

A HEARING of the SCOTTISH BORDERS LICENSING BOARD will be held VIA MICROSOFT TEAMS on FRIDAY, 22 OCTOBER 2021 at 10.00 am

N McKINLAY

Clerk to the Licensing Board

15 October 2021

BUSINESS		
1.	Apologies for Absence	
2.	Order of Business	
3.	Declarations of Interest	
4.	Minute (Pages 9 - 10) Minute of Meeting held on 20 August 2021 to be approved and signed by the Convener. (Copy attached.)	2 mins
5.	Licences dealt with under Delegated Powers (Pages 11 - 22) (i) 7 August – 16 September 2021 (ii) 17 September – 14 October 2021 (Copy lists attached.)	5 mins
6.	Chief Constable's Annual Report (Pages 23 - 46) Consider report by Chief Constable, Police Scotland for the period 1 April 2020 - 31 March 2021. (Copy attached.)	5 mins
7.	Alcohol Profile Presentation (Pages 47 - 86) Presentation by Susan Elliot of Alcohol & Drugs Partnership for Scottish Borders Area. (Copy attached)	10 mins
8.	Licensing (Scotland) Act 2005:	10 mins
	(a) Section 29: Application for Variation of Premises Licence (Pages 87 - 272) Consider applications for Variation of Premises Licence (applicants cited to attend.) (Copies attached.)	

(i) Co-operative Group Food Limited

Co-op
Station Yard
Newtown St Boswells
TD6 0PP

Amendment to question 5(f) (any other activities) of the operating plan to read :—
'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

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

(ii) Co-operative Group Food Limited

Co-op
High Street
Melrose
TD6 9RU

Amendment to question 5(f) (any other activities) of the operating plan to read :—
'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

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

(iii) Co-operative Group Food Limited

Co-op
Melrose Road
Earlston
TD4 6DL

Amendment to question 5(f) (any other activities) of the operating plan to read :—
'The sale of food, non-food items and other

household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005’.

Representations received:

Police Scotland - none

Licensing Standards Officer - none

Health - none

Other - none

(iv) Co-operative Group Food Limited

Co-op

Peebles Road

Innerleithen

EH44 6QZ

Amendment to question 5(f) (any other activities) of the operating plan to read :–
‘The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005’.

Representations received:

Police Scotland - none

Licensing Standards Officer - none

Health - none

Other – none

(v) Co-operative Group Food Limited

Co-op

34 High Street

Coldstream

TD12 4AS

Amendment to question 5(f) (any other activities) of the operating plan to read :–
‘The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005’.

Representations received:

Police Scotland - none

Licensing Standards Officer - none

Health - none

Other – none

(vi) Co-operative Group Food Limited

Co-op
26/28 Roxburgh Street
Kelso
TD5 7DH

Amendment to question 5(f) (any other activities) of the operating plan to read :-
'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

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

(vii) Co-operative Group Food Limited

Co-op
21-23 Main Street
West Linton
EH46 7EE

Amendment to question 5(f) (any other activities) of the operating plan to read :-
'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

Police Scotland - none
Licensing Standards Officer - none
Health – none
Other – Mrs M Smith

(viii) Co-operative Group Food Limited

Co-op
1 Edinburgh Road
Lauder
TD2 6TW

Amendments to the operating plan, which include the following :-

- the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4) of the Operating Plan, to include background music, both within and outwith core hours; and
- the addition of wording (relating to home deliveries) in question 5(f) (any other activities) of the operating plan to now read :- 'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

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

(ix) Co-operative Group Food Limited

Co-op
 70 High Street
 Selkirk
 TD7 4DD

Amendments to the operating plan, which include the following :-

- the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4) of the Operating Plan, to include background music, both within and outwith core hours; and
- the addition of wording (relating to home deliveries) in question 5(f) (any other activities) of the operating plan to now read :- 'The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005'.

Representations received:

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

	<p>(x) Co-operative Group Food Limited Co-op Main Street Chirnside TD11 3XR</p> <p>Amendments to the operating plan, which include the following :-</p> <ul style="list-style-type: none"> • the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4) of the Operating Plan, to include background music, both within and outwith core hours; and • the addition of wording (relating to home deliveries) in question 5(f) (any other activities) of the operating plan to now read :- ‘The sale of food, non-food items and other household goods and the provision of ancillary consumer services within and outwith licensed hours. Home deliveries may be provided to customers. Alcohol will only be delivered in terms of and in compliance with the relevant provisions of the Licensing (Scotland) Act 2005’. <p><u>Representations received:</u> Police Scotland - none Licensing Standards Officer - none Health - none Other – none</p>	
9.	<p>Festive Season Extended Hours Policy (Pages 273 - 274)</p> <p>Consider festive season policy on hours to be granted under delegated powers. (Copy attached.)</p>	5 mins
10.	<p>Items likely to be Taken in Private</p> <p>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>	2 mins
11.	<p>Licensing Scotland Act 2005: Section 84 - Review of Personal Licence - Conduct Inconsistent with the Licensing Objectives (Pages 275 - 276)</p> <p>Consider letter received from Police Scotland. (Copy attached and applicant cited to attend.)</p>	10 mins
12.	<p>Minute (Pages 277 - 278)</p> <p>Private Minute of Meeting held on 20 August 2021 to be approved and signed by the Convener. (Copy attached.)</p>	2 mins

13.	Any other items previously circulated	
14.	Any other items which the Convener decides are Urgent	

NOTES

- 1. Timings given above are only indicative and not intended to inhibit Members' discussions.**
- 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.**

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

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