



East Lothian Council
Licensing

28 MAY 2025

Received

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)

2. PREMISES LICENCE DETAILS

2(a) Licence Number of Premises EL042

2(b) Name and Address of Premises The Gothenburg, 227-229 High Street,
Prestonpans, East Lothian

Post Code EH32 9BE Tel. No. 01875 819 922

Email

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

Michael Suret Singh

[REDACTED]

Post Code [REDACTED]

Tel. No. [REDACTED] Email address

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 detail below the proposed changes. (See Note 1)

- To increase the on sale hours on a Thursday and Sunday to midnight.
 - To amend the Seasonal Variation section to provide that not only will this cover the Festive period but also any General Extensions for significant events for which they may decide to increase the hours.
 - To delete the reference to Dance Facilities, Theatres, Films and Gaming.
 - To provide that the premises may open prior to liam for certain events, but no alcohol will be sold or supplied before licensed hours commence.
 - To delete the reference to a micro brewery.
 - To add Deliveries and Takeaways as Activities (which may include alcohol with food).
 - To amend children and young persons access so that Children will require to be accompanied by an adult. Young persons may be unaccompanied at management discretion. There will be no restriction on age. Children will require to vacate the premises by 11pm unless attending a private pre-booked-function in which case they may remain until the end of the function. no restrict for Young persons.
- Children and young persons will have access to all public areas.

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.

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)

To change the name of the premises to:- "Bombay Bar & Grill Restaurant".

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)

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 £ 200.00 is enclosed

(ii) the proposed Operating Plan is enclosed

(iii) the proposed Layout Plan is enclosed

(iv) the Premises Licence is enclosed

Signature [Redacted] (See note 5 overleaf)

Date 28/5/15

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

If agent, please provide details

Full name Macdonald Licensing

Address 21a Rutland Square, Edinburgh

Post Code EH1 2BB

Tel. No. 0131 229 6181 Email address alistair@macdonaldlicensing.com

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)

Name, address and postcode of premises to be licensed.

Bombay Bar & Grill Restaurant 227-229 High Street Prestonpans East Lothian EH32 9BE

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	NO
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	NO
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	YES
<i>*Delete as appropriate</i>	

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>	11am	11pm
<i>Tuesday</i>	11am	11pm
<i>Wednesday</i>	11am	11pm
<i>Thursday</i>	11am	Midnight
<i>Friday</i>	11am	1am
<i>Saturday</i>	11am	1am
<i>Sunday</i>	11am	Midnight

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>	11am	10pm
<i>Tuesday</i>	11am	10pm
<i>Wednesday</i>	11am	10pm
<i>Thursday</i>	11am	10pm
<i>Friday</i>	11am	10pm
<i>Saturday</i>	11am	10pm
<i>Sunday</i>	11am	10pm

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>YES</i>
--	------------

**If YES – provide details*

For the benefit for application for festive Christmas period. Also any General Extensions for significant events for which they may decide to increase the hours.

Question 5

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

COL. 1 <i>5(a)</i> <i>Activity</i>	COL. 2 <i>Please confirm</i> <i>YES/NO</i>	COL. 3 <i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	COL. 4 <i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Accommodation</i>	No	N/A	N/A
<i>Conference facilities</i>	Yes	Yes	Yes
<i>Restaurant facilities</i>	Yes	Yes	Yes
<i>Bar meals</i>	Yes	Yes	Yes
<i>5(b) Activity</i> <i>Social functions</i> <i>including:</i>	<i>Please confirm</i> <i>YES/NO</i>	<i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	<i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Receptions including</i> <i>Weddings, funerals,</i> <i>birthdays, retirements</i> <i>etc.</i>	Yes	Yes	Yes
<i>Club or other group</i> <i>meetings etc.</i>	Yes	Yes	Yes
<i>5(c)</i> <i>Activity</i> <i>Entertainment</i> <i>including:</i>	<i>Please confirm</i> <i>YES/NO</i>	<i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	<i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Recorded music – see</i> <i>5(g)</i>	Yes	Yes	Yes
<i>Live performances –</i> <i>see 5(g)</i>	Yes	Yes	No
<i>Dance facilities</i>	No	No	No
<i>Theatre</i>	No	No	No
<i>Films</i>	No	No	No
<i>Gaming</i>	No	No	No
<i>Indoor/outdoor sports</i>	Yes	Yes	No
<i>Televised sport</i>	Yes	Yes	No

<i>5(d)</i> <i>Activity</i>	<i>Please confirm</i> <i>YES/NO</i>	<i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	<i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Outdoor drinking</i> <i>facilities</i>	Yes	Yes	No
<i>5(e)</i> <i>Activity</i>	<i>Please confirm</i> <i>YES/NO</i>	<i>To be provided</i> <i>during core licensed</i> <i>hours – please</i> <i>confirm</i> <i>YES/NO</i>	<i>Where activities are</i> <i>also to be provided</i> <i>outwith core licensed</i> <i>hours please confirm</i> <i>YES/NO</i>
<i>Adult entertainment</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 – sometimes arrival and set up starts from 8am.
Restaurant and Bar Meals from 7am can be breakfast, early morning teas/ coffees and light snacks for organised group history or mural tours package walks.

Weddings/ Funerals/ Retirement events – can set up any time from 10am.

Background Recorded Music can commence at conference as background only no earlier than 8.30am.

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.

Deliveries (which may include alcohol with food).

Takeaways (which may include alcohol with food).

5(g) Late night premises opening after 1.00am

<i>Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?</i>	<i>YES/NO*</i>
--	----------------

<i>When fully occupied, are there likely to be more customers standing than seated?</i>	<i>YES/NO*</i>
---	----------------

**Delete as appropriate*

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	<i>When alcohol is being sold for consumption on the premises will children or young persons be allowed entry</i>	YES
	<i>*Delete as appropriate</i>	

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

Children will require to be accompanied by an adult. Young persons may be unaccompanied at management discretion.

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

No restriction (0-17 years).

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

Children will require to vacate the premises by 11pm unless attending a private pre-booked function in which case they may remain until the end of the function. No restriction for Young Persons .

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

All public areas.

Question 7

CAPACITY OF PREMISES

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

On sales - 230

Question 8

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

Personal details

8(a) *Name*

Rahat Hasan Chowdhury

8(b) *Date of birth*

[REDACTED]

8(c) *Contact address*

[REDACTED]

8(d) *Email address and telephone number*

[REDACTED]

8(e) *Personal licence*

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
18 April 2025	Midlothian Licensing Board	MID 1751

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 10/5/25

Capacity APPLICANT/AGENT (delete as appropriate).

Telephone number and email address of signatory

Macdonald Licensing
21a Rutland Square
Edinburgh, EH1 2BB

0131 2296181, alistair@macdonaldlicensing.com

*** 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.

02/06/2025

Your Ref: EL042

Our Ref: 927590

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 VARIATION OF A PREMISES LICENCE
GOTHENBURG
THE GOTHENBURG - 229, 227 HIGH STREET, PRESTONPANS, EAST
LOTHIAN, EH32 9BE.
PREMISES LICENCE HOLDER: MICHAEL SURET SINGH, [REDACTED]**

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 following-

- To increase the on-sale hours on Thursday and Sunday to midnight.
- To amend the seasonal variation section to cover the Festive period and also any general extensions for significant events for which they may decide to increase hours.
- To delete the reference to dance facilities, theatres, films and gaming.
- To provide that the premises may open prior to 1100 hours for certain events, but no alcohol will be sold or supplied before licensed hours commence.
- To delete the reference to a micro-brewery.
- To add deliveries and takeaways as activities (which may include alcohol with food)
- To amend children and young person's access so that children will require to be accompanied by an adult. Young persons may be unaccompanied at management discretion. There will be no

OFFICIAL

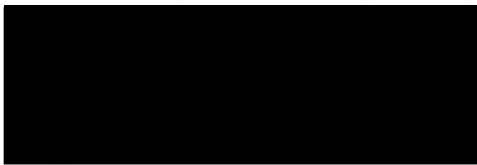
restriction on age. Children will require to vacate the premises by 2300 hours unless attending a private pre-booked function in which case they may remain until the end of the function. No restriction for young persons.

- Children and young persons will have access to all public areas.
- To change the name of the premises to Bombay Bar & Grill Restaurant

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
Divisional Commander

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

EAST LoTHIAN COUNCIL

Licensing Standards

From: Licensing Standards Officer

To: C. Grilli

Clerk to the Licensing Board

Date: 26th June 2025

Subject: LICENSING (SCOTLAND) ACT 2005

PREMISES LICENCE MAJOR VARIATION

EL042, THE GOTHENBURG, 227-229 HIGH STREET, PRESTONPANS, EAST LoTHIAN EH32 9BE

I can confirm that the application has been discussed with the applicant's solicitor. The premises has recently been taken over by a new tenant and is intended to operate as a restaurant and takeaway. The operator is experienced and runs successful premises in other local authorities.

The changes applied for are:

- To increase the on sales hours on a Thursday and Sunday to midnight
- Amend the seasonal variations section
- Delete dance facilities, theatres, films and gaming
- To provide that the premises may open before 11am for certain events, without alcohol before licensed hours
- Delete the reference to micro brewery
- To add deliveries and takeaways that may include alcohol with food
- To amend the children and young person access
- To change the premises name to Bombay Bar and Grill Restaurant

The current licensed hours of the premises are show below:

The requested change in on sales hours falls within board policy. I have no concerns in relation to any of the other changes requested and welcome the adjustment of the premises licence.

I recommend the following condition be considered in relation to deliveries of alcohol:

- 1) Should a service of delivery of alcohol to customers be conducted, 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.

Licensing Standards Officer

Aitken, Christine (Licensing)

From: Robertson, Scott
Sent: 03 June 2025 11:11
To: Licensing
Subject: RE: Major Variation for Bombay Bar & Grill Restaurant - Formerly The Gothenburg, 227-229 High Street, Prestonapns.

Hello,

Please note I have no objections to this application.

However, I note that the property is category B listed and as such I would advise the applicant that any internal or external alterations to the building to accommodate the new restaurant will require listed building consent. If the applicant has any queries regarding this and what works would require listed building consent please email environment@eastlothian.gov.uk.

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

From: Licensing <licensing@eastlothian.gov.uk>
Sent: 30 May 2025 14:35
To: Lothian and Borders Police <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>; Cramer, Torquil <torquil.cramer@firescotland.gov.uk>; kat.burke@nhs.scot; secretary@prestonpanscommunitycouncil.org
Subject: FW: Major Variation for Bombay Bar & Grill Restaurant - Formerly The Gothenburg, 227-229 High Street, Prestonapns.

Good Afternoon

Please find attached Major Variation for The Bombay Bar & Grill Restaurant for report/representation by 23rd June, 2025.

Kind regards

Gillian

Gillian Herkes
Licensing Officer
Democratic & Licensing Services
John Muir House
Haddington

