



**POLICE
SCOTLAND**

Keeping people safe

Date: 13th April 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

Telephone Licensing Dept – 01620 826 147

Email: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk

Web: www.scotland.police.uk

Dear Madam

**LICENSING (SCOTLAND) ACT 2005 - SECTION 84A
PERSONAL LICENCE REVIEW APPLICATION
PERSONAL LICENCE HOLDER – RYAN BAYNHAM**

I refer to the above and in terms of Section 84A (1) of the Licensing (Scotland) Act 2005 (as amended by the Criminal Justice and Licensing (Scotland) Act 2010), the Chief Constable would like to bring to the Licensing Boards attention a recent incident involving the personal licence holder Mr Ryan Baynham, born (██████████)

The Chief Constable feels that Mr Baynham has acted in a manner, which is inconsistent with the licensing objectives namely:

- Preventing crime and disorder

The details of this incident are narrated in the appendix to this letter for the Boards consideration and attention.

Ryan Baynham was granted his personal licence by the East Lothian Licensing Board on 31st October 2011, Licence number EL778.

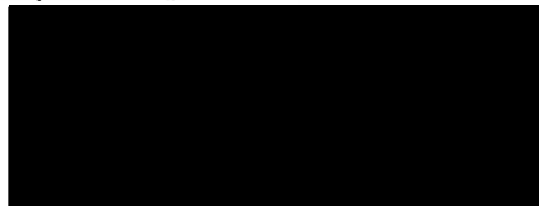
Mr Baynham is currently the designated premises manager of the Mercat Hotel, 73-74 Market Street, Haddington. This is a family run business and has been for several years.

As the Board will appreciate being a designated premises manger, is a position of responsibility and respect. Mr Baynhams ([REDACTED]) premises involved, are located in the same town (Haddington) as Mr Baynham operates his own premises.

This Chief Constables view is that the Board should consider all the options open to them under Section 84(7) of the Act.

In signing this report, I confirm that this Personal Licence Review Application is made under the authority of the Chief Constable of Police Service of Scotland.

Signed:

A large black rectangular redaction box covering the signature of Philip Gormley.

Philip Gormley QPM
Chief Constable

Date: 13/04/2016

For enquires please contact the Licensing dept on 01620 826 147

Our Reference: KM/de/EN/L/PL
Your Reference:

Date: 13th April 2016

Private & Confidential

Mr Ryan Baynham

Dear Madam

**Licensing (Scotland) Act 2005
Personal Licence No EL778**

I enclose a copy of a letter received from Police Scotland requesting a review of your Personal Licence in terms of S84(A) of the above Act. This is to consider whether there are grounds for finding that your recent behaviour has contravened the Licensing Objective of Preventing Crime and Disorder.

This decision is delegated to the Clerk of the Licensing Board and due to the time constraints stated in the legislation, it has been agreed to hold a review hearing. The hearing will take place at the Licensing Board Meeting on Thursday 28th April 2016 at 10am in the Council Chambers, Town House, Haddington.

You are advised to attend the above meeting where you will be given an opportunity to be heard regarding the matters raised in the letter from the police.

An agenda will follow in due course.

Yours faithfully

KIRSTIE MACNEILL
Clerk to the Licensing Board

Direct Dial: 01620 827217/827867/820114
Direct Fax: 01620 827253