

APPLICATION FOR VARIATION OTHER THAN MINOR VARIATION

LICENSING (SCOTLAND) ACT 2005, SECTION 29

3a

This application should only be completed by the Licence Holder of the appropriate Premises Licence or their Agent.

This application for Variation other than a Minor Variation of Premises Licence

1. TYPE OF VARIATION

is made under Section 29(5) of the Licensing (Scotland) Act 2005 in order to vary – (Tick all relevant boxes)
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)

2. PREMISES LICENCE DETAILS
2(a) Licence Number of Premises EL 0148
2(b) Name and Address of Premises PREMISE STOLE
8 MUILPACK DRIVE, TRAVENT, EAST LOTHIAN
Post Code EH33 ZRE Tel. No.
Email _
2(c) Full Name and Address of Current Licence Holder
Post Code
Tel. No Email address
O MATURE OF MARIATION
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
NIP

7	CA	DΔ	CIT	'V	OF	DD	FM	119	FS
/ =	VI	rm	\sim		\sim 1		- I Y	112	

What is the	proposed	capacity	of the	premises	to w	hich th	is appli	cation
relates?								

OFF SPICES - 74.65 LINEAR MERES - 27413 m2

8. PREMISES MANAGER

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

Full Name Ar	MA ALI			
Date of birth				
Contact address				
		Post Code	1:	
Tel. No.		Email address		

Personal licence

Date of issue	18-	SEPT	2009	
Name of Licensin	g Board	issuing	EAST LOTHIAN LICENSING E	10A0
Reference no. of p	persona	l licence	EL 403	

0. 01	N-SALES CHEF - CHILDREN AND FOUNG PERSONS
6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry?
6(b)	Where the answer to 6(a) is YES provide statement of the TERMS under which they will be allowed entry
M	A
	Provide statement regarding the AGES of children or young persons to be allowed entry
	Provide statement regarding the TIMES during which children and young persons will be allowed entry
N/A	The state of the s
(e) P	Provide statement regarding the PARTS of the premises to which children and young persons will be allowed entry
NID	

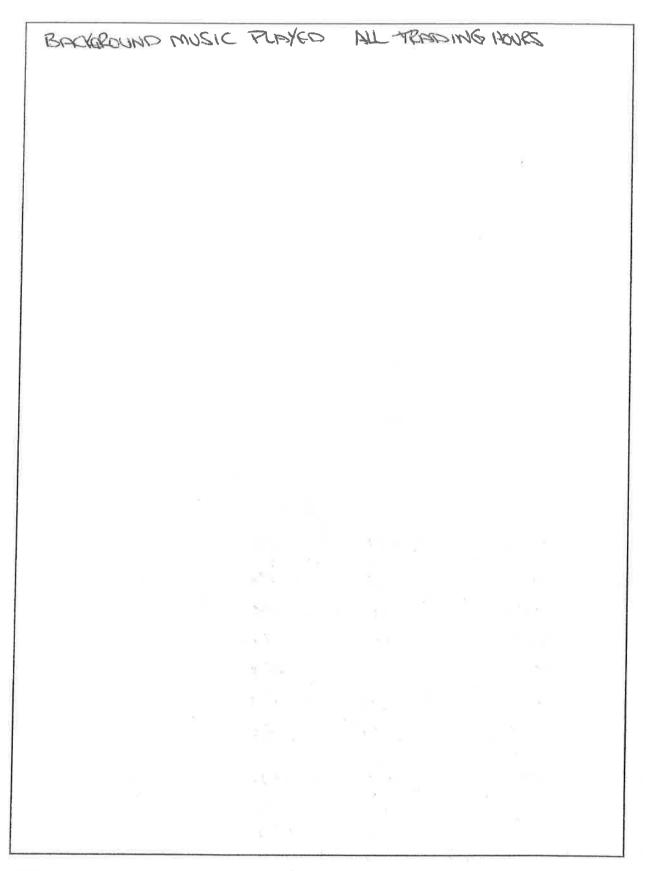
5(f) If you propose to provide any activities other than those listed in 5(a) – (e), please provide details or further information below.

GENERAL CONVENIENCE STORE OPEN FROM 6:30AM TO 10PM
MON-SUNDAY
FOOD TO 60
HOME DELIVERY OF FOOD @ ALCOHOL

5(g)	Late	night	premises	onening	after 1	.00am
JUEL	rate	HIRIT	premises	opening	arter	i.uuam

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 📝

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



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

	ACTIVITY	ACTIVITY PROVIDED? YES / NO	To be provided during core licenced hours. Please confirm YES / NO	Where activities are also to be provided outwith core licensed hours. Please confirm YES/NO
	Accommodation	No	N/A	N/A
	Conference facilities	No	100	No
5a.		120	100	10
	Bar meals	100	1/0	No
	Social functions including:	A STATE OF THE STA		
5b.	Weddings, funerals,	No	Но	No
	Club or other group meetings etc.	No	Ио	По
	Entertainment, including:			
	Recorded music – see 5(g)	YES	YES	YES
	Live performances – see 5(g)	No	No	No
	Dance facilities	No	No	No
5c.	Theatre	No	No	No
	Films	No	No	No
	Gaming	No	No	No
	Indoor/outdoor sports	No	No	No
	Televised sport	No	No	No
5d.	Outdoor drinking facilities	No	No	No
5e.	Adult Entertainment	No	40	No

4. SEASONAL VARIATIONS

Does the applicant inter seasonal demand?	YES NO 🛛	
*If YES – provide details		
None		***************************************
:		

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

DAY	ON	ON CONSUMPTION		
	Opening time	Terminal Hour		
Monday	NID	NA		
Tuesday	NA	AlA		
Wednesday	NA	n/A		
Thursday	NA	NA		
Friday	NIA	ИР		
Saturday	NA	NA		
Sunday	MIA	NA		

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

DAY	OFF CONSUMPTION		
	Opening time	Terminal Hour	
Monday	10:00	27.00	
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 10.200 72.10		722:00	



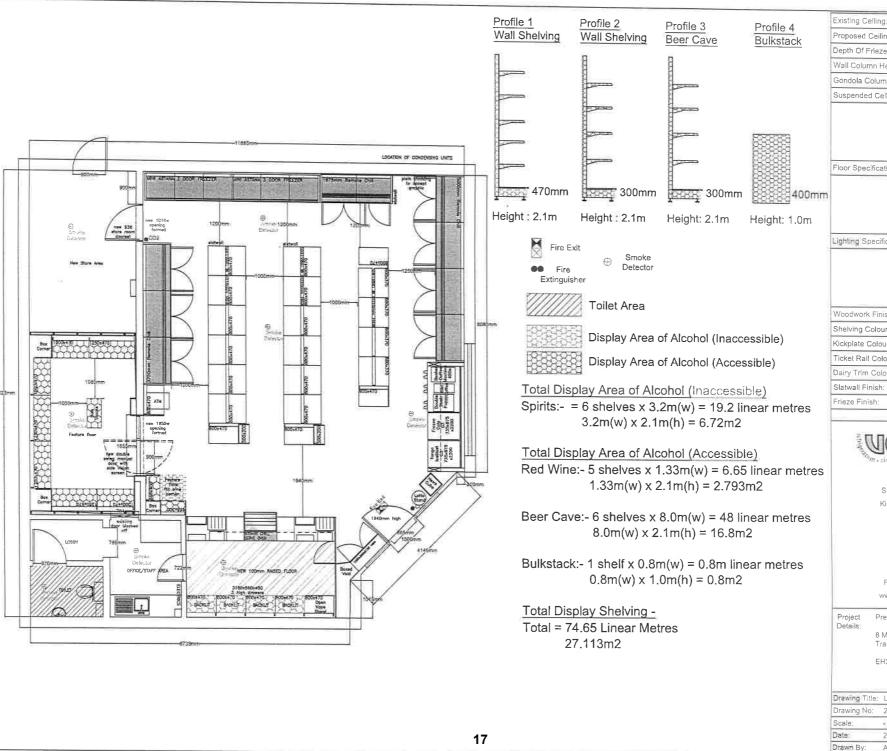
OPERATING PLAN

LICENSING (SCOTLAND) ACT 2005, SECTION 20(2)(B)(i)

This application should only be completed by the Licence Holder of the appropriate Premises Licence or their Agent.

1.	STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF
	PREMISES OR BOTH
	Ni

Name and Address of Premises PREMIER STORE 8 MUIL PARK DRIVE, TRANEWY					
-		Post Code	EH 33	ZPE	
1(a)	Will alcohol be sold for cor solely ON the premises?	nsumption		YES [NO 🗹
1(b)	Will alcohol be sold for corsolely OFF the premises?	sumption		YES 🗹	NO 🗌
1(c)	Will alcohol be sold for conboth ON and OFF the prem	•		YES [NO 📝



Proposed Ceiling: 2800 Depth Of Frieze: 750mm Wall Column Height: 2010 Gondola Column Height: 2010 Suspended Ceiling: Black 600x600 Floor Specification Lighting Specification: 600x600 Borderline Woodwork Finish: Shelving Colour: Kickplate Colour: Ticket Rail Colour Dairy Trim Colour: Slatwall Finish: Frieze Finish:



Sir William Smith Road Kirkton Industrial Estate Arbroath

Vertex R.A.S. Ltd

Angus DD11 3RD

Tele: 01241 876796 F.A.X.: 01241 878010 www.vertexscolland.com

ect Premier Muirpark Drive ails:

8 Muirpark Drive Tranent

EH33 2PE

Drawing Title:	Licence Layo	Licence Layout		
Drawing No:	22-000			
Scale:		Revision:	С	
Date:	22.08.2022	Project Rep:	JN	
Drawn By:	AA	Revision By:	JM	

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

I co	nfirr	n that		
(a)		contents of this Application are true to thief; and	e best of my knowledge and	ł
(b)	(i)	the appropriate fee of £	is enclosed	
	(ii)	the proposed Operating Plan is enclosed		
	(iii)	the proposed Layout Plan is enclosed		
	(iv)	the Premises Licence is enclosed		
Sigr	natu	re _	(See note 5 overle	eaf)
Date	e	21/9/2022		
Cap	acity	y APPLICANT / AGENT (delete as approp	oriate)	
if ag	ent	, please provide details		
Full	nam	e Gorbon Emsut, GNE Cons	nalka rije	nise t o
Addı	ess			
		Post Code		
Tel. N	۷٥،	Email addres	S	

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.)

4. LICENCE TO BE AMENDED (See note 3 below)		
Does the appropriate Premises Licence accompany this application?	YES	NO V
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 reapplication for variation or transfer	spect of an	earlier
Other (provide details)		
PREMISES LICENCE DOCUMENTATION CAN BE S	Calvas.	Sh
POSTED IN IF REQUIRED.		
		-
), 1974	
5. FEE PAYABLE		
Information on fees can be found at https://www.eastlothian.gov.uk/info/210571/licensing/12259/	alcohol_lice	ences/2
If submitted with an application for transfer, please specify the applications are to be considered—	e order in w	/hich
Application for Transfer of Premises Licence followed by Application for Variation		
Application for Variation followed by Application for Transof Premises Licence	sfer	

3(b)	Variation to the inform	ation	contained	within	the	Operating	Plan	of	the
	Premises Licence								

Provide a copy of the proposed operating plan and detail below the proposed changes. (See Note 1)

O CHANGE OFF SALES CORE HOURS	TO 10 pm - 10 Pm	mon -Sun
-------------------------------	------------------	----------

- @ CHANCE AKOHOLDISPAY AREA.
- (3) ARRO ACTIVITIES DELIVERY OF FOOD EARCHOL - FOOD TO GO -PLAYING OF BROXGROUND MUSIC

3(c) Variation to the Layout Plan of the Premises Licence

A copy 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.

STORE IS BEING REFURBISHED RALCOHOL DISPLAY IS CHANGING TO INCORPORATE A CHILLED BEER CAVE DISPLAY AREA.

LINEAR CARRITY IS NOT INCREASING.

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)

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

The contents of	f this operating plan are	true to the best of	my knowledge and
belief			
Signature	-		_ (* see note below)
Date	21/9/2022	0-11-12-1	
Capacity A RPLIC	CANT / AGENT (delete a	as appropriate)	
Tel. No. of signat	ory		
Email address _			
* Data Protect The information	ion Act 2018 on on this form may be I	held on an electron	ic 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.

The premises is a modern convenience store that has served the local community for many years.

It offers a wide range of foods and services.

(extend this box if you require additional space)

On/Off Consumption	
(a) Please describe the type of business you intend to operate in respect of On consumption.	a) Not applicable
(b) Please describe the type of business you intend to operate in respect of Off consumption & deliveries	b) Off Sales and offering home delivery of both food and alcohol

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:
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:

Background music is played during all trading hours. This is live stream radio which is part of the Premier branding where music and adverts are played.

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:

General convenience store that opens daily from 6.30am to 10pm. We intend to offer Food to Go We offer the home delivery of food and alcohol via Snappy Shopper.

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.

Not applicable

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 be issued with an age verification policy, which includes a policy on dealing with the sale or service of alcohol to drunk persons.
- A manual refusals log will be in place to record any refusal of the sale of alcohol.
- CCTV camera system is being installed which will have an external camera to view customer leaving or entering the premises.
- The premises will have at least 1 SCPLH holder and all other staff will have received their mandatory 2-hour training before commencing the sale of alcohol.
- The premises will display Challenge 25 signage to ensure no sale of alcohol is made to any person appearing to look under the age of 18.

Securing Public Safety:

- The premises will manage litter in the vicinity of its location on Muirpark Drive on a regular basis.
- All staff are trained on customer service skills and with particular focus on ensuring a safe shopping environment is provided for customers.
- As part of their customer service training they have been coached on identifying and managing any potential conflict situations.
- The convenience store has modern CCTV camera's to monitor customers.

Preventing Public Nuisance:

- Due to the premises location we will minimise noise from deliveries etc by ensuring full consideration to local residents at all times. Deliveries will be made during normal working times.
- The premises will trade until 10pm, which we believe will minimise any late evening conflict situations.

Protecting and Improving Public Health:

- All alcohol products offered for sale will have unit measures on each bottle or can which is now industry standard.
- All alcohol product promotions being offered will be in line with licensing legislation.
- All staff will be fully trained to understand the daily/weekly recommended maximum alcohol consumption levels.

Protecting Children and Young Persons From Harm:

- The premises will have a written policy in relation to the prevention of the sale or supply of alcohol to under 18's.
- Visible age verification requirements will be displayed in the premises.
- All staff will fully understand the proof of age scheme and acceptable forms of ID.
- Staff will monitor customers for unusual shopping patterns to prevent alcohol purchase for young people by an agent.
- A Refusals log will be in place to record any sales refusals.
- Staff training records will be kept on site for inspection.

Application Supporting Comments / Any Other Additional Information

(extend the boxes below if you require additional space)

Additional Information:

Home delivery process

- All purchases for home delivery of food & alcohol will be made via the Snappy Shopper
 App which customers can freely download.
- It is Premier Tranent's responsibility to service and deliver any food or alcohol being ordered online for home delivery.
- Records will be kept and maintained showing each order placed for despatch and will be held on the premises. This is held electronically.
- A record of each transaction is carried by the person delivering the alcohol which is accessible from the delivery handset.
- The record will show the quantity, description and price of the foods/alcohol being delivered.
- The record will show the name and address of the person to whom the alcohol is being delivered to.
- Alcohol will only be delivered between the hours of 10am and 22.00 pm daily.
- Challenge 25 will be in place where any person receiving a delivery who must prove they are over the age of 25 should they appear to look younger than this. Copies of the Snappy Shopper Challenge 25 process is attached.
- Only current acceptable proof of age ID will be accepted e.g. European Driving Licence, European Provisional Driving Licence, a current passport or PASS logo's identification
- All delivery drivers will be employed by Premier Tranent.
- All delivery drivers will have undertaken their 2- hour training to demonstrate their competence.
- All staff training records are held on site within an appropriate file.
- A refusal log will be used should any delivery not be made due to either the recipient being unable to prove their age or appearing intoxicated.

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

We are looking to increase our core licensed hours to 10am to 10pm which is within the Licensing Boards policy.

We wish to add Food to Go as a service to customers.

We wish to formalize homedelivery as a service within our operating plan.

This is a premises that has traded successfully for many years and always remained complaint with all aspects of licensing legislation and on those grounds would propose that this is a competent application for consideration.

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	Gordon Emslie	Date	23/09/2022

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

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.

Access to the premises is available via one main entrance door. This is a manual door that opens inwards.

This doorway is wheelchair accessible.

The premises is one level flooring surface throughout the site.

There is suitable space within the premises to accommodate wheelchairs and customers who may have mobility difficulties.

Question 3

Facilities available

accessible tables.			
The serving counter area can be accessed by wheeld	hair users.		
	x		

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 is offered to all customers when they enter the premises irrespective of whether they have a disability or not.

All staff have been trained to identify those who may appear to require support or assistance.

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 Gordon Emslie * (see note below)
Date23 rd Sept 2022
Capacity APPLICANT/AGENT
Telephone number and email address of signatoryTel (Email:

The information on this form may be held on an electronic public register which may be available to members of the public on request.

^{*} Data Protection Act 1998

EAST LOTHIAN COUNCIL

Licensing Standards

From: Karen Harling

To: C. Grilli

Licensing Standards Officer

Clerk to the Licensing Board

Date: 9th November 2022

Subject:

LICENSING (SCOTLAND) ACT 2005

PREMISES LICENCE MAJOR VARIATION 2022

PREMIER STORE, 8 MUIRPARK DRIVE, TRANENT, EAST LOTHIAN EH33

2PE

I can confirm that the applicant and premises have been visited in relation to this variation application.

The changes applied for are:

- Change to off sales core hours
- Change to alcohol display areas and layout
- Change to off sales capacity
- · Addition of delivery of food and alcohol, food to go and recorded music

The current licensed hours of the premises are:

Current OFF SALES

Day	OFF Consumption		
	Opening time	Terminal hour	
Monday	10:00	21:30	
Tuesday	10:00	21:30	
Wednesday	10:00	21:30	
Thursday	10:00	21:30	
Friday	10:00	21:30	
Saturday	10:00	21:30	
Sunday	12:30	21:30	

The new hours applied for are, as shown below:

Proposed OFF SALES

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	

I spoke with the premises licence holder and premise manager Anila Ali about all aspects of the variation during a visit to the premises. We discussed the Snappy shopper app that the premises is using along with training requirements and responsibilities involved whilst conducting deliveries. Guidance was given that all drivers are required to complete the 2 hours mandatory training and training records completed. A delivery policy has been put in place at the premises included in the supplementary application information.

I was shown the areas that will be changed during the proposed refurbishment of the shop to form the addition of a beer cave and other alcohol display. This will be a refrigerated room for beers and wines as per the submitted layout plan. The refurbishment will also see the expansion of the display behind the till area that is not accessible to the public. In total this equated to an off sales capacity of 27.113m². This is an increase of 8.97m² from the previous layout. There are 2 other off sales only licences premises within 800m being Aldi on Haddington Road and Asda on High Street.

In summary, the proposed changes are supported by Licensing Standards and I would recommend the following conditions:

- Should the applicant operate a service of delivery of alcohol to customers, the terms of the Licensing (Scotland) Act 2005 Section 119 and those of the Board's statement of licensing policy on deliveries of alcohol, should be complied with.
- CCTV be installed to cover all alcohol displays, including the beer cave area and entrance/exit.

K. Harling Licensing Standards Officer

Winter, Maree

From:

lain Anderson < lain. Anderson 3@scotland.police.uk>

Sent:

19 October 2022 14:29

To:

Licensing

Subject:

PREMIER STORE, TRANENT - MAJOR VARIATION

Attachments:

LIC38 PREMISES VARIATION - NO ADVERSE COMMENT PREMIER STORES,

TRANENT.RTF

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.

Hi all, No Police objection Our ref - 671105

Regards Iain

Licensing

From:

Robertson, Scott

Sent:

25 October 2022 08:46

To:

Winter, Maree

Cc:

Licensing

Subject:

RE: Major Variation - Premier Store, 8 Muirpark Drive, Tranent

Hello,

Please note I have no comments or objections in relation to the major variation application at Premier Stores, Muirpark Drive.

Kind Regards Scott Robertson Assistant Planner

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

Sent: 13 October 2022 11:07

To: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk; 'Licensing@nhslothian.scot.nhs.uk'; torquil.cramer@firescotland.gov.uk; Harling, Karen (Licensing) < kharling1@eastlothian.gov.uk>; Environmental Health/Trading Standards < ehts@eastlothian.gov.uk>; Environment Reception < environment@eastlothian.gov.uk>; Grant, Shona < sgrant@eastlothian.gov.uk>; tecc.secretary@aol.co.uk

Subject: Major Variation - Premier Store, 8 Muirpark Drive, Tranent

Dear all

Please find attached major variation for the above. Please note that there is also a transfer application in to change to a company, this is not to go through until the variation has been processed. The Licence Holder should read Anila Ali who is also the designated premise manager.

Could I please have any representations/objections by 11th November 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

