

10/07/2017

Your Ref:

Our Ref: IK 243121

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
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
PREMISES: HUNTERS HALL, 56-58 HIGH STREET, GALASHIELS TD1 1SE.
APPLICANT: JD WETHERSPOON (SCOT) LTD**

I refer to the above application for the variation of a premises licence under terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of changes to the terms of access for children and young people within the operating plan.

In terms of Section 29(5) of the Act this request can be considered a variation.

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

The specific changes that are being applied for are as follows: -

- To allow access for Young Persons unaccompanied for the purpose of consuming a meal and to permit them to access the bar area for the purpose of ordering food but not remain after the order is placed, all at the discretion of the management; and

The premise is located in the town centre of Galashiels and is regularly busy with a variety of patrons. Other than members clubs the premise is one of the cheapest

on sale premises in the town and while it is appreciated the sale of food plays a large part of the business, however and in comparison to the applicant's premises in Hawick, alcohol sales are more prominent, particularly from early evening through to closing.

While it is acknowledged that the premises are generally managed, there are incidents of drunkenness, disorder and violence. These incidents vary in time day and have occurred during the afternoon, evening and later at night.

Given the recent change in legislation to include Young People in the Licensing Objectives (Protecting Children and Young People From Harm), it is requested the Board consider amending this application.

It is the Police position that the nature of the premises changes from food driven to being alcohol driven in the early evening. As such it would be appropriate to restrict the times Young People are permitted whilst unaccompanied to 8.00pm Monday to Thursday and 6.00pm Friday to Sunday.

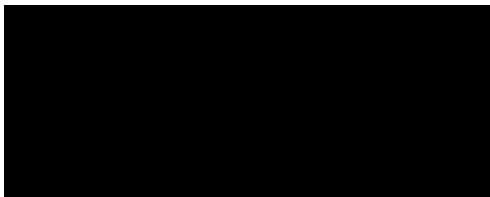
In terms of Section 22(1)(b)(ii) and (iii) of the Licensing (Scotland) Act 2005, I am of the opinion that the variation in its current form should be modified so that children and young people are not exposed to violence, drunkenness and inappropriate behaviour and that the concerns raised in this letter are addressed.

If the variation, or an amended version is approved, I request that the Licensing Board considers that conditions be imposed in respect of:

- A seating area is identified for unaccompanied Young People that can be constantly observed by staff.
- A specific area of the bar is identified for use by for unaccompanied Young People for ordering meals and soft drinks.

This representation is submitted for your attention in considering this application.

Yours faithfully



Philip Gormley QPM
Chief Constable

For enquiries please contact the Licensing Department on 01450 364436.