

18th May 2017

Your Ref:

Our Ref: IK 233812

The Clerk to the Licensing Board
Licensing Unit
Legal & Democratic Services
Scottish Borders Council HQ
Newtown St Boswells
TD6 0SA



Philip Gormley QPM
Chief Constable

Local Area Commander
The Lothians and Scottish Borders Division
Hawick Police Station
Wilton Hill
Hawick
TD9 8BA

Dear Madam,

**LICENSING (SCOTLAND) ACT 2005 - OCCASIONAL LICENCE APPLICATION
PREMISES: THE GREEN, GREENLAW, DUNS, TD106.
APPLICANT: DUNCAN GAVIN MCGINNIS (on behalf of Greenlaw Festival
Trust)**

I refer to the above application and in terms of Section 58(1)(b)(ii) of the Licensing (Scotland) Act 2005, I make the following representation in relation to the application, and recommend that it be granted subject to the conditions as indicated by an 'X' on the attached appendix being applied.

Applicant seeks an occasional licence on Saturday 1st July 2017 for Greenlaw Festival Activities between the hours of 13:00 – 23:30. The festivities include Teas and Crafts during the day and the Greenlaw Maid's dance in the evening. The Greenlaw Maid is a person under the age of 18 and the application states that the festival is for children.

On 30th June 2016, the Greenlaw Festival caused significant anti-social behaviour and disorder, to such an extent that although no Police resources had been dedicated to the event, a Sergeant and six Officers were deployed from various locations in the Scottish Borders to deal the ongoing incidents and were required to remain there for the duration of the event.

A summary of the incidents / issues that were identified are as follows: -

The following quantity of alcohol was seized from under age persons

- 13 bottles of Budweiser

- 11 cans of Strongbow
- 5 bottles of Stella
- 1 bottle of wine
- 1 bottle of Blue Wicked
- 6 x 70cl bottles of whisky, vodka, cider
- 2 x cocktail bottles.

A call was received from one of the organisers reporting a youth smoking cannabis outside marquee

A local resident reported of group of drunken youths in the High Street.

A local residents car was damaged following a fight between approx 8 youths in Church Hill.

A crime report was submitted following report of an assault on a 16yr old youth from Berwick.

A 45 yr old local male issued with a recorded police warning for urinating in the garden of a property having just left the marquee.

A 15yr old intoxicated youth was returned home to Duns by Police having been denied entry into a taxi due to his state of intoxication / vomiting.

It was noted that there was a distinct lack of supervision by organisers with little / no visible presence of stewards / marshals / door staff.

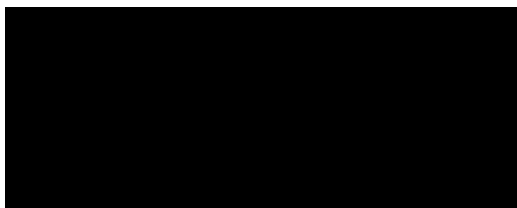
One steward seen to be wearing a high viz jacket was described by one officer as being drunk.

In order to address these issues the organisers have been requested to attend Scottish Borders Council Safety Advisory Group, which the Police Scotland Licensing Officer will attend.

In addition to the conditions requested on the attached appendix, it is also requested that the licensed area be restricted to the marquee where the bar is situated with no Off Sales, which can be appropriately stewarded.

This representation is submitted for your attention in consideration of this application.

Yours faithfully



Philip Gormley QPM
Chief Constable

For enquires please contact the Licensing Department on 01896 664540.

Appendix

1.	No persons under the age of 18 years old to be allowed in the main bar area.	[X]
2.	Policy Statements detailing how the organisers will comply with the Licensing Objectives and deter the misuse of controlled drugs must be available prior to the occasional licence taking effect.	[X]
3.	All refreshments to be decanted in to plastic containers at the point of sale.	[X]
4.	A system must be employed to identify and distinguish between those attending the event who are under or over 18 years of age. Acceptable identification (Challenge 25) must be seen as proof of age.	[X]
5.	All staff employed in the sale or supply of alcohol must have received staff training to the standard provided for in the Licensing (Scotland) Act 2005 Schedule 3 Paragraph 6 and evidence of this must be provided to the satisfaction of the Licensing Standards Officer, prior to the occasional licence taking effect.	[X]
6.	Appropriate SIA Stewarding must be provided during the event and for 30 minutes after the terminal hour of the licence.	[X]