

# ◆ EDINBURGH ◆

LICENSING BOARD

## NOTICE OF MEETING

MONDAY 27<sup>th</sup> SEPTEMBER 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 30<sup>th</sup> August 2021
3. Applications - details as set out in separate list

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>

# ◆ EDINBURGH ◆

LICENSING BOARD

## MINUTES OF MEETING

MONDAY 30<sup>th</sup> AUGUST 2021

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

**Apologies: Councillors Derek Howie; Iain Whyte**

**Police: Sergeant Marc Copland**

**Council Officers: Tom Veitch (Acting Regulatory Operations Manager); Colin McCulloch (Senior Building Standards Surveyor); Nick Fraser (Depute Clerk); Catherine Scanlin (for item 4)**

**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 26<sup>th</sup> July 2021**

The minutes of the meeting of 26<sup>th</sup> July 2021 were approved.

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

Applications for major variations and provisional premises licences were approved as detailed in the attached lists.

**4. Referral from Regulatory Committee – Licensing Service – Covid19 Recovery Plan**

The Depute Clerk confirmed a report from the Council's Licensing Service had been submitted to the Regulatory Committee for consideration. The committee had agreed the report should be referred to the Board for noting, as it touched upon matters of relevance to the Board. The Council's Licensing Manager was in attendance to provide background and respond to Board members' questions. After consideration of the report, the Board agreed to note its terms.

# DECISION LIST – 30 AUGUST 2021

## CONTINUED PROVISIONAL PREMISES LICENCE APPLICATIONS

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	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	CONTINUED, at agent's request, until 27 <sup>th</sup> September 2021
2.	451627	NMS Enterprises Limited	Ms Caroline Loudon Gf, 80 Hanover Street, Edinburgh, EH2 1EL	The Tower, 44a Chambers Street, Old Town, Edinburgh, EH1 1JD	No	No	Yes	Boardroom and Bute Room located in and part of the National Museum of Scotland.  CC x2 LSO BSR	GRANTED  No outdoor drinking beyond 2200  Amplified music condition – no audible nuisance  Capacity – 60 persons  Children's access – 2300, young persons' access – 0100 including during seasonal variations
3.	451629	NMS Enterprises Ltd	Ms Caroline Loudon Gf, 80 Hanover Street, Edinburgh, EH2 1EL	The Tower, 44a Chambers Street, Old Town, Edinburgh, EH1 1JD	No	No	Yes	Roof top restaurant and roof terrace located in and part of the National Museum of Scotland.  CC x2 LSO BSR O x2	GRANTED – agreeing to amendment of premises description to include "private hire"  No outdoor drinking beyond 2200  Amplified music condition – no audible nuisance  Capacity – 100 persons  Children's access – 2300, young persons' access – 0100 including during seasonal variations

# DECISION LIST – 30 AUGUST 2021

## APPLICATIONS FOR VARIATION OF PREMISES LICENCES

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	452048	Mr Harem Murdochy	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	3 King's Place, Edinburgh, EH15 1DU	No	No	No	Add additional area to outside area and amend wording on outside area in the operating plan also substitute new layout plan to reflect outside area. CC; LSO BSR O x8	Application WITHDRAWN by applicant's agent
2.	454958	Motor Fuel Ltd	Harper MacLeod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	187 Slateford Road, Slateford, Edinburgh, EH11 1PU	No	Yes	No	Increase capacity, internal reconfiguration following re-branding to "Londis"  CC LSO BSR	GRANTED  Capacity – 23.5m of shelving

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3.	455418	Punch Partnerships (PTL) Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	229 Leith Walk, Albion, Edinburgh, EH6 8NY	No	No	Yes	Amend Sunday commencement hour to 11:00; include indoor/outdoor sport as activities; include deliveries (incl. alcohol); allow for activities to take place prior to licensed hours without the sale of alcohol, allow activities to take place during seasonal variations/ under Extension of permitted hours. Allow children & young persons until 20:00 accompanied by an adult  CC LSO	GRANTED  Condition attached – alcohol deliveries to be with provision of food only, except when premises unable to operate on sales because of pandemic-related restrictions
4.	455351	Scottish Midland Co-Operative Society Limited	Anderson Strathern LLP 1 Rutland Court, Edinburgh, EH3 8EY	36-38 Raeburn Place, Stockbridge, Edinburgh, EH4 1HN	No	Yes	No	Include home deliveries, subject to demand, as an activity.  CC LSO	GRANTED

# DECISION LIST – 30 AUGUST 2021

## APPLICATIONS FOR NEW PROVISIONAL PREMISES LICENCE

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	454215	Tribe Kitchen Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	1-3 Corunna Place, Pilrig, Edinburgh, EH6 5JG	No	Yes	No	Commercial kitchen offering delivery of restaurant quality food working with existing local brands.  CC x2 LSO BSR	CONTINUED to Board meeting on 27 <sup>th</sup> September 2021  Noting address of premises is 3-5 Corunna Place
2.	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.  CC x2 LSO BSR	Part-heard application  CONTINUED to Board meeting on 27 <sup>th</sup> September 2021, with Site Visit to be arranged in the meantime.  Board noting premises description to be amended, to include reference to “providing specialist whiskies to tourist trade”
3.	453319	Mowgli Street Food Ltd	Brodies LLP 14-16 Atholl Crescent, Edinburgh, EH3 8HA	20 Hanover Street, Edinburgh, EH2 2QW	Yes	No	No	Restaurant comprising ground and basement floors in Edinburgh city centre.  CCx2 LSO BSR	GRANTED  Noting other activities on premises to be provided no earlier than 0800  Amplified music condition – no audible nuisance  Children’s access until 2300, young persons’ access until 0100, during seasonal variations  Capacity – 100 persons

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4.	452672	M&C Projects Ltd	TLT LLP 140 West George Street, Glasgow, G2 2HG	36 Seafield Road, Edinburgh, EH6 7LQ	No	No	Yes	Deli cafe on main road with residential above and commercial Adjacent.  CC x2 LSO BSR	Noting amendment to application – on sales commencement 1100, 7 days a week  GRANTED  Music condition – no audible nuisance  Capacity – 27m shelving
5.	455712	Mrs Sana Hussain	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	47-49 Leith Walk, Edinburgh, EH6 8LS	No	Yes	No	Retail unit on the ground floor of a building on Leith Walk  CCx2 LSO BSR	GRANTED  Music condition – no audible nuisance  Capacity – 46.85m shelving
6.	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  CC x2 LSO BSR	Part-heard application  CONTINUED to Board meeting on 27 <sup>th</sup> September 2021, with Site Visit to be arranged in the meantime.
7.	454519	202Kitchen Edinburgh 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  CC x2 LSO BSR	CONTINUED to Board meeting on 27 <sup>th</sup> September 2021 at agent's request



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8.	455859	Indaba Deli Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	88 South Clerk Street, Edinburgh, EH8 9PT	No	No	Yes	Cafe/Deli located on the ground floor of a building on South Clerk Street, Edinburgh.  CC LSO BSR	GRANTED  Music condition – no audible nuisance  Capacity – 20 persons
9.	455764	Harrods Beauty Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	MSU3.01 334-338 St James Crescent, St James Quarter, EH1 3AE	No	No	Yes	H Beauty retail space with bar within St James Quarter Galleria, Edinburgh.  CC x2 LSO BSR	GRANTED  Music condition – no audible nuisance  Capacity – 30 persons
10.	455827	Currie FB Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Unit SA21 2a Bankhead Drive, EH11 4EJ	No	Yes	No	Storage/ distribution unit in warehouse premises in Sighthill.  CC x2 LSO BSR	GRANTED  Music condition – no audible nuisance

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**27 September 2021**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
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	
2.	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	
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	

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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	
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	

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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	
2.	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	
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	

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**NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS**

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	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	

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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	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	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	

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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	



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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	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	
6.	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	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	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	
8.	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	

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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	

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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	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
11.	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	
12.	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	

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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	
14.	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	