

EAST LOTHIAN

Meeting 24 March 2016 at 10:00am in Council Chambers, Town House, Haddington, East Lothian

Licensing (Scotland) Act 2005

Variation (Major)(s)	Premises	Applicant	Date Received	Comments
3	TWEEDDALE ARMS HOTEL TWEEDDALE ARMS HOTEL 3 HIGH STREET GIFFORD HADDINGTON EAST LOTHIAN	CATHERINE HELEN LYNN GORDON	26 January 2016	Vary the Operating Plan to add Take-away Food Service

EAST LoTHIAN LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005, SECTION 29
APPLICATION FOR VARIATION OTHER THAN MINOR VARIATION

This application should only be completed by the Licence Holder of the appropriate Premises Licence or their Agent.

SECTION 1: TYPE OF VARIATION

This application for Variation other than a Minor Variation of Premises Licence is made under Section 29(5) of the Licensing (Scotland) Act 2005 in order to vary-

(Tick all relevant boxes)

- Any of the Conditions to which the Premises Licence is subject
- Any of the information contained within the Operating Plan
- The Layout Plan
- Any other information contained or referred to in the licence (including any addition, deletion or other modification).

EAST LoTHIAN COUNCIL
LICENSING

26 JAN 2016

RECEIVED

(Provide Details)

APPLICATION FOR TAKE AWAY FOODS LICENCE

SECTION 2: PREMISES LICENCE DETAILS

2(a) Licence Number of Premises

EL 0168

2(b) Name and Address of Premises

THE TWEEEDALE ARMS HOTEL
3 HIGH STREET
GIFFORD

Post Code EH41 4QU Phone No. 01620 810240

2(c) Full Name and Address of Current Licence Holder

CATHERINE HELEN LYNN GORDON

Post Code [REDACTED] Phone No. [REDACTED] (W)

SECTION 3: NATURE OF VARIATION

Complete the relevant section(s) regarding the variations sought:-

3(a) Variation to the Conditions to which the Premises Licence is subject

Provide details of the Condition(s) to be varied and the variation being sought

ADDITIONS OF TAKE AWAY FOOD SERVICE AS PER APPLICATION FOR VARIATION TO INFORMATION CONTAINED WITHIN EXISTING OPERATING PLAN ONLY.

ie, ADDITIONAL SERVICE ONLY FROM 7AM (+ DURING CORE HOURS OF KITCHENS OPEN - CLOSE @ 9PM)

NO OTHER CHANGES OR AMENDMENT TO LAYOUT PLAN

3(b) Variation to the information contained within the Operating Plan of the Premises Licence

Provide a copy of the proposed operating plan and highlight below the proposed changes. (See Note 1)

TO PROVIDE A TAKE AWAY FOOD SERVICE TO LOCAL PEOPLE AND GROUPS SUCH AS WALKERS, CYCLISTS, SHOOTERS ETC WILL BE SERVED FROM EXISTING LOUNGE/BAR THUS NO CHANGES TO LAYOUT PLAN.

TO BE AVAILABE FROM 7AM ONWARDS AND DURING CORE HOURS. NO ALCOHOL TO BE

3(c) Variation to the Layout Plan of the Premises Licence

SOLD OUT WITH CORE HOURS AS STATED.

7 Copies of the proposed Layout Plan **must** accompany this application. (See Note 2)

In addition please provide details below of the proposed change to the layout of the Premises.

NO PROPOSED CHANGES / N/A

3(d) Variation to any other information contained or referred to in the licence

Provide details below of any other variation sought to the Premises Licence

(e.g. Alteration to the description of the premises contained within the Premises Licence)

NO CHANGE

SECTION 4: LICENCE TO BE AMENDED

(See note 3 below)

Does the appropriate Premises Licence accompany this application?

YES

NO

If the answer is NO, please provide an explanation.

I am unable to produce the Premises Licence because...

- The licence has not yet been issued by the Board
- The licence has already been returned to the Board in respect of an earlier application for variation or transfer
- Other (provide details)
.....

SECTION 5: FEE PAYABLE

The fee payable in respect of the application for variation is **£150**

If the application is submitted alongside an application for Transfer of Premises Licence then the combined fee for both applications will be **£170** (see note 4 below)

If submitted with an application for transfer, please specify the order in which the applications are to be considered-

- Application for Transfer of Premises Licence followed by Application for Variation
- Application for Variation followed by Application for Transfer of Premises Licence

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

I confirm that (a) the contents of this Application are true to the best of my knowledge and belief; and (b) the appropriate fee of £ 7150 is enclosed.

Signature



..... (See note 5 below)

Date

20th Jan 2016

Capacity: APPLICANT / AGENT (delete as appropriate)

If agent, please provide name, address, phone number and (if applicable) email address

N/A

Note 1:

Please note that the proposed Operating Plan **must** contain any aspects of the current Operating Plan that are to be preserved should the variation be granted. (e.g. If the current Operating Plan allows a premises to have 'live performances' but this is not requested on the proposed Operating Plan then the Licensing Board would view such an omission as a request to have 'live performances' deleted from the Operating Plan of the Premises.)

Note 2:

Please refer to Paragraph 5 of the Premises Licence (Scotland) Regulations 2007 regarding the format of Layout Plans.

Note 3:

The appropriate premises licence (including summary licence, operating plan and layout plan) must be returned to the Licensing Authority in order that the licence documents can be updated to reflect the details of the variation. If you are in possession of the appropriate Premises Licence but unable to provide said licence with this application, you must ensure the licence is forward to the Licensing Authority within 14 days in order to complete the process of variation.

Please note also that once the variation is completed, any certified copies of the appropriate Premises Licence must also be updated to reflect the details of the variation.

Note 4:

This refers to an application to Transfer the Premises Licence made under either Section 33(1) or Section 34(1) of the Licensing (Scotland) Act 2005

Note 5:

Data Protection Act 1998

The information on this form will be used to update the Premises Licence of the appropriate premises. Accordingly, the information contained on this form may be held on an electronic public register which may be available to members of the public on request.

Contact Us:

East Lothian Licensing Board
Licensing Office
John Muir House
Haddington, East Lothian
EH41 3HA

Phone: 01620 827217 / 827867 / 820114
Fax: 01620 827253
Email: licensing@eastlothian.gov.uk

FOR OFFICE USE ONLY

<i>Received & Receipt No.</i>	<i>System Updated</i>	<i>Licence Issued</i>



**POLICE
SCOTLAND**

Keeping people safe

Date: 8th February 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 VARIATION – SECTION 29
APPLICANT: CATHERINE HELEN LYNN GORDON
PREMISES: THE TWEEDDALE ARMS HOTEL, 3 HIGH STREET, GIFFORD**

I refer to the above application and in terms of Section 22(1)(b) of the Licensing (Scotland) Act 2005, I make the following representation in relation to the application, with reference to the proposed variation.

I note that the applicant is requesting to change the current operating plan to include a 'take away food service'.

There are a number of anti social issues associated with take away outlets, including litter, noise and associated issues in relation to persons hanging about the outlet. Whilst it is appreciated the Tweeddale Arms Hotel is not a 'take away' as such, I would request that should the Board be minded to grant this, a terminal hour of 2100 hours be imposed as suggested by the applicant.

There are a number of residential properties in this area who may be affected by

this facility should it be available much later.

There are no police objections to the grant of this major variation.

Yours faithfully

PC Heather Bowsher
Divisional Licensing Officer

EAST LoTHIAN COUNCIL

LICENSING, ADMINISTRATION AND DEMOCRATIC SERVICES

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 26 February 2016

Subject:
LICENSING SCOTLAND ACT 2005
PREMISES LICENCE APPLICATION (MAJOR VARIATION) – MARCH BOARD 2016

Tweeddale Arms Hotel, 3 High Street, Gifford, East Lothian EH41 4QU

I refer to the above subject and can confirm that the above premises have been visited and inspected in relation to application for a Premises Licence variation. I am satisfied that the proposed revision will not be inconsistent with the licensing objectives.

It may be helpful to note that the applicant applied for and was granted (24/03/2011) similar takeaway facilities in respect of the Golf Tavern (Hotel), Haddington. Since the grant of this facility there has been no complaints received by licensing standards.

I can confirm that the Tweeddale Arms, which was taken over by the applicant in December 2015, is a very well run hotel.

I am supportive of the granting of the variation of licence.

R. Fruzynski
Licensing Standards Officer