

# • EDINBURGH •

LICENSING BOARD

## NOTICE OF MEETING

MONDAY 26<sup>th</sup> FEBRUARY 2018

START TIME 9.30am

**Dean of Guild Room, City Chambers, Edinburgh**

### AGENDA

1. Minutes of meeting of 29<sup>th</sup> January 2018
2. Applications for variation of existing premises licences, new premises and provisional premises licences, personal licences, etc – as detailed in separate list
3. Premises Licence Review Hearings – Non-payment of Annual Fees
4. Personal Licence Review Hearing – Abbas Afzal

Nick Smith  
Clerk of the Licensing Board

# ◆ EDINBURGH ◆

## 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:-

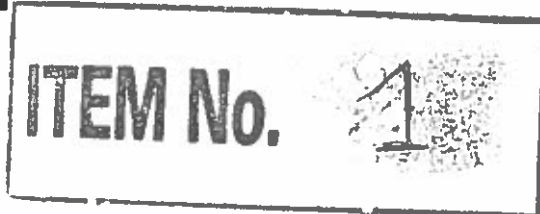
[http://www.edinburgh.gov.uk/info/20023/licences\\_and\\_permits/960/licencing\\_board](http://www.edinburgh.gov.uk/info/20023/licences_and_permits/960/licencing_board)

# • EDINBURGH •

LICENSING BOARD

## MINUTES OF MEETING

MONDAY 29<sup>th</sup> JANUARY 2018



**Members present: Councillors Norman Work (Convener); Joanna Mowat; Gillian Gloyer; Nick Cook; Cathy Fullerton; David Key; Mary Campbell; Lezley-Marion Cameron; Callum Laidlaw**

**Apologies: Councillor Cammy Day**

**Police Officer: Sergeant John Young**

**Council Officers present: Tom Veitch (Licensing Standards Manager); Colin McCulloch (Building Standards); Keith Clark (Building Standards)**

**Depute Clerks: Nick Fraser, Morag Leck (from item 8 onwards)**

### **1. Minutes of meeting of 4<sup>th</sup> December 2017**

The minutes of the Board's meeting of 4<sup>th</sup> December 2017, together with the decision list for that meeting, were agreed subject to confirmation that Councillor Cook, having made a formal motion in respect of the review application for the Assembly Roxy, 2 Roxburgh Place (item 6 on the minutes of 4<sup>th</sup> December 2017), would not be participating in the review hearing (item 7 below).

**Decision:** Minutes and decision list agreed.

### **2. Licensing Board Rules – Schedule of Meetings 2018/19**

The Depute Clerk advised of a schedule of dates for future Board meetings, provided by the Council for consideration. The new dates proposed went beyond June 2018, up until July 2019.

**Decision:** Meeting dates agreed, with the details to be published on the Board's website.

### **3. Licensing Hours – Royal Wedding**

The Board noted a request for consideration of a general extension of licensed hours for the weekend of the Royal Wedding, 19<sup>th</sup> – 20<sup>th</sup> May 2018.

**Decision:** The Board agreed not to make a general extension of licensed hours for the Royal Wedding weekend. Any applications for Extended Hours submitted for that weekend would be considered on the individual merits.

### **4. Applications for variation of existing premises licences, new premises and provisional premises licences, personal licences, etc – as detailed in separate list**

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

# • EDINBURGH •

## LICENSING BOARD

The Board considered eighteen applications for variation of existing premises licences, twelve applications for new premises or provisional premises licences and two applications for personal licences, the decisions for which are as detailed in the list appended to these minutes.

**Declarations of interest:** None

**Divisions:**

*Variation application – Caledonian Heritable Ltd. – 19 Blair Street (City Café)*

Councillor Fullerton, seconded by Councillor Cameron, moved grant of the application. Councillor Key, seconded by Councillor Campbell, moved as an amendment that the application be granted with a 01:00 terminal hour.

**Decision:** Following a division, the application was granted, with a 01:00 terminal hour.

*Personal Licence application – Brian Scott*

Councillor Fullerton, seconded by Councillor Cook, moved refusal of the application. Councillor Work, seconded by Councillor Key, moved as an amendment that the application should be continued to the Board's March meeting, as requested by the applicant's agent.

Councillor Fullerton withdrew her motion.

**Decision:** Continued to the Board's March meeting.

**NHS Lothian representations:** None

### **5. Premises Licence Review Proposals – Non-payment of Annual Fees – 2017/18**

The Depute Clerk advised of premises for which annual fees due for 2017/18 remained outstanding. Details of the various premises had been published online, and the Board noted that the premises had been visited by the Council's LSOs. Noting that the fees remained outstanding, the Board agreed that it was necessary to hold review hearings

**Decision:** agreeing to schedule review hearings for the meeting to be held on 26<sup>th</sup> February 2018.

### **6. Premises Licence Review Hearings – Non-payment of Annual Fees – 2016/17**

The Depute Clerk advised the Board of the premises with fees still outstanding for 2016/17 and 2017/18, for which the Board had agreed at its meeting on 4<sup>th</sup> December 2017 it would be necessary to hold hearings.

Noting that the licence holders were not present and noting the terms of LSO

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

reports for each of the premises, the Board agreed in each case to revoke the premises licence:-

- 6-8 Morningside Drive (S Harper)
- 126 Nicolson Street (C Longstaff)

**Decision:** premises licences revoked

#### **7. Premises Licence Review Hearing – Assembly Roxy, 2 Roxburgh Place**

The Board noted the terms of an updated LSO report provided by Tom Veitch. He explained that a volume level set had been carried out at the premises, with sound limiter equipment installed. Alistair Macdonald explained that the premises manager would be on duty for any event taking place in the premises where amplified music and vocals were to be used.

After careful consideration the Board agreed not to take action with the premises licence at this time. The Board agreed that the premises should be monitored for a period of six months, with an LSO report to be provided to the Board on the premises' operation after six months had elapsed.

**Decision:** LSOs to monitor operation of premises and provide report to Board for consideration at meeting on 27<sup>th</sup> August 2018.

#### **8. Initial Consultation – Statement of Licensing Policy – Responses and Next Steps**

The Depute Clerk referred to the terms of a report on the Board's initial consultation on the terms of its Statement of Licensing Policy. The consultation had been carried out between October and December 2017 and the Board noted it had attracted a number of responses, which had been provided to members for consideration. The Board had previously agreed it would be beneficial to conduct hearings, to allow for more detailed consideration of the consultation responses received.

In the course of discussion about setting up hearings and noting that overprovision was a recurring topic, the Board decided it would be beneficial for a workshop session to be organised on that topic, to which interested parties would be invited to attend.

**Decision:** Board noted the terms of the consultations responses received, and agreed that arrangements should be made for hearings to be convened at a later date(s), details to be confirmed. The Board agreed that arrangements should be made for a workshop session to be set up on the topic of overprovision, with interested parties to be invited to attend.

**9. Equality Act 2010 – Equality Outcomes**

The Depute Clerk advised the Board that, following consultation with the Licensing Forum, the terms of the Board's Equalities Policy and Equalities Outcomes were now ready for approval by the Board.

The Board agreed to approve the terms of the policy and outcomes, noting that these would be published online in due course.

**Decision:** Board agreed to approve the terms of the Equalities Policy and Equalities Outcomes, details to be published online.

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Councillor Norman Work  
Convener of the Licensing Board

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CONTINUED VARIATION PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1	369432	Caledonian Heritable Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	19 Blair Street, Edinburgh, EH1 1QR  City Cafe	No	No	Yes	Increase on sale hours, add karaoke as an activity, amend description of premises, substitute new layout plan and amend the current condition on amplified music and vocals.	Variation to increase on sale hours REFUSED, remainder of application GRANTED  New amplified music and vocals condition  (on a division)  Section 25(3)(a) direction was AGREED  (on a division)

2.	369360	Mr Roger Coulthard	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	29-33 Dublin Street, Edinburgh, EH3 6NL  Stac Polly	No	No	Yes	To increase on sale hours, add off sales, add seasonal variations, TV sport, live performances, outside drinking, takeaways, outside catering as activities, allow activities outwith core hours, amend details to children and young person's access to premises.	GRANTED after amendment by applicant – alcohol sales commence 1100  Children until 2300, Young Persons until 0100  No outdoor drinking beyond 2200  New amplified music and vocals condition
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3.	363430	Mr Parweez Khan	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1, 3a Dundas Street, Edinburgh, EH3 6QG  El Paso Tapas Bar	No	No	Yes	Replace amplified music condition with new condition. Commence on sales from 10:00 hrs Monday to Saturday and 11:00 hrs Sundays; add off sales; include live performances; dance facilities; outdoor drinking; takeaways and deliveries as additional activities	GRANTED after amendment by applicant – alcohol sales commence 1100  Children until 2300, Young Persons until 0100  No outdoor drinking beyond 2200  New amplified music and vocals condition  Capacity - 60
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4.	369459	Corte Leisure Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	25 Jock's Lodge, Edinburgh  The Ball Room	Yes	No	No	To increase on sale hours, add restaurant facilities, reception, add dance facilities as activities, allow certain activities outwith core hours, amend detail to children and young person's access, increase capacity and amend the current music condition.	GRANTED, subject to amendment of operating plan to confirm unaccompanied children not permitted access to bar area where alcohol is served  New amplified music & vocals condition  Capacity – 314
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### TRANSFER & VARIATION PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	373628	J&M Cameron Properties Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	37-39 Cowgate, Edinburgh, EH1 1JR  Budget Backpackers Hostel	Yes	No	No	To propose additional condition of licence linking to partner premises	GRANTED

VARIATION PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	373365	Attraction Inns Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	71 Cowgate, Edinburgh, EH1 1JW  Opium	Yes	No	No	Add TV Sport Commence on sale hours from 11:00 hrs on Sundays	GRANTED
2.	373489	The Great Grog Company Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	2 Dalkeith Road, Edinburgh, EH16 5BP  Great Grog	No	Yes	No	Increase off sales hours, add recorded music, Club or group meetings, tastings and deliveries as activities, Increase capacity	GRANTED  New amplified music and vocals condition
3.	373190	Iceland Foods Limited	Iceland Foods Limited Second Avenue, Deeside Industrial Park, Deeside, CH5 2NW	8-10 Easter Road, Edinburgh, EH7 5RG  Iceland	No	Yes	No	Increase in alcohol capacity due to refurbishment. Include other activities; ie home delivery, internet sales etc	GRANTED  Capacity – 54m

4.	373582	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	49 Frederick Street, Edinburgh, EH2 1EP  Queens Arms	No	No	Yes	Amend music condition; increase licensed hours on Sunday's, include restaurant facilities; amend children's access; allow recorded music outwith core hours; amend activities taking place outwith core hours.	CONTINUED FOR SITE VISIT
5.	373575	EUSACO Premises Limited	TLT 140 West George Street, Glasgow, G2 2HG	74 Lauriston Place, Edinburgh, EH3 9EN  Wee Red Bar	No	No	Yes	Amend Sunday Trading hours; amend children's access; permit certain activities outwith core hours	GRANTED  No outdoor drinking beyond 2200
6.	373568	Timeout Bars Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	5-11 Leith Street, Edinburgh, EH1 3AT  Newsroom	No	No	Yes	Amend access for children and young persons'	CONTINUED FOR SITE VISIT
7.	365765	Whitbread Group Plc	John Gaunt & Partners Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	1 Lochside Court, Edinburgh, EH12 9FX  Premier Inn	No	No	Yes	To amend the layout plan.	GRANTED

8.	371814	Mr Asif Ibqal Hussain	Mr Asif Ibqal Hussain 547 Queensferry Road, Edinburgh, EH4 7QE	7-8 Moat Place, Edinburgh, EH14 1NY  Moat Newsagents	No	Yes	No	Increase in capacity due to shop refurbishment	GRANTED  Capacity – 51.05m
9.	369877	Sainsbury's Supermarkets Limited	Shepherd and Wedderburn, LLP1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	358 Morningside Road, Edinburgh, EH10 4QN  Sainsbury's	No	Yes	No	Store refurbishment resulting in increased capacity.	GRANTED  Capacity – 49m
10.	373583	Keasim Edinburgh Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	242 Morrison Street, Edinburgh, EH3 8DT	No	No	Yes	Allow access for children/ young persons'	WITHDRAWN
11.	373531	Whisky Trail Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	32 North Bridge, Edinburgh, EH1 1QG	No	Yes	No	Increase in capacity and amend music condition	GRANTED  Capacity – 123.36m
12.	373855	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	Precinct, 110-114 Rose Street, Edinburgh, EH2 3JF	No	No	Yes	Amend music condition; Include restaurant facilities; allow certain activities outwith core hours; amend children's access	CONTINUED FOR SITE VISIT

13.	371370	Lidl UK Gmbh	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	155 Slateford Road, Edinburgh, EH14 1NZ	No	Yes	No	Variation of alcohol display resulting in in capacity increase.	GRANTED
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### CONTINUED PROVISIONAL PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	369274	Mr Vahap Firat	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	34 Cockburn Street, Edinburgh, EH1 1PB  Café Cockburn	No	No	Yes	Cafe located on ground floor of building in Cockburn Street with a mezzanine level not accessible to the public	GRANTED, after amendment of application to remove "outdoor drinking" as an activity.  No use of outdoor area beyond 2200  New amplified music and vocals condition  Capacity – 15  No children's access beyond 2300 during seasonal variations  (division)

**NEW PREMISES LICENCE APPLICATIONS**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	371576	Tablinum Ltd	Mr Sean Kenneth Clark 6 Fraser Crescent, Edinburgh, EH5 2AN	3a Dundas Street, Edinburgh, EH3 6QG  The Table	No	No	Yes	Small restaurant situated within a commercial property.	GRANTED  C&YP access until 2300  New amplified music and vocals condition  Capacity - 13

**PROVISIONAL PREMISES LICENCE APPLICATIONS**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	373490	Viewforth Express Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 St Peter's Buildings, Edinburgh, EH3 9PG  Viewforth Express	No	Yes	No	Retail Premises located on the ground floor of St Peters Buildings, Edinburgh	GRANTED  New amplified music and vocals condition  Capacity – 46m
2.	373567	Victors of Edinburgh George Street Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	104 George Street, Edinburgh, EH2 3DF  Victor Hugo	No	No	Yes	Premises located on ground floor and basement of the building at a corner site of George Street and Castle Street	GRANTED  New amplified music and vocals condition  Capacity - 40

3.	370441	Bill's Restaurants Ltd	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	15-19 Hanover Street, Edinburgh	No	No	Yes	Restaurant comprising Basement, Ground and first floors situated in the centre of Edinburgh	WITHDRAWN
4.	373363	Ms Anna Castagna	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	241 Morningside Road, Edinburgh, EH10 4QU  Stefano's	No	Yes	No	Takeaway located on ground floor of building on Morningside Road, Edinburgh	GRANTED  New amplified music and vocals condition  Alcohol sales only with sale of takeaway food orders  Capacity – 2.55m
5.	373362	Silvermills Estate and Land Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	3 Queensferry Street Lane, Edinburgh, EH2 4PF  La Vida	Yes	No	No	Night Club / Live Entertainment Premises located on Queensferry Street Lane Edinburgh	GRANTED  New amplified music and vocals condition  Capacity - 480
6.	373626	Registers Restaurants Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	41-42 St Andrew Square, Edinburgh, EH2 2AD	No	No	Yes	Ground Floor with Basement / Mezzanine and gallery forming part of the former bank premises at 41-42 St Andrew Square, Edinburgh	WITHDRAWN



7.	373616	Mr Jamshad Azam	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	42 Craigentenny Road, Edinburgh, EH7 6LT  Chakri Grocery Store	No	Yes	No	Grocery Store Located on Ground floor of building on Craigentenny Road	CONTINUED FOR SITE VISIT  Board requesting locality report and Police ASB report
8.	373493	Mrs Mercan Imanli	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	56 King's Road, Edinburgh, EH15 1DX  Dream & Season	No	No	Yes	Cafe/restaurant premises located on the ground floor of a building at the corner of Kings Road and Kings Place, Portobello	CONTINUED FOR SITE VISIT
9.	373532	Mr Zhiyuan Dong	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	86 South Clerk Street, Edinburgh, EH8 9PT	No	Yes	No	Small shop located on the ground floor of tenement on South Clerk Street, with storage/staff area in basement	GRANTED  New amplified music and vocals condition  Capacity – 6.2m
10.	373122	Iceland Foods Limited	Iceland Foods Limited Second Avenue, Deeside Industrial Park, Deeside, CH5 2NW	Unit 4, 1 Fruitmarket Place, Edinburgh, EH14 1UD  Iceland	No	Yes	No	A retail supermarket premises providing a wide range of food, goods and other services including the sale of alcoholic products	GRANTED  New amplified music and vocals condition  Capacity – 48m

PERSONAL LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Comments	Decision
1.	368130	Finlay John Pritchard West	Macdonald Licensing, 21a Rutland Square, Edinburgh, EH1 2BB	CC	GRANTED
2.	366325	Brian Scott	Macdonald Licensing, 21a Rutland Square, Edinburgh, EH1 2BB	CC	CONTINUED at Agent's request – MARCH meeting  (Cllr Fullerton moved refusal seconded by Cllr Cook – motion was subsequently withdrawn)

ITEM No.

2

**THE CITY OF EDINBURGH LICENSING BOARD**

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

**26 FEBRUARY 2018**

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1	373582	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	49 Frederick Street, Edinburgh, EH2 1EP  Queens Arms	No	No	Yes	11 January 2018	Amend music condition; increase licensed hours on Sunday's, include restaurant facilities; amend children's access; allow recorded music outwith core hours; amend activities taking place outwith core hours. CC LSO	
2.	373568	Timeout Bars Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	5-11 Leith Street, Edinburgh, EH1 3AT  Newsroom	No	No	Yes	11 January 2018	Amend access for children and young persons'. CC LSO	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	373855	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	Precinct, 110-114 Rose Street, Edinburgh, EH2 3JF	No	No	Yes	11 January 2018	Amend music condition; Include restaurant facilities; allow certain activities outwith core hours; amend children's access CC LSO O	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	374963	GTS Solutions CIC  (transferring to Beer for Good CIC)	TLT LLP 140 West George Street, Glasgow, G2 2HG	42-44 Buccleuch Street, Edinburgh, EH8 9LP	No	No	Yes	8 <sup>th</sup> February 2018	Transfer, add seasonal variations, add conference, restaurant, theatre, films, outdoor drinking, takeaways/ deliveries, outside catering, quiz nights, charity events, education and/or training events, exhibitions, tastings, meet the maker events, allow certain activities outwith core hours, amend details to children and young persons' access and to amend music condition. CC LSO BSR	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
2.	375043	Margiotta Catering Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	86-88 Mayfield Road, Edinburgh, EH9 3AF	No	Yes	No	8 <sup>th</sup> February 2018	Transfer, increase off sale hours, increase capacity, add deliveries and recorded music as activities, allow certain activities outwith core hours, substitute new layout plans. CC LSO BSR	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	374175	Edinburgh Festival Centre Limited	Edinburgh Festival Centre Limited 348-350 Castlehill, Edinburgh, EH1 2NE	348-350 Castlehill, Edinburgh, EH1 2NE	No	No	Yes	8 <sup>th</sup> February 2018	Include Craft fairs and markets as activities  CC	
2.	374366	Tesco Stores Ltd	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	2 Gracemount Drive, Edinburgh, EH16 6RS	No	Yes	No	8 <sup>th</sup> February 2018	Increase Capacity  CC BSR	
3.	374990	Aroma Edinburgh Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	88 Haymarket Terrace, Edinburgh, EH12 5LQ	Yes	No	Yes	8 <sup>th</sup> February 2018	Amend music condition; change of registered address; increase on sales hours; add off sales; include takeaways and deliveries as activity; include baby changing facilities in order to allow children under 5  CC LSO	



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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
4.	374936	Marston's Operating Limited	John Gaunt & Partners Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	39a-40a Queensferry Street, Edinburgh, EH2 4RA	No	No	No	8 <sup>th</sup> February 2018	Amend opening hours on Sunday to 11am, add seasonal variations as an activity, allow certain activities outwith core hours and amend details to children and young persons access to premises CC	
5.	375247	Mr Sadaf Nadeem Mohammad	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	135 South Gyle Mains, Edinburgh, EH12 9HU	No	Yes	No	8 <sup>th</sup> February 2018	Increase off sale hours and add recorded music as an activity CC	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
6.	374372	Whitbread Group PLC	John Gaunt & Partners Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	24-28 Torphichen Street, Edinburgh, EH3 8JB	Yes	No	No	8 <sup>th</sup> February 2018	Extend terminal hour to 01:00 hrs daily; include outdoor drinking facility; internal reconfiguration The proposal is for the development of a "hub by Premier Inn" branded Hotel with some 150 bedrooms with at ground floor level secure entrance lobby, hotel reception and food & beverage facilities typical for a development of this type along with some bedrooms. The remaining bedrooms will be on the first, second, third, fourth, fifth and sixth floors. CC LSO O	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
7.	370371	Admiral Taverns Picadilly Limited	Admiral Taverns Picadilly Limited Milton Gate, 60 Chiswell Street, London, EC1Y 4AG	8 Trafalgar Street, Edinburgh, EH6 4DG	No	No	Yes	8 <sup>th</sup> February 2018	Allow Children & young persons; increase hours for sale of alcohol; allow seasonal variations CC LSO O	

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

**29 JANUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	373616	Mr Jamshad Azam	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	42 Craigentenny Road, Edinburgh, EH7 6LT  Chakri Grocery Store	No	Yes	No	11 January 2018	Grocery Store Located on Ground floor of building on Craigentenny Road CC LSO BSR O	
2.	373493	Mrs Mercan Imanli	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	56 King's Road, Edinburgh, EH15 1DX  Dream & Season	No	No	Yes	11 January 2018	Cafe/restaurant premises located on the ground floor of a building at the corner of Kings Road and Kings Place, Portobello CC LSO BSR O	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	374401	Artists Collective Gallery Limited	Ms Kate Gray City Observatory, 38 Calton Hill, Edinburgh, EH1 5AA	38a Calton Hill, Edinburgh, EH7 5AA	No	No	Yes	8 <sup>th</sup> February 2018	Complex made up of a collection of buildings numbering 6 with the City Observatory as its centre. CC LSO BSR	
2.	375550	Funstation Limited	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	130c Dundee Street, Edinburgh, EH11 1AF	Yes	No	No	8 <sup>th</sup> February 2018	Indoor Adventure Golf Venue with 18 hole mini golf courses on ground floor including mezzanine floor above ground floor with bar, seating area, reception and toilet facilities CC LSO BSR NHS	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	374589	Wagamama Limited	Pinsent Masons 141 Bothwell Street, GLASGOW, G2 7EQ	Land 76 Metres South East of 77 Kinnaird Park	No	No	Yes	8 <sup>th</sup> February 2018	Restaurant premises located in an out of town shopping centre with external seating area and tables CC LSO BSR	
4.	374993	Mr Marco Risi	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	39-41 Slateford Road, Edinburgh, EH11 1PR	No	No	Yes	8 <sup>th</sup> February 2018	Restaurant/ Takeaway located on ground floor/ lower floor on corner site on Slateford Road CC LSO BSR O	

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

**26 FEBRUARY 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
5.	374979	Malmaison Trading Ltd	Mrs Cheryl Scott Sandgate House, 102 Quayside, Newcastle Upon Tyne, NE1 3DX	21-22 St Andrew Square, Edinburgh, EH2 1AY	No	No	Yes	8 <sup>th</sup> February 2018	6 Storey 4-5* Hotel including Bar, restaurant, private dining, outside area; 72 Bedrooms.  CC LSO BSR	
6.	374959	Underdog Restaurants Ltd	TLT LLP 140 West George Street, Glasgow, G2 2HG	41-42 St Andrew Square, Edinburgh, EH2 2AD	Yes	No	No	8 <sup>th</sup> February 2018	Steak Restaurant in mainly commercial area located at the West Register Street corner of St Andrews Square  CC LSO BSR	

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

**4 December 2017**

<b>No</b>	<b>Reference</b>	<b>Applicant</b>	<b>Agent Details</b>	<b>Comments</b>	<b>Decision</b>
1.	368533	Susan Margaret Charlton		CC	
2.	370585	Sukinder Landa	Macdonald Licensing, 21a Rutland Square, Edinburgh, EH1 2BB	CC	



PREMISES LICENCE REVIEW HEARINGS – NON-PAYMENT OF ANNUAL  
PREMISES LICENCE FEES – 2017/18

**1. Purpose**

- 1.1 To provide details of premises where annual fees for the period 2017/18 remain outstanding.
- 1.2 To ask the Board, having already agreed to make review proposals in each case, to hold review hearings for the various premises.

**2. Main Report**

- 2.1. Premises licence holders are required to make payment of annual fees on or around 1<sup>st</sup> October every year, in terms of the Licensing (Fees) (Scotland) Regulations 2007. The fees are paid in advance of the following year.
- 2.2. Non-payment of fees constitutes a breach of the mandatory conditions of licence, which in turn constitutes a ground for review of a premises licence. Details of premises where fees remain outstanding for the period 2017/18, having become due from 2<sup>nd</sup> October 2017, are set out in the appendix attached to this report. The premises licence holders have been written to on a number of occasions, to advise them of the requirement for outstanding fees to be paid. The Council's LSOs have visited the premises, issuing Compliance Notices requiring compliance with the mandatory conditions of licence, i.e. payment of the fees.
- 2.3. The Board was advised of the premises details at its meeting on 29<sup>th</sup> January 2018 and agreed to make review proposals for each. On the basis the fees remain outstanding, the Board is asked to hold hearings and decide in each case what action is considered necessary for the licensing objectives.
- 2.4. If satisfied that it is necessary for the purposes of the licensing objectives to do so, the Board may:-
  - Issue a written warning to the licence holder
  - Vary the premises licence
  - Suspend the premises licence for such period as the Board may determine
  - Revoke the premises licence

**3. Recommendation**

- 3.1 The Board is asked:-
  - (a) To hold review hearings for each of the premises where annual fees remain outstanding;
  - (b) To decide what action requires to be taken in each case, having regard to the licensing objectives.

PREMISES LICENCE REVIEW HEARINGS – NON-PAYMENT OF ANNUAL  
PREMISES LICENCE FEES – 2017/18

**4. Background Papers**

- 4.1 Premises with details of outstanding annual licence fees.

**Depute Clerk of the Licensing Board**

Premises Address	Premises Address	Date Invoiced	fee	Licence Holder Name	Invoice Number
	124 Colinton Road	28/08/2017	280	Mr Shakil Chohan	7L953540
	13 Colinton Road	28/08/2017	220	Mr Jaime Alexander Martin-Delaney	7L954619
	1-3 Scotstoun Grove	28/08/2017	220	P. A. Dryburgh and A. Aslam Trading as (Bridges P	7L954904
	14-16 North West Circus Place	28/08/2017	500	Mr Michael Gordon	7L956810
	14b Nicolson Street	28/08/2017	280	Fat Choi Edinburgh Company Limited	7L957165
	15 Salisbury Place	28/11/2017	280	Barocco Cater Solutions Limited	7M092138
	18-24 Deanhaugh Street	29/08/2017	280	Mr Jing Shen	7L961266
	184 Easter Road	29/08/2017	220	Mr Jack Wojtas	7L961275
	208 Gorgie Road	30/08/2017	220	Agnieska Malgorzaja Jakoniak	7L963574
	21 Candlemaker Row	30/08/2017	280	Mr Abdullah Hussain Abdullah	7L963654
	21 Clerk Street	30/08/2017	220	Green Man Catering Ltd	7L963690
	2a Mountcastle Drive North	31/08/2017	220	Mr Tivendar Singh	7L967448
	324-326 Lawnmarket	31/08/2017	700	B & G S Landa Limited	7L968525
	3-4 Queensferry Street	31/08/2017	900	Waugh Taverns Limited	7L968759
	367 Broomhouse Road	01/09/2017	220	Mr Tahir Javaid	7L969783
	37a-37b Warrender Park Road	01/09/2017	280	Peter Green & Co	7L970050
	44 Ratcliffe Terrace	04/09/2017	280	Mr Peter Kwok	7L971262
	51 Restalrig Road	04/09/2017	220	Mr Nisar Akhtar	7L972770
	6 Commercial Street	05/09/2017	220	Mr Callum Ian Morrison	7L974021
Unit 9	61 Leith Street	05/09/2017	500	Amberdale Limited	7L974433
	74-76 Newhaven Road	05/09/2017	280	Nocturnal Aviators Limited	7L975996
	8 York Place	05/09/2017	500	Ballantrae Hotels Limited	7L976750
	9 Dundee Terrace	09/11/2017	280	Mr Mohammed Saleem Sadiq	7M066272
	91-93 Shandwick Place	08/09/2017	500	Burger (Shandwick Place) Limited	7L985670
	93 St Leonard's Street	06/09/2017	220	Mr Paulo Duarte De Oliveira Vieira	7L979583
	Little King Street	06/09/2017	220	The Archdiocese Of St Andrew's And Edinburgh	7L980468

PERSONAL LICENCE REVIEW – ABBAS AFZAL

ITEM No. 4

**1. Purpose**

- 1.1 To advise the Board of the requirement to hold a hearing for the review of Abbas Afzal's personal licence

**2. Main Report**

2.1. Abbas Afzal 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. 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 In this instance, notice has come directly from Police Scotland regarding a conviction acquired by Mr Afzal. He has been invited to attend the Board meeting, in order that the Board can hold a hearing on his personal licence and decide what action, if any, is considered necessary for the purpose of the licensing objectives.

**3. Recommendation**

3.1 The Board is required, having regard to the notification contained in 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 10<sup>th</sup> January 2018

**Depute Clerk of the Licensing Board**