

◆ EDINBURGH ◆

LICENSING BOARD

NOTICE OF MEETING

MONDAY 29th MAY 2023

Start time: 9.30am

DEAN OF GUILD COURTROOM

AGENDA

NOTE: Items 1-3 below will be webcast and considered by the Board from 9.30am. The remainder of the meeting will not be webcast.

1. Convenor's Update
2. Minutes of meeting of 24th April 2023 and matters arising
3. Applications – details as set out in separate list
4. Provisional Premises Licences – Extension Requests
5. Premises Licence Reviews – (1) Woodhall Arms, 135-137 Lanark Road West; (2) The Mousetrap, 180 Leith Walk – Preliminary Hearings
6. Premises Licence Annual Fees – Review Hearings – Update

Nick Smith
Clerk of the Licensing Board

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LICENSING BOARD

Licensing Board membership:

Councillor Chas Booth	Councillor Margaret Graham
Councillor Lezley Marion Cameron	Councillor David Key
Councillor Pauline Flannery	Councillor Jason Rust (Vice-Convenor)
Councillor Catherine Fullerton	Councillor Norman Work
	Councillor Louise Young (Convenor)

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 24th APRIL 2023

Board members present: Councillors Louise Young (Convenor); Jason Rust (Vice-convenor); Chas Booth; Lezley Marion Cameron; Pauline Flannery; Catherine Fullerton; Margaret Graham; David Key; Norman Work

Police: Sergeant Greig Stephen

Council Officers: Veronica McMillan (Regulatory Team Leader); Colin McCulloch (Senior Building Standards Surveyor); Nick Fraser (Depute Clerk); Morag Leck (Depute Clerk)

In its consideration of items 1-3 below the Board deliberations were broadcast using the Council's webcast system. A copy of the webcast can be viewed [here](#).

1. Convenor's Update

The Convenor invited Chris Adams, Strategy Manager at Edinburgh Council to give a presentation to the Board on "the gig economy" and the Council's efforts to promote fair working for employees across the city. These efforts had included looking at working arrangements within the licensed trade, and ways in which fairer working could be promoted via the Licensing Board.

He explained the work which was proceeding on setting up a Fair Work Charter and the investigation of options that might be available to encourage fair working in the gig economy via regulatory and licensing regimes. While it was recognised there were legislative limitations on what the Board could do, it was considered there may be means by which the Board's policy could take account of the Council's work in this area.

Board members discussed the implications of the work being carried out by the Council and the extent to which the Board could potentially become involved in promoting that work.

Occasional licence referrals – the Convenor advised referrals continued to be made to the Board, with the focus on long term use of occasionals where there was no existing provisional premises licence. Referrals would continue to be made to future meetings.

Premises licence review application – the Convenor confirmed she had approved an application for review of premises licence, which would appear as a review hearing on a future agenda.

2. Policy Consultation – Update

The Convenor referred to the two evidence sessions [here](#) (with trade, licensing agents, employees' representative and others) and [here](#) (with community councillors) which the Board had held, hearing from consultees to the policy-making process. The third session was being arranged with statutory consultees and others.

She referred to the intention also to meet with the newly-formed Youth Forum, and for the Board to hold a meeting with the City of Edinburgh Licensing Forum.

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The Convenor invited Morag Leck to provide an update on the policy consultation process. Mrs Leck firstly referred to the extensive work which had been carried out by the Council's Licensing Service and Licensing Standards Officers in connection with annual fees for 2022/23, which would be referred to later in the agenda.

Mrs Leck went on to refer to the timeline for the Board's policy-making process and the ongoing work in that regard. She referred to the work still requiring to be done by the Board to assess overprovision as part of the policy. Data on existing licensed premises in the Board's locality and statistical information were still awaited in that regard, which meant the overprovision assessment timescale was likely to be behind the policy-making timescale.

3. Minutes of meeting of 27th March 2023 and matters arising

The minutes and the decision list for applications considered at the meeting of 27th March 2023 were approved.

4. Applications - details as set out in separate list

The details of applications considered by the Board at the meeting on 24th April 2023 are set out in a separate decision list for approval and to be appended to these minutes.

5. Occasional Licence Applications – Referrals List

The details of applications for occasional licences which had been referred to the Board for consideration are included in the decision list referred to above.

6. Provisional Premises Licences – Extension Requests

The deputy clerk referred to requests made for extension of the provisional period for existing provisional licences. The Board agreed to extensions as follows:-

- 4 Earl Grey Street – provisional licence extended to 28th August 2023
- 12 High Street – provisional licence extended to 30th September 2023
- 1 Palmerston Place – provisional licence extended to 30th September 2023

7. Premises Licence Annual Fees – Review Hearings

The Board held premises licence review hearings for premises where annual fees for 2022/23 remained outstanding, having agreed to do so at its meeting on 27th March 2023. The Board heard from Veronica Macmillan with the details of premises which were continuing to operate and where annual fees remained outstanding.

Considering each of the premises in turn and the LSO reports, the Board agreed that where premises were continuing to operate it would be appropriate to suspend their licence for four weeks. The suspension period would come to an end at close of business 23rd May 2023.

The Board noted a number of premises where the LSOs had established the premises were no longer being used for the sale of alcohol. In each case, the Board agreed it was appropriate to revoke the premises licence.

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LICENSING BOARD

Details of the decisions taken in each case are set out in the decision list to be appended to these minutes.

DECISIONS

APPLICATIONS FOR TRANSFER AND VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	483568	Mr Said Medaci	Mr Said Medaci Flat 7, 34 Wester Hailes Park, Wester Hailes, Edinburgh, EH14 3AG	72 South Clerk Street, Edinburgh, EH8 9PT	No	No	Yes	Transfer application. Add on sales alcohol consumption to the premises licence Q(1). Add the core time for on sales consumption, Q(2), from 9.00 to 1.00 (Sun-Thu) and 9.00 to 2.00 (Fri-Sat). To include Seasonal Variations and add additional wording to Q(4). To amend Q5 (a-c) permit meals, receptions and recorded music on the premises, during core licensed hours. To amend Q5 (f) to include Takeaways and Deliveries. To amend Q6 (b) terms under which children or young persons will be allowed entry. To amend Q6 (c-d) ages and times of young children to be allowed entry. Children will have to vacate the premises by 8pm, young persons by midnight. On sales capacity (Q7) to be 50 people. To amend layout plan to include the creation of a New Area (Shelving) for the Display and Storage of Alcohol, a New Servery, New Kitchen and New Seating Areas, Toilet. To change the Designated Premises Manager CC LSO BSR	CONTINUED to enable applicant to liaise with architect re BSR report 29 May 2023 meeting

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE (CONTINUED)

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	480250	Dragonglass UK Holding Limited	Brodies LLP 58 Morrison Street, West End, Edinburgh, EH3 8BP	20-24 Grosvenor Street, Edinburgh, EH12 5EG	No	No	Yes	To amend on sales Sunday opening time to 11:00; to add off sales. To amend wording of Seasonal Variations. To amend Q5(c) live performances, dance facilities, theatre, films, Indoor/outdoor sports and televised sports to be provided during core licensed hours. To amend Q5(d) outdoor drinking facility answer to "no". To amend wording in Q5 additional information box. To add new wording to Q6 (e) parts of the premises children and young persons are allowed access. To change premises description. To amend layout plan. To reduce on sales capacity to 106. CC LSO BSR Ox1 West End Community Council	Agent amended application, confirming removal of reference to off sales and reduction in capacity GRANTED

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE (CONTINUED)

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	480255	Dragonglass UK Holding Limited	Brodies LLP 58 Morrison Street, West End, Edinburgh, EH3 8BP	5-25 Grosvenor Street, Edinburgh, EH12 5EF	No	No	Yes	<p>To add off sales from 11:00-22:00 daily. To amend Seasonal Variation wording in Q4. To amend wording in Q5 text box and Q5(f) text box (activities). To amend wording in Q6(e) (parts of the premises to which children and young persons will be allowed). To increase on sales capacity to 798. To amend layout plan. To amend premises description.</p> <p>CC LSO BSR Ox2 West End Community Council Palmerson Place Lane Residents Association</p>	<p>GRANTED</p> <p>Capacity 1060 (Front of house 748 Bedrooms 312)</p> <p>Undertaking from the applicant to share contact details with Palmerston Lane Residents Association,</p> <p>Conditions: Licence holder to ensure deliveries to premises between 8am-8pm; Guests to use main door, the Mews exit only to be used in case of emergency.</p>

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	488053	Raeburn Place Development Limited	TLT Solicitors Gf, 80 Hanover Street, Edinburgh, EH2 1EL	122- 124 Raeburn Place, Stockbridge, Edinburgh, EH4 1HG	No	No	Yes	To amend the premises name to "Pizza Express." To substitute the layout plan following an internal reconfiguration to the premises. To amend wording in Q5 (f) additional information box. To amend Q6(b) terms under which children and young persons will be allowed. To amend wording at Q6(c) ages of children and young persons allowed. To amend wording at Q6(d) times during which children and young persons are allowed. To increase the on sales capacity to 156 persons. CC LSO BSR	GRANTED Capacity 156

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	487663	Netherview Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	16 Home Street, Edinburgh, EH3 9LY	Yes	No	No	<p>To increase on sales capacity to 150. To amend Q6 to confirm that Children and Young Persons may be present, children requiring to be accompanied by an adult, for the purposes of attending a show. Children and Young Persons must vacate the premises by 10pm. Children and Young Persons will only be permitted to attend shows that are considered suitable. To amend Q5(f) Live Performances will consist of stand-up comedy, poetry recitals and Festival shows. To amend the Layout Plan, showing the proposed changes in terms of the recently approved Building Warrant. To change the description to 'Entertainment Venue/ Bar located on the first and second floors of a tenement building in Tollcross with access from Home Street'</p> <p>CC LSO BSR Ox1 Mr Stephen McPherson</p>	<p>GRANTED on a division</p> <p>Motion to Grant without increase in capacity. Cllr Booth, Cllr Graham</p> <p>GRANT with additional conditions Cllr Fullerton, Cllr Rust, Cllr Flannery, Cllr Work, Cllr Cameron, Cllr Key, Cllr Young</p> <p>Board noted information on Children and Young Persons access to shows would be provided to LSOs</p> <p>Children and young persons will not have access to bar.</p>

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	491734	Teuchters Edinburgh Ltd	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	1c Dock Place, Leith, EH6 6LU	No	No	Yes	To amend Q5 (a-d) to include conference facilities, live performances and film within and outwith core licensed hours. To include receptions and outdoor drinking facilities provided outwith core licensed hours. To amend wording in Q5 additional information box. At Q7 increase on sales capacity to 312. To amend the layout plan to increase the licensed footprint to include the external area and area on refurbishe footbridge. Further amend the footprint to allow it to amalgamate with adjoining premises at 1a Dock Place Leith ref 09/00736. Variation includes additional bar servery and bar area and new toilet provision in the former 1a Dock Place premises CC LSO BSR Ox2 Ms Hope Mr Botterill	GRANTED Capacity 312 Outdoor area terminal hour 2200hrs

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	485886	Leonardo Hotel Management (UK) Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	43 Jeffrey Street, Edinburgh, EH1 1DH	Yes	No	No	To amend Q5(C)allowing Indoor/outdoor sports to be provided during core & outwith core licensed hours. To amend wording in Q5(f) additional information box to read "Drinks may take place and/or drinks may be provided in the Meeting/Reception area on the ground floor/lobby area on an ad hoc basis as required by those booking the relevant facilities." To amend layout plan to reflect the refurbishment of the premises and creation of a gym, with changes to reception area and bar. This also accounts for a reconfiguration of meeting rooms on floors 7 & 8 to bedrooms CC BSR	GRANTED Capacity 371

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE 24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	488043	Orrion Properties Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	3 Robertson's Close, Edinburgh, EH1 1LY	No	No	Yes	To amend Q5 (a) to include Bar Meals as an Activity. To amend on sale and off sale hours start time on a Sunday from 11am. To amend Designated Premises Manager address CC	GRANTED

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	486291	Season Quayside Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	72 Commercial Street, Edinburgh, EH6 6LX	No	No	Yes	To change the description of the premises to "Restaurant/ Event Space with outside area located on the ground floor of a development on Commercial Street." To amend Q5(a-c) to include Televised Sport, training courses and Corporate Events, Civil Marriage ceremonies, (subject to obtaining any necessary permissions). Additional activities are to be provided during core & outwith core licensed hours. CC LSO	GRANTED

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE 24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	488198	Edinburgh Real Ale Ltd	Edinburgh Real Ale Ltd The Estates Office Lawers Estate, Comrie, Crieff, PH6 2LT	Bow Bar, 80 West Bow, Edinburgh, EH1 2HH	No	No	Yes	To amend Q5(c) recorded music to be provided during and outwith core licensed hours. To change the address of the Designated Premises Manager. Change Question 4 to Yes. To change the registered address of the Licence Holder.	GRANTED

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	486655	Capital Theatres	Mr Niall James Dewar Festival Theatre, 13-29 Nicolson Street, Newington, Edinburgh, EH8 9FT	Festival Theatre, 13-29 Nicolson Street, Edinburgh, EH8 9FT	Yes	No	No	To change Premises description. To amend Licence Holder name to, Capital Theatres, Festival Theatre. To change Designated Premises Manager's address. To amend Q5 (a) to include Conference facilities to be provided during core and outwith core licensed hours. To amend wording in Q5 additional information box and to remove wording from Q5 (f). To amend wording in Q6(d) times during which children and young persons will be allowed entry. To amend on sales Sunday opening time to 10:00. CC LSO	Applicant confirmed application amended – onsales commencement 1100; children and young persons' access 2300 and 0100 respectively GRANTED as amended

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	487611	John Lewis PLC	John Gaunt & Partners Omega Court, 372 Cemetery Road, Sheffield, S11 8FT	John Lewis, 60 Leith Street, New Town, Edinburgh, EH1 3SP	No	No	Yes	To amend wording in Q7, capacity of premises. The area for the permanent display of alcohol for consumption off the premises will increase to 103 linear metres. During seasonal periods outlined in the Operating Plan and display area will increase to 121 linear metres. To amend layout plan to increase the existing alcohol off-sale display area located on the first floor of the premises. CC LSO	GRANTED

DECISIONS

APPLICATIONS FOR VARIATION OF PREMISES LICENCE

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	486036	Buzzworks Inns Limited	Black Hay Solicitors 45/47 Main Street, Prestwick, Ayrshire, KA9 1AF	The Two Bridges, 2 Newhalls Road, South Queensferry, EH30 9TA	No	No	Yes	To change Designated Premises Manager, To change name and description of premises; To change on sale and off sale hours; To amend wording of Q4 Seasonal Variations; To amend Q6 times of entry for Children and Young persons; To amend wording in Q5 text box activities provided outwith core hours; To amend wording in text box 5(f) other activities; To amend layout plan CC LSO	GRANTED Outdoor area terminal hour 2200hrs

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS 24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	485800	PTLL Limited	Pinsent Masons LLP 141 Bothwell Street, Glasgow, G2 7EQ	110-122 Leith Walk, Albion, Edinburgh, EH6 5DT	No	Yes	No	The premises is situated in a high street location, operating as a small supermarket, part of a national chain, retailing food, non-food items and household goods and offering ancillary consumer services, including home deliveries. CCx2 LSO BSR Ox1 Mr Harriss	GRANTED Capacity 70 linear meters All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS 24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	488376	Mr Kevin Gonzalez	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	171 Dalry Road, Edinburgh, EH11 2EB	No	Yes	No	Retail premises in tenement type building. CCx2 LSO BSR	GRANTED Capacity 3.12 linear meters All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS 24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	488707	Mr Manjeet Singh	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	205a Greenwell Wynd, Mortonhall, Edinburgh, EH17 8WQ	No	Yes	No	Modern ground floor retail unit, at the edge of a large residential development. CCx2 LSO BSR Ox1 Gilmerton and Inch Community Council	GRANTED Capacity 23.2 linear meters All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	486265	Hanam's Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	3 Johnston Terrace, Edinburgh, EH1 2PW	No	No	Yes	Restaurant/deli located on the ground floor and lower ground floor of a property on Johnston Terrace, together with terraced area accessed from the lower ground floor. CCx2 LSO BSR	Agent confirmed terminal hour for young persons – 0100 hours GRANTED Capacity 54 Outdoor area terminal hour 2200 All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	489932	Mr Raja Farhat Ali	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	33 Craigmillar Park, Edinburgh, EH16 5PE	No	No	Yes	Hotel located in a detached building surrounded by its own ground, at the corner of Craigmillar Park and Wilton Road CCx2 LSO BSR Ox 1 Mr Ball	Agent confirmed amendment to children and young persons' access – 2300 and 0100 respectively GRANTED Capacity ?? outdoor area terminal hour 2200 All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	489019	QW Food Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	49-51 Causewayside, Edinburgh, EH9 1QF	No	No	Yes	Restaurant premises located on the ground floor of a property in Causewayside, Edinburgh. CCx2 LSO BSR	Agent amended application to confirm no extension to young persons' access during seasonal variations GRANTED Capacity 30 All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	488413	Nelle Pelle Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	64 Home Street, Tollcross, Edinburgh, EH3 9NA	No	No	Yes	Small cafe/ takeaway located on the ground floor and basement of a building on Home Street, close to the junction with Gilmore Place. CCx2 LSO BSR	Agent confirmed application amended – onsales terminal hour 2300 Sun-Thurs, 0100 Fri- Sat GRANTED as amended Capacity 30 All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

DECISIONS

PROVISIONAL PREMISES LICENCE APPLICATIONS

24 April 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	488410	Mr Mohammed Akhtar	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	7 Scotstoun Grove, South Queensferry, EH30 9PH	No	Yes	No	Single storey unit within shopping centre. CCx2 LSO BSR	GRANTED Capacity 77.7 linear meters All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises

PERSONAL LICENCE APPLICATIONS

24 April 2023

Continued Applications

No	Reference	Applicant	Agent Details	Comments	Decision
1.	491819	Mr Scott Carty		CC	Continued from March 2023 Board meeting CONTINUED to May 2023 Board meeting

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LICENSING BOARD

MINUTES OF MEETING

FRIDAY 5th MAY 2023

Board members present: Councillors Louise Young (Convenor); Jason Rust (Vice-convenor); Pauline Flannery; Margaret Graham; Norman Work

Council Officers: Veronica McMillan (Regulatory Team Leader); Nick Fraser (Depute Clerk); Morag Leck (Depute Clerk)

1. Premises Licence Annual Fees 2022-23 – Application for recall of suspension – 23 Pier Place, Edinburgh

The Board was advised of an application for recall of suspension for a premises licence which had been suspended at the Board's meeting on 24th April 2023, for unpaid annual fees. The Board heard from Ken Glass on behalf of the licence holder who advised the Board of the reasons for the recall application being made.

Following detailed consideration of the recall application including hearing from Veronica Macmillan on LSO action taken to communicate with the licence holders, the Board agreed to recall the suspension.

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	483568	Mr Said Medaci	Mr Said Medaci Flat 7, 34 Wester Hailes Park, Wester Hailes, Edinburgh, EH14 3AG	72 South Clerk Street, Edinburgh, EH8 9PT	No	No	Yes	Transfer application. Add on sales alcohol consumption to the premises licence Q(1). Add the core time for on sales consumption, Q(2), from 9.00 to 1.00 (Sun-Thu) and 9.00 to 2.00 (Fri-Sat). To include Seasonal Variations and add additional wording to Q(4). To amend Q5 (a-c) permit meals, receptions and recorded music on the premises, during core licensed hours. To amend Q5 (f) to include Takeaways and Deliveries. To amend Q6 (b) terms under which children or young persons will be allowed entry. To amend Q6 (c-d) ages and times of young children to be allowed entry. Children will have to vacate the premises by 8pm and young persons by midnight. On sales capacity (Q7) to be 50 people. To amend layout plan to include the creation of a New Area (Shelving) for the Display and Storage of Alcohol as well as a New Servery and a New Kitchen and New Seating Areas, Toilet. To change the Designated Premises Manager. Facilities for Gents as well as for Ladies and Disabled CC LSO BSR	

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1	492084	Great Grog Shop Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	61 Pleasance, Edinburgh, EH8 9TQ	No	Yes	No	Transfer application. To amend layout plan. To increase daily off sales licensd hours from 10:00-22:00. To amend Q5(c) to include recorded music provided during and outwith core licensed hours. To amend wording in Q5 additional information box to include, Tastings, and Tutorials as an Activity, and possible retail sales of tea/ tea leaves. To provide that background music for customers and staff may be provided. To increase the capacity to 162.5 linear metres. To change the Designated Premises Manager. CCx2 LSO	

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	490643	Mr Colin Henderson Mackay	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	13 Antigua Street, Edinburgh, EH1 3NL	No	No	Yes	To amend on sales and off sales Sunday opening times to 11:00. To amend Q5(c) to include televised sport to be provided during core and outwith core licensed hours. To amend Q6(b) terms under which children and young persons will be allowed entry to read "children will be welcomed onto the premises if accompanied by an adult having something to eat. Young Persons will be permitted entry if they are having something to eat". To change the Designated Premises Manager. CC LSO	

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	489646	Funstation Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	130 Dundee Street, Edinburgh	Yes	No	No	To amend Q4 seasonal variations. To amend Q5 (c) to include gaming during core and outwith core licensed hours. To amend wording in Q5 additional indormation box. To amend Q6(b) terms under which Children and Young Persons will be allowed entry. To amend Q6(d) times during which children and young persons will be allowed entry. Children will be permitted access until 10pm.Young persons aged 16 & 17 are permitted until the terminal hour. CC LSO BSR	

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	489658	Omni Taverns Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	154 High Street, Edinburgh, EH1 1QS	No	No	Yes	To increase on sales capacity to 122. To amend on sales Sunday closing time to 01:00 and off sales Sunday opening time to 11:00. To amend wording of Q4 seasonal variations. To amend wording in Q5 additional information box in regards to activities provided outwith core hours. To amend Q6(b) terms in which children and young persons have access. To amend Q6(d) times during which children and young persons will be allowed entry. To amend layout plan. CC LSO BSR	

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

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	490109	Edinburgh Restaurant (Edinburgh) Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1-7 Montrose Terrace, Abbeyhill, Edinburgh, EH7 5DJ	No	No	Yes	To amend on sales hours to 00:00 daily. To amend the off sales hours to 22:00 daily. To amend Q6(d) times during which children and young persons will be allowed entry to include, "To provide that children must vacate the premises by 11 pm and young persons by 1am, unless attending a private function in which case they may remain until the end of the function". CC LSO	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	491725	Mr Peter Sherry	Gilson Gray LLP 160 West George Street, Glasgow, G2 2HG	24 Rodney Street, Edinburgh, EH7 4EA	No	Yes	No	To amend layout plan. To amend wording in Q5 additional information box to include, "Other activities in accordance with an off sale premises, including other groceries, confectionary beverages, scratch cards, ancillary provisions, tobacco products and similar also home delivery of snacks, food, alcoholic and non-alcoholic beverages as well as non-food/beverage items will be carried out, alcoholic beverages only being delivered during the hours permitted by statute". CC LSO BSR	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	495157	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	24a-27 Greenside Place, Edinburgh, EH1 3AA	No	No	Yes	To amend question 5(c) of the operating plan to YES in both colum 2&3 for live performances CC LSO	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	492151	Assembly Festival Ltd	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	3 Bristo Place, Edinburgh, EH1 1EY	No	No	Yes	To amend wording of Seasonal Variations. To amend Q5 (a-c) to include bar meals, dance facilities, theatre, films, indoor/outdoor sports and televised sport within and outwith core licensed hours. To amend wording (Q5) in additional information box to include: "Quiz nights and Amusement arcades / pinball machines and ping pong and other table games". CC	

THE CITY OF EDINBURGH LICENSING BOARD
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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	489725	Urbanite Investments Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	9 Advocate's Close, EH4 1JD	No	No	Yes	To increase the hours for the outside area to 11 pm. All customers in this area must be seated. CC LSO Ox1 Olt Town Community Council	

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	491736	Abercairn Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	Fingers, 61a Frederick Street, Edinburgh, EH2 1LH	Yes	No	No	To delete the current Condition on amplified music and vocals, and to replace it with the new Condition "All amplified music and vocals shall be so controlled so as not to be an audible nuisance in neighbouring residential premises." To amend on sales licensed hours to commence from 12.30pm each day. CC LSO Ox1 Mr David Jarvis	

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	490620	Edinburgh St James Hotel (GP) Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	1 St James Square, New Town, Edinburgh, EH1 3AX	No	No	Yes	Hotel situated in St James Square, St James Quarter, Edinburgh. CCx2 LSO BSR Ox2 Mr Anthony Jack New Town and Broughton Community Council	

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	488669	Chorrito Sauce Co	Chorrito Sauce Co The Old School House, Ground Floor, Krowji, West Park, RedRuth, Cornwall, TR15 3AJ	126 Leith Walk, Albion, Edinburgh, EH6 5DT	Yes	No	No	Chorrito Sauce Cantina is a Hot Sauce production kitchen and Cantina is a small Mexican inspired 12 seater cafe (4x table seat and 8 bar stool) that's provides hot and cold food breakfast / lunch / dinner for consumption on and off the premises, with a small alcohol offering for consumption on premises with food only. CCx2 LSO BSR	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	491855	Eagle Thai Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	201 Pleasance, Newington, Edinburgh, EH8 9RU	No	Yes	No	Takeaway located on the ground floor of a building on the Pleasance, with a small amount of seating. CCx2 LSO BSR	

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	491732	Castle Park Guest House Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	75 Gilmore Place, Tollcross, Edinburgh, EH3 9NU	No	No	Yes	Guest House consisting of letting bedrooms, breakfast room/ reception and kitchen, located within a three storey townhouse on Gilmore Place. CCx2 LSO BSR	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	491757	Summerhall Drinks Lab Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	B Block, 1 Summerhall, Sciennes, Edinburgh, EH9 1PL	No	Yes	No	Storage and dispatch facility with ancillary office space, for remote dispatch and orders, located within a unit in Summerhall. Cocktail making in line with HMRC Compounders permission. CCx2 LSO BSR	

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	490933	Tennent Caledonian Breweries Wholesale Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	Newbridge Industrial Estate, 9a Cliftonhall Industrial Estate, Newbridge, Edinburgh, EH28 8PJ	No	Yes	No	Office / staff area within warehouse premises, located in industrial estate CCx2 LSO BSR	

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29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	489823	Lidl Great Britain Limited	Harper MacLeod LLP 45 Gordon Street, Glasgow, G1 3PE	Unit 1 Seaforth Retail Park, 64-66 Seafield Road, Craigentiny, Edinburgh, EH6 7LW	No	Yes	No	The premises will trade as a Lidl Supermarket within Seaforth retail park, Seafield Road Edinburgh The Lidl premises will provide for sale together with general groceries: meat; poultry; dairy; fresh fruit and vegetables; and frozen and chilled goods, and other seasonal goods, household products and newspapers. The premises will offer a service to local and wider area. CCx2 LSO BSR	

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	495280	Muckle Brig Limited	TLT Solicitors Gf, 80 Hanover Street, Edinburgh, EH2 1EL	11 Whisky Quay, Newhaven, Edinburgh, EH6 6FH	No	No	Yes	A unique vertical distillery situated in Leith, which includes a visitor centre and whisky bar with views to Edinburgh Castle. CCx2 LSO BSR	

THE CITY OF EDINBURGH LICENSING BOARD
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NOTICE OF APPLICATIONS - New PREMISES LICENCE APPLICATIONS

29 May 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	464885	Murrayfield Wanderers Football Club	Mr John Arnott Yule 27 Glendevon Park, Saughtonhall, Edinburgh, EH12 5XA	27 Glendevon Park, Edinburgh, EH12 5XA	Yes	No	No	The building is a single storey, flat roofed building, located at the South-East corner of the Carrick Knowe golf course car park. The building was previously a clubroom used by Carrick Knowe Golf Club. CCx2 LSO BSR	

APPLICATIONS TO EXTEND PROVISIONAL PREMISES LICENCES

1. Purpose

- 1.1 To ask the Board to consider applications to extend the duration of provisional premises licences.

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. Details are provided below of premises where provisional premises licences are nearing expiry and requests have been made to the Board for the provisional period to be extended in each case.

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 for each of the requests.

4. Background Information

- 4.1 Extension request – 26-27 Melville Terrace – first request – expiry date 24 June 2023
- 4.2 Extension request – 97-99 South Bridge – first request – expiry date 24 June 2023
- 4.3 Extension request – 14-18 Lady Lawson Street – extended 12 months on 25 April 2022 – current expiry date 25 June 2023
- 4.4 Extension request – 37 Leith Street – extended 5 months on 28 November 2022 – current expiry date 30 June 2023

Depute Clerk of the Licensing Board

Premises Licence Review Hearings – Annual Fees 2022/23

	Licence Holder Name	Premises Name/Address	Details of Fee	Decision
1	Mr Parmjit Singh Sandher	Fountainpark Fry 117 Dundee Street	£220	Suspension for 1 month until 24 th May 2023
2	Ms Audrey Anne Thorburn	Piecebox 2 Polwarth Crescent	£280	Suspension for 1 month until 24 th May 2023
3	Ms Quan Hua Wang	Xianbala Hot Pot 63 Dalry Road	£280 Paid 20/4/2023	No further action
4	Mr Steven Alexander Lyon	Premier Store 60 Angle Park Terrace	£220 Board noted licence holder was deceased	Suspension for 1 month until 24 th May 2023
5	Gruni Food & Wine Limited	Gruni Food & Wine 214 Gorgie Road	£220 paid 21/4/2023	No further action
6	Brandshop (UK) Ltd	Brandshop 11 Bankhead Broadway	£900	Suspension for 1 month until 24 th May 2023
7	The Firm of France Tradition	L'escargot Blanc 17 Queensferry Street	£280 Transfer according to Mr McDonald	Continued
8	Mr Pierre Pelletier	Le Marché Français 9a West Maitland Street	£280 Fees paid 19/4/2023.	No further action
9	Mr Mukesh Sharma	The Khukuri 8 West Maitland Street	£280 paid 20/4/2023.	No further action
10	Mr Amer Ramzan	North Fort Market 23 North Fort Street	£220 paid 23/4/2023.	No further action
11	Newhaven Fishmarket Limited	Newhaven Fish Market Ltd 23 Pier Place	£220	Suspension for 1 month until 24 th May 2023
12	Mecahalong Co Limited	27 Bernard Street	£500 Licence was transferred to Food and Roll Ltd on August 2022 - new invoice to be issued to correct licence holder	Continued
13	Grange Resources Limited	Bijou 2 Restalrig Road	£220	Suspension for 1 month until 24 th May 2023

14	Mr Muhammad Tahir Sharif	Best One 301 Leith Walk	£280	Suspension for 1 month until 24 th May 2023
15	Mr Zaheer Aslam	Scott Brothers 40 Cockburn Street	£280 Paid 21/4/2023	No further action
16	Loch Ness Coffee Company Ltd	Cobbs Marchmont 2-6 Spottiswoode Road	£500	Suspension for 1 month until 24 th May 2023
17	Mr Peter Kwok	KWOK RESTAURTANT 44 Ratcliffe Terrace	£280	Suspension for 1 month until 24 th May 2023
18	N T Fox Limited	New Town Fox 2 Dundas Street	£280 paid 20/4/2023	No further action
19	Mr Mark Galloway	Stac Polly 29-33 Dublin Street	£500	Suspension for 1 month until 24 th May 2023
20	TRI Scotland	Kahani 10-11 Antigua Street	£280	Suspension for 1 month until 24 th May 2023
21	Mr Emin Bayanbas	BRGR 259-261 St John's Road	£280 Transfer pending	Continued
22	Mr Thomas Di Resta	Fantasy Palace 12 Shandwick Place	£500 Transferred	Continued
23	Castle Terrace Restaurant	33-34 Castle Terrace	£500	Licence Surrendered – no action
24	Mr Richard John Blennerhassett	115 Lasswade Road	£500	Licence Surrendered – no action
25	Mezcal Edinburgh Limited	Calistoga 70-72 Rose Street North Lane	£280	Revocation
26	Mr Gareth Sitch	Henderson's of Edinburgh Limited 94 Hanover Street	£900	Revocation
27	Mr John Currie	Tramways Bowling Club	£180	Revocation
28	Mr David Glass	Blue Bear Café 9 Brandon Terrace	£280 Transfer	Continued
29	Mr Alfonso De Gaetano	Victoria Park Hotel 221 Ferry Road	£500	Revocation