

EAST LOTHIAN

Meeting 26 September 2019 at 10 a.m. in Council Chambers, Town House, Haddington, East Lothian

Licensing (Scotland) Act 2005

Provisional(s)	Applicant	Date Received	Comments
1 FIDRA FINE SPIRITS UNIT1 THE CARTSHED KILDUFF FARM NR. ATHELSTANEFORD NORTH BERWICK WHITEKIRK HILL WHITEKIRK NORTH BERWICK EH39 5PR	FIDRA FINE SPIRITS LTD.	9 August 2019	
2 WHITEKIRK HILL WHITEKIRK NORTH BERWICK EH39 5PR	WHITEKIRK HILL LIMITED	26 July 2019	A high quality clubhouse, which will offer 2 restaurants, a bar, a wellness centre, leisure facilities and a children's play barn

EAST LoTHIAN LICENSING BOARD

APPLICATION FOR ~~PREMISES LICENCE~~/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.

*Whitekirk Hill
Whitekirk
North Berwick
EH39 5PR*



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, telephone number & email address.*

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

Question 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

--

Question 4

Previous convictions

4 <i>Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)</i>	<i>NO*</i>
---	------------

**If YES – provide full details*

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

<i>Name & position (if applicable)</i>	<i>Date of conviction or sentence</i>	<i>Court</i>	<i>Offence</i>	<i>Penalty</i>

(1) 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.

EAST LoTHIAN LICENSING BOARD

**APPLICATION FOR PREMISES LICENCE/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.

Whitekirk Hill

Whitekirk

North Berwick

EH39 5PR

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, telephone number & email address.*

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

2(c) *Where applicant is a company, please provide name, registered office and company registration number.*

Whitekirk Hill Limited

3 Forth Street Lane

North Berwick

EH39 4JB

2(d) *Where the applicant is a club or other body, please provide full name, and postal address of club or other body.*

[Empty box for club or other body details]

2(e) *Where applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.**

1. *Norman Springford* – [Redacted]

[Redacted]

2. *James Wilkie* – [Redacted]

[Redacted]

3. *Andrew Wilkie* – [Redacted]

[Redacted]

4. *Iain Wilkie* – [Redacted]

[Redacted]

*** Connected person is defined in section 147(3) of the Licensing (Scotland) Act 2005.**

Question 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

--

Question 4

Previous convictions

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

**If YES – provide full details*

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

<i>Name & position (if applicable)</i>	<i>Date of conviction or sentence</i>	<i>Court</i>	<i>Offence</i>	<i>Penalty</i>

(1) 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.

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

Question 5

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

*A high quality clubhouse and holiday lodges to be built in the future.
The clubhouse will offer 2 restaurants, a bar, a wellness centre, leisure facilities and a children's play barn.*

Question 6

6 *To be completed by members' clubs only*

<i>Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs) (Scotland) Regulations 2007?</i>	<i>YES/NO*</i>
<i>* Delete as appropriate</i>	

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)

Date

Capacity APPLICANT/AGENT (delete as appropriate)

Telephone number and email address of signatory
.....

<i>I have enclosed the relevant documents with this application – please tick the relevant boxes</i>	
<i>Operating plan</i>	✓
<i>Layout plan</i>	✓
<i>Planning certificate</i>	✓
<i>Building standards certificate</i>	
<i>Food hygiene certificate</i>	

*** 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.

<u>For use by the Licensing Board only</u>	
Application checklist	
Date received	
Fee amount	
Receipt number	
Received by (<i>INITIALS</i>)	
Consideration date	
Last date for consideration	
Date of initial hearing	
Date of any modification hearing	
Date granted/refused (delete as appropriate)	

<u>For use by the Licensing Board only</u>	
If application is for a premises licence	
Documents required	
Operating plan	
Layout plan	
Planning certificate	
Building standards certificate	
Food hygiene certificate	

<u>For use by the Licensing Board only</u>	
If application is for a provisional premises licence	
Documents required	
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.

*Whitekirk Hill
Whitekirk
North Berwick
EH 39 5PR*

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>NO</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>YES</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>	<i>11:00</i>	<i>23:00</i>
<i>Tuesday</i>	<i>11:00</i>	<i>23:00</i>
<i>Wednesday</i>	<i>11:00</i>	<i>23:00</i>
<i>Thursday</i>	<i>11:00</i>	<i>01:00</i>
<i>Friday</i>	<i>11:00</i>	<i>01:00</i>
<i>Saturday</i>	<i>11:00</i>	<i>01:00</i>
<i>Sunday</i>	<i>11:00</i>	<i>24:00</i>

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>	<i>10:00</i>	<i>22:00</i>
<i>Tuesday</i>	<i>10:00</i>	<i>22:00</i>
<i>Wednesday</i>	<i>10:00</i>	<i>22:00</i>
<i>Thursday</i>	<i>10:00</i>	<i>22:00</i>
<i>Friday</i>	<i>10:00</i>	<i>22:00</i>
<i>Saturday</i>	<i>10:00</i>	<i>22:00</i>
<i>Sunday</i>	<i>10:00</i>	<i>22:00</i>

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>YES</i>
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**If YES – provide details*

We would like to take advantage of any general extension to hours in respect of local or national events of importance, including the festive period.

Question 5

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

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

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

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

- 1. Conference facilities – conferences may start at 8am*
- 2. Restaurant facilities – we will be serving breakfast from 6am*
- 3. Receptions – these may start at 8am*
- 4. Club or other meetings – these may start at 8am*
- 5. Recorded music – there will be soft music played on opening the facilities until close*
- 6. Live performances – these may start early and end late*
- 7. Dance facilities – ie: salsa, these classes may commence at 9am*
- 8. Films – these may start early and end late*
- 9. Gaming – ie: bridge groups, these may start early and/or end late*
- 10. Indoor/outdoor sports – these may start early, ie: running, walking or cycling groups*
- 11. Televised sport – this will be dependant on international time zones which may be early or late in the United Kingdom*
- 12. Outdoor drinking facilities – this will be dependent on events and functions.*

To be clear, no alcohol will be sold or supplied out with core licenced hours except on the application and grant of an occasional extension.

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>	YES
	<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*

Children will be allowed access while supervised by an adult.

The playbarn will be a wonderful experience for the children. This is an area that is specifically designed for early development and learning.

This area will also host children's birthday parties.

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

0 – 15 children

16 – 17 year olds (young adults)

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

Generally accepted up to 22:00 but until close of any pre-organised function

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

All public areas

Question 7

CAPACITY OF PREMISES

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

Lounge/Bar – 200
Orangery – 150
Restaurant – 150
Gym/Spa – 100
Play barn - 100
Total - 700

Question 8

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

Personal details

8(a) Name

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>

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 * (see note below)

Date

Capacity APPLICANT/AGENT (delete as appropriate).

Telephone number and email 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 to i.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

Please describe your business offering.

Phase 1:

Coffee Shop

Restaurant

Bar

Sports/Health club including gym and pool

Wellness Spa with treatment rooms

Children's indoor play barn

Phase 2:

In future – self-catering holiday lodges

(extend this box if you require additional space)

On/Off Consumption

(a) Please describe the type of business you intend to operate in respect of On consumption.

a) *Bar/Restuarants and Functions*

(b) Please describe the type of business you intend to operate in respect of Off

b) *Guests will be allowed to take home unfinished bottles of wine*

consumption & deliveries	

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:

These will be used on a daily basis.

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:

These will be used ad hoc but probably on a weekly basis.

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:

*Recorded music will be daily.
 Live music will be played in relevant functions and events, the frequency of this will depend on the demand.
 Dance classes such as salsa etc. will also be on demand and may commence at 8 or 9am.
 There will be running/cycling a walking groups, these will be run on a weekly basis and my commence early.
 Televised Sport will be shown in the small snug bar as and when there are sporting events televised.*

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:

*Walled garden with tables and chairs
 Paved terrace to restaurant
 Picnics throughout grounds
 These will be served with food under management supervision*

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:

There may be exercise/dance classes that will commence earlier than 10am as well as running/walking and cycling groups.

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 are going to host events such as weddings, wakes, picnics and birthday parties. As this is a new project, we are hoping to host one of these types of events weekly.

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.

Baby changing will be accessible in toilets and the children's playbarn

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:

1. *There will be no underage drinking*
2. *There will be no drunkenness on premises*
3. *There will be no illegal possession or use of drugs*
4. *There will be no violent or anti social behaviour*
5. *There will be no unauthorised advertising*

Securing Public Safety:

1. *There will be a sufficient number of people employed or engaged to secure the safety of the premises and patrons*
2. *There will be appropriate instruction, training and supervision of those employed or engaged to secure the safety of the premises and patrons*
3. *There will be an implementation of crowd management measures*
4. *There will be proof of regular testing and certification where appropriate of procedures, appliances and safety systems.*
5. *There will be suitable and sufficient risk assessments, including compliance with the requirements of the Fire (Scotland) Act 2005*

Preventing Public Nuisance:

1. *There will be effective and responsible management of premises*
2. *There will be appropriate instruction, training and supervision of those employed or engaged to prevent incidents of public nuisance, for instance to ensure that customers leave quietly*
3. *There will be control of operating hours for all parts of the premises, for instance garden areas, including deliveries and disposal of glass*
4. *There will be management of people, including staff and vehicular traffic arriving and leaving premises*
5. *We will liaise with public transport providers*
6. *There will be management arrangements for collection and disposal of waste and empty bottles*
7. *There will be effective ventilation systems to prevent nuisance from odour and noise from air conditioning units.*

Protecting and Improving Public Health:

1. *We will be vigilant at all times to the risks of excessive consumption*
2. *Children and young persons will be protected*
3. *There will be informative signage displayed in appropriate places to educate the public about excessive drinking.*
4. *There will be a wide selection of reasonably priced non alcoholic beverage on offer.*

Protecting Children and Young Persons From Harm:

1. *We will demonstrate that suitable and sufficient measures will be identified and will be implemented and maintained to protect children and young persons from harm.*
2. *Children will be accompanied by responsible adults*

3. *Children's food and drinks will be served in suitable and safe containers*
4. *Stairs on the premises are risk assessed and where necessary will be adequately guarded by suitable means*
5. *All heating appliances will be risk assessed and where necessary will be adequately guarded*
6. *All electrical plug sockets in areas accessible to children will be adequately protected*
7. *All furniture and fittings shall be of safe design having regard to their use by children*
8. *The floor covering in the public toilets will be a non-slip and easily cleaned material*

Application Supporting Comments / Any Other Additional Information

(extend the boxes below if you require additional space)

Additional Information:

Supporting Comments: i.e. reasons why the Board should support your application.

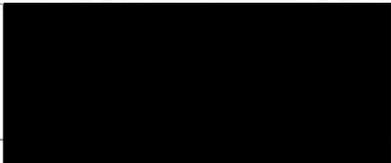
Whitekirk Hill is a development of high quality that is not supplied anywhere else in East Lothian.

SIGNATURE AND DECLARATION BY APPLICANT

IT IS AN OFFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

(Criminal Law (Consolidation)(Scotland) Act 1995 Section 44(2)(b))

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

Signature		Date	26 / 7 / 2019
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“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
1(b)	Do you have facilities for those with a disability	YES
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES

**Delete as appropriate*

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.

*There is specified disabled parking near the entrance door.
The entire ground floor has level access*

Question 3

Facilities available

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

*There are three accessible toilets
There is a platform lift in the children's play area.*

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.

*All assistance dogs will be welcome
There will be large print menu's
There will be a hearing loop at reception.*

DECLARATION BY APPLICANT OR AGI

If signing on behalf of the applicant please st

The contents of this disabled access and facilitie
and belief.

Signature



Date 26/7/2019

Capacity DIRECTOR

Telephone number and email address of signatc

*** Data Protection Act 1998**

The information on this form may be held on ar
to members of the public on request.”



East Lothian Council

LICENSING (SCOTLAND) ACT 2005
TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

SECTION 50 PLANNING CERTIFICATE

APPLICANT:

Whitekirk Hill Limited

NAME AND
ADDRESS OF
PREMISES:

Whitekirk Golf Club, Whitekirk, North Berwick

SECTION 50 PLANNING CERTIFICATE

- I confirm that planning permission (ref: 18/00312/P) under the Town and Country Planning (Scotland) Act 1997 in respect of any development of the subject premises in connection with their proposed use as a licensed premises has been obtained.
- I confirm that planning permission is not required.

SECTION 50 PROVISIONAL PLANNING CERTIFICATE

- I confirm that planning permission (ref:.....) or outline planning permission (ref:.....) has been obtained in respect of the construction or conversion of the subject premises.
- I confirm that planning permission is not required.

I hereby confirm that, in terms the above Acts, I have no objections to the granting of the Confirmation of the Premises License/Confirmation of Provisional License to cover the above proposals.

Signed:



Date:

23rd July 2019

Neil Millar
Planning Officer

Our Ref: DEV65318
Your Ref:
Date: 23rd July 2019
Ask For: Neil Millar
Direct Line: 01620 827383
Fax No: 01620 827723
Email: environment@eastlothian.gov.uk



Whitekirk Hill Limited
Whitekirk Hill
Whitekirk
East Lothian
EH39 5PL

Dear Sir / Madam,

Re: Section 50 Planning Certificate – Whitekirk Golf Club, Whitekirk, North Berwick, East Lothian.

Please find enclosed the Section 50 Planning Certificate for the above subject.

In the meantime, should you wish to discuss any of the above, please do not hesitate to contact me.

Yours sincerely,



Neil Millar
Planner

Please mark all correspondence to Planning Delivery

Date 19/08/2019

Your Ref:

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

John McKenzie
Chief Superintendent
Divisional Commander
The Lothians and Scottish Borders Division
Dalkeith Police Station
Newbattle Road
Dalkeith
EH22 3AX

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005 - APPLICATION FOR THE GRANT OF A
PROVISIONAL PREMISES LICENCE – REPRESENTATION**

**WHITEKIRK HILL, WHITEKIRK, NORTH BERWICK, EAST LOTHIAN, EH39
5PR.
WHITEKIRK HILL LIMITED, 3 FORTH STREET LANE, NORTH BERWICK**

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.

I also give you notice in terms of Section 22(1)(b) of the 2005 Act that the Chief Constable wishes to make the following representation to the Licensing Board concerning the application:-

I note that the applicant wishes to have 'off sales'. I would respectfully request that the applicant clarifies in what context 'off sales' would be utilised. i.e. is there plans to sell alcohol from the café / restaurant? Or is it required for 'taking away' a half finished bottle of wine etc. following the conclusion of a meal?

I would also request, as required, that the applicant submit layout plans which clearly show the licensed area, delineated in red and also include where the child access is.

Yours faithfully



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: 07 Aug. 19

Subject: LICENSING SCOTLAND ACT 2005
PROVISIONAL PREMISES LICENCE APPLICATION

Whitekirk Hill, Whitekirk, East Lothian EH39 5PR

I refer to the above subject and can confirm that the provisional premises licence application has been assessed and I am satisfied that the Operating Plan is in accordance with the Act.

R. Fruzynski
Licensing Standards Officer

EAST LoTHIAN COUNCIL

Internal Memorandum

From: Planning Delivery
Per: Neil Millar
Cc:

To: Clerk to the Licensing Board
Per: Licensing Board

Date: 16th August 2019

LICENSING (SCOTLAND) ACT 2005

Re: Consultation response

Address: Whitekirk Hill, Whitekirk, North Berwick
Application type: Premises Licence

There are no objections to the grant of a premises licence. No planning permission is required for the sale of alcohol on the premises.

Winter, Maree

From: Johnson, Darren
Sent: 07 August 2019 08:18
To: Licensing
Cc: Environmental Health/Trading Standards; Muir, Marion
Subject: FW: Application for Provisional Premise Licence - Whitekirk Hill
Attachments: Proforma Objection or Representation.Jun2018.doc; Provisional premise licence application - Whitekirk Hill.pdf; Whitekirk Hill -Provisional Premise licence - layout plan.pdf

No objections

Darren

From: Environmental Health/Trading Standards
Sent: 06 August 2019 16:54
To: Johnson, Darren <djohnson@eastlothian.gov.uk>
Subject: FW: Application for Provisional Premise Licence - Whitekirk Hill

From: Winter, Maree
Sent: 06 August 2019 16:17
Subject: Application for Provisional Premise Licence - Whitekirk Hill

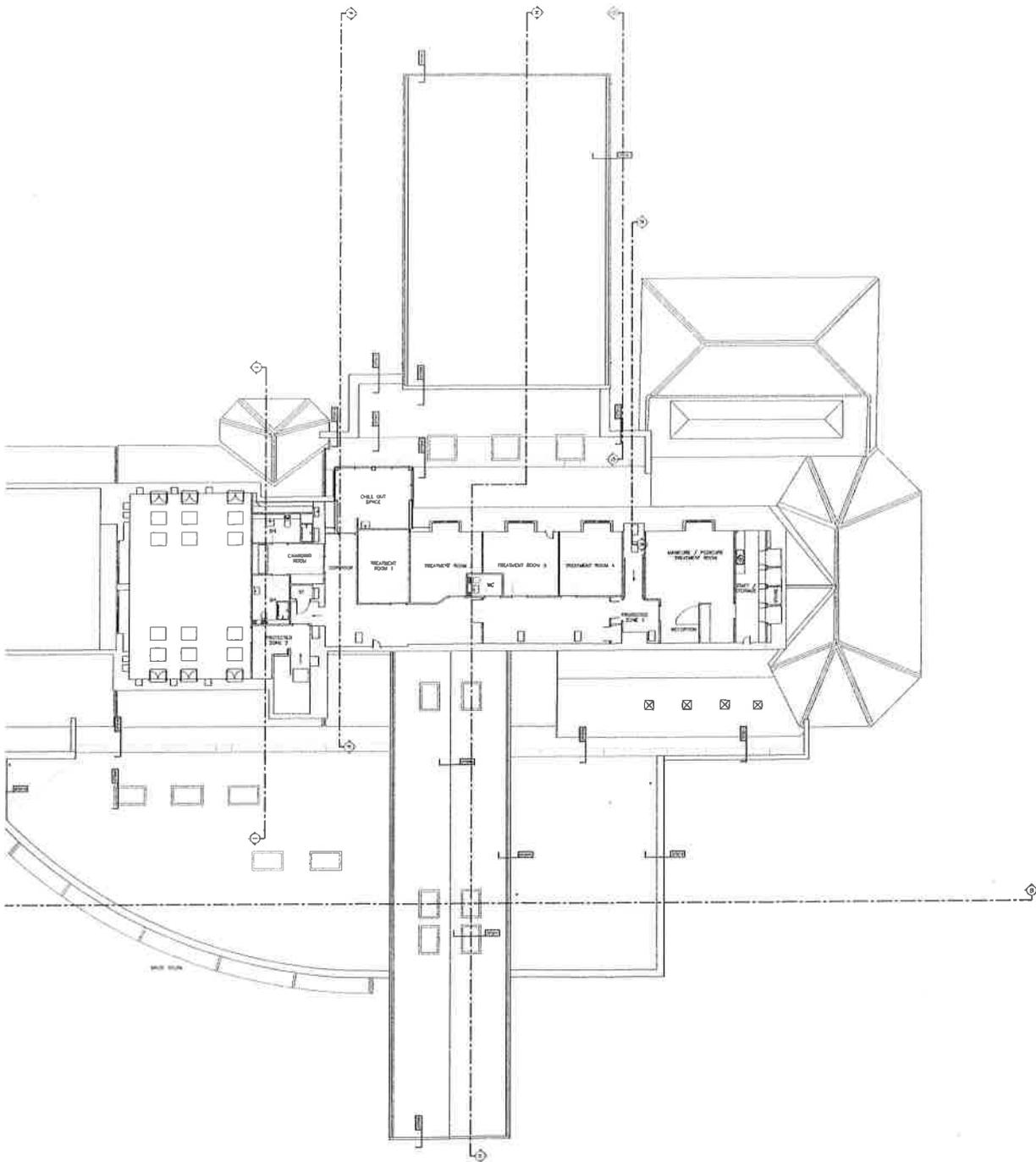
Dear all,

Please find attached application for a Provisional Premise Licence for Whitekirk Hill, Whitekirk. Could I please have any objections/representations you may care to make by Monday 2nd September 2019.

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





PROJECT INFORMATION	
PROJECT NAME	WATERKIRK CLUBHOUSE
CLIENT	WATERKIRK HILL LTD
DATE	18/05/2011
SCALE	1:100
PROJECT NO.	18005(00)101-L
DESIGNER	EMA
DATE	18/05/2011

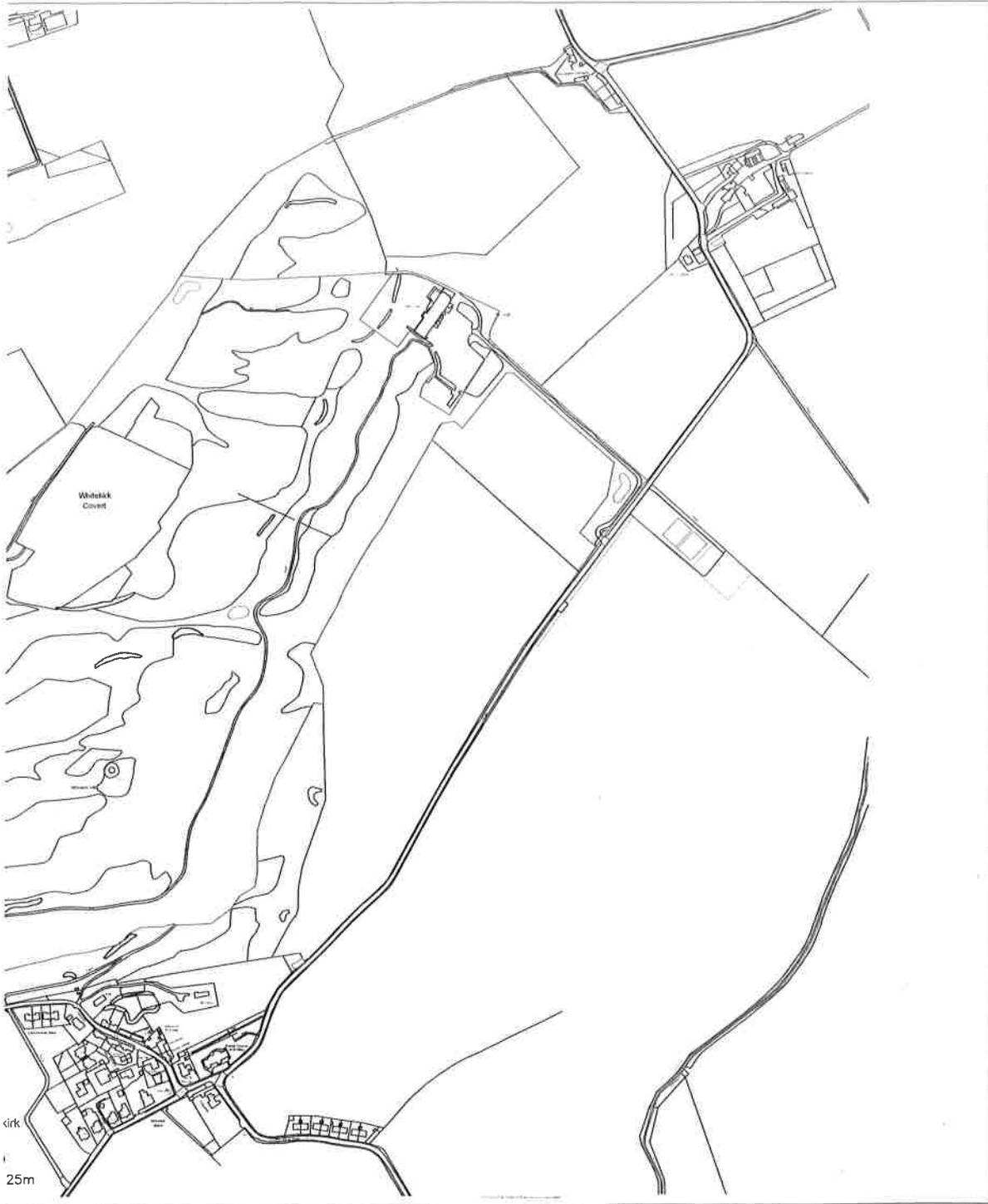
ema
architects + masterplanners

© EMA 2011
18005(00)101-L

WATERKIRK HILL LTD
PROPOSED REFURBISHMENT,
ALTERATIONS & EXTENSION
WATERKIRK CLUBHOUSE

FIRST FLOOR PLAN
AS PROPOSED

DATE	18/05/2011	BY	EMA
DESCRIPTION	18005(00)101-L	DATE	18/05/2011
PROJECT NO.	18005(00)101-L	DATE	18/05/2011
SCALE	1:100	DATE	18/05/2011



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NO.	REVISION	DATE	BY	CHKD.
A	TITLE BOUNDARY AMENDED		JWS	02.10.18

— TITLE BOUNDARY
 — CLUBHOUSE APPLICATION SITE BOUNDARY (SEPARATE APPLICATION)



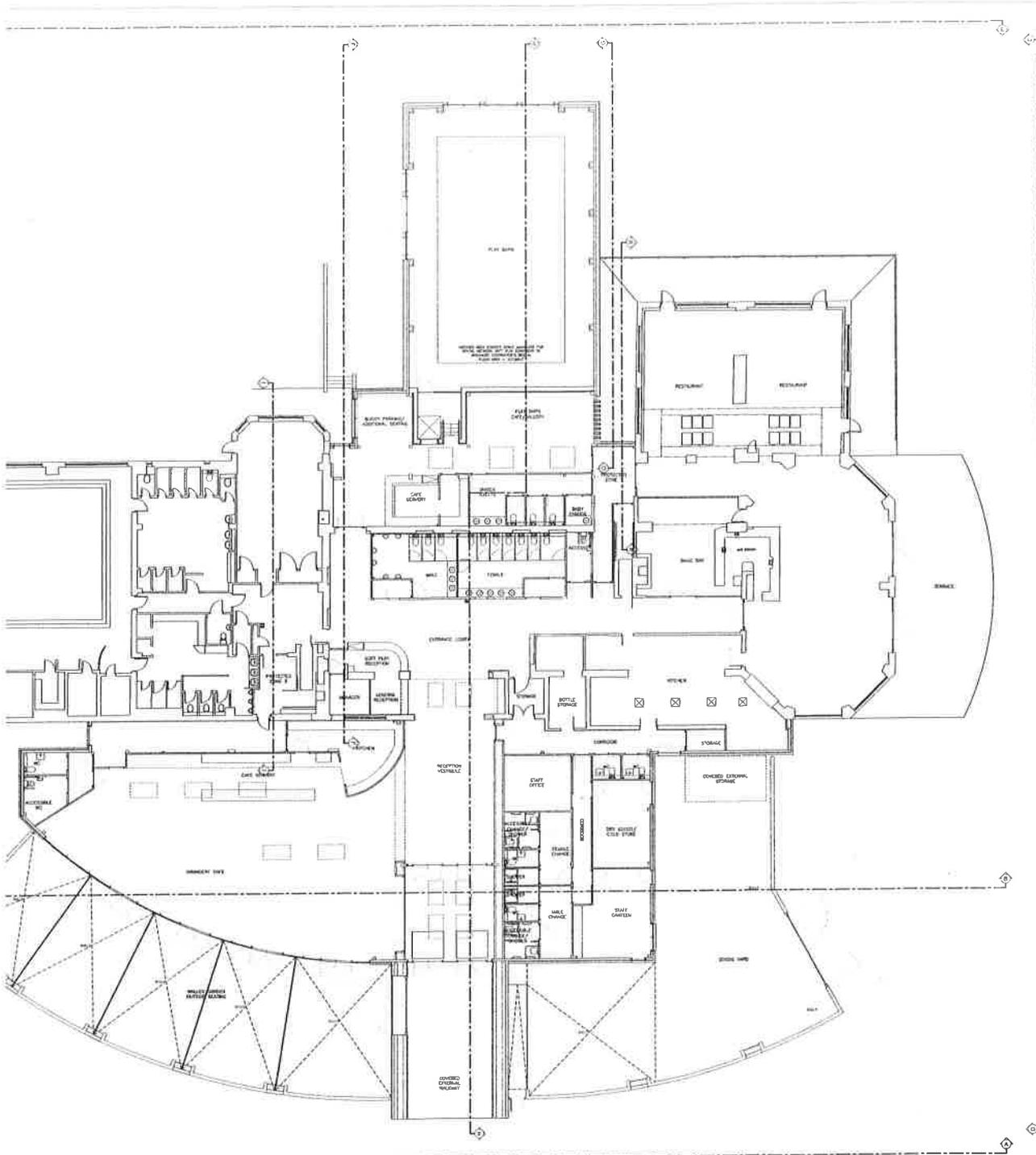
ema
 architects + masterplanners

42 CHARLOTTE SQUARE
 EDINBURGH
 EH2 4ND
 E: INFO@EMA-ARCHITECTS.CO.UK F: 0131 347 8882
 W: WWW.EMA-ARCHITECTS.CO.UK

WHITEKIRK HILL
 WHITEKIRK GOLF & COUNTRY CLUB
 WHITEKIRK
 EAST LOTHIAN

LOCATION PLAN
 WITH TITLE BOUNDARY

PROJECT NO.	17154	DATE ISSUED	15.08.18	DATE REVISED	
PROJECT REFERENCE	17154(OS)001A				
SCALE	AS SHOWN				
DATE PREPARED					
DATE CHECKED					



Project Name	Whitekirk Clubhouse
Client	Whitekirk Hill Ltd
Architect	ema architects + masterplanners
Date	15/05/2024
Scale	1:500
Sheet No.	1 of 1

ema
architects + masterplanners

15005(00)100-N

WHITEKIRK HILL LTD
PROPOSED REFURBISHMENT,
ALTERATIONS & EXTENSION
WHITEKIRK CLUBHOUSE

GROUND FLOOR PLAN
AS PROPOSED