



MINUTES OF THE MEETING OF THE EAST LOTHIAN LOCAL LICENSING FORUM

1 SEPTEMBER 2015

COUNCIL CHAMBER, TOWN HOUSE, HADDINGTON

Forum Members Present:

George Hood (Chair)
Christine O'Brien (Secretary)
Steven Wray (NHS Lothian)
Ricky Ross (RASP)
John Thayers (MELDAP)
David Dickson (PLH)
Rudi Fruzynski (LSO)
PC Heather Bowsher (Police Scotland)

Council Officials Present:

None

Visitors Present:

None

Apologies:

Jim Goodfellow
Stuart Baxter
Bernard Harkins
Kirstie MacNeill

1. Minutes of the previous Meeting held on 2nd June 2015

The Minutes were agreed as a true record after amendments.

2. Licensing Standards Officer Report

Rudi Fruzynski reported on the following matters:

Licensing Board – June 15

The Burgh Arms, 83 High Street, Musselburgh - Major variation applied for to alter the premises to a café bar which will be called Brewed & Baked.

Decision – Granted

Dunbar Castle Social Club, Masonic Hall, vary licence from club licence to open licence.

Decision – Granted

Day to Day, Bridge St, Tranent – premises licence review.

Decision – written warning issued.

Licensing Board Logo – the Clerk referred member to the report asking them to consider and approve a logo for use by E.L.C.

Decision – New Logo approved.

Licensing Board - August 15

Archerfield Waterfront Event Centre, Dirlton - application for Premises Licence.

Decision - Granted

Co –Op, Mid Road, Prestonpans – application for provisional premises licence.

Decision - Granted.

Liddle Store Prestonpans –

Liddle Store Newhills Road, Musselburgh – The board agreed to hear both these applications together. The application was to seek to vary the licence to alter the alcohol display capacity at both stores.

Decision – Granted

McColls, Haddington – applied for alteration of the display capacity.

Decision – Granted.

Railway Hotel – Haddington – applied to vary the licence to allow children and young persons to remain on premises until the end of the function.

Decision – Granted.

Air Weapons & Licensing Scotland Act 2015

A report was submitted to the Clerk of the Licensing Board to advise the board of the main licencing alcohol provisions of the Air Weapons and Licensing Scotland Act.

Decisions – East Lothian Licensing Board agreed:

- i. To note the new alcohol licencing provision contained in the act.

- ii. That the personal licence application will only be accepted where the mandatory training was either under taken less than 5 years before the date of application or where it is accompanied by proof that the refresher training has been undertaken within 1year of the application.
- iii. Applications will not be accepted in any circumstances if the mandatory training was undertaken 10 year before the date of application.

Statement of Principals – Gambling Act 2005

A draft document was given out to consultation – Responses due back by 24th November 2015.

Rudi also updated the Forum on proposals for a Music event which would cause noise disturbance and has now been relocated to be held in the Scottish Borders.

In reporting period:

- 1 application for new licence
- 2 applications for provisional licence
- 7 Major Variations
- 7 minor variations
- 1 Premises review
- 1 Premises licence review been carried forward
- 98 Occasional licences
- 2 Transfer of licence
- 10 Complaints

Rudi reminded the Forum that licencing fees are due 1/10/15.

3. Police Report

Heather Bowsher commented that the Chief Constables Report to East Lothian Licencing Board for the period 1st April 2014 to 31st March 2015 all information has been collated and on track to be sent out.

Since the last meeting it has been a quiet period and, at present, no premises were being monitored in East Lothian. Heather listed the following matters for noting:

- Elphinston Arms hearing September 2015.
- New computer system called “Inn-Keeper” for Police Scotland is due to November 2015.
- John Thayer (MELDAP) asked for clarification of the failure of a test purchase.
- Heather Bowsher reply was off disappointment on the leniency shown by the board in the sanction of a written warning.
- Police did not support the new premises licensing for the co-op, Mid Road Prestonpans.

- In June & July Test purchasing was carried out mostly in Haddington, 2 failures but both passed on retest.
- Ongoing joint visits by Licensing Police Officers to licenced premises.

4. RASP

Ricky Ross reported that at the RASP, AGM the committee was re-elected.

2 New cases for Bans
2 Interim Bans
1 Appeal
2 Removal for ban list.

Report was fed back to the RASP membership on the National Pub Watch Conference held in Edinburgh attended by Christine O'Brien.

5. A.O.B.

Discussion on the East Lothian Licencing Forums Consultation Response on the Alcohol (Licensing, Public health and Criminal Justice) (Scotland) Bill. This was submitted on the 23rd July 2015.

Alcohol Deliveries working group report to be submitted to the board by 24th September 2015.

Alcohol Focus Scotland reported 72% of alcohol sold is off-sales.

Gambling Act consultation due 24th November 2015, a working group set up to meet in Musselburgh Rugby Club 11am on 27th October 2015 and a provisional date of 10th November 2015 and to submitted response.

Date of Next Meeting: Tuesday 1 December 2015