

◆ EDINBURGH ◆

LICENSING BOARD

NOTICE OF MEETING

FRIDAY 30th OCTOBER 2020

START TIMES 10.00am and 2.00 pm

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 1st October 2020
3. Applications – details as set out in separate list
4. Annual Premises Licence fees – 2020/21 – to follow

Nick Smith
Clerk of the Licensing Board

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LICENSING BOARD

Licensing Board membership:

Councillor Steve Burgess	Councillor Derek Howie
Councillor Lezley Marion Cameron	Councillor David Key
Councillor Nick Cook	Councillor Callum Laidlaw
Councillor Cammy Day	Councillor Joanna Mowat
Councillor Gillian Gloyer	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>

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LICENSING BOARD

MINUTES OF MEETING (VIDEOCONFERENCE)

THURSDAY 1st OCTOBER 2020

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

Apologies: Councillors David Key; Nick Cook; Cammy Day

Police: Sergeant Marc Copland

Council Officers: Tom Veitch (Acting Regulatory Operations Manager); Colin McCulloch (Senior Building Standards Surveyor); Andrew Mitchell (Regulatory Services Manager); Catherine Scanlin (Licensing Manager); Alun Stein (Senior Accountant); Morag Leck and Nick Fraser (Depute Clerks)

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 that in terms of section 133 of the Act that hearings would proceed on the basis of videoconferencing, tele and /or written representations for similar reasons.

2. Minutes of meeting of 6th August 2020

The minutes of the meeting of 6th August 2020 were agreed.

3. Applications:-

Major variations
New provisionals/premises licences
Personal licences
Occasional licences

Decisions as set out in separate list attached

4. Review of premises licence – R10rdan's Sports Bar, 216-218 Easter Road

The Board considered the terms of a review application submitted by Police Scotland, presented by Sergeant Copland. Tom Veitch presented the terms of the LSO report on the review application.

Alistair Macdonald was present on behalf of the licence holder and in addition the tenant and the premises manager were also both in attendance.

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

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Following consideration of the detailed representations made, the Board agreed to continue the hearing to its meeting scheduled for 26th November 2020 and asked Sergeant Copland to provide an update for that meeting.

5. Annual Premises Licence fees – 2020/21

The Depute Clerk, Morag Leck, presented the report confirming that annual premises licence fees for the period 2020/21 were now due for payment. In view of the impact of the coronavirus epidemic on licensed premises, the Board was being asked for a view on whether there should be any changes made to the annual fees charged for the 2020/21 period.

Financial details were provided to the Board and Andrew Mitchell was present together with Catherine Scanlin and Alun Stein to provide the Board with information about the current finances.

Following detailed consideration of the terms of the report and the supporting information provided, the Board agreed to continue this matter to a future meeting. In the meantime the Board asked for information to be provided about the on sales trade, noting the impact coronavirus restrictions had had on this sector in particular.

6. Extended Hours – Seasonal Variation – Festive season 2020/21

The Depute Clerk, Nick Fraser, presented the report and advised enquiries had been made about the Board's festive season extended hours policy and the impact of the coronavirus epidemic.

After discussing the terms of the report, considering the Board's current policy and noting the impact of coronavirus regulations on the operating hours of licensed premises, the Board agreed to take no action at this time.

DECISION LIST – 1ST OCTOBER 2020

APPLICATIONS FOR VARIATION OF PREMISES LICENCES

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	423321	Mr David Archibald Seed	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Dundas Castle, Dundas Estate, South Queensferry	No	No	Yes	To increase licensed area, to add on sales, to add seasonal variations, to add activities, to amend details of activities carried out on the premises, to add Children and Young Persons' access. Historic Castle - 5 star venue with 14 Bedrooms - Off Sales CC LSO BSR	Application amended – off sales only, amending layout Remainder of application removed by applicant's agent. GRANTED Off sales capacity – 21.16m

2.	424444	Admiral Taverns Picadilly Limited	MacgregorThomson Solicitors Springfield House, Laurehill Business Park, Castle Business Park, Stirling, FK7 9JQ	142 Duke Street, Edinburgh, EH6 8HR	No	No	Yes	<p>Premises situated on edge of Leith Walk, premises consist of one single bar. Amend terminal hour to 01:00 hrs daily; add bar meals; allow certain activities to take place out with core hours.</p> <p>CC LSO BSR NHS O x2</p>	<p>Partial GRANT – terminal hour Sun-Thurs midnight to remain unchanged</p> <p>(on a division: Cllr Gloyer, 2nd Cllr Cameron – grant, but with live entertainment restricted to 2200</p> <p>Cllr Laidlaw, 2nd Cllr Howie – grant, but terminal hour to remain unchanged)</p> <p>Licence holder – undertaking to block off fireplace</p>
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3.	424907	Summerhall Management Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 Summerhall, Edinburgh, EH9 1PL	No	No	Yes	To increase on-sale hours on Friday and Saturday, to amend layout and increase licensed area. Arts, cultural and entertainment venue and including a bar, cafe and courtyard located in part of a large building near the Meadows. CC LSO BSR O x6	Application amended by agent – new operating and layout plans submitted, confirming extent of licensed areas Capacity remains – 1615 GRANTED
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4.	428534	Pulpo Property Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	394 Morningside Road, Edinburgh, EH10 5HX	No	No	Yes	To add off sales; to increase on sale hours; to add seasonal variations; to add takeaways and deliveries as activities; to amend details of activities carried out on premises; to amend details of Children and Young Persons' access. CC LSO Ox1	Agent confirming no takeaway or delivery beyond 0000 GRANTED
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5.	430950	Netherview Limited	MacDonald Licensing 21a Rutland Square, Edinburgh	16 Home Street	No	No	Yes	Commence licensed hours from 11.00 daily; add off-sales; add restaurant facilities; bar meals; receptions and club meetings as activities; allow certain activities to take place outwith core hours and during seasonal variations; include takeaways and deli. CC LSO BSR O x1	At agent's request, CONTINUED to Board meeting to be set in January 2021
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APPLICATIONS FOR PROVISIONAL PREMISES LICENCE

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	428028	Ian MacLeod Distillers Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Land At, East Market Street, Edinburgh	No	No	Yes	Bespoke Distillery and Visitor Centre for Edinburgh Gin. CC x2 LSO BSR	Postcode confirmed EH8 8FS GRANTED No outdoor drinking after 2200 Capacity – 285 music condition – no audible nuisance
2.	431008	Skene Scotch Whisky LTD	Mr Stephen McGowan Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	11 Marischal Place, Edinburgh, EH4 3NF	No	No	Yes	Specialist whisky inport/export business and shop CCx2 LSO BSR	Agent amending application – off sales only GRANTED Capacity – 174m music condition – no audible nuisance
3.	429573	WH Smith Travel Holdings Limited	Ms Alison Smith 140 West George Street, Glasgow, G2 2HG	Main Building, Waverley Station, 4 Waverley Bridge, Edinburgh, EH1 1BB	No	Yes	No	Retail and convenience unit located within Waverley Station concourse. CCx2 LSO BSR	At agent's request, CONTINUED – 26 November 2020

4.	424442	Bleach Please Ltd	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	62 North Castle Street, Edinburgh, EH2 3LU	Yes	No	No	Ground floor retail shop offering hairdressing services. The premises comprise of a hair salon, service counter, rear store and WC. There is an entrance/exit to North Castle Street and a separate emergency exit to the adjacent close. CCx2 LSO BSR Ox1	Agent confirming application WITHDRAWN
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PERSONAL LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Comments	Decision
1.	420727	Mr Aidan Peter Patrick Kelly		CC	CONTINUED – Board meeting in November 2020
2.	424369	Mr Mark James Adam		CC	CONTINUED – Board meeting in November 2020
3.	429691	Mr Dean Clark		CC	CONTINUED – Board meeting in November 2020 (noting Mr Clark had attempted to attend)

OCCASIONAL LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	437490 (13/10/20 – 26/10/20)	Mr Mohammed Shabrez Javaid	Macdonald Licensing, Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Cafe Ronaq 31 East Market Street, Edinburgh	No	No	Yes		GRANTED
2.	437886 (06/10/20 – 19/10/20)	Mr Jaspal Singh Gill	Macdonald Licensing, Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Slumdog 38-39 Elm Row, Edinburgh, EH7 4AH	No	No	Yes		GRANTED

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1.	435934	Lidl Great Britain Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	Unit 15, 52 South Groathill Avenue, Edinburgh, EH4 2LN	No	Yes	No	21/09/20	Lidl Supermarket split over 2 levels, storage and staff areas on first floor CC LSO BSR	
2.	428784	At Pizza (St James) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	C1.31 100-102 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Pizza restaurant and takeaway in a mixed commercial and residential development. CCx2 LSO BSR Ox1	

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3.	428778	Yo! Sushi UK Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	C1.35 109 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Restaurant, takeaway and delivery premises situated within the Galleria within Edinburgh St James Development CCx2 LSO BSR Ox1	

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4.	428783	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	C3.33 300-304 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Bistro/ Restaurant with deliveries within mixed commercial/ residential development situated within level 3 the Edinburgh St James Development CCx2 LSO BSR Ox1	

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5.	428781	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	SU 2.23 205 St James Crescent, Edinburgh	No	Yes	No	05/03/20	Retail premises within mixed commercial/residential development within the Edinburgh St James Development CCx2 LSO BSR Ox1	
6.	428780	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	SU1.14 117-119 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Retail with Cafe and event space within mixed commercial/residential development within the Edinburgh St James Development CCx2 LSO BSR Ox1	

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7.	428786	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.3.37 & 4.20, 5 St James Street, & 409 – 411 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Bar and Restaurant split over two floors (third and fourth) with deliveries in mixed commercial/residential development within the Edinburgh St James Development CCx2 LSO BSR Ox1	

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8.	428789	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.1.25 4 Little King Street, Edinburgh, EH1	No	No	Yes	05/03/20	Bistro/ Restaurant/ Takeaway with deliveries in mixed commercial/residential development within Edinburgh St James CCx2 LSO BSR Ox1	
9.	428790	Five Guys JV Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.1.30 104-106 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Restaurant with adjacent restaurant premises, situated in Edinburgh St James Edinburgh. CCx2 LSO BSR Ox1	

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10.	428773	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.132 101-103 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/ residential development situated within the Edinburgh St James development. CCx2 LSO BSR Ox1	

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11.	428964	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.3.34 301-303 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Restaurant, takeaway and delivery premises situated within Level 3 of the Edinburgh St James development CCx2 LSO BSR Ox1	
12.	428772	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.3.35 305-307 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Restaurant, takeaway and delivery premises situated with level 3 of the Edinburgh St James development CCx2 LSO BSR Ox1	

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13.	428777	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.3.36 30 St James Square, Edinburgh, EH1	No	No	Yes	05/03/20	Bistro/ Restaurant with deliveries in mixed commercial/ residential development situated within Level 3 of the Edinburgh St James development CCx2 LSO BSR Ox1	

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14.	428782	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.4.13 400-402 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Bar/Restaurant/ Entertainment experience in mixed commercial/ residential development situated within Level 4 of the Edinburgh St James development. CCx2 LSO BSR Ox1	

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15.	428779	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C.5.02 504-506 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Restaurant (with delivery) premises situated with Level 5 of the Edinburgh St James Development CCx2 LSO BSR Ox1	

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16.	428775	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C1.33 105 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/residential development situated within the Edinburgh St James development. CCx2 LSO BSR Ox1	

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17.	428776	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C1.34 107 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/residential development situated within the Edinburgh St James development. CCx2 LSO BSR Ox1	

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18.	428796	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C3.28 335 St James Crescent, Edinburgh, EH1	Yes	No	No	05/03/20	Lounge with Click&Collect; changing facilities; food and beverage in mixed commercial/residential development within the Edinburgh St James development. CCx2 LSO BSR Ox1	
19.	424622	The Alchemist Bar & Restaurant	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.14 1-3 st James Centre Edinburgh	No	No	Yes	05/03/20	Restaurant and Bar located on level 4 within Edinburgh St James development. CCx2 LSO BSR Ox1	

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20.	428785	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.15 405-407 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Bar/ Restaurant in mixed commercial/ residential development situated within Level 4 of the Edinburgh St James development CCx2 LSO BSR Ox1	

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21.	428788	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.16 & 5.03, 413 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Wine Bar and Restaurant in mixed commercial/residential development within the Edinburgh St James development CCx2 LSO BSR Ox1	

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22.	428791	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.21a 408-410 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Restaurant with deliveries in mixed commercial/residential development situated within Level 4 of the Edinburgh St James Development CCx2 LSO BSR Ox1	

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23.	428792	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.22 404-406 St James Crescent, Edinburgh	No	No	Yes	05/03/20	Bistro/ Restaurant with deliveries in mixed commercial/residential development situated within Level 4 of the Edinburgh St James development. CCx2 LSO BSR Ox1	

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24.	428793	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C4.23 415-417 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Food Hall with kiosk and retail provision and restaurant area with ancillary games within mixed commercial/residential development situated within Level 4 of the Edinburgh St James development. CCx2 LSO BSR Ox1	

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25.	428794	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit C5.01 508 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Restaurant premises (with deliveries) situated within level 5 of the Edinburgh St James development. CCx2 LSO BSR Ox1	
26.	428795	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit CIN/05 502 St James Crescent, Edinburgh, EH1	Yes	No	No	05/03/20	Cinema with multi screens within Edinburgh St James Development. CCx2 LSO BSR Ox1	

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27.	428965	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Unit MSU 4.02b 412-414 St James Crescent, Edinburgh, EH1	No	No	Yes	05/03/20	Entertainment premises with bar and food within mixed commercial/residential development within the Edinburgh St James development CCx2 LSO BSR Ox1	
28.	428787	Edinburgh St James Hotel (GP) Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Units JCW1/JCW1F, GF 8 St James Square, Edinburgh, EH1	No	No	Yes	05/03/20	Restaurant (with takeaway/delivery) situated within the Edinburgh St James Development CCx2 LSO BSR Ox1	