

• EDINBURGH •

LICENSING BOARD

MINUTES OF MEETING

FRIDAY 22 MARCH 2024

Board members present: Councillors Louise Young (Convenor); Chas Booth; Pauline Flannery; Cathy Fullerton; Margaret Graham; Norman Work

Apologies: Councillors Jason Rust (Vice-Convenor); David Key; Lezley Marion Cameron

Police: Sergeant Barry Mercer

Council Officers: Veronica McMillan (Regulatory Team Leader; Caitlin Allan (Depute Clerk)

1. Preliminary Matters

The Convenor welcomed everyone to the meeting and explained that this was the first of two proposed online additional meetings of the Board to trial a 'fast track' process for non-contentious applications. These meetings would consider applications that had been identified as non-contentious where there were no objections and which would require limited submissions to be heard. If more complex issues were raised when hearing an application then it could be referred to a scheduled full Board meeting for further consideration. Any feedback or constructive criticism from any attendee about the meeting format and procedure would be very welcome.

2. Applications

The Board considered applications for major variations and new provisional premises licences all as detailed in the decision list appended to these minutes.

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005

NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	513355	Motor Fuel Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	21-23 Barclay Place, Edinburgh	No	Yes	No	At section 5(f) of Operating plan add the following words; "The premises offer takeaway "food on the go. Customer may order groceries, food and drinks including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED
2.	513358	Motor Fuel Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	2-40 Ratcliffe Terrace, Edinburgh, EH9 1SS	No	Yes	No	At section 5(f) of Operating plan add the following words; "The premises offer takeaway "food on the go. Customers may order groceries, food and drinks including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED

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

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
3.	513360	Motor Fuel Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	382 Calder Road, Edinburgh, EH11 4AS	No	Yes	No	At section 5(f) of the operating plan add the following word; "The premises offer takeaway "food on the go". Customers may order groceries, food and drinks, including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED
4.	513361	Motor Fuel Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	1 Cliftonhall Road, Newbridge, EH28 8PW	No	Yes	No	At section 5(f) of the Operating Plan add the following words: - "The premises offer takeaway "food on the go". Customers may order groceries, food and drinks, including alcoholic drinks for home delivery from the premises". CC	GRANTED

THE CITY OF EDINBURGH LICENSING BOARD
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5.	513363	Motor Fuel Limited	Harper MacLeod LLP 45 Gordon Street, Glasgow, G1 3PE	109 Queensferry Road, Edinburgh, EH4 3HL	No	Yes	No	To add wording in Q5(f) text box (activities) to read "The premises offer takeaway 'food on the go'. Customers may order groceries, food and drink, including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED
6.	513364	Motor Fuel Limited	Harper MacLeod LLP 45 Gordon Street, Glasgow, G1 3PE	187 Slateford Road, Edinburgh, EH11 1PU	No	Yes	No	To add wording in Q5(f) text box (activities) to read "The premises offer takeaway 'food on the go'. Customers may order groceries, food and drink, including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED

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

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	513366	Motor Fuel Limited	Harper MacLeod LLP 45 Gordon Street, Glasgow, G1 3PE	1 Stenhouse Road, Edinburgh, EH11 3LW	No	Yes	No	To add wording in Q5(f) text box (activities) to read "The premises offer takeaway 'food on the go'. Customers may order groceries, food and drink, including alcoholic drinks for home delivery from the premises". CC LSO	GRANTED

THE CITY OF EDINBURGH LICENSING BOARD
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22 March 2024

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8.	506285	Newhaven Fishmarket Limited	Gilson Gray LLP 160 West George Street, Glasgow, G2 2HG	23a Pier Place, Edinburgh, EH6 4LP	No	No	Yes	To alter the time which children and young persons will be allowed entry to 10am to 10pm CC LSO	Sunday commencement hour amended to 1100hrs GRANTED

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NOTICE OF APPLICATIONS - Variation PREMISES LICENCE APPLICATIONS

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
9.	515753	The Spartans Community Football Academy	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	94 Pilton Drive, Edinburgh, EH5 2HF	No	No	Yes	To amend on sales terminal hour on Friday and Saturday to 1am. To amend on sales Sunday start time to 11:00. To add off sales; Mon-Sat 10:00-22:00 & Sunday 11:00-22:00. To amend Seasonal Variation wording in Q4. To amend Q5(c) to include Theatre as an activity to be provided during licensed hours. To amend wording in Q5 text box and Q5(f) text box (activities). To amend wording in Q6(d) to read "Children and young persons will be permitted on the premises until 10pm. When attending a function, children and young persons will be permitted until the end of the function, provided they are accompanied by an adult." CC LSO	GRANTED 0100hrs terminal hour for Young Persons

THE CITY OF EDINBURGH LICENSING BOARD
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22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
10.	517868	Keasim Leith Limited	TLT LLP 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	48 Constitution Street, Edinburgh, EH6 6RS	No	No	Yes	To amend layout and include external area in licensed footprint. CC LSO BSR	GRANTED Outdoor drinking terminal hour of 2200hrs Capacity remains at 254 persons

THE CITY OF EDINBURGH LICENSING BOARD
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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
11.	516670	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	5-7 Restalrig Road, Edinburgh, EH6 8BB	No	No	Yes	To amend Q6(b-e) To allow Children and Young Persons access to all areas but not directly at the bar. Children and Young Persons have to be accompanied by a responsible adult. Children & Young Persons will have access Mon-Sat 09:00-20:00 and on Sun 11:00-20:00 The premises sponsors Leith Athletic. The Pigeon Club have meetings on Sundays and this would allow younger members to attend. CC LSO	CONTINUED to April 2024 Board hearing (Agent to provide photos of the premises interior)

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
12.	518857	Dakota Hospitality Limited	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	3 Ferrymuir, South Queensferry, EH30 9QZ	No	No	Yes	To add off sales hours of 10:00-22:00 daily. To amend Q5(c)live performances, dance facilities and indoor/outdoor sports to be provided during and out with core licensed hours. To amend Q5 text box, to include further information about the above-mentioned activities, to amend wording regarding mini bars in rooms and to include reference to a gym within the hotel. The address should be changed to 11 Ferrymuir Retail Park, South Queensferry, EH30 9QZ. CC	GRANTED Sport to be permitted indoors only

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

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13.	515394	Mr Mehmet Akman	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	57-59 South Clerk Street, Edinburgh, EH8 9PP	No	No	Yes	To increase on sale hours to midnight Sunday to Thursday and 1am Friday and Saturday. CC LSO	GRANTED
14.	516718	Mr Mohammad Rauf	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	97 Restalrig Road South, Edinburgh, EH7 6JD	No	Yes	No	To substitute an amended layout plan to show the increase in alcohol display. CC LSO BSR	GRANTED Capacity of 28.2 linear metres

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

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	514182	Lemon Pepper Holdings Ltd	Brodies LLP 58 Morrison Street, West End, Edinburgh, EH3 8BP	Unit C2, Fountainpark, Edinburgh, EH11 1AF	No	No	Yes	Restaurant with adjacent restaurant premises situated in Fountainpark, Edinburgh. CCx2 LSO BSR	GRANTED Capacity of 88 persons Outdoor drinking terminal hour of 2200hrs Music condition – no audible nuisance

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NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

22 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	515454	Mr Moses Adeola Johnson	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	Unit 11 & 12 Sighthill Shopping Complex, 495 Calder Road	No	Yes	No	African goods shop in a commercial shopping arcade. CCx2 LSO BSR	CONTINUED to April '24 Board hearing
3.	515580	The Origin Beer Company Ltd	Mr Niall Hassard 6a Randolph Crescent, New Town, Edinburgh, EH3 7TH	6a Tower Street, North Leith, Edinburgh, EH6 7BY	No	No	Yes	Brewery with taproom and private external seating area set beside industrial units in a mixed use area of Leith. CCx2 LSO BSR	GRANTED Capacity of 88 persons Outdoor drinking terminal hour of 2200hrs Music condition – no audible nuisance
4.	518285	Aitken Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	5 Earlston Place, Abbeyhill, Edinburgh, EH7 5SU	No	Yes	No	Ground floor retail unit with basement storage located on Earlston Place CCx2 LSO BSR	GRANTED Capacity of 11 linear metres Music condition – no audible nuisance

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

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No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
5.	518298	Mr Djallel Gali	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	78 Portobello High Street, Edinburgh, EH15 1AN	No	No	Yes	Small restaurant located on the ground floor, with small basement for storage, in a tenement on Portobello High Street. CCx2 LSO BSR	GRANTED Capacity of 20 persons Music condition – no audible nuisance Alcohol to be provided with food only

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LICENSING BOARD

MINUTES OF MEETING

MONDAY 25 MARCH 2024

Board members present: Councillors Louise Young (Convenor); Noman Work; Cathy Fullerton; Chas Booth; Pauline Flannery; Margaret Graham; David Key; Lezley Marion Cameron

Apologies: Councillors Jason Rust (Vice-convenor)

Police: Sergeant Barry Mercer

Council Officers: Veronica McMillan (Regulatory Team Leader); Colin McCulloch (Senior Building Standards Surveyor); Gerry Mays (Depute Clerk)

In its consideration of items 1 and 2 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 first of two proposed 'fast track' online meetings of the Board had taken place on Friday 22nd March to address the backlog of applications. These meetings are to consider non-contentious applications where there are no objections and limited submissions. Any more complex application would be referred on to the full Board meetings. Fourteen variation applications and five provisional premises licence applications were heard with two applications being referred on to the Board's full meeting in April. The Convenor welcomed any feedback on the meeting from all attendees and thanked agents for trying the new process. A further 'fast track' meeting was scheduled for the end of April following which the Board would determine whether to continue with these online meetings on an ad hoc basis.

The Convenor joined LSO officers at the Best Bar None awards on 14th March 2024. These are national awards for licensed premises which were self-nominated or nominated by LSO teams. Edinburgh had three winners on the night – Mid Yoken for the Heart of the Community award, the Dalmahoy Hotel & Country Club for best newcomer award and Shanghai Club in George Street for the social responsibility award.

Mr Mays was invited to provide an update on the Board's consultation on overprovision policy. The consultation process had now commenced and had gone live on the Council's website Hub at the end of last week. Statutory consultees, key stakeholders and others will be invited to make submissions. The consultation period will run to 13th May 2024 and it is intended that responses will be collated and analysed and reported to the Board on 27th May 2024. Once provisional conclusions have been made, there will be a further opportunity to consult on a final draft. At the recent meeting of the Licensing Forum the main item of discussion had been the new overprovision policy and its members were keen to submit a response and be involved in the process.

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LICENSING BOARD

2. Minutes of meeting of 26 February 2024, decisions and matters arising

The minutes of the meeting of 26 February 2024 were agreed.

3. Applications

The Board considered applications for major variations, new provisional premises licences, personal licences, occasional licences and provisional premises licence extension requests, all as detailed in the decision list appended to these minutes.

4. Occasional Licence Referrals

All referrals were deferred to a later meeting with decisions on applications to be delegated meantime.

5. Provisional Premises Licence extension requests

All requests granted until the next meeting.

6. Premises Licence Review Hearing – 79 Restalrig Road South

The Board continued its consideration from its previous meeting of a hearing on the terms of an application for review of premises licence submitted by Licensing Standards Officers. The Board heard from Veronica Macmillan and noted the terms of the LSO report and then heard from Alistair Macdonald on behalf of the licence holder.

The Board noted that the licence holder had instructed acoustic specialists to inspect the premises and was taking steps to implement the recommendations in their report. The LSO officers who had sought the review hearing were satisfied with the steps that were being taken to remedy the problems. The Board therefore agreed to defer making a final decision for a period of three months to allow the licence holder to implement the recommendations set out in the report. If any complaints were received in the interim period then the Board would consider bringing the matter back before it to an earlier meeting. Ms Macmillan advised the licence holder that it would be advisable to use their own systems to play any amplified music in the premises as different operators coming in and using their own equipment could be causing the noise problems.

7. Major Variation application – Black Bull, 12 Grassmarket

The Board considered a major variation application which had been the subject of an appeal to the Sheriff Court and which had been referred back to the Board for reconsideration. The application sought to increase the capacity of the premises to 264.

The Board heard from Caroline Loudon and Melanie Barbour, advocate on behalf of the licence holder. They submitted that the premises were long-established and well-managed and were limited by the current low capacity. In addition, it was submitted that the Board's overprovision policy was unlawful due to a lack of clarity over the localities being considered during the consultation process.

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LICENSING BOARD

The Board determined to grant the variation sought based on the historical status of the premises. The premises had previously had a much higher capacity while operating in the same manner as it did so currently. The capacity had been reduced as a result of internal alterations in the property. More recent works had been carried out which allowed for an increase in capacity in terms of the building regulations. This increase would not bring the capacity as high as it had been before any of the earlier works had been carried out.

The Board noted the comments and critique of its overprovision policy but as this had been made by the previous Board it was of the view that it could not defend or criticise this policy. The consultation process to prepare a new overprovision policy was currently underway and the Board appreciated that the submissions made in respect of the current policy could be used in preparing this new policy.

(On a division)

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

25 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	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	CONTINUED to a future Board meeting (pending further information from Building Standards)

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

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1.	502308	Summerhall Management Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	1 Summerhall, Edinburgh, EH9 1PL	No	No	Yes	To add additional areas within the licensed premises, namely the Preparation Room, Yellow Room, Lower Church and Upper Church. A maximum capacity for each of these areas is provided in the capacity box, but the overall capacity of 1615 remains. To add televised sport as an activity. To remove, in Section 5(f) the reference to the Red Lecture Theatre as it now forms part of the licensed premises. To substitute new layout plans which include the additional areas. CC BSR	CONTINUED to a future Board meeting (pending resolution of layout issues raised by officers and site visit by Building Standards)

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2.	515396	Summerhall Management Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	1 Summerhall, Edinburgh, EH9 1PL	No	No	Yes	To add the old lab to the areas covered by the 3am licence. To add an additional room, known as "the workshop" to the licensed premises, as shown on the plan which will be used for tastings etc and small functions, in conjunction with the adjoining operator Pickering's gin. To substitute new layout plan which include the additional area, as referred. CC LSO BSR	CONTINUED to a future Board meeting (pending resolution of layout issues raised by officers and site visit by Building Standards)

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3.	512647	Trust Inns Limited	John Gaunt & Partners Omega Court, 372 Cemetery Road, Sheffield, S11 8FT	6 Baxter's Place, Edinburgh, EH1 3AF	No	No	Yes	To amend on sales Friday and Saturday closing time to 03:00. The premises commits to not trading any seasonal variations beyond 03.00. To amend Q5(a) bar meals- to be provided during and outwith core licensed hours. To amend Q5(f) to remove reference to the pool table. To amend layout plan and include outdoor area in licensed footprint. To amend description of the premises to: "Bar with trading area in ground floor of tenement property and back of house areas in basement". CC LSO Ox3 (1 in support)	GRANTED Outdoor drinking terminal hour of 2200hrs Seasonal variations not to apply after 0300hrs Premises to comply with mandatory conditions for late night venues when operating after 0100hrs Amended layout plan submitted showing full extent of outdoor area

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4.	513368	Motor Fuel Limited	Harper Macleod LLP The Ca'd'oro, 45 Gordon Street, Glasgow, G1 3PE	77 Ferry Road, Edinburgh, EH6 4AQ	No	Yes	No	At section 5(f) of the Operating Plan add the following words: - "The premises offer takeaway "food on the go". Customers may order groceries, food and drinks, including alcoholic drinks for home delivery from the premises" CC LSO Ox1	GRANTED
5.	514063	Kinellan Investment Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	111a Holyrood Road, EH8 8AS	No	No	Yes	To add off sales from 11am to 10pm each day. To commence licensed hours at 11am each day. To delete the reference to Pizza Making Parties in 5(f). To include deliveries and takeaways, which may include alcohol with food as activities CC LSO	GRANTED

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6.	515132	DT EA OPCO Limited	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	100 Eastfield Road, Edinburgh, EH28 8LL	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(b-d) to include; Receptions and Club or Group Meetings, Live Performances and Dance Facilities and Outdoor Drinking Facilities to be provided outwith core licensed hours. Amend wording in Q5 additional information box, removing reference to Cafe Cino and adding: "The external area may be available prior to licensed hours for tea/coffee and food". To add new wording to Q5(f) text box (activities). To amend Q6(b-e) permit children & young persons throughout the premises. Non-resident children must be accompanied by an adult. Permit children & young persons from birth to 17 years of age, entry is from all times to all public areas. To increase on sales capacity to 1220. To amend layout plan. CC	GRANTED Reference to boxing events removed from application Outdoor drinking terminal hr of 2300hrs

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7.	515718	Portgower 3 LTD	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	108 Raeburn Place, Edinburgh, EH4 1HH	No	No	Yes	To amend on sales commencement hour to 11:00 daily; to add off sales. To add Seasonal Variations. To amend Q5(a-c) to add Restaurant facilities, Bar meals and Recorded music outwith core hours. To add Receptions, Club meetings and Live performances within and outwith core hours. To add wording to Q5 additional information box and Q5(f) other activities. To amend Q6(b-e) to permit children and young persons of 0-17 years to all public areas. Children will be permitted on the premises when accompanied by an adult until 11pm. Young persons will be permitted on the premises when accompanied by an adult until 1am. To increase the on sales capacity to 30. CC LSO BSR Ox1	GRANTED Live performances removed by applicant Capacity of 26 persons

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8.	516255	Hard Rock Cafe (Edinburgh) Limited	Pinsent Masons LLP 141 Bothwell Street, Glasgow, G2 7EQ	Gf, 18-20 George Street, Edinburgh, EH2 2PF	No	No	Yes	To amend on sales opening times, Monday to Saturday to 09:00. To amend layout plan to show internal reconfiguration on ground floor- repositioning of moveable furniture and change from moveable to fixed seating next to bar area. An addition of male & female changing rooms will be added to basement area. CC BSR	GRANTED No change to the licensed hours

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9.	516710	Mr Mohammed Marwan Naama	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	4-6 South Bridge, Edinburgh, EH1 1LL	Yes	No	No	To add to Seasonal Variations - "During the Festival period, to allow the premises to open to sell food and drink from midday, including alcohol." Activities may take place during this period. To provide that Children must vacate the premises by 11 pm unless attending a private pre-booked function in which case they may remain until 1am. Young persons must vacate the premises by 1am. CC LSO	GRANTED Additional hours to apply only during seasonal variations agreed by Board 0500hrs terminal hr during seasonal variations Alcohol to be supplied with food only

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

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10.	516922	Mr Mehmet Cagritekin	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	10 Grassmarket, Edinburgh, EH1 2JU	No	No	Yes	To amend on sales- Sunday opening time to 11:00 and the terminating hour to 22:00 daily; to add off sales. To confirm the capacity of 18. To amend wording in Q4 Seasonal Variations. CC LSO	GRANTED Terminal hr of 2300hrs for children (incl. during seasonal variations) Takeaways of alcohol to be offered with food only
11.	517088	Simarjit Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	13 Drum Street, Edinburgh, EH17 8QQ	No	Yes	No	To increase the capacity to 67.66m. To substitute a new layout plan to reflect an increase in alcohol display. CC LSO	GRANTED Capacity of 67.66 linear metres

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25 March 2024

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12.	517239	Cafe Piccante Limited	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	19 Broughton Street, Edinburgh, EH1 3JU	No	No	Yes	To amend on sales opening time to 12:00 noon daily; to add off sales. To amend Q5(c) to add live performances to be provided during core licensed hours. To add wording to Q5(f) to read "Takeaways and Deliveries- may include alcohol with food. To be permitted whenever the Premises are open. Live Performances will consist of a DJ, but no more than one performance per calendar month". CC LSO	GRANTED Midnight terminal hr For DJ performances Off sales to be provided with food only

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25 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
13.	519954	Scottish Rugby Limited	TLT Solicitors 9th Floor, 41 West Campbell Street, Glasgow, G2 6SE	Murrayfield Stadium, 102a Roseburn Street, Edinburgh, EH12 5PJ	No	No	Yes	To increase capacity from 67,130 to 72,990 persons to accommodate concert goers/patrons attending the Taylor Swift concerts on 7th, 8th and 9th June 2024 (only). CC LSO BSR	GRANTED Temporary safety certificate to be approved as part of EPOG process (incl. temporary toilet provision)

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

25 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	507194	UoE Accommodation Limited	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	1 Lauriston Place, Edinburgh, EH3 9EF	No	No	Yes	The premises is a multi functional teaching and event space with outdoor space and a cafe spanning five floors. CCx2 LSO BSR	CONTINUED to April '24 Board meeting at agent's request

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

25 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	507773	Mr Vahap Firat	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3 Smith's Place, Leith, Edinburgh, EH6 8NT	No	No	Yes	Hotel premises located in the corner of Smith's Place and Leith Walk, with its own outside area. CC LSO BSR	DEFERRED to April '24 Board Meeting
2.	513372	Willow Edinburgh Ltd	Brunton Miller Solicitors 22 Herbert Street, Glasgow, G20 6NB	120b Princes Street, New Town, Edinburgh	No	No	Yes	Mackintosh themed licensed tearoom/cafe at first floor of commercial building in centre of Edinburgh with entrance and small ancillary gift shop situated at ground floor CCx2 LSO BSR Ox1 (support)	GRANTED Capacity of 114 1100hrs commencement hr on Sundays Music condition – no audible nuisance Off sales limited to whisky gift sets and miniatures
3.	513920	Mrs Prithpal Pooja Kaur Singh	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	23 Shandwick Place, New Town, Edinburgh, EH2 4RG	No	Yes	No	Retail premises located on the ground floor of a commercial building on Shandwick Place. CCx2 LSO BSR	Capacity of 38.25 linear metres Music condition – no audible nuisance GRANTED subject to undertaking that

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

25 March 2024

										<p>alcohol would not make more than 20% of total display; no alcohol to be displayed or advertised in shop window</p> <p>On a division: 1stCllr Young, 2nd Cllr Fullerton – grant subject to undertaking (supported by Cllrs Flannery, Cameron and Work) 1st Cllr Booth 2nd – Cllr Graham – motion to refuse</p>
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THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
NOTICE OF APPLICATIONS - Provisional PREMISES LICENCE APPLICATIONS

25 March 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	514440	Mexican Grill Ltd	Brodies LLP 58 Morrison Street, West End, Edinburgh, EH3 8BP	26 Forrest Road, Edinburgh, EH1 2QN	No	No	Yes	Restaurant comprising ground and basement situated in Edinburgh city centre. CCx2 LSO BSR Ox1	DEFERRED to April '24 Board Meeting
5.	515998	Sandstone Investment Guest House Limited	Gilson Gray 160 West George Street, Glasgow, G2 2HG	17 Mcdonald Road, Broughton, Edinburgh, EH7 4LX	No	No	Yes	High end guest house located in central Edinburgh. CCx2 LSO BSR	GRANTED Music condition – no audible nuisance 2300hrs terminal hr for children in restaurant area Capacity of 14 persons Outdoor drinking terminal hr of 2200hrs

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005

OCCASIONAL LICENCE APPLICATIONS
25 March 2024

No	Reference	Premises	Dates and times	Comments	Decision
1.	521235	13 Crighton Place, Edinburgh	25/03/2024 - 07/04/2024 On sales: 1000 – 0000 Off sales: 1000 - 2200	Conditions accepted (including 11am commencement Sundays)	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant
2.	518700	4-6 Anderson Place, Edinburgh	30/03/2024 – 12/04/2024 On sales: 1200 - 0100	Represented by Alistair Macdonald Conditions accepted	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant
3.	518428	20 Marshall Street, Edinburgh	03/04/2024 – 16/04/2024 On sales: 1100 - 2300 Off sales: 1100 – 2200	Represented by Alistair Macdonald Conditions accepted	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant

4.	523314	29-30 South Bridge, Edinburgh	08/04/2024 – 21/04/2024 On sales: 1100 – 0000 Off sales: 1100 – 2200	Represented by Alistair Macdonald Conditions accepted	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant
5.	521190	59-63 George IV Bridge	25/03/2024 – 07/04/2024 On sales: 1000-2200 Mon - Sat 1100-2200 Sun	Represented by Alistair Macdonald Conditions accepted	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant
6.	520408	65 Cowgate, Edinburgh	26/03/2024 – 08/04/2024 On sales: 1100 – 0100 Mon - Sat 1230 – 0100 Sun	Represented by Macgregor Thomson Conditions accepted	GRANTED Board to be updated further by April 2024 meeting Applications to be considered by delegated authority in the meantime, noting Board minded to grant

APPLICATIONS TO EXTEND PROVISIONAL PREMISES LICENCES

- 1.1 32 South Clerk Street – extended to 30 June 2024
- 1.2 Mimi's, 1 Market Street – extended to 30 June 2024
- 1.3 29-30 South Bridge - extended to 30 June 2024
- 1.4 12 High Street – extended to 30 June 2024
- 1.5 59-63 George IV Bridge – extended to 30 June 2024

Applications called for 09:45

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	514440	Mexican Grill Ltd	Brodies LLP 58 Morrison Street, West End, Edinburgh, EH3 8BP	26 Forrest Road, Edinburgh, EH1 2QN	No	No	Yes	Restaurant comprising ground and basement situated in Edinburgh city centre. CCx2 LSO BSR Ox1	
2.	507773	Mr Vahap Firat	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3 Smith's Place, Leith, Edinburgh, EH6 8NT	No	No	Yes	Hotel premises located in the corner of Smith's Place and Leith Walk, with its own outside area. CCx2 LSO BSR	

Applications called for 10:00

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	516670	Caledonian Heritable Ltd	Caledonian Heritable Ltd 4 Hope Street, Edinburgh, EH2 4DB	5-7 Restalrig Road, Edinburgh, EH6 8BB	No	No	Yes	To amend Q6(b-e) To allow Children and Young Persons access to all areas but not directly at the bar. Children and Young Persons have to be accompanied by a responsible adult. Children & Young Persons will have access Mon-Sat 09:00-20:00 and on Sun 11:00-20:00 The premises sponsors Leith Athletic. The Pigeon Club have meetings on Sundays and this would allow younger members to attend. CC LSO	

Applications called for 10:00

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	517299	EL Restaurants Ltd	Hassard Licensing Ltd 6a Randolph Crescent, New Town, Edinburgh, EH3 7TH	15 Blackfriars Street, Edinburgh, EH1 1NB	No	No	Yes	Q4 at the end of existing add - "and any other general extension granted by the Board from time to time. permit within and outwith core hours - Receptions; Club or other group meetings. Delete and replace with "Breakfast will be served from 07.00 (food & non-alcohol beverages only) and the activities in column 4 may occur as ancillary to same.". Delete and replace with "Children between 0-15 will be allowed entry to the premises if accompanied by an adult. Young persons need not be accompanied. Q6(d) at end of existing add "but must be off the premises by 23.00" meaning any general extension will not apply CC Ox1	

Applications called for 10:00

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
2.	517242	A&O Hostel and Hotel Edinburgh Ltd	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	50 Blackfriars Street, Edinburgh, EH1 1NE	No	No	Yes	To provide that the outside area may be used until midnight throughout the year, in addition to the Festival period. CC LSO	
3.	517250	Mr Huseyin Kulhas	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	57-59 High Street, Edinburgh	No	No	Yes	To increase the capacity to 45, following alterations to the property, previously intimated by a minor variation. CC LSO BSR	

Applications called for 10:30

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
4.	520047	Scotsman Group PLC	Scotsman Group PLC Hamilton House, 70 Hamilton Drive, Glasgow, G12 8DR	1 Canonmills, Edinburgh, EH3 5HA	No	No	Yes	To amend Q5(a) to include bar meals to be provided out with core licensed hours. To amend Q5(g) to provide televised sport during and out with core licensed hours. CC LSO Ox1	
5.	520245	Punch Partnerships (PTL) Limited	Flint Bishop LLP Pinnacle Building, 2 Prospect Place, Derby, DE24 8HG	22 Marchmont Crescent, Edinburgh, EH9 1HG	No	No	Yes	To amend Q2 and Q3 opening hours for the sale of alcohol on Sundays to start from 11am. To amend Q5(D) to permit outdoor drinking facilities. To amend Q5(F) to add the following activities: Live Acoustic Music Nights, Bingo Nights, and Karaoke Nights. CC LSO BSR Ox1	

Applications called for 10:30

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
6.	520373	Timeout Bars Limited	Macdonald Licensing Bf, 21 Rutland Square, Edinburgh, EH1 2BB	5-11 Leith Street, Edinburgh, EH1 3AT	No	No	Yes	In Q5(d) to add Outside Drinking as an activity during and outwith core licensed hours. Layout plan amended to reflect the proposed outdoor area. CC LSO NHS Ox1	

Applications called for 10:30

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
7.	517902	Mr Khima Nanda Gautam	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	13-14 Dalziel Place, Edinburgh, EH7 5TP	No	No	Yes	To change Licence Holder and Designated Premises Manager's address. To substitute a new Layout Plan, with a change to the entrance, and the introduction of a serving hatch. To amend Q6(b) to read "that children must be accompanied after 5pm. No restriction on Young Persons". CC LSO	

Applications called for 10:30 and 11:00

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	477275	Mr Adnan Majeed	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	16 Newkirkgate, Edinburgh, EH6 6AD	No	Yes	No	Retail unit located within the Newkirkgate Shopping Centre, at the foot of Leith Walk. CCx2 LSO BSR	
2.	507194	UoE Accommodation Limited	Shepherd & Wedderburn 5th Floor, 1 Exchange Crescent, Conference Square, Edinburgh, EH3 8UL	1 Lauriston Place, Edinburgh, EH3 9EF	No	No	Yes	The premises is a multi functional teaching and event space with outdoor space and a cafe spanning five floors. CCx2 LSO BSR	
3.	515454	Mr Moses Adeola Johnson	Hill Brown Licensing The Forsyth Building, 5 Renfield Street, Glasgow, G2 5EZ	Unit 11 & 12 Sighthill Shopping Complex, 495 Calder Road	No	Yes	No	African goods shop in a commercial shopping arcade. CCx2 LSO BSR	

Applications called for 11:00

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

29 April 2024

No	Reference	Applicant	Agent Details	Premises	On Sale	Off Sale	On & Off Sale	Remarks	Decision
1.	517651	Mr Syed Faizan Waqar	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	14 St Mary's Street, Old Town, Edinburgh, EH1 1SU	No	Yes	No	Retail unit located on the ground floor of a building on St Mary's Street, Edinburgh. CCx2 LSO BSR	
2.	517915	Nip's Bottle Shop Ltd	Macdonald Licensing 21a Rutland Square, Edinburgh, EH1 2BB	3c York Place, New Town, Edinburgh, EH1 3EB	No	No	Yes	Retail premises located on York Place, and accessed by some stairs from the pavement. CCx2 LSO BSR	
3.	518792	3 Golden Pig Limited	TLT LLP Hobart House, 80 Hanover Street, Edinburgh, EH2 1EL	4 Jackson's Entry, 75 Holyrood Road, Edinburgh, EH8 8PJ	Yes	No	No	Restaurant premises over basement, ground and mezzanine floors, within mixed-use commercial building CCx2 LSO BSR	

Applications called for 13:30

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005

OCCASIONAL LICENCE APPLICATIONS

29 April 2024

No	Reference	Premises	Dates and times	Comments	Decision
1.	523950	7 Scotstoun Grove, South Queensferry	01/05/2024 – 14/05/2024 Off Sales: 1000 - 2200	Represented by Alistair Macdonald Conditions accepted	
2.	524102	237-241 Leith Walk, Edinburgh	03/05/2024 – 16/05/2024 On Sales: 1100 - 2300 Off Sales: 1100 - 2200	Represented by Alistair Macdonald Conditions accepted	
3.	525412	Scran, 8-10 North Bridge Arcade, Edinburgh	02/05/2024 – 15/05/2024 On Sales: 1100 - 0100 Off Sales: 1100 – 2200	Represented by Alistair Macdonald Conditions accepted	
4.	521538	3-5 Cranston Street, Edinburgh	13/05/2024 – 26/05/2024 On Sales: 1100 - 2300	Conditions accepted	
5.	521239	13 Crighton Place, Edinburgh	06/05/2024 – 19/05/2024 On sales: 1000 – 0000 Off sales: 1000 - 2200	Conditions accepted (including 11am commencement Sundays)	
6.	525462	59-63 George IV Bridge, Edinburgh	06/05/2024 – 19/05/2024 On sales: 1000-2200 Mon - Sat 1100-2200 Sun	Represented by Alistair Macdonald Conditions accepted	

THE CITY OF EDINBURGH LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005

7.	520411	65 Cowgate, Edinburgh	07/05/2024 – 20/05/2024 On sales: 1100 – 0100 Mon - Sat 1230 – 0100 Sun	Represented by Macgregor Thomson Conditions accepted	
8.	520482	8 Macmillan Square, Edinburgh	03/05/2024 – 16/05/2024 Off sales: 1100 – 2200	Represented by Gosschalks LLP Conditions accepted	

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. A number of requests for extension of provisional premises licences have been received.
- 2.2. 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. Confirmation is obtained upon receipt by the Licensing Board of clear [Section 50](#) certificates (Planning, Building Standards and, where necessary, Food Hygiene).
- 2.3. 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.
- 2.4. In granting such an extension, the Board must be satisfied in terms of [Section 45\(8\)](#) of the 2005 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.
- 2.5. Details of premises for which requests have been made will be attached to this report. Provisional licence expiry details will be confirmed at the Board meeting, if not set out as attached.
- 2.6. In some instances, the premises for which extensions have been requested have been operating by means of occasional licences issued by the Board, as permitted by the Act. The Board may wish to seek further information from licence holders and their agents, in the event of there being longer term use of occasionals, in line with the terms of the Board's newly adopted policy.

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

- 1.1 59 Great Junction Street – extended by Board January 2024 (current expiry is 30th April 2024)
- 1.2 59-63 George IV Bridge – extended by Board January 2024 (current expiry is 30th April 2024)
- 1.3 86 Walter Scott Avenue – extended by Board January 2024 (current expiry is 30th April 2024)

LICENSING BOARD

- 1.4 37a-37b Warrender Park Road – extended by Board January 2024
(current expiry is 30th April 2024)
- 1.5 47-49 Duke Street – extended by Board January 2024 (current expiry is
30th April 2024)
- 1.6 151-153 Lothian Road– extended by Board February 2024 (current
expiry is 31st May 2024)

Depute Clerk of the Licensing Board

PREMISES LICENCE REVIEW HEARING – 11-13 LADY NAIRNE PLACE,
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 at 11-13 Lady Nairne Place, 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 has been submitted by Police Scotland. The premises licence holder is Partnership of Anthony Y Gomes & Rajan Kumar Patel. A copy of the review application has been sent to them. 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. 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:-
 - (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.

PREMISES LICENCE REVIEW HEARING – 11-13 LADY NAIRNE PLACE,
EDINBURGH

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 8th December 2023
- 4.2 LSO report

Depute Clerk of the Licensing Board

PREMISES LICENCE REVIEWS – NON-PAYMENT OF ANNUAL PREMISES LICENCE FEES – 2023/24

1. Purpose

- 1.1 To advise the Board of details of premises, where annual fees for the period 2023/24 remain outstanding.
- 1.2 To ask the Board to agree in each case to schedule hearings for review of the premises licences.

2. Main Report

- 2.1. Premises licence holders are required to make payment of annual fees on or around 1st October every year, in terms of the Licensing (Fees) (Scotland) Regulations 2007. The fees require to be paid by licence holders in advance of the following licensing year.
- 2.2. Failure to pay fees is a breach of the mandatory conditions of licence. Breach of conditions is a ground for review of a premises licence. The Board is being provided with details of premises where annual fees for the period 2023/24 remain unpaid. Premises licence holders have been written to on several occasions, to advise them of the requirement for outstanding fees to be paid.
- 2.3. The Council's LSOs have also contacted premises to advise of the outstanding fees. Where fees remain unpaid, the LSOs are able to issue Compliance Notices to premises licence holders, requiring them to comply with the mandatory conditions of licence by paying their fees.
- 2.4. Where the Board considers matters relevant to the grounds for review have been set out, it may make review proposals, leading to the requirement for review hearings to be held. This is set out in more detail in section 37 of the 2005 Act.
- 2.5. The Council's LSOs, working with the Licensing Service, will provide a list of premises where fees remain outstanding. The Board is asked to consider the information provided and agree to the review of the listed premises licences. Premises licence review hearings would then be scheduled for future Board meetings.

3. Recommendation

- 3.1 The Board is asked:-
 - (a) to note the details of the premises where annual fees remain outstanding and to agree that matters relevant to the grounds for review of the premises licences have been set out; and
 - (b) to agree to premises licence review hearings being scheduled for later dates.

PREMISES LICENCE REVIEWS – NON-PAYMENT OF ANNUAL PREMISES
LICENCE FEES – 2023/24

4. Background Papers

- 4.1 Details of outstanding premises licence fees to be provided on separate list.

Depute Clerk of the Licensing Board