

# SCOTTISH BORDERS COUNCIL LICENSING BOARD

MINUTES of Meeting of the SCOTTISH BORDERS LICENSING BOARD held in Council Chamber, Council Headquarters, Newtown St Boswells - Blended on Friday, 27 January 2023 at 10.00 am

- Present:- Councillors M. Douglas (Convener), J. Cox, D. Parker, J. Paton Day, P. Brown, N. Richards, E. Small, F. Sinclair, T. Weatherston.
- Apologies:- Councillor D. Parker.
- In Attendance:- Managing Solicitor (Property and Licensing), Licensing Standards and Enforcement Officers (M. Wynne and J. Scott), Licensing Officers – (S. Lackenby and T. Thomson), PC S. Dishington (Police Scotland), Democratic Services Officer (F. Henderson).

## 1. **MINUTE**

There had been circulated copies of the Minute of the Meeting held on 16 December 2022.

### **DECISION**

**APPROVED** the minute for signature by the Convener.

## 2.0 **LICENCES DEALT WITH UNDER DELEGATED POWERS**

For Members' information there had been circulated copies of lists of licences dealt with under delegated powers for the period 3 December 2022 – 13 January 2023.

### **DECISION**

**NOTED.**

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

### 3.1 **Section 20: Application for Grant/ Provisional Grant of Premises Licence**

Consider the following application for Grant of Premises Licence

#### **Milestone Garden and Leisure Ltd**

Milestone Garden and Leisure Ltd  
Newtown St Boswells  
TD6 0PL  
**(Provisional)**

The premises are a detached ground floor building operating as a Garden Centre, Restaurant/Café and Gift Shop. Alcohol will be offered 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.

There had been circulated copies of an application for the grant of a premises license together with proposed Operating Plan, proposed layout plan and Disabled Access and Facilities Statement. Mr Wynne explained that the premises was a large Garden Centre, Restaurant and Gift Shop and the application was to enable them to sell alcohol within the gift shop. The application was until 10 p.m., however the premises closed much earlier. The application was within policy and there had been no objections. Police Scotland had no comment.

The Convener welcomed Leanne Charlton, Milestone Garden and Leisure via Microsoft Teams. Ms Charlton explained that a Deli section had recently been added to the gift shop selling local produce and high end crafts and it was hoped to add wines and beers to the offer. Ms Charlton also confirmed that it would be Off Sales only

**DECISION  
AGREED TO GRANT.**

**PRIVATE BUSINESS  
DECISION**

**AGREED under Section 50A(4) of the Local Government (Scotland) Act 1973 to exclude the public from the meeting during consideration of the business detailed in the Appendix to this Minute on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 14 of Part I of Schedule 7A to the Act.**

#### **Summary of Private Business**

5. **LICENSING SCOTLAND ACT 2005:**

**Section 36(4): Application for Review of Premises Licence**

The Board further considered a request from Mr Wynne, Licensing Standards and Enforcement Officer to review a premises licences under Terms of Section 14 of the Licensing Scotland Act 2005. After consideration the Committee agreed action to be taken.

*The meeting concluded at 10.15 am*