



LSO – Licensing Forum Notes 1st March 2022 – 19th Aug 2022

Board Meetings

As the new Licensing Standards Officer, I have been involved in the following applications etc. as presented at the Licensing Board:

- **April 2022 – May 2022 – no Board**
- **June Licensing Board 2022**
 - **Major Variation** – The Winton Arms, Pencaitland – change of layout, introduction of small outside area, additional activities, changes to children’s access and decrease in capacity. The main focus of the variation was to alter the use of the premises to create a more family friendly dining experience where the premises can be used for community events. Granted by board.
 - **Major Variation** – Iceland (Food Warehouse) Gateside, Haddington – Increase in capacity to 26.4m² to display a broader range of products. Granted by board
 - **Major Variation** – Dalrymple Service Station, North Berwick – Increase in capacity to 11.43m² to accommodate an internal refurbishment pf the premises. Granted by board
 - **Major Variation** - The Royal British Legion, Dunbar – Change in core hours to open at 11am on a Sunday. Within board policy and granted by the board.
- **Agenda - August Licensing Board to be held on 25th August 2022**
 - **Provisional Premises Licence Application** – The Mart, East Linton – application for off sales at premises only. The premises has been running on occasional licences with no issues.
 - **Representation Occasional Licence Applications** – Buck & Birch, Merryfield Estate, Macmerry – The premises has been running on occasional licenses since 2020. As per board policy states that repeat occasion applications regularly over a period of 3 month are not considered suitable for grant under delegated authority and require a hearing by the board.

	(0 in 2021)(00) (00) (00) (00) (00) (00) (00) (00) (01) (00) (00) (00) (00) (02) (01) (00) (00) (01)
Licences Surrendered	1 licence surrendered to date in 2022 (01 in 2021)(04 in 2020) (00) (01) (00) (00) (00) (01) (00) (00) (00) (00) (00) (00) (04) (01) (00) (01) (04)
Applications for Occasional Licences	567 to date in 2022 (695 in 2021) (476 in 2020) (636 in 2019) (626 in 2018)
Applications for Occasional Extensions	26 applications to date for 2022 (20 in 2021) (06 in 2020) (09) (52 in 2019) (44 in 2018)
Transfer of Licences	3 transfers applied for to date in 2022 These referred to: Scotsman 179 North High Street, Musselburgh The Tower Inn, Church Street, Tranent & Day To Day, Redburn Road, Prestonpans (10 transfers in 2021)
Complaints received	25 known to date 2022 (17 in 2021) (06) (06) (18) (11) (04) (15) (16) (10) (09) (02) (07) (03) (07) (13) (10) (05) (03) (09) (16) (02) Complaints mainly to do with loud music, general noise.

Provisional Licences – the following licences have been updated since the last meeting:

Provisional Grant Date	Premises	Comments re Section 50 Certs.	Confirmed
29/08/2019	Thomson's of Tranent High Street, Tranent	Planning issues to be resolved.	
26/09/2019	Fidra Gin, Kilduf	Planning issues to be resolved.	
26/09/2019	Whitekirk Hill		
July 2020	Chip Shop, 57 Eskview Terrace		
22/04/2021	8c Links Road, North Berwick		
22/04/2021	Barney's Coffee Shop, High Street, East Linton		Surrendered 01/12/2021
29/06/2021	Carlyle Café, High Street, Haddington		
28/10/2021	Monktonhall Service Station		
28/10/2021	Musselburgh Service Station		Confirmed 21/07/2022
26/11/2021	Newhailes Estate		
26/11/2021	The Topsy Truffle		
31/03/2022	Broxmouth Courtyard		
25/08/2022	The Mart, East Linton		
Section 50 Certs	Outstanding at 18/08/2022	11	

The Forum Website

The website was updated in February 2022. The domain name fees have been paid for the next three years. The current LSO has not been given access as yet due to administrative hold ups and cannot yet update it.

Topics for Future Discussion:

The Forum may wish to discuss the following topics.

Occasional Licences – Most likely due to the impact of covid a number of premises have been running on repeat occasional licences. As a result the LSO has made a representation to the board in relation to one premises for the grant of any subsequent occasional licences as per board policy as the licences cannot be granted under delegated powers. The statement of licensing policy states that occasional licences for the same premises should for a period over 3 months are to be heard by the board. Given that obtaining the necessary certification for an application for a provisional premises licence is time consuming and taking longer than 3 months should this part of the Statement of Licensing Policy be

reviewed in order to give a longer period for premises to trial sales of alcohol before applying for a provisional licence? At present if the LSO will be making representations to the board for any occasional licences that have been running consecutively for a significant period of time that have not applied for a premises licence.

Marketing the Forum – When Elizabeth Oldcorn left in 2019, she was working on proposals to market and publicise the Forum and its meetings. How do we move forward with this and who will take on the responsibility? How do we encourage new members?

Policy - A Statement of Licensing Policy review will commence after the next local council elections on 5th May 2022. The Board then has 18 months in which to publish their new policy. It may be worthwhile for the Forum to work through the current policy, a section at a time, well in advance of the due date, in order to prepare the necessary consultation response without the need to have a working group, which was quite demanding on members' time last time round. The new Licensing Forum Training document provides a wealth of guidance on the content of policy statements.

Licensing Forum Training - Alcohol Focus Scotland has completed the review of local licensing forum training. Consideration is now being given to the method of delivery of the new package. This is still ongoing and the LSO will enquire.

Covid Recovery and Licensing – As per the Coronavirus (Scotland) Act 2020 it is detailed that Part one of the act that contains the amendments in Schedule 5 in relation to alcohol licensing expires on 30th September 2022. As such all changes to the processes such as time period extensions for change of premises managers will revert to pre-covid practice as per the Licensing (Scotland) Act 2005. It may be a topic of discussion for the Forum as to how this is best communicated.

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