

A MEETING of the SCOTTISH BORDERS LICENSING BOARD will be held in the COUNCIL CHAMBER, COUNCIL HEADQUARTERS, NEWTOWN ST BOSWELLS on FRIDAY, 22 SEPTEMBER 2023 at 10.00 am. This 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

12 September 2023

<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 5 - 6)  Minute of Meeting of 28 April 2023 for approval and signature by the Convenor. (Copy attached.)
5.	<b>Licences dealt with under Delegated Powers</b>  (Copy to follow.)
6.	<b>Licensing (Scotland) Act 2005:</b>
	(a) <b>Section 20: Application for Grant/Provisional Grant of Premises Licence</b> (Pages 7 - 18) Consider the following applications for Grant/Provisional Grant of Premises Licence (applicants cited to attend.)(Copies attached.)  <div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> <p><b>Cove Communities Venture 2 Springwood Opco Ltd</b></p> </div> <div style="text-align: center;"> <p>The Roxburgh Springwood Riverside Park</p> </div> </div>

Springwood Estate  
Kelso TD5 8LS  
**(Provisional)**

Proposed business activity - The premises is a refurbished building on the Springwood Riverside Village/Caravan Park, which has been created as a new community facility for the site and the adjacent resident's village. The facility consists of a café/bar, reception area, office, laundry, lounge areas, TV room, toilet facilities, as well as a large external seating area. The proposal being to sell alcohol on an On and Off-Sale basis.

Licensed hours applied for:

ON SALE

Mon to Sun 11.00am – 11.00pm

Representations received:

Police Scotland - none.

Licensing Standards Enforcement Officer - none.

Health - none.

Other - none.

OFF-SALE

Mon to Sun 10.00am – 10.00pm

(b) **Section 29: Application for Variation of Premises Licence**

(Pages 19 - 36)

Consider application for Variation of Premises Licence (applicants cited to attend.)

(Copy attached.)

**Jordan MacFarlane**  
**Glenisla**  
**Elsrickle**  
**Biggar, ML12 6QZ**

Old Bakehouse  
Main Street  
WEST LINTON  
EH46 7EA

Amendments to the Operating and Layout Plan to include the following:-

- a change to the core On and Off-Sale Hours –  

<u>Current On Sale Hours</u>	<u>Proposed On Sale Hours</u>
12.00pm – 12.00 Midnight Mon to Sun	11.00am – 12 midnight Sun to Thurs 11.00am – 1.00am Fri & Sat
- Current Off-Sale Hours  
NONE 10.00am – 10.00pm Mon to Sun
- Proposed 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; Club or Group meetings; films; indoor/outdoor sports and televised sport both within and outwith 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); and recorded music, 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 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)
- the addition of the terms/explanation at question 5 (f) of the Operating Plan relating to activities other than those stated in question 5(a) to (e);
- Change Statement of Children and Young Persons access to read:-

	<p>“Children and Young Persons will be allowed access unsupervised to the front area of the premises being used as a takeaway delicatessen. Children will be allowed access to the restaurant areas when accompanied by an adult for the purpose of a meal or partaking of refreshments. Young Persons for the same reason but unaccompanied”</p> <ul style="list-style-type: none"> <li>The bar counter to be moved from the front area of premises to the rear extended dining area (Garden Room). An off-sale display of mainly craft spirits/beers will be situated in front area (delicatessen) of premises. Front area of premises will have a delicatessen counter for retail of takeaway foods.</li> </ul> <p><u>Representations received:</u>  Police Scotland - none  Licensing Standards Officer - none  Health - none  Other – none</p>
7.	<p><b>Chief Constable's Annual Report 2022/23</b> (Pages 37 - 54)  Consider report by Chief Constable, Police Scotland for the period 1 April 2022 - 31 March 2023. (Copy attached.)</p>
8.	<p><b>Scottish Borders Alcohol Profile 2021-23</b> (Pages 55 - 80)  Consider report by Susan Elliot, Alcohol &amp; Drugs Partnership Co-ordinator for Scottish Borders Area, on behalf of the Scottish Borders Licensing Forum.  (Copy attached.)</p>
9.	<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>
10.	<p><b>Minute</b> (Pages 81 - 82)  Private Section of Minute of meeting of 26 May 2023 to be approved and signed by the Convener (Copy attached.)</p>
11.	<p><b>Any other items previously circulated</b></p>
12.	<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.**

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

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