

# ◆ EDINBURGH ◆

LICENSING BOARD

## NOTICE OF MEETING

MONDAY 25<sup>th</sup> APRIL 2022

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 and decision list – 28<sup>th</sup> March 2022
3. Applications - details as set out in separate list
4. Request for Extension of Provisional Premises licence
5. Report – Premises Licence Review – Bourbon, 24a Frederick Street, Edinburgh
6. Annual Functions Report – 2021/22 (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>

For further information about this meeting please contact [nicholas.fraser@edinburgh.gov.uk](mailto:nicholas.fraser@edinburgh.gov.uk)

## MINUTES OF MEETING

MONDAY 28<sup>th</sup> MARCH 2022

**Members present: Councillors Norman Work (Convener); Steve Burgess; Gillian Gloyer; David Key; Joanna Mowat; Iain Whyte**

**Apologies: Councillors Lezley Marion Cameron; Callum Laidlaw**

**Police: Sergeant Marc Copland**

**Council Officers: Tom Veitch (Acting Regulatory Operations Manager); Colin McCulloch (Senior Building Standards Surveyor); Nick Fraser (Depute Clerk); Caitlin Allan (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 person because of reasons connected with coronavirus. It was noted meeting details were posted [online](#) in advance and that public attendance was possible via Teams. 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 and decision list – 28<sup>th</sup> February 2022

The Board agreed the terms of the minutes and details of decisions made for the meeting held on 28<sup>th</sup> February 2022.

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

The Board considered applications for variation of existing premises licences, new provisionals and premises licences, applications for personal licences and applications for occasional licences as referred via the Board's scheme of delegation, all as set out in the appended draft decision list.

### 4. Report – Requests for Extension of Provisional Premises Licences

The Board considered requests for extension of provisional premises licences, the details and outcomes of which are listed below:-

- 4 Earl Grey Street – extension to 28 May 2023
- 1-2 Liberton Dams – extension to 29 April 2023
- 57-59 High Street – extension to 30 November 2022
- 63 Cockburn Street – extension to 30 December 2022
- 85/87 South Bridge – extension to 30 November 2022

5. Report – Extended Hours – Edinburgh Festivals 2022

The Board noted the published dates for the International Festival and Fringe Festival, and agreed in terms of part 11.7 of the Board's Statement of Licensing Policy that the Festivals Extended Hours period would operate between 5<sup>th</sup> and 29<sup>th</sup> August 2021 (inclusive), subject to prevailing Scottish Government rules and guidance relating to Covid-19.

Following consideration of this matter, the Board discussed licensing hours for the Queen's Platinum Jubilee. It was agreed that, consistent with the approach taken by the Board for previous significant celebratory events, there would be no general extension of licensed hours during the Jubilee weekend, but it would be open to premises licence holders to submit applications for extended hours, if they were intending to hold events on their premises.

Applications  
called for  
09.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	459712	Heriot-Watt Trading Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	2 Riccarton Mains Road, Edinburgh, EH14 5NG	No	No	Yes	Amend part of the description; update location plan; amend layout plan; Amend Question 5(d) to include outdoor drinking facilities; Amend Question 7 (capacity)  CC LSO BSR	GRANTED  Operating Plan Seasonal Variations text amended, to reflect terminal hour of 0100, and 0300 only during seasonal variations (in line with Board policy)  Agent confirmed application amended, to remove outdoor drinking
2.	449373	Restigouche Limited	Macgregor Thomson Solicitors Springfield House, Laurelhill Business Park, Stirling, FK7 9JQ	11 Roseneath Street, Edinburgh, EH9 1JH	Yes	No	No	Increase capacity and amend layout.  CC BSR	GRANTED Capacity 45

Applications  
called for 09.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	459288	Baberton Golf Club Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	55 Baberton Avenue, Juniper Green, Edinburgh, EH14 5DU	No	No	Yes	To add off sales. To increase on sale hours; To add seasonal variations; To add live performances and dance facilities out with core hours. To add Conference Facilities and Theatre as an activity within and out with core hours; To amend details of activities carried out on premises within and outwith core hours; To amend details of Children and Young Persons' access to premises; To add external licensed areas.  CC LSO BSR	GRANTED  Outdoor area terminal hour of 2200.  Temporary barrier to define area when events are taking place.  When events are to take place in external area licence holder will notify Police and LSO one month prior to event taking place.  Operating plan to be amended to confirm above.

Applications  
called for 09.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	465092	Princes Street Hotel Management Limited	Brodies LLP 15 Atholl Crescent, Edinburgh, EH3 8HA	100 Princes Street, Edinburgh, EH2 3AB	No	No	Yes	To amend operating plan; Add Q4 seasonal variations; Amend wording for Restaurant and Bar meals provision times; Amend wording of Q5(f) other activities; Amend wording Q6(c) ages of Children and Young Persons; Decrease on sale capacity; Increase Off sale capacity; Amend layout plan; Amend premises description.  CC LSO BSR	GRANTED  Capacity 120 (lounge 60)  Confirmed non-resident C&YP during seasonal variation periods – 2300 and 0100 respectively)

Applications  
called for 09.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	462347	Mr Harem Mohamed Bahir Murdochy	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3 King's Place, Edinburgh, EH15 1DU	No	No	Yes	To add outside areas to licensed area; to amend layout; to amend wording on outside areas in the operating plan, to increase capacity.  CC LSO BSR	GRANTED  Capacity 150 (114 externally; 36 internally) Outdoor area terminal hour of 2200
3.	463025	Leith Bar Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	138-140 Leith Walk, Edinburgh, EH6 5DT	No	No	Yes	Amend description of premises; change premises address; change layout plan; add deliveries and takeaways to additional activities; amend times of children and young person entry; reduce capacity.  CC LSO BSR	GRANTED  Capacity 90



Applications  
called for 10.00

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	467706	Pizza Express Limited	Pinsent Masons LLP 141 Bothwell Street, Glasgow, G2 7EQ	1 Victoria Terrace, Edinburgh, EH1 2JL	No	No	Yes	To add off sales; amend details of seasonal variations; amend wording on terms of children and young person's access.  CC	GRANTED  Off sales with food orders only
5.	468274	Aldi Stores Limited	TLT LLP 140 West George Street, Glasgow, G2 2HG	3 Portobello High Street, Edinburgh	No	Yes	No	To amend Q5 (f) to include information about click and collect service and deliveries; to increase capacity; to increase seasonal capacity; amend layout plan  LSO BSR	GRANTED  Deliveries to take place during core hours until midnight  Amended wording for seasonal variation dates (to match up operating and layout plans) Capacity 94.26m (+4m seasonal)

Applications  
called for 10.00

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	466384	Hotel Chocolat Retail Ltd	Harper MacLeod LLP 45 Gordon Street, Glasgow, G1 3PE	Unit 29a, 66 Kinnaird Park, Edinburgh, EH15 3RD	No	Yes	No	The premises are located within the Fort Kinnaird retail park, located near to the Newcraighall junction of the A1. The premises operate as a retail shop trading as "Hotel Chocolat" selling speciality chocolates and ancillary goods. The premises include seating for in-premises consumption of food and drink sold on the premises, but not alcohol.  CCx2 LSO BSR	GRANTED  Capacity 10 linear metres  No audible nuisance music condition

Applications  
called for 10.00

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	463028	Mr Hafiz-Abdul Wahab	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	78 Gilmerton Dykes Street, Hyvots Bank, Edinburgh, EH17 8PL	No	Yes	No	Retail unit located on the ground floor of a building on Gilmerton Dykes Street, Edinburgh.  CCx2 LSO BSR Ox1	GRANTED  Capacity 78.5 linear metres  No audible nuisance music condition  Address confirmed as 70 Gilmerton Dykes Street
3.	463581	Civerinos Management Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	47 Figgate Lane, Edinburgh, EH15 1HJ	No	No	Yes	Premises located within Nobles Amusement Arcade on Portobello Promenade, with an outside area, and use of facilities within the amusement centre.  CCx2 LSO BSR	GRANTED (amended application to remove on sales)  No audible nuisance music condition  Off sales with provision of food only  Capacity - Noting no display shelving to be in use

Applications  
called for 10.00

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	463653	Ms Mari Craig	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	200 Rose Street, New Town, Edinburgh, EH2 4AZ	No	No	Yes	Cafe premises located on the ground floor of a property in Rose Street, with outside area.  CCx2 LSO BSR	GRANTED  Capacity 18  No audible nuisance music condition
5.	469701	Bocca Bona Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	17 Main Street, Deanpark, Balerno, EH14 7EQ	No	Yes	No	Takeaway premises located on the ground floor of a building on Main Street, Balerno.  CCx2 LSO BSR Ox2	GRANT  Capacity 9 linear meters  Alcohol to be provided with food only  No audible nuisance music condition

Applications  
called for 10.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	463715	Wine Importers (Edinburgh) Limited,	Mr Andrew Hunter The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	48a Frederick Street, Edinburgh, EH2 1EX	No	Yes	No	The premises are located at 48A Frederick Street, Edinburgh The premises will trade as a specialist wine shop with a small selection of other alcohol products and non-alcohol related products.. The shop will principally operate as an off sales premises but may provide wine tasting/sampling of products for sale.  CC LSO BSR	GRANTED  Capacity 118.36 linear metres  No audible nuisance music condition

Applications  
called for 10.30

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

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	463732	Motor Fuel Limited	Mr Andrew Hunter 45 Gordon Street, Glasgow, G1 3PE	21-23 Barclay Place, Edinburgh	No	Yes	No	The premises are located on Barclay Place, Bruntsfield, Edinburgh. The premises trade on a 24 hour basis as a general convenience store adjacent to petrol/derv filling station forecourt.  CCx2 LSO BSR	GRANTED  Capacity 17.15 linear metres  No audible nuisance music condition

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	464792	Green and Fortune Associates Limited	Morton Fraser LLP 2 Lister Square, Edinburgh, EH3 9GL	1-5 Airborne Place, Edinburgh, EH12 9GR	No	No	Yes	Ground floor of building at 1 New Park Square Restaurant /Bar/Café facilities with performance area, conference and reception areas and external area.  CCx2 LSO BSR	Granted  Capacity 480 (F&B area 1 230, D&B area 2 60, Conference and Reception area 190)  No audible nuisance music condition  Operating Plan to specify terminal hour of midnight during seasonal variations during Festival for outdoor area, otherwise 2200 restriction for remainder of year.
9.	462528	TGarden Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	Royal Terrace Gardens, Royal Terrace, Calton Hill, Edinburgh	No	No	Yes	Bistro/cafe delicatessen situated in Royal Terrace Gardens, Edinburgh  CCx2 LSO BSR	GRANTED  Outside area to be restricted to 2200hrs  No audible nuisance music condition  Capacity 85 Amendment to Children and Young Persons access to confirm hours not extended during seasonal variation period

**28 March 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	463243	Muckle Brig Limited	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	24-26 Coburg Street, North Leith, Edinburgh, EH6 6HB	No	No	Yes	Distillery/ stillhouse involved in production and distribution of alcohol. Alcohol may be dispatched from the premises and tours and tastings catered for.  CCx2 LSO BSR	GRANTED  No audible nuisance music condition  Capacity 140  Amendment to Children and Young Persons access to confirm hours not extended during seasonal variation period
11.	464032	Vault City Brewing Ltd	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	7a West Maitland Street, New Town, Edinburgh, EH12 5DS	No	No	Yes	Retail shop and tasting room for local brewery.  CCx2 LSO BSR	GRANTED  Capacity 20 (including staff)  No audible nuisance music condition  Amendment to Children and Young Persons access to confirm hours not extended during seasonal variation period
12.	466225	Roxy Leisure Limited Company	TLT LLP Gf, 80 Hanover Street, Edinburgh, EH2 1EL	26 Rose Street, New Town, Edinburgh, EH2 2QA	No	No	Yes	Competitive socialising leisure facility with food offering & ancillary bar.  CCx2 LSO BSR	GRANTED  Capacity 370  No audible nuisance music condition  Amendment to Children and Young Persons access to confirm hours not extended during seasonal variation period



**OCCASIONAL LICENCE APPLICATIONS**

**28 March 2022**

No	Reference	Premises	Dates and times	Comments	Decision
1.	470848	Hanam's 3 Johnston Terrace	28.03.2022 – 10.04.2022 Onsales 11.00-01.00; Offsales 11.00-22.00	Represented by Macdonald Licensing Conditions accepted	GRANTED Cllr Work, Cllr Gloyer Subsequent Occasionals will be referred to April Board for final decision and update on Planning / Building Standards requirements  Cllr Mowat, cllr Whyte- refuse
2.	470852	Fresh Mex 119 Lothian Road	28.3.22 - 10.4.22 Onsales 11.00-00.00; Offsales 11.00-22.00	Represented by Macdonald Licensing Consultation has not been completed – conditions pending	GRANTED
3.	469339	16 Newkirkgate	28.3.22 - 10.4.22 Offsales 10.00-22.00	Represented by Macdonald Licensing Conditions accepted	GRANTED
4.	470138	Ian Macleod Distillers Gin Shop 49 Hanover Street	28.3.22 - 10.4.22 Onsales 10.00-22.00; Offsales 10.00-22.00	Represented by TLT LLP Conditions accepted	GRANTED  Sunday hours 11:00 Conditions to be accepted

**PERSONAL LICENCE APPLICATIONS**

**28 March 2022**

**CONTINUED New Applications**

No	Reference	Applicant	Agent Details	Comments	Decision
1.	463118	Mr Ahmet Cagritekin	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	CC	(Continued from January and February 2022 meeting)  GRANTED  Grant – Cllr Work, Cllr Gloyer Refuse – Cllr Whyte, Cllr Mowat
2.	466184	Mr Shivedev Singh	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB (confirmed at meeting in Mr Singh's absence, who then attended later)	CC	(Continued from January and February 2022 meeting)  Continued to April 2022 Board meeting, on request of agent

**Existing Personal Licence**

No	Reference	Applicant	Agent Details	Comments	Decision
1.	296364	Miss Danielle Rebecca Alderdice	Niall Hassard, TLT	CC	No action to be taken

Applications called  
for 09.30

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	467360	Mrs Rachel Bucknall	ADW Licensing 24 Canning Street, Edinburgh, EH3 8EG	The Bridge Inn, 27 Baird Road, Ratho, EH28 8RA	No	No	Yes	Amend premises description; Remove Barge and Jetty from the licensed footprint; include area immediately adjacent to the canal within the licensed footprint; Amend internal layout; reconfiguration of basement storage area; Replace existing noise condition with the current policy noise condition.  CC LSO BSR	

Applications called  
for 09.30

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	468088	Scotsman Group PLC	Brunton Miller Herbert House, 22 Herbert Street, Glasgow, G20 6NB	32-34 Shore, Edinburgh, EH6 6QN	No	No	Yes	Amend wording of Local condition 2 to read 'No admission to the premises after 1am'; amend on sales hours; Amend question 5(g) regarding premises opening after 1am  CC LSO	
3.	468713	Salerno Limited	Brunton Miller Herbert House, 22 Herbert Street, Glasgow, G20 6NB	Unit C4.15 405-407 St James Crescent, Edinburgh	No	No	Yes	Add outside area to licensed footprint; increase capacity.  CC LSO	

Applications called  
for 09.30

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	466381	GH 230817 Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	37-38 St Andrew Square, New Town, Edinburgh, EH2 2AD	No	No	Yes	To amend Condition 2 attached to the provisional premises licence to allow the external terrace at the members' lounge on the 5th floor to open until 1am; to amend layout and increase capacity.  CC LSO BSR	
5.	468012	JD Wetherspoon (Scot) Limited	JD Wetherspoon (Scot) Limited Wetherspoon House, Reeds Crescent, Watford, WD24 4QL	Unit 1, 61 Leith Street, Edinburgh, EH1 3AU	No	No	Yes	Amend layout to include external areas; increase capacity  CC LSO BSR Ox1	

Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	468974	Trust Inns Limited	John Gaunt & Partners Omega Court, 372 Cemetery Road, Sheffield, S11 8FT	1 Peffer Street, Edinburgh, EH16 4BA	No	No	Yes	Amend on sale hours  CC LSO Ox1  .	
7.	466843	Mr Mohammed Motiur Rahman-Minto	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	100 St John's Road, Edinburgh, EH12 8AT	No	No	Yes	To add off sales; to add seasonal variations and provide that certain activities may be carried out during seasonal variations or with benefit of extension of hours; to amend wording for Takeaways and Deliveries; to amend children and young persons' terms of entry and times  CC	

Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	467063	The Jupiter Artland Company Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	Bonnington House, Bonnington, Kirknewton, EH27 8BB	No	No	Yes	To delete contents of Seasonal Variations; to add an alcohol display in the shop and the Solardome, with a total copacity, with capacity of 7.06m; to substitute a new layout and locality plans.  CC BSR	

Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	467252	Ms Anna Poletti	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	248 Morrison Street, Edinburgh, EH3 8DT	No	No	Yes	To amend music condition; to amend on sale hours; to add off sales; to add seasonal variations; to provide that certain activities might take place outwith core hours; to add deliveries and takeaways; to change children access terms, times and parts of the premises they are allowed entry; to amend premises description; to substitute new premises manager  CC LSO	



Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	469269	Moda Life Management Limited	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	6 Mcewan Walk, Fountainbridge, Edinburgh	Yes	No	No	The premises comprise a residential accommodation block with communal amenity areas available to the occupiers and owners of the property for private use and for commercial use for pre-booked events and functions including the hire of said amenity areas by said owners and occupiers to third parties.  CCx2 LSO BSR Ox1	

Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	469270	Moda Life Management Limited	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	2 Drysdale Gait, Fountainbridge, Edinburgh, EH3 8FQ	Yes	No	No	The premises comprise a residential accommodation block with communal amenity areas available to the occupiers and owners of the property for private use and for commercial use for pre-booked events and functions including the hire of said amenity areas by said owners and occupiers to third parties.  CCx2 LSO BSR Ox1	

Applications called  
for 10.00

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	465887	Easter Greens Retail Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	179 Morningside Road, Morningside, Edinburgh, EH10 4QP	No	Yes	No	Convenience store located on the ground floor of a property at the corner of Morningside Road and Falcon Road West.  CCx2 LSO BSR	

Applications called  
for 10.30

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	468082	Golag Serviced Apartments Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	74-77 Queen Street, Edinburgh, EH2 4NF	No	No	Yes	Serviced apartment with lounge are in premises on Queen Street, Edinburgh.  CCx2 LSO BSR	
5.	465569	Dine Canonmills Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	50 Brandon Terrace, Broughton, Edinburgh, EH3 5BX	No	No	Yes	Restaurant premises located over two floors with outside balcony and additional area on the pavement which includes an ex-police box. The premises are located at the corner of Brandon Terrace and Howard Street.  CCx2 LSO BSR	

Applications called  
for 10.30

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

**25 April 2022**

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	468523	The Broughton Market Limited	Morton Fraser LLP 2 Lister Square, Edinburgh, EH3 9GL	97-101 Broughton Street, Broughton, Edinburgh, EH1 3RZ	No	Yes	No	The premises is a retail shop located on the ground floor at 97-101 Broughton Street, Edinburgh  CCx2 LSO BSR	

## APPLICATION TO EXTEND PROVISIONAL PERIOD

### 1. Purpose

- 1.1 To ask the Board to consider an application 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 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 it is the first such extension and where it is for coronavirus-related reasons.
- 2.5. Details of the premises for which the application has been made are listed below. Further detail will be provided by the agent representing the licence holder, for consideration by the Board.

### 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 detailed below.

### 4. Background Papers

- 4.1 Extension request – 14-18 Lady Lawson Street (expiry 25<sup>th</sup> June 2022)

**Depute Clerk of the Licensing Board**

## REPORT – PREMISES LICENCE REVIEW HEARING – BOURBON, 24A FREDERICK STREET, EDINBURGH

### 1. Purpose

- 1.1 To advise the Board of the requirement to hold a hearing on a premises licence review application for the premises Bourbon, 24a Frederick Street, Edinburgh.
- 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 considered not to be a fit and proper person to hold the licence; or
  - (c) any other ground relevant to one or more of the five licensing objectives, namely:-
    - preventing crime and disorder,
    - securing public safety,
    - preventing public nuisance,
    - protecting children and young persons from harm,
    - protecting and improving public health.
- 2.2 An application for review may be rejected by the Board if it fails to disclose matters relevant to the grounds for review or if it is considered vexatious or frivolous. This decision is delegated to the Convener. Having considered the terms of the review application he agreed it should be referred to the Board for a hearing.
- 2.3 The application has been submitted by Police Scotland. The licence holder is Encore Bars Limited, to whom a copy of the application was sent on 31<sup>st</sup> March. At that stage the date of the hearing was still to be agreed. A follow up letter was sent to the licence holder on 13<sup>th</sup> April, together with a copy of this report, confirming the date of the hearing.
- 2.4 The hearing will proceed on the basis that Board members will have the Police Scotland application before them. In addition it is anticipated there will be an LSO report submitted to the Board on the terms of the police application. The Board should hear from the licence holder and/or their agent and at the conclusion of the hearing the Board should decide whether it is necessary for the purposes of the licensing objectives to take any action with the premises licence. In the event it is considered necessary, the following options are available:-
  - issue a written warning,
  - vary the premises licence,
  - suspend the licence for such period as the Board determines,
  - revoke the licence.

REPORT – PREMISES LICENCE REVIEW HEARING – BOURBON, 24A  
FREDERICK STREET, EDINBURGH

2.5 The review application refers to the premises manager, who holds a personal licence issued by the Glasgow Licensing Board. The application does not specifically request a personal licence review hearing, but in the event the Board considers this necessary this would require to be scheduled at a later date.

**3. Recommendation**

3.1 The Board is required to –

(a) hold a premises licence review hearing;

(b) decide at the conclusion of the hearing whether it is necessary for the licensing objectives to take any action with the premises licence.

**Depute Clerk of the Licensing Board**