

SCOTTISH BORDERS COUNCIL LICENSING BOARD

MINUTE of Meeting of the SCOTTISH
BORDERS LICENSING BOARD held via
Microsoft Teams on 21 January 2022 at 10.00
am

Present:- Councillors J. Greenwell (Convener), J. Brown, D. Paterson, N. Richards, R. Tatler, G. Turnbull, T. Weatherston.

Apologies:- Councillors E. Thornton- Nicol, S. Scott.

In Attendance:- Managing Solicitor (Property and Licensing), Licensing Standards and Enforcement Officers (M. Wynne, J. Scott and H. Wood), Inspector J McGuigan, PC S. Lackenby, Democratic Services Officers (F. Henderson).

CONVENER

The Convener opened the meeting and welcomed Members of the Licensing Board and members of the public to Scottish Borders Licensing Board's open on-line meeting. He explained the meeting was being held remotely in order to adhere to guidance on public meetings and social distancing currently in place due to the Covid-19 pandemic.

1. MINUTE

There had been circulated copies of the Minute of the Meeting held on 17 December 2021.

DECISION

APPROVED the minute for signature by the Convener.

2. LICENSING (SCOTLAND) ACT 2005:

Section 20: Application for Premises Licence. Considered the following application for Grant/Provisional Grant of Premises Licence.

G F Forecourt Limited

Weensland Filling Station
Weensland Road
Hawick TD9 8LA
Provisional

Proposed business activity - The premises is a petrol filling station, consisting of a forecourt and retail convenience store located on the main A698 road into Hawick. The proposal is to sell alcohol on an Off-Sales basis only.

Licensed hours applied for:

On Sale

N/A

Off Sale

Mon to Sun 10.00am - 10.00pm

Representations received:

Police Scotland - none.

Licensing Standards Officer - none.

Health - none.

Other - none.

There had been circulated copies of an application for the grant of a provisional premises license together with the proposed Operating Plan, Layout Plan and customer survey report. Mr Michael Wynne, Licensing Standards and Enforcement Officer advised that the premises, which consisted of a garage and shop, had changed ownership 12 months previously and the shop on site had been refurbished and the applicant wished to include the sale of alcohol. The application was within policy and no objections had been received. Police Scotland had no comments.

The convener welcomed Mr Emslie, the applicants representative, who joined the meeting via Microsoft Teams. Mr Emslie explained that in recent months there had been a move towards localized shopping and his client wished to offer a modest range of alcoholic goods to customers. The applicant who owned other licensed premises within Hawick had a good track record of running successful businesses.

DECISION

GRANTED.

3. **LICENSING (SCOTLAND) ACT 2005:**

Section 29: Application for Variation of Premises Licence. Considered the following application for Variation of Premises Licence.

West Linton Golf Club

West Linton Golf Club
Medwyn Road
West Linton
EH46 7HN

Amendments to the Licence and Operating Plan to include the following:-

- change to the core On Sale Hours –

Current On Sale Hours

11.00am – 11.00pm Mon to Thurs

11.00am – 1.00am Fri & Sat

12.00 noon – 11.00pm Sun

Proposed On Sale Hours

11.00am – 12 midnight Sun to Wed

11.00am – 1.00am Thurs, Fri & Sat

- a change to the core Off Sale Hours –

Current Off Sale Hours

11.00am – 10.00pm Mon to Sat

12.00 noon – 10.00pm Sun

Proposed Off Sale Hours

10.00am – 10.00pm Sun to Sat

- At Question 4 - Seasonal variations - amend wording to read - Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and New Year's Day open until 1.00am or within any other Licensing Board Policy;
- the addition to the permitted activities referred to in question 5 (columns 2, 3 & 4)

of the Operating Plan, to include conference facilities and films, both within and outwith core hours;

- the addition to the permitted activities referred to in question 5 (Yes in column 4 – outwith core hours) of the Operating Plan, to include receptions (including weddings, funerals, birthdays, retirements etc), recorded music, dance facilities and televised sport;
- the amendment/addition of appropriate explanation/terms at question 5(e) of the Operating Plan relating to the list of permitted activities (as to 'Yes' in column 4);
- At Question 6 (b) - Children and Young Person's access – amend wording to read – 'Children accompanied by an appropriate adult will be allowed access when there for any sporting purpose, when dining or when attending a pre-arranged private function.

Young Persons for the same purposes, but without the requirement of being accompanied by an adult.

In the case of sporting clubs, it is accepted that this may not always be practical due to participation in sport, in which case the club staff, acting as responsible adult, would be required to ensure supervision of any child or young person on the premises, to ensure their safety and well-being';

- At Question 6 (c) – Children and Young Persons ages permitted access - amend wording to read – 0 to 15yrs Children, 16 – 17yrs Young Person;
- At Question 6 (d) – Children and Young Persons times of access – amend wording to read – At all times when the club is open;
- At Question 6 (e) – amend wording to read – All public areas.

There had been circulated copies of an application for variation of Premises Licence, together with current and proposed Operating Plans. Mr Wynne, Licensing Standards and Enforcement Officer advised that the application was to update the operating plan in terms of hours, seasonal variations and young persons' access. The proposed changes were within licensing policy and no objections had been received. Police Scotland had no comment.

The Convener welcomed Mr Sim, Secretary who joined the meeting via Microsoft Teams. Mr Sim explained that the operating plan had not been updated since 2009 and the proposed amendments would help to move the club forward, maximise the newly fitted coffee area within the Club Rooms and help the club integrate into the Community.

**DECISION
GRANTED.**

The meeting concluded at 10.15 a.m.