

◆ EDINBURGH ◆

LICENSING BOARD

NOTICE OF MEETING

MONDAY 28th AUGUST 2017

START TIME 9.30am

Council Chamber, City Chambers, Edinburgh

AGENDA

1. Minutes of meeting of 31st July 2017
2. Applications for variation of existing premises licences, new premises and provisional premises licences, personal licences, etc – as detailed in separate list
3. Section 82 Notification – Elizabeth Smith
4. Section 43 Notification – WM Morrison Supermarkets plc
5. Section 43 Notification – Greene King Retailing Limited

Nick Smith
Clerk of the Licensing Board

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LICENSING BOARD

Licensing Board membership:

Councillor Lezley Marion Cameron	Councillor Gillian Gloyer
Councillor Mary Campbell	Councillor David Key
Councillor Nick Cook	Councillor Callum Laidlaw
Councillor Cammy Day	Councillor Joanna Mowat
Councillor Cathy Fullerton	Councillor Norman Work (Convener)

General information about the Licensing Board's meeting dates, Policies, etc is available online:-

http://www.edinburgh.gov.uk/info/20023/licences_and_permits/960/licencing_board

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LICENSING BOARD

MINUTES OF MEETING

MONDAY 31st July 2017

ITEM No.

1

Members present: Councillors Norman Work (Convener); Mary Campbell; Joanna Mowat; Cathy Fullerton; Callum Laidlaw; Gillian Gloyer; Lezley Marion Cameron

Apologies: Councillors Nick Cook; Cammy Day; David Key

Police Officer: Sergeant John Young

Council Officers present: Tom Veitch (Licensing Standards Manager); Colin Baxter (Licensing and Trading Standards Manager); Muir Somerville (Building Standards Team Manager); Colin McCulloch (Building Standards); Keith Clark (Building Standards)

NHS Lothian: Jim Sherval

Depute Clerk: Morag Leck

1. Minutes of meeting of 26th June 2017

The minutes of the Board's meeting of 26th June 2017, together with the decision list for that meeting, were agreed.

Decision: Minutes and decision list for 26th June 2017 agreed.

2. Applications for variation of existing premises licences, new premises and provisional premises licences, personal licences, etc

The Board considered twenty-six applications for variation of existing premises licences and eight applications for new premises or provisional premises licences, the decisions for which are as detailed in the list appended to these minutes.

Declarations of interest: None

Divisions:

Continued variation application – 6. Caledonian Heritable Ltd – 47 Lothian Street – application to remove the music condition from the licence and replace with the amended condition.

Councillor Fullerton, seconded by Councillor Gloyer, moved grant of the application as sought. Councillor Mowat, seconded by Councillor Campbell,

All statutory references to Licensing (Scotland) Act 2005, unless stated otherwise

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moved refusal of the application on the basis of the licensing objective of preventing public nuisance.

Decision: Following a division, the application was granted.

Variation application – 15. MD Milne Limited – 110 West Bow – application to increase on and off sale hours, amend details of children and young persons' access to premises, delete seasonal variation, amend premises manager's address, licence holder's address and increase outdoor drinking area.

Councillor Work, seconded by Councillor Gloyer, moved grant of the application as sought. Councillor Mowat, seconded by Councillor Campbell, moved grant of the application on the basis of restricting access for children to 10:00pm and for unaccompanied young persons to 11:00pm.

Decision: Following a division, the application was granted as sought.

Premises licence application – 3. Rose Theatre Company Limited – 204 Rose Street.

Councillor Work, seconded by Councillor Campbell, moved grant of the application as sought. Councillor Mowat, seconded by Councillor Laidlaw, moved grant of the application on the basis of restricting the maximum capacity of the premises to 600.

Decision: Following a division, the application was granted as sought.

NHS Lothian representations: None

3. Section 82 Notification – Elizabeth Smith

The Depute Clerk advised the Board of the details of a notification from Elizabeth Smith, a Personal Licence holder, in terms of section 82 of the 2005 Act. Ms Smith was not present. The Board agreed that they would want to hear from her, and agreed to continue consideration of the matter to the next meeting.

Decision: Agreed to continue consideration of the notification to the meeting of 28th August 2017.

4. Tabled Item – Occasional licence application, St Mary's Street

The Depute Clerk advised the Board that an occasional licence application had been tabled for consideration in respect of the Waverley Bar in St Mary's Street.

All statutory references to Licensing (Scotland) Act 2005, unless stated otherwise

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Decision: Agreed to consider the application tabled. Agreed to grant the application as sought for a period of 14 days commencing on 7th August 2017.

Councillor Norman Work
Convener of the Licensing Board

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THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
CONTINUED VARIATION PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	358354	Mr Giovanni Crolla	MacDonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	15-16 Teviot Place, Edinburgh, EH1 2QZ	No	Yes	No	To add on sale hours, to add seasonal variations, to provide an on sale capacity of 66, to add restaurant facilities, receptions, clubs or other group meetings, recorded music, live performances. Amend children and young persons access.	Withdrawn
2	358780	Starvale Limited	MacDonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	24-26 Shore, Edinburgh, EH6 6QN	No	No	Yes	To include new outdoor drinking area and former Police Box within licensed footprint, submit new layout plan and delete current condition on amplified music and vocals and replace with new condition agreed by the Licensing Board on 26 September 2016	Granted with conditions as per Police report. No music to be played in outside area.

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3.	358429	Punch Partnership Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	266 Canongate, Edinburgh, EH8 8AA	No	No	Yes	Internal reconfiguration; include outside drinking area; amend commencement hour On & Off sales to 10:00 hrs; allow premises to open from 09:00 hrs for breakfasts; tea, coffee etc; amend children's access; allow restaurant facilities, outdoor drinking. Amend music condition	<p>Granted with following conditions:</p> <p>New Music condition;</p> <p>Terminal hour of access for 0-5yrs of 2100hrs;</p> <p>Terminal hour of access for 6-17yrs of 2200hrs</p> <p>Outside drinking area removed</p>
4.	358707	Caygill & Smith Ltd	Flint Bishop LLP St Michael's Court, St Michael's Lane, Derby, DE1 3HQ	27-31 West Port, Edinburgh, EH1 2JA	No	No	Yes	Amend Sunday commencement to 11:00 hrs Include restaurant facilities Include Films Allow access for children. Allow meals; snacks, soft drinks and hot beverages to be sold prior to and during core hours.	Granted

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5.	358472	Mitchells & Butlers Retail Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	30-34 Candlemaker Row, Edinburgh, EH1 2QE	No	No	Yes	Amendment to access for children City Centre Bar with food facilities catering for local customers and tourists.	Granted Children & Young Persons access terminal hour of 22.30hrs
6.	358849	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	47 Lothian Street, Edinburgh, EH1 1HB	No	No	Yes	To remove the music condition from the licence and replace with the amended condition.	Granted (On a division)
7.	344092	True Thai Cuisine Ltd	True Thai Cuisine Ltd 49-51 Causewayside, Edinburgh, EH9 1QF	49-51 Causewayside, Edinburgh, EH9 1QF	Yes	No	No	Increase on sale hours and add off sale, add club/ group meetings as an activity and allow activities outwith core hours	Granted
8.	358489	Mitchells & Butlers Retail Ltd	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	74-78 Grassmarket, Edinburgh, EH1 2JR	No	No	Yes	Amend access for children.	Granted Children & Young Persons access terminal hour of 22.00hrs

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10.	358339	Monkey Barrel Comedy Ltd	MacDonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	9-11 Blair Street, Edinburgh, EH1 1QR	No	No	Yes	To add Dance Facilities, Theatre, In door/Outdoor Sports and TV Sports as activities, to provide a temporary bar during the festival period, to delete the current Condition on amplified music and vocals, and to replace it with the new Condition agreed by the Board.	Granted
11.	358921	McKenzie Eagleson Limited	Flint Bishop LLP St Michael's Court, St Michael's Lane, Derby, DE1 3HQ	Tolbooth Tavern, 167 Canongate, Edinburgh, EH8 8BN	Yes	No	No	To amend the on sale hours, to amend children and young persons access, to provide that recorded music, meals, breakfasts, snacks, hot and cold non alcoholic beverages can be served before start of and during core hours and change the DPM.	Granted

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THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
VARIATION PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	361610	Mr Philip Ettore Marinello	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	9-10 Ardmillan Terrace, Edinburgh, EH11 2JW	No	No	Yes	To amend the current music condition, to update accommodation activities are to be provided outwith core hours, to add gaming and indoor/outdoor sports as activities, to amend children & young persons access	Continued for site visit
2.	359048	Castlegate Investments Limited	Mr Steven Allam 1f1, 8 Raeburn Place, Edinburgh, EH4 1HN	National Musuem of Scotland, 44 Chambers Street, Edinburgh, EH1 1JF	No	No	Yes	To add seasonal variations, to amend the on and off sale hours and to amend the address of the premises manager.	Granted
3.	361360	The Shilling Group (Edinburgh) Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	77 Clerk Street, Edinburgh, EH8 9JG	No	No	Yes	Increase on sale hours add seasonal variations, allow certain activities outwith core hours and change licence holders address.	Granted
4.	361285	Montpeliers (Edinburgh) Ltd	TLT Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	125 George Street, Edinburgh, EH2 4JN	No	No	Yes	To licence outside area when temporary traffic road order is in operation and add relevant conditions and external area on George Street to be included in the licensed footprint. The said external area will be temporary and only operate for the period 4 August 2017 to 27 August 2017.	Granted Police licence condition 15 was amended to reflect that the variation was to 27 th August

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5.	361287	Las Iguanas Limited	TLT Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	141 George Street, Edinburgh, EH2 4JY	Yes	No	No	To licence outside area when temporary traffic road order is in operation and add relevant conditions and external area on George Street to be included in the licensed footprint. The said external area will be temporary and only operate for the period 4 August 2017 to 27 August 2017. Hotel, bar and restaurant in a 5 storey solely occupied town house	Granted Police licence condition 15 was amended to reflect that the variation was to 27th August
6.	361293	Gusto Restaurant Ltd	TLT Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	135 George Street, Edinburgh, EH2 4JS	No	No	Yes	To licence outside area when temporary traffic road order is in operation and add relevant conditions and external area on George Street to be included in the licensed footprint. The said external area will be temporary and only operate for the period 4 August 2017 to 27 August 2017. Upmarket Restaurant and bar on the ground, basement, and mezzanine floors of a terraced building in George Street	Granted Police licence condition 15 was amended to reflect that the variation was to 27th August

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7.	361305	Montpeliers (Edinburgh) Ltd	TLT Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	Gf - Bf, 113-115 George Street, Edinburgh, EH2 4JR	No	No	Yes	To licence outside area when temporary traffic road order is in operation and add relevant conditions and external area on George Street to be included in the licensed footprint. The said external area will be temporary and only operate for the period 4 August 2017 to 27 August 2017. Cafe/Bar	Granted Police licence condition 15 was amended to reflect that the variation was to 27th August
8.	358324	Aldi Stores Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	Unit 36, Cameron Toll Shopping Centre, 6 Lady Road, Edinburgh, EH16 5PB	No	Yes	No	To increase the off sales capacity and to approve the onternal reconfiguration	Granted
9.	358250	Aldi Stores Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	345 Oxfangs Road North, Edinburgh, EH13 9LY	No	Yes	No	To increase the off sales capacity and to approve the internal reconfiguration.	Granted
10.	361255	Edinburgh Conference Centre Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	2 Riccarton Mains Road, Currie, EH14 5NG	No	No	Yes	Increase on and off sale hours, increase capacity and approve internal reconfiguration .	Granted
11.	361611	Mr Sitki Cagritekin	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	192a Rose Street, Edinburgh, EH2 4AZ	No	Yes	No	To Transfer the licence, change the premises manager, add on sale hours, add seasonal variations, add additional activities, change opening hours, amend children and young persons access, change capacity	Continued for site visit

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12.	360989	Vapiano Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	8 St Andrew Square, Edinburgh, EH2 2BD	No	No	Yes	Add outdoor drinking and takeaway facility as activities, increase capacity, allow certain activities outwith core hours, approve internal reconfiguration and external seating area.	Continued discussions with Building Standards to take place
13.	361265	Hong Hai Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	5-7 Waterloo Place, Edinburgh, EH1 3BG	No	No	Yes	Increase on and off sale hours, allow children and young persons access to premises and change premises managers address.	Continued for Site Visit
14.	361238	MD Milne Limited	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	110 West Bow, Edinburgh, EH1 2HH	No	No	Yes	To increase on and off sale hours, amend details of children and young persons access to premises, delete seasonal variation, amend premises managers address, licence holders address and increase outdoor drinking area.	Granted (On a division)
15.	361196	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	38 West Nicolson Street, Edinburgh, EH8 9DD	No	No	Yes	Increase on sale hours, allow breakfast to be served from 9am daily and that recorded music will be played during opening hours and amend details to children and young persons access to premises.	Granted

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THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
CONTINUED NEW PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	358698	G1 Group PLC	Inn Business (Scotland) Limited Forsyth House, Lomond Court, Castle Business Park, Stirling, FK9 4TU	7 Clerk Street, Edinburgh, EH8 9JH	No	No	Yes	The premises is within a five storey building located in a mixed residential and commercial area within the City of Edinburgh	Granted with conditions: New Music condition; Outside area terminal hour 2200hrs;
2.	358686	Newhaven Fishmarket Limited	GilsonGray 29 Rutland Square, Edinburgh, EH1 2BW	23 Pier Place, Edinburgh, EH6 4LP	No	No	Yes	Fish and chip restaurant and takeaway.	Continued
3.	358783	Rose Theatre Company Ltd	Mr Alexander Buchan 15 Atholl Crescent, Edinburgh, EH3 8HA	204 Rose Street, Edinburgh, EH2 4AZ	Yes	No	No	Converted Church operating as a Theatre with cafe/bars and performance facilities.	Granted on a division, with conditions: New Music condition; Outside drinking removed; Restaurant facilities removed; Terminal Hour of 2300hrs Mon-Sun Children Terminal Hour of 2300hrs

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THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
PROVISIONAL PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	360802	Five Guys JV Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	Unit 6, 130 Dundee Street, Edinburgh, EH11 1AF	Yes	No	No	Ground floor restaurant with adjacent restaurant premises situated in Fountainpark, Edinburgh	<p>Granted with conditions:</p> <p>New Music condition;</p> <p>Outdoor drinking terminal hour of 2200hrs;</p> <p>Terminal hour for children unaccompanied – 2300hrs;</p> <p>Terminal hour for accompanied children 0000hrs;</p> <p>Terminal hours for unaccompanied YP 0100hrs</p> <p>Accompanied YP can remain on premises at all times</p>

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2.	360767	Queensgate Hotel Edinburgh Limited	John Gaunt & Partners Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	Land adjacent to, 194 Fountain Bridge, Edinburgh	No	No	Yes	The proposed is for the development of a Hampton by Hilton branded hotel with some 228 bedrooms with restaurant, bar, coffee shop, and associated facilities. The hotel reception, food beverage facilities typical for a development of this type are ;located on the ground floor level. With hotel accommodation on the upper floors. It is intended that hotel residents should be entitled to consume alcohol purchased from the bar in the hotel bedrooms.	<p>Granted with conditions:</p> <p>New Music condition;</p> <p>Outdoor drinking terminal hour 2200hrs;</p> <p>Terminal hour for non-resident children of 2200hrs unless consuming a meal;</p> <p>Terminal hour for unaccompanied non-resident young persons of 22:00 unless consuming a meal</p>
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3.	360746	Five Guys JV Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	12 Frederick Street, Edinburgh, EH2 2HB	Yes	No	No	Restaurant comprising ground and first floor situated in Edinburgh City Centre	<p>Granted with conditions:</p> <p>New Music condition;</p> <p>Outdoor drinking terminal hour of 2200hrs;</p> <p>Terminal hour for children unaccompanied – 2300hrs;</p> <p>Terminal hour for accompanied children 0000hrs;</p> <p>Terminal hours for unaccompanied YP 0100hrs</p> <p>Accompanied YP can remain on premises at all times</p>
4.	360745	The Campervan Brewery Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	Unit 4 Bonnington Business Centre, 112 Jane Street, Edinburgh, EH6 5HG	No	No	Yes	Brewery, dispatch point and taproom within commercial retail centre.	<p>Granted with conditions;</p> <p>New music condition;</p> <p>Outdoor drinking terminal hour 2200hrs;</p> <p>Children's terminal hour of 2300hrs</p>

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5.	361328	Taco UK Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	Unit 66d Ocean Terminal, 98 Ocean Drive, Edinburgh, EH6 6JJ	No	No	Yes	Restaurant premises located within Ocean Terminal Shopping Centre	<p>Granted with conditions;</p> <p>New Music;</p> <p>Children's terminal hour of 2300hrs and to be accompanied at all times;</p> <p>YP terminal hour of 00.00hrs and to be accompanied after 2200hrs</p>
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THE CITY OF EDINBURGH LICENSING BOARD

**APPLICATIONS FOR VARIATION OF EXISTING
PREMISES LICENCES, NEW & PROVISIONAL
PREMISES LICENCES AND PERSONAL LICENCES**

28 August 2017

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS – CONTINUED VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	361610	Mr Philip Ettore Marinello	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	9-10 Ardmillan Terrace, Edinburgh, EH11 2JW	No	No	Yes	12 July 2017	To amend the current music condition, to update accommodation activities are to be provided outwith core hours, to add gaming and indoor/outdoor sports as activities, to amend children & young persons access CC LSO	
2.	361611	Mr Sitki Cagritekin	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	192a Rose Street, Edinburgh, EH2 4AZ	No	Yes	No	12 July 2017	To Transfer the licence, change the premises manager, add on sale hours, add seasonal variations, add additional activities, change opening hours, amend children and young persons access, change capacity CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS – CONTINUED VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	360989	Vapiano Limited	Brodiess LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	8 St Andrew Square, Edinburgh, EH2 2BD	No	No	Yes	12 July 2017	Add outdoor drinking and takeaway facility as activities, increase capacity, allow certain activities outwith core hours, approve internal reconfiguration and external seating area CC LSO BSR	
4.	361265	Hong Hai Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	5-7 Waterloo Place, Edinburgh, EH1 3BG	No	No	Yes	12 July 2017	Increase on and off sale hours, allow children and young persons access to premises and change premises managers address. CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	363346	Indaba Deli Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	17 Causewayside, Edinburgh, EH9 1QF	No	Yes	No	25 th August 2017	To delete the current Condition on amplified music and vocals, and to replace it with the new Condition; Add on sales, provide on sale capacity of 15, add restaurant facilities, receptions, club or other group meetings as activities, allow activities outwith core hours, add seasonal variations, permit children and young persons access, amend description of premises and substitute new layout plan CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
2.	363126	Spirit Pub Company (Leased) Limited	Ms Alison Smith 140 West George Street, Glasgow, G2 2HG	245a St John's Road, Edinburgh, EH12 7XD	No	No	Yes	25 th August 2017	Allow children and young persons access to premises, delete the current Condition on amplified music and vocals, and to replace it with the new Condition agreed by the Licensing Board at its meeting on 26th September 2016, as an amendment to its Policy and allow activities outwith core hours. CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMSES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	363214	Chaophraya (Edinburgh) Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	33 Castle Street, Edinburgh	No	No	Yes	25 th August 2017	Increase on and off sale hours and allow activities outwith core hours CC	
4.	363166	Mayfly Adventures Limited	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	43b Frederick Street, Edinburgh, EH2 1EP	No	No	No	25 th August 2017	To add bar meals, to decrease the capacity and to remove the fixed seating and installation of kitchen. CC BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
5.	363174	Mitchells & Butlers Retail Ltd	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	7 Spittal Street, Edinburgh, EH3 9DY	No	No	Yes	25 th August 2017	To delete the current Condition on amplified music and vocals, and to replace it with the new Condition agreed by the Licensing Board at its meeting on 26th September 2016, as an amendment to its Policy and approve internal reconfiguration CC LSO BSR	
6.	363071	Sainsburys Supermarkets Limited	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	72-78 Causewayside, Edinburgh, EH9 1PY	No	Yes	No	25 th August 2017	Increase capacity CC BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
7.	363285	Trust Inns Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Dean Bar, 50 Dean Street, Edinburgh, EH4 1LQ	No	No	Yes	25 th August 2017	To delete the current Condition on amplified music and vocals, and to replace it with the new Condition agreed by the Licensing Board at its meeting on 26th September 2016, as an amendment to its Policy, amend on and off sale hours, add bar meals as an activity and allow children and young persons access to premises. CC LSO BSR O	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - VARIATION PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
8.	363241	ABC Cinemas Limited	DLA Piper Scotland LLP Collins House, Rutland Square, Edinburgh, EH1 2AA	Multiplex Cinema, 120 Wester Hailes Road, Edinburgh, EH14 3HR	Yes	No	No	25 th August 2017	To change the on sale hours and to amend the layout plan. CC BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS – CONTINUED PROVISIONAL PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	358686	Newhaven Fishmarket Limited	GilsonGray 29 Rutland Square, Edinburgh, EH1 2BW	23 Pier Place, Edinburgh, EH6 4LP	No	No	Yes	12 July 2017	Ground floor restaurant with adjacent restaurant premises situated in Fountainpark, Edinburgh CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - PROVISIONAL PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	363280	Mr Jacob Philip	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	2 Haymarket Terrace, Edinburgh, EH12 5JZ	No	No	Yes	25 th August 2017	Premises located on the ground floor of a tenement at the corner of Haymarket Terrace and Rosebery Crescent with basement storage CC LSO BSR	
2.	363208	Hung Feng Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	26-28 Potterrow, Edinburgh, EH8 9BT	No	No	Yes	25 th August 2017	Restaurant Premises located on ground floor and basement of property in Potterrow, Edinburgh CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - PROVISIONAL PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	362610	Inverhow Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	4-6 Victoria Terrace, Edinburgh, EH1 2JL	No	No	Yes	25 th August 2017	Cafe restaurant premises located on Victoria Terrace in ground floor CC LSO BSR	
4.	362608	BrewDog Retail Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	50 Lothian Road, Edinburgh	No	No	Yes	25 th August 2017	Ground floor bar premises offering food and an external area situated in former Clydesdale Bank building on corner of Lothian Road and Clydesdale Bank Plaza CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - PROVISIONAL PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
5.	363158	Standard Life Employee Services Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	6 St Andrew Square, Edinburgh, EH2 2AH	No	No	Yes	25 th August 2017	The premises are situated in the east of the New town with city centre. The premises forms part of a mixed use development comprising offices, retail and restaurant facilities and will be used for a variety of hospitality events, including lunches and dinners. The area to be licensed comprises of the first and sixth floors. CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - NEW PREMISES LICENCE APPLICATIONS

28 AUGUST 2017

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	363136	EV Retail Limited	Joelson Law 30 Portland Place, London, W1B 1LZ	154 West Granton Road, Edinburgh, EH5 1PE	No	Yes	No	25 th August 2017	These premises operate a discount retail warehouse selling a range of goods including grocery, confectionery, gardening, health and beauty, electrical, household, soft furnishings and wish to include alcohol. Maximum hours for Premises open to trade 08:00 until 22:00 daily (closed Christmas Day) CC LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
PERSONAL LICENCE APPLICATIONS

26 August 2017

No	Reference	Applicant	Agent Details	Comments	Decision
1.	362967	Keith John Wallace	Ms Elizabeth Shaw, G1 Group, Hamilton House, 70 Hamilton Drive, Glasgow, G12 8DR	CC	

PERSONAL LICENCE REVIEW – ELIZABETH SMITH

ITEM No. 3

1. Purpose

- 1.1 To advise the Board of the requirement to hold a hearing for the review of Elizabeth Smith's personal licence, following notification of her conviction for a relevant offence.

2. Main Report

- 2.1. Elizabeth Smith holds a Personal Licence issued by the Edinburgh Licensing Board. Where a personal licence holder acquires a conviction for a relevant offence they are required to provide the Licensing Board with notification to that effect. Notice is then sent to the Chief Constable in order for him to provide a notice either confirming the conviction details or otherwise. Where the Board receives such a notice, it must hold a hearing.
- 2.2. Ms Smith notified the Board of her conviction details by email dated 2nd May 2017.
- 2.3. If, after proceeding with a hearing, the Board is satisfied that it is necessary to do so for the purposes of any of the licensing objectives, it may make an order:-
- (a) revoking;
 - (b) suspending for such period, not exceeding 6 months, as the Board considers appropriate, or
 - (c) endorsing
- the licence held by the personal licence holder.
- 2.5 The Board is required to hold a hearing on the personal licence and then decide what action, if any, is considered necessary for the purpose of the licensing objectives. Ms Smith was invited to attend the Board meeting on 26th June and again on 31st July. The Board agreed to continue this matter to the September meeting.

3. Recommendation

- 3.1 The Board is required, having regard to the notification and the Chief Constable's report:-
- (a) to hold a hearing on the personal licence;
 - (b) to decide whether to take any action with regard to the personal licence.

4. Background Papers

- 4.1 Letter from Police Scotland dated 31st May 2017

Depute Clerk of the Licensing Board

~~PREMISES LICENCE REVIEW PROPOSAL – NOTIFICATION OF CONVICTION~~
FOR RELEVANT OFFENCE – WM MORRISON SUPERMARKETS PLC

1. Purpose

- 1.1 To advise the Board of a requirement to make a premises licence review proposal, on the basis as narrated in the report.

2. Main Report

- 2.1. A premises licence holder has a duty to inform the Licensing Board if they are convicted for a relevant offence. The 2005 Act provides a definition of what is considered to be a “relevant offence”. The Chief Constable is required to provide the Board with a notice confirming the conviction details, or otherwise and may make a recommendation with regard to the premises licence holder’s licence(s).
- 2.2. Where the Board receives a notice from the Chief Constable confirming the conviction details but containing no recommendation, the Board has a discretion to decide whether it is considered necessary to make a review proposal, or to note the details and take no action.
- 2.3. Where the Board receives a notice from the Chief Constable confirming the conviction details and the Chief Constable has made a recommendation, it must make a proposal for review of the relevant premises licence(s). When considering the details of the Chief Constable’s notice, the Board should consider the following:-
- (a) Whether it discloses that one or more of the conditions to which the premises licence(s) are subject have been breached, or
 - (b) any other ground relevant to one or more of the licensing objectives, namely:-
 - i. preventing crime and disorder,
 - ii. securing public safety,
 - iii. preventing public nuisance,
 - iv. protecting and improving public health, and
 - v. protecting children and young persons from harm.
- 2.4. If, following a hearing, the Board is satisfied that a ground for review is established, the Board may take any of the following steps:-
- (a) issue a written warning to the licence holder
 - (b) make a variation of the licence
 - (c) suspend the licence for such period as the Board may determine
 - (d) revoke the licence
- 2.5. The review proposal relates to a number of premises licences granted by the Board. The holder of those premises licences is WM Morrison Supermarkets plc. Their agents intimated details of convictions for relevant offences. Details of the affected premises are listed in the letter, a copy of which was sent to the Chief Constable and a copy of his notice in response will be circulated to members.

PREMISES LICENCE REVIEW PROPOSAL – NOTIFICATION OF CONVICTION
FOR RELEVANT OFFENCE – WM MORRISON SUPERMARKETS PLC

2.5 The Chief Constable has made no recommendation in his report. On that basis this matter is reported to the Board to consider whether it is necessary to make a review proposal and hold a hearing at a later date, or note the details of the conviction but take no further action.

3. Recommendation

3.1 The Board is asked:-

- (a) to note the details of the notification made by the licence holder, and the representation from Police Scotland; and
- (b) to consider whether it is necessary or appropriate for the purposes of any of the licensing objectives to take any further action.

4. Background Papers

- 4.1 Copy letter from Gosschalks Solicitors dated 19th June 2017
- 4.2 Copy letter from Police Scotland dated 11th July 2017

Depute Clerk of the Licensing Board

~~PREMISES LICENCE REVIEW PROPOSAL – NOTIFICATION OF CONVICTION~~
FOR RELEVANT OFFENCE – GREENE KING RETAILING LIMITED

1. Purpose

- 1.1 To advise the Board of a requirement to make a premises licence review proposal, on the basis as narrated in the report.

2. Main Report

- 2.1. A premises licence holder has a duty to inform the Licensing Board if they are convicted for a relevant offence. The 2005 Act provides a definition of what is considered to be a “relevant offence”. The Chief Constable is required to provide the Board with a notice confirming the conviction details, or otherwise and may make a recommendation with regard to the premises licence holder’s licence(s).
- 2.2. Where the Board receives a notice from the Chief Constable confirming the conviction details but containing no recommendation, the Board has a discretion to decide whether it is considered necessary to make a review proposal, or to note the details and take no action.
- 2.3. Where the Board receives a notice from the Chief Constable confirming the conviction details and the Chief Constable has made a recommendation, it must make a proposal for review of the relevant premises licence(s). When considering the details of the Chief Constable’s notice, the Board should consider the following:-
- (a) Whether it discloses that one or more of the conditions to which the premises licence(s) are subject have been breached, or
 - (b) any other ground relevant to one or more of the licensing objectives, namely:-
 - i. preventing crime and disorder,
 - ii. securing public safety,
 - iii. preventing public nuisance,
 - iv. protecting and improving public health, and
 - v. protecting children and young persons from harm.
- 2.4. If, following a hearing, the Board is satisfied that a ground for review is established, the Board may take any of the following steps:-
- (a) issue a written warning to the licence holder
 - (b) make a variation of the licence
 - (c) suspend the licence for such period as the Board may determine
 - (d) revoke the licence
- 2.5. The review proposal relates to a number of premises licences granted by the Board. The holder of those premises licences is Greene King Retailing Ltd. Their agents intimated details of convictions for relevant offences. Details of the affected premises are listed in the letter, a copy of which was sent to the Chief Constable and a copy of his notice in response will be circulated to members.

PREMISES LICENCE REVIEW PROPOSAL – NOTIFICATION OF CONVICTION
FOR RELEVANT OFFENCE – GREENE KING RETAILING LIMITED

2.5 The Chief Constable has made no recommendation in his report. On that basis this matter is reported to the Board to consider whether it is necessary to make a review proposal and hold a hearing at a later date, or note the details of the conviction but take no further action.

3. Recommendation

3.1 The Board is asked:-

- (a) to note the details of the notification made by the licence holder, and the representation from Police Scotland; and
- (b) to consider whether it is necessary or appropriate for the purposes of any of the licensing objectives to take any further action.

4. Background Papers

4.1 Copy letter from TLT Solicitors dated 20th July 2017

4.2 Copy letter from Police Scotland dated 8th August 2017

Depute Clerk of the Licensing Board