

# ♦ EDINBURGH ♦

LICENSING BOARD

## NOTICE OF MEETING

THURSDAY 26<sup>th</sup> NOVEMBER

**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 30<sup>th</sup> October and 12<sup>th</sup> November 2020
3. Applications:-
  - Major variations
  - New provisionals/premises licences
  - Personal licences
  - Occasional licences

Details as set out in separate list
4. Provisional premises licence extension requests
  - 120 Dundas Street
  - 20-30 Cockburn Street
5. Review of premises licence – R10rdan's Sports Bar, 216-218 Easter Road – update
6. Review of personal licence – Stuart James Anderson
7. Arrangements for future meetings - 2021

Nick Smith  
Clerk of the Licensing Board

# ♦ EDINBURGH ♦

## 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>

**MINUTES OF MEETING (VIDEOCONFERENCE)**

**FRIDAY 30<sup>th</sup> OCTOBER 2020**

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

**Apologies: Councillors David Key; Nick Cook; Cammy Day; Lezley-Marion Cameron**

**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 1<sup>st</sup> October 2020**

The minutes of the meeting of 1<sup>st</sup> October 2020 were approved.

**3. Applications – details as set out in separate list**

The Board considered applications for provisional premises licences, the details of which are as set out in the attached list.

**4. Annual Premises Licence fees – 2020/21**

The Board agreed to continue this matter, to a date to be confirmed.

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## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Lidl Supermarket split over 2 levels, storage and staff areas on first floor  CC LSO BSR	GRANTED  Capacity – 89.23 linear metres (83.33 non-seasonal + 5.9 seasonal)  music condition – no audible nuisance
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	Pizza restaurant and takeaway in a mixed commercial and residential development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 92  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

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

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant, takeaway and delivery premises situated within the Galleria within Edinburgh St James Development  CCx2 LSO BSR Ox1	WITHDRAWN by agent

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ Restaurant with deliveries within mixed commercial/residential development situated within level 3 the Edinburgh St James Development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 125  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Retail premises within mixed commercial/residential development within the Edinburgh St James Development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 10 linear metres  music condition – no audible nuisance
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	Retail with Cafe and event space within mixed commercial/residential development within the Edinburgh St James Development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance

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



## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	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	Address updated – reference to unit C.3.37 removed; layout amended  Description of premises amended to remove 'Bar'  Operating plan amended to remove outdoor drinking  GRANTED  Capacity – 150  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

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

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ Restaurant/ Takeaway with deliveries in mixed commercial/ residential development within Edinburgh St James  CCx2 LSO BSR Ox1	GRANTED  Capacity – 40  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations
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	Restaurant with adjacent restaurant premises, situated in Edinburgh St James Edinburgh.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 140  music condition – no audible nuisance  Terminal hour of 2300 for Children and 0100 for Young Persons (including during seasonal variations)

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

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/ residential development situated within the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant, takeaway and delivery premises situated within Level 3 of the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 200  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations
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	Restaurant, takeaway and delivery premises situated with level 3 of the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 80  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

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

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ Restaurant with deliveries in mixed commercial/residential development situated within Level 3 of the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 50  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bar/Restaurant/ Entertainment experience in mixed commercial/ residential development situated within Level 4 of the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 290 (including 80% seated – operating plan to be amended)  music condition – no audible nuisance  Premises description amended – ‘Bar/ restaurant’ replaced with ‘Restaurant and bar’

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant (with delivery) premises situated with Level 5 of the Edinburgh St James Development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations  Outdoor area to be seated only (operating plan to be amended)

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/ residential development situated within the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 70  music condition – no audible nuisance  terminal hour of 2300 for children and 0100 for Young Persons (including during seasonal variations)



## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ restaurant/ takeaway with deliveries in mixed commercial/ residential development situated within the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Lounge with Click&Collect; changing facilities; food and beverage in mixed commercial/residential development within the Edinburgh St James development.  CCx2 LSO BSR Ox1	WITHDRAWN by agent

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	<p>Restaurant and Bar located on level 4 within Edinburgh St James development.</p> <p>CCx2 LSO BSR Ox1</p>	<p>Address confirmed as 401-403 St James Crescent</p> <p>GRANTED</p> <p>Capacity – 170</p> <p>music condition – no audible nuisance</p> <p>0100 terminal hour for Young Persons (except staff) during seasonal variations</p> <p>Outdoor drinking to be seated only (operating plan to be amended)</p> <p>(Granted on a division: Cllr Work, 2<sup>nd</sup> Cllr Mowat – grant</p> <p>Cllr Burgess, 2<sup>nd</sup> Cllr Howie – refuse)</p>

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bar/ Restaurant in mixed commercial/ residential development situated within Level 4 of the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations  Description amended to remove 'Bar'

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Wine Bar and Restaurant in mixed commercial/residential development within the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 340  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations  Description amended to remove 'Wine bar'

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant with deliveries in mixed commercial/residential development situated within Level 4 of the Edinburgh St James Development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations  Operating plan amended to remove name of operation - 5(f)

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Bistro/ Restaurant with deliveries in mixed commercial/residential development situated within Level 4 of the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 160  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	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	Amended layout submitted.  GRANTED  Capacity – 700  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations



## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant premises (with deliveries) situated within level 5 of the Edinburgh St James development.  CCx2 LSO BSR Ox1	GRANTED  Capacity – 100  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations  Outdoor drinking to be seated only (operating plan to be amended)

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	<p>Cinema with multi screens within Edinburgh St James Development.</p> <p>CCx2 LSO BSR Ox1</p>	<p>10am commencement for on sales (Mon-Sat) agreed by agent</p> <p>GRANTED</p> <p>Capacity – 600</p> <p>music condition – no audible nuisance</p> <p>0100 terminal hour for Young Persons during seasonal variations</p> <p>Outdoor drinking to be seated only (operating plan to be amended)</p> <p>(Granted on a division:</p> <p>Cllr Work, 2<sup>nd</sup> Cllr Mowat – grant as sought</p> <p>Cllr Howie, 2<sup>nd</sup> Cllr Burgess – grant, but with on sales hours reduced to 1100-0100 Mon - Sun)</p>

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

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Entertainment premises with bar and food within mixed commercial/residential development within the Edinburgh St James development  CCx2 LSO BSR Ox1	GRANTED  Capacity – 250  music condition – no audible nuisance  2300 terminal hour for children during seasonal variations (unless attending a pre booked function, in which case terminal hour will be 0100 or end of function – whichever is earlier)  0100 terminal hour for Young Persons during seasonal variations

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

30 October 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	Restaurant (with takeaway/ delivery) situated within the Edinburgh St James Development  CCx2 LSO BSR Ox1	Operating plan to be amended (to remove outdoor drinking)  GRANTED  Capacity – 100 (maximum 60 on upper floor)  music condition – no audible nuisance  0100 terminal hour for Young Persons during seasonal variations

# • EDINBURGH •

LICENSING BOARD

## MINUTES OF MEETING (VIDEOCONFERENCE)

THURSDAY 12<sup>th</sup> NOVEMBER 2020

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

**Apologies: Councillors David Key; Nick Cook; Cammy Day; Callum Laidlaw**

**Council Officers: Andrew Mitchell (Regulatory Services Manager); Catherine Scanlin (Licensing Manager); Alun Stein (Senior Accountant); Tom Veitch (Regulatory Team Leader); Gail McElroy (Licensing Standards Team Leader); 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.

### 2. Annual Premises Licence fees – 2020/21

The Depute Clerk referred to the Board's consideration of a report on annual premises licence fees due for 2020/21, at its meeting held on 1<sup>st</sup> October 2020. The Board had asked for further information at that meeting, which was now available.

A detailed discussion followed, during which the Board noted the basis upon which annual fees were charged and details of the current financial position. After careful consideration of the implications it was agreed to monitor the position in the meantime, and the Board asked for an update on the collection of annual premises licence fees to be made available at its meeting to be held in January 2021.

## APPLICATIONS FOR VARIATION OF PREMISES LICENCE

26 November 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	432831	WM Morrison Supermarkets Plc	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	102 Pilton Drive, Edinburgh, EH5 2HF	No	Yes	No	To add home deliveries and click & collect as activities  CC LSO	
2.	435917	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	10a-12a Broughton Street, Edinburgh, EH1 3RH	No	No	Yes	Add "Deliveries pursuant to online/internet sales (point of dispatch)/ general retail and takeaway of food and drink (including alcohol); "click and collect" collections.  CC LSO	
3.	435913	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	1-3 Rutland Street, Edinburgh, EH1 2AN	No	No	Yes	Include Deliveries pursuant to online sales; general retail and takeaway of food and drink  CC	

**26 November 2020**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	435916	Signature Pubs Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	15 Frederick Street, Edinburgh, EH2 2EY	No	No	Yes	Include Deliveries pursuant to online/internet sales ; general retail and takeaway of food and drink (including alcohol); "click and collect" collections.  CC LSO	
5..	432079	WM Morrison Supermarkets Plc	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	3 Waterfront Broadway, Edinburgh, EH5 1SA	No	Yes	No	To add home deliveries and click & collect as activities.  CC LSO	
6.	432829	WM Morrison Supermarket PLC	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	30 New Swanston, Edinburgh, EH10 7JA	No	Yes	No	To include a home delivery service & click and collect service.  CC LSO	

**26 November 2020**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	431815	Scotmid Midland Co-Operative Society Limited	Anderson Strathern LLP 1 Rutland Court, Edinburgh, EH3 8EY	32 Warrender Park Road, Edinburgh, EH9 1HH	No	Yes	No	Allow recorded music both during and outwith core licensed hours  CC LSO	
8	432817	WM Morrison Supermarkets Plc	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	4 Piersfield Terrace, Edinburgh, EH8 7BQ	No	Yes	No	To include a home delivery service & click and collect Service  CC	
9.	432830	WM Morrison Supermarket PLC	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	408 Gilmerton Road, Edinburgh, EH17 7JQ	No	Yes	No	To include a home delivery service & click and collect service .  CC LSO	



**26 November 2020**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	435904	Signature Pubs Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	4-6 Grassmarket, Edinburgh, EH1 2JU	No	No	Yes	Include "Deliveries pursuant to online/internet sales / general retail and takeaway of food and drink (including alcohol); "click and collect" collections.  CC	
11.	432705	COOP Restaurant Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	60 Grassmarket, Edinburgh, EH1 2JR	No	No	Yes	Add off sales, amend Sunday opening time for on sale to 11.00am, add wording - off sales will be used for home delivery only; to add outside drinking areas; amend address for manager.  CC LSO	

**26 November 2020**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
12.	432818	WM Morrison Supermarket PLC	Gosschalks Solicitors Queens Gardens, Hull, HU1 3DZ	7b South Gyle Broadway, Edinburgh, EH12 9ED	No	Yes	No	To include a home delivery service & click and collect Service  CC LSO	
13.	435485	Marks and Spencer Plc	John Gaunt & Partners Units 39-41, Haslar Marine Technology Park, Haslar Road, Gosport, Hampshire, PO12 2AG	Unit 6 52 Kinnaird Park Edinburgh	No	Yes	No	To allow sale of food, non food, household goods and free wine tasting to take place outwith core hours; to amend description of other services carried out on premises.  CC LSO	

**APPLICATION FOR PROVISIONAL PREMISES LICENCE (continued from 1 October 2020)**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	429573	WH Smith Travel Holdings Limited	TLT LLP 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	

## APPLICATIONS FOR PROVISIONAL PREMISES LICENCES

26 November 2020

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	423081	Young Spirits Company Ltd	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	10 Bankhead Crossway North, Edinburgh, EH11 4DT	No	No	Yes	Distillery, warehouse and dispatch with ancillary retail and tours/ Tasting  CCx2 LSO BSR	
2.	432832	City Bars (Edinburgh) Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	10-11 Drummond Street, Edinburgh, EH8 9TU	No	No	Yes	Restaurant offering sit-in and takeaway  CCx2 LSO BSR	
3.	435473	EOTIS Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	12 Bank Street, Edinburgh, EH1 2LN	No	No	Yes	Restaurant/Bistro premises located on the ground and lower ground floors of a building on Bank Street Edinburgh  CCx2 LSO BSR	

**26 November 2020**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	435480	Mr Mohammed Parvaiz	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	31 Prestonfield Avenue, Edinburgh, EH16 5EG	No	Yes	No	Convenience store located on the ground floor of a building on Prestonfield Avenue  CCx2 LSO BSR	
5.	435481	Mr Rafeeq Mohammed	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	60c-60d Inverleith Row, Edinburgh, EH3 5PX	No	Yes	No	Convenience store located on the ground floor of a building on Inverleith Row  CCx2 LSO BSR Ox1	
6.	435475	Mr Faqir Mohammed	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	86 Walter Scott Avenue, Edinburgh, EH16 5RL		Yes	No	Retail premises located on ground floor of terraced property in Walter Scott Avenue, Edinburgh  CCx2 LSO BSR	

No	Reference	Applicant	Agent Details	Comments	Decision
1.	420727	Mr Aidan Peter Patrick Kelly		CC	
2.	424369	Mr Mark James Adam		CC	
3.	429691	Mr Dean Clark		CC	

## APPLICATIONS TO EXTEND PROVISIONAL PERIOD

### 1. Purpose

- 1.1 To ask the Board to consider applications to extend the provisional period for a provisional premises licence.

### 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 automatically revoked. Confirmation is obtained upon receipt by the Licensing Board of clear section 50 certificates (Planning, Building Standards and, where necessary, Food Hygiene).
- 2.2. 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. The Board must be satisfied 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 it is the first such extension, and for coronavirus-related reasons. While there are anticipated to be such reasons in each of the attached applications, the attached applications are not first-time requests. The applications therefore require to be considered in terms of the 2005 Act.

### 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.

### 4. Background Papers

- 4.1 Extension application – 120 Dundas Street
- 4.2 Extension application – 20-30 Cockburn Street

**Depute Clerk of the Licensing Board**

## PREMISES LICENCE REVIEW HEARING – R10RDAN'S SPORTS BAR, 216-218 EASTER ROAD, EDINBURGH

### 1. Purpose

- 1.1 To provide the Board with an update on the premises R10rdan's Sports Bar, 216-218 Easter Road, Edinburgh, following a review hearing which took place on 1<sup>st</sup> October 2020.
- 1.2 To set out the options available to the Board, if it considers it necessary for the purposes of the licensing objectives to take any action with the premises licence.

### 2. Main Report

- 2.1. The grounds for review of a premises licence are:-
  - (a) that one or more of the licensing conditions has been breached;
  - (b) that having regard to the licensing objectives the premises licence holder is not a fit and proper person to hold the licence; or
  - (c) any other ground relevant to the licensing objectives:-
    - preventing crime and disorder,
    - securing public safety,
    - preventing public nuisance,
    - protecting and improving public health, and
    - protecting children and young persons from harm.
- 2.2. An application for review of the premises licence for R10rdan's Sports Bar, 216-218 Easter Road were submitted by Police Scotland. The premises licence holder is Kast Scotland Limited. The company directors are Paul Kane and Veronica Kane. Paul Kane is the holder of a personal licence issued by the Board.
- 2.3. The Board considered the details of the review application at its meeting on 1<sup>st</sup> October 2020, along with details of a police update and the details of an LSO report. The Board agreed on that date to continue the review hearing to its meeting to be held on 26<sup>th</sup> November 2020, asking for a further police update report.
- 2.4. The requirement to conclude the review hearing therefore remains outstanding. At the conclusion of the hearing if the Board is satisfied that it is necessary or appropriate for the purposes of any of the licensing objectives the Board can take any of the following steps:-
  - (a) issue a written warning;
  - (b) make a variation of the licence;
  - (c) suspend the licence for such period as the Board may determine;
  - (d) revoke the licence.
- 2.5. If in the course of a hearing the Board makes a finding that any personal licence holder who is or was working in the premises has acted in a manner which is considered to be inconsistent with any one or more of the licensing objectives, the Board must hold a hearing on the personal licence. Any such hearing would be scheduled for a later date.



PREMISES LICENCE REVIEW HEARING – R10RDAN'S SPORTS BAR, 216-218  
EASTER ROAD, EDINBURGH

**3. Recommendation**

3.1 The Board is required:-

- (a) to conclude the premises licence review hearing;
- (b) to decide what action requires to be taken, having regard to the licensing objectives;

**4. Background Papers**

- 4.1 Application for review of premises licence, dated 14<sup>th</sup> August 2020
- 4.2 Update letter from Police Scotland
- 4.3 LSO report
- 4.4 Further update from Police Scotland

**Depute Clerk of the Licensing Board**

## PERSONAL LICENCE REVIEW – SECTION 84A – STUART JAMES ANDERSON

### 1. Purpose

- 1.1 To advise of a requirement to hold a personal licence review hearing.

### 2. Main Report

- 2.1. Stuart James Anderson holds a personal licence issued by the Edinburgh Licensing Board. Police Scotland have applied for review of his personal licence.

- 2.2. The details of the review application are set out in a letter from Police Scotland, a copy of which has been sent to Mr Anderson. The Board is required to hold a hearing on the terms of the review application and decide what action is considered necessary for the personal licence.

- 2.3. If the Board is satisfied that it is necessary to take action 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 personal licence.

- 2.4. If it is considered, having regard to the licensing objectives, that the licence holder is no longer fit and proper to hold the licence, the Board must revoke the licence.

### 3. Recommendation

- 3.1 The Board should:-

- (a) hold a hearing on the personal licence, allowing the licence holder the opportunity to be heard; and
- (b) decide what action should be taken, having regard to the licensing objectives.

### 4. Background Papers

- 4.1 Letter from Police Scotland dated 20<sup>th</sup> August 2020.

**Depute Clerk of the Licensing Board**

REPORT – SCHEDULE OF MEETINGS – 2021

**1. Purpose**

- 1.1 To advise the Board of the requirement to agree meeting dates for 2021;
- 1.2 To ask the Board to agree a schedule of meeting dates for 2021 as listed in the appendix to this report.

**2. Main Report**

- 2.1. The 2005 Act allows the Board to set rules for its meetings, including the frequency on which they are held. The Board previously agreed a monthly schedule of meetings, held generally on the last Monday in each month.
- 2.2. Contingency arrangements put in place for Council, committee and external organisation decision-making during the coronavirus pandemic. As a result, meeting dates previously set by the Board for 2020/21 required to be cleared from the Council's calendar. The Board continued to meet by means of videoconferencing, having agreed for reasons connected with coronavirus that meetings in person have not been possible.
- 2.3. The details of the attached proposed schedule of meeting dates have been communicated to the Council's Committee Services team, to ensure co-ordination of calendars between the Board and the Council and its committees.
- 2.4. The schedule does not include specific provision for additional Board meetings, such as the requirement to hold a joint meeting with the Licensing Forum.
- 2.5. Details of the dates agreed by the Board will be communicated to the Council to ensure the Council calendar is up to date. Details of meeting dates will also be published online, to ensure all interested parties are aware of arrangements for Board meetings.

**3. Recommendation**

- 3.1 The Board is asked:-
  - (a) To agree the amended set of Rules and draft schedule for Board meetings for 2021 as attached.

REPORT – SCHEDULE OF MEETINGS – 2021

**4. Background**

4.1 Licensing (Scotland) Act 2005 Schedule 1, Paragraph 12

4.2 City of Edinburgh Licensing Board - Rules for Meetings

**Depute Clerk of the Licensing Board**

## REPORT – SCHEDULE OF MEETINGS – 2021

### CITY OF EDINBURGH LICENSING BOARD

#### RULES 2021

1. The Board will meet during 2021 on the last Monday of every month except in August. Meetings will commence at 10.00am.
2. These Rules will take effect on 26<sup>th</sup> November 2020 and will continue in force until revoked.

Remaining meeting dates 2020	Meeting dates 2021
<i>17<sup>th</sup> December 2020</i>	25 <sup>th</sup> January 2021
	22 <sup>nd</sup> February 2021
	29 <sup>th</sup> March 2021
	26 <sup>th</sup> April 2021
	31 <sup>st</sup> May 2021
	28 <sup>th</sup> June 2021
	2 <sup>nd</sup> August 2021
	27 <sup>th</sup> September 2021
	25 <sup>th</sup> October 2021
	29 <sup>th</sup> November 2021