

**MINUTES OF THE MEETING OF
EAST LOTHIAN LICENSING BOARD**

**THURSDAY 28 JANUARY 2016
COUNCIL CHAMBERS, TOWN HOUSE, HADDINGTON**

Board Members Present:

Councillor J Goodfellow (Convenor)
Councillor S Akhtar
Councillor S Currie
Councillor D Grant
Councillor W Innes
Councillor F McAllister

Clerk of the Licensing Board:

Mrs K MacNeill

Attending:

Mrs M Ferguson, Service Manager, Legal and Procurement
Mr R Fruzynski, Licensing Standards Officer
Mrs D Elworthy, Licensing Admin Officer
PC H Bowsher, Police Scotland
Insp A Harborow, Police Scotland

Committee Clerk:

Ms J Totney, Team Manager – Democratic Services

Apologies:

Councillor T Trotter

Declarations of Interest:

None

1. MINUTES FOR APPROVAL

The minutes of the Licensing Board meeting of 26 November 2015 were agreed to be a true record.

2. APPLICATION FOR PREMISES LICENCE

Dunbar Garden Centre, Spott Road, Dunbar

Mr N Crabbie, Managing Director, was present. No objections had been received in respect of this application. There were no further comments from the Licensing Standards Officer (LSO).

The Clerk advised that Police Scotland has requested that outside drinking is terminated at 22.00 hours due to the proximity to residential properties. Mr Crabbie advised that he is agreeable to this terminal hour.

Mr Crabbie explained that, if licensed, the premises would be able to provide an enhanced offering, such as the sale of local wines and spirits.

Councillor Innes stated that the application has been well thought out.

Councillor Currie commented that granting a licence would bring the premises in line with other garden centres.

Decision

East Lothian Licensing Board unanimously agreed to grant a premises licence.

3. VARIATION TO PREMISES LICENCE

Co- Operative Group Food Ltd, Main Street, Ormiston

Mr A MacDonald, MacDonald Licensing, was present to represent the applicant. Mr G Cranston, Area Manager, Co-Operative Group was also present.

The Clerk advised that the application seeks to increase the alcohol display area to 27.97m² and to add recorded music as an activity.

No objections or representations had been received in respect of this application.

Mr MacDonald explained that there had been an error in the previous operating plan. This application seeks to rectify the error regarding the alcohol display area, which has been in place for some time following a store refit. Mr Cranston advised that the recorded music is Co-Op radio. The Clerk advised that recorded music had in fact been included in a previous licence application.

The LSO advised that he has no concerns about the layout which is currently in place.

Police Scotland had nothing further to add.

Councillor Grant mentioned that the premises are will run and supported this retrospective application.

Decision

East Lothian Licensing Board agreed to grant the variation to the premises licence.

4. OCCASIONAL PREMISES LICENCE

PAN CONVENIENCE STORE, 5 HAWTHORNE ROAD, PRESTONPANS

Ms J Hood, Licensing Practitioner, was present to represent the applicant. Mr A K Nadeem, applicant, was also present.

The Clerk advised that the Occasional Licence application seeks to cover the period 20 January 2016 to 2 February 2016 for the off sale provision of alcohol. She advised Board members that a series of occasional licences had been applied for and referred members to the objection from Police Scotland.

In relation to the objection from Police Scotland, Ms Hood advised members that she had recently provided information regarding the premises lease, due diligence documentation and company information regarding the ownership of the premises.

The Clerk confirmed that this had been received but had not been circulated.

Ms Hood provided very detailed background information regarding her client and his business concerns. In particular, she covered issues relating to ownership; leasing arrangements; and the transfer of the premises licence. She highlighted that the previous premises licence holder surrendered the licence although her client had been of the understanding that the premises licence would be transferred. The premises therefore currently have no licence, hence the application for an occasional licence.

Ms Hood also highlighted that there is a dispute between solicitors regarding the ownership of the property but that this is nothing to do with her client. With regard to the failed test purchase transactions detailed in the Police Scotland report, she explained that her client was not in charge of the premises/did not run the business on one of the occasions and outlined the robust measures that are now in place to ensure compliance with licensing objectives. Ms Hood requested that the Board grant the occasional licence pending an application for a full premises licence. She is not currently in a position to apply for a full premises licence as she awaits the section 50 certificates from the Council.

The LSO advised that he concurred with the views in the Police Scotland report.

Insp Harborow, spoke to the Police Scotland report and advised members that he wished to expand on the information presented in the report.

Ms Hood stated that the objections in the Police Scotland report do not relate to her client and that there is nothing in the report that relates to the suitability of the applicant to be a licence holder. She suggested that any information relating to her client should have been included when the report was prepared and not presented verbally at this meeting.

Councillor Goodfellow, Convenor, stated that it is important to have information relating to the credibility of the applicant as a suitable licence holder.

Inspector Harborow urged the Board to look at the information available on the applicant in its totality. He provided a very detailed account of his concerns which included the dispute over ownership of the premises; the findings from Police Scotland and LSO visits to the premises; a history of under-age alcohol sales; employing an illegal immigrant and test purchase failures.

The LSO provided expanded information regarding the irresponsible drinks promotions referred to in the Police Scotland report. He also advised members that there were issues regarding the identity of the Designated Premises Manager when he visited the premises in December 2015.

In response to Councillor Currie, PC Bowsher explained that she had spoken to Mr M Younis, the previous premises licence holder, a few days ago. As a result, she had a greater understanding of the current and previous business ownership and operating arrangements between Mr Younis; members of Mr Younis's family; and Mr Nadeem. She described Mr Nadeem as having been a sleeping partner in the business for two years.

Ms Hood stressed that the ownership of the building had nothing to do with the application for an occasional licence and stated that her client had made her aware about the previous test purchase failures. She asserted that these had happened a long time ago and reiterated the compliance measures that her client now has in place.

Inspector Harborow responded to questions from Board members regarding any recorded incidents at stores where the applicant had been the personal licence holder.

Ms Hood assured the Board that her client has a legitimate right to lease the premises.

The Board adjourned briefly to deliberate their decision in private.

Councillor Innes, Local Ward Member, stated that it was understandable that a series of occasional licences were being applied for, given the exceptional circumstances regarding the confusion around the ownership of the premises. He added that the Board would need to undertake a strict examination of any application for a [full] premises licence. However, based on the information available today, he would not oppose this application for an occasional licence.

Councillor Currie pointed out that Board decisions need to be made on balance. He concurred that there is a huge amount of confusion about the ownership/lease of the premises, which in his view adds a further element of doubt about granting the occasional licence. He therefore did not support this application.

Councillor Grant echoed the comments from Councillor Innes. While not comfortable with some of the information presented, he indicated, that on balance, he would support the application.

Councillor McAllister commented on the complicated set of circumstances, adding that he would have appreciated a written report from the LSO in the normal way. He remarked that he was very grateful for the expanded information provided by Insp Harborow and PC Bowsher. He expressed the view that he does not consider Mr Nadeem to be a fit and proper person to be granted this occasional licence.

However, Councillor Akhtar pointed out that the Board were not conducting a fit and proper person test. Although the situation is complicated, she supported the application.

Councillor Goodfellow reflected on Mr Nadeem's previous record of under-age alcohol sales and commented that it would not be good for the people of East Lothian if this occasional licence is granted. He stated that he would not be supporting the application. Councillor Goodfellow then pointed out that as three Board members

supported the application and three Board members were against granting the licence, it fell to him as Convenor of East Lothian Licensing Board to use his casting vote and that the occasional licence would not be granted.

The Clerk confirmed that a Statement of Reasons would be issued to Ms Hood.

Decision

East Lothian Licensing Board agreed to refuse the application for an occasional licence.

LICENSING DEPARTMENT CUSTOMER FEEDBACK

Before closing the meeting, Councillor Goodfellow advised that there had recently been a stakeholder survey regarding the service delivered by East Lothian Council's Licensing Department. He congratulated the team warmly on the responses received which indicated that service users are extremely pleased with the service provided.

EAST LOTHIAN

Meeting at in

Licensing (Scotland) Act 2005

Personal Licence(s)

Applicant

Date Received

Comments

2 MICHAEL GOWENLOCK
C/O LICENSING DEPARTMENT, THE
CO-OPERATIVE GROUP LTD
DEPARTMENT 10227 LICENSING
THE CO-OPERATIVE FOOD
1 ANGEL SQUARE

8 January 2016



**POLICE
SCOTLAND**

Keeping people safe

Date: 21st January 2016

Your Ref:

Our Ref: J/LIC/3705/HB

The Clerk of the Licensing Board
East Lothian Council
John Muir House
Haddington
East Lothian
EH41 3HA

The Lothians and Scottish Borders Division
Dalkeith Police Station
Newbattle Road
Dalkeith EH22 3AX

Tel: +44 (0)131 663 2855

Fax: +44 (0)131 654 5507

Textphone: +44 (0)131 311 3944

Email: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk

Web: www.scotland.police.uk

Dear Madam

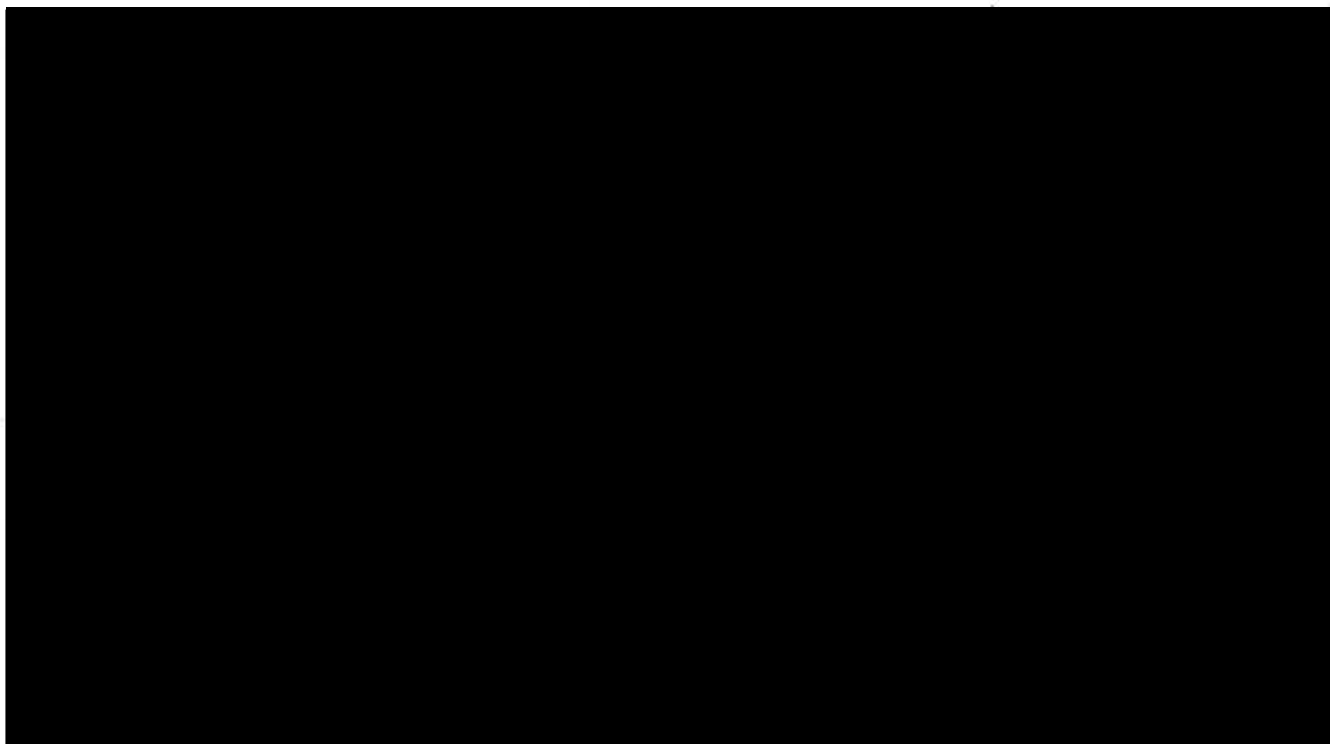
**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE GRANT OF A PERSONAL LICENCE
APPLICANT: MICHAEL GOWENLOCK, [REDACTED]**

I refer to the above application and in terms of section 73(3)(b) of the Licensing (Scotland) Act 2005, I have to confirm that the applicant has been convicted of a relevant offence.

I am unable to confirm the existence of any foreign offence in respect of the applicant.

Details of the relevant 'unspent' convictions are contained in the table below for your consideration.

Relevant Unspent Convictions



There are no police objections to the grant of this licence.

Yours faithfully

PC Heather Bowsher
Divisional Licensing Officer

EL1254
PC 8/11

SCHEDULE 2

EAST LOTHIAN, HADDINGTON, EH41 3HA

[Insert name and address of relevant Licensing Board]

Application for a personal licence

FIRST APPLICATION/RENEWAL APPLICATION (delete as appropriate)

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary. You may wish to keep a copy of the completed form for your records.

1. Your personal details. If relevant please enter details of any previous names or maiden names. Please continue on a separate sheet if necessary. Read note 1	
TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state)	
Surname	GOWENLOCK
Forenames	MICHAEL
Date and Place of Birth	[REDACTED]
NI Number	[REDACTED]
ADDRESS WHERE ORDINARILY RESIDENT (We will use this address to correspond with you unless you complete the separate correspondence box below)	
[REDACTED]	
Post town	[REDACTED]
Post code	[REDACTED]
TELEPHONE NUMBERS	
Daytime	[REDACTED]
Evening	[REDACTED]
Mobile	[REDACTED]
FAX NUMBER	
E-mail address (if you would prefer us to correspond with you by e-mail)	
Address for correspondence associated with this application (if different to the address above)	
THE CO-OP, LICENSING DEPT, DEPT 10227, 1 ANGEL SQUARE	
Post town	MANCHESTER
Post code	M60 0AG


2. Your licensing qualification		
Read note 2	Please tick	
I hold an accredited qualification	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If you have ticked yes please provide a copy of your qualification with your application.		

3. FIRST APPLICATIONS ONLY		
This section should only be completed if you are submitting your first application to this Licensing Board. If answering Yes to any question please provide details below.		
Note: You may only hold one personal licence at a time	Please tick	
Do you currently hold a personal licence?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Do you currently have any outstanding applications for a personal licence, with this or any other Licensing Board?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any personal licence held by you been forfeited in the last 5 years?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Licensing Board		
Licence number		
Date of issue		
Date of expiry		
Any further details		

4. RENEWAL ONLY	
This section should be completed only if you are applying for a renewal of your existing licence	
Your personal licence must accompany your application for a renewal. If you are unable to send your personal licence, you must explain why you cannot do so in the box provided below	
Details of current personal licence	
Licensing Board	
Licence number	
Date of issue	
Date of expiry	
Any further details	
If you cannot provide your personal licence, provide a statement explaining why	
Other personal licence	

6. Previous Convictions
You must provide details below of any conviction for a relevant or foreign offence that is not considered spent under the Rehabilitation of Offenders Act 1974. Please continue on a separate sheet if necessary. If you are declaring that you have no such convictions please write "none". Read note 4

Offence	Court	Date	Penalty
DR 10	GLADINGTON Sheriff Court	Feb 2014	£500 Fine Banned 15 months

7. Declaration			
The contents of this application are true to the best of my knowledge and belief			
SIGNATURE – read note 5		DATE	6-1-16

NOTES

Information on the Licensing (Scotland) Act 2005 is available on the website of the Scottish Parliament (<http://www.opsi.gov.uk/legislation/scotland/acts2005/20050016.htm>)

1. Change of name or address

Section 88 of the Licensing (Scotland) Act 2005 requires that a personal licence holder must, no later than one month after any change in the licence holder's name or address, give the Licensing Board which issued the licence notice of the change. It is an offence not to do so.

2. Licensing qualifications

Licensing qualifications are dealt with in section 91 of the Licensing (Scotland) Act 2005. In summary, to be eligible for a personal licence, an applicant must be aged 18 or over and possess a licensing qualification, and no personal licence previously held by the applicant must have been revoked within the period of 5 years ending with the day on which the application was received by the Licensing Board.

Note: You may only hold one personal licence at a time	Please tick	
I confirm that I do not hold any other personal licences other than the one submitted for renewal	Yes ✓	No

5. CHECKLIST		
I have	Please tick yes	
• Enclosed two photographs of myself, one of which is endorsed as a true likeness of me by a person of standing in the community. Read note 3.	✓	
• Enclosed a copy of any licensing qualification I hold	✓	
• Enclosed my current personal licence (renewal only)	N/A	
• Made or enclosed payment of the fee for the application	✓	

EAST LOTHIAN

Meeting at in

Licensing (Scotland) Act 2005

Occasional(s)

Premises

Applicant

Date Received

Comments

1 PAN CONVENIENCE STORE
5 HAWTHORN ROAD
PRESTONPANS
EAST LOTHIAN
EH32 9QW

ABDUL KAREEM NADEEM

19 January 2016

Start date of event:
17/02/2016
End Date of Event: 01/03/2016
Off Sale - Provision Of
Alcohol
Children and young persons
will not be permitted entry to
the function.



**POLICE
SCOTLAND**

Keeping people safe

Date: 19th January 2016

Your Ref:

Our Ref: J/LIC/3705/HB

The Clerk of the Licensing Board
East Lothian Council
John Muir House
Haddington
East Lothian
EH41 3HA

The Lothians and Scottish Borders Division
Dalkeith Police Station
Newbattle Road
Dalkeith EH22 3AX

Tel: +44 (0)131 663 2855
Fax: +44 (0)131 654 5507
Textphone: +44 (0)131 311 3944

Email: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk
Web: www.scotland.police.uk

Dear Madam

**LICENSING (SCOTLAND) ACT 2005 - OBJECTION
OCCASIONAL LICENCE APPLICATION – 025 & 026**

**APPLICANT: ABDUL KAREEM NADEEM, [REDACTED]
PREMISES: PAN CONVENIENCE STORE, 5 HAWTHORN ROAD,
PRESTONPANS**

I refer to the above occasional licence applications submitted by Abdul Kareem Nadeem to cater for "off sale provision of alcohol" within the Pan Convenience Store, 5 Hawthorn Road, Prestonpans between 3rd February and 1st March 2016.

Under the terms of Section 58 (1)(a) of the Licensing Scotland Act 2005 on behalf of the Chief Constable I object to the grant of this licence on the grounds specified in Section 59 (6)(c), inconsistent with one or more of the licensing objectives namely:

- Preventing crime and disorder
- Protecting children from harm

The following information is provided in support of this objection:

The premises currently has no liquor licence, this is due to the licence being recently surrendered by the licence holder Mr Mohammed Younis on the 16th December 2015. This was done as a result of some form of dispute between the current owner Mr Younis, his business partner and a third party that had apparently leased the premises.

There has been a couple of calls to the police from the premises in recent months in relation to males within the premises having some form of civil dispute, which would confirm Mr Younis's reasons for surrendering the premises licence.

The premises itself, in the last year (2015) has failed 2 Test Purchase operations, the first one on 14th March 2015 and more recently on the 11th December 2015.

During the most recent Test Purchase which took place on the 11th December 2015, it was established that the female member of staff who had made the sale of alcohol to the Test Purchaser spoke very little English and made no challenge whatsoever at point of sale.

Following this test purchase failure the Police Licensing Officer and the Licensing Standards Officer, Rudi Fruzynski made a visit to the premises on Tuesday 15th December 2015. During this visit it was established that there was a new Designated Premises Manager, Mr Ali Raza, this minor variation had not been notified to East Lothian Licensing Board. It was also noted that the alcohol display area did not reflect the layout plan held for the premises. On closer inspection of the alcohol display, it was pointed out that there were a couple of "irresponsible drinks promotions" being advertised, this was rectified immediately by Mr Raza.

Mr Raza was spoken to about the test purchase failure and he informed us that the female member of staff who had made the sale had been trained on the 14th September 2015 by himself and he produced a training record for her. Mr Raza admitted that it was very difficult to carry out the 2 hours mandatory training, as she has a very limited understanding of the English language. It was pointed out to him that the member of staff should not be selling alcohol if they are unable to 'challenge' customers for proof of ID etc. Mr Raza accepted this and stated that she would no longer be allowed to sell alcohol unless under supervision by himself.

On 17th December 2015, following receipt of the 'surrender letter' from the premises licence holder Mr Mohammed Younis, the police licensing officer contacted Mr Younis and spoke with his wife, she confirmed that her husband had surrendered the licence due to a dispute over who was leasing the premises.

That same day the police licensing officer and the licensing standards officer made a further visit to the premises and informed Mr Raza that the shop no longer had a liquor licence and that he could no longer sell alcohol, with immediate effect.

Police Scotland have serious concerns about the manner in which the premises are being operated and managed. The fact that they have failed both Test Purchase operations carried out in 2015 and the discrepancies uncovered with regards to the

failure to notify a change of management (DPM), layout and irresponsible drinks promotions on offer, as well as serious concerns about the standard of training in relation to staff within the premises.

On the grounds aforementioned above, the Chief Constable objects to the grant of these occasional licences and requests that the applications be refused.

Yours faithfully

Inspector Harborow

EAST LoTHIAN COUNCIL

LICENSING, ADMINISTRATION AND DEMOCRATIC SERVICES

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 15 February 2016

Subject: LICENSING SCOTLAND ACT 2005
OCCASIONAL LICENCE APPLICATION 26 of 2016

PAN CONVENIENCE STORE, 5 HAWTHORN ROAD, PRESTONPANS,
EAST LoTHIAN EH32 9QW

I refer to the above subject and wish to comment on this application as follows:

- The applicant is Mr Abdul Nadeem who is a business partner in the above premises and is the holder of Personal Licence number EL1231, issued by East Lothian Council on 4th November 2015.
- The Pan Convenience Store held a Premises Licence until it was surrendered on 16th December 2015 following a dispute between business partners.
- At the time of surrender it was the intention of the police and licensing standards officer to review the Premises Licence in relation to 2 separate failed test purchase operations conducted by the police on 14th March 2015 and 11th December 2015. The review would also have referred to the failure to notify the Licensing Board of an unauthorised change to the alcohol display area and to also draw attention to 2 prohibited alcohol promotions under Section 2 of the Alcohol Etc. (Scotland) Act 2010, which related to 2 separate offers of 2 bottles of wine for £6 where single bottles of the same product and size were on sale at £3.99 each.
- Mr Nadeem has been a partner in the business for some time, but is said to have only been a sleeping partner, with no day to day responsibility for the operation of the Premises Licence, which was the sole concern of the license holder Mohammed Younis. It seems that Mr Nadeem only took over operational responsibility for the store in mid November 2015 when he wrongfully assumed that the premises licence was in order and being run in accordance with the conditions of the licence and licensing legislation. Mr Nadeem was of the opinion that Mr Ali Raza had become the premises manager, having taken over from Shamaun Tufail who was the nominated DPM from 9th January 2015. Mr Tufail however, had hardly been in attendance at the premises and left before Mr Nadeem took over. The assumption that Mr Raza had been nominated as the new DPM, by way of a minor variation, was incorrect and as such the premises were operating without a properly authorised change of manager and in breach of the licence.

- Mr Raza was on duty on 14th December 2015 when the police licensing officer and licensing standards officer called to enquire into the circumstances of the failed test purchase a few days earlier. Mr Raza was asked if Mr Tufail, the DPM, was available, but stated he did not know the person and that he was the premises manager. It was pointed out to him that that was not the case and he then pretended that Mr Tufail did work in the premises, but stated that he never saw him because Mr Tufail only worked in the evening and he, Mr Raza, only worked early shifts in the store.
- Mr Raza, who is the holder of Personal Licence EL1220, issued by East Lothian Licensing Board on 15th September 2015, stated he had been responsible for training and signing off the staff training record of the woman who had failed the test purchase on 11th December. He made excuses for the woman that she did not speak English and that she had been suffering from depression and domestic problems.
- On being asked about the 2 wine promotions which were being illegally displayed in the main alcohol display area, on hand written pieces of cardboard, Mr Raza stated he had been responsible for these and the reasoning behind them was that the wine was old stock and he decided to get rid of it by selling it off cheap.
- Mr Nadeem, having taken over the running of the store in mid November clearly made erroneous assumptions about the operation of the licence and this led to a number of difficulties highlighted in this report.
- The continued confusion as to claims and counter claims about ownership of the property and leasing arrangements, coupled with the identified problematic operation of the licence since the premises were taken over by Mr Nadeem raises concerns as to whether the occasional licence applied for should be granted in terms of preventing harm to children, securing public safety and preventing offences under the Licensing (Scotland) Act 2005 and associated legislation.
- The problems identified in this report do not fit comfortably with the likelihood of these premises being run under consecutive occasional licences where the degree of scrutiny afforded to the operation of such premises is much less than that given to those which have applied for and been granted a premises licence.

With reference to the foregoing issues, it is recommended that the grant of this occasional licence and any subsequent applications be refused pending the submission of an application for a new premises licence which can be given the full consideration of the Licensing Board.

R. Fruzynski
Licensing Standards Officer

EAST LOTHIAN LICENSING BOARD

OCC026
AOU 22/1

APPLICATION FOR OCCASIONAL LICENCE

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary.

You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)	
Premises licence number (if applicable)	N/A
Personal licence number (if applicable)	EL1231 (GRANTED 4 NOVEMBER 2015)
Name of voluntary organisation (if applicable)	N/A

2. PERSONAL DETAILS			
TITLE (delete as appropriate): Mr			
Surname	Nadeem		
Forenames	Abdul Kareem		
DATE OF BIRTH	Day	Month	Year
	█	█	█
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES			
(Mr Nadeem's home address: █)			
PLEASE CORRESPOND WITH AGENTS : YOUNG & PARTNERS LLP, BUSINESS LAWYERS, 1 GEORGE SQUARE, CASTLE BRAE, DUNFERMLINE KY11 8QF			
Post town	Post code		
TELEPHONE NUMBERS			
Daytime	Agents 01383 721 621		
Evening			
Mobile	Mr Nadeem █		
FAX NUMBER 01383 722 080			
E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail)			
jgc@businesslaw.co.uk / af@businesslaw.co.uk			

3. THE PREMISES

Description of premises

Convenience store selling groceries, newspapers, tobacco products and general merchandise

Description of activities to be carried on in the premises – (including number of persons expected to attend)

Off sale provision of alcohol

Full postal address of premises which this application refers to

Pans Convenience Store, 50 Hawthorn Road, Prestonpans

4. DURATION OF LICENCE - (include dates and times required for event)

From: 17 February 2016

To: 1 March 2016 inclusive - SEE COVERING LETTER

5. Is alcohol to be sold on & off the premises NO* - Provide relevant details as to hours requested when alcohol will be sold on/off the premises-* delete as appropriate

Times for sale of alcohol for consumption on premises

N/A

Times for sale of alcohol for consumption off premises

10:00 – 22:00 DAILY

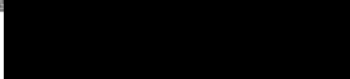
Statement of the times at which any activities other than the sale of alcohol will be carried on in the premises

The convenience store opens daily at 6am for the sale of groceries, newspapers, tobacco products and general merchandise.

Recorded background music may be played when the premises are open for normal trading.

6. CHILDREN (see note 2)	
This section must be completed where alcohol is for sale for consumption on the premises	
Are children or young persons permitted entry? YES/NO (if answered yes the remainder of this section must be completed)	
Ages of children or young persons permitted entry N/A	Times at which children or young persons permitted entry N/A
Parts of premises to which children or young persons permitted entry N/A	

7. CHECKLIST	
I have - Please tick for yes	
• Made or enclosed payment of the fee for the application	X

8. Signature and declaration by applicant (see note 3)	
DECLARATION	
The contents of this Application are true to the best of my knowledge and belief.	
SIGNATURE  John Cassells, Young & Partners LLP, Business Lawyers, 1 George Square, Castle Brae, Dunfermline KY11 8QF - Agent	DATE 18 January 2016

NOTES

1. Section 56 of the Licensing (Scotland) Act provides that only:-

- The holder of a premises licence;
- The holder of a personal licence; or
- A representative of any voluntary organisation

is eligible to apply for an occasional licence

2. Where alcohol is to be sold for consumption on the premises, the Act requires that a clear statement be made as to whether children or young persons are to be allowed entry and, if they are, a statement of the terms on which they are allowed entry

3. Data Protection Act 1998

The information on this form may be held on an electronic register which may be available to members of the public on request.

4. Information on the Licensing (Scotland) Act 2005 is available on the website of OPSI (<http://www.opsi.gov.uk/legislation/scotland/acts2005/20050016.htm>)

Your ref: Debbie Elworthy
Our ref: JGC/AF/AF/NADE1/1

18 January 2016

The Clerk
East Lothian Licensing Board
John Muir House
Haddington
East Lothian
EH41 3HA

East Lothian Council
Licensing

19 JAN 2016

Received

Dear Sir

Licensing (Scotland) Act 2005
Abdul Nadeem
Pan Convenience Store, Prestonpans

We refer to the above and to the telephone conversation earlier today between Ali Fleming and Debbie Elworthy.


Please find enclosed the following:-

1. Application for occasional licence covering the period 3 February to 16 February 2016 inclusive.
2. Application for occasional licence covering the period 17 February to 1 March 2016 inclusive.
3. Our cheque in the sum of £20 in settlement of your fees.

We have lodged previous applications for occasional licence which have been the subject of police objection. One of the applications has fallen as it pre-dated the date of the board hearing at which our client's applications are to be heard, ie 28 January 2016. We would ask that the enclosed applications also be considered at this hearing.

Kindly acknowledge receipt of our client's enclosed application and confirm that the applications will be considered on 28 January 2016.

Yours faithfully,


John G Cassells
Partner

Email: jgc@businesslaw.co.uk
DD: 01383 745791

1 George Square, Castle Brae, Dunfermline KY11 8QF LP1 Dunfermline 3

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