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LICENSING BOARD

MINUTES OF MEETING

MONDAY 31st July 2017

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

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.

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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