

SCOTTISH BORDERS COUNCIL LICENSING BOARD

MINUTE of Meeting of the SCOTTISH
BORDERS LICENSING BOARD held via
Microsoft Teams on 31 March 2023 at 10.00
am

Present:- Councillors M. Douglas (Convener), J. Cox, D. Parker, J. PatonDay, P.
Brown, N. Richards, E. Small, F. Sinclair, T. Weatherston.

In Attendance:- Managing Solicitor (Property and Licensing), Licensing Standards and
Enforcement Officers (M. Wynne and J. Scott), Licensing Officers – (S.
Lackenby), PC S. Dishington (Police Scotland), Democratic Services Officer
(F. Henderson).

1.0 MINUTE

There had been circulated copies of the Minute of the Meeting held on 24 February 2023.

DECISION

APPROVED the minute for signature by the Convener.

2.0 LICENCES DEALT WITH UNDER DELEGATED POWERS

For Members' information there had been circulated copies of lists of licences dealt with
under delegated powers for the period 13 February 2023 – 19 March 2023.

DECISION

NOTED.

3.0 LICENSING (SCOTLAND) ACT 2005:

3.1 Section 20: Application for Grant/ Provisional Grant of Premises Licence

Consider the following application for Grant of Premises Licence

Durty Brewing Limited

Durty Brewing
4 Traquair Road
Innerleithen
EH44 6PD
(Provisional)

The Clerk advised that due to the submission of an objection, the matter would be deferred to
the next meeting.

DECISION

NOTED that the application had been deferred to the next meeting.

4.0 LICENSING (SCOTLAND) ACT 2005:

4.1 Section 29: Application for Variation of Premises Licence (Pages 27 - 44)

Consider the following application for Variation of Premises Licence (applicants cited to attend.) (Copies attached)

Park Resorts Limited

Eyemouth Holiday Park

(Driftwood Bar)

Fort Road

Eyemouth

TD14 5BE

Amendments to licence and operating plan, which include the following :-

- a change to the core On Sale Hours –

<u>Current On Sale Hours</u>	<u>Proposed On Sale Hours</u>
12.30pm – 12 midnight Sun	11.00am – 12 midnight Sun to Wed
11.00am – 12 midnight Mon to Thurs	11.00am – 1.00am Thurs, Fri & Sat
11.00am – 1.00am Fri & Sat	
- a change to the core Off Sale Hours –

<u>Current Off Sale Hours</u>	<u>Proposed Off Sale Hours</u>
12.30pm – 10.00pm Sun	10.00am – 10.00pm Sun to Sat
11.00am – 10.00pm Mon to Sat	
- the addition of a seasonal variation at question 4 to read "In accordance with Board Policy, Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and New Year's Day until 1.00am. Also to include any other extensions as provided by the 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 theatre, both within and outwith core hours;
- the addition to the permitted activities referred to in question 5 (column 4) of the Operating Plan, to include receptions (including weddings, funerals, birthdays, retirements etc); club or other group meetings; recorded music; live performance; dance facilities; indoor/outdoor sports and televised sport, outwith core hours;
- the addition of the terms/explanation at question 5(e) of the Operating Plan relating to the list of permitted activities (as to 'Yes' in column 4); and
- amend the wording of the children and young persons access at question 6.

Representations received:

Police Scotland - none

Licensing Standards Officer - none

Health - none

Other – none

There had been circulated copies of an application for the Variation of Premises Licence together with the current operating plan and proposed operating plan. Mr Wynne, Licensing Standards and Enforcement Officer advised that the application referred to the Driftwood Bar within the Eyemouth Holiday Park and the application was to bring their operating plan up to date, as detailed above. Mr Wynne referred specifically to the wording regarding children and young persons at question 6, and to the amendment to ensure that access and times referred to supervised children and Young Persons that were staying at the Holiday Park or were attending an event or dining.

The Convener welcomed, Chloe Crawford, Legal Representative; Damon Gaunt, Complex Manager and Andrew Kemp, Licensing Manager to the meeting. Miss Crawford explained that the premises had been licensed for some time and the proposed alterations were to update the operating plan to allow Breakfast Service, with no alcohol, within the Bar Area, extending the hours, activities, seasonal alterations and to amend the wording in connection to children and young persons.

DECISION
AGREED to Grant.

PRIVATE BUSINESS

DECISION
AGREED under Section 50A(4) of the Local Government (Scotland) Act 1973 to exclude the public from the meeting during consideration of the business detailed in the Appendix to this Minute on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 14 of Part I of Schedule 7A to the Act.

Summary of Private Business

5.0 Section 84A - Review of Personal Licence

The Licensing Board noted that as the Licence Holders Legal representative was not available, the matter would be deferred to the next meeting.

6.0 MINUTE

The Board considered the Private Minute of the Meeting held on 24 February 2023.

The meeting concluded at 10.10 a.m.