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NOTICE OF MEETING

MONDAY 25th OCTOBER 2021

Start time: 9.30am

NOTE – meeting to be conducted remotely, in terms of section 133 of the 2005 Act, as amended by the Coronavirus (Scotland) Act 2020

AGENDA

1. Preliminary matters
2. Minutes of meeting of 27th September 2021
3. Applications - details as set out in separate list
4. Report – Requests for Extension of Provisional Premises licences
5. Report – Gambling Policy Statement – Consultation
6. Report – Equality Policy – update (report to follow)

Nick Smith
Clerk of the Licensing Board

◆ EDINBURGH ◆

LICENSING BOARD

Licensing Board membership:

Councillor Steve Burgess	Councillor David Key
Councillor Lezley Marion Cameron	Councillor Callum Laidlaw
Councillor Cammy Day	Councillor Joanna Mowat
Councillor Gillian Gloyer	Councillor Iain Whyte
Councillor Derek Howie	Councillor Norman Work (Convener)

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

<https://www.edinburgh.gov.uk/licences-permits/edinburghs-licensing-board/1>

MINUTES OF MEETING

MONDAY 27th SEPTEMBER 2021

Members present: Councillors Norman Work (Convener); Steve Burgess; Lezley Marion Cameron; Gillian Gloyer; Derek Howie; David Key; Callum Laidlaw; Joanna Mowat; Iain Whyte

Police: Sergeant Marc Copland

Council Officers: Tom Veitch (Acting Regulatory Operations Manager); Colin McCulloch (Senior Building Standards Surveyor); Nick Fraser (Depute Clerk)

NOTE – meeting conducted remotely, in terms of section 133 of the 2005 Act, as amended by the Coronavirus (Scotland) Act 2020

1. Preliminary matters

The Board agreed in terms of paragraph 12(2) of schedule 1 of the 2005 Act that it was not possible to hold the meeting in public because of reasons connected with coronavirus. The Board also agreed in terms of section 133 of the Act that hearings would proceed on the basis of videoconferencing for similar reasons.

2. Minutes of meeting of 30th August 2021

The minutes of the meeting of 30th August 2021 and attached decision list were approved.

3. Applications - details as set out in separate list

The applications for provisional premises licences and major variations of existing licences were considered as set out in the attached decision list.

In the course of discussions on applications, Councillor Howie asked the depute clerks to consider the manner in which site notices were used, and whether arrangements could be made for those who were visually impaired.

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

27 September 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision	
Page 6	1.	454215	Tribe Kitchen Ltd	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	3-5 Corunna Place, Edinburgh, EH6 5JG	No	Yes	No	Commercial kitchen offering delivery of restaurant quality food working with existing local brands CCx2 LSO BSR	GRANTED music condition - no audible nuisance capacity - zero (no display shelving, no public access) delivery of alcohol with food
		455817	Whisky Trail Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	136 High Street, Edinburgh, EH1 1QS	No	Yes	No	Retail shop located on the High Street forming part of the Royal Mile in Edinburgh CCx2 LSO BSR	Application amended - removal of ref to shop being open until 2300 Description - "retail shop catering principally for tourist trade selling specialist Scottish-themed produce including alcohol" GRANTED Music condition - no audible nuisance Capacity - 170m shelving
	3.	431107	161 Noodle Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	161 Dundee Street, Edinburgh, EH11 1BY	No	No	Yes	Restaurant located on ground floor of a tenement building on Dundee Street, Edinburgh CCx2 LSO BSR	GRANTED no young persons after 0100 during seasonal variation music condition - no audible nuisance Capacity - 20 persons

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27 September 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	453216	BrewDog Retail Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	5 New Street, Edinburgh	No	No	Yes	Hotel with Bar and Restaurant CCx2 LSO BSR	Applicant reducing capacity by 30 (15 upstairs, 15 downstairs) GRANTED no outdoor drinking beyond 2200 Music condition - no audible nuisance Total capacity - 320 persons NB - Cllr Burgess amendment**
5.	454519	202Kitchen Endinburgh Limited	Brodies LLP 14-16 Atholl Crescent, Edinburgh, EH3 8HA	51 George Street, New Town, Edinburgh, EH2 2HT	No	No	Yes	Restaurant and bar comprising ground floor situated in Edinburgh City Centre CCx2 LSO BSR	GRANTED music condition - no audible nuisance Capacity - 210 persons

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**Councillor Burgess moved as an amendment the attachment of a condition that for downstairs bar/restaurant area, alcohol to be provided only with food. There being no seconder the amendment fell.

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

27 September 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	455762	Motor Fuel Limited	Mr Andrew Hunter The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	2-40 Ratcliffe Terrace, Edinburgh, EH9 1SS	No	Yes	No	24 hour General convenience store next to Petrol/Derv filling station forecourt CCx2 LSO BSR	GRANTED music condition - no audible nuisance capacity - 24.86m shelving
2. Page 8	456625	Vault City Brewing Ltd	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	Unit 2 A1 Industrial Park Sir Harry Lauder Road, Edinburgh, EH15 2QA	No	No	Yes	Working Brewery and Tap Room. Premises engaged in production, storage and dispatch CCx2 LSO BSR	GRANTED Music condition - no audible nuisance capacity - 130 persons
3.	457254	AGD Leisure Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Units 3 & 4, Omni Centre, 61 Leith Street, New Town, Edinburgh, EH1 3AU	No	No	Yes	Competitive socialising leisure facility with street food offering & ancillary bar. CCx2 LSO BSR	amended to confirm C&YP access includes "for playing games" GRANTED Music condition - no audible nuisance capacity - 225 persons NB - Cllr Howie amendment**

** Councillor Howie moved as an amendment that the application be continued in order for a report to be obtained from Public Health regarding the operation of axe-throwing as one of the games offered on the premises. There being no seconder, the amendment fell.

THE CITY OF EDINBURGH LICENSING BOARD
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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

27 September 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
Page 9	455958	Ambassador Theatre Group (Venues) Limited	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	18-20 Greenside Place, Greenside, Edinburgh, EH1 3AA	Yes	No	No	Amend On sales hours; Allow for seasonal variations; include conferences within and outwith licensed hours; allow for Receptions, club/other meetings, recorded music and live performances outwith licensed hours. Allow for open-days, classes and education CC LSO BSR	Application amended to confirm Sunday 1100 commencement for onsales GRANTED No children and YP access to bar areas unless accompanied by an adult

THE CITY OF EDINBURGH LICENSING BOARD
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27 September 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	457875	Savour Cafe Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 Lister Square, Edinburgh, EH3 9GL	No	No	Yes	Amend commencement hour to 11:00 hrs daily; include off sales; add seasonal variations; allow for premises to open from 08:00 hrs without the sale of alcohol, allow certain activities to take place from 08:00 hrs; include takeaways/deliveries (which may include alcohol) and tastings, (including wine tastings) as activities; allow children to be unaccompanied if they are only on the premises to purchase a takeaway; change of manager CC LSO	GRANTED

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
Page 11	457794	M & CW Properties Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	14 Bonnington Road, Edinburgh, EH6 5JD	Yes	No	No	Add off sales, increase capacity, add Seasonal Variation, Receptions, Deliveries, Takeaways and Collections as activities, allow certain activities outwith core hours, amend details to children and young persons access to premises, delete reference to shop in the basement, approve internal reconfiguration and submit new layout plan. CC LSO BSR	GRANTED capacity - 50 persons

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	456390	India Buildings Limited	Burness Paull LLP Union Plaza, 1 Union Wynd, Aberdeen, AB10 1DQ	1 Victoria Street, Old Town, Edinburgh, EH1 2HE	Yes	No	No	Amend description of premises; amend postal address; Increase capacity; Remove Off sale; include "Accommodation", "Film", "Club Or Other Group Meetings Etc." and "Outdoor Drinking Facilities" as activities; allow for certain activities outwith core hours; CC LSO	GRANTED no outdoor drinking beyond 2200 Capacity - 2158 persons (total) Board noting the part of premises that formed the former nightclub would be used for ticketed and guest events (capacity 995)

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
Page 13.	456417	Lidl Great Britain Limited	Lidl GB Ltd Licensing Team, Palmer Avenue, Central Park, Severn Beach, BRISTOL, BS35 4DF	100 Niddrie Mains Road, Edinburgh, EH16 4DT	No	Yes	No	Increase capacity including additional capacity during seasonal trading 1st December - 2nd January each year and approve internal reconfiguration. CC BSR	GRANTED Capacity - 109.47m shelving plus extra 5.3m during seasonal period
	456217	Lidl Great Britain Limited	Licensing Team Lidl Distribution Centre, Palmer Avenue, Severn Beach, Bristol, BS35 4DF	Store 1 Westside Plaza, Edinburgh, EH14 2SW	No	Yes	No	Increase capacity during seasonal trading - 1st December - 2nd January each year and approve internal reconfiguration. CC LSO BSR	GRANTED Capacity - 109.47m shelving plus extra 5.3m during seasonal period

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
Page 14	456219	Lidl Great Britain Limited	Licensing Team Lidl Distribution Centre, Palmer Avenue, Severn Beach, Bristol, BS35 4DF	234-246 Easter Road, Edinburgh, EH6 8LE	No	Yes	No	Add Seasonal Variations as an activity, increase capacity including additional capacity during seasonal trading 1st December - 2nd January each year and approve internal reconfiguration. CC LSO BSR	GRANTED Capacity - 109.47m shelving plus extra 5.3m during seasonal period
	457873	Hunter Square Lease Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3 Hunter Square, Edinburgh, EH1 1QW	No	No	Yes	Amend commencement hour Monday-Saturday 09:00 on sales and 10:00 off sales CC Ox1	Application amended to confirm offsales commencement remains 1100 GRANTED NB Cllr Howie amendment**

**Councillor Howie moved as an amendment that the on sales commencement hour remain at 1100. There being no seconder, the amendment fell.

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	457787	A Crolla & Son Catering Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	43 Frederick Street, Edinburgh, EH2 1EP	Yes	No	No	Add Off Sales, reduce capacity, add Bar Meals, Club or Group Meetings, Indoor/Outdoor Sports, TV Sport, Takeaway and Deliveries as activities, amend details to children and young persons access to premises, submit new layout plan, amend description of premises and delete the current Condition on amplified music and vocals, and to replace it with the new Condition CC LSO BSR	CONTINUED at request of agent - OCTOBER Board meeting

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	454805	Mr Richard Dominic Hilton	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	7 Commercial Street, Edinburgh, EH6 6JA	Yes	No	No	Increase on sales, add off sales, allow certain activities outwith core hours, add Seasonal Variations, Indoor/Outdoor Sports, and TV Sports as activities and amend details to childrens and yong persons access to premises. CC LSO	GRANTED

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
Page 17	454810	Mr Erdogan Bayraktar	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	77 Shore, Edinburgh, EH6 6RG	No	No	Yes	Increase On Sales add Off Sales, allow certain activities outwith core hours and add Seasonal Variations, Outdoor Drinking, Takeaway and Deliveries as activities, amend details to children and young persons access to premises, submit new layout plan showing outdoor drinking area. CC LSO	GRANTED no outdoor drinking beyond 2200
	428216	The Red Bus Bistro Co Limited	Ms Alison Simpson 32 Davies Acre, East Kilbride, G74 5BZ	Stance ZE - Waterloo Place, Edinburgh, EH1 3EG	No	No	Yes	Amend starting point of route and also slight amendment to route CC LSO	GRANTED Licence holder to amend operating plan to confirm: (1) no outside drinking area; (2) C&YP access - no children <7 years

Only one vehicle to be in use on route at any time.

Bus to adhere to route set out attached to licence, or as near as reasonably practicable taking account of temporary road closures, diversions, etc.

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
13.	457322	PHO (Edinburgh) Limited	Poppleston Allen Solicitors 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS	Unit C4.21a 408-410 St James Crescent, Edinburgh	No	No	Yes	Reduce capacity; major reconfiguration of premises CC LSO BSR	GRANTED
Page 18	454618	Ghost Gastro	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	137 George Street, New Town, Edinburgh, EH2 4JY	No	No	Yes	Increase on sale and off sale hours, add seasonal variations, bar meals, live performances, takeaways,wine,spirit & beer tastings, food tastings, private functions, private hire, corporate functions,charity events and product/promotions as activities, allow certain activities outwith core hours CC LSO	GRANTED No C&YP beyond 0100 during seasonal variation period Type text here

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NOTICE OF APPLICATIONS - Continued Variation PREMISES LICENCE APPLICATIONS

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	457787	A Crolla & Son Catering Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	43 Frederick Street, Edinburgh, EH2 1EP	Yes	No	No	Add Off Sales, reduce capacity, add Bar Meals, Club or Group Meetings, Indoor/Outdoor Sports, TV Sport, Takeaway and Deliveries as activities, amend details to children and young persons access to premises, submit new layout plan, amend description of premises and 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. CC LSO BS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	448929	Currie Rugby Football Club	Currie Rugby Football Club 5 Malleny, Balerno, EH14 7AF	5 Malleny, Balerno, EH14 7AF	No	No	Yes	Increase the licensed area to include the grass area to the rear of the clubhouse for occasional use as an outside drinking area. The area extends to 16m x 11m only. CC LSO BS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	451318	Sodexo Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	73 Belford Road, Edinburgh, EH4 3DS	No	No	Yes	Include off sales; amend onsales to commence at 11:00 on Sundays; amend terminal hour to 20:00; include out door drinking; amend Q5 to allow charity events & exhibitions, lectures, shows etc. A converted horsebox situated at the front of the venue will sell Hot drinks, snacks and alcoholic beverages; amend layout CC LSO BS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	455797	Cairnsouth Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	97 Shandwick Place, Edinburgh, EH2 4SD	No	No	Yes	Amend commencement hour to 11am Daily (On and off Sales); include televised sport; allow the use of the outside area for the consumption of food or drink until 23:00 hrs; provide certain activities outwith core hours CC LSO O x2	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	458120	Lidl Great Britain Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	Unit 15, Craigleith Retail Park 52 South Groathill Avenue, Edinburgh, EH4 2LN	No	Yes	No	Increase of capacity and revised merchandising layout CC BS	
5.	452752	GWC Trading UK Limited	Morton Fraser LLP 2 Lister Square, Edinburgh, EH3 9GL	79 Myreside Road, Edinburgh, EH10 5BY	No	No	Yes	Change of layout - major restructuring works following on from a fire at the premises, include additional outside area; add outside area within licensed footprint to allow outside areas to be licensed; amend premises description CC LSO BS Ox1	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	456333	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	102 West Port, Edinburgh, EH3 9DN	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

THE CITY OF EDINBURGH LICENSING BOARD
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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	456326	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	102-104 Marchmont Road, Edinburgh, EH9 1BG	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	456317	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	155-159 Bruntsfield Place, Edinburgh, EH10 4DG	No	Yes	No	Increase capacity; Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises; amend layout CC BS O x3	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	456330	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	1f, 9-10 St Andrew Square, Edinburgh, EH2 2AF	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	456329	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	29-30 Simpson Loan, Edinburgh, EH3 9GG	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
11.	456319	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	3 Morrison Street, Edinburgh, EH3 8BE	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
12.	456338	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	32-36 Shandwick Place, Edinburgh, EH2 4RT	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
13.	456321	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	35-37 Deanhaugh Street, Edinburgh, EH4 1LR	No	Yes	No	Increase capacity; Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises; amend layout CC BS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
14.	456335	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	358 Morningside Road, Edinburgh, EH10 4QN	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC BS	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
15.	456325	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	39 Westfield Road, Edinburgh, EH11 2QW	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC	

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25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
16.	456337	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	45 Bernard Street, Edinburgh, EH6 6SL	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC BS	

Applications called for 10:00

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
17.	456318	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	6/19, Cameron Toll Shopping Centre, 6 Lady Road, Edinburgh, EH16 5PB	No	Yes	No	Include restaurant facilities; recorded music and live performances both within and outwith core hours but not before 07:00 or after 23:00, allow for the fulfilment of remote orders by home delivery and/or "click and collect", allow that Parts of the premises may be operated by third party concessions eg dry cleaners, shoe repair facilities, allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC BS O x1	

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
18.	456332	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	72-80 Causewayside, Edinburgh, EH9 1PY	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; but not normally before 07:00 or after 23:00 hrs; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises; CC	

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
19.	456315	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	83a Craighall Road, Edinburgh, EH6 4RR	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC LSO Ox1	

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
20.	456323	Sainsbury's SL Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	9-10 Moray Park, Edinburgh, EH7 5TS	No	Yes	No	Permit recorded music and live performances both within and outwith core hours; allow for fulfilment of remote orders by home delivery or click and collect; allow that part of the premises may be operated by third party concessions eg: dry cleaners, shoe repair facilities; allow for product launches, sampling, tasting events and community or charity events; amend description of premises and other activities carried out on premises CC Ox1	

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	448594	CLGM LIC Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	4-6 Nicolson Street, Edinburgh, EH8 9DH	No	No	Yes	Restaurant premises in a mainly commercial area of the city CC x2 LSO BS	
2	453467	Historic Environment Scotland	Morton Fraser 2 Lister Square, Edinburgh, EH3 9GL	5c Seafield Way, Edinburgh, EH15 1TB	No	Yes	No	Warehouse in which orders will be taken for dispatch of alcoholic products to customers CC LSO BS	

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

25 October 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	455856	THEWELLNESSHUB	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	6 Manderston Street, Edinburgh, EH6 8LY	No	No	Yes	Bar/cafe/event space within an arch on Manderston Street, with outside area CC x2 LSO BS	

APPLICATIONS TO EXTEND PROVISIONAL PERIOD**1. Purpose**

- 1.1 To ask the Board to consider applications to extend the provisional period for provisional premises licences

2. Main Report

- 2.1. In terms of section 45(6) of the Licensing (Scotland) Act 2005, a provisional premises licence is granted for a period of four years from the date of issue of the licence. If not confirmed before the end of the provisional period, the licence is revoked by operation of the Act. Confirmation is obtained upon receipt by the Licensing Board of clear section 50 certificates (Planning, Building Standards and, where necessary, Food Hygiene).
- 2.2. In terms of section 45(7) of the Act, a provisional premises licence holder may apply to the Board before the end of the provisional period, requesting an extension by such further period as the Board considers appropriate.
- 2.3. In granting such an extension, the Board must be satisfied in terms of section 45(8) of the Act that (a) completion of the construction or conversion of the premises to which the licence relates has been delayed and (b) the delay has been caused by factors outwith the premises licence holders' control.
- 2.4. The Coronavirus (Scotland) Act 2020 provides for a six month extension to the provisional period where this is the first such extension and where it is for coronavirus-related reasons. The two extension requests being made to the Board are for first-time extensions beyond the four year provisional period. If the reason for extension in each case is covid-related then the Board would be required to extend the provisional period by six months. If not covid-related, the provisions referred to in para 2.3 above would apply, and it would be for the Board to make a decision on duration of any extension.
- 2.5. Details of the premises are provided below. The provisional premises licences for each are due to expire on 4th December 2021.

3. Recommendation

- 3.1 In the event the Board is satisfied with the reasons given, the Board is asked to reach a decision on the duration of any extension of the provisional premises licence.

APPLICATIONS TO EXTEND PROVISIONAL PERIOD

4. Background Papers

- 4.1 Extension request for Alba Bistro, 86-88 Grassmarket
- 4.2 Extension request for Edinburgh Grand, 41-42 St Andrew Square

Depute Clerk of the Licensing Board

GAMBLING ACT 2005 – CONSULTATION ON POLICY STATEMENT

1. Purpose

The Licensing Board is the relevant licensing authority in terms of the Gambling Act 2005 (“the 2005 Act”). The Act requires the Board to publish a Statement of Policy every three years setting out how the Board will carry out its functions. The existing policy is due to be reviewed. This report:-

- 1.1 advises the Board of the requirement to review and carry out a consultation on its Statement of Policy, in terms of the 2005 Act;
- 1.2 suggests that the Board carries out a consultation with a view to agreeing a new policy statement, with responses to be reported to a later meeting of the Board.

2. Main Report

2.1. The 2005 Act requires the Board to publish a Statement of Policy every three years, setting out the principles the Board will apply, in exercising its functions. The policy forms the backdrop of all decisions taken by the Board on grant and variation of gambling premises licences and permits in terms of the 2005 Act.

2.2. Details of the extent of the Board’s policy-making duty are set out in section 349 of the Act and associated regulations, in line with Gambling Commission guidance. The Board must:-

- review its policy from time to time,
- revise the terms of the policy where the Board considers it necessary, and
- consult on any revisions

As the current policy is nearing the end of its three year duration, the Board must now consult and review its terms. The Board’s existing Statement of Policy is available online - [here](#)

2.3 At minimum the Board must consult:-

- the Chief Constable
- one or more persons who appear to the Board to represent the interests of persons carrying on gambling businesses in the Board’s area; and
- one or more persons who appear to the Board to represent the interests of persons likely to be affected by the exercise of the Board’s functions in terms of the Act

GAMBLING ACT 2005 – CONSULTATION ON POLICY STATEMENT

During the lifetime of the existing policy there have been relatively few applications for new premises licences or variation of existing premises licences. There have been no applications made to the Board for review of premises licences within the Board's area. All of this is perhaps to be expected, in the context of the Covid-19 Pandemic.

- 2.4 There have been no significant issues highlighted with the existing policy. The timescale for publication of a new Statement of Policy is relatively short and it is therefore proposed to carry out a consultation inviting comments on the current policy, with the outcome reported to the Board at its next meeting in order that the Board can revise the terms of its policy and publish the version to take effect for the period 2022-25.
- 2.5 The new policy will require to take account of any changes to the guidance issued by the Gambling Commission to licensing authorities, and the Depute Clerks will ensure the policy is updated to that extent.
- 2.6 When preparing the existing policy, the Board confirmed an intention to consider the preparation of Local Area Profiles, in line with Gambling Commission guidance. These are used to map out the extent of potential areas of concern within a board's area, having regard to potential impacts upon the licensing objectives, namely:-
- preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime;
 - ensuring that gambling is conducted in a fair and open way;
 - protecting children and other vulnerable persons from being harmed or exploited by gambling

It has not been possible to prioritise the work necessary for preparation of a profile, particularly taking account of the events of the past 18 months. The lack of application activity over the lifetime of the current policy suggests that the lack of a current Local Area Profile remains relatively low risk.

- 2.7 Given the limited timeframe available it is suggested to the Board that the priority at this time is to ensure that a new policy is put in place for the start of 2022, with any work on Local Area Profiles to be followed up thereafter.
- 2.8 Details of the consultation will be published on the Council's online Consultation Hub. There will also be direct communications with consultees. A suggested timeline for the consultation is as follows:-

1st November 2021 – commencement of consultation

3rd December 2021 – closing date for consultation responses

Date to be agreed December/January – reporting of consultation responses to Board

GAMBLING ACT 2005 – CONSULTATION ON POLICY STATEMENT

31st January 2021 – finalise new policy statement for publication

3. Recommendation

- 3.1 The Board is asked to agree:-
- a. to carry out a consultation on the terms of the Board's existing policy;
 - b. to await the results of consultation being reported to a future Board meeting, date to be agreed;
 - c. to agree if any work is to be carried out on Local Area Profiles, that this is continued for the meantime, potentially forming part of a further review of policy

4. Background Papers

- 4.1 [Statement of Gambling policy 2019-2022](#)
- 4.2 [Section 349 Gambling Act 2005](#)
- 4.3 [The Gambling Act 2005 \(Licensing Authority Policy Statement\) \(Scotland\) Regulations 2006](#)
- 4.4 [Gambling Commission Guidance to Licensing Authorities - Part 6](#)

Depute Clerk of the Licensing Board

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