



**AGENDA FOR THE MEETING OF
EAST LOTHIAN LICENSING BOARD**

**THURSDAY 25 MARCH 2021 at 10.00am
VIA DIGITAL PLATFORM**

Agenda of Business

Apologies

Declarations of Interest

Members and officers should declare any financial and non-financial interests they have in the items of business for consideration, identifying the relevant agenda item and the nature of their interest.

- 1. Minutes for Approval**
East Lothian Licensing Board, 28 January 2021 **(pages 1-8)**
- 2. Major Variation of Premises Licence**
 - a) Lidl, Olivebank, Musselburgh **(pages 9-36)**
 - b) The Golf Tavern, Haddington **(pages 37-72)**

**Kirstie MacNeill
Clerk of the Licensing Board
18 March 2021**

Public papers for this meeting are available to view on the East Lothian Council website:
http://www.eastlothian.gov.uk/meetings/committee/53/east_lothian_licensing_board



MINUTES OF THE MEETING OF EAST LOTHIAN LICENSING BOARD

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THURSDAY 28 JANUARY 2021
ONLINE PLATFORM MEETING

Board Members Present:

Councillor F Dugdale (Convener)
Councillor L Bruce
Councillor J Goodfellow
Councillor J Henderson
Councillor W Innes
Councillor J McMillan

Clerk of the Licensing Board:

Ms K MacNeill, Service Manager – People and Governance

Attending:

Ms M Winter, Licensing Officer
Ms G Herkes, Licensing Officer
Ms S Fitzpatrick, Team Manager – Licensing and Landlord Registration
Mr R Fruzynski, Licensing Standards Officer
PC Graeme Bairden, Police Scotland
Inspector Stuart Fletcher, Police Scotland

Committee Clerk:

Ms B Crichton, Committees Officer

Apologies:

None

Declarations of Interest:

None

Due to restrictions imposed during the COVID 19 pandemic, the East Lothian Licensing Board determined to proceed with the meeting by way of video conferencing.

1. MINUTES FOR APPROVAL

The minutes of the East Lothian Licensing Board meeting of 26 November 2020 were approved as a true record of the meeting.

2. PROVISIONAL PREMISES LICENCE Stodola, 109 High Street, Musselburgh

The application sought a provisional premises licence for off-sales. The store had been operating under occasional licences since 18 November 2020.

No objections had been raised by Police Scotland, NHS Scotland, Planning, the Community Council, or the public. The LSO had made representation and asked for some standard conditions to be attached the licence.

Jaroslav Wiatrowski, applicant, and Alistair Macdonald, agent, were present to speak to the application.

Mr Macdonald provided some background information on the applicants and their shops. Mr and Mrs Wiatrowski opened Stodola in Musselburgh in November 2020 and had been licensed for off-sales under occasional licences since that time. Mr Macdonald said his clients were experienced operators and ran three other stores – two in Edinburgh and one in Dalkeith. He explained that delivery of alcohol was not currently in operation, but had been included in the application in case the store wished to begin making deliveries in the future, particularly in the current circumstances where some customers may be shielding, etc. He advised that his clients were happy to accept the conditions raised by the Licensing Standards Officer (LSO), although noted that one condition was not relevant to their operation. Mr Macdonald also advised that a food hygiene certificate had been obtained but the building standards certificate was still pending; it was hoped this would be issued in the near future.

PC Graeme Bairden raised no objections on behalf of Police Scotland and commented that the licence holders seemed to be experienced and the shop seemed to run well.

Rudi Fruzynski, LSO, complimented the applicants on their new store. He had raised standard conditions and concurred with Mr Macdonald that the condition mentioned at 32.2 of the letter dated 9 December 2020 was not relevant as the applicants were not running a café or restaurant. He offered his support to the application.

Councillor Innes supported the application and commented that it was important for local people to experience the culture of their Eastern European neighbours. He wished the applicants well.

Councillor McMillan also welcomed the new Polish store. He expressed his support and hoped that Brexit would not cause the applicants any trouble in their trading.

The Chair supported the application, including the conditions raised by the LSO.

Decision

The East Lothian Licensing Board unanimously agreed to grant the licence subject to standard conditions regarding deliveries.

3. GRANT OF A PERSONAL LICENCE Mr Manish Kumar

An application had been received from Mr Manish Kumar for the grant of a personal licence. The Clerk of the Board noted that Police Scotland had submitted detailed representation but had not made a recommendation for refusal.

Manish Kumar, applicant, and Alistair Macdonald, agent, were present to speak to the application.

Mr Macdonald provided background information to the application, and revisited the circumstances surrounding premises licence review brought to the November Board meeting after Mr Kumar had sold alcohol to an underage young person. At this time, Mr Kumar agreed to withdraw his personal licence application to the City of Edinburgh Licensing Board and lodge it instead with the East Lothian Licensing Board. Mr Macdonald advised that his client did not take issue with any content of the police letter, dated 17 December 2020. He advised that Mr Kumar had not yet heard whether his case would proceed to court; should he receive a conviction, he would notify the Board of this. Mr Macdonald advised that there had been no issues with Mr Kumar's store since the incident; he reported that Mr Kumar had received no formal visits, but nevertheless had been extremely careful with the sale of alcohol. Mr Macdonald said that Mr Kumar seriously regretted his mistake, and had since completed his personal licence course. Going forward, the premises manager of the store would be Mr Kumar, who accepted the privilege and responsibility of holding a personal licence.

Mr Kumar added that the incident had been a mistake and apologised again to the family of the young person. He said that since this time, he had been particularly careful with the Challenge 25 rule. He asked the Board to give him the opportunity to prove that he could abide by Board policy in the future.

PC Bairden had checked with the Crown Office and there was no date recorded for a trial. He advised that he had spoken with the current premises manager, May Duncan, who advised that Mr Kumar's behaviour had been exemplary since the written warning had been issued in December 2020.

The LSO said he had not met Mr Kumar but assured the Board that the store would be well looked after with the involvement of Ms Duncan, who was very professional.

The Convener called an adjournment for Board Members to hold a private discussion.

When the meeting resumed, the Convener delivered the decision of the Board. Members were not happy to grant Mr Kumar's personal licence and decided to continue the application for a period of six months to allow the case to progress through the court process.

Mr Macdonald recognised that this was the Board's decision to make, but noted that it was unlikely that any additional facts would come to light if the case proceeded to court.

Councillor Innes acknowledged Mr Macdonald's pragmatic view in not objecting to the continuation, and formally moved the continuation of the application for a period of six months. Councillor McMillan seconded this proposal. Councillor Henderson and Councillor Goodfellow also supported the Convener's and Board colleagues' sentiments.

Decision

The East Lothian Licensing Board unanimously agreed to continue the application for a period of six months.

4. REQUEST TO EXTEND PROVISIONAL PREMISES LICENCE 10-12 Court Street, Haddington

A letter had been received from Alistair Macdonald, agent, on behalf of Franco Cucchi, licence holder, for a further extension of a provisional premises licence to allow relevant inspections to be carried out.

Mr Macdonald was present to speak to the request.

Mr Macdonald provided a timeline of when applications were made, and advised that an extension had been granted in January 2020 due to delays by builders. Since this time, work had been completed and Building Standards made inspections in March 2020; they had required some further work to be carried out and emergency lighting certificates to be obtained before a completion certificate would be issued. However, lockdown had caused delays to this work being undertaken and further inspections being made. Once Building Standards had issued an approval certificate and a food hygiene certificate had been obtained, it would be possible to finalise the licence. Mr Macdonald stated that all work would have been completed by now but for lockdown restrictions.

Councillor Bruce said he understood the difficulties experienced around completion of work and inspections in lockdown, and suggested that a further year's extension be granted to ensure all processes could be completed. Councillors Goodfellow, Henderson, and Innes supported this suggestion.

Councillor McMillan noted that businesses had felt well supported by officers in Licensing, Environmental Health, and Economic Development, but also supported granting an extension of 12 months to ensure all could be finalised.

The Convener acknowledged the challenging time for businesses and supported extending the provisional licence for 12 months.

Decision

The East Lothian Licensing Board unanimously agreed to grant a 12-month extension of the provisional licence until March 2022.

5. MAJOR VARIATION OF PREMISES LICENCE

a. Auld Brig Tavern, 45 Eskside West, Fisherrow, Musselburgh

The application sought to change the functioning of the bar to permit bar meals and a breakfast service, including outwith core hours, and to permit receptions, club meetings, and performances.

No objections had been raised by Police Scotland, NHS Scotland, by Planning, the Community Council, the LSO, or the public.

Steven Bremner, premises manager, and Niall Hassard, agent, were present to speak to the application.

Mr Hassard advised that the tenants were keen to diversify the business by providing a food offer. The premises had always had a kitchen, and staff had now been trained in terms of allergens. The tenants had also engaged with the LSO and registered as a new food business. The food offer would principally be standard bar meals. The applicants also wished to adjust their opening hours to be able to offer a breakfast service, but no alcohol would be served outwith current licensed hours.

Responding to a question from Councillor Henderson, Mr Hassard advised that there would be no direct impact on the capacity of the pub by the offer of meals. No structural work had been required to the premises, but rather some general upgrading and engagement with Environmental Health regarding the kitchen.

Councillor McMillan was happy to support the application and hoped that Mr Bremner would consider using locally sourced produce. Mr Hassard advised that the group regularly worked with local suppliers.

PC Bairden noted that the premises may be open outwith core hours; he was happy to support this as long as no alcohol was sold.

The LSO reported that the Auld Brig Tavern was a popular and well-run premises, and felt the application would enhance the offer to patrons. He confirmed that kitchen facilities had been available for many years but had not been used. He had regular contact with the premises and raised no objection to the application.

The Convener was happy to support the enhanced offer and diversification of the business.

Decision

East Lothian Licensing Board unanimously agreed to grant the major variation of the premises licence.

b. Event Space, Archibald Hope House, Eskmills Park, Musselburgh

The application sought to change the company name, vary the layout plan, and change the premises manager. The Clerk of the Board noted that planning permission had not yet been granted for the use of an outdoor drinking area within the grounds of the premises.

No objections had been raised by Police Scotland, NHS Scotland, by Planning, the Community Council, or the public. The LSO had made representation and asked for some standard conditions to be attached to the licence.

Scott Dodds, applicant, and Brian Galbraith, Managing Director, were present to speak to the application.

Mr Galbraith advised that the application was to licence the garden area around the summer house so that drinks could be served outside to wedding guests before carrying on entertainment inside the premises.

PC Bairden advised that he had attended the premises and Mr Galbraith had spoken through the layout. He agreed with the LSO that it would be important to limit the

amount of noise outside at night. He thought it was a professional-looking business offer and raised no objections to the application.

The LSO advised that the premises was very well run and a popular wedding venue. He requested that there be no amplified entertainment or speech in the outside area, as residents in the area had previously complained of disturbances from other premises on the estate. Other than raising the conditions contained within the LSO letter dated 11 December 2020, he was happy to support the application.

The Convener enquired about the terminal hour of the outdoor area. Mr Galbraith advised that the outdoor area would predominantly be used between 2pm – 5pm, but during the COVID pandemic, occasional licences had been granted for use of the summer house and winter bar. However, it was hoped that the usual wedding offer would resume, all being well.

Councillor McMillan clarified that only amplified speech and entertainment would not be allowed in the outdoor area, and supported the application. Councillors Innes, Henderson, Goodfellow, and Dugdale also gave their support to the application, subject to standard conditions raised by the LSO.

Decision

East Lothian Licensing Board unanimously agreed to grant the major variation of the premises licence.

c. Lidl, Mercat House, 6 High Street, Prestonpans

The application sought to vary the capacity and layout of alcohol display.

No objections had been raised by Police Scotland, NHS Scotland, by Planning, the public, or the LSO. The Community Council had raised an objection on the basis of overprovision.

Tracey Broomfield, licensing manager for Lidl in Scotland, and Andrew Hunter, agent, were present to speak to the application.

Mr Hunter advised that the application to increase the alcohol display capacity was part of a wider refurbishment of the premises under Lidl's 'Get Fresh' campaign. This would see an increase in the selection of meat, fruit and vegetables, and an increase in the range of Scottish craft beers and craft ciders being rolled out across Scottish stores. To facilitate this, the application sought an increase in day-to-day alcohol display capacity to 62m² and a seasonal capacity of 81m². Mr Hunter advised that alcohol would represent 4.8% of the total display area of the store. The seasonal offer would remain the same as in previous years, but would move position slightly. Mr Hunter advised that Lidl Prestonpans had four personal licence among the staff and 100 stores would be refurbished in this way. Mr Hunter also addressed objections raised by the Prestonpans Community Council. He advised that the changes were part of a wider rollout rather than targeting the area to gain a monopoly on alcohol provision, and also noted incorrect figures regarding the size of the company. Mr Hunter also provided information regarding Lidl Prestonpans' contribution to community causes, such as links with the charities combatting food waste and to provide meals distributed by various groups.

There was discussion regarding the provision of alcohol and the capacity of display in the context of the wider store, with Board Members seeking justification for the increase in display area. Mr Hunter advised that the seasonal display area would

increase because the day-to-day offer would increase to include the additional Scottish craft beers and ciders; the seasonal offer, which would stay the same as in previous years, was then added on top of this. Mr Hunter also added that the alcohol display would not take over additional aisles in store, and referred to a before-and-after comparison document circulated to Board Members the previous day.

PC Bairden thought the store seemed to be very well run by the staff and reported that there had been few incidents relating to alcohol. He raised no objections to the application.

The LSO commented that Lidl Prestonpans was well run and popular with the community. He noted the substantial size of the store and advised that the alcohol display took up less of the overall store than some comparable premises.

Councillor Goodfellow commented that he would have appreciated some justification as part of the application to explain the increase in seasonal alcohol display. Mr Hunter responded that an increase in seasonal display alleviated pressure on staff at a time when the store was at its busiest, and accommodated additional products such as gifts with presentation glasses, etc.

There was further discussion regarding alcohol display capacity, and Councillor Henderson noted that Board policy should perhaps consider density of display to gain a fuller understanding of the alcohol display area.

Councillor Bruce commented that Lidl Prestonpans was well managed. He had sympathy with the Community Council's objection in terms of overprovision in parts of Prestonpans, but felt that comments regarding the size of the parent corporation were not relevant to the discussion. He gave his support to the application and recognised Lidl's support of the Pennypit Trust.

Councillor Goodfellow agreed with Councillor Bruce's comments and also supported the application, noting he had been persuaded by the proportionally lower alcohol display area compared to other supermarkets. Councillor Henderson was in agreement and would also support the application.

Councillor Innes stated that Lidl was a valued retailer and the refurbishment would be welcomed by the community. He had supported increases in alcohol display previously, but felt application represented a significantly larger increase in display capacity. He shared some of the Community Council's concerns and would struggle to support the application.

A roll call vote was called and votes were cast as follows:

Grant application: 5 (Councillors Bruce, Dugdale, Goodfellow, Henderson, and McMillan)

Refuse application: 1 (Councillor Innes)

Decision

East Lothian Licensing Board agreed to grant the major variation of the premises licence.

The Members of the East Lothian Licensing Board had been saddened to hear of the passing of George Hood, Chair of the East Lothian Licensing Forum. The Board would send a letter of condolence to Mr Hood's family.

Signed

Councillor F Dugdale
Convener of East Lothian Licensing Board

DRAFT

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)

2a

- 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

EL0126

2(b) Name and Address of Premises

Lidl Great Britain Limited
Olivebank Industrial Estate
Newhailes Road
Newhailes
Musselburgh

Post Code EH21 6RU

Phone No.

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

Lidl Great Britain Limited
19 Worples Road
London

Post Code SW19 4JS

Phone No.

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

N/A

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)

Question 7 Capacity of premises

Increase in capacity from;

Capacity during non-seasonal trading: Length 25.82m Height 1.8m (Total Capacity 46.47m²)

Additional capacity during season trading (1 December each year to 2 January following year) is

Length 6.68m Height 1.8m = 12.02m²

Maximum total capacity: 58.49m²

To;

Capacity during non-seasonal trading: Length 33.16m Height 1.8m (Total Capacity 59.68m²)

Additional capacity during season trading (1 December each year to 2 January following year) is

Length 6.68m Height 1.8m = 12.02m²

Maximum total capacity: 71.7m²

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.

Remerchandising of the store resulting in a change to the layout and increase in alcohol capacity

effective from 08.02.2021

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 **£200**

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 £15020 is enclosed.

Signature



..... (See note 5 below)

Date 14.01.2021

Capacity: APPLICANT / AGENT (delete as appropriate)

If agent, please provide name, address,

phone number and (if applicable) email address

Rebecca Bough, Lidl
Licensing, Palmer

.....
Avenue, Severn Beach
BS35 4DF

.....
0117 428 0315 licensing@lidl.co.uk
.....

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

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

OPERATING PLAN

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

Question 1

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

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

Question 2

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

Day	ON Consumption	
	Opening time	Terminal hour
Monday		
Tuesday		
Wednesday		
Thursday		
Friday		
Saturday		
Sunday		

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>	10.00 am	10.00 pm
<i>Tuesday</i>	10.00 am	10.00 pm
<i>Wednesday</i>	10.00 am	10.00 pm
<i>Thursday</i>	10.00 am	10.00 pm
<i>Friday</i>	10.00 am	10.00 pm
<i>Saturday</i>	10.00 am	10.00 pm
<i>Sunday</i>	10.00 am	10.00 pm

Question 4

SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal demand

YES

**If YES – provide details*

The applicant seeks an increased capacity of alcohol display for the period of 1 December each year until 2 January of the following year. The relevant capacities shall be stated in question 7 below. The applicant seeks the increased capacity to allow them to adequately cope with increased seasonal demand around the Christmas and New Year period as per the layout plans

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	No	N/A	N/A
Conference facilities	No	No	No
Restaurant facilities	No	No	No
Bar meals	No	No	No
5(b) Activity	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
Social functions including:			
Receptions including Weddings, funerals, birthdays, retirements etc.	No	No	No
Club or other group meetings etc.	No	No	No
5(c) Activity	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
Entertainment including:			
Recorded music – see 5(g)	Yes	Yes	Yes
Live performances – see 5(g)	No	No	No
Dance facilities	No	No	No

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

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

N/A

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.

The premises operate as a supermarket. The premises may open outwith the core hours for this purpose. No alcohol is sold outwith core hours

5(g) Late night premises opening after 1.00am

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

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?

Capacity during non-seasonal trading: - Length 33.16m Height 1.8m = 59.68m²
Additional capacity during seasonal trading (1 December each year to 2 January following year) is Length 6.68m Height 1.8m = 12.02m²
Maximum total capacity: 71.7m²

Question 8

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

Personal details

8(a) Name

Andrew Robertson

8(b) Date of birth

[REDACTED]

8(c) Contact address

[REDACTED]

8(d) Email address

[REDACTED]

8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
12.09.2011	South Lanarkshire Council	SL/HAM/720

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 0117 428 0315 – licensing@lidl.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



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.

Supermarket

(extend this box if you require additional space)

On/Off Consumption

Off

<p>(a) Please describe the type of business you intend to operate in respect of On consumption.</p> <p>(b) Please describe the type of business you intend to operate in respect of Off consumption & deliveries</p>	<p>a)</p> <p>b) <u>Supermarket – offering sale of alcohol along with other food and household items</u></p>
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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:

N/A

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:

N/A

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:

N/A

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:

N/A

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:

N/A

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:

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:

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.

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:

See attached

Securing Public Safety:

See attached

Preventing Public Nuisance:

See attached

Protecting and Improving Public Health:

See attached

Protecting Children and Young Persons From Harm:

See attached

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.

SIGNATURE AND DECLARATION BY APPLICANT			
IT IS AN OFENCE 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	17.12.2020

“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
<i>*Delete as appropriate</i>		

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 level entry access/exit to the premises. All floors are accessible by disabled customers.

Question 3

Facilities available

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

The premises has toilets suitable for disabled access.

The store has trolleys for use with wheelchairs

Groceries are displayed at varied heights. Shop floor staff will assist any customer requiring additional assistance.

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.

The store has a bell in the entrance foyer for disabled customers if they need assistance.
The store has disabled parking bays

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)

Date 17.12.2020

Capacity Licensing Manager APPLICANT/AGENT

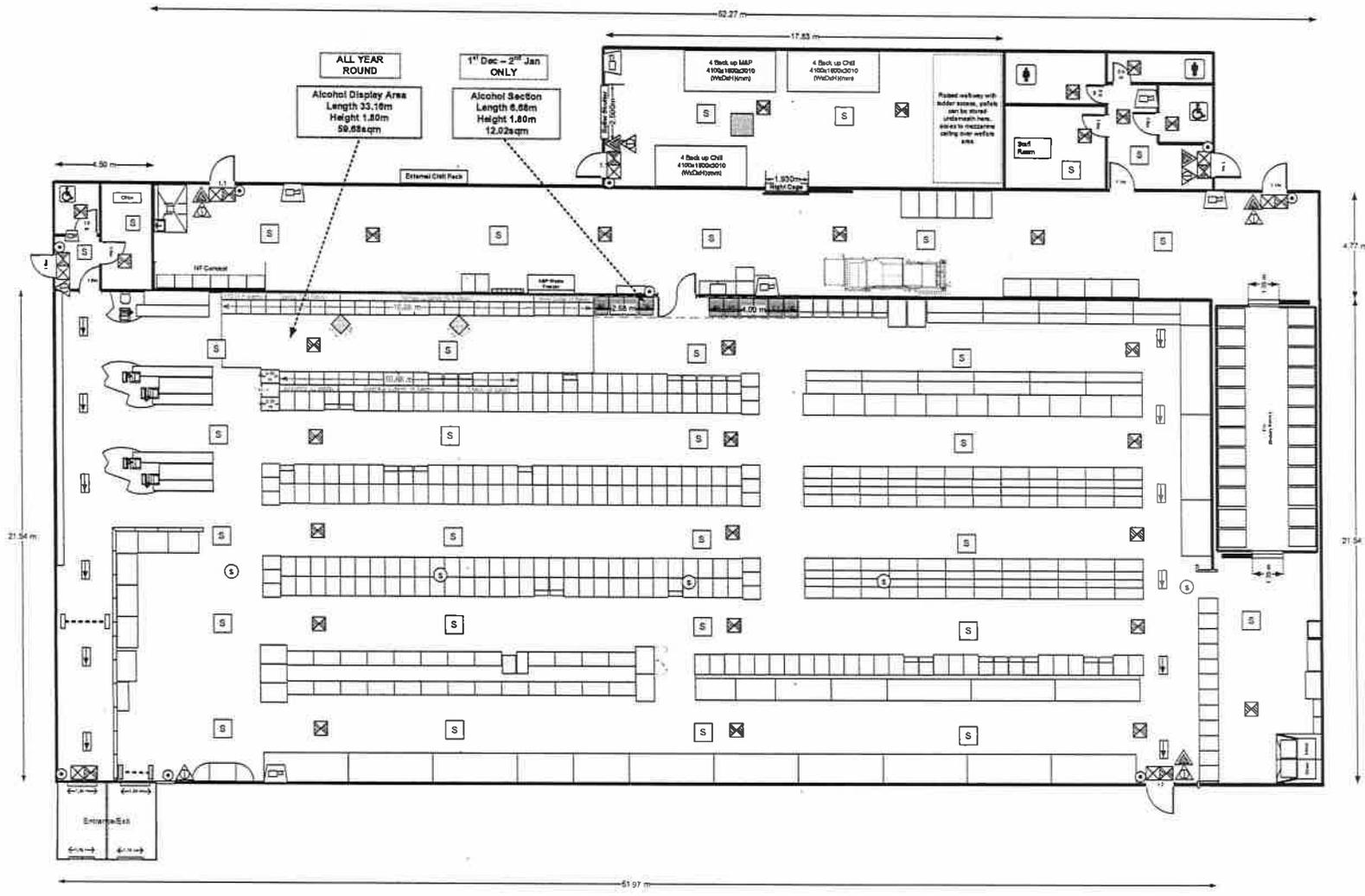
Telephone number and email address of signatory 0117 428 0315 licensing@lidl.co.uk

*** 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."

MAJOR VARIATION
NOVEMBER 2020

CHILDREN AND YOUNG PERSONS ARE
ENTITLED TO ACCESS ALL PUBLIC
AREAS OF THE PREMISES

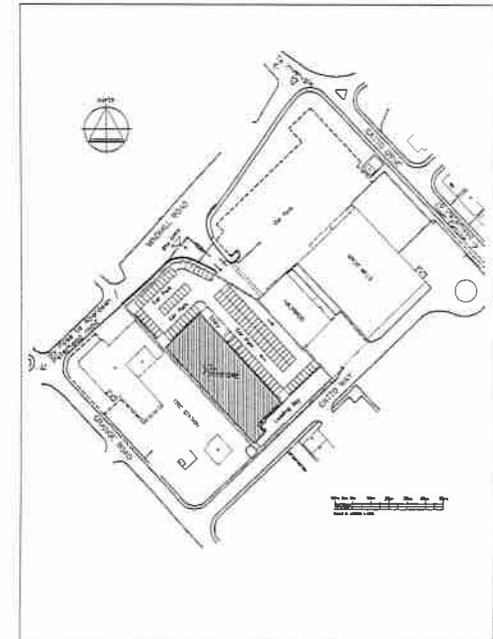


Scale 1:100

FIRE SYMBOLS

- | | |
|---|---|
| ▲ Portable Water Extinguisher | ⊗ Emergency Light |
| ▲ Portable Foam Extinguisher | ⊗ Emergency Exit Illuminated Sign |
| ▲ Portable CO ₂ Extinguisher | ⊙ Call Point |
| ▲ Portable Dry Powder Extinguisher | ⊕ Warning Device Visual |
| ▲ Fire Blanket | ⊕ Fire Exit Directional Signage |
| S Smoke Detector | ⊕ Smoke Detector in ceiling void |
| K Heat Detector | ⊕ Fire Control Panel |
| ⊕ Warning Device Ball | All Fire Exts Have A Push Bar & Signage |
| ⊕ Warning Device Sounder | |

Mackie Ramsay Taylor Chartered Architects 47 Victoria Street, Aberdeen, AB10 1QA Telephone (01224) 829285 Fax (01224) 827958 e-mail: mail@mrta.co.uk	No. 11009 of 2010 1000 LIDL UK GmbH SPECIAL LEASE PICTORIAL 1:500 SITE LOCATION PLAN EXISTING FOODSTORE AND ASSOCIATED CAR PARKING ETC L2/01/478
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**East Lothian Licensing Board
Lidl UK Great Britain Limited**

**Application for Variation of Premises Licence
Lidl Musselburgh**

This is an application for variation of the premises licence for Lidl at the premises at Olivebank, Musselburgh.

This application comes before the board as part of a wider refurbishment of these premises and part of a national campaign for refurbishment of all Lidl stores across the UK to cater for the "Get Fresh" layout.

The Board have already considered an application for Lidl's Prestonpans store which had the same refit process.

Get Fresh is essentially a refurbishment to provide additional chiller space and improved shelving across the premises. This results in a wider availability of meat, fish and poultry together with improved ranges of fruit and veg and ambient stock. The change in the depth of shelving allows for all stock ranges to be improved and this includes the provision of off sales alcohol within the premises.

The current alcohol display area is 46.47m² with an additional seasonal display from 1 December to 2 January each year of 12.02m².

If this variation is granted, the alcohol display then will increase to 59.68m² during normal trading times with the seasonal area staying the same each year at 12.02m².

Alcohol display current accounts for 4.2% of the store and up to 5.2% when the seasonal area is in use.

If the variation is granted, the respective capacities of the store will increase to 5.3% and 6.4%.

This is consistent with Lidl's general approach that alcohol display areas at or about 5% of the total sales offer during normal trading periods albeit this increases for a one month period around Christmas to cater for the higher demand.

Lidl premises provide significantly less alcohol display than the "Big 4" supermarkets that tend to opt for displays around 10-12% display capacity.

The additional products that are to be stocked within the premises as part of Get Fresh is a small range of Scottish craft beers and craft ciders.

To place this application into some context, we have provided with this written submission a document showing the current layout and the proposed layout. In this case as the store refit was completed before this variation was considered, we also lodged a minor variation in January to reflect the revised premises layout but with the current alcohol display area.

You will see from the layout plans that the alcohol remains in the same position within the store, at the farthest point from the customer entrance. The variation is effectively to add three additional bays on the shorter of the two aisle displays.

There are no objections or adverse representations in relation to the application. The premises are not located in an area of overprovision.

East Lothian Council
Licensing

12 MAR 2021 1

Received

The application will bring an improved range to this store consistent with other Lidl's to lodge across the country.

We are grateful to receive the positive report from the LSO regarding the good operation of the premises.

The premises currently have 5 personal licence holders working there and a total of 23 staff.

The store currently supports local charitable and community organisations with the provision of unused food through the Neighbourly scheme – to mitigate against food waste. Their partners are The Hollies Day Centre, Stoneyhill After School Club and Tranent Salvation Army.

It is submitted this is the good application and should be granted.

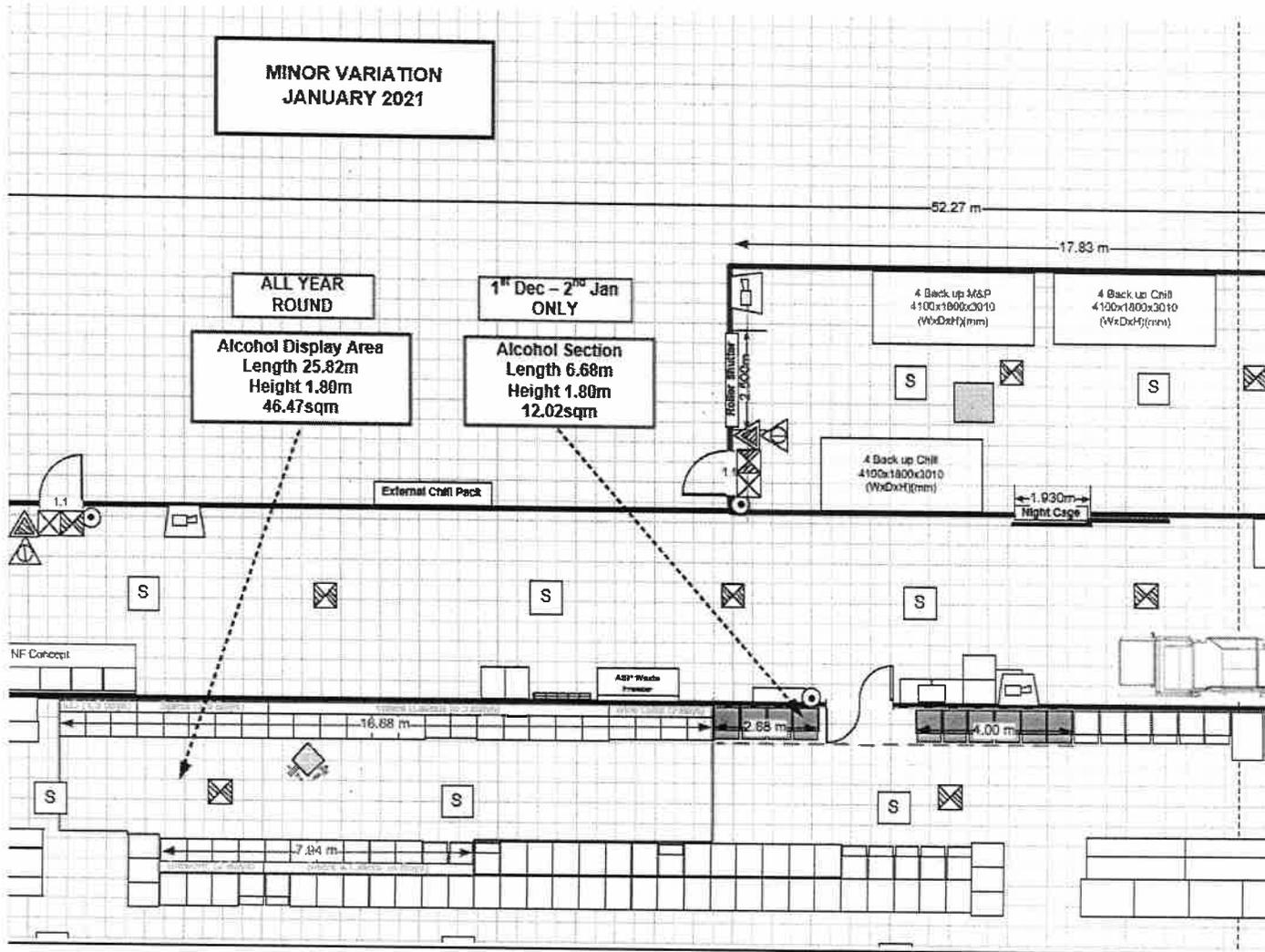
If the Board are not able to determine this application on the strength of this written submission only, we would respectfully request that the application is continued to a later date to allow for personal appearance. In the circumstances of this application, however, it is respectfully submitted that that should not be necessary.



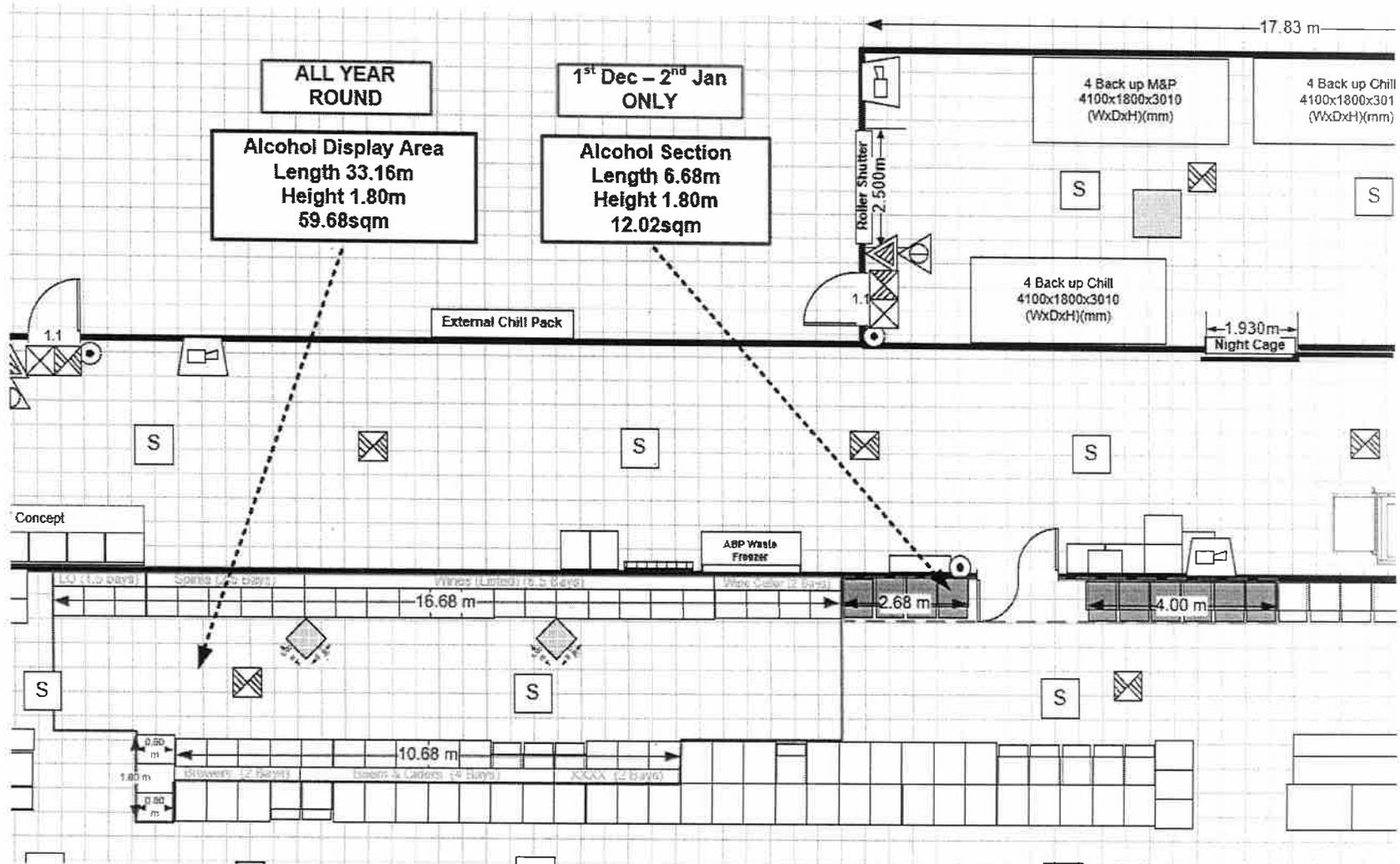
Solicitor
Agent for Lidl Great Britain Limited

11 March 2021

1144 MUSSELBURGH - CURRENT APPROVED ALCOHOL DISPLAY AREA

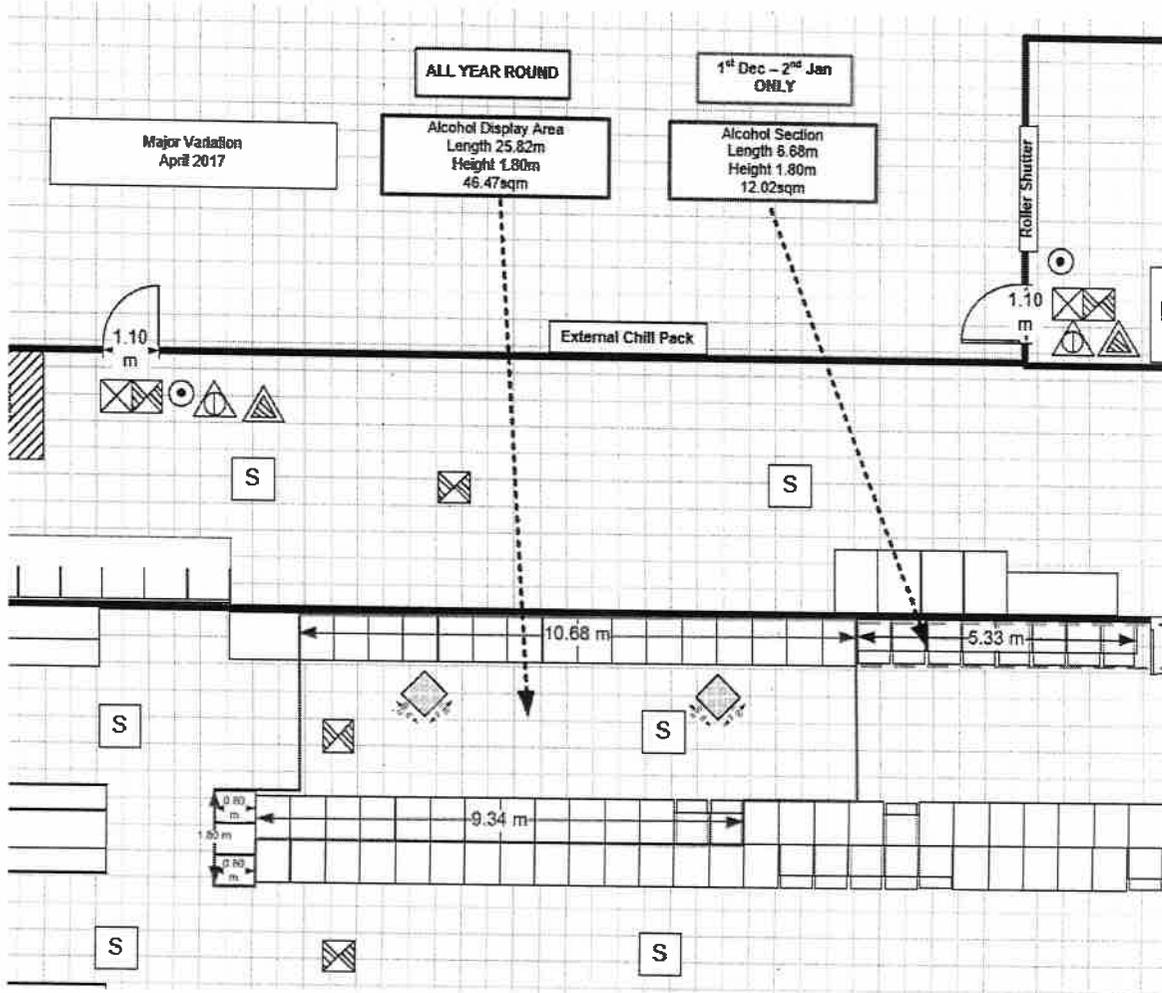


1144 MUSSELBURGH - PROPOSED ALCOHOL DISPLAY AREA



1144 MUSSELBURGH - PROPOSED ALCOHOL DISPLAY AREA

THIS WAS THE CURRENT VIEW PRIOR TO US HAVING TO SUBMIT A MINOR FORM FOR A REFRESH TO COVER US UNTIL THE LB SET A HEARING DATE



28/01/2021

Your Ref: LIDL/MUSS

Our Ref: 398482/GB

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



**POLICE
SCOTLAND**

Keeping people safe

John McKenzie
Divisional Commander
The Lothians and Scottish Borders Division
Haddington Police Station
39-41 Court Street
Haddington
EH41 3AE

FOR THE ATTENTION OF EAST LOTHIAN LICENSING BOARD

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
LIDL GREAT BRITAIN LIMITED
LIDL UK GMBH, NEWHAILES ROAD, NEWHAILES, MUSSELBURGH, EAST
LOTHIAN, EH21 6QD.**

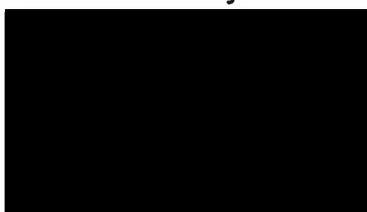
I refer to the above variation of a premises licence in terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of an increase of space for day to day sale of alcohol from 46.47m² to 59.68m². The space for seasonal sales remains unchanged at 12.02m².

In terms of Section 29(5) this request can be considered a variation.

I have no adverse comment to make regarding the variation proposed.

Yours faithfully



John McKenzie
Chief Superintendent

EAST LoTHIAN COUNCIL

LICENSING STANDARDS

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 29 January 2021

Subject: LICENSING SCOTLAND ACT 2005
PREMISES LICENCE APPLICATION (MAJOR VARIATION)

Lidl UK GmbH, Olivebank Industrial Estate, Newhailes Road, Musselburgh, East Lothian EH 21 6RE

I refer to the above subject and can confirm that these premises have been visited and inspected in relation to application for a Premises Licence variation.

The variation applied for relates to an increase in the current display capacity of 46.47m², by 12.02m², to 58.49m² during normal non seasonal trading, and to seasonal trading of 71.7m² between 1st December and 2nd January every festive period.

Previous applications to vary alcohol display capacity:

In May 2017 Lidl applied to increase the display capacity from 45.16m² to 46.47m² and to introduce a seasonal extension to 58.49m² between 1st December and 2nd January each year.

In May 2015 Lidl applied to change the size of the alcohol display capacity to 45.16m², an increase of 6.12 m².

In June 2014 Lidl applied to change the size of the alcohol display capacity of 39.04m², a decrease of 0.02 m². This was the result of refurbishment and minor display changes within the store.

In March 2013 Lidl applied for a reduction in size of alcohol display capacity 39.06 m², a decrease of 15.57 m²

In April 2011, Lidl applied to change the size of the alcohol display capacity to 54.63m², an increase of 7.56 m².

In August 2010, Lidl applied to change the size of the alcohol display capacity to 47.07m², a decrease of 7.02 m².

In September 2009, Lidl was granted an alcohol display capacity of 54.09m².

During the period that Lidl used the larger area of 54.63m², as granted in 2011, there were no operational problems identified or complaints received by Licensing Standards. This trend has continued to date.

Lidl is a very well run store and as such I have no objection to the grant of the current application.

R. Fruzynski
Licensing Standards Officer

From: Andrew Hunter <Andrew.Hunter@harpermacleod.co.uk>
Sent: 18 February 2021 15:51
To: Winter, Maree <mwinter@eastlothian.gov.uk>
Subject: East Lothian Licensing Board on 25 March 2021 [HM-HUB.FID3359816]

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear Maree

I hope this email finds you well.

I am instructed on behalf of Lidl Great Britain Limited to attend on their behalf at the East Lothian Licensing Board meeting on 25 March 2021. My client has been given a notification of a hearing on that date for one of their variations.

The purpose of this email at this stage is simply to ascertain, if the need arises, if written submissions can be put in to this hearing in lieu of attendance. I ask because East Lothian Licensing Board sitting on 25 March is also a meeting date for South Lanarkshire Licensing Board (Rutherglen & Cambuslang Division) and a meeting of East Renfrewshire Licensing Board. The substance of this application is the same as the Prestonpans one which was recently granted.

On the assumption all matters are conveyed for 10am, at this stage I am simply looking to understand if written submissions can be used if the need arises.

I look forward to hearing from you.

Kind regards

Andrew Hunter
Partner

Tel: 0141 227 9388
Mob: 0788 411 2175
Fax: 0141 229 7388

Top Ranked Lawyer in Licensing | Recommended Lawyer in Licensing Law | Recommended Lawyer in Debt Recovery | Accredited Specialist in Liquor Licensing

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)

2b

- 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)

TO PROVIDE OUTDOOR SEATING AREA AND THEREFORE EXTENSION
OF OPERATING PLAN AND PREMISES LAYOUT TO ENCAPSULATE THIS AREA
SECTION 2: PREMISES LICENCE DETAILS

2(a) Licence Number of Premises

EL 0213

East Lothian Council

Licensing

2(b) Name and Address of Premises

24 DEC 2020

Received

THE GOLF TAVERN LTD.
t/a THE GOLF TAVERN
5 BRIDGE STREET
HADDINGTON

Post Code

EH41 4AU

Phone No.

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

CATHERINE HELEN LYNN GORDON-MCINTOSH

Post Code

Phone No.

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

EXTENSION OF LICENSED AREA TO COVER OUTDOOR SEATING IN FRONT OF PREMISES – WHICH IS FULLY CAPTURED BY CCTV AND OPENLY VISIBLE THROUGH PREMISES WINDOWS AND DOORS.

ALSO TO INCLUDE AREA TO SOUTH SIDE OF PREMISES WHICH IS OFF ROAD AND PRIVATE PROPERTY

THIS WILL BE USED FOR MEALS, SNACK AND ALL BEVERAGES TO INCLUDE ALCOHOL. TIMES RESTRICTED TO 11AM UNTIL 10PM.

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)

ADDITION TO CURRENT OPERATING PLAN TO PROVIDE OUTDOOR SEATING TO ACCOMMODATE MEALS AND ALL BEVERAGES INCLUDING ALCOHOL WITH THE FOLLOWING HOURS //

MONDAY TO SATURDAY

MEALS 12NOON -9PM (KITCHEN CLOSURE TIME) INCLUDING SOFT DRINKS, COFFEES ETC.

SUNDAY

MEALS TO INCLUDE BREAKFASTS 9AM -9PM – INCLUDING SOFT DRINKS, COFFEES ETC.

ALCOHOL //

MONDAY UNTIL SUNDAY

11AM UNTIL 10PM.

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.

ADDITION OF OUTDOOR SEATING AREA ONLY. SKETCH PLAN ATTACHED WITH DISTANCES NOTED THEREIN.

**5 x PICNIC BENCHES TO FRONT OF PREMISES COVERING A LINEAR LENGTH OF 10 M WITH 8 M SPACE BETWEEN TABLES AND ENTRANCE TO LANE

** 1 M SOCIAL DISTANCING BETWEEN EACH WITH WIND BREAKS / PLANTERS EITHER END.

** ROADS PERMIT ATTACHED

ORIGINAL LAYOUT PLAN ENCLOSED ALONG WITH EXTENTION SHOWING AREA TO BE INCLUDED WITHIN NEW LAYOUT PLAN.

2 BENCHES TO SOUTH SIDE OF PROPERTY – THIS PART IS OFF ROAD ON PRIVATE GROUND.

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*)

ALTERATION AS FOLLOWS//

ADDITIONAL SEATING BY MEANS OF OUTDOORS SEATING AS DESCRIBED ABOVE.

TABLES FIXED TO EACH OTHER TO ENUSRE CURRENT COVID RESTIRCTION TO SOCIAL DISTANCING

TO SERVE MEALS AND ALCOHOL AND ALL OTHER BEVERIDGES WITH THIS AREA.

SECTION 4: LICENCE TO BE AMENDED

(See note 3 below)

Does the appropriate Premises Licence accompany this application?

X 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 **£150.00** is enclosed.

Signature

..... 

(See note 5 below)

Date

..... 21st Dec 2020

Capacity: APPLICANT (delete as appropriate)

If agent, please provide name, address, phone number and (if applicable) email address N/A

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.

THE GOLF TAVERN LTD. t/a THE GOLF TAVERN 5 BRIDGE STREET HADDINGTON
EH41 4AU

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>	11AM	11PM
<i>Tuesday</i>	11AM	11PM
<i>Wednesday</i>	11AM	11PM
<i>Thursday</i>	11AM	12 MIDNIGHT
<i>Friday</i>	11AM	1AM
<i>Saturday</i>	11AM	1AM
<i>Sunday</i>	11AM	12 MIDNIGHT

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>	11AM	10PM
<i>Tuesday</i>	11AM	10PM
<i>Wednesday</i>	11AM	10PM
<i>Thursday</i>	11AM	10PM
<i>Friday</i>	11AM	10PM
<i>Saturday</i>	11AM	10PM
<i>Sunday</i>	11AM	10PM

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>NO</i>
--	-----------

**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 <i>5(a)</i> <i>Activity</i>	COL. 2 <i>Please confirm</i> <i>YES/NO</i>	COL. 3 <i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	COL. 4 <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>Accommodation</i>	YES	N/A	N/A
<i>Conference facilities</i>	YES	YES	YES – NO ALCOHOL OUTWITH CORE HOURS.
<i>Restaurant facilities</i>	YES	YES	YES – NO ALCOHOL OUTWITH CORE HOURS.
<i>Bar meals</i>	YES	YES	YES – SEE BELOW – BFASTS – NO ALCOHOL OUTWITH CORE HOURS.
<i>5(b) Activity</i> <i>Social functions</i> <i>including:</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>Receptions including</i> <i>Weddings, funerals,</i> <i>birthdays, retirements</i> <i>etc.</i>	YES	YES	YES
<i>Club or other group</i> <i>meetings etc.</i>	YES	YES	YES – NO ALCOHOL IF OUTWITH CORE HOURS
<i>5(c)</i> <i>Activity</i> <i>Entertainment</i> <i>including:</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>Recorded music – see</i> <i>5(g)</i>	YES	YES	YES – TELEVISED MAJOR SPORTING EVENTS – NO ALCOHOL OUTWITH CORE HOURS

<i>Live performances – see 5(g)</i>	YES	YES	NO
<i>Dance facilities</i>	YES	YES	NO
<i>Theatre</i>	NO	NO	NO
<i>Films</i>	NO	NO	NO
<i>Gaming</i>	YES	YES	NO
<i>Indoor/outdoor sports</i>	YES	YES	YES
<i>Televised sport</i>	YES	YES	YES
5(d) <i>Activity</i>	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
<i>Outdoor drinking facilities</i>	YES	YES	FUNERAL TEAS ETC. / BREAKFAST WITH NO ALCOHOL OUTWITH CORE HOURS
5(e) <i>Activity</i>	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
<i>Adult entertainment</i>	NO	NO	NO

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

CONFERENCE FACILITIES COMMENCE NO EARLIER THAN 9AM.

*3AR MEALS - NOT EARLIER THAN 7AM, RESIDENTS ONLY TO COVER
3BREAKFAST, NON RESIDENTS NOT EARLIER THAN 9AM, NO ALCOHOL
PERMITTED.*

RECEPTIONS - NOT EARLIER THAN 10AM.

RECORDED MUSIC NOT EARLIER THAN 7AM

*INDOOR SPORTS - RESIDENTS ANYTIME, NON RESIDENTS NOT EARLIER THAN
~AM. TELEVISED SPORTS AS INDOOR SPORTS.*

TAKEAWAYS NO LATER THAN 11PM

ANY ACTIVITIES AFTER CORE HOURS, WILL BE APPLIED FOR BY OCCASIONAL EXTENSIONS.

OUTDOOR SEATING – 11AM UNTIL 10PM – MONDAY TO SUNDAY.

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.

TAKE-AWAY FOOD, KARAOKE, GAMES NIGHTS, CHARITABLE EVENTS, QUIZ NIGHTS ETC. DURING CORE HOURS ONLY..

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	N/A
---	-----

When fully occupied, are there likely to be more customers standing than seated?	N/A
--	-----

*Delete as appropriate	
------------------------	--

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*

ALL PUBLIC AREAS

CHILDREN AND YOUNG PERSONS WILL BE ALLOWED ENTRY PROVIDES ACCOMPANIED BY PARENT, GUARDIAN OR RESPONSIBLE PERSON WHERE ALCOHOL IS SOLD FOR CONSUMPTION.

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

NON-RESIDENTS – 0 – 14YEARS - BAR AND LOUNGE UNTIL 8PM.
 RESIDENTS – 0 – 14 YEARS - BAR AND LOUNGE AT ALL TIMES
 NON-RESIDENTS – 15 – 17 YEARS – BAR AND LOUNGE UNTIL CLOSE
 RESIDENTS – 15 – 17 YEARS – BAR AND LOUNGE UNTIL CLOSE
 NON-RESIDENTS – 15 – 17 YEARS – FUNCTION UNTIL END OF FUNCTION
 RESIDENTS – 15 – 17 YEARS – FUNCTION UNTIL END OF FUNCTION

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

NON-RESIDENTS – 0 – 14YEARS - BAR AND LOUNGE UNTIL 8PM.
 RESIDENTS – 0 – 14 YEARS - BAR AND LOUNGE AT ALL TIMES
 NON-RESIDENTS – 15 – 17 YEARS – BAR AND LOUNGE UNTIL CLOSE
 RESIDENTS – 15 – 17 YEARS – BAR AND LOUNGE UNTIL CLOSE
 NON-RESIDENTS – 15 – 17 YEARS – FUNCTION UNTIL END OF FUNCTION
 RESIDENTS – 15 – 17 YEARS – FUNCTION UNTIL END OF FUNCTION

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

ALL PUBLIC AREAS TO EXCLUDE BEHIND BARS , BEER CELLAR AND KITCHEN.

CHILDREN WILL BE EXCLUDED FROM AN AREA OF 1.5 METRES FROM ANY BAR SERVERY IN THE PREMISES.

Question 7

CAPACITY OF PREMISES

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

ON SALES – 218

OFF SALES – CURRENT COVID RULES 20 – NORMAL 30

Question 8

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

Personal details

8(a) Name

CATHERINE HELEN LYNN GORDON-MCINTOSH

8(b) Date of birth

[REDACTED]

8(c) Contact address

[REDACTED]

8(d) Email address and telephone number

[REDACTED]

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
11.09.2008	EAST LoTHIAN	EL 447

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  (note below)

Date

Capacity DIRECTOR/LICENSEE/DPM. APPLICANT/

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.

*LOCAL COMMUNITY PUB WITH PUBLIC BAR, 5 EN-SUITE LETTING ROOMS AND RESTAURANT WITH A FACILITY TO HOLD 218 INDOORS AND MAXIMUM 30 OUTDOORS –

CURRENT COVID RESTRICTIONS TO OUTDOOR SEATING TO BE 20 DUE TO SOCIAL DISTANCING.

*GOLD AWARD WINNER OF BEST BAR NONE FOR LAST 4 YEARS, WITH EXTRA POLICIES ADHERED TO OVER AND ABOVE 5 CORE LICENSING RULES.

*FULL SECURITY ALARMED AND 16 CAMERA CCTV COVERING INDOORS AND OUTDOORS, WITH REMOTE ACCESS.

*PUB WATCH MEMBER – NO PUB-WATCH PERSONS ALLOWED ON PREMISES EVEN FOR PRIVATE “FUNCTIONS”.

VISIT SCOTLAND 3 INN SINCE 2013.

*FAMILY FRIENDLY PREMISES WITH SERVICE FOR SUNDAY BREAKFASTS.

*GROUND FLOOR ACCESS ALLOWS FOR DISABLED ACCESS AND FULLY EQUIPPED DISABLED TOILET.

*LETTING ROOMS OCCUPIED BY TOURISTS, GOLF PARTIES, WORKERS TO THE AREA. USUAL FOR 75/85% OCCUPANCY.

*SOCIAL EVENTS SUCH AS SMALLER WEDDINGS AND CELEBRATION MEALS (WE DO NOT OFFER 18 / 21 YEAR OLD CELEBRATIONS UNLESS A FAMILY SIT DOWN MEAL)

*MAY BE LIVE MUSIC AS FOR SMALLER WEDDINGS.

*FUNERAL TEAS.

*PUBLIC BAR WITH A FACILITY TO HOLD 65 PAX MAX. WITH POOL TABLE, DARTS AND SKY AND BT SPORTS AND PREMIER SPORTS. WE DISCOURAGE “FOOTBALL TEAM STRIPS” TO BE WORN DURING MAJOR TELEVISED GAMES
DARTS TEAMS AND POOL TEAMS.

*LIVE MUSIC – WHICH IS USUALLY A DISCO/KARAOKE IN THE RESTAURANT TO THE REAR OF THE BUILDING – IS ON AT HOGMANY FOR THE LOCAL PATRONS. SUPPER IS PROVIDED. THIS IS A TICKETED EVENT. THIS IS THE ONLY TIME WE MAKE USE OF THE EXTENSION TO FESTIVE OPENING HOURS OFFERED BY COUNCIL, UNLESS WE DEEM THERE IS A SOCIAL NEED.

*THE BAR IS TICKETED ALSO ON HOGMANY TO ENSURE CONTROL OF PATRONS AND CAPACITY.

*WE CLOSE EARLIER THAN USUAL HOURS ON A NEW YEARS DAY.

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) PUBLIC BAR AND RESTURANT – BOTH SERVING MEALS AND BAR SNACKS AS WELL AS BEVERIDGES
RESIDENTS ACCOMMODATION
OPEN BREAKFAST 9-11AM SUNDAYS

b) MEALS, DRINKS, COFFEES
c) DELIVERIES AS NORMAL TO PREMISES

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:

AS PER OUR CURRENT AND INTENDED EXTENSION TO LICENCE AND CURRENT AND EXTENSION TO OPERATING PLAN:

5 EN-SUITE BEDROOMS

PUBLIC BAR AND RESTAURANT SERVING MEALS AND BAR MEALS

OUTDOOR MEALS AND BEVERIDGE FACILITIES

CONFERENCE FACILITIES

DANCE FACILITIES

FULLY EQUIPPED DISABLED TOILET

PREMISES ALL GROUND FLOOR

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:

ANY AND EACH WILL BE CATERED FOR INDOORS

MAINLY SIT DOWN MEALS – APART FROM SMALLER WEDDINGS WHICH MAY HAVE LIVE ENTERTAINMENT WHICH WILL NOT EXCEED 85db

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:

INDOOR SPORTS/TELEVISED SPORT //

GAMING MACHINE WITHIN PUBLIC BAR – OVER 18'S ONLY.

TELEVISED SPORT – SKY, BT SPORT, PREMIER SPORTS ALL WITHIN PUBLIC BAR.

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:

5 PICNIC BENCHES ON ROAD (HARD TO KERB) IN FRONT OF PREMISES FOR OUTDOOR SEATING FOR PATRONS ONLY, CONSUMPTION OF ALCOHOL AND ALL OTHER BEVERIDGES AND MEALS.

SOCIALLY DISTANCED SPACING DURING COVID REGULATIONS.

8 MTRS FROM LANE OPENING

TABLES COVERING LINEAR LENGHT OF 10 MTRS.

PATRONS TO CONSUME PRODUCTS ONLY BOUGHT ON PREMISES.

ALLOWS ALSO FOR PATRONS WITH PETS – NO PETS PERMITTED INDOORS DUE TO FOOD SAFETY COMPANY POLICY APART FROM ASSISTANCE DOGS.

OVER 21'S UNLESS ACCOMPANIED BY A RESPONSIBLE ADULT
CHALLENGE 25 AND ID POLICY

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:

NONE

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:

NO OTHER ACTIVITIES INTENDED APART FROM CATERING TO OUR CUSTOMERS AND OFFERING AN AL FRESCO, SAFE AND MONITORED AREA.

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.

THIS APPLICATION IS EXTEND OUR OPERATING PLAN TO OFFER OUTDOOR SEATING AS A VALUE ADDED / EXTRA FACILITY TO ENHANCE SERVICES ON OFFER TO CUSTOMERS, LOCAL AND VISITORS AND RESIDENTS, TO ENJOY AL FRESCO DINING AND DRINKS. TO ADD VALUE ADDED FACILITY TO THE LOCAL COMMUNITY ALSO .

THIS WILL ALSO ACCOMMODATE CUSTOMERS WITH DOGS AS WE ONLY ALLOW ASSISTANCE DOGS ON-SITE.

CHILDREN AND YOUNG PEOPLE WILL BE WELCOME WHEN ACCOMPANIED BY A RESPONSIBLE ADULT.

AN OVER 21'S RULE WILL APPLY IN GENERAL (UNLESS ACCOMPANIED BY A RESPONSIBLE ADULT)

CHILDREN AND YOUNG PERSONS PERMITTED AS AT SECTION 6 OF THIS APPLICATION

THERE IS A JUNIOR MENU FOR CHILDREN WITH SUITABLE SOFT DRINKS AVAILABLE. SAME APPLIES FOR CHILDREN AT SUNDAY BREAKFAST SERVICE.

BABY REGULATORY CHANGING FACILITES WITHIN LADIES PUBLIC TOILETS WITHIN CUBICLE.

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:

PLEASE SEE ALL ADDRESSED AS BELOW:

IN FULL VIEW THROUGH PREMISES WINDOWS & DOORS

FULL CAPTURE OF CCTV

WILL BE IMPLEMENTING OVER 21'S ONLY FOR OUTDOOR SEATING (APART FROM ACCOMPANIED CHILDREN AND YOUNG PERSONS)

REGULAR PHYSICAL OUTDOOR CHECKS TO MONITOR THE FOLLOWING // NOISE AND NUISANCE LEVELS – WITH SIGNAGE

BEHAVIOUR

ALCOHOL LEVELS (ALCOHOL PURCHASED ON PREMISES ONLY)

CAPACITY

GLASS COLLECTION / SPILLAGE

PUB WATCH LIST // BARRED LIST // NO PUB-WATCH PEOPLE ALLOWED ON PREMISES EVEN FOR PRIVATE FUNCTIONS

UNDER 25 CHALLENGE

**CHILDREN ONLY ALLOWED IN DESIGNATED AREAS AND MUST BE ACCOMPANIED BY A RESPONSIBLE PERSON
CHILDREN MUST NOT BE ALLOWED WITH 1.5 M OF ANY BAR SERVERY**

DISABILITY AWARENESS TRAINING UNDERTAKEN BY LGM AND CASCADED TO STFF – ON RE-OPENING FROM COVID, OTHER STAFF WILL BE DIRECTED TO SAME TRAINING

**OUR USUAL COMPLIANCE WITH BEST BAR NONE POLICIES
(GOLD WINNERS 4 CONSECUTIVE YEARS)**

LISTED BELOW //

CHALLENGE 25 WITH SIGNAGE

PROOF OF ID

NOISE & DISPERSAL POLICY WITH SIGNAGE

SPILLAGE POLICY (ALSO WITHIN INSURANCE REQUIREMENTS)

CAPACITY

DISORDER AND VOILENCE POLICY

INDUCTION TO FAMILIARISATION OF ALL FIRE PLAN LAYOUTS AND EVACUATION POLICIES.

FIRE EXTINGUISHER TRAINING

DRINK DRIVE POLICY

DUTY OF CARE POLICY

ANTI THEFT POLICY

LOST & FOUND POLICY

NEEDLE DISPOSAL POLICY

DRUGS POLICY

CONT'D //

BOMB THREAT EVACUATION / COUNTER TERRORISM – POLICY IN PLACE AND CRIME SCENE PREVENTION AND COUNTER TERRORISM WORKSHOP ATTENDED BY VARIOUS STAFF

“RUN, HIDE, TELL” POLICY WITH SIGNAGE

“TELL AMANDA” POLICY WITH SIGNAGE

TOILETS CHECKS

INCIDENT LOGS MAINTAINED

Securing Public Safety:

Preventing Public Nuisance:

Protecting and Improving Public Health:

Protecting Children and Young Persons From Harm:

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.
WE HAVE RUN OUR PREMISES AS AN INDEPENDENT INN FOR 12+ YEARS, WITH A VERY GOOD RECORD, SAFELY AND WITH RELATIVELY NO INCIDENTS (HANDFUL OF MINOR INCIDENTS NOT CAUSED BY LOCALS – EITHER PATRONS OR HADDINGTON COMMUNITY)

WE ARE WINNERS OF GOLD AWARD BEST BAR NONE FOR THE PAST 5 YEARS.

WE CO-OPERATE FULLY WITH THE POLICE IN RELEASING ANY PERTINENT CCTV COVERAGE OF INCIDENTS IN THE AREA AT THEIR REQUEST.

WE HAVE INVESTED HEAVILY IN PROMOTING A SAFE, WELL MAINTAINED, FAMILY FRIENDLY ENVIRONMENT FOLLOWING ALL REGULATIONS HABITUALLY.

WE HAVE A STRONG CORE OF LOCAL PATRONS, COUPLED WITH MANY OTHERS TRAVELLING TO OUR RESTAURANT (TRIPADVISER NO 1 SPOT FOR MANY YEARS) AND POLITELY NOTE THAT THE PREMISES IS RESPECTED BY CUSTOMERS.

WE ARE STRONG PUB WATCH MEMBERS AND MONITOR OUR CUSTOMERS CAREFULLY.

STAFF ARE ALL TRAINED TO REGULATORY STANDARDS, AND TO FOLLOW ALL POLICES LAID DOWN AND WE REGULARLY COMMUNICATE WITH THEM.

WE HAVE A GOOD, STRONG TRADE IN ALL AREAS OF OUR BUSINESS.

WE FACILITATE MANY FUNERAL TEAS, FROM ARRANGERS COMING FROM BOTH LOCAL AND PERSONS OUTWITH AREA.

WE ALSO SUPPORT THE MORE ELDERLY AND PEOPLE WITH DISABILITIES IN THE COMMUNITY AND SUPPLY OF TAILORED MENUS TO THEIR NEEDS.

WE PUT ON FREE OF CHARGE, A CHILDRENS' CHRISTMAS PARTY WITH SANTA AND GIFTS FOR ALL OUR PATRONS' CHILDREN AGED BETWEEN 2 AND 10 YEARS OLD.

WE SPONSOR HADDINGTON LADIES HOCKEY TEAM.

WE PARTICIPATE IN THE MODERN APPRENTICESHIP SCHEME VIA MONTPELIERS.

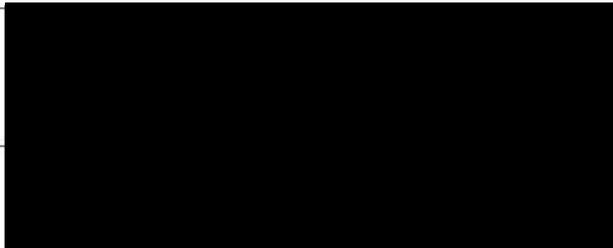
SIGNATURE AND DECLARATION BY APPLICANT

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



Q1sv Dec 2020

“SCHEDULE 6

Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

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

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
<i>*Delete as appropriate</i>		

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.

<p>ALL GROUND FLOOR FACILITIES WITH REGULATION DOOR OPENING WIDTHS</p> <p>FULLY EQUIPPED DISABLED TOILET WITH RADAR KEY</p> <p>TABLES CAN BE EASILY ACCOMMODATED TO TAKE WHEELCHAIRS USERS.</p> <p>FOODS ARE PRESENTED ACCORDING TO AGE AND ABILITY TO PHYSICAL REQUIREMENTS.</p>

Question 3

Facilities available

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

FULLY EQUIPPED DISABLED TOILET ON GROUND FLOOR WITH RADAR KEY.
ALL FACILITIES ON GROUND FLOOR INCLUDING BEDROOMS FOR EASY ACCESS.
TABLES CAN BE EASILY ACCOMMODATED TO TAKE WHEELCHAIRS USERS.
FOODS ARE PRESENTED ACCORDING TO AGE AND ABILITY TO PHYSICAL REQUIREMENTS.

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.
PERSONAL AID BY STAFF TO MENU CHOICES ETC,
FULLY EQUIPPED DISABLED TOILET ON GROUND FLOOR WITH RADAR KEY.
ALL FACILITIES ON GROUND FLOOR INCLUDING BEDROOMS FOR EASY ACCESS.
TABLES CAN BE EASILY ACCOMMODATED TO TAKE WHEELCHAIRS USERS.
FOODS ARE PRESENTED ACCORDING TO AGE AND ABILITY TO PHYSICAL REQUIREMENTS.
DISABILITY AWARENESS TRAINING UNDERTAKEN BY LGM AND CASCADDED TO STFF – ON RE-OPENING FROM COVID, OTHER STAFF WILL BE DIRECTED TO SAME TRAINING.

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 (please print name below)

Date 2

Capacity DIRECTOR/LICENSEE/DPM APPLICANT/

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."

APPLICATION FOR MAJOR VARIATION IN REGARDS ADDITION OF OUTDOOR SEATING GOLF TAVERN HADDINGTON
OUR PROPOSAL IS TO PUT OUTDOOR SEATING IN FRONT OF THE PREMISES (IN FRONT OF THE PAVEMENT) TO ENABLE
VIABLE TRADING AND SUPPORT OUR CUSTOMERS. OCCASIONAL LICENCE GRANTED,
ROADS PERMIT GRANTED. – COPY ATTACHED

TABLE LINEAR LENGTH TO COVER 12 MTR.

SPACE ACCESS TO LANE 8 MTR.

TABLES FIXED WITH EACH OTHER TO MAINTAIN 1MTR SOCIAL DISTANCING UNDER CURRENT COVID REGULATIONS
THESE WILL BE USED FOR FOOD SERVICE AND DRINKS SERVICE.



PERMISSION TO PLACE A STRUCTURE ON THE ROAD

Application No. **752 (2884965)**
Location of Apparatus **The Golf Tavern 5 Bridge Street Haddington EH41 4QU**
Reference **EL001-L167**

The Council as Roads Authority for the purpose of the Roads (Scotland) Act 1984 having considered the application by:-

Name **John & Lynn McIntosh,**
Address **5 Bridge Street,**
 Haddington, EH41 4QU
Telephone No. [REDACTED]
Email [REDACTED]
Dated **27/11/2020**

hereby grant permission under Section 59 of the Roads (Scotland) Act 1984 to place a structure on the road as follows

To place 5 x picnic benches in front of the property with 1m social distancing space between them and planters at either end.

at

The Golf Tavern 5 Bridge Street Haddington EH41 4QU
Bridge Street
Haddington, East Lothian

This permission shall be valid from **12/12/2020** to **11/06/2021**

Signed [REDACTED] Date **10/12/20**

In addition to the standard conditions agreed to at the time of application, the following must be complied with:

Please note that the occupation should be visible to traffic using appropriate reflective equipment (barriers or bollards) in compliance with Safety Standards and the permit holder is responsible for ensuring this is adhered to. Additional Traffic Management might be requested if there are safety concerns.

Also at no point should the occupation cause an obstruction to traffic or pedestrians and it should be at least 8 meters away from the entrance to the lane allowing safe access for vehicles. An area of 10m length can be occupied with the tables directly adjacent to the kerb.

An inspector will attend once the occupation is in place to ensure compliance. Please let us know once the tables and chairs are in place.

Any changes to the details of this permission must be notified immediately at Roadworks@eastlothian.gov.uk

12/01/2021

Your Ref: The Golf Tavern

Our Ref: RD/537855/21

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



**POLICE
SCOTLAND**

Keeping people safe

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

FOR THE ATTENTION OF EAST LOTHIAN BOARD

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
GOLF TAVERN
5 BRIDGE STREET, HADDINGTON, EAST LOTHIAN, EH41 4AU.
THE GOLF TAVERN LTD**

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

The variation requested consists of:

Extension of licensed area to cover outdoor seating in front of premises – which is fully captured by CCTV and openly visible through premises windows and doors.

Also to include area to south side of premises which is off road and private property.

This will be used for meals, snack and all beverages to include alcohol.

Times restricted to 11am until 10pm.

In terms of Section 29(5) this request can be considered a variation.

I have no adverse comment to make regarding the variation proposed.

OFFICIAL

Yours faithfully



John McKenzie
Chief Superintendent

For enquiries please contact the Licensing Department on 0131 654 5583.

EAST LoTHIAN COUNCIL

PEOPLE AND GOVERNANCE

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 18 January 2021

LICENSING SCOTLAND ACT 2005 **PREMISES LICENCE VARIATION APPLICATION**

Golf Tavern, 5 Bridge Street, Haddington East Lothian EH41 4AU

I refer to the above subject and can confirm that the LSO has visited the premises and met with the applicant regarding her application.

This is a small well run hotel and I can confirm that no complaints or licensing concerns have come to light in the last nine years.

I recommend that the area to be licensed should be delineated. There should be no blockage of any part of the adjacent footpath or roadway. That service is permitted only to customers that are seated at tables. There should be no standing in the outdoor area.

The relevant protection level restrictions, as amended by the Scottish Government on a regular basis, should be adhered to and all reasonable requests made by the police or council officers complied with.

To prevent nuisance or disturbance to nearby residents and premises there should be no amplified entertainment or speech in the outdoor area.

For the protection of public safety and prevention of crime and disorder, consideration should be given to the use of plastic glasses in the outdoor area.

The area must be capable of being easily monitored by staff either physically or via an approved CCTV system.

The licence holder and staff must ensure that the defined area is kept clear of all discarded rubbish, including cigarette litter, associated customer use of the outdoor area.

The key to the success of the operation of this area will be effective monitoring and firm management of patrons by the licensee and staff.

A tables and chairs permit has been granted by East Lothian Council Roads Department for the use of the proposed outdoor area for a period of 6 months.

I will support any closure time of the outdoor area as requested by the police up to a maximum of 22:00 hours each day.

Photographs of Bridge Street, Haddington are enclosed which shows the area outside the Golf Tavern that the applicant proposes to licence.

I submit this report for the information of the Board in determining this application.

R. Fruzynski
Licensing Standards Officer

Picture 1 – Area to the front of the Golf Tavern



Picture 2A- View of the front of the Golf Tavern from the short no through road, known as Goodall's Place, to the north of premises



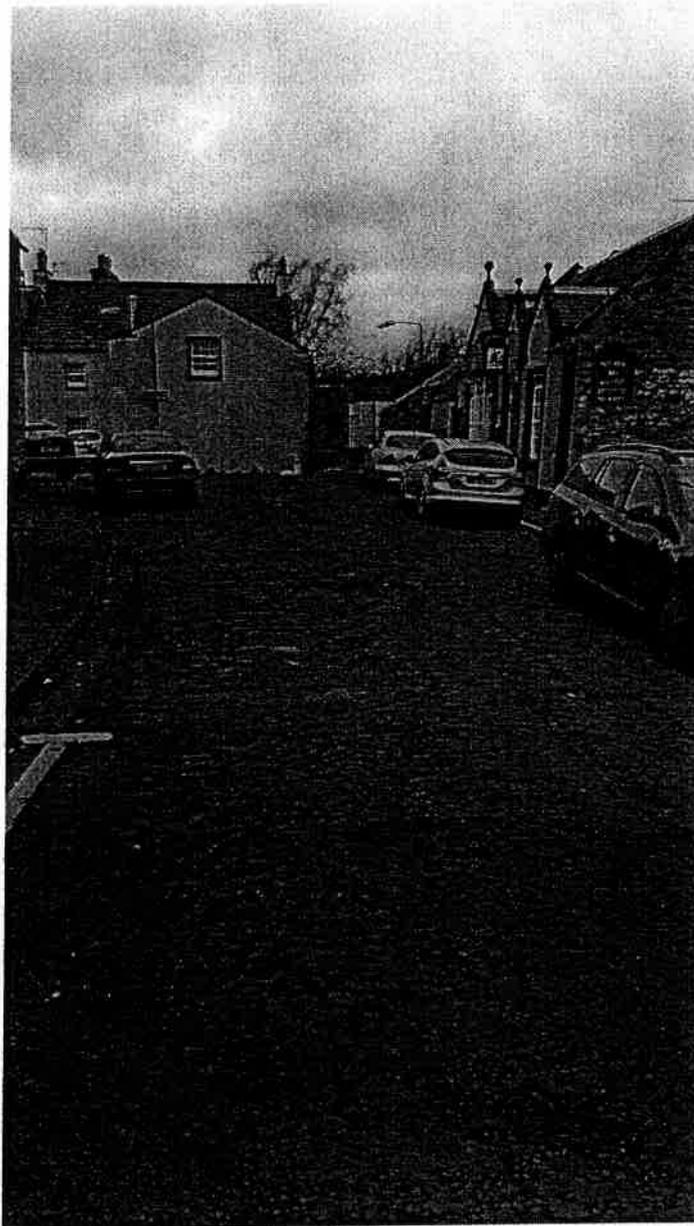
Picture 2B- View of the front of the Golf Tavern from the short no through road, known as Goodall's Place, to the north of premises.



Picture 3 – View of the area to the front of the Golf Tavern from the west side of Bridge Street.



Picture 4 – View of the area to the front of the Golf Tavern from the south side of Bridge Street.



East Lothian Council
Licensing

- 1 FEB 2021

Received

Dear Ms MacNeill

We are writing in reply to a letter that we received from you, dated 11/01/21, on behalf of the East Lothian Licensing board (ref: KMacN/mjw/EN/L/L1). We wish to object to the major variation in the on and off sales licence for the Golf Tavern (formerly the Toll Bridge Hotel), which is situated across the street from our residential property.

Our property is [REDACTED]. We wish to object to the proposed variation to the licence for the following reasons:

1. Our property, [REDACTED] is our residential home. It is situated within a street with a number of other residential properties.
2. The large majority of the windows from our living spaces, including the living rooms/reception rooms, kitchen/dining room, and all of our bedrooms face out to the front aspect of our property. This cannot be altered as our property is a listed building, within a conservation area. This means practically all of our living space [REDACTED] and the adjacent private land south of it (mentioned in the application). Therefore, the source of most natural light in our property, and in a number of the rooms the only source of natural light, [REDACTED] the Golf Tavern. If patrons are permitted to congregate in [REDACTED] the Golf Tavern, they will be congregating directly [REDACTED] [REDACTED] close proximity to, the entirety of our residential living space. Only our bathrooms and a utility room do not look out towards the Golf Tavern. When using our living spaces, any patrons congregating in front of the Golf Tavern will be a mere few meters from us and in direct view.
3. We are also concerned regarding noise levels from the street. Again, our property is our home. We are expecting our first child and the only option for rooms that they will be able to sleep in will face directly onto the Golf Tavern. Jessica is a paediatric doctor, regularly working nights both during the week and weekends. This job necessitates her to take rest for recovery between nights during the daytime. [REDACTED] we feel that patrons congregating in the street would make it difficult for her to achieve the adequate rest which is vital for her night shifts. We feel that both our child and ourselves have a right to peace, and the opportunity for adequate rest and recuperation within our own home.

4. We are also concerned regarding light pollution from any outside drinking area, especially in months where the nights close in early. Again, we feel it is reasonable that our child and ourselves should be entitled to have use of our reception rooms and bedrooms with minimal disturbance while in our own home.
5. Bridge street is a public road and cars use it regularly to access both the Waterside Bistro car park and the other residential properties deeper into our street. The street also sees heavy foot traffic for people accessing the town centre of Haddington from this side of the river. We feel that it is a risk to both drivers and patrons of the Golf Tavern to have people congregating on a public road with passing traffic, especially where parked cars often narrow the available road surface.
6. We note that there are significant areas of land at the rear of the Golf Tavern, at least some of which appears to belong to the premises owners. We wonder why there is a need to have areas for people to consume alcohol and congregate on the surface of a public road, especially [REDACTED] our residential property, when areas of land are available at the rear of the premises for an enclosed beer garden.

We would also like to make it clear that we feel that we were not properly informed by the roads department before permission was given to place tables in front of the Golf Tavern [REDACTED] on the road surface. We understand that this decision is made by a different council department and process, however, we still wish to note it here for the record. We will be formally objecting to this at its next renewal.

We fully understand and sympathise with the difficult times faced by the leisure industry over the past year, however we must object to the proposed variation, especially when we feel such a change would pose a great risk of becoming permanent. We feel there is a more appropriate option for the owners to have an external drinking area at the rear of their premises. We feel that the proposed variation in the license will have a significant detrimental impact on the quality of our life, within our home. As with all people, we expect the right to privacy and non disturbance within our own home.

We would kindly ask for the licensing board to take our concerns under their careful consideration.

Yours sincerely

Stephen Brown and Jessica Pecqueur

[REDACTED]

[REDACTED]