

**NOTICE OF MEETING**

**MONDAY 29<sup>th</sup> October 2018**

**START TIME 9.30am**

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

**AGENDA**

1. Minutes of Meeting of 24<sup>th</sup> September 2018
2. Applications for variation of existing premises licences, new premises and provisional premises licences, personal licences, etc – as detailed in separate list
3. Section 83 Notification – Neil Young
4. Personal Licence Renewals and Refresher Training
5. Update report – Statement of Licensing Policy – to follow
6. Update report – Assessment of Overprovision – to follow

Nick Smith  
Clerk of the Licensing Board

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LICENSING BOARD

Licensing Board membership:

Councillor Steve Burgess	Councillor Gillian Gloyer
Councillor Lezley Marion Cameron	Councillor David Key
Councillor Nick Cook	Councillor Callum Laidlaw
Councillor Cammy Day	Councillor Joanna Mowat
Councillor Catherine 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)

MINUTES OF MEETING

MONDAY 24<sup>th</sup> SEPTEMBER 2018

ITEM No. 1

**Members present: Councillors Norman Work (Convener); Catherine Fullerton; David Key; Joanna Mowat; Callum Laidlaw; Nick Cook; Gillian Gloyer; Steve Burgess; Lezley Marion Cameron; Cammy Day**

**Police Officer: Sergeant John Young**

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

**NHS Lothian: not present**

**Depute Clerk: Nick Fraser**

**1. Minutes of Meeting of 27<sup>th</sup> August 2018**

The minutes and decision list for the meeting of 27<sup>th</sup> August 2018 were agreed as providing an accurate record of that meeting.

**Decision: minutes agreed**

**2. Section 45 Request for Extension of Provisional Period – Lidi, 234-246 Easter Road**

The Board considered a request for extension of provisional period. Andrew Hunter was present for the premises licence holder. Following consideration of the request, the Board agreed to extend the provisional period by six months, with a new expiry date of 29<sup>th</sup> March 2019.

**Decision: provisional premises licence extended to 29<sup>th</sup> March 2019**

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

The Board considered sixteen applications for variation of premises licences, four applications for provisional and 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 of premises licence application – 1. Unit 54 Ocean Terminal*

Councillor Fullerton, seconded by Councillor Cook, moved refusal of the application. Councillor Laidlaw, seconded by Councillor Gloyer, moved as an amendment that the application should be granted, with the conditions suggested by police, a condition that there would only be six events in the year, and with the Public Entertainment licence condition as offered by the applicant. Following a division and the Convener using his casting vote, the application was refused.

*Variation of premises licence application – 2. The Steading, 118 Biggar Road*

Councillor Day, seconded by Councillor Cameron, moved grant of the application. Councillor Key, seconded by Councillor Laidlaw, moved as an amendment that the application should be refused. Following a division, the application was granted.

*Variation of premises licence application – 5. Sainsburys, 9-10 St Andrew Square*

Councillor Cook, seconded by Councillor Work, moved grant of the application. Councillor Camerons, seconded by Councillor Day, moved as an amendment that the application should be refused. Following a division, the application was granted.

**NHS Lothian representations:**

5. variation Sainsbury 9-10 St Andrew Square

**4. Section 43 Notification – Wm. Morrisons Supermarkets plc**

The Depute Clerk advised the Board of details of a notification provided by Wm Morrisons Supermarkets plc, holders of a number of premises licences in the Board's area. The Chief Constable had provided a notice confirming the details. The Board agreed that it would not be necessary in the circumstances to take any action with the relevant premises licences, and agreed to note the details of the notification.

**Decision:** no further action required

**5. Section 83 Notification – Neil Young**

The Depute Clerk advised of a notification provided by Neil Young, holder of a personal licence issued by the Board. The Chief Constable had provided a notice confirming the details. Mr Young was not present and the Board agreed to continue consideration of his notification, to the next meeting.

**Decision:** continued to October meeting

**6. Application for review of premises licence – Cowans & Sons Café Bar, 33 Raeburn Place**

The Depute Clerk advised of the details of an application for review of premises licence. Reports from LSOs and Police Licensing were made available for consideration. The Board considered the details of the application and reports

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and agreed that the matters which had been referred to in the review did not disclose matters which were specifically relevant to the grounds for review as set out in the Act. The Board agreed to take no further action with the review application.

**Decision:** agreeing to take no further action with review application.

Councillor Norman Work  
Convener of the Licensing Board

# DECISION LIST

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LICENSING BOARD

## CONTINUED VARIATION OF PREMISES LICENCE APPLICATIONS

24 SEPTEMBER 2018

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	386604	Van Restaurants Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Unit 54, Ocean Terminal, 98 Ocean Drive, Edinburgh, EH6 6JJ	No	No	Yes	To provide that the premises may be used as a venue for dance and music events during which time temporary bars and food outlets may be provided, and the capacity increased, to up to 1000. CC LSO BSR	REFUSED  On a division
2.	389421	Summerhall Management Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Summerhall 1 Summerhall, Edinburgh, EH9 1PL	No	No	Yes	To increase the capacity and to submit a substitute layout plan showing the extended licensed area  CC LSO BSR	Applicant's agent confirmed amendment of application – capacity to remain unchanged  GRANTED

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3.	388394	SACO the Serviced Apartment Company Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Eden Locke Gf, 127-129 George Street, Edinburgh, EH2 4JN	No	No	Yes	To delete current Condition on amplified music and vocals, and replace with new condition agreed by Board at its meeting on 26th September 2016, to add off sales, to amend on sales, add seasonal variations, add activities to the premises, to provide that some activities may take place out with licenced hours, to provide that some activities may take place during seasonal variations, amend access for Children and Young persons on premises and to submit a new layout plan outlining the outdoor area CC LSO	GRANTED  No outdoor drinking beyond 2200  amplified music and vocals condition - "no audible nuisance"
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# DECISION LIST

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LICENSING BOARD

## TRANSFER AND VARIATION OF PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	391301	Dalry Bistro Limited	MacDonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	<b>Shebeen</b> 250 Morrison Street, Edinburgh, EH3 8DT	Yes	No	No	Transfer, 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, increase on sale hours, add off sale, add seasonal variations, outdoor drinking, takeaways, deliveries and outside catering as activities, allow certain activities outwith core hours, substitute new layout plan and and change premises manager. CC LSO	GRANTED, but with amplified music and vocals condition to remain unchanged.  No outdoor drinking beyond 2200



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## VARIATION OF PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	391303	Spiers Bar Limited	MacDonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	The Inverleith 10 Bowhill Terrace, Edinburgh, EH3 5QY	No	No	Yes	Change licence holders address 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, increase on sale hours, amend details to children and young persons access to premises.  CC LSO	CONTINUED for site visit

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2.	389605	Three Thistles plc	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	<b>The Steading</b> 118 Biggar Road, Edinburgh, EH10 7DU	No	No	Yes	To amend the on sales of the premises.  CC	GRANTED  On a division
3.	372975	Silverknowes Golf Club	Silverknowes Golf Club  118 Silverknowes Road, Edinburgh, EH4 5ET	<b>Silverknowes Golf Club</b>  118 Silverknowes Road, Edinburgh, EH4 5ET	No	No	Yes	Remove club conditions, increase on sale hours, add off sales and add a designated premises manager  CC LSO BSR	CONTINUED  For applicant to be present
4.	391262	Tesco Stores Ltd	Hill Brown Licensing  RWF House, 5 Renfield Street, Glasgow, G2 5EZ	<b>Tesco</b> 135 Fountainbridge, Edinburgh, EH3 9QG	No	Yes	No	To increase off sale capacity  CC LSO BSR NHS O	Depute Clerk confirmed application was for reduction in capacity, therefore would be a minor variation

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5.	390973	Sainsburys Supermarkets Limited	Shepherd & Wedderburn  5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	<b>Sainsburys</b>  1f, 9-10 St Andrew Square, Edinburgh, EH2 2AF	No	Yes	No	Increase off sale display area  CC LSO BSR NHS	GRANTED  On a division
6.	390506	Greene King Retailing Limited	TLT LLP  140 West George Street, Glasgow, G2 2HG	<b>Barologist</b>  23 Commercial Street, Edinburgh, EH6 6JA	No	No	Yes	Amend details to children and young persons access to premises and add a disabled toilet.  CC	GRANTED
7.	391311	Newhaven Fishmarket Limited	GilsonGray  29 Rutland Square, Edinburgh, EH1 2BW	<b>Newhaven Fishmarket</b>  23 Pier Place, Edinburgh, EH6 4LP	No	No	Yes	To include outdoor drinking as an activity and extend layout of premises to include boardwalk area and front thereof.  CC LSO	GRANTED

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8.	391304	The Scotch Whisky Heritage Centre Limited	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	The Scotch Whisky Experience 354 Castlehill, Edinburgh, EH1 2NE	No	No	Yes	Increase capacity.  CC LSO BSR	CONTINUED  Site visit to be arranged
9.	386392	Tramways Bowling Club	Mr John Currie 82 Springfield, Edinburgh, EH6 5SD	Tramways Bowling Club 54 Rosslyn Crescent, Edinburgh, EH6 5AX	No	No	Yes	To amend Children and Young persons access, to delete certain licence conditions and to assign a Designated Premises Manager.  CC	GRANTED

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10.	391302	Blackfriarsbar Limited	MacDonald Licensing  Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Salt Horse  57-61 Blackfriars Street, Edinburgh, EH1 1NB	No	No	Yes	<p>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 policy, amend on sale and off sale hours on a Sunday, allow certain activities outwith core hours, amend details to children and young persons access to premises.</p> <p>CC LSO O</p>	<p>GRANTED</p> <p>Children's access until 2200, except during Festival period, when until 2300</p> <p>Young persons' access until 2300 all year</p>
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11.	390980	Whitbread Group PLC	John Gaunt & Partners  Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	The Queens Crossing  7 Builyeon Road, South Queensferry, EH30 9YJ	No	No	Yes	Increase capacity.  BSR	GRANTED
12.	391260	Tesco Stores Ltd	Hill Brown Licensing  RWF House, 5 Renfield Street, Glasgow, G2 5EZ	Tesco  Unit 1, 62b Colinton Road, Edinburgh, EH14 1AT	No	Yes	No	Increase off sale capacity.  CC LSO BSR	GRANTED

## Continued Provisional PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	383403	Scarlyles Ltd	Mr Steven Thomas Carlyle Flat 8, 52 Bavelaw Road, Balerno, EH14 7AE	Carlyles Bar & Kitchen 36 Main Street, Balerno, EH14 7EH	Yes	No	No	Premises will operate as a café by day and will operate as a restaurant on Friday and Saturday evenings. CC LSO BSR	GRANTED  Capacity 22  amplified music and vocals condition - "no audible nuisance"

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LICENSING BOARD

## NEW PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	390452	Mr Ronald Rayner	Mr Ronald Rayner 37 Dovecot Road, Edinburgh, EH12 7LF	<b>Main Street Beanery Limited</b> 209 Fountainbridge, Edinburgh, EH3 9RU	Yes	No	No	Small restaurant in mixed business/residential/leisure area on main thoroughfare (Fountainbridge) CC LSO BSR O	GRANTED  Capacity 35  amplified music and vocals condition - "no audible nuisance"

## Provisional PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	390978	Royal Yacht Enterprises Ltd	Pinsent Masons LLP 141 Bothwell Street, Glasgow, G2 7EQ	<b>MV Fingal</b> 1 Prince of Wales Dock, EH6 6JJ	No	No	Yes	23 bedroom boutique hotel with restaurant and function suite CC LSO BSR O	Part heard application  CONTINUED for site visit  Cllrs Work; Burgess, Cook, Fullerton, Gloyer, Key, Laidlaw, Mowat

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2.	391423	Interpub Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	St Christophers Inn 32 Market Street, Edinburgh, EH1 1QB	No	No	Yes	Hostel located on Market Street in Edinburgh with public house facility CC LSO BSR	GRANTED  Terminal hour for on-sales 0100  amplified music and vocals condition - "no audible nuisance"
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## PERSONAL LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Decision
1.	385601	Paul Gardner		REFUSED
2.	388798	Cletus Calvin Okpala		CONTINUED for personal appearance



ITEM No. 2

**THE CITY OF EDINBURGH LICENSING BOARD**

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

**29 OCTOBER 2018**

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

**NOTICE OF APPLICATIONS – Continued Variation PREMISES LICENCE APPLICATIONS**

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	391303	Spiers Bar Limited	MacDonald Licensing  Bf, 21 Rutland Square, Edinburgh, EH1 2BB	The Inverleith  10 Bowhill Terrace, Edinburgh, EH3 5QY	No	No	Yes	7/9/18	Change licence holders address, 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, increase on sale hours, amend details to children and young persons access to premises.  CC LSO	

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

**NOTICE OF APPLICATIONS – Continued Variation PREMISES LICENCE APPLICATIONS**

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
2.	372975	Silverknowes Golf Club	Silverknowes Golf Club  118 Silverknowes Road, Edinburgh, EH4 5ET	<b>Silverknowes Golf Club</b>  118 Silverknowes Road, Edinburgh, EH4 5ET	No	No	Yes	7/9/18	Remove club conditions, increase on sale hours, add off sales and add a designated premises manager  CC LSO BSR	
3.	391304	The Scotch Whisky Heritage Centre Limited	Brunton Miller Solicitors  22 Herbert Street, Glasgow, G20 6NB	<b>The Scotch Whisky Experience</b>  354 Castlehill, Edinburgh, EH1 2NE	No	No	Yes	7/9/18	Increase capacity.  CC LSO BSR	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	393627	Mr Robert Michael Baxter	Burness Paul 50 Lothian Road Festival Square Edinburgh EH3 9WJ	235 Cowgate, Edinburgh, EH1 1JQ	No	No	Yes	11/10/18	To increase the capacity to 130, to change the premises licence holder and to also substitute a new layout plan. CC x2 BSR	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	392653	Trust Inns Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 Peffer Street, Edinburgh, EH16 4BA	No	No	Yes	11/10/18	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, increase on sale hours, add Festival Period to Seasonal Variations and allow certain activities outwith core hours. CC LSO	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
2.	392934	Broughton Properties Limited	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	104 Hanover Street, Edinburgh, EH2 1DR	Yes	No	No	11/10/18	Amend opening hour on Sunday to 11:00am. CC	
3.	393308	Five Guys JV Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	12 Frederick Street, Edinburgh, EH2 2HB	No	No	Yes	11/10/18	To extend the terminal hour on Fridays and Saturdays to 01:00. CC	
4.	393617	KLR & RCR International Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	120 Dundas Street, Edinburgh	No	No	Yes	11/10/18	Increase on sale hours to 23:30 hrs Sunday - Thursday and 00:00 hrs Friday & Saturday; Add outdoor drinking as an activity CC LSO O x1	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
5.	392776	Martin McColl Limited	Lockett & Co Lockett House, 13 Church Street, Kidderminster, Worcestershire, DY10 2AH	120-122 Portobello High Street, Edinburgh, EH15 1AH	No	Yes	No	11/10/18	Change to layout of premises resulting in an increase in capacity for alcohol display. CC LSO BSR	
6.	393619	Mrs Samra Iqbal Sohail	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	20 Broughton Street, Edinburgh, EH1 3RH	No	Yes	No	11/10/18	Increase in capacity for alcohol. CC LSO BSR	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
7.	391794	K-Star Limited	Woodswhur Solicitors Devonshire House, 38 York Place, Leeds, LS1 2ED	237 Cowgate, Edinburgh, EH1 1JQ	No	No	Yes	11/10/18	Increase capacity,remove off sales, increase on sale hours. Remove restaurant facilities and televised sports as activities, remove certain activities outwith core hours, amend details to children and young persons access to premises, approve internal reconfiguration, change name of premises to 'Supercube(Cow gate)' and add premises manager. CC BSR	



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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
8.	392933	Mitchells & Butlers Retail Ltd	Hill Brown Licensing RWF House, 5 Renfield Street, Glasgow, G2 5EZ	4 South Charlotte Street, Edinburgh, EH2 4AW	No	No	Yes	11/10/18	Remove reference to bar meals and access for children and young persons CC	
9.	392384	The Edinburgh Woollen Mill Ltd	TLT LLP 140 West George Street, Glasgow, G2 2HG	62 Princes Street, Edinburgh, EH2 2DF	No	No	Yes	11/10/18	Remove seasonal variation; Allow restaurant facilities outwith core hours; include receptions and live performances both during and outwith core licensed hours; amend other activities. CC BSR	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
10.	391796	The Edinburgh Woollen Mill Ltd	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	70-74 Bangor Road, Edinburgh, EH6 5JU	No	No	Yes	11/10/18	Increase onsales hours to read 11:00 - 22:00 hrs Monday to Sunday, amend terminal hour for off sales to 22:00 hrs daily, amend wording for seasonal variations, add live performances and receptions, allow activities prior to core hours. CC LSO BSR	

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

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
11.	393128	Zana 12 Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	88 Grassmarket, Edinburgh, EH1 2JR	No	No	Yes	11/10/18	Add off sales; increase capacity; allow outside area to be used prior to licensed hours, but not for the consumption of alcohol; reflect the addition of the premises known as 86 Grassmarket into the licensed area CC BSR NHS O x5	
12.	393278	Vue Entertainment Limited	Poppleston Allen 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS	Unit 11, 61 Leith Street, Edinburgh, EH1 3AU	Yes	No	No	11/10/18	Amend wording in childrens access CC LSO	

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

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
13.	393277	Vue Entertainment Limited	Poppleston Allen 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS	Unit 30, Ocean Terminal, 98 Ocean Drive, Edinburgh, EH6 6JJ	No	No	Yes	11/10/18	Amend wording in childrens access CC LSO	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	390978	Royal Yacht Enterprises Ltd	Pinsent Masons LLP 141 Bothwell Street, Glasgow, G2 7EQ	<b>MV Fingal</b> 1 Prince of Wales Dock, EH6 6JJ	No	No	Yes	7/9/18	23 bedroom boutique hotel with restaurant and function suite CC LSO BSR O	

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

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	391611	QM Hotel (UK) Limited	John Gaunt & Partners Omega Court, 372-374 Cemetery Road, Sheffield, S11 8FT	1 Fairview Road, Edinburgh, EH28 8AP	No	No	Yes	11/10/18	The proposed premises is the development of a hotel with restaurant, bar, meeting room facilities, function room associated access and parking with an external area. CC x2 LSO BSR	
2.	393711	Ms Yu-Huan Wang	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 Palmerston Place, Edinburgh, EH12 5AF	No	No	Yes	11/10/18	Cafe premises located at the corner of Palmerston Place and West Maitland Street, with access from street level via a flight of stairs. CC LSO BSR	

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

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
3.	393025	DDG Consultancy LTD	Mr Niall Hassard Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	15 Salisbury Place, Edinburgh, EH9 1SL	No	No	Yes	11/10/18	Restaurant/bistro in a promenade of shops in a mixed residential and commercial area CC LSO BSR	
4.	393712	Mr Graziano Borghese	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	16 Buckstone Terrace, Edinburgh, EH10 6PZ	No	No	Yes	11/10/18	Small café premises located on the ground floor and lower ground floor of a building on Buckstone Terrace. CC LSO BSR O x5 S x1	

**THE CITY OF EDINBURGH LICENSING BOARD**  
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**NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS**

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
5.	391966	Escape Hunt Group Limited	Poppleston Allen Solicitors 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS	26 Castle Street, Edinburgh, EH2 3HT	Yes	No	No	11/10/18	Escape Hunt is part of an international company which offers a range of escape games which have become increasingly popular recently for the public and for corporate clients. A number of different games and experiences are offered. As part of the overall experience the operator wishes to be able to offer refreshments including the sale of alcohol at the conclusion of	



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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
									the entertainment. CC LSO BSR	
6.	392769	Tattu Manchester Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	50 West Register Street, EH2 2AA	Yes	No	No	11/10/18	Modern Chinese Restaurant in mainly commercial area located at the west Register Street corner of St Andrew Square CC x2 LSO BSR	
7.	393616	Mr Ugar Yavus	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	54-56 West Port, Edinburgh, EH1 2LD	No	No	Yes	11/10/18	Cafe consisting of two interconnecting properties located on the ground floor of a building in West Port. CC LSO BSR NHS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
8.	392552	Fortuna Scotland Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	74-77 Queen Street, Edinburgh, EH2 4NF	No	No	Yes	11/10/18	Cafe premises within building in Queen Street. CC LSO BSR	

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

**29 OCTOBER 2018**

No	Reference	Applicant	Agent Details	Comments	Decision
1.	388798	Cletus Calvin Okpala		CC (Continued from September)	
2.	392549	Bhupinder Singh	MacDonald Licensing Bf 21 Rutland Square Edinburgh EH1 2BB	CC	

## PERSONAL LICENCE REVIEW – NEIL YOUNG

### 1. Purpose

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

### 2. Main Report

- 2.1. Neil Young 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.
- 2.2. In this instance the notification of conviction details has come directly from the Police: Mr Young has not made a notification of the details to the Board. The Chief Constable has provided the conviction details, but not made any recommendation to the Board about how it should proceed.
- 2.3. In the absence of a recommendation from the Chief Constable, the Board has a discretion to decide whether or not to proceed with a hearing, or to take no further action. If 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. If in the course of the hearing the Board considers the licence holder is no longer a fit and proper person to hold the licence, the Board may revoke the licence.

- 2.5 The Board is required to decide whether to hold a hearing on Mr Young's personal licence and then decide what action, if any, is considered necessary for the purpose of the licensing objectives. Mr Young was invited to attend the Board meeting on 24<sup>th</sup> September. Having not attended, the Board agreed to continue consideration of this matter to the October meeting.

### 3. Recommendation

- 3.1 The Board is required, having regard to the notification and the Chief Constable's report:-
- (a) to decide whether or not to hold a hearing on the personal licence;
  - (b) if proceeding with a hearing, to decide what action to take with regard to the personal licence.

PERSONAL LICENCE REVIEW – NEIL YOUNG

4. Background Papers

4.1 Letter from Police Scotland dated 11<sup>th</sup> June 2018

Depute Clerk of the Licensing Board

## PERSONAL LICENCE RENEWALS AND REFRESHER TRAINING

ITEM No.

4

**1. Purpose**

- 1.1 To notify the Board of the revised training accreditation provisions for personal licence holders issued by the Scottish Ministers and to seek Board approval to update advice provided to licence holders in relation to applications to renew personal licences.

**2. Main Report**

- 2.1. All personal licences issued on or before 1<sup>st</sup> September 2009 are due to be renewed by 31<sup>st</sup> August 2019. Applications for renewal must be made before 31<sup>st</sup> May 2019 and licence holders must provide evidence of a personal licence training qualification when making a renewal application. Licence holders are also required to carry out refresher training every five years and therefore those licence holders whose licences must be renewed by 31<sup>st</sup> August 2019 will also be required to provide evidence that they have completed refresher training by this date and hold the appropriate personal licence holder refresher training qualification. A similar timescale will apply on a rolling basis to all personal licences which were issued after 1<sup>st</sup> September 2009.
- 2.2. An application to renew a personal licence and the requirement to provide evidence of having completed refresher training are separate legislative requirements. Separate acceptable qualifications for both the renewal application and the refresher training have been accredited by the Scottish Ministers. A recent update Training Accreditation Document issued to licensing boards by Scottish Ministers on 4<sup>th</sup> October 2018 provides that for the purposes of a renewal application *The Scottish Certificate for Personal Licence Holders (Refresher)* certificate can now be accepted as evidence of a licence qualification provided that it was obtained within the five year period prior to the expiry date of the personal licence to which it relates. The effect of this provision is that a certificate evidencing that refresher training has been undertaken will be acceptable evidence for both the requirement to present a refresher training certificate and to renew a personal licence. Scottish Ministers have also published a communications document on the Scottish Government website *Licensing (Scotland) Act 2005: communications for personal licence holders* in which it is recommended that personal licence holders deal with the renewal of their licences and the refresher training requirements at the same time.
- 2.3. Both documents issued by the Scottish Ministers together clarify that both requirements can now be met at the same time and the processes combined. It is proposed that personal licence holders are encouraged by the Board to undertake a new refresher training course and then submit that with their application for renewal. Such an approach would help streamline Board administration as both statutory requirements would be met at the same time and would avoid the situation where the Board was required to consider a

PERSONAL LICENCE RENEWALS AND REFRESHER TRAINING

renewal application and then, at a later date, to re-issue the renewed licence after evidence of refresher training was submitted.

- 2.4. Board approval is therefore sought for the above advice to be provided to personal licence holders and to update the current renewal application procedures so that the licence renewal and the refresher training notification can be dealt with at the same time.

**3. Recommendation**

- 3.1 The Board is asked:-

(a) to note the report; and

(b) approve the provision of advice to personal licence holders to undertake refresher training before submitting their application for renewal and to provide evidence of this training with the renewal application.

**4. Background**

- 4.1 Licensing (Scotland) Act 2005 : communications for personal licence holders

**Depute Clerk of the Licensing Board**