

EAST LOTHIAN

Meeting 26 April 2018 at 10:00am in Council Chambers, Town House, Haddington, East Lothian

Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises

Applicant

Date Received

Comments

1 ICELAND FOODS LIMITED
ICELAND FOODS PLC
NEWHAILES ROAD
NEWHAILES
MUSSELBURGH
EAST LOTHIAN

ICELAND FOODS LIMITED

18 February 2018

To increase off-sales area from 6.6m2 to 15.4m2. Vary licensing hours Monday -Sunday 10am to 8pm to 10am to 10pm. Sale of groceries and other non-food items(alcohol only within core hours) in and outwith core hours. HOME delivery and ecommerce services and shall use the premises to launch new products, product sampling and food tasting events.

EAST LoTHIAN LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005, SECTION 29
APPLICATION FOR VARIATION OTHER THAN MINOR VARIATION

This application should only be completed by the Licence Holder of the appropriate Premises Licence or their Agent.

SECTION 1: TYPE OF VARIATION

This application for Variation other than a Minor Variation of Premises Licence is made under Section 29(5) of the Licensing (Scotland) Act 2005 in order to vary-
(Tick all relevant boxes)

- Any of the Conditions to which the Premises Licence is subject
- Any of the information contained within the Operating Plan
- The Layout Plan
- Any other information contained or referred to in the licence (including any addition, deletion or other modification).

(Provide Details)

.....

SECTION 2: PREMISES LICENCE DETAILS

2(a) Licence Number of Premises

EL0123

2(b) Name and Address of Premises

Iceland Foods Limited
Newhailes Road
Newhailes
Musselburgh

Post Code EH21 6RE

Phone No.

2(c) Full Name and Address of Current Licence Holder

Iceland Foods Limited
Second Avenue
Deeside Industrial Park
Deeside
Flintshire

Post Code CH5 2NW

Phone No. 01244 843699

SECTION 3: NATURE OF VARIATION

Complete the relevant section(s) regarding the variations sought:-

3(a) Variation to the Conditions to which the Premises Licence is subject

Provide details of the Condition(s) to be varied and the variation being sought

3(b) Variation to the information contained within the Operating Plan of the Premises Licence

Provide a copy of the proposed operating plan and highlight below the proposed changes. (See Note 1)

As part of a planned £550,000 refurbishment of the premises, the applicant is requesting an increase of 8.8m² in respect of the alcohol display capacity figure listed under Q7 of the Operating Plan. The applicant is also requesting a change to the opening hours and licensing hours as follows:

Opening Hours

Monday – Saturday 8am to 10pm
Sunday 8am – 6pm

Licensing Hours

Monday – Sunday 10am to 10pm

Also at Q5(f) add the following –

"Sale of groceries, including fresh and frozen foods and other non-food items to be provided both in and outwith the core licensing hours.

The sale of alcohol by retail for consumption off the premises is ancillary to the sale of groceries and other non-food items.

The above shall include deliveries made using our home delivery and ecommerce services, subject to compliance with sections 119 & 120 Licensing (Scotland) Act 2005

The premises will also on occasion be used to launch new products, have product sampling and food tasting events and host friends and family evenings"

On the above being incorporated on to the Premises Licence, Q4 in respect of seasonal variations shall be redundant and has therefore been deleted.

3(c) Variation to the Layout Plan of the Premises Licence

7 Copies of the proposed Layout Plan **must** accompany this application. (See Note 2)

In addition, please provide details below of the proposed change to the layout of the Premises.

In addition to the increase in alcohol capacity listed in question 3(b) the applicant is also moving the display area slightly so as to accommodate store furniture being installed during the refurbishment.

3(d) Variation to any other information contained or referred to in the licence

Provide details below of any other variation sought to the Premises Licence

(e.g. Alteration to the description of the premises contained within the Premises Licence)

SECTION 4: LICENCE TO BE AMENDED

(See note 3 below)

Does the appropriate Premises Licence accompany this application?

YES

NO

If the answer is **NO**, please provide an explanation.

I am unable to produce the Premises Licence because...

- The licence has not yet been issued by the Board
- The licence has already been returned to the Board in respect of an earlier application for variation or transfer
- Other (provide details)

.....

SECTION 5: FEE PAYABLE

The fee payable in respect of the application for variation is **£150**

If the application is submitted alongside an application for Transfer of Premises Licence then the combined fee for both applications will be **£170** (see note 4 below)

If submitted with an application for transfer, please specify the order in which the applications are to be considered-

- Application for Transfer of Premises Licence followed by Application for Variation
- Application for Variation followed by Application for Transfer of Premises Licence

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

I confirm that (a) the contents of this Application are true to the best of my knowledge and belief; and (b) the appropriate fee of £ is enclosed.

Signature



..... (See note 5 below)

Date 14th February 2017

Capacity: APPLICANT / ~~AGENT~~ (delete as appropriate)

**If agent, please provide name, address,
phone number and (if applicable) email address**

.....
.....
.....

Note 1:

Please note that the proposed Operating Plan **must** contain any aspects of the current Operating Plan that are to be preserved should the variation be granted. (e.g. If the current Operating Plan allows a premises to have 'live performances' but this is not requested on the proposed Operating Plan then the Licensing Board would view such an omission as a request to have 'live performances' deleted from the Operating Plan of the Premises.)

Note 2:

Please refer to Paragraph 5 of the Premises Licence (Scotland) Regulations 2007 regarding the format of Layout Plans.

Note 3:

The appropriate premises licence (including summary licence, operating plan and layout plan) must be returned to the Licensing Authority in order that the licence documents can be updated to reflect the details of the variation. If you are in possession of the appropriate Premises Licence but unable to provide said licence with this application, you must ensure the licence is forward to the Licensing Authority within 14 days in order to complete the process of variation.

Please note also that once the variation is completed, any certified copies of the appropriate Premises Licence must also be updated to reflect the details of the variation.

Note 4:

This refers to an application to Transfer the Premises Licence made under either Section 33(1) or Section 34(1) of the Licensing (Scotland) Act 2005

Note 5:

Data Protection Act 1998

The information on this form will be used to update the Premises Licence of the appropriate premises. Accordingly, the information contained on this form may be held on an electronic public register which may be available to members of the public on request.

Contact Us:

East Lothian Licensing Board
Licensing Office
John Muir House
Haddington, East Lothian
EH41 3HA

Phone: 01620 827217 / 827867 / 820114
Fax: 01620 827253
Email: licensing@eastlothian.gov.uk

FOR OFFICE USE ONLY		
<i>Received & Receipt No.</i>	<i>System Updated</i>	<i>Licence Issued</i>

EAST LoTHIAN LICENSING BOARD

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Name, address and postcode of premises to be licensed.

Iceland Foods Limited
Newhailes Road
Newhailes
Musselburgh
EH21 6RE

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	<i>NO</i>
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	<i>YES</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>NO</i>
<i>*Delete as appropriate</i>	

Question 2

STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION ON PREMISES

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	N/A	N/A
<i>Tuesday</i>	N/A	N/A
<i>Wednesday</i>	N/A	N/A
<i>Thursday</i>	N/A	N/A
<i>Friday</i>	N/A	N/A
<i>Saturday</i>	N/A	N/A

<i>Sunday</i>	N/A	N/A
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Question 3

STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION OFF PREMISES

<i>Day</i>	<i>OFF Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	10am	10pm
<i>Tuesday</i>	10am	10pm
<i>Wednesday</i>	10am	10pm
<i>Thursday</i>	10am	10pm
<i>Friday</i>	10am	10pm
<i>Saturday</i>	10am	10pm
<i>Sunday</i>	10am	10pm

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>NO</i>
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**If YES – provide details*

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1	COL. 2	COL. 3	COL. 4
5(a) <i>Activity</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Accommodation</i>	N/A	N/A	N/A
<i>Conference facilities</i>	N/A	N/A	N/A
<i>Restaurant facilities</i>	N/A	N/A	N/A
<i>Bar meals</i>	N/A	N/A	N/A
5(b) <i>Activity</i> <i>Social functions including:</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Receptions including Weddings, funerals, birthdays, retirements etc.</i>	N/A	N/A	N/A
<i>Club or other group meetings etc.</i>	N/A	N/A	N/A
5(c) <i>Activity</i> <i>Entertainment including:</i>	<i>Please confirm</i> YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Recorded music – see 5(g)</i>	N/A	N/A	N/A
<i>Live performances – see 5(g)</i>	N/A	N/A	N/A
<i>Dance facilities</i>	N/A	N/A	N/A
<i>Theatre</i>	N/A	N/A	N/A
<i>Films</i>	N/A	N/A	N/A
<i>Gaming</i>	N/A	N/A	N/A
<i>Indoor/outdoor sports</i>	N/A	N/A	N/A

<i>Televised sport</i>	N/A	N/A	N/A
<i>5(d) Activity</i>	<i>Please confirm YES/NO</i>	<i>To be provided during core licensed hours – please confirm YES/NO</i>	<i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i>
<i>Outdoor drinking facilities</i>	N/A	N/A	N/A
<i>5(e) Activity</i>	<i>Please confirm YES/NO</i>	<i>To be provided during core licensed hours – please confirm YES/NO</i>	<i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i>
<i>Adult entertainment</i>	N/A	N/A	N/A

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

Sale of groceries, including fresh and frozen foods and other non-food items to be provided both in and outwith the core licensing hours.

The sale of alcohol by retail for consumption off the premises is ancillary to the sale of groceries and other non-food items.

The above shall include deliveries made using our home delivery and ecommerce services, subject to compliance with section 120 Licensing (Scotland) Act 2005.

The premises will also on occasion be used to launch new products, have product sampling and food tasting events and host friends and family evenings.

5(g) Late night premises opening after 1.00am

<i>Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?</i>	<i>N/A</i>
<i>When fully occupied, are there likely to be more customers standing than seated?</i>	<i>N/A</i>
<i>*Delete as appropriate</i>	

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	<i>When alcohol is being sold for consumption on the premises will children or young persons be allowed entry</i>	<i>N/A</i>
	<i>*Delete as appropriate</i>	

6(b) *Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry*

6(c) *Provide statement regarding the **AGES** of children or young persons to be allowed entry*

6(d) *Provide statement regarding the **TIMES** during which children and young persons will be allowed entry*

6(e) Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

15.4m2 Off Sales

Question 8

PREMISES MANAGER (*NOTE: not required where application is for grant of provisional premises licence*)

Personal details

8(a) Name

Andrew Gray

8(b) Date of birth

8(c) *Contact address*

8(d) *Email address and telephone number*

8(e) *Personal licence*

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
01/09/2009	City of Edinburgh Council	09/07473

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signature [REDACTED] * (see note below)

Date *14th february 2018*

Capacity ~~AGENT~~ APPLICANT (delete as appropriate).

Telephone number and email address of signatory [REDACTED]
robert.hayes@iceland.co.uk

* Data Protection Act 1998

The information on this form may be held on an electronic public register which may be available to members of the public on request.

**Statement of how the Licensing Objectives will be upheld by Iceland Foods Ltd,
Newhailes Road, Musselburgh, EH21 6RE (Ref: EL0123)**

Background to the applicant –

Iceland Foods Ltd is a unique British food retailer which launched with one shop in 1970 (in Shropshire). It now sits with over 900 stores throughout the UK – one store currently trading in East Lothian -

- Newhailes Road, Musselburgh, EH21 6RE (Ref: EL0123)

The East Lothian store and indeed the 70+ other stores in Scotland do not cause Boards or their officers any significant issues.

Iceland Musselburgh -

Iceland has had a presence in Musselburgh for 20 years trading in the traditional high street Iceland format. It has held a premises licence since 1 September 2009 and was licensed prior to that under the 1976 Act Iceland have earmarked the store for a significant investment (circa £550,000). This investment will see the store revamped both internally and externally.

Attached to this statement is a brochure of the recently completed refurbishment of a similar unit in Clapham.

The result will be a modern, bright, accessible and customer friendly store with a focus on quality. This will transcend all ranges and lines including alcohol. Whilst alcohol is very much ancillary to the overall offer there is a desire to incorporate premium wines and craft beers. In particular, (see page 6 of the brochure) the way wine is displayed requires an increase in shelving space.

Notwithstanding the requested increase, alcohol will continue to form a small part of the business. At 15.4m² this translates to approximately 5.7% of the retail display frontage and the remaining 94.3% remains other products

For a project of this type Iceland will usually employ in the region of 15 local workers across the different trades required. The refurbishment will underline Iceland's commitment to this store and safeguard the existing retail jobs. The store currently employs 20 staff on a mix of fulltime and part-time contracts.

Iceland is a celebrated employer retaining the Number 11 position in the list of the "30 Best Big Companies to Work for in the UK" (2017 Sunday Times Best Companies Awards). They have been ranked among the 30 Best Big Companies to Work For, for over 11 consecutive years topping the list in both 2012 & 2014.

Iceland is committed to responsible retailing. This was recently underlined by being the first major retailer to commit to eliminate plastic packaging for all its own-brand products by 2023.

Iceland have always been committed to providing safe, healthy and ethically sourced food and beverage for their customers. They led the way throughout the 1980's and 1990's to remove artificial colours and flavourings from their products.

Iceland are an official partner of the UK Government's Public Health Responsibility Deal and have committed to the required pledges including:

- Removing artificial trans-fats from foods
- Active promotion of fruit and vegetables

- Responsible advertising and marketing of alcohol
- Promoting physical activity guidelines

In terms of respecting local communities and the environment in which they operate, they aim to reduce energy consumption and waste throughout the supply chain, support local regeneration, create local jobs and support local and national good causes via the Iceland Foods Charitable Foundation.

Iceland also does a significant amount of charity work, which unlike its employment accolades, it is more reserved about publicising.

Following the introduction of the Scottish 5p carrier bag charge in October 2014, the six months by financial year end at March 2017 they had raised a total of £911,945 and this money has been donated to our children's charity partners (Children's Food Trust, National Youth Advocacy Service and When You Wish Upon a Star) as well as UCL Dementia Research.

Iceland has a presence in over 860 communities throughout the United Kingdom (71 in Scotland) and Iceland host an annual in store charity week, during which store colleagues are given the opportunity participate in fundraising activities, during working hours, all paid for by the company. Previous charities who have benefitted as a result include Help for Heroes, Alzheimer's Research UK, Royal British Legion and Dementia Research.

On top of the national charity work and annual charity days, the store teams are given the autonomy and flexibility to help support local causes. The process for this is quite straight forward, a store can put a proposal to the trustees of the Iceland Foods Charitable

Foundation and based on the case put forward it can be validated and the store can begin to fundraise or offer support some other support. Some recent examples of this in action include:

- sanction for a store to donation to the their local Christmas Lights appeal
- Allowing the local Girl Guides to pack bags in store ,in order to raise funds for their annual camping trip
- Donation of vouchers and prizes to local charities etc for raffles and the like, to aid a myriad of fundraising initiatives.

Iceland are a very diligent employer and an active company within local communities.

A statement regarding how each licensing objective will be upheld –

General

- 1 Iceland are accredited grade 1 trainers and have an accredited training centre for the provision of the SCPLH.
- 2 Iceland have detailed written policies kept under review by their in-house professionals. This supports the business on legal, security, HR, H&S and licensing. This is run out of their professional support division at their Headquarters in Deeside.
- 3 The company have a comprehensive training programme for all staff which goes beyond the mandatory 2 hours training required under the 2005 Act and includes six monthly refresher training in relation to the sale of alcohol and other age restricted products.
- 4 Iceland have multiple personal licence holders in each store to support the DPM (minimum of 3 per store).

Preventing crime and disorder

- 1 The premises are a supermarket selling a wide range of food and other goods. No alcohol is consumed on the premises. The premises will be carefully managed and any incidents of crime and disorder are extremely rare. All incidents are recorded in an incident book routinely checked by both the store manager and area manager and the incident records can be made available for inspection on request.
- 2 The premises operate a Challenge 25 policy.

- 3 Staff monitor the age of customers seeking to purchase alcohol and will challenge anyone who appears to be under the age of 25 to produce ID.
- 4 A refusal log is kept with staff required to update it with details of any challenges made relating to age restricted products.
- 5 Automatic EPOS till prompts alert staff to age restricted products and require them to consider the age of the purchaser and follow an on screen process to complete the sale.
- 6 The premises security needs will be assessed on an on-going basis and increased security, such as security guards, will be added as required.

Securing public safety

- 1 Procedures will be in place for evacuation and accident/incident reporting.
- 2 The premises will comply with appropriate regulations and have approved exit routes, signage, and emergency lighting.
- 3 There will be fire extinguishers in the premises and a fire risk assessment is carried out in terms of the relevant legislation.
- 4 The premises will have a new, comprehensive 14 camera, CCTV system installed with cameras covering the store, in particular, the alcohol display area and the tills.

Preventing public nuisance

- 1 Iceland does not open late and the normal operation of the premises does not give rise to public nuisance.

Protecting and improving public health

- 1 Material promoting responsible drinking is displayed.
- 2 Staff will be trained to refuse service of alcohol to anyone who appears intoxicated.
- 3 All relevant environment health regulations will be observed.

Protecting children and young persons from harm

- 1 Procedures for prevention of the sale of alcohol to persons under the age of 18 years will be in place (see above).
- 2 The company utilise till systems which issue a prompt at the till for the checkout operators to check the age of the purchaser and also the time of sale.

E-commerce

Iceland has over the years built a successful ecommerce business. They have robust safeguards and an exceptional track record.

- Home deliveries are via an online ordering system just like any other supermarket and payable by credit/ debit card at the time of order.
- Iceland have hundreds of licensed stores across the UK offering alcohol by home delivery via online shopping and this has been operated without any issues anywhere in the UK
- The alcohol is delivered by an Iceland van driver, not a third party, so they are 100% within Iceland's control. All Iceland van drivers are given the 2 hour staff training under the 2005 Act and this is refreshed every 6 months along with all other staff
- Iceland's terms and conditions capture the rules surrounding issues like age verification and Challenge 25
- No alcohol delivery is fulfilled unless the person opening the door can prove they are 18 or over and Iceland will only accept approved forms of ID specified by legislation (primarily passports or driver's licences). If the person looks under 25 and cannot produce ID, the whole order not just alcohol will be returned to the store before a re-delivery is attempted. If this fails, the customer can be refunded.
- Overall sales are alcohol, are relatively low thus home deliveries of alcohol are very low.
- There is no evidence of anyone using the Iceland website to just order alcohol. It is not a brand associated with alcohol and not attractive to persons seeking to buy alcohol to consume it irresponsibly. If you look in the terms and conditions, there is a minimum spend of £25 online so customers are largely unable to order a single bottle for example.
- The customer profile is typically people ordering a full weekly shop.

Lothian NHS Board

Public Health and Health Policy

Telephone: 0131 465 5460

www.nhslothian.scot.nhs.uk



Maree Winter
Licensing Officer
Democratic & Licensing Services
East Lothian Council
John Muir House
HADDINGTON
EH41 3HA

Date 29 March 2018

Your Ref

Our Ref JS/fb

Enquiries to Jim Sherval

Extension 35436

Direct Line 0131 465 5436

Email jim.sherval@nhslothian.scot.nhs.uk

Dear Ms Winter

VARIATION OF PREMISE LICENSE: Iceland Food Stores, Newhailes Road, Musselburgh, EH21 6RE

On behalf of NHS Lothian we would like to object to this application to increase the display capacity in this store on the basis of overprovision and protecting and improving public health.

We welcome the full nature of the application and the detail included in the accompanying paperwork. The increase in capacity is a substantial one in percentage terms (an increase of 8.8 square metres to a total of 15.4 square metres). We note that one reason for this is a different way of displaying wine. The Board may wish to understand to what extent this accounts for the whole increase.

The NHS is particularly concerned about the impact of off-sales, with over 70% of alcohol purchased from these outlets in Scotland. While the display is for premium wines and craft beers we would point out that the addition of premium or craft does not mean the products are incapable of abuse or the resultant harm.

We also note the request for deliveries and are confident that the Board will ensure that the regulations and procedures already in place are adhered to in this case.

This premises is situated in an area that has the highest density of outlets selling alcohol compared to both the local authority and Scottish averages (CReSH 2016). This area is therefore already well-provided for. The links between density of outlets selling alcohol and alcohol-related health harm are well-documented.



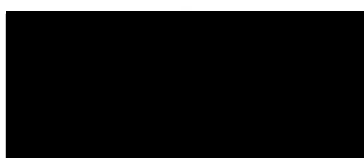
Headquarters
Waverley Gate
2-4 Waterloo Place
Edinburgh EH1 3EG

Chair Brian G. Houston
Chief Executive Tim Davison

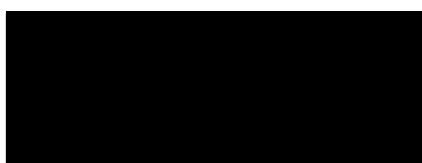
Lothian NHS Board is the common name of Lothian Health Board

We therefore request that the Board considers this application very carefully in terms of overprovision and the impact on public health in East Lothian.

Yours sincerely



JIM SHERVAL FFPH
Consultant in Public Health



ELIZABETH OLDCORN
Senior Specialist in Health Promotion

Date 5th March 2018

Your Ref: EL0123

Our Ref: J/LIC/3705/HB



**POLICE
SCOTLAND**

Keeping people safe

The Clerk of the Licensing
Board
East Lothian Council
John Muir House
Haddington
East Lothian
EH41 3HA

Iain Livingstone QPM
Deputy Chief Constable Designate

Local Area Commander
The Lothians and Scottish Borders Division
Haddington Police Station
39-41 Court Street
Haddington
EH41 3AE

Dear Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
ICELAND FOODS LIMITED
OLIVEBANK RETAIL PARK, NEWHAILES ROAD, NEWHAILES,
MUSSELBURGH, EAST LOTHIAN, EH21 6RE.
ICELAND FOODS LIMITED**

I refer to the above application for the variation of a premises licence under terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of an increase of 8.8m² in respect of the alcohol display, bring it up to 15.4m² (currently 6.6m²).

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

Having visited the store and examined the layout I would request the following conditions be considered under the 'preventing crime' licensing objective:

- CCTV covering the whole of the alcohol display area, at all times
- Use of security tags on all spirits
- Staff to report all alcohol theft to the Police

In terms of the refurbishment of the premises I would recommend that the checkout closest to the alcohol display area we turned around so that the operator

is facing the alcohol display area. As it stands, I am led to believe the checkout operator will have their back to the alcohol display area.

This representation is submitted for your attention in considering this application.

Yours faithfully



Iain Livingstone QPM
Deputy Chief Constable Designate

For enquiries please contact the Licensing Department on 01620 826147

EAST LoTHIAN COUNCIL

LICENSING ADMINISTRATION AND DEMOCRATIC SERVICES

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 02 Mar. 18

Subject: LICENSING SCOTLAND ACT 2005

PREMISES LICENCE APPLICATION (MAJOR VARIATION)

**Iceland Foods Limited, Newhailes Road, Newhailes, Musselburgh, East Lothian
EH21 6RE**

I refer to the above subject and can confirm that the premises have been visited in relation to application for a Premises Licence. I am satisfied that the Operating and Layout Plans are in accordance with the Licensing Board's policy and the Act.

In recent times, it is known that supermarkets in general have been the target of multiple unreported thefts of alcohol. I would therefore recommend the introduction of the following to prevent crime and disorder:

- That the CCTV camera shown in the alcohol display area be dedicated to the monitoring of that area. The camera currently located above the existing display area is ineffective, as it only actually monitors the aisle beyond the alcohol layout.
- All bottles of spirits should be security tagged.
- All thefts of alcohol should be notified to the police.
- To facilitate additional monitoring of the alcohol display area the nearby checkout operator should be seated facing the display, with a view to deterring/preventing theft of alcohol.

This report is submitted for the consideration of the Licensing Board.

R. Fruzynski
Licensing Standards Officer

Herkes, Gillian

From: Grant, Shona
Sent: 26 February 2018 15:18
To: Licensing
Cc: Environmental Health/Trading Standards
Subject: FW: Major Variation Application - Iceland Food Stores, Newhailes Road, Musselburgh
Attachments: Musselburgh 375 - Statement of Licensing Objectives.pdf; Musselburgh 375 - Draft CCTV Locations (Refit).pdf; Musselburgh 375 - Alcohol Licensing Plan.pdf; Musselburgh 375 - Variation Application.pdf

I have no objections or comments to make in relation to this application.

Regards

Shona

Shona Grant | Team Manager - Public Health and Environmental Protection | Environmental Health Service | East Lothian Council | John Muir House | Haddington | EH41 3HA |
Tel. 01620 827336 | Email. sgrant@eastlothian.gov.uk | Visit our website at www.eastlothian.gov.uk

From: Winter, Maree
Sent: 22 February 2018 16:21
To: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk; Environmental Health/Trading Standards <ehs@eastlothian.gov.uk>; Fruzynski, Rudi <rfruzynski@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>; Devine, Brian <Brian.Devine@firescotland.gov.uk>; Sherval, Jim <Jim.Sherval@nhslothian.scot.nhs.uk>; Oldcorn, Elizabeth <Elizabeth.Oldcorn@nhslothian.scot.nhs.uk>; [REDACTED]
Subject: Major Variation Application - Iceland Food Stores, Newhailes Road, Musselburgh

Dear all,

Please find attached major variation for Iceland Stores. Could I please have any objections/representations you may care to make by 30th March 2018.

Kind regards
Maree.

Maree Winter
Licensing Officer
Democratic & Licensing Services
East Lothian Council
John Muir House
Haddington
EH41 3HA

01620 827867
mwinter@eastlothian.gov.uk

Herkes, Gillian

From: Slight, Lynn
Sent: 23 February 2018 10:42
To: Licensing
Cc: Environmental Health/Trading Standards
Subject: FW: Major Variation Application - Iceland Food Stores, Newhailes Road, Musselburgh
Attachments: Musselburgh 375 - Statement of Licensing Objectives.pdf; Musselburgh 375 - Draft CCTV Locations (Refit).pdf; Musselburgh 375 - Alcohol Licensing Plan.pdf; Musselburgh 375 - Variation Application.pdf

No objections to this application

Senior Environmental Health Officer
East Lothian Council
John Muir House
Haddington
EH41 3AH
01620 827374

From: Environmental Health/Trading Standards
Sent: 23 February 2018 10:04
To: Slight, Lynn <lsight@eastlothian.gov.uk>
Subject: FW: Major Variation Application - Iceland Food Stores, Newhailes Road, Musselburgh

From: Winter, Maree
Sent: 22 February 2018 16:21
To: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk; Environmental Health/Trading Standards <ehs@eastlothian.gov.uk>; Fruzynski, Rudi <rfruzynski@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>; Devine, Brian <Brian.Devine@firescotland.gov.uk>; Sherval, Jim <Jim.Sherval@nhslothian.scot.nhs.uk>; Oldcorn, Elizabeth <Elizabeth.Oldcorn@nhslothian.scot.nhs.uk>; [REDACTED]
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Maree.

Maree Winter
Licensing Officer
Democratic & Licensing Services
East Lothian Council
John Muir House
Haddington
EH41 3HA

EAST LoTHIAN COUNCIL

Internal Memorandum

From: Planning Delivery

To: Clerk to the Licensing Board

Per: Neil Millar

Per: Licensing Board

Cc:

Date: 15th March 2018

LICENSING (SCOTLAND) ACT 2005

Re: Consultation response

Address: Iceland Foods Limited, Newhailes Road, Musselburgh

Application type: Variation other than a minor variation of premises licence

I have no objections to the variations applied for, as is detailed in the application forms for them, with regards to the above premise. Planning permission is not required for the sale of alcohol on the premises.