

◆ EDINBURGH ◆

LICENSING BOARD

NOTICE OF MEETING

MONDAY 26th APRIL 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 29th March 2021
3. Applications - details as set out in separate list
4. Festivals – Extended Hours period

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 Cammy Day	Councillor Callum Laidlaw
Councillor Gillian Gloyer	Councillor Joanna Mowat
	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

MONDAY 29th MARCH 2021

Members present: Councillors Norman Work (Convener); Lezley Marion Cameron; Gillian Gloyer; David Key; Callum Laidlaw; Joanna Mowat

Apologies: Councillors Derek Howie; Steve Burgess

Police: Sergeant Marc Copland

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

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 by videoconferencing for similar reasons.

2. Minutes of meeting of 22nd February 2021

The minutes of the meeting of 22nd February 2021 were approved.

3. Applications - details as set out in separate list

4. Request for Extension of Provisional Period – 41-42 St Andrew Square

The Board noted a request for extension of the provisional period for premises at 41-42 St Andrew Square. It was agreed to extend the period by six months, to 24th October 2021 and the address of the premises was noted as 25 West Register Street.

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

29 March 2021

No	Ref	Applicant	Agent	Premises	On sale	Off sale	On & Off sale	Details	Decision
1.	442919	Bross Bagels Ltd	Macdonald Licensing	177 Portobello High Street Edinburgh	No	No	Yes	Cafe/Delicatessen located on ground floor of Tenement building on Portobello High Street, with outside area	Amended to remove outside area at rear GRANTED
2.	440170	Ditilaxis Ltd	Macdonald Licensing	6 Earlston Place Edinburgh	No	Yes	No	Small convenience store located on ground floor of a building on Earlston Place Edinburgh	music condition cap - 30 GRANTED music condition cap - 26.7m
3.	432141	Independent Wine Ltd	Ms Janet Hood	12 Miller Row Edinburgh	No	Yes	No	Premises comprise a distribution point for wines, spirits and other alcohols. The premises are situated in an industrial unit in Miller Row, Edinburgh. The premises will not be a retail unit, all sales will be by internet and telephone sales Product may be delivered to local customers by makers or via postal or other delivery service with occasional collection permitted from the site.	Amended - by appointment only for collection GRANTED

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

26 April 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	439139	Netherview Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3 Dublin Street	No	No	Yes	05/11/20	To substitute a new layout plan, increase licensed footprint (including outdoor area) and to change the licence holders address.	

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

26 April 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	434508	Grange Resources Limited	Grange Resources Limited 2 Restalrig Road, Edinburgh, EH6 8BN	2 Restalrig Road, Edinburgh, EH6 8BN	Yes	No	No	08/04/21	To amend layout and add outside area, to add off sales, to amend on sales commencement hour to 10am Mon-Sat and 11am Sun, to add televised sport, to remove words 'from 8am' from description of other activities carried out on premises.	
2.	442921	University of Edinburgh	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	Salisbury Green, Pollock Halls Of Reside, 18 Holyrood Park Road, Edinburgh, EH16 5AZ	No	No	Yes	08/04/21	Increase on Sales hours to 11:00 - 01:00 hrs daily; Include Off Sales; Include Seasonal Variations.	
3.	442944	Tesco Stores Limited	Ms Audrey Ferrie 141 Bothwell Street, Glasgow, G2 7EQ	74 Stenhouse Place East, Edinburgh, EH11 3DQ	No	Yes	No	08/04/21	Increase off sales capacity and area.	

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

26 April 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
4.	442945	Tesco Stores Limited	Ms Audrey Ferrie 141 Bothwell Street, Glasgow, G2 7EQ	2 Gracemount Drive, Edinburgh, EH16 6RS	No	Yes	No	08/04/21	Increase terminal hour on Sunday to 22:00 hrs	
5.	442785	Thursdays (UK) Limited	Ward Hadaway Sandgate House, 102 Quayside, Newcastle Upon Tyne, NE1 3DX	4 Kinnaird Park, Edinburgh, EH15 3RD	No	No	Yes	08/04/21	Include off sales hours; change address as advised by Edinburgh Council; change of registered office address	
6.	442515	John Lewis PLC	John Gaunt & Partners Units 39-41 Haslar Marine Technology Park, Haslar Road, Gosport, PO12 2AG	John Lewis, 60 Leith Street, Edinburgh, EH1 3SP	No	No	Yes	04/02/21	To amend layout and increase capacity, along with a further seasonal increase. To introduce an additional customer cafe on Level 3.	

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

26 April 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	442922	Simrans Trading Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	31 East Market Street, Edinburgh, EH8 8FR	No	No	Yes	04/02/21	Restaurant/Bar within ground floor corner of commercial unit on East Market Street.	
2.	442927	Mr Emre Sarher	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	8-10 North Bridge Arcade, Edinburgh, EH1 1QL	No	No	Yes	04/02/21	Cafe/restaurant with takeaway facility located within the Arcade that extends from North bridge to Cockburn Street, together with seating within the Arcade and an external area on Cockburn Street, adjacent to the premises	

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

26 April 2021

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Last Date for Objection	Remarks	Decision
1.	442923	NGS Trading Company Limited	Mr. Alexander Buchan 14-16 Atholl Crescent, Edinburgh, EH3 8HA	National Galleries Of Scotland, 1 The Mound, Edinburgh, EH2 2EL	No	Yes	No	08/04/21	Shop within the Scottish National Gallery selling alcohol, prints, posters, stationery, fashion and jewellery, homeware, books, toys and games, gifts and associated merchandise.	

CONFIRMATION OF BOARD POLICY - EXTENDED HOURS DURING EDINBURGH FESTIVAL AND FRINGE 2021

1. Purpose

- 1.1 Noting the dates announced for the Edinburgh International Festival and Fringe Festival 2021, to ask the Board to consider the terms of its policy on extended hours during the festival period.

2. Main Report

- 2.1. The Licensing Board's Statement of Licensing Policy confirms the following with regard to extended hours during the annual Festival period:-

"...a two hour extension to the usual terminal hour of the premises concerned is regarded as acceptable in the normal course of events. ...Where the operating plan for premises does not indicate an intention to take advantage of extended trading an application for those premises seeking extended hours for the period will have to be made and this will have to set out the specific days and hours when trading is intended..."

- 2.2. The Edinburgh International Festival 2021 has been announced as taking place between 7th and 29th August 2021 (inclusive). The Fringe Festival is due to take place between 6th and 30th August 2021 (inclusive). It is expected the continuing impact of the Covid-19 pandemic will affect the extent to which the festival events take place across the city.
- 2.3. In terms of its policy, the Board confirms the start and end dates during which the festival extended hours policy would apply. In the event the Board agrees dates, the two hour extension to on sales hours automatically applies for premises where provision is made for seasonal variations in their operating plans. All others wishing to make use of later operating hours would have to submit extended hours applications in the usual way, but against the backdrop of a confirmed policy during the Festivals period.
- 2.4. It is expected the regulations and guidance relating to the Covid-19 pandemic and the operation of licensed premises will continue to be a significant factor in how premises operate during the Festivals period.
- 2.5. In previous years (2020 excepted), the Board has agreed the Festival extended hours period operate for the duration of the confirmed Festivals dates. If the Board takes the same approach for 2021 in terms of the dates set out above, details would be published on the Board's website.
- 2.6. If the Board considers more information is required before reaching a decision, a further report can be provided for the meeting scheduled in May, with such additional information as is considered necessary.

CONFIRMATION OF BOARD POLICY - EXTENDED HOURS DURING EDINBURGH FESTIVAL AND FRINGE 2021

3. Recommendation

- 3.1 The Board is asked to consider the terms of its policy on extended hours and how it may be applied during the 2021 Festival period.

4. Background Papers

- 4.1 Licensing Board Statement of Licensing Policy – paragraph 11.7 – Hours of Trading

Depute Clerk of the Licensing Board