ELO 388

EAST LOTHIAN LICENSING BOARD

APPLICATION FOR PREMISES LICENCE/PROVISIONAL PREMISES LICENCE*

*Delete as appropriate

Licensing (Scotland) Act 2005, section 20

APP	PLICANT INFORMATION Licensing (Scotland) Act 2005, section 20(1)	3
	stion 1 se, address and postcode of premises to be licensed.	
East	wn Wild Ltd t Linton Saleground ion Road	
	t Linton, East Lothian, EH40 3DN.	
Partic	culars of applicant Where applicant is an individual, provide full name, date and place of birth, and home ac including postcode, telephone number & email address.	'dress
2(b)	Where applicant is a partnership, please provide full name, and postal address of partnership	·.

Prawn	Wild Ltd	
The M	art	
East L	inton Saleground	
Station	ı Road	
East L	inton, East Lothian, EH40 3DN.	
Compa	any Registration: SC402679	
2(d)	Where the applicant is a club or other body, please provide full name, and postal address or other body.	of club
Un		
2(e) Wh	ere applicant is a partnership, company, club or other body, please provide the names, dat places of birth, and home addresses of connected persons.*	tes and
Sole Dir	ector of the Company	
Name 1:	Cameron Lyndsay Sinclair-Parry	
icence l	Holder	(8
lame: N	eil Roy Sinclair-Parry	

Where applicant is a company, please provide name, registered office and company registration

2(c)

Question 3

Previous	applications
I I CITOUD	approarrons

3	Has the applicant been refused a premises lice Act 2005 in respect of the same premises?	nce under section 23 of the Licer YES /NO*	sing (Scotland)
	If YES – provide full details		

Question 4

Previous convictions

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

^{*}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

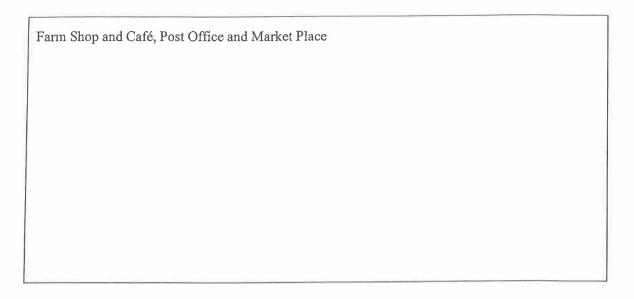
Name & position (if applicable)	Date of conviction or sentence	Court	Offence .	Penalty
¥		pa	¥	

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

⁽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.

Question 5

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



Question 6

6 To be completed by members' clubs only

Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs) (Scotland) Regulations 2007?	YES/NO*
* Delete as appropriate	45

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.



Date 18th May, 2022

Capacity Director APPLICANT/AGENT (delete as appropriate)

Telephone number and email address of signatory -

EAST LOTHIAN LICENSING BOARD

OPERATING PLAN

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

Name, address and postcode of premises to be licensed.

Prawn Wild Ltd
The Mart
East Linton Salesground
Station Road
East Linton, East Lothian, EH40 3DN

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 *
I(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	O	ON Consumption	
	Opening time	Terminal hour	
Monday			
Tuesday			
Wednesday			
Thursday			
Friday			
Saturday			
Sunday	44		

Question 3

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

Day	OFF Consumption		
	Opening time	Terminal hour	
Monday	10:00	22:00	
Tuesday	10:00	22:00	
Wednesday	10:00	22:00	
Thursday	10:00	22:00	
Friday	10:00	22:00	
Saturday	10:00	22:00	
Sunday	10:00	22:00	

Question 4

SEASONAL VARIATIONS

ails	*If YES – provide details			
(40)	100			
		2		
	ĝ.	8		
	·	**		

Question 5

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

COL. 1	COL. 2	COL. 3	COL. 4
5(a) 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
Accommodation	NO	NO	NO
Conference facilities	NO	NO	NO
Restaurant facilities	NO	NO	NO
Bar meals	NO	NO	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	NO	NO	NO
Weddings, funerals, birthdays, retirements etc.			
Club or other group meetings etc.	NO	NO	NO
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)	NO	NO	NO
Live performances – see 5(g)	NO	NO	NO
Dance facilities	NO	NO	NO
Theatre	NO	NO	NO
Films	NO	NO	NO
Gaming	NO	NO	NO
ndoor/outdoor sports	NO	NO	NO
Televised sport	NO	NO	NO

5(d) 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
Outdoor drinking facilities	NO	NO	NO
5(e) 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
Adult entertainment	NO	NO	NO

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

a a w
*
e

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.

We operate a Retail Shop, Café/Restaurant, Marke Linton Post Office from the same premises	t Place	and	the	East
DELIVERIES ONLINE				

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?	NO*
When fully occupied, are there likely to be more customers standing than seated?	NO*
*Delete as appropriate	

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry	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	
Not	Applicable	
	V ×	
6(c)	Provide statement regarding the AGES of children or young persons to be allowed entry	
Not	Applicable	
5(d)	Provide statement regarding the TIMES during which children and young persons will be allowed entry	
Not 2	Applicable	

6(e) Provide statement regarding the PARTS of the premises to which children and

Retail shop and Café		
Question 7		
CAPACITY OF PREMISES		
What is the proposed capacity	of the premises to which this applic	cation relates?
Shop is variable		
Café is up to 19 person	S	
Question 8	777	in to anout of provisional pravi
PREMISES MANAGER (N OT licence)	E: not requirea where application	on is for grant of provisional premi
Personal details		
8(a) Name		*
Neil Roy Sinclair-Parry	,	
(b) Date of birth		
	and the second s	

8(c) Contact address



8(d) Email address and telephone number



8(e) Personal licence

Name of Licensing Board issuing	Reference no. of personal licence
BIIAB	332538

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.



Date – 18th May, 2022

Capacity - Director APPLICANT/AGENT (delete as appropriate).

 $Telephone\ number\ and\ email\ address\ of\ signatory-07471106610\ accounts@martfarmshop.co.uk$

* 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.

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 | 18th May, 2022 |

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 / NO *
1(b)	Do you have facilities for those with a disability	YES ←NO*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES / NO*
*Delete a	s appropriate	-4

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.

Disabled parking access, 2 allocated/dedicated disabled parking spaces, 2 access ramps, one level shopping floor – all with appropriate signage.

Question 3

Facilities available

accessible tables.
In the Shop there is 1 x multi-sex disabled toilet and 1 x multi-sex ambulant disabled toilet —both with appropriate signage.
There are also 5 public toilets available on the Saleground site – 2 x women's, 2 x men's and 1 x multi-sex ambulant disabled toilets all with appropriate signage.
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.
Premises are disabled friendly.
All dogs welcome.

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

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.



Capacity - Director APPLICANT/AGENT

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. Our business is a retail shop, café, post office and market place. Alcohol will be sold in an off licence capacity through the shop. No alcohol will be served on our premises.

(extend this box if you require additional space)

On/Off Consumption a) (a) Please describe the type of business you intend to operate in respect of On consumption. (b) Please describe the type of business you b) intend to operate in respect of Off consumption & deliveries

Not Applicable

We are a retail farm shop and customers may purchase alcohol as part of their normal shopping. Alcohol will also be offered via our home delivery service.

Clarification is required in relation to the content of your proposed Operating Plan 22

(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:

Not Applicable

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:

Not Applicable

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:

Not Applicable

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:

Not Applicable

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:

Not Applicable

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:

Not Applicable

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:

Normal business activity – i.e. Retail sales of groceries, household goods, giftware, café service (non alcoholic), home delivery service and post office services.

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.

It is expected that, as currently occurs, all children will be accompanied by a supervising adult on our premises

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:

- All staff will wear clothing that makes them clearly identifiable in that role.
- CCTV will be installed, operated and maintained 24/7
- CCTV images will be retained for a minimum of 28 days
- A4 sized warning notices will be displayed in public areas of our premises and at all entrances advising that CCTV is in operation. The signs located at entrances will be placed on the exterior of the building at, and adjacent to, all public access doors. All signs will comply with the requirements of the Data Protection Act 2002.
- Membership of the Local Licensees Association will be obtained and maintained and the licence holder or their representative will attend meetings and participate in relevant initiatives.
- An incident book will be maintained within which full details of all occurrences of disorder and refused alcohol sales at our premises will be recorded. The incident book will be kept on the premises at all times and will be made available for inspection by the police and all officers of relevant statutory bodies.

Securing Public Safety:

- Irresponsible drinks promotions will not be permitted, and the standards for the management of responsible drinks promotions will be complied with.
- The licence holder or people authorised by them will check the premises before it opens to the public to ensure there are no risks to patrons and that all safety precautions are in place.
- The licence holder will ensure that all staff receive appropriate training about emergency and general safety precautions and procedures.
- The licence holder will ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.
- Free drinking water will be made available upon request and at all times the premises are open to the public.
- The electrical system at our premises, including portable appliances will be inspected and tested annually by a competent person and a satisfactory safety report obtained.
- The gas system, including appliances, will be inspected annually and tested by a Gas Safe Registered engineer and a satisfactory Gas Safety Certificate will be obtained.
- All safety certificates and inspection reports will be kept on site and made available for inspection by officers of relevant statutory bodies.
- The fire safety measures provided on the premises will be maintained in good working order, and their adequacy will be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with any relevant legislation.
- An adequate and appropriate supply of first aid equipment and materials will be available on our premises.

Preventing Public Nuisance:

- The licence holder will ensure that staff regularly patrol the premises both indoors and out to check that alcohol is not being consumed on our premises.
- Prominent, legible notices requesting people not to consume alcohol on our premises will be displayed on our premises.

Protecting and Improving Public Health:

- displaying material discouraging drink driving
- making available information promoting moderate drinking along with awareness of units of alcohol and recommended guidelines.
- availability of low alcohol and alcohol free alternatives.
- provision of tap water that is fit for drinking and free of charge on request. Other non-alcoholic drinks must be available at a reasonable price
- providing contact details of where assistance for alcohol related problems may be sought.
- compliance with the law on alcohol pricing and irresponsible drinks promotions.

For Online Sales:-

- Customers ordering online will be required to enter their date of birth before purchase to confirm they are over 18 years of age.
- All home delivery parcels will be labelled to advise that they contains alcohol, and on delivery will not be left with anyone who cannot provide photographic evidence to prove they are over the age of 18 years.
- All parcels sent out containing alcohol will be sent out by means of a 'signed delivery' and the person signing to accept delivery must be able to prove their age (as per above).
- An alcohol disclaimer will be displayed on our website advising that a date of birth and the signature of an adult will be required on delivery
- A refusal/incident book will be kept in each delivery

vehicle.

Additional Information:

 Additional staff/driver alcohol training will be given for our delivery service.

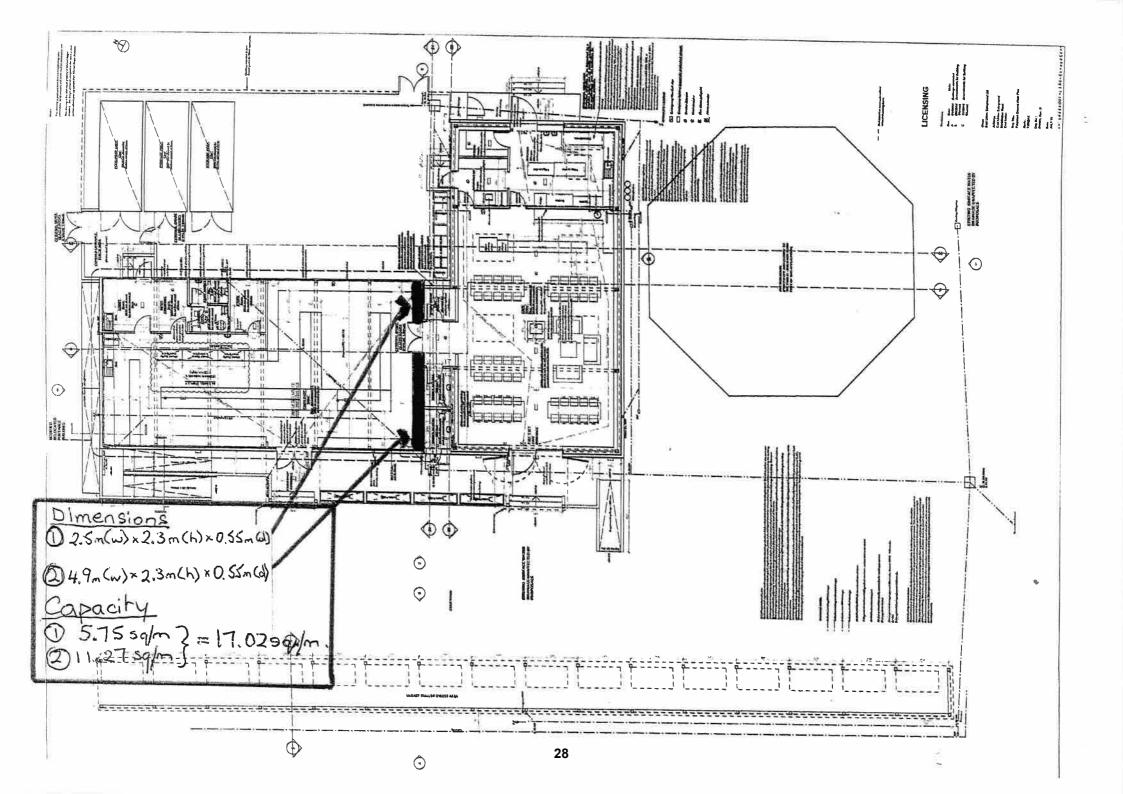
Protecting Children and Young Persons From Harm:

- A proof of age policy will be enforced.
- A challenge 25 policy will be employed where those individuals who appear to be under the age of 25 attempting to purchase alcohol will be asked for identification. The only type of ID that will be accepted is PASS accredited ID, passport or photo driving licence.

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

								19	
*	5 1 .9		3		*	983	•	•	¥

East Linton is a growing community and we believe responsible sale of alcohol would greatly enhance our sale offering and to satisfy ongoing customer requests.





John Muir Hause

Haddington

East Lothian EH41 3HA Tel 01620 827827 Fax 01620 824295

Our ref:

MM/JD

Your ref:

PW/KFS

Direct Line:

01620 827296

Fax Number: 01620 827918

E Mail:

ehts@eastlothian.gov.uk

30 March 2021

Neil Sinclair-Parry Colstoun House Haddington EH41 4PA

Dear Sir

THE LICENSING (FOOD HYGIENE REQUIREMENTS) (SCOTLAND) ORDER 2011 Prawn Wild Ltd t/a The Mart Farm Shop, East Linton Saleground, Station Road, East Linton

I hereby certify, in terms of Section 50 of the Licensing (Scotland) Act 2005, that the premises operated by Prawn Wild Ltd, trading as The Mart Farm Shop, East Linton Saleground, Station Road, East Linton EH40 3DN does comply with the requirements of the EU provisions which are listed in Schedule 2 to the Food Hygiene (Scotland) Regulations 2006 (S.S.I. 2006/3)

Marion Muir Food and Safety Officer cc Licensing Board



LICENSING (SCOTLAND) ACT 200 Council TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

SECTION 50 PLANNING CERTIFICATE

ov.uk

			Email:licensing@eastlothian				
APPLICANT:	Cameron Sinclair-Parry						
NAME AND ADDRESS OF PREMISES:	Mart Farm Shop, East Linton Saleground, Station Road, East Linton.						
SECTION 50 P	LANNING CERTIFICATE	31 - Jilly					
I confirm ⊠ (Scotland	that planning permission (ref: 15/00801/P) u Act 1997 in respect of any development of thuse as a licensed premises has been obtained.	nder the Town ne subject pres	n and Country Planning mises in connection with their				
☐ I confirm	that planning permission is not required.						
	*		a				
SECTION 50 P	ROVISIONAL PLANNING CERTIF	ICATE					
_	that planning permission (ref:) or outlin	e planning permission ion or conversion of the				
☐ I confirm	that planning permission is not required.						
			Tip Control of the Co				
I hereby confirm the Premises Licen	hat, in terms the above Acts, I have no object se to cover the above proposals.	ctions to the g	granting of the Confirmation of				
Signed:		Date:	18 th March 2021				
Keith Dingwall Service Manager,	Planning						

Winter, Maree

From:

Graeme Bairden < Graeme. Bairden@scotland.police.uk>

Sent:

27 June 2022 14:08

To:

Licensing

Subject:

CORE-DMS - DOCUMENT - #1108121

Attachments:

MART FARM SHOP AND CAFE - STATION ROAD, EAST LINTON.PDF

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.

EAST LINTON SALE GROUND Created27/06/2022 Registering Authority EAST LOTHIAN BOARD Details PROVISIONAL PREMISES LICENCE

No Police objections.

Graeme Bairden

Constable 4269 J

Licensing officer

Police Scotland - J Division- East Lothian Telephone - 07866 195214 Email - graeme.bairden@scotland.pnn.police.uk

EAST LOTHIAN COUNCIL

LICENSING STANDARDS

From: Karen Harling To: C. Grilli

Licensing Standards Officer Clerk to the Licensing Board

Date: 27th July 2022

Subject: LICENSING SCOTLAND ACT 2005

PROVISIONAL PREMISES LICENCE APPLICATION

Prawn Wild Ltd, The Mart, East Linton Saleground, Station Road, East Linton, East Lothian EH40 3DN

I refer to the above subject and can confirm that the applicant has fully liaised with the previous and current LSO in relation to this application.

The premises has been operating on occasional licences 4th Feb 2021 for off sales only. There have been no incidents of note during this time. I visited and inspected the premises on 20th July and met with the applicant. The application is for off sales only within the Farm Shop, Mon-Sun 1000-2200.

The Farm shop sells numerous food items, contains a post office and café and is used by local residents and visitors to the area. Details of the operation of the premises were provided. Currently the alcohol display is located next to the post office counter however the provisional licence application proposes this to be moved to an area of the shop towards the café entrance. The applicant detailed that significant improvements have been made to security and CCTV at the premises. There are now 13 cameras with the premises and a security system that alerts the contracted company and subsequently police if required on activations. The area in which the alcohol is displayed is monitored by two fixed and continuous recording cameras and third on demand camera. The applicant confirmed as the area cannot be seen from the point of payment a member of staff would be put on duty in the area of the alcohol daily to monitor it.

The off sales capacity applied for is 17.02 m². Within East Linton there are 3 other off sales only premises (one is online only) in the town centre and three other premises offering on and off sales.

The Licensing Standards Officer supports the grant of the Provisional Licence.

K. Harling - Licensing Standards Officer

Herkes, Gillian

From:

Robertson, Scott

Sent:

05 July 2022 15:07

To:

Winter, Maree; Licensing

Subject:

RE: Mart Farm shop and cafe - Station Road, East Linton.pdf

Hello,

Please note that I have no comments or objections to make with regards to the provisional premise licence at The Mart, East Linton.

Scott Robertson

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

Sent: 27 June 2022 11:29

To: Police Scotland (LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk)

<LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>; 'Licensing@nhslothian.scot.nhs.uk'; Fire officer (torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Trading Standards <tradingstandards@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>;

dunpendercc@googlegroups.com

Subject: Mart Farm shop and cafe - Station Road, East Linton.pdf

Dear all,

Please find attached application for a provisional premise licence from Prawn Wild Ltd for an off-sales at The Mart, East Linton Saleground, Station Road, East Linton.

Could I please have any comments/representations you may care to make by 27th July 2022.

Kind regards

Maree

Maree Winter

Licensing Officer: Accredited Specialist Paralegal in Licensing Law, Democratic & Licensing Services: East Lothian

Council: John Muir House: Haddington: EH41 3HA

01620 827867

mwinter@eastlothian.gov.uk

