



EAST LOTHIAN LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005, SECTION 29  
APPLICATION FOR VARIATION OTHER THAN MINOR VARIATION

2a

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)

- 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*

EL297

*2(b) Name and Address of Premises*

Musselburgh Racecourse  
Linkfield Road  
Musselburgh  
East Lothian

<b>Post Code</b>	<b>EH21 7RG</b>	<b>Phone No.</b>	<b>0131 665 2859</b>
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*2(c) Full Name and Address of Current Licence Holder*

Musselburgh Racecourse Limited  
The Racecourse  
Watergate Square

Chester CH1 2LY			
<b>Post Code</b>	CH1 2LY	<b>Phone No.</b>	0131 665 2859
<b>Email address</b>	enquiries@musselburgh-racecourse.co.uk		

**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

**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)

Alcohol sales for consumption solely on the premises

Conference Facilities

Restaurant Facilities

Bar Meals not outwith core licensed hours

Receptions

Club or other group meetings

Music

Live Performances

Dance Facilities - not outwith core licensed hours

Theatre - not outwith core licensed hours

Films - not outwith core licensed hours

Gaming

Indoor / Outdoor Sports

Televised Sport

Outdoor Drinking Facilities – not outwith core licensed hours

Conferences  
Corporate Entertainment  
Race Days/Sporting Activities (Such as Marathon, and New Years Sprint)  
Marquees/Mobile Food Units  
Weddings/Family Occasions/ Civil Partnership  
Fireworks  
Car Parking  
Picnicking  
BBQ/Outdoor Eating

**ADD**  
**BOUNCY CASTLES, INFLATABLES AND FAIRGROUND RIDES**

**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.

Depending on the days activity funfair activity will take place on Linkfield Lawn, Food Court and or the Food Court as marked on the Layout Plan

**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**

Information on fees can be found at  
[https://www.castlothian.gov.uk/info/210571/licensing/12259/beer\\_licences/2](https://www.castlothian.gov.uk/info/210571/licensing/12259/beer_licences/2)

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 £200 is enclosed. - CAN THIS BE PAID ONLINE ?

Signature



..... (See note 5 below)

Date 03/03/2023

Capacity: APPLICANT / ~~AGENT~~ (delete as appropriate)

If agent, please provide name, address, phone number and email address

.....  
.....  
.....

**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](mailto:licensing@eastlothian.gov.uk)

**FOR OFFICE USE ONLY**

<i>Received &amp; Receipt No.</i>	<i>System Updated</i>	<i>Licence Issued</i>

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

The contents of this disabled access and facilities statement are true to the best of my knowledge and belief.

Signature  ..... \* (see note below)

Date ...03/03/2023.....

Capacity ..... APPLICANT

---

Telephone number and email address of signatory...

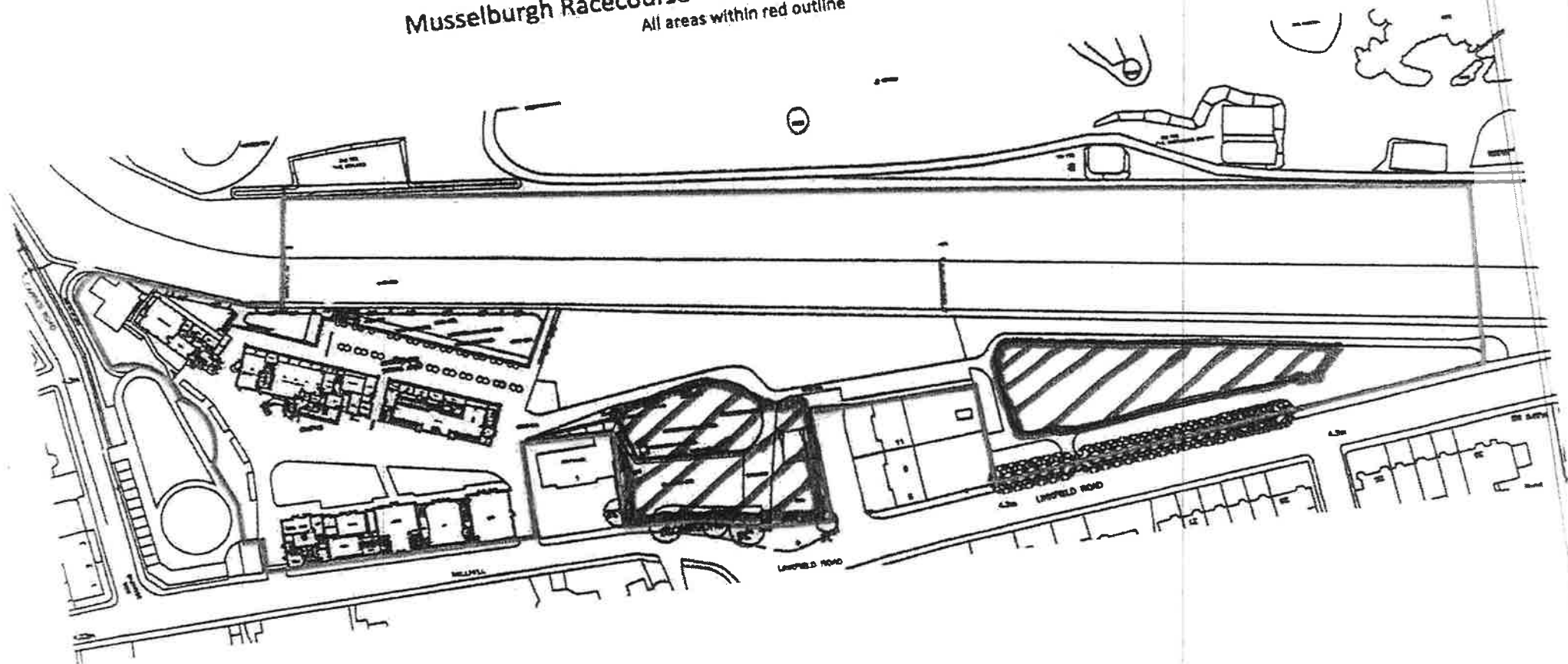
T: 0131 665 2859

E: [pduncan@musselburgh-racecourse.co.uk](mailto:pduncan@musselburgh-racecourse.co.uk)

**\* Data Protection Act 2018**

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

Musselburgh Racecourse - Alcohol License Area June 2021  
All areas within red outline



 Funfair Activity

**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	<b>YES</b>
1(b) Will alcohol be sold for consumption solely OFF the premises	
1(c) Will alcohol be sold for consumption both ON and OFF the premises	
*Delete as appropriate	

**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>	<b>11:00</b>	<b>23:00</b>
<i>Tuesday</i>	<b>11:00</b>	<b>23:00</b>
<i>Wednesday</i>	<b>11:00</b>	<b>23:00</b>
<i>Thursday</i>	<b>11:00</b>	<b>01.00</b>
<i>Friday</i>	<b>11:00</b>	<b>01.00</b>
<i>Saturday</i>	<b>11:00</b>	<b>01.00</b>
<i>Sunday</i>	<b>11:00</b>	<b>12 Midnight</b>



**Question 3**

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

Day	OFF Consumption	
	Opening time	Terminal hour
Monday	N/A	N/A
Tuesday	N/A	N/A
Wednesday	N/A	N/A
Thursday	N/A	N/A
Friday	N/A	N/A
Saturday	N/A	N/A
Sunday	N/A	N/A

NOTES:

**Question 4**

**SEASONAL VARIATIONS**

Does the applicant intend to operate according to seasonal demand	<b>NO</b>
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*\*If YES – provide details*

<b>NONE</b>
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**Question 5**

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

<b>5(a) Activity</b>	<b>Please confirm YES/NO</b>	<b>To be provided during core licensed hours – please confirm YES/NO</b>	<b>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</b>
<i>Accommodation</i>	<b>NO</b>	<b>N/A</b>	<b>N/A</b>
<i>Conference facilities</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>
<i>Restaurant facilities</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>
<i>Bar meals</i>	<b>YES</b>	<b>YES</b>	<b>NO</b>
<b>5(b) Activity Social functions including:</b>	<b>Please confirm YES/NO</b>	<b>To be provided during core licensed hours – please confirm YES/NO</b>	<b>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</b>
<i>Receptions including (Weddings funerals, birthdays, retirements etc)</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>
<i>Club or other group meetings etc</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>
<b>5(c) Activity Entertainment including:</b>	<b>Please confirm YES/NO</b>	<b>To be provided during core licensed hours – please confirm YES/NO</b>	<b>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</b>
<i>Music – see 5(g)</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>
<i>Live performances – see 5(g)</i>	<b>YES</b>	<b>YES</b>	<b>YES</b>

<i>Dance facilities – see 5(g)</i>	YES	YES	NO
<i>Theatre</i>	YES	YES	NO
<i>Films</i>	YES	YES	NO
<i>Gaming</i>	YES	YES	YES
<i>Indoor/outdoor sports</i>	YES	YES	YES
<i>Televised sport</i>	YES	YES	YES
<b>5(d)</b> <i>Activity</i>	<i>Please confirm</i> <b>YES/NO</b>	To be provided during core licensed hours – please confirm <b>YES/NO</b>	Where activities are also to be provided outwith core licensed hours please confirm <b>YES/NO</b>
<i>Outdoor drinking facilities</i>	YES	YES	NO
<b>5(e)</b> <i>Activity</i>	<i>Please confirm</i> <b>YES/NO</b>	To be provided during core licensed hours – please confirm <b>YES/NO</b>	Where activities are also to be provided outwith core licensed hours please confirm <b>YES/NO</b>
<i>Adult entertainment – see 5(g)</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 - DUE TO THE NATURE OF THESE PREMISES CONFERENCES MAY START OUTWITH CORE HOURS BUT NOT BEFORE 7AM, AND NOT LATER THAN 1AM.**

**RESTAURANT FACILITIES - BREAKFASTS MAY BE SERVED OUTWITH CORE HOURS BUT NOT BEFORE 8AM AND NO FOOD WILL BE AVAILABLE AFTER 1AM.**

**RECEPTIONS - THESE MAY START OR END OUTWITH CORE HOURS BUT NOT BEFORE 8AM AND NOT LATER THAN 1AM.**

**CLUB OR GROUP MEETINGS - THESE MAY START OR END OUTWITH CORE HOURS BUT NOT BEFORE 8AM AND NOT LATER 1AM.**

**RECORDED MUSIC - DUE TO THE NATURE OF THE BUSINESS RECORDED MUSIC MAY BE PLAYED OUTWITH CORE HOURS BUT NOT BEFORE 8AM AND NOT LATER THAN 1AM.**

**LIVE PERFORMANCES - DUE TO THE NATURE OF THE BUSINESS AND RACE DAY ACTIVITIES LIVE PERFORMANCES MAY TAKE PLACE PRIOR TO THE START OF CORE HOURS BUT NOT EARLIER THAN 9AM, AND NOT LATER THAN 1AM.**

**GAMING - THESE FACILITIES MAY BE AVILABLE TO RACE GOERS PRIOR TO A RACE MEETING BUT NOT BEFORE 8AM AND NOT LATER THAN 1AM.**

**INDOOR/OUTDOOR SPORTS - THESE MAY START OR END OUTWITH CORE HOURS BUT NOT BERFORE 8AM AND NOT LATER THAN 1AM.**

**TELEVISED SPORTS - THIS FACILITY MAY START OR END OUTWITH CORE HOURS BUT NOT BEFORE 8AM AND NOT LATER THAN 1AM.**

**NB: PLEASE NOTE THAT NO ALCOHOL WILL BE SOLD OUTWITH THE CORE HOURS WITHOUT THERE BEING IN PLACE AN EXTENDED HOURS APPLICATION. ALSO PLEASE NOTE THAT ALL PATRONS ARE SEARCHED ON ENTERING AND EXITING THE PREMISES TO ENSURE THAT NO ONE LEAVES THE AREA WITH ALCOHOL. ALL DRINK IS CONFISCATED ON ENTRY AND EXIT OF THE PREMISES.**

*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.*

**CORPORATE EVENTS/COMMUNITY EVENTS/CHARITY EVENTS/SPONSORSHIP EVENTS/SPORTING EVENTS.**

**CONFERENCES**

**CORPORATE ENTERTAINMENT**

**RACE DAYS/SPORTING ACTIVITIES (SUCH AS MARATHON, AND NEW YEAR'S SPRINT)**

**MARQUEES/MOBILE FOOD UNITS**

**WEDDINGS/FAMILY OCCASIONS/CIVIL PARTNERSHIP**

**FIREWORKS**

**CAR PARKING**

**PICNICING**

**BBQ/OUTDOOR EATING.**

**INFLATABLES, BOUNCY CASTLES & FAIRGROUND RIDES**

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing either live or recorded music, dancing or adult entertainment, any combination of these or all please provide the following details

Will the music level exceed 85dB?	N/A
When fully occupied, are there likely to be more customers standing than seated?	
*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
	*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

**CHILDREN AND YOUNG PERSONS ARE ALLOWED ACCESS TO THE FACILITIES ONLY WHEN ACCOMPANIED BY AN ADULT AGED 18 AND OVER.**

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

**CHILDREN - BIRTH TO 15 YEARS OF AGE**  
**YOUNG PERSONS - 16 AND 17 YEARS OF AGE.**

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

**CHILDREN AND YOUNG PERSONS WILL HAVE ACCESS TO THESE PREMISES AT ALL TIMES WHEN THEY ARE OPEN.**

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

CHILDREN AND YOUNG PERSONS WILL HAVE ACCESS TO ALL PUBLIC AREAS OF THE RACE COURSE. CHILDREN AND YOUNG PERSONS WILL NOT BE ALLOWED WITHIN A 1.5 METRE RADIUS OF ANY BAR SELLING ALCOHOL AND WILL HAVE RESTRICTED ACCESS AS PER THE GAMBLING ACT 2005 IN REGARD TO ANY AREAS BEING USED FOR GAMING.

**Question 7**

**CAPACITY OF PREMISES**

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

ON SALES - 9500

**Question 8**

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

*Personal details*

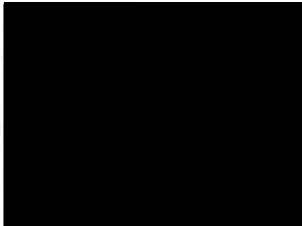
8(a) Name

WILLIAM GUY FARNSWORTH

8(b) Date of birth

[REDACTED]

8(c) *Contact address*


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8(d) *Email address*

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8(e) *Personal licence*

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
<b>1 SEPTEMBER 2009</b>	<b>EAST LOTHIAN LICENSING BOARD</b>	<b>EL387</b>

**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.

<p><b>Business Profile</b> Please describe your business offering.</p> <p>Musselburgh Racecourse is a 5 star Visitor attraction and include race track, betting facilities, catering facilities, hospitality facilities, offices, kitchen facilities, bar areas and all ancillary facilities required.</p> <p>(extend this box if you require additional space)</p>	
<p><b>On/Off Consumption</b></p>	
<p>(a) Please describe the type of business you intend to operate in respect of On consumption.</p>	<p>a) <u>On</u></p>
<p>(b) Please describe the type of business you intend to operate in respect of Off consumption &amp; deliveries</p>	<p>b)</p>

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

(extend the boxes below if you require additional space)

<p><b>To what extent do you intend to use any of the following:</b> Accommodation; Conference Facilities; Restaurant Facilities; Bar Meals:</p> <p>No accommodation</p> <p>Some non-raceday events</p> <p>Restaurant facilities during racing</p>
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No bar meals

**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:

Weddings very low amount

Birthdays and wakes – small amount throughout the year

Corporate events – around 6 per year

Brunton Festival Shows – August

Scottish Half Marathon and 10k – September

Honest Toun Association Family Day – End July

Community Fireworks – November

**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:

We wish to add the use of bouncy castles, inflatables and fairground rides to our operating plan. These will be used generally on three or four raceday's per year where we have a family focus for our entertainment. In 2023 these will be Easter Saturday (8<sup>th</sup> April), Luca's Ice Cream Family Day (25<sup>th</sup> July) and the Musselburgh Gold Cup Family Raceday (17<sup>th</sup> September). The funfair elements will operated between gates opening (generally 2 hours before first race) and site clearance (generally 1 ½ hours after last race).

Additionally funfairs would be held onsite as part the Honest Toun Association Family Day (end of July) and Musselburgh Community Fireworks (5<sup>th</sup> November)

If the number of raceday's where we require funfairs increases we would raise this through the ELC SAG.

This is not a request to host funfairs out with raceday's except the two events noted above.

**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:

Outdoor drinking within Licensed area. This will be a mixture of seated and standing. Under cover

or on lawn areas.

We promote sensible drinking through pace Yourself messaging, a racing wide initiative, give out free water on our Sensational 6 raceday's.

**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:

No additional information

**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:

See social 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.

On raceday's persons under 18 and accompanied by an adult are admitted FOC.

On our family focused raceday's we offer free funfair rides, face painting and other entertainment.

Baby changing facilities are located within the accessible toilets which are located throughout the site in the buildings. These can be accessed without going into bar or restaurants areas.

We have worked with Autism Scotland and provided staff training on Sunflower Lanyard to provide education on hidden disabilities

Lost child process in place.

**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](#) Policy link does not work

(extend the boxes below if you require additional space)

**Preventing Crime and Disorder:**

Alcohol is available on raceday's within our licensed hours and areas. Within our bar areas we operate a Challenge 25 process. All bar and waiting staff are trained on this and appropriate signage is displayed within appropriate areas.

Betting is available on raceday's and signage is in place at entrances and at areas where bets can be placed.

On larger raceday's we have a Police presence and search for drugs and other contraband items, this is either stewards or drugs dogs.

We have recently carried out initial Safeguarding Training.

We communicate in advance to racegoers that illegal substances are not permitted and this is part of our terms of entry.

We operate with Stewards and SIA trained staff and communicate this through SAG.

All entrants have to be ticketed or purchase a ticket. They are welcomed by a security team.

All incidents are logged in our security log by our Safety Officer.

**Securing Public Safety:**

We maintain public safety by presenting our plans to the Safety Advisory Group normally on two occasions per year. Meeting 1 is held for all fixtures except Ladies Day, Meeting 2 is held for Ladies Day.

If required we would hold a meeting for the Community Fireworks.

Non raceday events hosted on onsite, such as HTA Family Day and Scottish Half Marathon and would have their own SAG's.

We apply for an annual Safety Certificate which covers risk assessment information.

**Preventing Public Nuisance:**

We are conscious of our location within a residential area.

We have taken action to reduce music noise levels, reducing bass levels which cause much of the complaints from neighbors.

On Ladies Day we used a number of exits and brought in additional toilets after opening to ensure that each exit route had a number of toilets that we could direct people to before they left site.

We position security and cleaning staff on Linkfield Road to monitor behavior and clear up after racegoers enter and exit.

Management and supervisors are walking the grounds to ensure that behavior is acceptable.

We regularly issue a community newsletter which provides details of the upcoming raceday's, planned activity and timings.

**Protecting and Improving Public Health:**

Alcohol is available on raceday's within our licensed hours and areas. Within our bar areas we operate a Challenge 25 process. All bar and waiting staff are trained on this and appropriate signage is displayed within appropriate areas.

We promote sensible drinking through pace Yourself messaging, a racing wide initiative, give out free water on our Sensational 6 raceday's. Water is available on all raceday's from bars and cafes.

Drink measures and alcohol percentages are publicized at all bar areas. We have a range of nonalcoholic drinks.

For draft beverages we use new toughened paper cups to allow for recycling.

**Protecting Children and Young Persons From Harm:**

See children and young persons.

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**Application Supporting Comments / Any Other Additional Information**

(Extend the boxes below if you require additional space)

<p><b>Additional Information:</b></p> <p>None</p>
<p><b>Supporting Comments:</b> i.e. reasons why the Board should support your application.</p> <p>Musselburgh Racecourse has been successfully delivering safe and successful raceday's. We engage proactively with the Safety Advisory Group on all matters.</p> <p>This request of a change in major variation is only to add some entertainment items to the license. All other operating practices will continue as they have under our current license.</p>

<p>SIGNATURE AND DECLARATION BY APPLICANT</p> <p><b>IT IS AN OFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION</b></p> <p>(Criminal Law (Consolidation)(Scotland) Act 1995 Section 44(2)(b))</p> <p>The contents of this Application are true to the best of my knowledge and belief.</p>			
Signature	P Duncan	Date	22/03/2023

## Licensing

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**From:** Sarah Peterson [REDACTED]  
**Sent:** 14 April 2023 11:48  
**To:** Licensing  
**Subject:** REF CG/mjw/EN/L/L1

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.

Ref CG/mjw/EN/L/L1

Dear Sir/Madam

I'm writing in conjunction to the application for the proposed variation to the licensing application to Musselburgh racecourse.

As a resident [REDACTED] to the racecourse I wish to object to the proposals on the following grounds:

Noise - the noise levels related to the fairground equipment alongside the amplified music is extreme particularly in close proximity to quiet residential properties. When the racecourse have sited the fairground activity on Linkfield links previously we have experienced high levels of noise pollution leaving us unable to use our properties, these have been measured exceeding Nr75 which can be damaging over prolonged periods.

We would note that we are in a conservation area and have single glazed windows which due to the conservation listing we are unable to change so we cannot make any acoustic dampening measures to mitigate.

There is also concerns on the ecology of the site and noise impact to the wildlife to the adjacent bird reserve areas.

Anti social behaviour - due to the nature of the activities proposed and alcohol use we feel this will greatly increase the potential for anti social activity and criminality to an existing residential area.

Parking - The increase to the on street parking in times of the proposed activities is significant impacting on the local residents. The racecourse provides parking but there is still a significant preference to park on street.

Pollution - The fairground equipment is run from diesel generators. This not only has a noise issue but a significant pollution issue to the local area impacting on air quality and increasing carbon emissions.

Due to these concerns we strongly object to the proposals and we would be grateful if you could consider the above comments in your decision making process

Kind Regards

Sarah Peterson  
[REDACTED]

Sent from my iPhone

24/03/2023

Your Ref: NONE FOUND

Our Ref: 709703

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



**POLICE  
SCOTLAND**

Keeping people safe

Catriona Paton  
Chief Superintendent  
Divisional Commander  
The Lothians and Scottish Borders Division  
Dalkeith Police Station  
Newbattle Road  
Dalkeith, EH22 3AX

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005  
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE  
MUSSELBURGH RACECOURSE, 3 MILLHILL, MUSSELBURGH, EAST  
LOTHIAN, EH21 7RG.  
PREMISES LICENCE HOLDER – MUSSELBURGH RACECOURSE LIMITED**

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

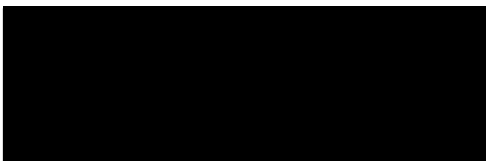
The variation requested consists of –

**\* To add bouncy castles, inflatables & fairground rides to the operating plan**

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



Catriona Paton  
Chief Superintendent

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

# EAST LOTHIAN COUNCIL

## Licensing Standards

**From:** Karen Harling

**To:** C. Grilli

Licensing Standards Officer

Clerk to the Licensing Board

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Date: 5<sup>th</sup> April 2023

**Subject:** LICENSING (SCOTLAND) ACT 2005

PREMISES LICENCE MAJOR VARIATION 2023

MUSSELBURGH RACE COURSE, LINKFIELD ROAD, MUSSELBURGH, EAST  
LOTHIAN, EH21 7RG

I can confirm I have liaised with the applicant in relation to this application.

The changes applied for are:

- Addition of bouncy castles, inflatables and fairground rides

This is a retrospective change to add activities that have been taking place on the premises to the licence. It is proposed that bouncy castles, inflatables and fairground rides will be available on the premises on 3-4 days per year where there is a family focus to the entertainment. I note that this type of entertainment would be supplementary to events held on the premises and these activities would not take place in isolation.

I have no objection to the proposed activities and welcome the application to add the activity to the premises licence.

The information in this report is provided to the Board members to assist the determination of the application.

K. Harling

Licensing Standards Officer



## Licensing

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**From:** Muir, Marion  
**Sent:** 20 April 2023 16:59  
**To:** Winter, Maree  
**Cc:** Licensing; Environmental Health/Trading Standards  
**Subject:** FW: Major Variation - Musselburgh Race Course  
**Attachments:** Musselburgh Racecourse Major Variation application.pdf; Premises Supplementary Application Information Form - Musselburgh Racecourse.pdf; OPERATING PLAN Musselburgh Racecourse.docx

Maree

I trust you are well?

I would advise that there are no objections in principle from the Food and Safety/Business Regulation Team in relation to this application for major variation.

Louise/ehts can this be attached to 06/00022/COM as "Major Variation To Licence- No Objections"

Thanks very

Marion

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**From:** Douglas, Andrew <adouglas@eastlothian.gov.uk>  
**Sent:** 23 March 2023 10:54  
**To:** Muir, Marion <mmuir@eastlothian.gov.uk>  
**Subject:** FW: Major Variation - Musselburgh Race Course

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**From:** Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>  
**Sent:** 23 March 2023 10:32  
**To:** Douglas, Andrew <adouglas@eastlothian.gov.uk>; Slight, Lynn <lslight@eastlothian.gov.uk>; Gunning, Laura <lgunning@eastlothian.gov.uk>; Clark, Colin - EHO <cclark1@eastlothian.gov.uk>; Callow, Scott <scallow@eastlothian.gov.uk>  
**Subject:** FW: Major Variation - Musselburgh Race Course

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**From:** Winter, Maree <mwinter@eastlothian.gov.uk>  
**Sent:** 23 March 2023 10:07  
**To:** Fire officer (torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; 'Licensing@nhslothian.scot.nhs.uk'; Police Scotland (LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk) <LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>; Harling, Karen (Licensing) <kharling1@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>; Trading Standards <tradingstandards@eastlothian.gov.uk>; [REDACTED]  
**Subject:** Major Variation - Musselburgh Race Course

Dear all,

Please find attached major variation from Musselburgh Race Course to add to their premise licence layout and operating plan on the premises – Funfair Rides, Bouncy Castles and inflatables. Can I please have any representations/objections by 24<sup>th</sup> April 2023.

