



APPLICATION FOR VARIATION OTHER THAN MINOR VARIATION

LICENSING (SCOTLAND) ACT 2005, SECTION 29

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

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)

Adding background music within and outwith core hours

2. PREMISES LICENCE DETAILS

2(a) Licence Number of Premises EL0216

2(b) Name and Address of Premises Day Today, 84 High St

Haddington, East Lothian

Post Code EH41 3ET Tel. No. 01620 825410

Email [REDACTED]

2(c) Full Name and Address of Current Licence Holder

Shivakumar Kandaswamy, [REDACTED]

Post Code [REDACTED]

Tel. No. 01620 825410 Email address [REDACTED]

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

None

3(b) Variation to the information 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)

The shop is being refurbished which results in the alcohol display being relocated along with the installation of a chilled beer room. The capacity gets corrected to 27.66m²

Add background music will be played within and outwith core hours.

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.

The alcohol display area is being relocated.. New layout plan attached.

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)

None

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)

Original premises licence to be posted in.

5. FEE PAYABLE

Information on fees can be found at

https://www.eastlothian.gov.uk/info/210571/licensing/12259/alcohol_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) (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 To be posted in

Signature _____ (See note 5 overleaf)

Date 5th Nov 2025

Capacity APPLICANT / AGENT (delete as appropriate)

If agent, please provide details

Full name Gordon Emslie, GNE Consultancy Ltd

Address 47 Wallace Brae Drive, Reddingmuirhead, Falkirk

Post Code FK2 0FB

Tel. No. 07909 754134 Email address gordon@gneconsultancy.co.uk

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.)



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

Name and Address of Premises Day Today, 84 High St, Haddington

Post Code EH41 3ET

1(a) Will alcohol be sold for consumption
solely ON the premises? YES NO

1(b) Will alcohol be sold for consumption
solely OFF the premises? YES NO

1(c) Will alcohol be sold for consumption
both ON and OFF the premises? YES NO

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

DAY	ON 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

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

DAY	OFF CONSUMPTION	
	Opening time	Terminal Hour
Monday	10:00	22:00
Tuesday	10:00	22:00
Wednesday	10:00	22:00
Thursday	10:00	22:00
Friday	10:00	22:00
Saturday	10:00	22:00
Sunday	10:00	22:00

4. SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal demand?

YES NO

*If YES – provide details

The premises may operate on reduced hours (8pm) on certain public holidays according to customer demand

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

5a.	Accommodation	No	N/A
	Conference facilities	No	No
	Restaurant facilities	No	No
	Bar meals	No	No

Social functions including:

5b.	Weddings, funerals, birthdays, retirements etc.	No	No
	Club or other group meetings etc.	No	No

Entertainment, including:

5c.	Recorded music – see 5(g)	Yes	Yes
	Live performances – see 5(g)	No	No
	Dance facilities	No	No
	Theatre	No	No
	Films	No	No
	Gaming	No	No
	Indoor/outdoor sports	No	No
	Televised sport	No	No

5d.	Outdoor drinking facilities	No	No
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5e.	Adult Entertainment	No	No
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Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

Background music will be played within and outwith core hours

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

In addition to alcohol, the store will sell a range of soft drinks, confectionery, crisps, cigarettes & tobacco which are within the normal range of items traditionally sold by an off licence.

Deliveries by Snappy Shopper - orders made and paid for online.

Hours of operation is 10am to 10pm for alcohol and 7am to 10pm for general goods.

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?

YES NO

When fully occupied, are there likely to be more customers standing than seated?

YES NO

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 NO

Not applicable

6(b) Where the answer to **6(a)** is YES provide statement of the TERMS under which they will be allowed entry

Not applicable

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

Not applicable

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

Not applicable

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

Not applicable

7. CAPACITY OF PREMISES

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

Off sales - 27.66 m²

8. PREMISES MANAGER

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

Full Name **Shanthi Shivakumar**

Date of birth

Contact address

Post Code

Tel. No.

Email address

Personal licence

Date of issue 3rd August 2010

Name of Licensing Board issuing

Reference no. of personal licence EL689

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 _____ 5th November 2025

Capacity APPLICANT / AGENT (delete as appropriate)

Tel. No. of signatory _____ 07909 754134

Email address _____ gordon@gneconsultancy.co.uk

*** Data Protection Act 2018**

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PRESENTED:		ISSUE PURCHASE	WORK STAGE APPROVAL			
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DRAWING REFERENCE		REVISION				
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SCALE/VIEW	DATE	DRAWN BY		CHECKED BY		
1:1250 / A4	SEP 25	KM		KM		

SHANTI SHIVAKUMAR
84 HIGH STREET
HADDINGTON
EH41 3ET

KEVIN MACKENZIE ARCHITECTURE & DESIGN LTD
67 MARKET STREET,
HADDINGTON,
EAST LOTHIAN
EH41 4JX

LOCATION PLAN



Kevin Mackenzie
Architecture & Design Ltd

07/11/2025

Your Ref: EL0216

Our Ref: 967702

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



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 VARIATION OF A PREMISES LICENCE
DAY TODAY HADDINGTON
84 HIGH STREET, HADDINGTON, EAST LOTHIAN, EH41 3ET.
SHIVAKAMUR KANDASWAMY**

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 the relocation of the alcohol display, the correction of the capacity to 27.66m², this installation of a chilled beer room and the addition of background music.

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

Gregg Banks

OFFICIAL

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

Date: 26th November 2025

Subject: LICENSING (SCOTLAND) ACT 2005

PREMISES LICENCE MAJOR VARIATION

EL0216, DAY TODAY, 84 HIGH STREET, HADDINGTON, EAST LOTHIAN, EH41 3ET

I can confirm that the application has been discussed with the premises licence holder Mr Kandaswamy. The site notice was correctly displayed. I understand that there is to be a full refit and structural alterations to the premises to facilitate the changes to the layout and that this will require a closure for the work to be done. Mr Kandaswamy indicated that this would likely be around April 2026.

The changes applied for are:

- Change the layout and altering capacity to 27.66m²
- Add recorded music within and outwith core hours

I have reviewed the layout plan submitted and would direct the board to consider premises licence conditions 13(1), in Schedule 3 of the Licensing (Scotland) Act 2005.

13(1) Subject to sub-paragraph (3), alcohol which is for sale only for consumption off the premises may be displayed only in one or both of the following—

*(a) a single area of the premises agreed between the Licensing Board and the holder of the licence; or
(b) a single area of the premises which is inaccessible to the public.*

Detailed on the layout plan there is a display area that is within a refrigerated room and directly outside this a small display area for non-refrigerated red wine. I would consider this a single area. An additional display area beyond the payment counter and round what appears to be a corner is then marked for display of alcohol. This appears to be in a separate part of the premises and does not form part of the larger area marked towards the front of the premises. I would recommend the Board reviews this area and considers if it is compliant with the above condition.

There is an area behind the counter that is inaccessible which is compliant with the Act.

I have received no complaints about the premises and receive regular communication from Mr Kandaswamy.

Licensing Standards Officer

Herkes, Gillian

From: Robertson, Scott
Sent: 11 November 2025 08:21
To: Licensing
Subject: Re: Day Today, 84 High St, Haddington - major variation

Good Morning,

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

Regards
Scott

Scott Robertson | 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

From: Licensing <licensing@eastlothian.gov.uk>
Sent: 06 November 2025 14:24
To: Lothian Scot Borders Licensing East Mid Lothian <lothianscotborderslicensingeastmid@scotland.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>; 'kat.burke@nhs.scot' <kat.burke@nhs.scot>; all@haddingtoncc.org.uk <all@haddingtoncc.org.uk>
Subject: FW: Day Today, 84 High St, Haddington - major variation

Good Afternoon

Please find attached Major Variation for 84 High Street, Haddington for report/representation by 30th November, 2025.

Kind regards

Gillian

Gillian Herkes

Licensing Officer

Democratic & Licensing Services

John Muir House

Haddington

East Lothian Council

01620 820114

gherkes@eastlothian.gov.uk

Please note :- My working days are Tuesday to Friday



Law Society
of Scotland

Accredited paralegal
liquor licensing

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