

**SCOTTISH BORDERS
LICENSING BOARD
MONDAY, 28TH FEBRUARY, 2022**

A MEETING of the SCOTTISH BORDERS LICENSING BOARD will be held on MONDAY, 28 FEBRUARY 2022 at 10.00 a.m. 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 the Council Website.

N McKINLAY

Clerk to the Licensing Board
21 February 2022

BUSINESS	
1.	Apologies for Absence
2.	Order of Business
3.	Declarations of Interest
4.	Minute (Pages 5 - 8) Minute of Meeting held on 21 January 2022 to be approved and signed by the Convener. (Copy attached.)
5.	Licences dealt with under Delegated Powers (Pages 9 - 16) (a) 7 December 2021 – 12 January 2022 (b) 13 January 2022 – 15 February 2022 (Copies attached.)
6.	Licensing (Scotland) Act 2005:
	(a) Section 20: Application for Grant of Premises Licence. Consider the following application for Grant / Provisional Grant of Premises Licence (applicant cited to attend.) (Copies attached). (i) Partnership of MW & CA Houghton Storage Unit Airhouses Oxton Lauder TD2 6PX Provisional

	<p>Proposed business activity - The storage unit will be used mainly, but not exclusively as a dispatch point for remote sales (internet and telephone) but predominantly be dispatched to customers staying in the holiday home rented accommodation on site. The proposal is to sell alcohol on an Off-Sales basis only.</p> <p>Licensed hours applied for:</p> <table> <tr> <td><u>On Sale</u></td><td><u>Off Sale</u></td></tr> <tr> <td>N/A</td><td>Mon to Sun 10.00am - 10.00pm</td></tr> </table> <p><u>Representations received:</u> Police Scotland - none. Licensing Standards Officer - none. Health - none. Other - none.</p> <p>(ii) Michael Fascia</p> <p>Heatherlie House Hotel 7 Heatherlie Park Selkirk TD7 5AL Provisional</p> <p>Proposed business activity – formerly licensed small family run hotel situated on the outskirts of Selkirk town centre. Consisting of seven letting bedrooms, dining room, lounge bar and beer garden. The proposal being to sell alcohol on an On and Off Sale basis.</p> <p>Licensed hours applied for:</p> <table> <tr> <td><u>On Sale</u></td><td><u>Off Sale</u></td></tr> <tr> <td>Sun to Wed 11.00am – 12 midnight</td><td>Mon to Sun 10.00am - 10.00pm</td></tr> <tr> <td>Thurs to Sat 11.00am to 1.00am</td><td></td></tr> </table> <p><u>Representations received:</u> Police Scotland - none. Licensing Standards Officer - none. Health - none. Other - none.</p>	<u>On Sale</u>	<u>Off Sale</u>	N/A	Mon to Sun 10.00am - 10.00pm	<u>On Sale</u>	<u>Off Sale</u>	Sun to Wed 11.00am – 12 midnight	Mon to Sun 10.00am - 10.00pm	Thurs to Sat 11.00am to 1.00am	
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7.	<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>										
8.	<p>Section 36 - Review of Premises Licence (Pages 41 - 46)</p> <p>Consider application for review of Premises Licence following reports of conduct inconsistent with licensing objectives :-</p> <p>(i) report by Principal Regulatory Services Officer; and</p> <p>(ii) report by Licensing Standards and Enforcement Officer.</p> <p>(Licenceholder cited to attend.) (Copy reports attached.)</p>										

9.	Section 84A - Review of Personal Licence - Police Letter (Pages 47 - 50) Consider application for review of Personal Licence following report of conduct inconsistent with licensing objectives received from Police Scotland. (Police Scotland report attached) (Licenceholder cited to attend.)
10.	Any other items previously circulated
11.	Any other items which the Convener decides are Urgent

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.

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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