

EL 422



East Lothian Council  
Licensing

- 8 JUL 2025

Received

# APPLICATION FOR PREMISES LICENCE / PROVISIONAL PREMISES LICENCE\*

LICENSING (SCOTLAND) ACT 2005, SECTION 20

\*Delete as appropriate

**Question 1** – Name, address and postcode of premises to be licensed

Herd Cafe, Balgone Barns, North Berwick, EH39 5NY

**Question 2** – Particulars of applicant

**2(a)** Where applicant is an individual, provide full name, date & place of birth, home address including postcode, telephone number & email address.

NA

**2(b)** Where applicant is a partnership, please provide full name, and postal address of partnership.

The Partnership of Sarah and James Grant Suttie t/a Balgone Estate

Sheriff Hall Farm, North Berwick, EH39 5PB

**2(c)** Where applicant is a company, please provide name, registered office and company registration number.

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**2(d)** Where the applicant is a club or other body, please provide full name, and postal address of club or other body.

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**2(e)** Where applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.\*

James Edward Grant-Suttie, [REDACTED].

Easter Balfone, Balfone Barns, [REDACTED]

Sarah Jane Grant- Suttie, [REDACTED]

Sheriff Hall Farm, [REDACTED]

\* Connected person is defined in section 147(3) of the Licensing (Scotland) Act 2005.

**DESCRIPTION OF PREMISES****Licensing (Scotland) Act 2005, section 20(2)(a)****Question 5** – Description of premises

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

Cafe and event space at the Balgone Estate comprising of cafe, seating area and

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external area.

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**Question 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 ☐

### Question 3 – Previous applications

Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland) Act 2005 in respect of the same premises?

YES ☐ NO ☒

If YES – provide full details NA

### Question 4 – Previous convictions

Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)

YES ☐ NO ☒

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	DATE	COURT	OFFENCE	SENTENCE
NONE				

- (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.

## DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

The contents of this Application are true to the best of my knowledge and belief.

Signature  \* (see note below)

Date 19 June 2025

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

Telephone number and email address of signatory 07766200588

Niall Hassard, Hassard Licensing Ltd, 5 South Charlotte St. Edinburgh, EH2 4AN

niall@hassardlicensing.co.uk

I have enclosed the relevant documents with this application – please tick the relevant boxes

☒ Operating plan

☒ Layout plan (highlighting the area where alcohol is sold/consumed)

☒ Planning certificate

☐ Building standards certificate

☐ Food hygiene certificate

### \* 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.

**OPERATING PLAN –HERD CAFÉ, BALGONE**

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

North Ayrshire Council  
Licensing

- 8 JUL 2025

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**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?	N
1(b) Will alcohol be sold for consumption solely OFF the premises?	N
1(c) Will alcohol be sold for consumption both ON and OFF the premises?	Y
*Delete as appropriate	

**Question 2**

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

Day	ON Consumption	
	Opening time	Terminal hour
Monday	1100	2300
Tuesday	1100	2300
Wednesday	1100	2300
Thursday	1100	2300
Friday	1100	0000
Saturday	1100	0000
Sunday	11.00	2300

### Question 3

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

<i>Day</i>	<i>OFF Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	1100	2200
<i>Tuesday</i>	1100	2200
<i>Wednesday</i>	1100	2200
<i>Thursday</i>	1100	2200
<i>Friday</i>	1100	2200
<i>Saturday</i>	1100	2200
<i>Sunday</i>	1100	2200

### Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<b>Y</b>
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*\*If YES – provide details*

The premises may take advantage of Board extensions in line with policy.

### Question 5

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

COL. 1 5(a) Activity	COL. 2 Please confirm YES/NO	COL. 3 To be provided during core licensed hours – please confirm YES/NO	COL. 4 Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Accommodation	N	N	N
Conference facilities	N	N	N
Restaurant facilities	Y	Y	Y
Bar Meals	N	N	N
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 Weddings, funerals, birthdays, retirements etc.	Y	Y	Y
Club or other group meetings etc.	Y	Y	Y
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)	Y	Y	Y

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

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

The premises may open for breakfast, teas/coffees from 08.00 and column 4 activities may commence as ancillary to same.

**5(f) any other activities**

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

The premises is a café. There will be outside catering, takeaways and deliveries. The off-sale of alcohol will only be with food or part of a gifting set.

There may be product launches, demonstrations and sampling/tasting and private events

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?	NA
When fully occupied, are there likely to be more customers standing than seated?	NA
*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	Y
	*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 shall be accompanied by an adult but young persons may attend unaccompanied.  
Both are permitted for a meal, snack or refreshment or to attend a private function.

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

0-17

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

Children until 22.00 unless attending a function when they may remain until the end but never later than midnight.  
Young person until midnight.

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

All public parts

**Question 7**

**CAPACITY OF PREMISES**

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

40 persons  
3.08 m2

**Question 8**

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

*Personal details*

8(a) Name

8(b) Date of birth

8(c) Contact address

8(d) Email address

8(e) Personal licence

Date of issue	Name of Licensing Board issuing	Reference no. of personal 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 this operating plan are true to the best of my knowledge and belief.

Signature ...  \* (see note below)

Date .....20 June 2025

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

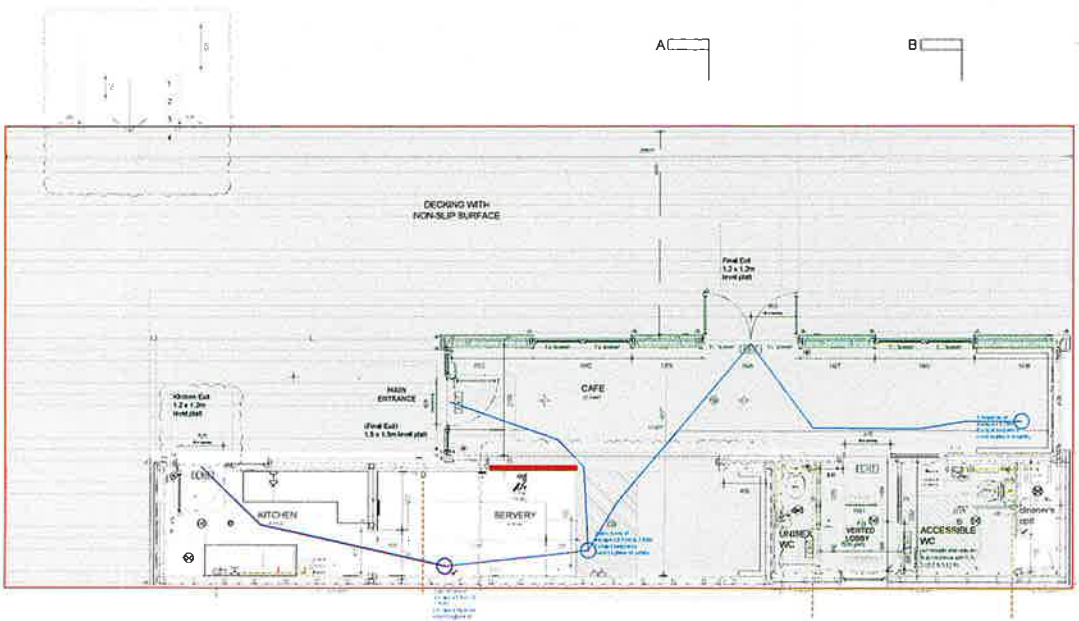
Telephone number and email address of signatory ..... [niall@hassardlicensing.co.uk](mailto:niall@hassardlicensing.co.uk)

T: 07766200588

**\* 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.

- ELECTRICAL LEGEND**
- [FAP] Fire alarm indicating panel
  - [PFI] PFI - motion detector
  - [SFI] Smoke detector / alarm
  - [FAP] Fire alarm push - MCP
  - [FAP] Fire alarm alarm
  - [FAP] Call alarm / alarm
  - [FAP] Illuminated emergency light fixture with battery backup
  - [FAP] Breakdown return box
  - [FAP] Extract fan indicator switch
  - [FAP] Illuminated fire exit sign with battery backup
- Alcohol Display**  
2.2 x 1.4 = 3.08m<sup>2</sup>
- AREA ACCESSIBLE FOR C & YPs**



FLOOR PLAN  
GIFA: 64.42m<sup>2</sup>

Building Warrant			
Floor plan			
scale	date	drawn	approved
1:50@A1	Sep 23	mm	
project no.	drawing no.	revision	
22:16	AL(0)01	D	

## E. LOTHIAN LICENSING BOARD

### **DISABLED ACCESS AND FACILITIES STATEMENT**

**Licensing (Scotland) Act 2005, section 20(2)(b)(ia)**

**Premises Name: HERD CAFE**

#### **Question 1**

**Disabled access and facilities**

1(a)	Is there disabled access to the premises	YES
1(b)	Do you have facilities for those with a disability	YES
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES
<i>*Delete as appropriate</i>		

If you have answered Yes to any of the questions above, please complete, as appropriate, the following sections:-

#### **Question 2**

**Disabled access to, from and within the premises**

Please provide a clear and detailed description of how accessible the premises are for disabled people eg. ramps, accessible floors, signage.

Accessible on one level.

There is an accessible toilet.

Signage will confirm assistance animals welcome.

Large print menus / staff on hand to assist those with sight issues.

The main premises is an open plan space with occasional furniture which can be adjusted to accommodate guests with additional mobility needs.

### **Question 3**

#### **Facilities available**

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

Accessible on one level.

There is an accessible toilet.

Signage will confirm assistance animals welcome.

Large print menus / staff on hand to assist those with sight issues.

The main premises is an open plan space with occasional furniture which can be adjusted to accommodate guests with additional mobility needs.

### **Question 4**

#### **Other provisions**

Please provide details of any other provisions made to aid the use of the premises by disabled people eg. assistance dogs welcome, large print menus.

Accessible on one level.

There is an accessible toilet.

Signage will confirm assistance animals welcome.

Large print menus / staff on hand to assist those with sight issues.

The main premises is an open plan space with occasional furniture which can be adjusted to accommodate guests with additional mobility needs.

### **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: .....  Print Name: Niall Hassard

Capacity: APPLICANT/AGENT (delete as appropriate)

Date: 19 June 2025

Telephone number and email address of signatory:

<b>Telephone No:</b>	07766200588
<b>E-mail Address:</b>	<a href="mailto:niall@hassardlicensing.co.uk">niall@hassardlicensing.co.uk</a>

Postal Address of Agent (if appropriate)  
5 South Charlotte Street, Edinburgh, EH2 4AN

#### **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.

#### **GUIDANCE NOTES:**

Guidance for Completing a Disabled Access and Facilities Statement may be viewed [here](#).

# **Statement of how the Licensing Objectives will be upheld by HERD CAFÉ**

**Premises: Herd Café - Balgone**

## **General**

1. The premises are a café and this is the primary function thus licensed retail and any alcohol consumed on the premises is wholly ancillary to the café and the wider farm. There will be a high level of staff supervision when the public are on site.

## **Preventing Crime and Disorder:**

1. A suitable and sufficient CCTV system with recording facilities will be in place on site.
2. Relevant staff will be trained with regard to their responsibilities in the retail sale of alcohol and initial training will be supplemented by refresher training. Training records can be made available for inspection upon request.
3. A Challenge 25 policy will be operated at the premises and staff will be trained on the acceptable forms of identification.
4. The licence holder shall display prominent signage confirming the company's Challenge 25 policy.
5. Alcohol will be located at the counter in direct supervision of the staff.

## **Securing Public Safety:**

1. Full risk assessments are in place at the premises and reviewed on an on-going basis.
2. The premises shall be adequately staffed so that the public are supervised whilst on site.
3. Accidents and incidents will be recorded in an incident book which can be inspected upon request.

**Preventing Public Nuisance:**

1. The premises are situated on a farm. There are limited residences nearby as the area is mainly rural.
2. There are adequate arrangements in place to deal with litter and trade waste to ensure the surrounding area is kept clean.

**Protecting and Improving Public Health:**

1. A refusal log will be operated and maintained and can be produced upon request.
2. On-consumption will be ancillary to food served or events and notwithstanding this fact staff will be trained to spot the signs of overconsumption and act accordingly.

**Protecting Children from Harm:**

1. The premises is an environment consummate with family access and staff will be trained with regard to their responsibilities in sale of alcohol and preventing access to alcohol by U18s.
2. Training records can be made available for inspection upon request.
3. A refusal log will be operated and can produced upon request.
4. A Challenge 25 policy will be operated at the premises.
5. The licence holder shall display prominent signage confirming the company's Challenge 25 policy.



**East Lothian Council**

**LICENSING (SCOTLAND) ACT 2005  
TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997**

**SECTION 50  
PLANNING CERTIFICATE**

**APPLICANT:** **Balgone Estate**

**NAME AND  
ADDRESS OF  
PREMISES:** **Herd Café, Balgone Barns, North Berwick, EH39 5NY**

**SECTION 50 PLANNING CERTIFICATE**

☐

I confirm that planning permission (ref:) under the Town and Country Planning (Scotland) Act 1997 in respect of any development of the subject premises in connection with their proposed use as a licensed premises has been obtained.

☐

I confirm that planning permission is not required.

**SECTION 50 PROVISIONAL PLANNING CERTIFICATE**

☒

I confirm that planning permission (ref: 22/00945/P) has been obtained in respect of the construction or conversion of the subject premises.

☐

I confirm that planning permission is not required.

I hereby confirm that, in terms the above Acts, I have no objections to the granting of the Confirmation of the Premises License to cover the above proposals.

Signed:



Date:

**3<sup>rd</sup> June 2025**

**Keith Dingwall  
Chief Planning Officer**

09/07/2025

Your Ref: EL422

Our Ref: 937686

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



**POLICE  
SCOTLAND**

Keeping people safe

Gregg Banks  
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 GRANT OF A  
PREMISES LICENCE**

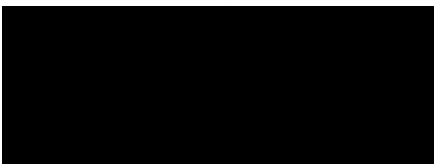
**HERD CAFE**

**BALGONE BARNS FARM, U160 (03) FROM BALGONE BARNS (,  
CONGALTON, NORTH BERWICK, EAST LoTHIAN, EH39 5NY.  
BALGONE ESTATE, SHERIFF HALL FARM, NORTH BERWICK EH39 5PB**

I refer to the above application and in terms of Section 21(4)(a)(i) and (ii) of the Licensing (Scotland) Act 2005, I have to advise you that neither the applicant nor any connected person has been convicted of any relevant offence.

I am unable to confirm the existence of any foreign offence in respect of the applicant or any connected person.

Yours faithfully



Gregg Banks  
Divisional Commander

For enquiries, please contact the Licensing Department on 0300 424 0033.

# **EAST LoTHIAN COUNCIL**

## **Licensing Standards**

**From:** Licensing Standards Officer

**To:** C. Grilli  
Clerk to the Licensing Board

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**Date:** 30<sup>th</sup> July 2025

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

**PROVISIONAL PREMISES LICENCE APPLICATION**

**HERD CAFE, BALGONE BARNs, NORTH BERWICK, EAST LoTHIAN EH39 5NY**

I refer to the above subject and can confirm I have visited the premises previously and spoken with Alex Humphreys. More recently the site notice was correctly displayed.

Section 45 (1) Licensing (Scotland) Act 2005 - A premises licence application may be made in relation to any premises despite the fact that, at the time the application is made, the premises are yet to be, or are in the course of being, constructed or converted for use as licensed premises.

This type of licence is considered for premises that are yet to be, or in the course of being, constructed or converted for use as a licensed premises. On my visit the premises was constructed and operating. My understanding is that the premises has recently been constructed and has been operating for as a café. The operator is now looking to expand operations with the provision of alcohol. Several other events are held at the estate over the course of the year including a sunflower festival.

I can confirm that the application is compliant with the act. The on sales hours fall within Board policy hours.

The off sales capacity applied for is 3.08 m<sup>2</sup>. There are no other licensed premises within a 800m radius of the applicant's premises. This is a rural location outside of North Berwick.

If successful in obtaining the provisional premises licence, the premises will be subject to a licensing inspection on the confirmation of the licence.

Licensing Standards Officer

**O'Reilly, Arlene**

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**From:** Robertson, Scott  
**Sent:** 16 July 2025 10:06  
**To:** Licensing  
**Subject:** RE: New provisional premises licence application - Herd Cafe - EL422

Hello,

Please note I have no comments or objections to this application.

Regards  
Scott

Scott Robertson | Assistant Planner – Planning Delivery | East Lothian Council | John Muir House | Haddington  
EH41 3HA  
T. 01620 827585| E.srobertson2@eastlothian.gov.uk Visit our website at [www.eastlothian.gov.uk](http://www.eastlothian.gov.uk)

**From:** Licensing <licensing@eastlothian.gov.uk>  
**Sent:** 09 July 2025 09:02  
**To:** Lothian & borders Police (lothianscotborderslicensingeastmid@scotland.pnn.police.uk)  
<lothianscotborderslicensingeastmid@scotland.pnn.police.uk>; Licensing Standards Officer  
<lso@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental  
Health/Trading Standards <ehts@eastlothian.gov.uk>; Torquil Cramer  
(torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; 'Burke, Kat'  
<kat.burke@nhs.scot>; secretary@northberwickcommunitycouncil.org.uk  
**Subject:** FW: New provisional premises licence application - Herd Cafe - EL422

Hi

Please find attached Provisional licence application for Herd Café, Balgone Estate, North Berwick for  
report/representation by 30<sup>th</sup> July 2025.

Kind regards  
Gillian

Gillian Herkes  
Licensing Officer  
Democratic & Licensing Services  
John Muir House  
Haddington  
East Lothian Council  
01620 820114  
[gherkes@eastlothian.gov.uk](mailto:gherkes@eastlothian.gov.uk)

Please note :- My working days are Tuesday to Friday

Email title: Licensing Board Applications – Objection by NHS Lothian Public Health

As a statutory partner in the licensing forum and reviewer of applications, NHS Lothian value receiving new premises license applications and the opportunity to comment.

NHS Lothian continue to support the licensing board particularly in relation to the objectives of protecting and improving public health, and protecting children and young people from harm.

The licensing regime does not have responsibility for promoting business growth, but does have a legal requirement to promote the licensing objectives of ***Preventing crime and disorder; Securing public safety; Preventing public nuisance; Protecting and improving public health Protecting children and young persons from harm.***

Alcohol deaths in Scotland are increasing. There were 1,276 alcohol specific deaths registered in Scotland in 2022, an increase of 2%.<sup>1</sup>

Levels of alcohol related harm in relation to crime, community safety, child welfare, health and wellbeing are concerning and have a greater affect in our most deprived communities, contributing to inequalities.

**NHS Lothian is submitting the following objection with regards to the premises applications at:**  
**Herd Café**  
**Balgone Estate**  
**North Berwick**  
**EH395NY**

**The objection is based on the application being inconsistent with one or more of the licensing objectives.**

**We believe the application listed above is located within an area we have identified as having higher levels of alcohol related harm.<sup>2</sup>**

There has been good evidence for over a decade that increased alcohol outlet density is associated with harms to health. Overprovision of alcohol creates harm by directly increasing opportunities for purchases, and influences the perceived normality of alcohol consumption, including the exposure to children and young people. Overprovision also makes it more difficult for people to recover from alcohol dependence. Specifically within Scotland, researchers at the University of Edinburgh have found that alcohol related mortality and morbidity are significantly higher in neighbourhoods with a greater density of alcohol outlets (on and off sales). This relationship was particularly striking for off sales outlet density.<sup>3</sup>

Protecting and improving public health

<sup>1</sup> <https://www.nrscotland.gov.uk/statistics-and-data/statistics/statistics-by-theme/vital-events/deaths/alcohol-deaths>

<sup>2</sup> As calculated by Public Health and submitted to be considered as part of the licensing statement consultation.

<sup>3</sup> [https://www.ncbi.nlm.nih.gov/pmc/articles/PMC4415114/#:~:text=An%20IQR%20increase%20in%20off,%2C%2015%25%20higher%20mortality\).](https://www.ncbi.nlm.nih.gov/pmc/articles/PMC4415114/#:~:text=An%20IQR%20increase%20in%20off,%2C%2015%25%20higher%20mortality).)

There is strong evidence that when alcohol is more available, due to more places to buy or longer opening hours, people buy and drink more, resulting in an increase in harm to health and alcohol related crime.<sup>4</sup>

Excessive use of alcohol is linked to a range of physical and mental health problems, as well as accidental injury and premature mortality. Medical conditions linked with alcohol use include high blood pressure, liver disease, stroke, cancer and brain damage.

The license board should consider the cumulative implication for each license application across the population, including implication on children and young people, and those recovering from alcohol dependency. The licencing board has a powerful role in reducing availability and acceptability over time, by acting on both the number and opening hours of on and off licence premises.

More licensed premises contribute to population alcohol related harm: <sup>5, 6</sup>

- Alcohol-specific deaths are 4.3 times higher in the most deprived areas compared to the least deprived areas (1.8 times higher for all causes of death).
- Alcohol related death rates in neighbourhoods with the most off-sales outlets were 2.4 times higher than in neighbourhoods with the least.

#### Protecting children and young persons from harm

Alcohol use is the leading cause of harm in young people and increases the risk of alcohol dependency in adulthood. Children have no control over what they are exposed to and therefore limiting exposure to alcohol is crucial, especially since:<sup>7</sup>

- Off sale alcohol outlets accounted for 47% of children's exposure.
- Children living in the most deprived communities were almost 5 times more likely to be exposed to off sale alcohol outlets than children in the least deprived areas.
- Children living in the most deprived communities were almost 3 times more likely to be exposed to on sale alcohol outlets than children in the least deprived areas.
- Children in deprived areas experienced 31% of their exposure to off sales outlets within 500 m of their homes compared to 7% for children from less deprived areas.
- Children from all areas received 22—32% of their exposure within 500 m of schools, but the proportion of this from off sales outlets increased with area deprivation.

Thank you for considering this written objection. We will not be objecting in person. Please contact us directly if you wish to discuss further.

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<sup>4</sup> <https://exilens.stir.ac.uk/>

<sup>5</sup> <https://www.alcohol-focus-scotland.org.uk/media/310734/alcohol-outlet-availability-and-harm-in-city-of-edinburgh.pdf>

<sup>6</sup> <https://www.nrscotland.gov.uk/statistics-and-data/statistics/statistics-by-theme/vital-events/deaths/alcohol-deaths>

<sup>7</sup> Inequalities in children's exposure to alcohol outlets in Scotland:  
<https://bmcpublichealth.biomedcentral.com/articles/10.1186/s12889-022-14151-3>

**Herkes, Gillian**

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**From:** Kathryn Smith [REDACTED]  
**Sent:** 17 July 2025 12:36  
**To:** Licensing  
**Subject:** RE: New provisional premises licence application - Herd Cafe - EL422

**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.

Gillian

Thank you for the provisional licence application for Herd Café, Balgone Estate, North Berwick.

North Berwick Community Council has no comments to make and is happy to support the application.

Regards  
Kathryn

*Kathryn E Smith*  
**Secretary, NBCC**

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**From:** Licensing <licensing@eastlothian.gov.uk>  
**Sent:** 09 July 2025 9:02  
**To:** Lothian & borders Police (lothianscotborderslicensingeastmid@scotland.pnn.police.uk) <lothianscotborderslicensingeastmid@scotland.pnn.police.uk>; Licensing Standards Officer <lso@eastlothian.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental Health/Trading Standards <ehs@eastlothian.gov.uk>; Torquil Cramer (torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; 'Burke, Kat' <kat.burke@nhs.scot>; secretary@northberwickcommunitycouncil.org.uk  
**Subject:** FW: New provisional premises licence application - Herd Cafe - EL422

Hi

Please find attached Provisional licence application for Herd Café, Balgone Estate, North Berwick for report/representation by 30<sup>th</sup> July 2025.

Kind regards  
Gillian

Gillian Herkes  
Licensing Officer  
Democratic & Licensing Services  
John Muir House  
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East Lothian Council  
01620 820114  
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Please note :- My working days are Tuesday to Friday