

22/01/2021

Your Ref:

Our Ref: 538841

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



**POLICE
SCOTLAND**

Keeping people safe

John McKenzie
Chief Superintendent
Divisional Commander
The Lothians and Scottish Borders Division
Dalkeith Police Station
Newbattle Road
Dalkeith
EH22 3AX

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005 - APPLICATION FOR THE GRANT OF A
PREMISES LICENCE
WEDDERLIE HOUSE, U52-5 B6456 EAST OF WESTRUTHER, GORDON,
SCOTTISH BORDERS, TD3 6NW.**

I refer to the above application.

The applicant has included an Operating Plan and Layout with his application that with a number of requests that include:-

- A suggested terminal hour for on sales, each Sunday until 0100 hours
- The operation of a large external area as event space for hire by third parties for a wide variety of events, with all of that external space to be part of the licensed footprint
- Children and Young Persons will be granted access to all public parts not beyond 01.00 a.m. at management discretion.

I give you notice in terms of Section 22(1)(b) of the 2005 Act that the Chief Constable wishes to make the following representations to the Licensing Board concerning the application:-

I am of the opinion that various aspects of this application should not be granted as it would be inconsistent with the licensing objectives of:

- preventing crime and disorder

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- securing public safety
- preventing public nuisance

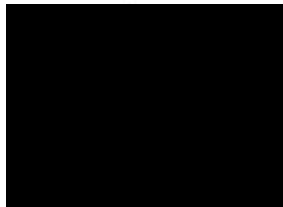
The terminal hour sought for each Sunday (0100 hours) is outwith the Licensing Board's current Statement of Licensing Policy and would lead to similar applications from other licence holders, wishing to trade on a similar footing.

The operating plan allows for children and young persons at management's discretion to all public areas; however it is requested that this is changed to "children permitted entry until the terminal hour of any event, only when accompanied by an adult(s)".

The external area, which the applicant is seeking to have included in the licensed footprint should not be included in the licensed footprint. If this area was licensed, it would effectively allow the applicant to run a variety of events with the Board having no control of the type, frequency or manner of operation of these events, which would mean that they could not ensure that suitable provisions were in place to ensure the safety of patrons.

It is suggested that a better manner to licence any such events would be by way of occasional licenses. This would afford the Board a better level of control of an outside area that is vast and rural, to ensure that suitable safety measures were in place, by means of conditions to ensure suitable stewarding and the safe dispersal of patrons, as well as the management of light and noise pollution at any event.

Yours faithfully



John McKenzie
Chief Superintendent

