

A MEETING of the SCOTTISH BORDERS LICENSING BOARD will be held on FRIDAY, 16 DECEMBER 2022 at 10.00 am. The meeting will be held in the COUNCIL CHAMBER, COUNCIL HEADQUARTERS, NEWTOWN ST BOSWELLS and will be a blended meeting in accordance with the Licensing (Scotland) Act 2005 and can be accessed remotely via Microsoft Teams.

**All Attendees, including members of the public, should note that the public business in this meeting will be livestreamed and video recorded and that recording will be available thereafter for public view for 180 days .**

N. McKINLAY  
Clerk to the Licensing Board

6 December 2022

<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 7 - 10) Minute of Meeting of 18 November 2022 for approval. (Copy attached.)
5.	<b>Licences dealt with under Delegated Powers</b> (Pages 11 - 20) (Copy attached.)
6.	<b>Licensing (Scotland) Act 2005:</b>
	<p>(a) <b>Section 20: Application for Premises Licence</b> (Pages 21 - 52) Consider the following applications for Grant/Provisional Grant of Premises Licence (applicants cited to attend.)(Copies attached.)</p> <p style="margin-left: 40px;">(i) <b>Lidl Great Britain Ltd</b></p> <p style="margin-left: 100px;">Lidl Supermarket Tweedbank Industrial Estate Tweedbank Drive</p>

Tweedbank  
TD1 3RS  
**(Provisional)**

Proposed business activity - The premises will trade as a Lidl Supermarket within a new section of the Tweedbank Industrial Estate, off Tweedbank Drive at the Melrose roundabout. The Lidl premises will provide / offer for sale alcohol together with general groceries; meat; poultry; dairy; fresh fruit and vegetables; and frozen and chilled goods and other seasonal goods, household products and newspapers. The premises will offer a service to the local and wider area. The proposal is to sell alcohol on an Off Sale basis only.

Licensed hours applied for:

ON SALE

N/A

OFF SALE

Sun to Sat 10.00am – 10.00pm

Representations received:

Police Scotland - none.

Licensing Standards Enforcement Officer - none.

Health - none.

Other - none.

- (ii) **Runningburn Premier Events Venue**      Runningburn Premier Events  
Runningburn Farm  
Stichill, Kelso  
TD5 7TE  
**(Provisional)**

Proposed business activity - The premises are a detached purpose built modern barn/events venue set within a rural setting. The premises consists of an entrance porch, function room, stage area, cloakrooms, toilets, storeroom, bar area, kitchen and office. There is also a small lawn area to the front and rear. The proposal is to sell alcohol on an On and Off Sale basis.

Licensed hours applied for:

ON SALE

Sun to Wed 11.00am – 12.00midnight

Thurs to Sat 11.00am – 1.00am

OFF SALE

Sun to Sat 10.00am – 10.00pm

Representations received:

Police Scotland - none.

Licensing Standards Enforcement Officer - none.

Health - none.

Other - none.

- (b) **Section 29: Application for Variation of Premises Licence** (Pages 53 - 90)  
Consider applications for Variation of Premises Licence (applicants cited to attend.)  
(Copies attached.)

- (i) **Galkot Ghumti Ltd /  
The Braw Bear Ltd**

The Braw Bear  
112 High Street  
Galashiels  
TD1 1SQ

(To be known as the '1953  
Bar & Restaurant')

Amendments to Operating Plan to include the following:-

- Q.5(c) - the removal of gaming as a permitted activity.
- Q.5(c) - the addition to the permitted activities (columns 2, 3 & 4) of the Operating Plan, to include outdoor drinking facilities as an activity during and out with core hours (for enclosed beer garden area).
- Q.5 (f) any other activities – The addition of deliveries and takeaways (which may include alcohol, with food).
- Q.6 – Amend the wording of the children and young person's access to read the following: -

6(b) - children and young person's will be allowed access to the premises provided they are accompanied by a responsible adult who is there for the purpose of consuming a meal or attending a pre-arranged private function; and  
6(d) - permit children and young person's access until 10pm Sunday to Saturday (currently 10pm Sunday to Thursday and 9pm Friday and Saturday).

Representations received:

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

**(ii) Lodge St James BURA No. 424**

Lodge St James BURA No. 424  
8 Union Street  
Hawick  
TD9 9LF

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

- a change to the core On Sale Hours –

Current On Sale Hours

12.30pm – 8.00pm Sun  
6.00pm – 11.00pm Mon & Wed  
6.00pm to 12 midnight Tues, Thurs & Fri  
11.00am – 12 midnight Sat

Proposed On Sale Hours

11.00am – 12 mid Sun to Wed  
11.00am – 1.00am Thurs, Fri & Sat

- a change to the core Off Sale Hours –
- amend the seasonal variation at question 4 to read 'Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and New Year's Day open until 1.00am or within any other Licensing Board Policy';
- the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4) of the Operating Plan, to include conference facilities; theatre; films; indoor/outdoor sports and televised sport 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 and dance facilities, outwith core hours; and

	<p>the addition of the terms/explanation at question 5(e) of the Operating Plan relating to the list of permitted activities (as to 'Yes' in column 4).</p> <p><u>Representations received:</u>  Police Scotland - none  Licensing Standards Officer - none  Health – none  Other – none  -  -</p>
7.	<p><b>Items likely to be Taken in Private</b>  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><b>Licensing (Scotland) Act 2005:</b> (Pages 91 - 92)</p> <p><b>Section 36(4): Application for Review of Premises Licence.</b> Consider application submitted by the Licensing Standards &amp; Enforcement Officer (licenceholder cited to attend.) (Copy attached.)</p>
9.	<p><b>Any other items previously circulated</b></p>
10.	<p><b>Any other items which the Convener decides are Urgent</b></p>

**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 M. Douglas (Convener), N. Richards, T. Weatherston, P. Brown, D. Parker, F. Sinclair, J. PatonDay, E. Small and J. Cox

---

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

---