

A MEETING of the SCOTTISH BORDERS LICENSING BOARD will be held in the COMMITTEE ROOMS 2 AND 3 on FRIDAY, 26 OCTOBER 2018 at 10.30 am

J. J. WILKINSON,
Clerk to the Council,

19 October 2018

BUSINESS	
1.	Apologies for Absence
2.	Order of Business
3.	Declarations of Interest
4.	Minute (Pages 7 - 12) Minute of Meeting held on 24 August 2018 to be approved and signed by the Convener. (Copy attached.)
5.	Scottish Borders Licensing Board - Financial Reports 2017/18 (Pages 13 - 24) Consider Financial report by Clerk to the Licensing Board for the period 1 April 2017 - 31 March 2018 – remitted from last meeting. (Copy report to Licensing Board on 24 August together with amended Appendix II attached.)
6.	Licences dealt with under Delegated Powers
	(a) 15 August - 12 September 2018 (Pages 25 - 34)
	(b) 13 September 2018 - 10 October 2018 (Pages 35 - 38) (Copies attached)
7.	Statement of Licensing Policy 2018 to 2023 (Pages 39 - 110) Consider report by Clerk to the Licensing Board detailing responses received to statutory consultation and review for final approval of the 2018 – 2023 Policy for publication. (Copy attached.)
8.	Licensing (Scotland) Act 2005:
	(a) Section 29: Application for Variation of Premises Licence (Pages 111 - 186) Consider the following applications for Variation of Premises Licence (applicants cited

to attend.) (Copies attached.)

(i) **J D Wetherspoon (Scot) Limited**

Hunters Hall
56/58 High Street
Galashiels

Amendment to operating plan and layout plan* to increase occupancy capacity figure from 394 to 594 persons (premises extending into adjacent unit)

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

(ii) **The Edinburgh Woollen Mill Limited**

Edinburgh Woollen Mill
Bankend North
Edinburgh Road
Jedburgh

Amendments to operating plan, as follows:-

- the deletion of the Seasonal Variation;
- addition to the permitted activities referred to in question 5 (a-e) (columns 2, 3 & 4) of the Operating Plan, to include Receptions (including weddings, funerals, birthdays, retirements etc); Club or other group meetings etc; and Live Performances, during and outwith core licensed hours;
- a change to the explanation in question 5 (a-e), as to 'Yes' in column 4 – to read 'these activities may be provided outwith core licensed hours, but no alcohol will be sold or supplied. No alcohol will be sold outwith core licensed hours'; and
- a change to the explanation at question 5 (f) – any other activities – to read 'the retail sale (during and outwith licensed hours) of a wide range of clothing, woollen goods, home wares, gifts and tourist items. The premises will also host events such as club meetings, parties, fashion shows, charity fundraisers and tastings. Santa's Grotto will be available throughout the months of November and December'.

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

(iii) **The Edinburgh Woollen Mill Limited**

Jedburgh Woollen Mill
Bankend North
Edinburgh Road
Jedburgh

Amendments to the licence and operating plan, as follows:-

- a change to the core On and Off Sale Hours –

<u>Current On Sale Hours</u>	<u>Proposed On Sale Hours</u>
11.00am – 8.00pm Mon to Sat	11.00am – 10.00pm Mon to Sun
12.30pm – 8.00pm Sun	
<u>Current Off Sale Hours</u>	<u>Proposed Off Sale Hours</u>
10.00am – 8.00pm Mon to Sun	10.00am – 10.00pm Mon to Sun
- addition of a seasonal variation at question 4 - 'the premises would like to take

- advantage of any extension that the Board may grant from time to time’;
- addition to the permitted activities referred to in question 5 (a-e) (columns 2, 3 & 4) of the Operating Plan, to include Receptions (including weddings, funerals, birthdays, retirements etc); Club or other group meetings etc; and Live Performances, during and outwith core licensed hours;
- a change to the explanation in question 5 (a-e), as to ‘Yes’ in column 4 – to read ‘these activities may be provided outwith core licensed hours, but no alcohol will be sold or supplied. No alcohol will be sold outwith core licensed hours’; and
- a change to the explanation at question 5 (f) – any other activities – to read ‘the retail sale (during and outwith licensed hours) of a wide range of clothing, woollen goods, home wares, gifts and tourist items. The premises will also host events such as club meetings, parties, fashion shows, charity fundraisers and tastings. Santa’s Grotto will be available throughout the months of November and December’.

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

(iv) The Edinburgh Woollen Mill Limited

The Abbey Mill
Annay Road
Melrose

Amendments to the licence and operating plan, as follows:-

- a change to the core Off Sale Hours –

<u>Current</u>	<u>Proposed</u>
10.00am – 6.00pm Mon to Sun	10.00am – 10.00pm Mon to Sun
- addition to the permitted activities referred to in question 5 (a-e) (columns 2, 3 & 4) of the Operating Plan, to include Receptions (including weddings, funerals, birthdays, retirements etc); Club or other group meetings etc; and Live Performances, during and outwith core licensed hours;
- a change to the explanation in question 5 (a-e), as to ‘Yes’ in column 4 – to read ‘these activities may be provided outwith core licensed hours, but no alcohol will be sold or supplied. No alcohol will be sold outwith core licensed hours’; and
- a change to the explanation at question 5 (f) – any other activities – to read ‘the retail sale (during and outwith licensed hours) of a wide range of clothing, woollen goods, home wares, gifts and tourist items. The premises will also host events such as club meetings, parties, fashion shows, charity fundraisers and tastings. Santa’s Grotto will be available throughout the months of November and December’.

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - objections attached.

(b) **Section 68: Application for Extended Hours** (Pages 187 - 190)
Consider application for Extended Hours (applicant cited to attend). (Copies attached.)

	<p>RBLs, Galashiels Branch</p> <p style="text-align: right;">RBLs Scotland 22 Park Street Galashiels</p> <p>Sunday, 11 November 2018, 9.00am – 11.00am – Remembrance Sunday.</p> <p><u>Representations received:</u> Police Scotland - attached Licensing Standards Officer - attached. Health - none. Other - none.</p>
9.	<p>Festive Season Extended Hours Policy Consider festive season policy hours to be granted under delegated powers.</p>
10.	<p>Items likely to be Taken in Private Before proceeding with the private business, the following motion should be approved:</p> <p>“That under Section 50A(4) of the Local Government (Scotland) Act 1973 the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 14 of Part 1 of Schedule 7A to the aforementioned Act”</p>
11.	<p>Licensing Scotland Act 2005: Section 72 - Application for Grant of Personal Licence. (Pages 191 - 198) Consider application for Grant of Personal Licence received from Mathew Dallimore (applicant cited to attend). (Copy application and objection letter from Police Scotland attached.)</p>
12.	<p>Any other items previously circulated</p>
13.	<p>Any other items which the Convener decides are Urgent</p>
<p>NOTES</p> <p>1. Timings given above are only indicative and not intended to inhibit Members’ discussions.</p> <p>2. Members are reminded that, if they have a pecuniary or non-pecuniary interest in any item of business coming before the meeting, that interest should be declared prior to commencement of discussion on that item. Such declaration will be recorded in the Minute of the meeting.</p>	

Membership of Committee:- Councillors J. Greenwell (Convener), J. Brown, D. Paterson, N. Richards, S. Scott, R. Tatler, E. Thornton-Nicol, G. Turnbull and T. Weatherston

Please direct any enquiries to:
Fiona Henderson tel: 01835 826502 e-mail: fhenderson@scotborders.gov.uk