

The Clerk to the Licensing Board  
Licensing Unit  
Legal and Democratic Services  
Council Headquarters  
Newtown St Boswells  
TD6 OSA

*Please ask for:*

Ian Tunnah  
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IT/1905/var.

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*Date:*

4<sup>th</sup> July 2019

Dear Madam

**Licensing (Scotland) Act 2005 – Objection Letter  
Application for a Variation to Premises Licence – ‘1905’ (The former Red Lion), Crawford  
Street, Kelso, TD5 7DP.  
Applicant – Mansefield Pubs(LIC) Ltd.**

With regard to the above application I make the following objection regarding the accompanying Proposed Operating Plan. The premises were previously known as The Red Lion and have over many years been regarded as an adult drinking establishment. If the current operators plans are to change the dynamic of the premises into being a food led Pub/Restaurant it is likely that the purpose for being within during the later hours will still primarily be the consumption of alcohol. The proposed operating plan submitted with the Variation has no time constraint for the access of Children and Young Persons.

I make the following suggestions to amend the proposed Operating Plan to make it more appropriate and to meet the Licensing Objectives and the Boards Policy.

The explanation at Question 5 (Listed Activities) as to Yes in column 4 may also be more appropriately worded as follows:

**These activities may commence prior to core hours but will not extend beyond without the benefit of an extended hours licence.**

The wording contained within the operating plan at Question 6 (Children and Young Persons) is in my opinion inappropriate. If Children and Young Persons are to be allowed access to the premises for the purpose of consuming light refreshments, meals and sporting purposes, I suggest the terms and conditions at this section be re considered. I am assuming the light refreshments relates to Coffee, tea, non alcoholic beverages and snacks which are generally a day time offering in many licensed premises.

I suggest the following wording to be more appropriate:-

**Question 6 (b)**

**Children accompanied by a responsible adult for the purpose of consuming light refreshments and, meals and attending a Private pre-arranged function when the premises or a specific room in the premises is given over to that function.**

**Young persons for the same purposes plus sporting activities relating to Pool and darts league competitions but without the requirement of being accompanied.**

**Question 6 (C)**

**Children – 15 years and under  
Young Persons – 16 and 17 years**

**Question 6 (d)**

**Children and Young Persons permitted access until 6 p.m. when partaking in light refreshments and until 10 p.m. when partaking of a meal. Young Persons participating in a sporting activity allowed access for the duration of the activity. Children and Young Persons allowed access for the duration of any Private function.**

**Question 6 (e)**

**Access to all public areas with the exception of the public bar area.**

It is appreciated that the current Operating Plan requires updating and all off the above are simply what I would consider acceptable suggestions within the Boards policy.

This Objection is made with particular regard to the Licensing Objective Protecting Children and Young Persons from harm.

  
Ian J. Tunnah  
Licensing Standards Officer