

MINUTES of Meeting of the SCOTTISH BORDERS - LICENSING BOARD held in COMMITTEE ROOMS 2/3, COUNCIL HEADQUARTERS, NEWTOWN ST BOSWELLS on Friday, 20 October 2017 at 10.00 am

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Present:- Councillors J. Greenwell (Convener), J. Brown, D. Paterson, N. Richards, S. Scott, R. Tatler, E. Thornton-Nicol, G. Turnbull, T. Weatherston.  
In Attendance:- Managing Solicitor (Property and Licensing), Licensing Team Leader, Licensing Standards and Enforcement Officers (Mr I. Tunnah and Mr M. Wynne), Democratic Services Officer (F. Henderson), Inspector Hodges, PC C. Lackenby, Police Scotland.

1.0 **MINUTE**

1.1 The Minute of Meeting of 22 September 2017 had been circulated.

**DECISION  
APPROVED.**

2.0 **LICENCES DEALT WITH UNDER DELEGATED POWERS**

2.1 For Members' information there had been circulated copies of a list of licences dealt with under delegated powers for the period 13 September to 11 October 2017.

**DECISION  
NOTED.**

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

3.1 **Section 20: Application for Premises Licence.** The Board considered the following applications for Grant/Provisional Grant of Premises Licence:-

(i) Orde Cafes Limited

Unit 4  
West End House  
Melrose  
**Provisional**

Licensed Hours applied for:

On Sale

Monday to Thursday 11.00am to midnight  
Friday and Saturday 11.00am to 1.00am  
Sunday 11.00am to midnight

Off Sale

Monday to Sunday 10.00am. to 10.00pm.

There had been circulated copies of the Application, Operating Plan and proposed layout plan. The Licensing Standards and Enforcement Officer advised that the application was for a new restaurant with small retail deli and gift shop area.

Mr Orde was present at the meeting and explained that the restaurant was aimed at the medium to high end of the market, with a chef from London being employed. The limited off sale element of the business will offer bespoke beers, wines and spirits including South African products.

**DECISION  
GRANTED.**

(ii) Catherine C MacInnes

Lilliard Ginnery  
Born in the Borders  
Lanton Mill  
Jedburgh  
**Provisional**

Licensed Hours applied for:

On Sale  
None

Off Sale  
Sunday to Saturday  
10.00am. – 10.00pm.

There had been circulated copies of the Application, Operating Plan and proposed layout plan. The Licensing Standards and Enforcement Officer advised that Lilliard Ginnery products were currently sold at wholesale and the premises licence would allow sales direct to the public from the premises and remotely.

Ms MacInnes was present and explained that the Company made and distributed craft gin and currently held an HMRC Licence which enabled them to sell to licensed premises. Should a premises licence be granted, they would be able to sell direct to the public and this would enhance their service allowing for further development.

**DECISION  
GRANTED.**

**PRIVATE BUSINESS**

4.0 **DECISION**

**AGREED under Section 50A(4) of the Local Government (Scotland) Act 1973 to exclude the public from the meeting during consideration of the business detailed in the Appendix to this Minute on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 14 of Part I of Schedule 7A to the Act.**

**SUMMARY OF PRIVATE BUSINESS**

5.0 **Licensing (Scotland) Act 2005: Section 72 – Applications for Personal Licence -**

(i) **Oliver Drake**

The Board granted an application for a Personal Licence submitted by Mr Oliver Drake.

(ii) **Andrew Crow**

The Board granted an application for a Personal Licence submitted by Mr Andrew Crow.

**URGENT BUSINESS**

Under Section 50B(4)(b) of the Local Government (Scotland) Act 1973, the Chairman was of the opinion that the items dealt with in the following paragraphs should be considered at the meeting as a matter of urgency, in view of the need to keep Members informed / make an early decision.

6.0 **PREMISES LATE NIGHT VISITS**

With reference to paragraph 11 of the Minute of 22 September 2017, the Clerk confirmed the date as Saturday, 28 October 2017 commencing at Galashiels Police Station at 8.30 p.m. and outlined the timetable for the evening.

**DECISION**

**AGREED that the timetable be circulated to all Councillors attending the Visits on Saturday, 28 October 2017.**

7.0 **REVIEW OF STATEMENT OF LICENSING POLICY**

With reference to paragraph 7.1(iii) of the Minute of 22 September 2017, there had been circulated proposed dates for the Working Group meetings as follows:-

Wednesday, 15 November at 2 p.m.

Friday, 24 November 2017 at 10 a.m.

Members of the Working Group were requested to confirm the most suitable date for the first meeting, after which, future dates would be agreed at the meeting.

**DECISION  
NOTED.**

*The meeting concluded at 10.30 a.m.*