

08/06/2022

Your Ref:

Our Ref: 630978

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



Catriona Paton  
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  
OCCASIONAL LICENCE APPLICATION  
PREMISES: VOLUNTEER HALL DUNS  
VOLUNTEER HALL, LANGTONGATE, DUNS, SCOTTISH BORDERS, TD11  
3AF.  
APPLICANT: JAMES MCDEVITT**

I refer to the above application and in terms of Section 58(1)(a) of the Licensing (Scotland) Act 2005, I make the following objection.

The applicant seeks to operate an occasional liquor licensed children's cinema on 15<sup>th</sup> July 2022 with operating hours of 17:00 - 19:15 hours.

This event is child centred and is a breach of the current licensing objectives as mentioned below. It is accepted by Police Scotland that this applicant (and previous applicants) have been granted in the past. However it was not clear that these applications were for cinema showings which were child centred.

In previous applications these events were described as "film evenings" or "community film event" which did not provide details of the target audience. If this had been the case an objection would have been submitted before now.

For these reasons, and in terms of Section 58(1)(a) of the Licensing (Scotland) Act 2005, Police Scotland object to the application specifically in relation to the

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grounds for refusal at Section 59(6)(c) of the same Act in respect of the Protecting Children from Harm licensing objectives.

Police Scotland are of the opinion that the responsibility for confirming the identity of the applicant, and the validity and current status of any Premises or Personal Licence (including details of any previous or existing suspensions, variations, written warnings or endorsements) quoted on the application form where it was issued in another Board area, rests with the Local Authority and the Licensing Board, not with the Police. When the Police receive such applications we will assume that these checks have been adequately conducted at the point of application and prior to the enquiry being submitted to Police Scotland.

Yours faithfully



Catriona Paton  
Chief Superintendent