

# Public Document Pack



## SCOTTISH BORDERS LICENSING BOARD FRIDAY, 19TH FEBRUARY, 2021

A MEETING of the SCOTTISH BORDERS LICENSING BOARD will be held on FRIDAY, 19 FEBRUARY 2021 at 10.00 am. The Convener has directed that this meeting will be conducted in accordance with the Licensing (Scotland) Act 2005 and will be accessed remotely via Microsoft Teams. The meeting will be live streamed to the public and a link will be on the Council Website

N. McKINLAY  
Clerk to the Licensing Board

12 February 2021

<b>BUSINESS</b>	
1.	<b>Apologies for Absence</b>
2.	<b>Order of Business</b>
3.	<b>Declarations of Interest</b>
4.	<b>Minute</b> (Pages 3 - 8) Minute of Meeting held on 22 January 2021 to be approved and signed by the Convener. (Copy attached.)
5.	<b>Licences dealt with under Delegated Powers</b> (Pages 9 - 12) (Copy attached.)
6.	<b>Licensing (Scotland) Act 2005:</b>
	(a) <b>Section 20: Application for Premises Licence</b> (Pages 13 - 32)  Consider the following application for Grant of Premises Licence (applicant cited to attend.) (Copies attached).  <b>Wild Packs Summer Camps Ltd</b>  Wedderlie House by Westruther TD3 6NW <b>Provisional</b>  Converted stable with accommodation above (unlicensed) consisting of bar area, function/reception/dancing/seating area and toilets. Grassed area to the front and site which will house a marquee and/or temporary bar structures.  Licensed hours applied for: <u>On Sale</u> <span style="float: right;"><u>Off Sale</u></span>

	<p>12.00midnight</p> <p>1.00am</p> <p><u>Representations received:</u>  Police Scotland - copy attached  Licensing Standards Officer - copy attached  Health - copy attached.  Other - none.</p>	<p>Mon to Wed 11.00am –  Mon to Sun 11.00am - 10.00pm  Thurs to Sun 11.00am –</p>
7.	<b>Any other items previously circulated</b>	
8.	<b>Any other items which the Convener decides are Urgent</b>	

**NOTE**

**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.**

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

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

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**SCOTTISH BORDERS COUNCIL  
SCOTTISH BORDERS LICENSING BOARD**

MINUTE of Meeting of the SCOTTISH BORDERS LICENSING BOARD held via Microsoft Teams on 22 January 2021 at 10.00 am

Present:- Councillors J. Greenwell (Chairman), J. Brown, D. Paterson, N. Richards, S. Scott, E. Thornton-Nicol, R. Tatler, T. Weatherston.

Apologies:- Councillor G. Turnbull.

In Attendance:- Managing Solicitor – Property and Licensing, Licensing Team Leader, Licensing Standards and Enforcement Officers (Mr M. Wynne and Mr. I Tunnah), Democratic Services Officer (F. Henderson), Sergeant David Rourke and PC S. Lackenby - Police Scotland.

**CONVENER**

The Convener opened the meeting and welcomed Members of the Licensing Board and members of the public to Scottish Borders Licensing Board's open on-line meeting. He explained the meeting was being held remotely in order to adhere to guidance on public meetings and social distancing currently in place due to the Covid-19 pandemic.

**1.0 MINUTE**

The Minute of the Meeting of 18 December 2020 had been circulated.

**DECISION**

**APPROVED and signed by the Chairman.**

**LICENCES DEALT WITH UNDER DELEGATED POWERS**

**2.0** For Members' information there had been circulated copies of lists of licences dealt with under delegated powers for the period 8 December 2020 – 8 January 2021.

**DECISION**

**NOTED.**

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

**(a) Section 20: Application for Premises Licence.** Consider the following application for Grant/Provisional Grant of Premises Licence (applicant cited to attend).

**(i) Celeste Moore**

Moore's  
1 Drumlanrig Place  
Hawick  
Provisional

The premises are situated on the ground floor of corner site in a mainly residential area of Hawick. The premises operates as a convenience store trading in a wide range of food and non-food items.

Licensed hours applied for:

On Sale  
None

Off Sale  
Mon to Sun 10.00am - 10.00pm

Representations received:

Police Scotland - none  
Licensing Standards Officer - none  
Health - none  
Other - none.

There had been circulated copies of an application for the provisional grant of a premises licence together with the proposed Operating Plan and layout plan. Mr Tunnah, Licensing Standards and Enforcement Officer advised that the premises had previously been licensed, however had been closed for some time prior to being taken over by Ms Moore. The proposal was within Policy and there were no objections from Police Scotland and no representations. Ms Moore was not present but had agreed that the application be heard in her absence.

**DECISION  
GRANTED.**

(ii) **Tracey Ward**

Number One  
1 High Street  
Selkirk  
Provisional

Ground floor café/ restaurant/ delicatessen premises located in Selkirk town centre

Licensed hours applied for:

On Sale  
Mon to Wed 11.00am to midnight  
Thurs to Sat 11.00am – 1.00am  
Sun – 11.00am to midnight

Off Sale  
Mon to Sun 10.00am – 10.00pm

Representations received:

Police Scotland - none  
Licensing Standards Officer - none  
Health - none  
Other - none.

There had been circulated copies of an application for the provisional grant of a Premises Licence, together with the proposed Operating Plan and Layout Plan. Mr Tunnah, Licensing Standards and Enforcement Officer advised that Mrs Ward already ran a very successful business in Selkirk and wished to develop these premises as a Deli. The proposal was within Policy and there were no objections from Police Scotland and no representations.

The Convener welcomed Mrs Ward via Microsoft Teams. Mrs Ward explained that the premises would become a licensed deli during the day and a wine bar in the evening and at weekends.

**DECISION  
GRANTED.**

(iii) **Adriatico Ltd**

Adriatico

Unit 7, Douglas Bridge  
Galashiels  
Grant

Restaurant and bar premises located in Galashiels town centre.

Licensed hours applied for:

On Sale

Mon to Wed 11.00am to midnight

Thurs to Sat 11.00am – 1.00am

Sun – 11.00am to midnight

Off Sale

Mon to Sun 10.00am – 10.00pm

Representations received:

Police Scotland - none

Licensing Standards Officer - none

Health - none

Other - none.

There had been circulated copies of an application for the grant of a Premises Licence, together with the proposed Operating Plan and Layout Plan. Mr Tunnah, Licensing Standards and Enforcement Officer advised that the premises had previously been licensed but been closed for some time and would be run as a restaurant offering alcohol. The proposal was within Policy and there were no objections from Police Scotland and no representations.

The Convener welcomed Sue Bowman via Microsoft Teams. Ms Bowman explained that the premises would be run as a family Italian Restaurant serving quality food within Galashiels.

**DECISION  
GRANTED.**

**DECLARATION OF INTEREST**

Councillor Weatherston declared an interest in the following item of business in terms of Section 5 of the Councillors Code of Conduct and left the meeting during the discussion.

**3.0 Section 29: Application for Variation of Premises Licence.** Consider applications for variation of Premises:

- (i) **Kelso Rugby Football Club** Kelso RFC Clubrooms  
Poynder Park  
Poynder Place  
Kelso

Amendments to operating plan:-

- a change to the core On Sale Hours –

Current On Sale Hours

12.30pm – 11.00pm Sun

11.00am – 11.00pm Mon to Thurs

11.00am – 1.00am Fri & Sat

Proposed On Sale Hours

11.00am – 12 midnight Sun to Wed

11.00am – 1.00am Thurs, Fri & Sat

- a change to the core Off Sale Hours –

Current Off Sale Hours

12.30pm – 10.00pm Sun  
11.00am – 10.00pm Mon to Sat

Proposed Off Sale Hours

11.00am – 10.00pm Sun to Sat

- the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4) of the Operating Plan, to include restaurant facilities, bar meals and films, both within and outwith core hours;
- the addition to the permitted activities referred to in question 5 (columns 2 & 3) of the Operating Plan, to include Gaming within core hours;
- the addition to the permitted activities referred to in question 5 (column 4) of the Operating Plan, to include receptions (including weddings, funerals, birthdays, retirements etc.), club or other group meetings; recorded music, live performance, dance facilities, televised sport and indoor/outdoor sports, outwith core hours; and
- a change to the terms/explanation at question 6 of the Operating Plan relating to children and young persons access to include 'access for the purpose of dining'.

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

There had been circulated copies of an application for the variation of a Premises Licence together with current and proposed Operating Plans. Mr Tunnah, Licensing Standards and Enforcement Officer advised that the application was to vary the existing licence to allow the introduction of lunches and meals and to bring the Operating Plan up to date. The changes were within Policy and there were no objections from Police Scotland and no representations.

There was no representative from Kelso Rugby Club but it had been agreed that the application be heard in their absence.

**DECISION  
GRANTED.**

**(ii) Angus O'Malley's Sports Bar Ltd**

Angus O'Malley's Sports Bar  
10 The Valley  
Selkirk

Amendments to operating plan:-

- Change to existing on and off sale core licensed hours on a Sunday from 11.00am (currently 12.30pm)
- Change the terms of the seasonal variation to include Christmas Eve
- Amend the listed activities to include restaurant facilities, bar meals and films both during and outwith core licensed hours.
- Extend existing listed activities namely, receptions, club or other group

meetings, recorded music, live performance, dance facilities, indoor/outdoor sport and televised sport to be provided outwith core licensed hours

- Include appropriate explanation of activities outwith core licensed hours
- Change the terms of the children and young persons statement to include for the purpose of dining

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

There had been circulated copies of an application for the variation of a Premises Licence together with current and proposed Operating Plans. Mr Tunnah, Licensing Standards and Enforcement Officer advised that the application was to vary the existing licence to allow the introduction of lunches and meals and to bring the Operating Plan up to date. The changes were within Policy and there were no objections from Police Scotland and no representations.

The Convener welcomed Mr Brown via Microsoft Teams. Mr Brown explained that the premises had a kitchen and he wished to be able to provide food in the event that it was permitted depending on the tiered COVID-19 system in place once current restrictions were lifted and also to future proof his business going forward.

**DECISION  
GRANTED.**

*The meeting concluded at 10.20 a.m.*

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**SCOTTISH BORDERS LICENSING BOARD  
LICENCES ISSUED UNDER DELEGATED POWERS**

**13 January 2021 - 9 February 2021**

NAME OF APPLICANT	LICENCE TYPE	LICENCE DETAILS	VENUE
Night Safe Bistro (Hawick) Ltd	SEC33	Transfer of Premises Licence	Night Safe Bistro, Hawick
Melrose Hospitality Limited	SUBDPM	Substitution of Designated Premises Manager - Julie-Ann Reeley	The Lodge, Carfraemill, Oxton
Jane Scott Enterprises Limited	SUBDPM	Substitution of Designated Premises Manager - Ian Couper	The Gordon Arms, Gordon
Peter Foster	PERLIC	Personal Licence - Grant	n/a
David MacLeod	PERLIC	Personal Licence - Renewal	n/a
Bobbie McShane	OCCPLH	Occasional Licence - Pop-up Shop selling Local Farmers Produce and Alcoholic Beverages Tuesday 12 January to Tuesday 26 January 2021 10.00am - 7.00pm (Off Sale only)	Mr Neep, New Shed , Cockburnspath
Bobbie McShane	OCCPLH	Occasional Licence - Pop-up Shop selling Local Farmers Produce and Alcoholic Beverages Wednesday 27 January to Wednesday 10 February 2021 10.00am - 7.00pm (Off Sale only)	Mr Neep, New Shed , Cockburnspath
Ben Glasgow	OCCPLH	Occasional Licence - Market Stall - Peebles Farmers Market - Sale of Craft Gin Saturday 30 January 2021 10.00am - 3.00pm (Off Sale only)	East Gate, Peebles
Ben Glasgow	OCCPLH	Occasional Licence - Market Stall - Peebles Farmers Market - Sale of Craft Gin Saturday 6 February 2021 10.00am - 3.00pm (Off Sale only)	East Gate, Peebles
Angelena Johnson	OCCPLH	Occasional Licence - The sale of goods and provisions associated with a Convenience Store Thursday 14 January to Wednesday 27 January 2021 (Off Sale only)	One Stop Shop , Hawick
Angelena Johnson	OCCPLH	Occasional Licence - The sale of goods and provisions associated with a Convenience Store Thursday 28 January to Wednesday 10 February 2021 10.00am - 10.00pm (Off Sale only)	One Stop Shop , Hawick
Peebles March Riders Association	SMLOTT	Small Lottery - Renewal	n/a
Ayton and District Churches	SMLOTT	Small Lottery - Renewal	n/a
Hawick Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Yetholm Borders Shepherds Show	SMLOTT	Small Lottery - Renewal	n/a
Buccleuch Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Ancrum Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Hawick Saxhorn Band	SMLOTT	Small Lottery - Renewal	n/a
Focus Community Centre	SMLOTT	Small Lottery - Renewal	n/a
Tweedbank Primary School Parent Council	SMLOTT	Small Lottery - Renewal	n/a
Leithen Rovers Amateur Football Club	SMLOTT	Small Lottery - Renewal	n/a
Ashkirk Village Hall	SMLOTT	Small Lottery - Renewal	n/a
St Boswells Golf Club	SMLOTT	Small Lottery - Renewal	n/a
Greenlaw Amateur Football Club	SMLOTT	Small Lottery - Renewal	n/a
Peebles Rugby and Community Sports Club	SMLOTT	Small Lottery - Renewal	n/a
Galashiels Town Band	SMLOTT	Small Lottery - Renewal	n/a
Ward School of Irish Dance	SMLOTT	Small Lottery - Renewal	n/a
Hawick Girl Guiding	SMLOTT	Small Lottery - Renewal	n/a

Paxton and District Onion Club	SMLOTT	Small Lottery - Renewal	n/a
Selkirk High School Partnership 50/50 Club	SMLOTT	Small Lottery - Renewal	n/a
Coldstream Football Club	SMLOTT	Small Lottery - Renewal	n/a
Presenting Coldstream Association	SMLOTT	Small Lottery - Renewal	n/a
Coldstream Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Peebles Burgh Silver Band	SMLOTT	Small Lottery - Renewal	n/a
Birgham Community Development Trust	SMLOTT	Small Lottery - Renewal	n/a
Greenlaw War Memorial Hall	SMLOTT	Small Lottery - Renewal	n/a
The Tavern Fundraising Committee	SMLOTT	Small Lottery - Renewal	n/a
KAOS Musical Theatre Company	SMLOTT	Small Lottery - Renewal	n/a
Roxburghshire Federation of SWRI	SMLOTT	Small Lottery - Renewal	n/a
British Connemara Pony Society	SMLOTT	Small Lottery - Renewal	n/a
Scottish Borders Rape Crisis Centre	SMLOTT	Small Lottery - Renewal	n/a
Priorsford Parent Teacher Association	SMLOTT	Small Lottery - Renewal	n/a
Borders Holiday Group	SMLOTT	Small Lottery - Renewal	n/a
Jedforest Mini Rugby Club	SMLOTT	Small Lottery - Renewal	n/a
Borders Pet Rescue	SMLOTT	Small Lottery - Renewal	n/a
Gordon Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Borders Vintage Automobile Club (BVAC)	SMLOTT	Small Lottery - Renewal	n/a
Eyemouth United Football Club	SMLOTT	Small Lottery - Renewal	n/a
Galashiels Waverley Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Hawick Waverley Amateur Football Club	SMLOTT	Small Lottery - Renewal	n/a
Ancrum and District Heritage Society	SMLOTT	Small Lottery - Renewal	n/a
Broomlands Primary School Parent Council	SMLOTT	Small Lottery - Renewal	n/a
Selkirkshire Federation SWI	SMLOTT	Small Lottery - Renewal	n/a
Selkirk Junior Football Club	SMLOTT	Small Lottery - Renewal	n/a
Selkirk Silver Band	SMLOTT	Small Lottery - Renewal	n/a
Berwickshire Hunt Ball Committee	SMLOTT	Small Lottery - Renewal	n/a
Kelso Abbey Quilters	SMLOTT	Small Lottery - Renewal	n/a
Hawick Panto Group	SMLOTT	Small Lottery - Renewal	n/a
Stow Amateur Football Club	SMLOTT	Small Lottery - Renewal	n/a
St Mary's School Former Pupils	SMLOTT	Small Lottery - Renewal	n/a
RBLS (Galashiels Branch)	SMLOTT	Small Lottery - Renewal	n/a
St Abbs Lifeboat	SMLOTT	Small Lottery - Renewal	n/a
Peebles Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
The Hawick Lodge No. 111	SMLOTT	Small Lottery - Renewal	n/a
Selkirk Musical Theatre Company	SMLOTT	Small Lottery - Renewal	n/a
Innerleithen Pipe Band	SMLOTT	Small Lottery - Renewal	n/a
Borders Ice Rink Club	SMLOTT	Small Lottery - Renewal	n/a
Lammermoor Pastrol Society	SMLOTT	Small Lottery - Renewal	n/a
Earlston Bowling Club	SMLOTT	Small Lottery - Renewal	n/a
Borders Ice Skating Club	SMLOTT	Small Lottery - Renewal	n/a

Heiton and District Horticultural Society	SMLOTT	Small Lottery - Renewal	n/a
Gala Rugby Football Club	SMLOTT	Small Lottery - Renewal	n/a
Sprouston Primary School Parent Council	SMLOTT	Small Lottery - Renewal	n/a
Hawick Ex-Service Club	SMLOTT	Small Lottery - Renewal	n/a
Tweedbank Early Learners	SMLOTT	Small Lottery - Renewal	n/a

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**SCOTTISH BORDERS LICENSING BOARD**

**APPLICATION FOR PREMISES LICENCE/PROVISIONAL PREMISES LICENCE\***

*\*Delete as appropriate*

**Licensing (Scotland) Act 2005, section 20**

**APPLICANT INFORMATION** *Licensing (Scotland) Act 2005, section 20(1)*

**Question 1**

*Name, address and postcode of premises to be licensed.*

Wedderlie House  
By Westruther  
Scottish Borders  
TD3 6NW

**Question 2**

*Particulars of applicant*

*(a) Where applicant is an individual, provide full name, date and place of birth, and home address including postcode.*

N/A

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

N/A

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

Wild Packs Summer Camps Limited (SC342393)  
Liberty Business Centre  
16 Cromarty Campus  
Rosyth  
KY11 2WX

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

N/A

(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.\*

Jamie Munro Fraser, [REDACTED]  
[REDACTED]

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

**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

[REDACTED]

**Question 4**

Previous convictions

Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)	YES/NO*
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\*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 & position (if applicable)	Date of conviction or sentence	Court	Offence	Penalty
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.

**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)

Converted stable with accommodation above (unlicensed) consisting of bar area, function/receptions/dancing/seating area and toilets. Including grassed area to the front and side which will house a marquee and/or temporary bar structures

**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*
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\*delete as appropriate

**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 Application are true to the best of my knowledge and belief.

Signature Caroline Loudon ..... \* (see note below)

Date 11 December 2020 .....

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

Telephone number and email address of signatory Tel: 0333 006 1155 .....

Email: Caroline.loudon@tltsolicitors.com

<i>I have enclosed the relevant documents with this application - please tick the relevant boxes</i>	
<i>Operating plan</i>	X
<i>Layout plan</i>	X
<i>Planning certificate</i>	
<i>Building standards certificate</i>	
<i>Food hygiene certificate</i>	

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**OPERATING PLAN – Wedderlie House**  
Licensing (Scotland) Act 2005, section 20(2)(b)(i)

**Question 1**

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

<i>I(a) Will alcohol be sold for consumption solely ON the premises?</i>	NO
<i>I(b) Will alcohol be sold for consumption solely OFF the premises?</i>	NO
<i>I(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>	11.00am	12 Midnight
<i>Tuesday</i>	11.00am	12 Midnight
<i>Wednesday</i>	11.00am	12 Midnight
<i>Thursday</i>	11.00am	1.00am
<i>Friday</i>	11.00am	1.00am
<i>Saturday</i>	11.00am	1.00am
<i>Sunday</i>	11.00am	1.00am

**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>	11.00am	10.00pm
<i>Tuesday</i>	11.00am	10.00pm
<i>Wednesday</i>	11.00am	10.00pm
<i>Thursday</i>	11.00am	10.00pm
<i>Friday</i>	11.00am	10.00pm
<i>Saturday</i>	11.00am	10.00pm
<i>Sunday</i>	11.00am	10.00pm

**Question 4**

**SEASONAL VARIATIONS**

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

The premises may utilise any additional hours granted by the Board from time to time, more particularly: extension of on sale core hours until 1.00am on Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and New Year's Day- whatever day of the week these shall fall.

**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	NO	NO	NO
Conference facilities	YES	YES	YES
Restaurant facilities	YES	YES	YES
Bar meals	YES	YES	YES
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.	YES	YES	YES
Club or other group meetings etc.	YES	YES	YES
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)	YES	YES	YES
Live performances – see 5(g)	YES	YES	YES
Dance facilities	YES	YES	YES
Theatre	YES	YES	YES

<i>Films</i>	YES	YES	YES
<i>Gaming</i>	YES	YES	YES
<i>Indoor/outdoor sports</i>	YES	YES	YES
<i>Televised sport</i>	YES	YES	YES
<b>5(d) Activity</b>	<b>Please confirm YES/NO</b>	<b>To be provided during core licensed hours – please confirm YES/NO</b>	<b>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</b>
<i>Outdoor drinking facilities</i>	YES	YES	NO
<b>5(e) Activity</b>	<b>Please confirm YES/NO</b>	<b>To be provided during core licensed hours – please confirm YES/NO</b>	<b>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</b>
<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.

Activities listed above may take place prior to core hours but not before 6.00am. This will allow set up and preparations for events to take place. Activities will not continue after core hours unless extended hours are in place. Restaurant facilities and bar meals (to include fish/chip/pizza vans/buffet and lighter meals) may be brought in by external caterers.

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 will operate as an exclusive private hire event space with external catering provision. Weddings (including ceremonies), receptions and other celebrations may take place.

Private, corporate (award dinners; highland games), community and charity events may include fundraising (raffles, auctions and the like). Tastings and samplings, demonstrations and events such as exhibitions may occur from time to time. Special events including product launches can take place.

Ceremonies, meetings, conferences and presentations may also take place from time to

time.

Marquees maybe used. Portaloos will also be used for higher capacity events. Pop Up bars may also be used to service licensed external areas.

Click & Collect services.

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?	N/A
When fully occupied, are there likely to be more customers standing than seated?	N/A
*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	YES
*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 and young persons will be permitted access at management discretion

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

0-17 years

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

Children and young person's not beyond 01.00am

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

All public parts, excepting bar service area after 9.00pm

**Question 7**

**CAPACITY OF PREMISES**

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

**On sale:**

200 persons

**Off sale:**

1.8m2

**Question 8**

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

Personal details

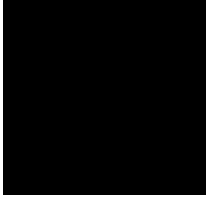
8(a) Name

Jamie Munro Fraser

8(b) Date of birth

██████████

8(c) Contact address


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8(d) Email address


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8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
TBC		

**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 .....Caroline Loudon..... \* (see note below)

Date 11 December 2020

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

Telephone number and email address of signatory ...Tel: 0333 006 1155

Email: Caroline.loudon@ttsolicitors.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.

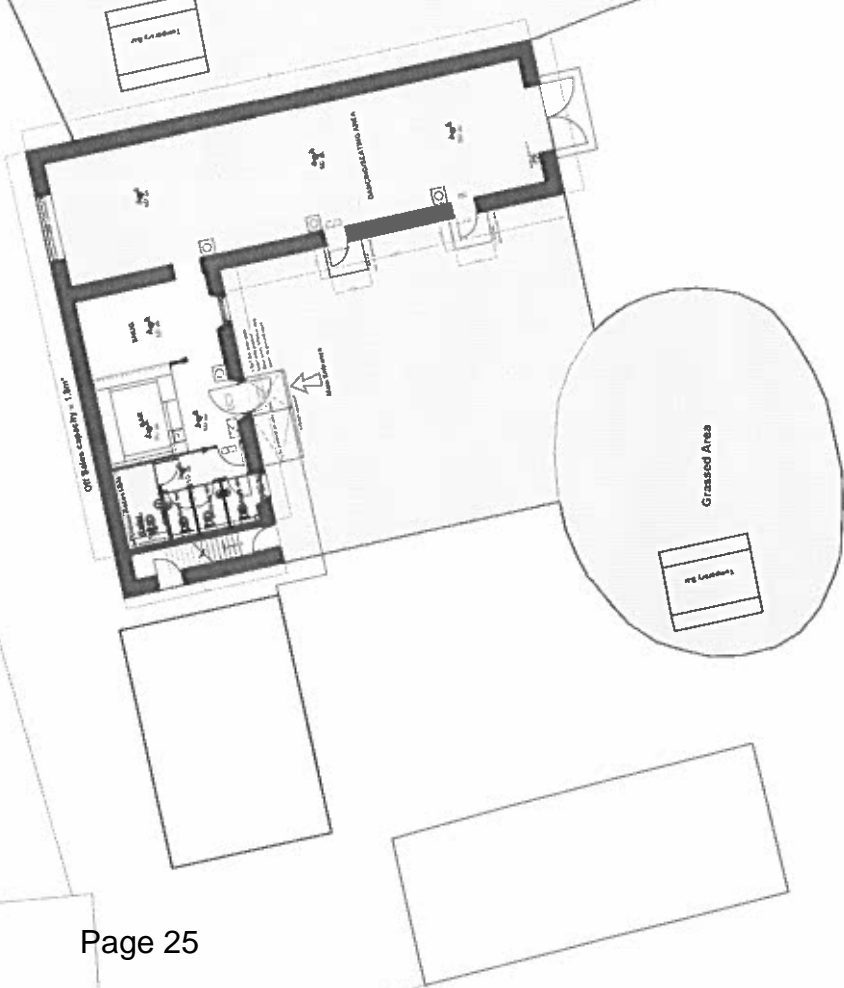
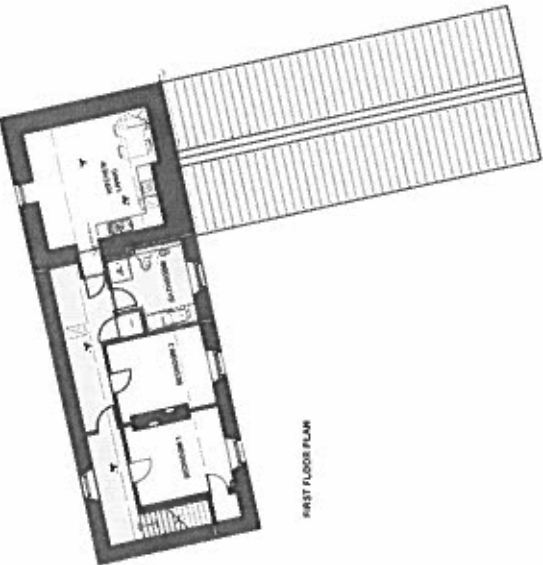
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DRAFT DATED 06/11/20

- Legend:
- Licensed Area
  - Unisex Toilets
  - Unisex Accessible Toilet
  - Max Point of Sale (MPOS) Capacity area is 3.5m<sup>2</sup>
  - Washed and stocked where children and young persons have access to
  - Temporary Bar
  - Smoke detectors
  - Fire Control Panel
  - Break glass point
  - Escape lighting
- Title: License Plan
- Address: Spire Block  
 West House,  
 Westmore,  
 Gordon,  
 TAS 6104
- Scale 1:100 @ A1

Grassed Area (MARQUEE AREA)







Clerk to the Licensing Board  
Licensing Unit  
Legal and Democratic Services  
Scottish Borders Council  
Council Headquarters  
Newtown St Boswells  
TD6 0SA

*Please ask for:*

Ian Tunnah  
01835 825462

*Our Ref:*

*Your Ref:*

*E-Mail:*

itunnah@scotborders.gov.uk

*Date:*

28<sup>th</sup> January 2021

### Licensing (Scotland) Act 2005

**Application for a Provisional Premises Licence – Wedderlie House by Westruther, Scottish Borders, TD3 6NW.**

**Applicant – Wild Packs Summer Camps Ltd, Liberty Business Centre, 16 Cromarty Campus, Rosyth, KY11 2WX**

Dear Madam

With regard to the above application, accompanying Operating Plan and Lay Out Plan I make the following Observations and suggestions.

The core hours applied for the on sale of alcohol on Sundays show a terminal hour of 1 a.m. which is outwith the Boards Policy of 12 midnight on Sunday.

The application, Operating Plan and Lay Out plan indicate that the premises are to be used for a variety of different purposes ranging from Weddings, Dinners and even Highland games presumably with the intention of operating as an events venue and not as a day to day licensed premises.

The Lay Out plan shows fairly large outside lawn areas with an indication that marquees temporary bars and toilets may be used presumably dependent on the size of the event. The application seeks to include these outside areas into the licensed footprint of the proposed Premises Licence.

There is no doubt the use of marquees for events involving amplified music can be problematic as regards noise nuisance and while it is appreciated that Wedderlie house is fairly remote, noise from such venues can carry a considerable distance also large events catered for in such locations can impact on surrounding rural communities and infrastructure.

In my opinion it would be much more appropriate for these external areas to be left off the licensed footprint, with any events requiring the use of the external areas, catered for by way of applications for Occasional Licences. This would give myself and all other consultees the ability to assess any requirement for conditions or risk assessments dependent on the size and nature of the events.

I also understand that the Planning permission granted for the premises does allow for the use of Marquees, however that use has a time constraint which expires after five years, no doubt allowing planners the chance to assess the impact of the use.



The operating plan allows the access of Children and Young Persons at the managements discretion, the only proviso being that the access would only be allowed until 1.00 a.m. I suggest it would be more appropriate to have access for the duration of the event. I would further suggest that there should also be a requirement for children to be accompanied by an appropriate adult.

All the above observations and suggestions are made with a view to assisting the applicant to comply with the licensing objectives,

Yours Faithfully

A large black rectangular redaction box covering the signature of the Licensing Standards Officer.

Licensing Standards Officer

A small black rectangular redaction box covering the name of the Licensing Standards Officer.



**Address for Correspondence**

Department of Public Health  
NHS Borders  
Borders General Hospital  
Education Centre  
MELROSE  
Roxburghshire TD6 9BD

Telephone : 01896 825560  
Safehaven Fax : 01896 823396

[www.nhsborders.org.uk](http://www.nhsborders.org.uk)  
[www.scotborders.gov.uk](http://www.scotborders.gov.uk)

Date 05.02.2021  
Your Ref  
Our Ref TP/SMP

Enquiries to: Su Campbell (Business Manager)  
Direct Line 01896 825560  
Email Tim.Patterson@borders.scot.nhs.uk

Legal and Licensing Services  
Regulatory Services  
Council Headquarters  
Newtown St Boswells  
Melrose  
TD6 0SA

Dear Chair

**Application to Scottish Borders Licensing Board**

**Application for a Provisional Premises Licence: Stables at Wedderlie House, Westruther**

I am writing to you in my role as Joint Director of Public Health and chief advisor on public health matters to both NHS Borders and Scottish Borders Council with regards to the above application for a provisional premises licence, received on 20<sup>th</sup> January 2021 by NHS Borders.

I am writing to make observations that should be considered prior to the granting of the above licence on the basis that this is contrary to the Licensing Objective of *Protecting Children and Young People From Harm*.

**Access for Children & Young People**

It is noted that this premises is requesting a provisional licence that according to their operating plan would enable access for children and young people to all public areas until midnight and 1am at weekends with no adult supervision at the managers discretion. This application therefore is not in keeping with the Licensing Board Policy that states 'Children should always be accompanied by a responsible adult. Young Persons access will be assessed in relation to the nature of the activity and consistency with the licensing objectives'.

Exposure to alcohol and witnessing adult drinking can influence our children's future drinking habits. Our children and young people have the right to grow up in an environment where communities are safe, thriving and are able to grow up safe from alcohol-related harm.

I would recommend that amendments are made to the application within section 6b to ensure clarity of hours of access and supervision by responsible adult.

Yours sincerely



Dr Tim Patterson  
Interim Joint Director of Public Health  
Scottish Borders Council/NHS Borders

22/01/2021

Your Ref:

Our Ref: 538841

The Clerk to the Licensing  
Board  
Licensing Unit  
Legal & Democratic Services  
Scottish Borders Council HQ  
Newtown St Boswells  
TD6 0SA



John McKenzie  
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  
WEDDERLIE HOUSE, U52-5 B6456 EAST OF WESTRUTHER, GORDON,  
SCOTTISH BORDERS, TD3 6NW.**

I refer to the above application.

The applicant has included an Operating Plan and Layout with his application that with a number of requests that include:-

- A suggested terminal hour for on sales, each Sunday until 0100 hours
- The operation of a large external area as event space for hire by third parties for a wide variety of events, with all of that external space to be part of the licensed footprint
- Children and Young Persons will be granted access to all public parts not beyond 01.00 a.m. at management discretion.

I give you notice in terms of Section 22(1)(b) of the 2005 Act that the Chief Constable wishes to make the following representations to the Licensing Board concerning the application:-

I am of the opinion that various aspects of this application should not be granted as it would be inconsistent with the licensing objectives of:

- preventing crime and disorder

**OFFICIAL**

- securing public safety
- preventing public nuisance

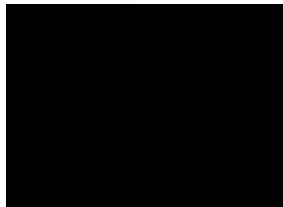
The terminal hour sought for each Sunday (0100 hours) is outwith the Licensing Board's current Statement of Licensing Policy and would lead to similar applications from other licence holders, wishing to trade on a similar footing.

The operating plan allows for children and young persons at management's discretion to all public areas; however it is requested that this is changed to "children permitted entry until the terminal hour of any event, only when accompanied by an adult(s)".

The external area, which the applicant is seeking to have included in the licensed footprint should not be included in the licensed footprint. If this area was licensed, it would effectively allow the applicant to run a variety of events with the Board having no control of the type, frequency or manner of operation of these events, which would mean that they could not ensure that suitable provisions were in place to ensure the safety of patrons.

It is suggested that a better manner to licence any such events would be by way of occasional licenses. This would afford the Board a better level of control of an outside area that is vast and rural, to ensure that suitable safety measures were in place, by means of conditions to ensure suitable stewarding and the safe dispersal of patrons, as well as the management of light and noise pollution at any event.

Yours faithfully



John McKenzie  
Chief Superintendent

