision within East Lothian Statement of Licencing Policy 2013-2016 have been rejected.

Answer given by LSO was that none have been rejected since implementation.

## **5. Police Report**

Heather Bowsher commented that the Chief Constables Report to East Lothian Licencing Board for the period 1<sup>st</sup> April 2013 to 31<sup>st</sup> March 2014 had not been completed.

Test purchasing 59 completed and 7 failures, 6 of these were rectified re guidance given by police, 1 taken to review procedure.

Heather discussed that it has been 2 years since test purchasing has been carried out and that the way test purchasing was being carried out had changed from intelligence led to area testing. All concerned are looking for 0% failure rate.

Licencing police from various divisions to work in tandem for joint inspections of licensing premises which will allow them to be more in depth with each inspection.

## **6. Pub Watch Report**

### **R.A.S.P**

Ricky Ross reported that last meeting was poorly attended.

Committee have highlighted concern regarding incidents appearing in local newspaper and police call outs which do not marry with incident reports being completed and processed by establishments. The Committee will look at how this can be more effectively monitored.

1 person added to Ban List.

**7. A.O.B**

Working Group set up to apply to the Alcohol (Licensing, Public Health and Criminal Justice) (Scotland) Bill consultation will also meet (date to be agreed) to look at Alcohol deliveries. (Forum meeting 3<sup>rd</sup> March 2015) and report back before 1<sup>st</sup> September 2015.

Clarification was sought from Dave Dickson regarding procedure for refresher training for personal licence holders. It was explained that letters were sent out 3 months in advance advising the individuals they need to complete their refresher course.

It was also mentioned 6 to 8 personal licencing holders per month are being revoked due to the course not being completed.

Date of next meeting: - Tuesday 1<sup>st</sup> September 2015