

◆ EDINBURGH ◆

LICENSING BOARD

NOTICE OF MEETING

MONDAY 25th SEPTEMBER 2023

Start time: 9.30am

DEAN OF GUILD COURTROOM

AGENDA

NOTE: Items 1-4 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. Licensing Board Policy – Consultation – Phase 2
3. Chief Constable's Annual Report – 2022/23
4. Records Management Plan
5. Minutes of meeting of 28th August 2023, decisions and matters arising
6. Applications – major variations, new provisionals/premises licences, etc – details as set out in separate list
7. Occasional Licence applications – referrals to Board
8. Premises Licence Review Hearing (update) – 58 Lochend Road South

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-Convener)
Councillor Catherine Fullerton	Councillor Norman Work
	Councillor Louise Young (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>

CONSULTATION – STATEMENT OF LICENSING POLICY – PHASE 2

1. Purpose

- 1.1 To provide an update to the Board on the ongoing preparation of its statement of licensing policy and the next steps to be taken;
- 1.2 To confirm the Board's agreement to the terms of a marked up draft policy statement;
- 1.3 To ask the Board to agree to a further period of consultation on the basis of the marked up version of the policy;
- 1.4 To advise of the timeline for publication of the final, approved policy statement;
- 1.5 To confirm the Board's agreement that an overprovision assessment will form a separate, supplementary policy statement.

2. Preparation of Statement of Licensing Policy

- 2.1. The Board is required by [section 6](#) of the Licensing (Scotland) Act 2005 ("the Act") to publish a Statement of Licensing Policy ("the policy") setting out how it will exercise its functions. The Board must ensure that its policy promotes the licensing objectives.
- 2.2. The [existing policy](#) was agreed on 26th November 2018. The Board previously agreed to ensure it would have a new policy statement in place by the end of November 2023.
- 2.3. Noting the terms of consultation responses and the additional evidence required for an overprovision assessment, the Board previously agreed to detach this work from the policy preparation. An overprovision assessment will form the basis of a separate supplementary policy statement.

Consultation – Policy

- 2.4. The Board's [initial consultation](#) on the terms of its current policy ran from 30 September – 20 December 2022. The Board highlighted the following as topics it had a particular interest in, but encouraged consultees not to be restricted by those topics in providing their responses:-
 - Current licensing hours
 - Extension of licensed hours
 - Children and young persons' access to licensed premises
 - Temporary licensing – use of occasional licences
 - Overprovision
- 2.5. The Board held a meeting on [10 February 2023](#) via Teams, which was [webcast](#). At the same time, the Board published the details of the consultation responses, grouped by topic heading. At the 10 February

CONSULTATION – STATEMENT OF LICENSING POLICY – PHASE 2

meeting, the Board discussed the responses in detail and agreed it would be beneficial (1) to hear in more detail from a number of consultees on their responses as submitted and (2) to encourage responses from those the Board had not yet heard from, but wanted to consult for their views.

- 2.6. The Board agreed hearings should be scheduled at dates and times to best suit the attendance of Board members, Council officers and consultees alike. Meetings were held as follows:-

Trade representatives and agents – 31 March 2023 - [Link](#)

Community representatives – 20 April 2023 – [Link](#)

Statutory consultees – 5 May 2023 - [Link](#)

Joint meeting with Forum – 2 June 2023 - not webcast, notes taken

Young Persons' representatives – 18 July 2023 - not webcast, recording kept

The meetings were conducted either in person or via Teams, with recordings kept where possible to do so.

- 2.7. At the conclusion of the hearings the Board held informal meetings to discuss the terms of the current policy and potential changes to be made. As a result of these meetings a draft, marked up version of the policy was prepared for approval by the Board as the basis of a document for further consultation.

3. Assessment of overprovision

- 3.1. The Statement of Licensing Policy must include a statement by the Board as to the extent to which there is considered to be overprovision of (a) licensed premises, or (b) licensed premises of a particular description, in any locality within the Board's area. The current assessment is set out in Chapter 9 of the policy.
- 3.2. While a number of consultee responses referred to overprovision, the evidence provided to the Board during the consultation process was insufficient to enable identification of specific localities. Accordingly the Board agreed it would be appropriate to continue preparation of the new statement of licensing policy, with overprovision assessment to form a separate, detailed piece of work for a supplementary statement.
- 3.3. The Board will still have to agree a timescale for preparation of the supplementary statement. Further evidence has since been obtained to enable this piece of work to commence separately, and a separate report will be provided on this. The Board previously indicated the intention to carry out this work before the end of the year.

CONSULTATION – STATEMENT OF LICENSING POLICY – PHASE 2

4. Next Steps and Timeline

- 4.1 The Board is asked to agree to use the marked up draft policy statement as a basis for commencement of the second phase of its consultation.
- 4.2 The Board is asked to agree to instruct the Depute Clerk, consulting with the Convenor and Vice-Convenor, to make arrangements to commence the second phase of the Board's policy consultation. Once agreement on the new draft policy statement is confirmed, arrangements will be made for its publication via the Council's online consultation hub, with details circulated to consultees and other interested parties. The further views of the Licensing Forum will be sought, noting it is due to meet on 6th October 2023.
- 4.3 It is intended details of the consultation will be published and circulated for a six week period, commencing 26th September 2023, with a report on the outcome of the consultation being brought before the Board in November.
- 4.4 The Board is asked to agree to note a separate report on the preparation of its overprovision assessment is to be provided to a future meeting. The Board has previously indicated a desire to make progress with this before the end of 2023.

5. Recommendations

- 5.1 The Board is asked:-
 - (a) To agree to carry out a further consultation on the basis of the marked up draft policy statement;
 - (b) To delegate arrangements for publishing the consultation to the Depute Clerk in consultation with the Convenor and Vice-Convenor;
 - (c) To agree that a report on the preparation of an overprovision assessment will be provided to a later meeting and to consider a timeline for that separate piece of work.

Depute Clerk of the Licensing Board

Background documents:

- (1) Policy consultation details and responses – reported to Board on 10th February 2023 - [link](#)
- (2) Scottish Government statutory guidance for Boards on their exercise of functions - [preparing policy statements](#) and [assessing overprovision](#).

EDINBURGH

Licensing Report

2022-2023



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Foreword

It gives me great pleasure to provide the Annual Licensing Report for 2022/23, in accordance with Section 12(A) Licensing (Scotland) Act 2005.

Police Scotland has continued to achieve success by focussing on prevention, early intervention and enforcement. This has been made far more effective with the continued support of the many active partnerships that exist within the 32 Local Authorities across Scotland.

This collaborative working is vital to ensuring a fair and consistent approach to licensing while focussing on preventing alcohol fuelled violence, disorder and antisocial behaviour.

In the year ahead our approach will remain focused on prevention and collaboration to ensure efficient and effective service delivery. I will continue to encourage officers and staff to utilise the range of options available to improve licensing standards, reduce violence and to positively influence behaviour and attitudes across Scotland.

I would like to take this opportunity to thank our local partnerships and acknowledge their contribution in continuing to drive improvements with the Licensed Trade, and for the communities we all serve.

Sir Iain Livingstone QPM

Chief Constable

Police Service of Scotland

Police Scotland Licensing Overview –

The Violence Prevention and Licensing Co-ordination Unit (VPLCU) sits within Partnerships Prevention & Community Wellbeing based at Dalmarnock Police Station, Glasgow.

The VPLCU upholds the two tier structure for licensing which supports both national and local priorities through service delivery. They have overall responsibility for determining and delivering national licensing strategy and policy, by providing advice, guidance and support to divisional licensing teams as well as undertaking other specialist functions.

The Violence Prevention and Licensing Co-ordination Unit is a specialist department which consists of a small team of officers, based in Glasgow. The officers within the unit work with divisional licensing teams and partner agencies to help shape policy and strategy around the police licensing function. They provide practical and tactical advice to police licensing practitioners, operational officers, supervisors and policing commanders.

The VPLCU seek to ensure that legislation governing the sale and supply of alcohol is applied consistently across the country and all opportunities are taken to stop the illegal or irresponsible sale, supply or consumption of alcohol with the intention of preventing and reducing crime and disorder.

During 2022/2023, from a licensing perspective, our particular focus was on the following;

- Scrutiny of the serious incidents of violence, disorder and antisocial behaviour linked to licensed premises.
- Governance and ongoing development of the National ICT Licensing System, known as “Inn Keeper”, to increase the efficiency and effectiveness of liquor and civic licensing administration and management. Police Scotland are currently working on upgrade to the National ICT system to ensure compliance with GDPR legislation.

Each of the 13 Local Policing Divisions have a licensing team responsible for the day to day management of licensing administration, complying with statutory requirements as well as addressing any issues that may arise within licensed premises in their local area.

LICENSING BOARD AREA

The Licensing Board area is policed by Edinburgh (E) Division.

Chief Superintendent Sean Scott is the Divisional Police Commander who has the responsibility for all day-to-day policing functions.

Senior Officers

The senior officers holding responsibility for licensing within the area of E Division are as follows:

Head of Department: Superintendent David Robertson – Specialist Operations

Chief Inspector David Happs – Licensing and Events

The Licensing Department is based at St. Leonard's Police Station and consists of:

Inspector Robert Innes, Acting Sergeant Greig Stephen, 3 Police Constables and 4 Divisional Licensing Administrators.

Local Policing Priorities

Following our public consultation process, the policing priorities for E Division, as set out in our Local Policing Plan 2020-2023 are as follows;

- Addressing violence
- Reducing drug harm and targeting supply
- Tackling housebreaking and acquisitive crime
- Dealing with disorder and antisocial behaviour
- Making our roads safer

In response to the local policing priorities, E Division will continue to address violence, focusing on alcohol related violence, as well as dealing with disorder and antisocial behaviour related to the sale and consumption of alcohol. It is recognised that education, prevention, partnership working and robust policing are all key factors in reducing crime and disorder in this area.

Edinburgh Licensing Board Statistics 2022/23

The Edinburgh Licensing Board area had 7345 personal licence holders and 1950 premises licences as of 31st March 2023. This includes 369 on-sale, 481 off-sale and 1100 on and off sale.

SUMMARY OF APPLICATIONS, PREMISES AND PERSONAL LICENCE REVIEWS

Application for premises licence

Each application received from the Licensing Board is scrutinised by the Divisional Licensing Team. Where relevant, objections and representations are made to the Board, paying particular attention to both relevant convictions and the five licensing objectives:

- Preventing crime and disorder.
- Securing public safety.
- Preventing public nuisance.
- Protecting and improving public health.
- Protecting children and young persons from harm.

Within the limits permitted by the legislation, the Chief Constable will highlight all relevant information before the Board to afford the fullest picture of the applicant/application to be considered in any subsequent deliberations.

In the year 1st April 2022 to 31st March 2023, the following applications were received and processed by the police licensing team for consideration of the Edinburgh Board.

Type of application	No.		No. of Police Representations/Objections	
	21-22	22-23	21-22	22-23
New/Provisional Premises Licence	136	114	61	79
Variations	111	196	94	74

Occasional and Extended Hours Licences

Occasional Licences are traditionally used during the many significant events and festivals held in Edinburgh each year, to allow the use of 'pop up bars' and other spaces not normally licensed to cater for the increase in visitors and tourism in the city.

Extended Hours applications are routinely used when premises seek an extension to their permitted hours to cater for special events or occasions, or special events of local or national significance.

This year, Edinburgh Licensing Board set dates for 'Seasonal Variations' for both the Edinburgh Festival and Christmas and New Year periods. This permitted premises who elected to have seasonal variations to trade for 2 hours longer at the end of their core licensed hours.

Extended hours applications that are out with seasonal variations and that do not fall within Board Policy of only 1 extra hour trading can contribute to increased anti-social

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behaviour (ASB) and increased disruption to residents of the city. Consequently, Police Scotland often object to a high number of extended hours requests that do not fall within Board Policy. Many premises submit several extended hours applications in relation to one event, for example Hallowe'en or St Patrick's Day, where the date itself does not fall on a weekend. Often premises apply for extended trading on the date, as well as days either side, or the full weekend, again increasing the likelihood of ASB and public nuisance, therefore Police Scotland tend to object to this type of application.

In the year 1st April 2022 to 31st March 2023, the following Occasional and Extended Hours Licences were processed by Police licensing team for consideration of the Edinburgh Board.

Type of application	No.		No. of Police Representations /Objections		Granted		Refused		Withdrawn	
	21-22	22-23	21-22	22-23	21-22	22-23	21-22	22-23	21-22	22-23
Occasional/ Extended Hours	5355	5278	3866	3693	5270	5150	5	38	25	11

Section 72 - Personal Licence Applications

In line with the legislation, close scrutiny is made by the Divisional Licensing team, paying particular attention to relevant convictions and the five licensing objectives. In general, if an applicant has no relevant convictions, the Police will not provide any representation or objection. If the applicant has relevant convictions, Police will either provide a representation confirming those convictions, or they will object to the granting of the licence, based on the nature of the conviction, and whether or not they believe the person to be 'fit and proper' to hold a licence.

In the year 1st April 2022 to 31st March 2023, the following applications were received and processed by the police licensing team for consideration of the Board.

Type of application	No.		No. of Police Representations		No. of Police Objections		Granted		Refused		Withdrawn	
	21-22	22-23	21-22	22-23	21-22	22-23	21-22	22-23	21-22	22-23	21-22	22-23
Personal Licences	767	839	7	4	4	5	763	827	3	5	1	2

Crime and Disorder during the Night Time Economy (NTE)

Excessive consumption of alcohol is recognised as a significant factor in levels of crime and disorder, particularly during the NTE. This manifests itself in public space violence and disorder in areas densely populated with licensed premises or private space crime where individuals consume large quantities of cheaper alcohol from off sales.

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Ordinarily, alcohol fuelled crime is most visible at weekends within the City Centre. To manage this, a dedicated policing plan 'Operation Nightguard', is implemented every Friday and Saturday night purely to police the NTE, with officers from outlying areas of the City brought in to the City Centre to resource the operation.

During Operation Nightguard, we continue to work closely with partners to ensure those partaking in Edinburgh's NTE remain safe and have an enjoyable night out.

During the review period, police have carried out joint patrols with City of Edinburgh Council (CEC) Licensing Standards Officers (LSO), Environmental Health Noise Teams, and the Security Industry Authority (SIA) enforcement team.

Throughout this period we also worked closely with partners, including management and staff within CEC's Central Monitoring Facility (CMF) which operates citywide public space CCTV, taxi marshals, and volunteer welfare providers such as Street Assist and Edinburgh Street Pastors. This collaborative approach to keeping people safe is a vital tool in ensuring the continued safety of residents and visitors to Edinburgh.

In August 2022, Police Licensing officers facilitated local Councillors in observing first-hand the NTE 'real-time' in order for them to gain a practical insight into the collaborative working approaches taken to keep people safe during these busy periods, with a specific focus on the licensing and hospitality sectors.

Drunkness/Disorder Offences

It is important to note that the following figures relate to offences under Licensing (Scotland) Act 2005. Offences in the proximity of, or within licensed premises, that do not fall under Licensing (Scotland) Act 2005 are not included.

It is also pertinent to note that throughout 2021, COVID-19 restrictions affected on sales premises in particular, with the easing of these restrictions undoubtedly being a significant factor in the increase in offences within these premises in this reporting period.

Over the period covering 1st April 2022 to 31st March 2023 for the Board area, the following licensing offences related to drunkenness and disorder were recorded.

Offence	2021-22	2022-23
Section 111 - Drunk persons entering or in premises on which alcohol is sold	1	2
Section 111(2) -Drunk and Incapable on relevant premises	0	1
Section 112 - Obtaining alcohol by or for a drunk person	0	0
Section 113 - Sale of alcohol to a drunk person	0	0
Section 114 - Premises manager, staff not to be drunk	0	0
Section 115 - Drunk/Disorderly conduct on premises	6	5
Section 116 - Refusal to leave licensed premises	32	59
Section 138 - Obstructing Constable entering premises	0	0
Total	39	67

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The figures in the above table indicate no offences committed by any staff members of premises, and shows the ongoing partnership working and success of the support between the Police and the licensing industry.

Section 94 - Think Twice Bail / Exclusion Orders

When an individual is charged with a violent offence on licensed premises within the Edinburgh city centre ward, a senior officer will consider the offence and decide whether a 'Think Twice' bail condition is justified, proportionate and necessary in the circumstances. The bail condition prevents the person from entering, or attempting to enter any licenced premises within Edinburgh city centre ward where the licence permits the sale and consumption of alcohol on any part of the premises. A request is made to the Procurator Fiscal seeking a continuance of the conditions until the case is concluded.

The reporting officers also request an exclusion order within the Police report, requesting the accused person be excluded on conviction from licensed premises in the area where the offence was committed, for a period of time the court sees fit.

Section 97 - Closure Orders

There have been no closure orders implemented during the reporting period.

Applications for Review of Licence

Section 36 – Premises

During the reporting period 2 applications for a premises licence review were made to the Board by Edinburgh Division Licensing Department.

The first review was in relation to a designated premises manager of a premises selling alcohol to two children (aged 13 and 14 years of age) which culminated in the 14 year old child being hospitalised after being found unresponsive in a nearby public park suffering from severe alcohol intoxication.

The Board decided to suspend the premises licence for a two week period.

The second review was in relation to two serious assaults occurring within days of each other at the same premises, whereby on both occasions management and staff showed disregard for a number of the licensing objectives, in particular selling alcohol after permitted hours, not being in control of the premises or patrons within, and failing to report serious crimes to police.

The Board decided to vary the premises licence and reduce their operating hours from a 0100 hours (close) to 2230 hours (close). This review also triggered two personal licence review hearings, however both personal licence holders surrendered their licences prior to the hearing dates.

Section 84 – Personal

During the reporting period 1 application for a review of a personal licence was made to the Board by Police Scotland.

This related to a designated premises manager selling alcohol to children and his casual approach when carrying out the sale, which gave officers serious concerns around his suitability to hold a licence.

The Board decided to revoke his licence, with enquiry also revealing the licence holder had also not completed his mandatory refresher training.

Licensed Premises Incidents and Inspections

Section 138 Licensing (Scotland) Act 2005 allows a police officer entry to any premises licensed under the act to ensure they are operating in a manner consistent with the Licensing Objectives and licensing legislation.

Licensed Premises Inspection Reports are completed by operational police officers who have visited a premises pro-actively, to provide advice and support to staff, addressing any issues identified.

Licensed Premises Incident Reports are also completed by officers in response to calls made by members of the public, or premises staff reporting an ongoing incident.

Inspections and Incidents are recorded on a police IT system called Innkeeper. This allows officers to record their observations following the visit and detail the actions of staff in dealing with incidents that occur. The information is then forwarded to the Police Licensing Department for their information and any subsequent monitoring or action.

Inspections are also carried out by Police Licensing Officers as a supportive measure in response to concerns raised by an initial incident, or inspection report, or as a routine pro-active licensing inspection.

The following table provides information on the number of incidents and inspections recorded on Innkeeper for the reporting period.

Type	2021-22	2022-23
Incident	764	907
Inspection	454	513
Total	1218	1710

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Police Scotland also records incidents where alcohol has been stolen from a licensed premises, usually recorded as a theft or theft by shoplifting, however the numbers above do not include incidents of theft/theft by shoplifting.

Interaction and Intervention

On every occasion an issue or incident at a Licenced Premises is highlighted, the Police Licensing team consider whether a problem solving approach could be implemented that would prevent similar incidents or issues reoccurring. Applying a problem solving approach to licenced premises where issues have arisen can often result in an improvement in standards and practices without recourse to a formal review hearing at a Licensing Board. In addition it ensures Police Scotland have utilised a fair and incrementally evidenced based approach to resolve the problem through a range of options.

On reviewing incidents at licensed premises, Police Scotland consider a range of options depending on several factors. This includes the seriousness or nature of the incident, the number of recent incidents and the action or inaction by staff that may have contributed to the incident. Options available to Police are:

- No Action This may be considered where the issue was unavoidable and no fault of the premises, or if it is clear the Designated Premises Manager (DPM) or Premises Licence Holder (PLH) has already rectified the issue.

- Interaction Will involve either communication with the PLH or DPM, or attendance at the premises to discuss the issue or incident. Advice and feedback are provided and no further action is deemed necessary.

- Monitored Having examined the circumstances, consideration may be given to grading the premises as 'Monitored'. This may be a result of Police requesting action from the premises to address an issue, or where a tasked inspection regime is deemed necessary to monitor the premises over a set period of time. If the issue is successfully rectified, then the requirement for 'monitored' status is removed.

- Intervention If the issue or incident is serious, then consideration is given to proceeding straight to intervention. Intervention may also result from a culmination or continuation of events whilst the premises is being monitored. A formal meeting takes place with the PLH and/or DPM and any other interested party, including a legal agent, during which the issue or incident is discussed at length and a formal action plan is drawn up to ensure the issue does not persist. Police can share helpful material and advice to support the premises during an intervention period in attempt to prevent the matter progressing to premise licence review hearing. At the end of the intervention period, police can extend, end, or move to a premises licence review request, depending on the progress made throughout.

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Problematic After Intervention, if issues cannot be rectified by the premises, it may be deemed necessary to consider a premises to be 'problematic'. In some rare cases, the incident or issue may be serious enough that a premises would be deemed problematic without having gone through an intervention. In either case, this would trigger a premises licence review request to the Licensing Board. All efforts are made by Police Licensing team to prevent the requirement for a premises licence review request, and it is often seen as a last resort should issues or incidents at a premises persist.

During the reporting period four Formal Intervention Agreements (FIA) were entered into with four separate licensed premises. Police worked closely with each of these premises to ensure that the agreed 'action plans' were carried out. These premises were closely monitored for a 12-week period by the Edinburgh Division Licensing Department.

It is important to note that the Edinburgh Division Police Licensing Team often make contact with premises and their staff to highlight and thank them for their efforts, with the vast majority of engagement with licence holders being positive, encouraging them to continue their effective management practices.

Partnerships

The Edinburgh Division Licensing Team, supported by local policing officers and specialist departments, promote Police Scotland's Policing priorities, in conjunction with the five licensing objectives and the overarching principles and aims of the Licensing (Scotland) Act 2005.

The Licensing Team maintain a positive working relationship with the City of Edinburgh Council's Licensing Standards Officers (LSO's). Both teams meet on a regular basis and have a weekly 'catch up' meeting in order to share information, discuss various licensing issues that may need addressed (individually as organisations or requiring a joint approach), and to arrange joint inspections of licensed premises in the Board area where identified as being appropriate.

Edinburgh Division Licensing Department works in partnership with the following groups and organisations to jointly improve local licensing issues:

- Trading Standards and Enforcement;
- Licensing Standards Officers;
- NHS Lothian;
- Scottish Ambulance Service;
- Scottish Fire and Rescue Service;
- Security Industry Authority; (SIA)
- Edinburgh Alcohol and Drug Partnership;
- Edinburgh Community Safety Partnership;
- Community Alcohol Partnerships (CAP);
- Edinburgh Licensing Forum;

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- Street Assist;
- Edinburgh Street Pastors;
- Safer Nightlife Working Group (SNWG)
- Best Bar None (SBRC/Trading Standards);
- Immigration Enforcement Unit;
- HMRC;
- Gambling Commission;
- Forth Ports;
- Environmental Health – Food, Health & Safety;

Bystander Training

Bystander training aims to provide guidance and support to staff working within licensed premises (including door staff) to enable them to identify where a person may be at risk of harm and/or vulnerable to crime and when to step in and offer them help and assistance.

Many licensed premises and licensing organisations in the city now include Bystander training (or similar) in their staff training programmes, and throughout the reporting period, Edinburgh Police Licensing Department has carried out this training to staff from various premises across the city.

Ukraine Refugee Programme

As part of the UK Home Office 'Homes for Ukraine' programme, the Estonian registered vessel "MS Vitoria I" berthed at Albert Dock, Leith and accommodated Ukrainian families (up to 1700 adults and children) displaced by the current conflict taking place in the country.

To support Forth Ports, the Charter Organiser and hospitality management team on ship, Edinburgh Division Licensing Team assisted in providing local licensing guidance, providing regular dialogue with the Edinburgh Licensing Board Clerks and interested parties, and ensured the correct alcohol licences and licensing arrangements were in place to support staff and those accommodated on ship.

Operation Unicorn (death of Her Majesty The Queen)

Operation Unicorn saw the eyes of the world on Edinburgh and a number of ceremonial proceedings that significantly impacted the City over a 5 day period. This also brought a significant volume of visitors to the City to pay their respects to Her Majesty Queen Elizabeth II and condolences to the Royal Family.

Edinburgh Division Licensing Team worked in conjunction with partner agencies, licensees, premises managers and civic licence holders, to ensure no licensing activities presented a risk to public safety or prevented the safe delivery of the Operation.

Security Industry Authority (SIA)

In December 2022, Operation Nightguard officers carried out joint patrols alongside colleagues from the SIA to ensure licensing compliance in relation to door stewards on duty at various licensed premises in the city centre of Edinburgh during the NTE.

19 operatives were checked in total with 18 found to hold valid and active SIA licenses.

One male was found to be working unlicensed and was issued with a Section 3 Warning Letter under the Private Security Industry Act 2001 (PSIA) by the SIA staff. The security company employing him was subsequently issued with a Section 5 Warning under the PSIA 2001.

PREVENTING THE SALE OR SUPPLY OF ALCOHOL TO CHILDREN OR YOUNG PEOPLE

Police Scotland can make a positive impact on the future outcomes for children and families by addressing the sale and supply of alcohol to young persons via problem premises or by proxy (agent purchase). Working with our partners, we take appropriate action to address both the potential and actual misuse of alcohol within early years.

Edinburgh Community Alcohol Partnerships (CAPs) have continued to expand and grow across the Division, with all four locality areas in the Division now having active CAPs. Throughout the reporting period, each CAP has continued to promote key messaging around reducing alcohol harm among children and young people, in particular with their continued support of the National Proxy Campaign, "It'll Cost You!"

The "It'll Cost You!" programme is a collaboration between Police Scotland, local authorities and alcohol producers and retailers and aims to raise awareness of the damaging effects and criminal nature of buying alcohol for under 18s. The campaign was launched in Edinburgh in June 2022, bringing together representatives from Scottish Government, Police Scotland, the Scottish Grocers Federation, Scotmid, and the national CAP in support this important initiative.

Delivery of the campaign took place in the lead up to (and during) school holidays in June and July 2022. Police and partners engaged with premises to raise awareness of the issue of adults buying alcohol for children and young people. This involved provision of education, support and advice to premises, as well as using local and social media to highlight the impact on communities, in an effort to reduce proxy purchases in the division.

Police Scotland has the capability to carry out test purchase operations on an intelligence led basis. When intelligence is received about premises selling alcohol to persons under 18, the first stage in the process is to issue a warning to the premises. This is usually carried out by a member of the Police Licensing Team who will inspect the premises and discuss expectations regarding responsible sale of alcohol with the licensee. Only when intelligence continues to be received should a test purchase operation be implemented.

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During the reporting period, as a result of intelligence received, Test Purchasing initiatives were carried out along with the Edinburgh Trading Standards Team (Lead Agency) to identify premises suspected of selling 'vapes' and tobacco products to under 18's. Edinburgh Division Licensing Team carried out 'follow-up' inspections at premises also licensed to sell alcohol and failed test purchasing. No alcohol licensing offences were identified at any of these premises after inspection.

Edinburgh Division has a cadre of 12 School Link Officers (SLOs). They are seen as one of the main links between the police and children and young people in Edinburgh. Through partnership working they aim to enhance the wellbeing of all pupils.

Edinburgh Licensing Department, as well as the Prevention, Interventions and Partnerships team, continue to work with School Link Officers across Edinburgh to provide education and support to students around the dangers of alcohol, both on their health and to their community. During the reporting period, all SLOs received training and education packs from Alcohol Education Trust to assist them when delivering inputs in schools and further education establishments.

To support the "It'll Cost You!" campaign, SLOs also created a survey which canvassed opinion from school children at 5 secondary schools in the city, asking a range of questions focusing on proxy sales, the results of which were shared nationally with the campaign organisers.

Over the reporting period 2022-23 for the Board area the following licensing offences relating to the Sale or Supply of Alcohol to Children or Young People were recorded:

Offence	2021-22	2022-23
Section 102 – Sale of alcohol to a child or young person	1	2
Section 103 – allowing the sale of alcohol to a child or young person	0	0
Section 104 – buy alcohol for a child or young person	3	14
Section 105 – Purchase of alcohol by or for a child or young person	0	0
Section 106 – Consumption of alcohol by a child or young person	0	2
Total	4	18

TACKLING SERIOUS AND ORGANISED CRIME

Serious and organised crime has far reaching consequences that affect a large proportion of society and the economy. Those involved have spread their activity into an increased variety of criminal enterprises including illegal drugs, money laundering, fraud, human trafficking, fake goods and the licensed trade.

It is important to highlight that all applications submitted in respect of the Licensing (Scotland) Act 2005 are scrutinised in terms of the applicant (whether individuals or companies), the premises and the activity applied for to minimise the risk of organised criminals infiltrating the licensed trade.

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Serious and Organised Crime Groups (SOCG) present a clear threat to the licensed trade in Edinburgh. Police continue to target known criminality in this area as well reduce the opportunity for individuals to exploit legitimate licensing opportunities for their own illegitimate means.

Edinburgh Division Licensing Department works closely with the Edinburgh Division Proactive Unit (EPAU) as well as the Organised Crime and Counter Terrorism Unit (OCCTU) to act at the earliest opportunity to disrupt criminals who are believed to be running or involved in licensed premises. Where this can be evidenced, police licensing will provide the Licensing Board with information in an attempt to prevent or remove known criminals from premises.

Edinburgh Division continues to carry out targeted premises visits and initiatives to ensure they operate in line with licensing legislation. Such visits may also involve partner agencies including HMRC, Council LSO's, Council Environmental Health, Fire Service, DVLA, SIA, and Immigration Enforcement.

During the reporting period there have been a number of checks and inspections carried out by the EPAU, local Proactive Teams (LAVRU) and Community Policing Teams (CPT) of premises known to be frequented by SAOC nominals, with no offences detected. Financial investigation has also been undertaken in relation to certain licensed premises in the city.

As part of a UK-wide initiative led by the Security Industry Authority (SIA), Edinburgh Division Licensing Department and other specialist officers took part in a simulated emergency exercise to ensure preparedness in the event of a mass casualty scenario

"Operation Sentry" was hosted by Shanghai Nightclub in February 2023 and was well attended by security operatives from various city centre venues, as well as management teams from security companies involved in the wider licensing trade. The event involved live role play exercises with counter-terrorism content.

The training is designed to put into practice the 'ACT awareness' e-learning modules taken by operatives and is a requirement on certain licence applications granted by the local authority. Similar events are planned to take place at other licensed premises in the city in 2023.

PROPOSED ACTIVITY FOR THE YEAR AHEAD

Throughout the coming year, Edinburgh Division Licensing Department will continue to focus on the Divisional and National Policing Priorities, set out by Local and National Policing Plans, specifically Addressing Violence and Public Order & Safety, in connection with the consumption of alcohol.

We will do this by carrying out the following proposed activities in the coming year:

- Continue to work in partnership with LSO's to provide quality and consistent advice and support to licensed premises and their staff, including education in

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legislation, licensing objectives, and dealing with incidents occurring within their premises.

- Continue to work closely with the four Community Alcohol Partnerships (CAP's) across the city.
- Work with partners to deliver the "It'll Cost You!" campaign, raising awareness around the risks and harm caused by adults who buy alcohol for children and young persons, as well as educating adults on the criminal offences, penalties, and consequences associated with such proxy sales.
- We will continue to engage with all partners involved in the licensed trade and work together with them to uphold the five licensing objectives and the spirit of the 2005 Act, to ensure the safety and wellbeing of the people of Edinburgh.
- Deliver and support personal safety initiatives - such as Bystander Training and "Ask for Angela" - to licenced premises staff in the city in order to protect vulnerable persons within licensed premises and help tackle sexual violence connected to alcohol consumption.
- Support the City of Edinburgh Council Trading Standards Team in their delivery of the Best Bar None Scheme.
- Edinburgh Police Licensing Department will be leading an intelligence-led Test Purchase Operation in 2023/24, in response to relevant intelligence received regarding children and young people purchasing alcohol.
- Engage with major event and festival organisers to agree Alcohol Management Plans for events held across the city. These help control the risk around selling alcohol at events, ensuring compliance with legislation and safe event delivery.
- Edinburgh Police Licensing Department will continue to raise objections, representations and other appropriate concerns in relation to applications to the board for all types of alcohol licences.

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	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	CONTINUED, to enable applicant time to provide up to date layout plan. Next calling date to be confirmed.

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	496333	Mr John Eno-Osagie Uwagboe	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	250-252 Leith Walk, Edinburgh, EH6 5EL	No	No	Yes	Restaurant premises located on the ground floor of a building on Leith Walk, Edinburgh CC x2 LSO BSR O x7 Mr Campbell Mr Perkins Ms Robertson Ms Campbell Ms Raynolds Mr Peat Ms McKeen	GRANTED 2200 terminal hour for outdoor drinking C&YP access – children 2300; Young persons 0100 Music condition – no audible nuisance Capacity – 80 persons

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	495927	Marks and Spencer plc	John Gaunt & Partners Units 39-41 Haslar Marine Technology Park, Haslar Road, Gosport, PO12 2AG	52 Kinnaird Park, Newcraighall, Edinburgh, EH15 3RD	No	No	Yes	To allow the consumption of alcohol on the premises within the existing customer cafe. Wine tasting, cookery demonstrations and a range of other ancillary customer activities/services may be provided on an occasional basis. CC LSO BSR	Following consideration of application by Board, applicant's agent confirmed application was WITHDRAWN

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	495900	Marks & Spencer Simply Foods limited	John Gaunt & Partners Omega Court, 372 Cemetery Road, Sheffield, S11 8FT	54-60 Princes Street, Edinburgh, EH2 2DF				To allow the consumption of alcohol on the premises within the existing customer cafe. To allow children and young persons entry. CC BSR	Following consideration of application by Board, applicant's agent confirmed application was WITHDRAWN

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	496504	SAFE	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	1 Gayfield Square, Edinburgh, EH1 3NW	No	No	Yes	<p>The premises consist of a cafe, plus a space for exhibitions, events etc, and toilets, located on Gayfield Square. The main access is to the rear of the premises. There is a side entrance as well.</p> <p>CC x2 LSO BSR Ox46 Mr Alonso Mr J Martin Ms Matois Ms Wilson Ms Dinshaw Ms Swan Dr Dalkin Ms Swan Mr Dibble Mr Fotheringham Ms Northam Dr Jurgens Dr and Dr Mulford Ms Bright Mr and Mrs Smith Mr Gilmour Mr and Mrs Hardwicke Mr Swan Mr Sayer Mr Harma Mr and Mrs King Mr Ungar Mr Gibson Ms Roberts Mr Cole Ms Davies Mr Meaden Mr McCrink</p>	WITHDRAWN

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
								Mr Jack Mrs O'Neil NTBCC Mrs Pawlukovska-Dible Mt Buneman Prof Bloor and Dr Bloor Prof Greig Mr and Mrs Robinson Mr Kovtsun Ms McKeen Ms Courtney Mr and Mrs Tocher Friends of Gayfield Square Garden Residents of 27 Gayfield Square (3 signatures) Residents of South Gayfield Lane (7 signatures) Petition 1 (76 signatures) Petition 2 (56 signatures)	

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	498229	Margiotta Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	126 Colinton Road, Edinburgh, EH14 1BY	No	Yes	No	Retail unit within a small development on Colinton Road. CC x2 LSO BSR	GRANTED Music condition – no audible nuisance Capacity – 64.25m shelving

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	497299	Mr Dev Kant Sharma	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	194 Dalkeith Road, Prestonfield, Edinburgh, EH16 5DU	No	No	Yes	Small hot food takeaway, with up to six seats inside, located on the ground floor of a building on Dalkeith Road, Edinburgh. CC x2 LSO BSR	GRANTED Music condition – no audible nuisance Capacity – 6 persons; 7.4m linear shelving

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	497185	Margiotta Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	9 Harrison Gardens, Polwarth, Edinburgh, EH11 1SJ	No	Yes	No	Retail premises located on the ground and basement floors of a building on Harrison Gardens. CC x2 LSO BSR	GRANTED Music condition – no audible nuisance Capacity – 61.75m shelving

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	489993	BMB LIC Limited	Gilson Gray LLP 160 West George Street, Glasgow, G2 2HG	Unit A3E, 5 Kinnaird Park, Newcraighall, Edinburgh, EH15 3RD	No	No	Yes	Licenced restaurant/food premises CC x2 LSO BSR	GRANTED Application amended – 1000 commencement onsales Mon-Sat Music condition – no audible nuisance Outdoor drinking terminal hour – 2200 Takeaways – alcohol with food only Capacity – 186 persons

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

28 August 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	483570	Dobbies Garden Centres Ltd	Dobbies Garden Centres Ltd Melville Nursery, Lasswade, Midlothian, EH18 1AZ	132 Raeburn Place, Stockbridge, Edinburgh, EH4 1HG	No	Yes	No	Small concept garden centre selling variety of items which include plants, gardening, homeware, gifts, seasonal foods, coffee/tea to go. CC x2 LSO BSR	GRANTED Music condition – no audible nuisance Capacity – 4m display shelving

THE CITY OF EDINBURGH LICENSING BOARD
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NOTICE OF APPLICATIONS - Continued Variation PREMISES LICENCE APPLICATIONS

25 September 2023

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

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	469808	Aberdeen Corporate Services Limited	Aberdeen Corporate Services Limited 1 George Street, New Town, Edinburgh, EH2 2LL	1 George Street, Edinburgh, EH2 2LL	Yes	No	No	To change Designated Premises Manager. To substitute layout plans following building redesign, function/restaurant area moved from basement to ground floor. To remove children and young persons access. To remove off sales. To change registered company address To amend capacity to 310 CC LSO BSR	

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	495372	Buzzworks Hospitality Limited	Black Hay Solicitors 45/47 Main Street, Prestwick, Ayrshire, KA9 1AF	1/7, Port Edgar, Shore Road, South Queensferry, EH30 9SQ	No	No	Yes	To add to section 5 of the operating plan - hot beverages, food and non alcoholic drinks can be purchased at the facility known as "Outboard" before core times. During core times alcohol may be purchased within the "Outboard" area. Operation of the Outboard area will be under the supervision of management and staff on duty. To add Plan B showing the location and extent of the "Outboard" area. Plan A is the existing premises licence approved plan CC LSO BSR	

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	496576	Mitchells & Butlers Retail Ltd	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	11a-14 West Maitland Street, Edinburgh, EH12 5DS	No	No	Yes	1. Include the external area within the licensed boundary of the premises; and 2. Amend access area for Children and Young Persons to include the external area (as per the proposed Layout Plan (HLP1)).	

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	496738	Signature Pubs Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	12 Grassmarket, Edinburgh, EH1 2JU	No	No	Yes	To increase the on sales capacity of the premises to 264 persons. To add indoor/outdoor sports as an activity. To add wording at Q5 - "Outdoor areas can be used prior to the commencement of core hours, but not beyond 10pm (as per current board policy). To then add additional activities at 5(f) wording: Table tennis, pool, juke box, charity nights, quiz nights, community events, music, magicians, auctions, themed events, wine/beer tastings, samplings, promotional evenings, cabaret, live entertainment, comedy, darts playing, including electronic darts and other variations of the gae of darts. Click and collect of alcohol and food; licensed point of dispatch. To amend Children's access to 22:00 hours (from 20:00 and within policy). CC BSR Ox1 GRASS	

THE CITY OF EDINBURGH LICENSING BOARD
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25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	498765	Georgica Holdings Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	128 Dundee Street, Edinburgh, EH11 1AF	Yes	No	No	To amend question 5(f) to include karaoke and escape rooms. To amend layout plans:- addition of escape rooms;reconfiguration and addition of one pool table; addition of two karaoke rooms; reconfiguration of layout of toilets;relocation of bar; addition of booth seating; removal of ramped area; and all other ancillary changes. CC LSO 1x Rep Merchiston Community Council	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	494981	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	19 Blair Street, Edinburgh, EH1 1QR	No	No	Yes	To amend entry time on a Sunday for Children and Young persons to 9am. To amend wording in question 5 of the Operating Plan, to allow service of food and non-alcoholic drinks from 09:00 on Sunday.	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	495477	Iona Pub Partnership (Scotland) Limited	Scotsman Group PLC Hamilton House, 70 Hamilton Drive, Glasgow, G12 8DR	21 Lothian Road, Edinburgh, EH1 2DJ	No	No	Yes	<p>Include Bar Meals outwith core licensed hours Include televised sport outwith core licensed hours Include in the explanation box after 5(e): The premises will offer breakfasts and non-alcoholic beverages prior to the commencement of core hours. The premises may show televised sport outwith core licensed hours on rare occasions such as major sporting events taking place abroad in different time zones, such as World Cup and Olympic games. Include in other activities - Takeaway coffees/teas</p> <p>CC BSR</p>	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
8.	497416	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, New Town, Edinburgh, EH2 4DB	21-23 Marionville Road, Edinburgh, EH7 5UD	No	No	Yes	To amend operating plan to add dance facilities (question 5c) and add discos to any other activities (question 5F). CC LSO	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	496337	Lateral City Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	329 High Street, Edinburgh	No	No	Yes	To commence licensed hours from 9am Monday to Saturday CC	

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	487494	Edinburgh City Football Club Ltd	Macgregor Thomson Solicitors Springfield House, Laurelhill Business Park, Stirling, FK7 9JQ	74 Lochend Road South, Edinburgh, EH7 6DR	No	No	Yes	To amend wording in Q6(b,d,e) children and young persons access. To reduce on sales capacity to 210. To amend layout plan. To amend Q5, adding additional text to description outwith core hours details updated and 'paper apart' removed. To update Designated Premises Manager's address. CC LSO BSR	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	499718	Sainsbury's Supermarkets Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	44 Biggar Road, Edinburgh	No	Yes	No	Sainsbury's Local is a convenience store format retail premises, offering a wide range of products and services including groceries, alcohol, newsagent, general retail and food to go. The store may also be a platform for other customer or community services including parcel uplift or click and collect services, and provide a channel to access products from the brands within the Sainsbury's Group. CCx2 LSO BSR	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	499366	Nandos Chickenland Ltd	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	44 South Groathill Avenue, Craigleith, Edinburgh, EH4 2LN	No	No	Yes	Family friendly restaurant situated in Craigleith Retail Park. CCx2 LSO BSR	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	500252	Shao Ltd	Ms Lemon Li 65 Bath Street, Glasgow, G2 2BX	55-57 West Nicolson Street, Edinburgh, EH8 9DB	Yes	No	No	Restaurant CCx2 LSO BSR Ox1 Ms Bergin and Ms Byrne	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	498875	Partnership of Mauro Pacitti & Lorenzo Pacitti	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	90 Northfield Broadway, Mountcastle, Edinburgh, EH8 7RU	No	No	Yes	Takeaway/restaurant located on the ground floor of a building on Northfield Broadway, Edinburgh. CCx2 LSO BSR	

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

25 September 2023

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	500261	Bllinghurst Ltd	Bllinghurst Ltd Pf3, 82 Harrison Gardens, Polwarth, Edinburgh, EH11 1SB	181 Bruntsfield Place, Edinburgh, EH10 4DG	No	Yes	No	Retail delicatessen selling foodstuffs and cookware, with small cafe of four tables at back of shop. CCx2 LSO BSR 1x note of support Merchiston Community Council	

PREMISES LICENCE REVIEW HEARING – BEST ONE, 58 LOCHEND ROAD SOUTH, 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 Best One, 58 Lochend Road South, 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 at the conclusion of the hearing.

2. Main Report

- 2.1. The grounds for review of a premises licence are:-
 - (a) that one or more of the licensing conditions has been breached;
 - (b) that having regard to the licensing objectives the premises licence holder is not a fit and proper person to hold the licence; or
 - (c) any other ground relevant to the licensing objectives:-
 - preventing crime and disorder,
 - securing public safety,
 - preventing public nuisance,
 - protecting and improving public health, and
 - protecting children and young persons from harm.
- 2.2. The Board may reject an application for review if it is considered that it is vexatious or frivolous, or that it fails to disclose matters relevant to the statutory grounds for review. The Board's Statement of Licensing Policy delegates this decision to the Convenor. The Convenor considered the application and agreed it should proceed to a review hearing.
- 2.3. The application was submitted by Police Scotland. The premises licence holder is Mohammed Kashif Imran. A copy of the review application was sent to him. The Council's LSOs were asked to prepare a report on the terms of the review application, to be forwarded to the licence holder and for the Board's consideration.
- 2.4. The application was first reported to the Board on 26 June 2023. The Board agreed that as there were matters narrated in the police application that were still to be determined at court, it would be appropriate to continue the hearing to a later date. Police Scotland have provided an update, which is why this matter is before the Board again.
- 2.5. In carrying out the review hearing, the Board should first hear from the Police Scotland as the applicant for review, and then from the LSO representative. The Board would then hear from the licence holder or their agent in response. At the conclusion of the hearing if the Board is satisfied that it is necessary or appropriate for the purposes of any of the licensing objectives the Board can take any of the following steps:-

PREMISES LICENCE REVIEW HEARING – BEST ONE, 58 LOCHEND ROAD
SOUTH, EDINBURGH

- (a) issue a written warning;
- (b) make a variation of the licence;
- (c) suspend the licence for such period as the Board may determine;
- (d) revoke the licence.

3. Recommendation

3.1 The Board is required:-

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

4. Background Papers

- 4.1 Application for review of premises licence, dated 8 June 2023
- 4.2 Police update – 25 August 2023
- 4.2 LSO report – provided 19 June 2023

Depute Clerk of the Licensing Board