## **EAST LOTHIAN**

# Meeting 25 April 2019 at 10:00am in Council Chambers, Town House, Haddington, East Lothian

# Licensing (Scotland) Act 2005

### Provisional(s)

	Premises	Applicant	Date Received	Comments
-	3 RAVENSHEUGH ROAD	FERHAN ASHIQ	18 March 2019	Retail premises located on the
	LEVENHALL	C/O MACDONALD LICENSING		ground floor of a building on
	MUSSELBURGH	21A RUTLAND SQUARE		Ravensheugh Road, Levenhall,
	EH21 7PS	EDINBURGH		Musselburgh
		EH1 2BB		
2	BISTRO/RESTAURANT	BLACKBURN & BONAR LTD.	19 March 2019	Premises operating as
	13 POLDRATE	C/O MACDONALD LICENSING		cafe/bar/restaurant consisting
	HADDINGTON	21A RUTLAND SQUARE		of two public areas and
	EAST LOTHIAN	EDINBURGH		courtyard area in Poldrate,
	EH41 4DA	EH1 2BB		Haddington
3	INVERESK BOWLING & SOCIAL CLUB	INVERESK BOWLING & SOCIAL CLUB	11 March 2019	Small members bowling & social
	CARLYLE PLACE			club, which serves the
	MUSSELBURGH			community with sporting &
	EASTLOTHIAN			social amenities and have
	EH21 6AX			rebuilt a new smaller club,
				which more suits our needs,

premises due to overheads and

this is after selling our old

upkeep of old clubhouse. The

facilities and locker room for

new building has toilet

our bowling equipment.

### EAST LOTHIAN LICENSING BOARD

### APPLICATION FOR PREMISES LICENSCE/PROVISIONAL PREMISES LICENCE\*

\*Delete as appropriate

### Licensing (Scotland) Act 2005, section 20

APPLICANT INFORMATION Licensing (Scotland) Act 2005, section 20(1)

### Question 1

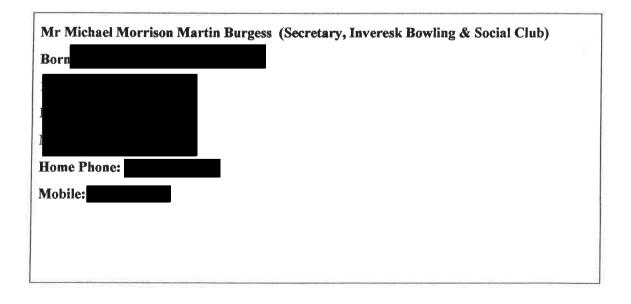
Name, address and postcode of premises to be licensed.

Inveresk Bowling & Social Club
Carlyle Place
Musselburgh. EH21 6AX

### Question 2

Particulars of applicant

2(a) Where applicant is an individual, provide full name, date and place of birth, and home address including postcode and telephone number.



2(b) Where applicant is a partnership, please provide full name, and postal address of partnership.

NO	
2(c)	Where applicant is a company, please provide name, registered office and company registration number.
N <i>O</i>	
?(d)	Where the applicant is a club or other body, please provide full name, and postal address of club or other body.
Carly	esk Bowling & Social Club, le Place, elburgh. EH21 6AX
'(e) WI	here applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.*
	ancy Savage:- President,  ames Menzies:- Treasurer,
	nn Tait: Vice-President,
	rbara Bentley: Minute Secretary,

* Connected	person is	defined in	section 147	I(3) of the	Licensing	(Scotland)	Act 2005.
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-				
Ou	es	ti	no	3

Previous applications

3 Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland)
Act 2005 in respect of the same premises?

NO

If YES - provide full details

NO	

### **Question 4**

Previous convictions

4 Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)	NO

For the purpose of this Act, a conviction for a relevant offence or foreign offence is to be disregarded if it is spent for the purpose of the Rehabilitation of Offenders Act 1974

<sup>\*</sup>If YES - provide full details

<sup>(1)</sup> In addition to any convictions held by the applicant at the time of application, applicants should also familiarise themselves with the contents of section 24(1) of the Licensing (Scotland) Act 2005 in respect of any convictions for relevant or foreign offences which they may receive during the period beginning with the making of the premises licence application and ending with determination of the application.

å	v	rt <sup>o</sup>

### **DESCRIPTION OF PREMISES** Licensing (Scotland) Act 2005, section 20(2)(a)

### Question 5

Description of premises (where application is submitted by a members' club, please also complete question 6)

We are a small members bowling & social club, which serves the community with sporting & social amenities and have rebuilt a new smaller club, which more suits our needs, this is after selling our old premises due to overheads and upkeep of old clubhouse. The new building has toilet facilities and locker room for our bowling equipment.

### Question 6

6 To be completed by members' clubs only

Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs) (Scotland) Regulations 2007?	~
* Delete as appropriate	

### **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 Application are true to the best of my knowledge and belief.

Signature	* (see note below)
Capacity	APPLICANT (delete as appropriate
Telephone number and	email address of signatory

Operating plan	
Layout plan	
Planning certificate	
Building standards certificate	
Food hygiene certificate	<b>/</b>

### \* 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.

For use by the Licensing B	oard only
Application checkl	ist
Date received	
Fee amount	
Receipt number	Ф.
Received by (INITIALS)	
Consideration date	· · · · · · · · · · · · · · · · · · ·
Last date for consideration	walan eli
Date of initial hearing	
Date of any modification hearing	
Date granted/refused	
(delete as appropriate)	

For use by the Licensing Board only	
If application is for a p	oremises licence
Documents re	quired
Operating plan	
Layout plan	
Planning certificate	in a company of the second
Building standards certificate	
Food hygiene certificate	

For use by the Licensing	board only
If application is for a provision	al premises licence
Documents requi	ired
Provisional planning certificate	
Operating plan	
Layout plan	

### EAST LOTHIAN LICENSING BOARD

### **OPERATING PLAN**

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

Name, address and postcode of premises to be licensed.

Inveresk Bowling & Social Club
Carlyle Place,
Musselburgh. EH21 6AX

### Question 1

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

I(a) Will alcohol be sold for consumption solely ON the premises?	NO YES
1(b) Will alcohol be sold for consumption solely OFF the premises?	NO
1(c) Will alcohol be sold for consumption both ON and OFF the premises?	yes No
*Delete as appropriate	

### Question 2

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

Day	ON Consumption		
A CONTRACTOR OF THE PROPERTY O	Opening time	Terminal hour	
Monday	11:00	23:00	
Tuesday	11:00	23:00	
Wednesday	11:00	23:00	
Thursday	11:00	23:00	
Friday	11:00	01:00	
Saturday	11:00	01:00	
Sunday	11:00	25:00 00.00	

### Question 3

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

Day		OFF Consumption	
	Opening time	Terminal hour	
Monday	NONE	NONE	
Tuesday	NONE	NONE	
Wednesday	NONE	NONE	
Thursday	NONE	NONE	
Friday	NONE	NONE	
Saturday	NONE	NONE	
Sunday	NONE	NONE	

### **Question 4**

### SEASONAL VARIATIONS

I			1
-	Does the applicant intend to operate according to seasonal demand	YES	

### \*If YES - provide details

Yes, we would like to take advantage of additional hours granted by the Licensing Board, probably only during the festive season.

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

Activity	YES/NO	during core licensed hours – please confirm  YES/NO	also to be provided outwith core licensed hours please confirm YES/NO
Outdoor drinking facilities	YES	YES	YES
5(e) Activity	Please confirm YES/NO	To be provided during core licensed hours — please confirm	Where activities are also to be provided outwith core licensed hours please confirm
Adult entertainment	NO	NO	NO

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

Outdoor sport, when bowling green open from 09:00am onwards, bar not open during non-licensing hours. The spectator area may be used by spectators prior to the commencement of core hours. Club or group meetings may commence prior to the commencement of core hours but not earlier than 10:00am

### 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.

Mostly bowling only but we do have occasional fundraising & charity events, which are usually mostly bowling orientated.

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	NO
When fully occupied, are there likely to be more customers standing than seated?	NO
*Delete as appropriate	

### Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry	YES
	*Delete as appropriate	

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

Junior bowlers may be competing in some events, other children will be allowed in designated areas as stipulated. Whilst attending functions however, they must be accompanied by the appropriate adult or parent.

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

Children and young people will permitted to enter the club at all times club premises are open up until 22:00, unless at a pre-organised events, such as family parties.

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

Children will be allowed onto the bowling green, and into the locker room, toilets, lounge and function hall but are not permitted within 1.5mtrs of the bar area.

### Question 7

CAPACITY OF PREMISES

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

Capacity of lounge/bar is 60 and bowling green and surrounding area is 40, total: 100

### **Question 8**

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

Personal details

8(a) Name

Mr Michael Morrison Martin Burgess

8(b) Date of birth

8(c)	Contact address	
	× 4	
I		
8(d)	Email address and telephone number	

8(e) Personal licence

Date of issue	Name of Licensing Board issuing	Reference no. of personal licence

### 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.

	* (see note below)	
Date 11 08 19	***************************************	
Capacity		iate)
Telephone number and email a	address of signatory.	

### \* 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.

### **Supplementary Application Information**

This information is required in relation to all Premises Licence/Provisional Licence applications or any application which is a Premises Licence Variation, not considered to be a Minor Variation.

Application submissions generally tend to be insufficiently detailed as to provide a complete picture of what businesses propose to provide the public. Therefore, Licensing Boards often have too little information, in advance of Board hearings, to fully appreciate what is being applied for. This situation often leads to numerous unnecessary objections and representation being made due to interested parties, such as neighbouring residents, not understanding what proposed activities really relate toi.e. What does Live Music actually mean and how will it impact on their lives. For these reasons, the Board has made a policy decision to require applicants to provide a fuller description of their business proposals and detail how the five licensing objectives will be met.

### **Business Profile**

We are a new built club, as our previous clubhouse was sold to stay in business. We provide bowling and social amenities for local people in the area to join. We play bowls in Scottish and Midlothian competitions and leagues and have friendly competitions during the season. We also have occasionally, some parties and functions.

### **On/Off Consumption**

- (a) Please describe the type of business you intend to operate in respect of On consumption.
- (b) Please describe the type of business you intend to operate in respect of Off consumption& deliveries
- a) Members and guests for the consuming on premises, or on outdoor seating
- b) We do not intend in doing any off-sales

### Clarification is required in relation to the content of your proposed Operating Plan (extend the boxes below if you require additional space)

To what extent do you intend to use any of the following: Accommodation; Conference Facilities; Restaurant Facilities; Bar Meals:

The clubhouse will not have any accommodation, conference or restaurant facilities and will not be doing bar meals in clubhouse. We will cater for bowling league matches and friendly competitions, where the sandwiches etc will be brought in, no food will be prepared on premises.

Social Functions - Weddings; Birthdays; Retirements; Other - If you intend to provide for any of these functions please describe the nature and extent and likely frequency of each:

We will be entertaining some small, birthday, anniversary, retirement or funeral parties but not accepting or having any birthday parties for under 40 year olds.

Entertainment – Recorded Music; Live Performances; Dance Facilities; Theatre; Films; Gaming;

Indoor/outdoor sports; Televised Sport - If you intend to provide for any of these facilities please describe the nature and extent and likely frequency of each:

I don't foresee us having any live music (ie bands, DJs or musicians) as our premises are too small. We will have music with our disc player and occasionally have karaoke singing.

The only sport we will have is what is on our terrestrial television, which we have a license for.

Outdoor Drinking Facilities- If you intend to provide outdoor drinking facilities please describe where and what the facilities will be used for. You will also be required to provide a statement in the objectives section how you intend to prevent public nuisance from use of such facilities:

Only drinks which will be allowed outside, will be for spectators around green when matches or competitions are being played.

Adult Entertainment – If you intend to provide any entertainment of a sexual nature please state the type and likely frequency if use. Adult entertainment is any form of sexual stimulation and includes adult humour or explicit language. The Board will also expect you to address the objective of preventing harm to children and young persons:

### NONE

Activities Outwith Licensed Core Hours - In your Operating Plan, directly below question 5(e), you should have given details of any activity that will be provided outwith core licensed hours. If you wish you can expand on your explanation here:

We have senior league matches and competitions which start at 10:30am but not served drink until after opening hours.

We also may have competitions before the official opening hours but no alcohol is served until official opening hours.

Any Other Activities - In your Operating Plan at 5(f) you should have given details of any other type of activity you are likely to cater for. It would be useful to give an indication of the extent and frequency of such events:

We occasionally have friendly competitions and charitable bowling matches and also some fundraising nights.

Children and Young Persons – If you intend to provide access for children and young persons on the premises please provide details of what facilities you have on the premises in respect of different age groups. In addition, please state where and what baby changing facilities will be provided for children under five years.

Children will be allowed on the bowling green under supervision, they would also be allowed at special events, where supervised by parents or responsible adult, they will not be allowed within the 1.5 metres of the bar area.

Licensing Objectives - Please provide details below of how you will ensure that the 5 Licensing Objectives are complied with. It may be helpful in answering this section if you refer to the East Lothian Council Licensing Board's 'Statement of Licensing Policy, which can be found at the following link or the Council website policy link

### (extend the boxes below if you require additional space)

### Preventing Crime and Disorder:

Our green is surrounded by a wall and we have a fence bordering ourselves and our former clubhouse, which means a limited area of people coming in and out the club and bowling green area.

### Securing Public Safety:

We have CCTV inside and outside the clubhouse, which is recorded and also alarms.

### **Preventing Public Nuisance:**

Our clubhouse is built with soundproofed windows and walls which prevent noise pollution for the neighbours. Our previous clubhouse had no problems for the houses surrounding the club and we will not be having discos or any loud entertainment, as our members are mainly elderly and prefer quieter music. Drinking in the outside areas of the club will be supervised and not allowed after 22:00pm.

### **Protecting and Improving Public Health:**

No drunkeness will be tolerated in the club and anyone under the influence will not be served by any bar staff. People smoking outside in designated areas will be reminded, with notices, about being considerate to neighbours in keeping noise to the minimum and litter to be deposited in bins provided.

### Protecting Children and Young Persons From Harm:

ID will be required for under 25's and parental supervision for children at functions. Children will not be permitted to be within 1.5 metres of the bar area.

### Application Supporting Comments / Any Other Additional Information (extend the boxes below if you require additional space)

### Additional Information:

Having built our new clubhouse we will be hoping to encourage more members and some younger bowlers to take up the sport and leave a legacy for the future. Supporting Comments: i.e. reasons why the Board should support your application.

Inveresk Bowling & Social Club has been in existence since 1888 and we have had a great tradition in bowls, through either competition or in an official capacity in the game and our club has been a great community facility throughout the years for locals. In recent years the decline in members, through passing away of members, and the decline in popularity of the game of bowls had a serious effect on our finances and last year we had to sell our clubhouse to continue the bowling green. This led to the members getting together to help build a new smaller clubhouse, which is more suited to our membership numbers and we are now set up for the future of the club, both financially and on the bowling green. We have several neighbours who are members of the club and we have made sure the impact of the club on other neighbours is minimal, as we have soundproof windows and building, we also have installed CCTV which covers inside & outside the club, benefiting the surrounding area. We provide lockers area for bowls equipment. green facilities, toilets, bar and a kitchen for washing up, all this for a capacity of around 60 people. This is all geared up for the commencement of the start of this season's bowling. We would appreciate your granting of the license to help the club grow in strength and secure a future for Inveresk Bowling & Social club.

SIGNATUREAN	NDDECLARATIO	NBYAPPLICANT		
IT IS AN OFEN WITH THIS AP		FALSE STATEME	NT IN OR I	N CONNECTION
(CriminalLaw(C	onsolidation)(Scot	land)Act1995Sectio	on44(2)(b))	
Thecontentsofthi	sApplicationaretr	uetothebestofmy kn	owledgeand	belief.
Signature			Date	11/03/19

### **SCHEDULE**

### "SCHEDULE 6

Regulation 7

### DISABLED ACCESS AND FACILITIES STATEMENT

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

### Question 1

### Disabled access and facilities

1(a)	Is there disabled access to the premises	YES/NQ*
1(b)	Do you have facilities for those with a disability	YES/NQ*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES/NQ*

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

### **Question 2**

### Disabled access to, from and within the premises

Please provide clear and detailed description of how accessible the premises are for disabled people. e.g. ramps, accessible floors, signage.

RAMPS AT DOORS.

PREMISE ON ONE LEVEL

ACCESS TO DISABLED TOILET

ACCESS TO BAR. AREA.

### Question 3

### Facilities available

Please describe in detail the facilities provided for disabled people. e.g. disabled toilets, lifts, accessible tables.

DISABLED TOLLET

ACCETS DOOR TO SEPTED AREA WIDE EMOUGH FOR WHEELCHAIRS.

### Question 4

### Other provisions

Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.

ASSISTANCE	Dogs	WELCOME.	
		a	
		e e	

### DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

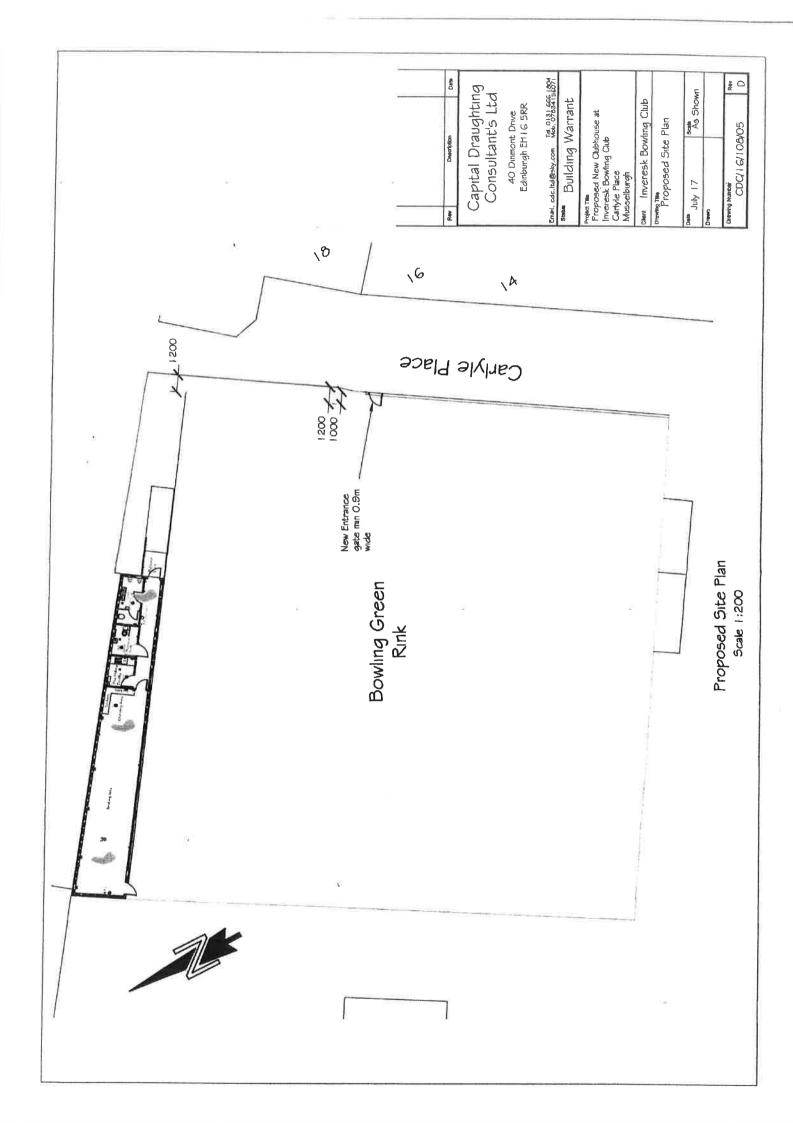
If signing on behalf of the applicant please state in what capacity.

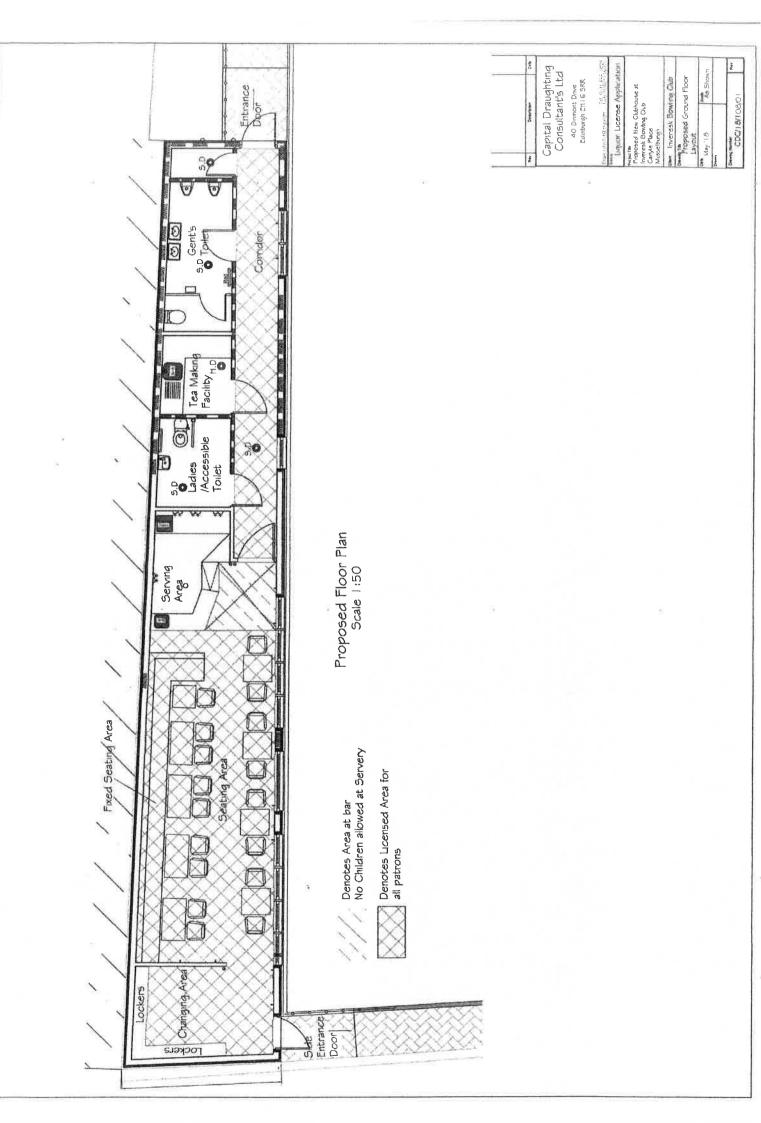
The contents of this disabled access and facilities statement are true to the best of my knowledge and belief.

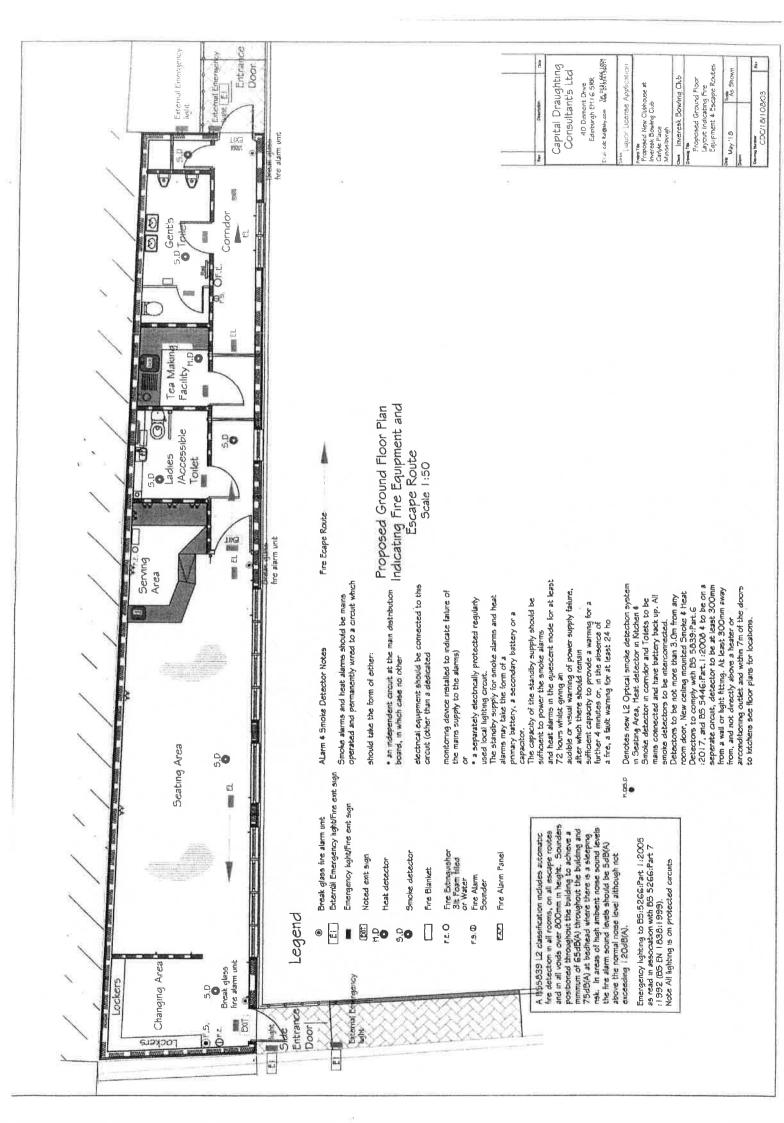
Signature	* (see note below)	4
Date 05/03/19	NATURE OF THE PROPERTY OF THE	
Capacity APPLICANT	APPLICANT/AGENT	
Telephone number and email address of sign	atory.	
* Data Ductaction Act 1000		

### **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."







Your Ref:

Our Ref:

J/LIC/3705/HB



lain Livingstone QPM
Chief Constable

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

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 GRANT OF A PROVISIONAL PREMISES LICENCE INVERESK BOWLING & SOCIAL CLUB CARLYLE PLACE, FISHERROW, MUSSELBURGH, EAST LOTHIAN, EH21 6AX.

**Inveresk Bowling & Social Club Committee** 

I refer to the above application and in terms of Section 21(4)(a)(i) and (ii) of the Licensing (Scotland) Act 2005, I have to advise you that neither the applicant nor any connected person has been convicted of any relevant offence.

I am unable to confirm the existence of any foreign offence in respect of the applicant or any connected person.

In relation to the operating plan I would request that any outside area is not used beyond 2200 hours due to the close proximity of residential properties. I would also ask that Children and Young Persons vacate the premises by 2200 hours unless they are attending a private function when they would be allowed to stay for the duration of that function as long as they were supervised by a responsible parent or guardian.

The club should also consider, if they havn't done so already, installing CCTV as a crime prevention measure.

Yours faithfully

Iain Livingstone QPM

Chief Constable

For enquiries please contact the Licensing Department on 01620 826147

### EAST LOTHIAN COUNCIL

### PEOPLE AND GOVERNANCE

From: R. Fruzynski Licensing Standards Officer To:

K. MacNeill

Clerk to the Licensing Board

Date:

04 April 2019

### LICENSING SCOTLAND ACT 2005 – PROVISIONAL PREMISES LICENCE APPLICATION

Inveresk Bowling and Social Club, Carlyle Place, Musselburgh, East Lothian EH21 6AX

I refer to the above subject and can confirm that the LSO has visited the premises and met with various members of the management committee on several occasions concerning this application.

This small club previously held a Premises Licence in respect of a nearby clubhouse, which has since been sold for re-development. The new club is well run by a group of dedicated volunteers.

I support this application.

R. Fruzynski Licensing Standards Officer

### Winter, Maree

From:

Michael Burgess

Sent:

11 April 2019 15:51

Sent:

Winter, Maree

Subject:

Re: Provisional Premise Licence application - Inveresk Bowling & Social Club

We have already installed CCTV on our premises and we have stated in our application form that no-one will be allowed outside after 22.00, unless they are leaving, or having a smoke. We have also stated that no children will be allowed on premises after 22.00, unless at a private party and have supervision.

Michael Burgess (Inversk B.C. secretary)

From: Winter, Maree < mwinter@eastlothian.gov.uk>

Sent: 11 April 2019 13:59

To:

Subject: Provisional Premise Licence application - Inveresk Bowling & Social Club

Hi,

I refer to the above, this application will be heard at the April 25<sup>th</sup> Board Meeting, an agenda, time and address details will be on the agenda, it would be preferable if someone from the club could attend the meeting.

The police have sent a representation letter requesting that the outside area is not used beyond 10pm and children and young persons vacate the premises by 10pm unless a private function is being held and they are supervised by a responsible parent or guardian.

They have also requested that you may think about installing CCTV as a crime prevention.

Can you confirm if you are happy to apply these conditions.

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

