

EAST LOTHIAN

Meeting 30 March 2017 at 10:00am in Council Chambers, Town House, 56 High Street, Haddington, East Lothian

Licensing (Scotland) Act 2005

Occasional(s)	Premises	Applicant	Date Received	Comments
4	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	27 February 2017	Start date of event: 14/04/2017 End Date of Event: 15/04/2017 Wedding Celebrations Of [REDACTED] [REDACTED] Children and young persons are permitted during the following times: At all times.
5	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	27 February 2017	Start date of event: 28/04/2017 End Date of Event: 30/04/2017 Wedding Celebrations Of [REDACTED] [REDACTED] Children and young persons are permitted during the following times: At all times.
6	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	28 February 2017	Start date of event: 19/05/2017 End Date of Event: 21/05/2017 Wedding Celebrations Of [REDACTED] [REDACTED] Children and young persons are permitted during the following times: At all times.

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Licensing (Scotland) Act 2005

Occasional(s)

Premises	Applicant	Date Received	Comments
7 BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	28 February 2017	Start date of event: 02/06/2017 End Date of Event: 04/06/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.
8 BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	27 February 2017	Start date of event: 09/06/2017 End Date of Event: 11/06/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.
9 BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	28 February 2017	Start date of event: 16/06/2017 End Date of Event: 18/06/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.

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Meeting 30 March 2017 at 10:00am in Council Chambers, Town House, 56 High Street, Haddington, East Lothian

Licensing (Scotland) Act 2005

Occasional(s)	Premises	Applicant	Date Received	Comments
10	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	27 February 2017	Start date of event: 23/06/2017 End Date of Event: 25/06/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.
11	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	28 February 2017	Start date of event: 30/06/2017 End Date of Event: 01/07/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.
12	BROXMOUTH HOUSE BROXMOUTH PARK DUNBAR EAST LOTHIAN EH42 1QW	SIMON PAUL FLAME	28 February 2017	Start date of event: 07/07/2017 End Date of Event: 08/07/2017 Wedding Celebrations Of [REDACTED] Children and young persons are permitted during the following times: At all times.



28 MARCH 2017

Item 4 Occasional Licences

Broxmouth House, Dunbar

Please note that 9 individual Occasional Licence applications have been received. These are identical in all respects with the exception of the dates and the names of those who have booked the function.

As this information is summarised on the cover sheet for item 4, only one application form has been included in these meeting papers.

EAST LoTHIAN LICENSING BOARD

OCC089/17
Adv 3/3

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)	
Personal licence number (if applicable)	EL878
Name of voluntary organisation (if applicable)	

2. PERSONAL DETAILS	
TITLE (delete as appropriate): Mr	
Surname	FLAME
Forenames	SIMON PAUL
DATE OF BIRTH	[REDACTED]
ADDRESS WHERE ORDINARILY RESIDENT TO BE USED FOR CORRESPONDENCE PURPOSES	
BROXMOUTh HOUSE BROXMOUTh PARK	
Post town DUNBAR	Post code EH42 1QW
TELEPHONE NUMBERS	
Daytime	[REDACTED]
Evening	
Mobile	[REDACTED]
FAX NUMBER	
E-MAIL ADDRESS (if you would prefer us to correspond with you by e-mail)	
simon@broxmouth.com	

E.L.C.
Customer Services
27 FEB 2017
RECEIVED

3. THE PREMISES

Description of premises

STATELY HOME WITH MARQUEE IN HISTORIC GROUNDS

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

WEDDING CELEBRATIONS OF



WE HAVE INSTRUCTED AN AGENT TO PROGRESS THE FULL LICENSE APPLICATION

WE ARE CURRENTLY LIASING WITH THE PLANNING AUTHORITY TO ENSURE THAT ALL RELEVANT PERMISSIONS ARE IN PLACE.

WE WILL LODGE THE FULL APPLICATION AS SOON AS POSSIBLE, HOPEFULLY BY THE 30TH MARCH.

Full postal address of premises which this application refers to

BROXMOUTH PARK

DUNBAR

EH42 1QW

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

From: FRIDAY 14TH APRIL 2017 5PM TO 1AM

To: SATURDAY 15TH APRIL 2017 11AM TO 1AM

5. Is alcohol to be sold on & off the premises YES/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

PER ABOVE

Times for sale of alcohol for consumption off premises

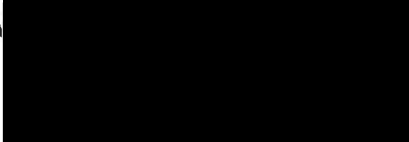
NOT APPLICABLE

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

NOT APPLICABLE

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 (if answered yes the remainder of this section must be completed)	
Ages of children or young persons permitted entry 0- 17 YEARS	Times at which children or young persons permitted entry AT ALL TIMES
Parts of premises to which children or young persons permitted entry NO CHILD WILL BE PERMITTED WITHIN 1.5 METERS OF THE BAR AT ANY TIME	

7. CHECKLIST	
I have - Please tick for yes	
<ul style="list-style-type: none"> Made or enclosed payment of the fee for the application 	

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	
SIGNA 	DATE 27 TH FEBRUARY 2017

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>)

Date 1st March 2017



**POLICE
SCOTLAND**

Keeping people safe

Philip Gormley QPM
Chief Constable

Your Ref: Occasional licences -
89, 90, 91, 92, 93, 94, 95, 96, 97

Our Ref: J/LIC/3705/HB

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

Local Area Commander
The Lothians and Scottish Borders
Division
Haddington Police Station
39-41 Court Street
Haddington
EH41 3AE

Dear Madam,

**LICENSING (SCOTLAND) ACT 2005
OCCASIONAL LICENCE APPLICATIONS – 89, 90, 91, 92, 93, 94, 95, 96, 97
PREMISES: BROXMOUTH ESTATE, BROXMOUTH PARK, DUNBAR
APPLICANT: SIMON FLAME, BROXMOUTH HOUSE, BROXMOUTH PARK,
DUNBAR**

I refer to the above application and in terms of Section 58(1)(b)(ii) of the Licensing (Scotland) Act 2005, I make the following representation in relation to the application:

At the Licensing Board on the 25th August 2016, a similar application was made by the applicant and it was agreed that no further occasional licences would be granted in respect of these premises unless it is discussed at a Board meeting.

Minutes of the meeting are quoted as follows:

"Members were strongly of the view that it was highly unlikely that any further occasional licences would be granted without a hearing. Councillor Innes stated that if an occasional licence application was presented to the Board in future, a planning officer should attend to explain the delays in granting a full premises licence. He also stressed that in the event of a further application for an occasional licence, he would expect the applicant to be present to demonstrate that they had done everything in their power not to hold up the process of applying for a premises licence. He requested that these provisos be noted.

Councillor Goodfellow added that any future occasional licence applications must be lodged at least six weeks in advance.

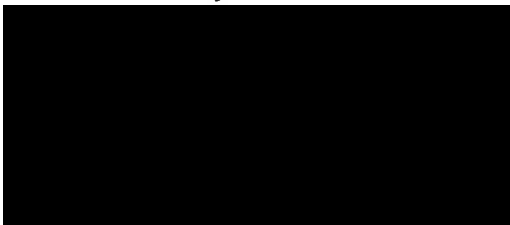
Decision:

The Board agreed to grant the occasional licence and determined that any future applications for occasional licences be subject to the provisos as outlined by Councillor Innes."

I therefore refer all of the above applications to the Board for their consideration.

This representation is submitted for your attention in consideration of these applications.

Yours faithfully



Philip Gormley QPM
Chief Constable

For enquiries please contact the Licensing Department on 01620 826 147

Herkes, Gillian

From: Fruzynski, Rudi
Sent: 01 March 2017 08:38
To: Herkes, Gillian; Licensing
Cc: 'Heather.Bowsher@scotland.pnn.police.uk'
Subject: FW: Occasional Licence applications OCC089/17; 90/17; 91/17; 92/17; 93/17; 94/17; 95/17; 96/17 & 97/17 - Weddings at Broxmouth Park Grounds, House and Marquee

Report amended to include OCC application 95/17.

Rudi Fruzynski
Licensing Standards Officer
East Lothian Council



01620827363

From: Fruzynski, Rudi
Sent: 01 March 2017 08:08
To: Herkes, Gillian; Licensing
Cc: 'Heather.Bowsher@scotland.pnn.police.uk'
Subject: Occasional Licence applications OCC089/17; 90/17; 91/17; 92/17; 93/17; 94/17; 96/17 & 97/17 - Weddings at Broxmouth Park Grounds, House and Marquee

I refer to the minutes of the Licensing Board dated 25th August 2016, when a similar application from Mr Flame was discussed. An extract from these minutes are shown below, which states that no further Occasional Licences will be granted in respect of these premises unless it is discussed at a Board meeting:

"Members were strongly of the view that it was highly unlikely that any further occasional licences would be granted without a hearing. Councillor Innes stated that if an occasional licence application was presented to the Board in future, a planning officer should attend to explain the delays in granting a full premises licence. He also stressed that in the event of a further application for an occasional licence, he would expect the applicant to be present to demonstrate that they had done everything in their power not to hold up the process of applying for a premises licence. He requested that these provisos be noted. Councillor Goodfellow added that the any future occasional licence applications must be lodged at least six weeks in advance.

Decision

The Board agreed to grant the occasional licence and determined that any future applications for occasional licences be subject to the provisos as outlined by Councillor Innes."

I therefore refer all of the above applications to the Board for their consideration.

Mr Flame and an officer from our Planning Department should be called to a Board meeting to advise members on progress made in moving towards a Premises Licence.

Rudi Fruzynski
Licensing Standards Officer
East Lothian Council



**STATEMENT FOR LICENSE COMMITTEE REGARDING PLANNING
APPLICATION 15/00343/P FOR THE ERECTION OF A MARQUEE BETWEEN
15TH MARCH AND 15TH NOVEMBER EACH YEAR TO SUPPORT THE EXISTING
FUNCTION AND WEDDING FACILITIES AT BROXMOOUTH PARK
(RETROSPECTIVE)**

Planning application 15/00343/P was received on 4th May 2015 and was registered as a valid planning application on 11th May 2015. Planning application 15/00343/P retrospectively seeks planning permission for the “Erection of a marquee between 15th March and 15th November each year to support the existing function and wedding facilities at Broxmouth Park”.

As a planning unit, the authorised use of Broxmouth House is as a residential property, a use within Class 9 of the Town and Country Planning (Use Classes) (Scotland) Order 1997. The planning application description and documents submitted in support of that application state that the use of the marquee is in association with the use of Broxmouth House for functions and events and as holiday accommodation. As the description of the development the subject of planning application 15/00343/P refers to the “existing function and wedding facilities at Broxmouth Park” it is necessary for the Planning Delivery service to establish whether or not there has been a material change of use at Broxmouth House or its associated buildings. In order to establish this, additional information has been requested from the applicant’s agent (David Warden of DGW Planning) regarding the nature of the use, operation, frequency and duration of the function and wedding facilities at Broxmouth House and Park and the areas of the house or other buildings used for such events.

The applicant’s agent has submitted some information on this matter however, that information is insufficient to allow the Planning Delivery service to fully consider whether or not a material change of use of Broxmouth House has occurred. Therefore, further information has been requested from the agent.

As the current application (Ref. 15/00343/P) is proposed in support of the “existing function and wedding facilities at Broxmouth Park” it is the opinion of the Planning Service that the matter requires to be addressed prior to the determination of planning application 15/00343/P.

**Stephanie McQueen
Planner (Planning Delivery)
Communities and Partnerships
17th March 2017**