



**SCOTTISH BORDERS LICENSING BOARD**  
**Licensing (Scotland) Act 2005**  
**Sections 33, 34 and 35**

**APPLICATION FOR TRANSFER OF PREMISES LICENCE/  
~~PROVISIONAL PREMISES LICENCE\*~~**

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

Is this application made in terms of Section 33 of the Licensing (Scotland) Act 2005?

~~YES~~/NO\*

Is this application made in terms of Section 34 of the Licensing (Scotland) Act 2005?

~~YES~~/NO\*

Is the applicant applying for a variation with the transfer application

~~YES~~/NO\*

**APPLICANT INFORMATION**

**Question 1**

Please provide the name, address, postcode, date and place of birth, and contact telephone number of the current Licensee.

CO-OPERATIVE FOOD GROUP LIMITED, 1 ANGEL SQUARE, MANCHESTER,  
M60 0AG.  
Tel: 08437 514810

**Question 2**

Where the application is made by the current licence holder 'applicant' is the person(s) into whose name the licence is to be transferred.

Where applicant is an individual, provide full name, date and place of birth, home address including postcode, telephone number and e-mail address.

NIA

Where applicant is a partnership, please provide full name, and postal address of partnership.

N/A

Where applicant is a company, please provide name, registered office and company registration number and a contact address.

MARTIN MCCOLL LIMITED, MARTIN MCCOLL HOUSE, ASHWELLS ROAD,  
BRENTWOOD, ESSEX, CM15 9ST.  
REGISTRATION NUMBER: 298945

Where the applicant is a club or other body, please provide full name, and postal address of club or other body.

N/A

Where applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.\*

PLEASE SEE ATTACHED DOCUMENT CALLED ANNEX 1.

\* Connected person is defined in section 147(3) of the Licensing (Scotland) Act 2005.

### Question 3

#### Previous applications

Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland) Act 2005 in respect of the same premises?

YES/NO

If YES – provide full details

N/A

**ANNEX 1:**

1. Name: Simon Jonathan Miller

Address: [REDACTED]  
[REDACTED]

Date of Birth: [REDACTED]

Place of Birth: [REDACTED]

2. Name: Simon Fuller

Address: [REDACTED]

Date of Birth: [REDACTED]

Place of Birth: [REDACTED]

3. Name: David Thomas

Address: [REDACTED]

Date of Birth: [REDACTED]

Place of Birth: [REDACTED]

4. Name: David Archibald

Address: [REDACTED]

Date of Birth: [REDACTED]

Place of Birth: [REDACTED]

5. Name: Steven Green

Address: [REDACTED]

Date of Birth: [REDACTED]

Place of Birth: [REDACTED]

None of the Directors have been convicted of any relevant or foreign offences.

**\*We ask that this information is used for the sole purpose of the licence application/Board use only. \* If any agendas or reports are issued, we ask that the home addresses of any of the directors are not published for public use due to the sensitivity of the information and Health & Safety reasons. If an address needs to be published on any agendas or reports, we kindly ask that the director's addresses are put C/O Martin McColl House, Ashwells Road, Brentwood, CM15 9ST.**

**Question 4**

**Previous convictions**

Has the applicant or any connected person ever been convicted of a relevant or foreign offence<sup>a</sup>

YES/NO\*

\*If YES – provide full details

*For the purpose of this Act, a conviction for a relevant offence or foreign offence is to be disregarded if it is spent for the purpose of the Rehabilitation of Offenders Act 1974*

Name & position (if applicable)	Date of conviction or sentence	Court	Offence	Penalty
PLEASE SEE	ATTACHED DOCUMENT CALLED ANNEX Z.			

**Question 5**

Has the licence holder: –

- Died
- Become incapacitated
- Become Insolvent
- Been dissolved
- Transferred the business in the premises to another person


(CONSENT FORM PROVIDED TO TRANSFER LICENCE)

**Question 6**

Please provide full name, address, postcode and licence number of the premises

MAIN STREET, ST BOSWELLS, TD 6 0AT

LICENCE NUMBER: SB1PREM1277

***If you do not wish to apply for a variation of the licence with the transfer application, please go to page 7 and date and sign the application form.***

***If you do wish to apply for a variation of the licence with the transfer application, please complete the rest of the application form.***

<sup>a</sup> In addition to any convictions held by the applicant at the time of application, applicants should also familiarise themselves with the contents of section 24(1) of the Licensing (Scotland) Act 2005 in respect of any convictions for relevant or foreign offences which they may receive during the period beginning with the making of the premises licence application and ending with determination of the application.

## Forbuoys Ltd and Martin McColl Ltd Convictions and Cautions

<u>Date of Conviction</u>	<u>Court</u>	<u>Prosecuting Authority (where known)</u>	<u>Offence and Offence Date</u>	<u>Plea Entered (where known)</u>	<u>Fine</u>	<u>Costs</u>
07-May-09	Bedford MC	Central Beds DC	HSAW x 2 (inc Asbestos R. Ass.)	G	£15,000 x 1 £3,500 x 1	£8,011.25
08-May-09	Bodmin MC	NCDC	HSAW x 7 (inc Asbestos R. Ass.)	G	£1,000 x 2 £3,000 x 3 NSP x 2 VS £15	£4,413.00
02-Nov-09	Sudbury MC	Suffolk County Council	Underage Sales of Alcohol x 3	G	£2,500 x3 VS £15	£7,649.00
25-Aug-10	Northwich MC	Cheshire West & Chester Council	HSAW x 1 (Failing to have a risk assessment)	G	£5,000	£5,520.37
01-May-12	Bodmin MC	Cornwall Council	HSAW x 8	G	£3,000.00 x 4 £3,600.00 x 1 £4,000.00 x 1 £5,400.00 x 1	£14,299.26
01-Oct-12	West Hampshire Magistrates Court	Hampshire Fire & Rescue Service	Offences under the Regulatory Reform (Fire Safety) Order 2005 x 5	G	£3,500.00 x 5	£3,817.51

26-Jun-14	Suffolk Magistrates Court, Bury St. Edmunds.	Suffolk County Council	Under Age Sales of alcohol x 2 Under Age Sales of alcohol x 1 Under Age Sales contrary to Section 147A	G G G	£2,000.00 x 2 £1,500.00 x 1 £13,500.00 VS Payment £120.00	£2,785.00
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14-Nov-14	Liverpool Crown Court	Wirral Borough Council	Breach of Health and Safety duty to employees x 6	G	£25,000.00 x 6	£78,015.00
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15-Mar-16	Ipswich Magistrates Court	Suffolk County Council	Under Age Sales x 2 - Offences of Licensing Act 2003 Section 146(1) & (7) (sale of alcohol to persons under 18) Under Age Sales x 1	G	£3,000.00 x 2 £4,000.00 x 1	£1,818.63
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**MINOR VARIATIONS**

**Question 7**

Do you consider the proposed variation to be a minor variation?  
(If YES, please answer the rest of question 3. If NO please go to question 4)

YES/NO\*  
 YES  NO

Do you propose a variation to the layout plan which is not inconsistent with the operating plan for the Premises?  
(if YES, please give details of the proposed variation below)

YES/NO\*  
 YES  NO

NIA

Do you propose to restrict the terms on which children and young persons are admitted to the premises?  
(if YES, please give details of the proposed variation below)

YES/NO\*  
 YES  NO

NIA

Do you propose to vary the information contained in the licence relating to the premises manager, including a variation to substitute a new premises manager?  
(if YES, please go to question 5 below)

YES/NO\*  
 YES  NO

Do you propose any other variation as prescribed by Section 29(6)(d) of the 2005 Act?  
(if YES, please give details of the proposed variation below)

YES/NO\*  
 YES  NO

NIA



**OTHER VARIATIONS**

**Question 8**

Do you propose a variation to the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?  
(if YES, please give details of the proposed variation below)

YES/NO\*

NIA

Do you propose to vary any of the information contained in the operating plan contained in the licence?  
(if YES, please give details of the proposed variation below)

YES/NO\*

TO CHANGE THE WORDING UNDER 5(F) ANY OTHER ACTIVITIES ON THE OPERATING PLAN TO THE WORDING ON THE NEW OPERATING PLAN ENCLOSED WITH THE APPLICATION.

Do you propose a variation to the layout plan contained in the licence?  
(if YES, please give details of the proposed variation below)

YES/NO\*

NIA

Do you propose to vary any other information contained or referred to in the licence including an addition, deletion or other modification?  
(if YES, please give details of the proposed variation below)

YES/NO\*

NIA

**VARIATION TO SUBSTITUTE NEW PREMISES MANAGER**

**Question 9**

Please provide details below of the name, address and personal licence number of the EXISTING Premises Manager.

NIA
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**Proposed Premises Manager**

Name and telephone number

NIA
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Date and place of birth

NIA
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Contact address, including postcode

NIA
-----

Email address

NIA
-----

Personal licence

Date of issue	Name of Licensing Board issuing	Reference number of personal licence
NIA	NIA	NIA

Is the variation in respect of Question 9 to take effect during the application period? **YES/NO\***

If the answer to the above question is NO, please provide below the date from which the variation is to take effect.

NIA
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**DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT**  
**If signing on behalf of the applicant please state in what capacity.**

The contents of this Application are true to the best of my knowledge and belief.

Signature  *Lochell H. (see note below)*

Date ..... *31/03/2017* .....

Capacity ..... *AGENT* ..... ~~APPLICANT~~ AGENT (delete as appropriate)

Telephone number and email address of signatory  
 .....  .....

<i>I have enclosed the relevant documents with this application – please tick the relevant boxes</i>	
<i>Premises Licence</i>	✓
<i>Operating Plan**</i>	✓
<i>Layout plans**</i>	N/A
<i>Planning certificate</i>	N/A
<i>Building standards certificate</i>	N/A
<i>Food hygiene certificate</i>	N/A

**\* Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request.

\*\* Where the proposed variation affects the current layout plan, please submit 7 sets of plans showing the proposed new layout of the premises. Where the proposed variation affects the current operating plan, please submit an operating plan including the proposed variations.

**Variations involving structural alterations should submit the relevant Section 50 certificates with their application.**

<b>For use by the Licensing Board only</b>	
<b>Application checklist</b>	
<b>Date received</b>	<b>Documents</b>
<b>Fee amount</b>	<b>Premises Licence</b>
<b>Receipt number</b>	<b>Operating Plan</b>
<b>Received by (INITIALS)</b>	<b>Layout Plans</b>
<b>Consideration date</b>	<b>Planning Certificate</b>
<b>Last date for consideration</b>	<b>Building Standard Certificate</b>
<b>Date of initial hearing</b>	<b>Food Hygiene Certificate</b>
<b>Date of any modification hearing</b>	
<b>Date granted/refused (delete as appropriate)</b>	