

EAST LOTHIAN

Meeting 22 June 2017 at 10:00am in Council Chambers, Town House, 56 High Street, Haddington, East Lothian

Licensing (Scotland) Act 2005

Provisional(s)	Premises	Applicant	Date Received	Comments
2	91 HIGH STREET HADDINGTON EAST LOTHIAN EH41 3ET	ZEST CAPITAL MANAGEMENT	28 April 2017	
3	MRH DALRYMPLE FILLING STATION DIRLETON ROAD NORTH BERWICK EH39 5DF	MALTHURST PETROLEUM LIMITED C/O HARPER MACLEOD, LLP THE CA'D'ORO 45 GORDON STREET GLASGOW	28 April 2017	
4	NORTH BERWICK BOWLING CLUB 17 CLIFFORD ROAD NORTH BERWICK EH39 4PW	NORTH BERWICK BOWLING CLUB C/O MESSRS. J. PARIS STEELE & CO W.S. SOLICITORS CLYDESDALE BANK CHAMBERS 35 WESTGATE NORTH BERWICK, EAST LOTHIAN	31 March 2017	

EAST LOTHIAN LICENSING BOARD

APPLICATION FOR PROVISIONAL PREMISES LICENCE*

*Delete as appropriate

Licensing (Scotland) Act 2005, section 20

APPLICANT INFORMATION *Licensing (Scotland) Act 2005, section 20(1)*



Question 1

Name, address and postcode of premises to be licensed.

NORTH BERWICK BOWLING CLUB
17 CLIFFORD ROAD, NORTH BERWICK, EH39 4PW

Question 2

Particulars of applicant

2(a) *Where applicant is an individual, provide full name, date and place of birth, and home address including postcode and telephone number.*

2(b) *Where applicant is a partnership, please provide full name, and postal address of partnership.*

2(c) *Where applicant is a company, please provide name, registered office and company registration number.*

2(d) *Where the applicant is a club or other body, please provide full name, and postal address of club or other body.*

NORTH BERWICK BOWLING CLUB
17 CLIFFORD ROAD, NORTH BERWICK, EH39 4PW

2(e) *Where applicant is a partnership, company, club or other body, please provide the names, dates and places of birth, and home addresses of connected persons.**

Please insert names, dates and place of birth and home address for ALL Office Bearers

FELICTY ANN SYKES ROBERTSON, [REDACTED]
[REDACTED]

KEVIN BLACKIE, [REDACTED]
[REDACTED]

EDWARD LAWRENCE, [REDACTED]
[REDACTED]

* Connected person is defined in section 147(3) of the Licensing (Scotland) Act 2005.

Question 3

Previous applications

3 *Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland) Act 2005 in respect of the same premises?* **NO***

If YES – provide full details

--

Question 4

Previous convictions

4 <i>Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)</i>	NO*
---	------------

**If YES – provide full details*

For the purpose of this Act, a conviction for a relevant offence or foreign offence is to be disregarded if it is spent for the purpose of the Rehabilitation of Offenders Act 1974

<i>Name & position (if applicable)</i>	<i>Date of conviction or sentence</i>	<i>Court</i>	<i>Offence</i>	<i>Penalty</i>
--	---------------------------------------	--------------	----------------	----------------

(1) In addition to any convictions held by the applicant at the time of application, applicants should also familiarise themselves with the contents of section 24(1) of the Licensing (Scotland) Act 2005 in respect of any convictions for relevant or foreign offences which they may receive during the period beginning with the making of the premises licence application and ending with determination of the application.

--	--	--	--	--

DESCRIPTION OF PREMISES *Licensing (Scotland) Act 2005, section 20(2)(a)*

Question 5

5 *Description of premises (where application is submitted by a members' club, please also complete question 6)*

<p>BOWLING CLUBHOUSE, NORTH BERWICK BOWLING CLUB, 17 CLIFFORD ROAD, NORTH BERWICK, EH39 4PW</p>

Question 6

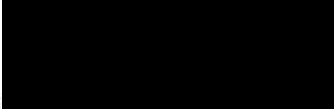
6 *To be completed by members' clubs only*

<p><i>Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs) (Scotland) Regulations 2007?</i></p>	<p>YES</p>
<p><i>* Delete as appropriate</i></p>	

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

The contents of this Application are true to the best of my knowledge and belief.

Signature .  * (see note below)

Date 31/3/17

Capacity AGENT APPLICANT/AGENT (delete as appropriate)

Telephone number and email address of signatory 01-620 892138
..... EDANKS@PARISSTEELE.COM

<i>I have enclosed the relevant documents with this application – please tick the relevant boxes</i>	
<i>Operating plan</i>	<input checked="" type="checkbox"/>
<i>Layout plan</i>	<input checked="" type="checkbox"/>
<i>Planning certificate</i>	<input checked="" type="checkbox"/>
<i>Building standards certificate</i>	<input type="checkbox"/>
<i>Food hygiene certificate</i>	<input type="checkbox"/>

*** Data Protection Act 1998**

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

<u>For use by the Licensing Board only</u>	
Application checklist	
Date received	
Fee amount	
Receipt number	
Received by (<i>INITIALS</i>)	
Consideration date	
Last date for consideration	
Date of initial hearing	
Date of any modification hearing	
Date granted/refused (delete as appropriate)	

<u>For use by the Licensing Board only</u>	
If application is for a premises licence	
Documents required	
Operating plan	
Layout plan	
Planning certificate	
Building standards certificate	
Food hygiene certificate	

<u>For use by the Licensing Board only</u>	
If application is for a provisional premises licence	
Documents required	
Provisional planning certificate	
Operating plan	
Layout plan	

EAST LoTHIAN LICENSING BOARD

OPERATING PLAN

Licensing (Scotland) Act 2005, section 20(2)(b)(i)

Name, address and postcode of premises to be licensed.

NORTH BERWICK BOWLING CLUB
17 CLIFFORD ROAD, NORTH BERWICK, EH39 4PW

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

<i>1(a) Will alcohol be sold for consumption solely ON the premises?</i>	<i>YES</i>
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	<i>NO</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>NO</i>
<i>*Delete as appropriate</i>	

Question 2

STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **ON** PREMISES

<i>Day</i>	<i>ON Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>	11AM	11PM
<i>Tuesday</i>	11AM	11PM
<i>Wednesday</i>	11AM	11PM
<i>Thursday</i>	11AM	11PM
<i>Friday</i>	11AM	11PM
<i>Saturday</i>	11AM	11PM
<i>Sunday</i>	11AM	11PM

Question 3

STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION OFF PREMISES

<i>Day</i>	<i>OFF Consumption</i>	
	<i>Opening time</i>	<i>Terminal hour</i>
<i>Monday</i>		
<i>Tuesday</i>		
<i>Wednesday</i>		
<i>Thursday</i>		
<i>Friday</i>		
<i>Saturday</i>		
<i>Sunday</i>		

Question 4

SEASONAL VARIATIONS

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>NO</i>
--	-----------

**If YES – provide details*

Question 5

PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL

COL. 1	COL. 2	COL. 3	COL. 4
5(a) Activity	Please confirm YES/NO	To be provided during core licensed hours - please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
<i>Accommodation</i>	NO	N/A	N/A
<i>Conference facilities</i>	NO		
<i>Restaurant facilities</i>	NO		
<i>Bar meals</i>	NO		
5(b) Activity	Please confirm	To be provided	Where activities are
Social functions including:	YES/NO	during core licensed hours - please confirm YES/NO	also to be provided outwith core licensed hours please confirm YES/NO
<i>Receptions including</i> <i>Weddings, funerals,</i> <i>birthdays, retirements</i> <i>etc.</i>	YES	YES	NO
<i>Club or other group</i> <i>meetings etc.</i>	YES	YES	NO
5(c) Activity	Please confirm	To be provided	Where activities are
Entertainment including:	YES/NO	during core licensed hours - please confirm YES/NO	also to be provided outwith core licensed hours please confirm YES/NO
<i>Recorded music - see</i> <i>5(g)</i>	YES	YES	NO
<i>Live performances -</i> <i>see 5(g)</i>	YES	YES	NO
<i>Dance facilities</i>	NO	NO	NO
<i>Theatre</i>	NO	NO	NO
<i>Films</i>	NO	NO	NO
<i>Gaming</i>	NO	NO	NO
<i>Indoor/outdoor sports</i>	NO YES	YES	NO YES
<i>Televised sport</i>	YES	YES	NO

5(d) Activity	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Outdoor drinking facilities	YES	YES	NO
5(e) Activity	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Adult entertainment	NO	NO	NO

Where you have answered YES in respect of any entry in column 4 above, please provide further details below.

BOWLING MAY BE PLAYED OUTWITH CORE HOURS FROM 9AM. NO ALCOHOL WILL BE SOLD/SUPPLIED UNLESS AN EXTENDED HOURS IS IN PLACE

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) – (e) please provide details or further information in the box below.

--

5(g) Late night premises opening after 1.00am

Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?	YES/NO*
---	---------

When fully occupied, are there likely to be more customers standing than seated?	YES/NO*
--	---------

*Delete as appropriate	
------------------------	--

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	<i>When alcohol is being sold for consumption on the premises will children or young persons be allowed entry</i>	YES
	<i>*Delete as appropriate</i>	

6(b) *Where the answer to 6(a) is YES provide statement of the **TERMS** under which they will be allowed entry*

CHILDREN UNDER THE AGE OF 13 MUST BE ACCOMPANIED BY AN ADULT
CHILDREN AGED BETWEEN 13 AND 18 WHO ARE MEMBERS OF THE CLUB ARE PERMITTED TO ACCESS THE CLUB PREMISES WITHOUT ADULT SUPERVISION
NO CHILD WILL BE PERMITTED TO BE WITHIN 1.5 METRES OF THE BAR COUNTER

6(c) *Provide statement regarding the **AGES** of children or young persons to be allowed entry*

THERE IS NO AGE RESTRICTION IN PLACE

6(d) *Provide statement regarding the **TIMES** during which children and young persons will be allowed entry*

CHILDREN AND YOUNG PERSONS WILL BE PERMITTED ENTRY FROM 11AM TO 9PM

6(e) Provide statement regarding the **PARTS** of the premises to which children and young persons will be allowed entry

CHILDREN AND YOUR PERSONS WILL BE PERMITTED ENTRY TO ALL PARTS OF THE PROPERTY WITH THE EXCEPTION OF THE KITCHEN AND BAR AREAS

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

STANDING – 100

SEATED - 70

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) Name

[Empty rectangular box for Name]

8(b) Date of birth

[Empty rectangular box for Date of birth]

8(c) *Contact address*

8(d) *Email address and telephone number*


8(e) *Personal licence*

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

The contents of this operating plan are true to the best of my knowledge and belief.

Signature  * (see note below)

Date 31/3/17

Capacity AGENT APPLICANT/AGENT (delete as appropriate).

Telephone number and email address of signatory 01620 892138
E DANKS@PAQUISTEELE.COM

*** Data Protection Act 1998**

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

DO NOT SCALE FROM THIS DRAWING. USE DIMENSIONS AND DIMENSION LINES TO OBTAIN DIMENSIONS. DIMENSIONS TO FACE UNLESS OTHERWISE INDICATED. DIMENSIONS TO FACE UNLESS OTHERWISE INDICATED.

1.0000 0.0000 0.0000 0.0000 0.0000 0.0000 0.0000 0.0000 0.0000 0.0000

ema
 ARCHITECTURE + DESIGN

WILKIE CONSTRUCTION
 PROPOSED DEVELOPMENT
 17 CLIFFORD ROAD
 NORTH BERWICK, EH39 4PW

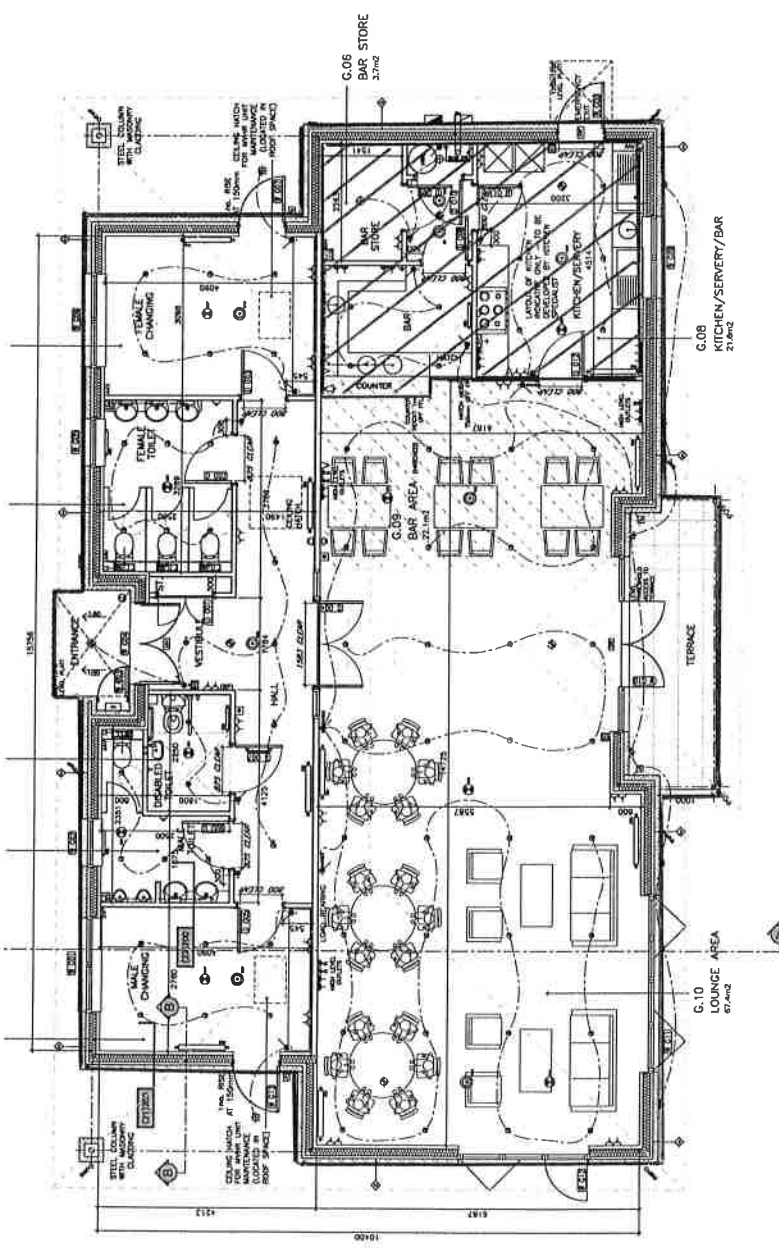
CLUBHOUSE GA PROPOSED
 GROUND FLOOR PLAN

Project No.	16003(00)150-E
Date	15/12/15
Scale	1:100
Client	WILKIE CONSTRUCTION
Contract Ref.	16003(00)150-E
Author	J. HARPER
Check	J. HARPER
Project Manager	J. HARPER
Client Representative	J. HARPER
Project Location	17 CLIFFORD ROAD, NORTH BERWICK, EH39 4PW

①	CONCRETE FLOOR
②	CONCRETE WALL
③	CONCRETE SLAB
④	GLASS CURTAIN WALL
⑤	WOODEN DOOR
⑥	WOODEN WINDOW
⑦	WOODEN PANEL
⑧	WOODEN ARCHITECTURAL FINISH
⑨	WOODEN BENCH
⑩	WOODEN TABLE
⑪	WOODEN CHAIR
⑫	WOODEN SEAT
⑬	WOODEN BACK
⑭	WOODEN PANEL
⑮	WOODEN ARCHITECTURAL FINISH
⑯	WOODEN BENCH
⑰	WOODEN TABLE
⑱	WOODEN CHAIR
⑲	WOODEN SEAT
⑳	WOODEN BACK
㉑	WOODEN PANEL
㉒	WOODEN ARCHITECTURAL FINISH
㉓	WOODEN BENCH
㉔	WOODEN TABLE
㉕	WOODEN CHAIR
㉖	WOODEN SEAT
㉗	WOODEN BACK
㉘	WOODEN PANEL
㉙	WOODEN ARCHITECTURAL FINISH
㉚	WOODEN BENCH
㉛	WOODEN TABLE
㉜	WOODEN CHAIR
㉝	WOODEN SEAT
㉞	WOODEN BACK
㉟	WOODEN PANEL
㊱	WOODEN ARCHITECTURAL FINISH
㊲	WOODEN BENCH
㊳	WOODEN TABLE
㊴	WOODEN CHAIR
㊵	WOODEN SEAT
㊶	WOODEN BACK
㊷	WOODEN PANEL
㊸	WOODEN ARCHITECTURAL FINISH
㊹	WOODEN BENCH
㊺	WOODEN TABLE
㊻	WOODEN CHAIR
㊼	WOODEN SEAT
㊽	WOODEN BACK
㊾	WOODEN PANEL
㊿	WOODEN ARCHITECTURAL FINISH

INTERNAL DOOR WITH GLASS

NOTES:
 1. GLASS PANELS SHALL BE INSTALLED TO MANUFACTURER'S RECOMMENDATIONS.
 2. ELECTRICAL INSTALLATION TO BE IN ACCORDANCE WITH BS7671:2008.
 3. OCCUPANT CAPACITY TO BE IN ACCORDANCE WITH BS7671:2008.
 4. SEATING CAPACITY TO BE IN ACCORDANCE WITH BS7671:2008.
 5. SANITARY FIXTURES TO BE IN ACCORDANCE WITH BS7671:2008.
 6. FIRE RESISTANCE TO BE IN ACCORDANCE WITH BS7671:2008.
 7. FIRE RESISTANCE TO BE IN ACCORDANCE WITH BS7671:2008.
 8. FIRE RESISTANCE TO BE IN ACCORDANCE WITH BS7671:2008.
 9. FIRE RESISTANCE TO BE IN ACCORDANCE WITH BS7671:2008.
 10. FIRE RESISTANCE TO BE IN ACCORDANCE WITH BS7671:2008.



NOTES:
 PLEASE ALSO CROSS REFERENCE ALL INFORMATION WITH ENGINEER'S AND TALK CONSULTANTS INFORMATION & SPECIFICATIONS.

EXTENT OF CLUBHOUSE

KITCHEN + BAR AREA (NOT INCLUDED IN LICENSE)

NORTH BERWICK BOWLING CLUB CONSTITUTION

CONSTITUTION AND RULES

1. NAME OF THE CLUB

(a) The Club shall be called North Berwick Bowling Club. The main purposes of the club are to provide facilities for and to promote participation in the amateur sport(s) of lawn bowls in North Berwick.

(b) The Club is a non-profit making organisation. All surplus income or profits are to be reinvested in the club. No surpluses or assets will be distributed to members or third parties. Upon dissolution of the club any remaining assets shall be given or transferred to another registered CASC, a registered charity or the sport's governing body for use by them in related community sports.

2. MEMBERSHIP

Membership of the club shall be open to anyone interested in the sport on application regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religion or other beliefs. However, limitation of membership according to available facilities is allowable on a non-discriminatory basis.

The club may have different classes of membership and subscription on a non-discriminatory and fair basis. The club will keep subscriptions at levels that will not pose a significant obstacle to people participating.

The Club Committee may refuse membership, or remove it, only for good cause such as conduct or character likely to bring the club or sport into disrepute. Appeal against refusal or removal may be made to the members.

3. PROPERTY

The Property, Funds and Effects of the Club shall be vested in the President, Vice-President, Secretary and Treasurer as trustees for the Club.

4. DEBENTURES

The Club shall have the power at any time to borrow money not exceeding the sum of £10,000 (ten thousand pounds). This power shall be exercised by the Committee of Management.

5. COMMITTEE OF MANAGEMENT

The business and affairs of the Club shall be managed by a Committee of the following Office -Bearers: President, Vice-President, Secretary, Treasurer, Gents' Match Secretary, Ladies' Match Secretary, Ladies' Captain, Green Ranger, Bar Convener, and four ordinary members, who shall be elected at the Annual General Meeting, to regulate the opening and closing of the greens, and at any time to call a General Meeting. Also the position of Past-President, which is to run for one year after time served as President. The consent of a nominee must be obtained prior to nomination. Five members shall form a quorum. The President, Vice-President and Secretary shall be ex-officio members of all committees and sub-committees. All office bearers shall serve for a period of one year and shall be eligible for re-election at the Annual General Meeting. Ordinary committee members shall serve for a period of two years and will be eligible for re-election at the Annual General Meeting.

6. MEETINGS OF THE COMMITTEE

Meetings of the Committee of Management shall be held when necessary, and the President or any three members of the Committee shall have the power to instruct the Secretary to call a meeting at any time. The Secretary shall intimate the date and time of all meetings on the notice board during the playing season and at other times by post or telephone, giving at least four days' notice.

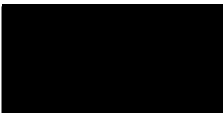
7. ANNUAL GENERAL MEETING

An Annual General Meeting shall be held every calendar year and not more than fifteen calendar months since the last Annual General Meeting of the Club for the purposes of electing Office Bearers and Committee for the year, receiving the Secretary's and Treasurer's reports, and for the transaction of any other business, 20% of full members to form a quorum.

The Secretary shall give due notice to each member by postal intimation or hand delivery, at least seven days prior to date of such Meeting, stating date, time and place of such Meeting, along with a note of the agenda. The Secretary shall also arrange for nomination papers to be made available during the playing season for the proposal of Office Bearers and Committee members. A statement of audited accounts shall be submitted to the Committee of Management as soon as possible after the 31st December.

I certify that this is a true copy

Page

 31/10/13

Edward Andrew Danks, Notary Public
Paris Steele W.S., 35 Westgate,
North Berwick, EH39 4AG.

NORTH BERWICK BOWLING CLUB CONSTITUTION

8. **SPECIAL MEETINGS**
Special Meetings of the Club may be called at any time on requisition being sent to the President, signed by at least ten members, stating the purpose of the meeting. The President shall be bound on receiving such a requisition to instruct the Secretary to call a meeting accordingly, to be held within ten days thereafter, 20% of full members to form a quorum. The business contained in the requisition alone shall be considered at the Meeting.
9. **CHAIRPERSON**
At all Meetings of the Club, the President shall be Chairperson, in whose absence, the Vice-President. When both are absent the Meeting shall elect a chairperson. At all meetings the chairperson shall have a casting vote as well as a deliberative vote.
10. **EXTRAORDINARY EXPENDITURE**
The Club shall not incur any capital expenditure in excess of £10,000 (ten thousand pounds) other than annual recurring expenditure, without the authority given at a General Meeting of the Club, specially called for that purpose.
11. **MEMBERS AND SUBSCRIPTION**
Every candidate for admission to the Club must be proposed by a member and seconded by another, and have his/her name and address displayed on a conspicuous place in the Club for at least one week before election, and shall not be admitted sooner than two weeks after date of nomination. Former members wishing re-admission to the Club must submit new application, proposed and seconded by two members. The Committee of Management shall have the power to admit new and former members.
All subscriptions shall be fixed at the Annual General Meeting each year, and shall become due at/by the opening of the Greens, or in the case of new members, on admission. Only members who have paid the full subscription will be allowed to play on the Greens. The Committee have powers to modify subscriptions after 31st July.
Any member wishing to resign from the Club, must notify the Secretary in writing any time prior to the opening of the Greens, otherwise he/she shall be held liable for his/her subscription. A member whose subscription is unpaid, cannot enter his/her name for any ties, matches, prize games or competitions.
12. **TEMPORARY MEMBERS**
The Committee of Management have power to afford temporary membership to visitors and to members of affiliated Bowling Clubs who visit the Club for the purpose of playing the game of bowls. Such membership shall be valid for a period not exceeding four weeks. Temporary members shall pay the appropriate green fees and be granted the facilities of the Green and Clubhouse similar to ordinary members but will have no say in the management and affairs of the Club.
13. **LIFE AND HONORARY MEMBERS**
(a) It shall be competent at any Annual General Meeting for the President or Chairperson, in the name of the Committee to nominate for election as a Life Member, any member who has rendered conspicuous service to the Club, or to bowling in general, and such shall retain the rights and privileges applicable to their previous membership.
(b) Honorary Members may be elected for similar reasons, and by the same method, at any Annual General Meeting, but shall not have voting powers.
14. **ASSOCIATE MEMBERS (NON-PLAYING)**
The Committee shall have power to admit to membership, members and former members who make application. Such associate members may not attend General Meetings, nor vote, and shall pay such subscription as may be fixed by the Annual General Meeting. The number of playing and associate members shall be regulated at the discretion of the Committee of Management. Associate membership shall be restricted to 45% of the total membership of the Club.
15. **GUESTS**
A member may have the privilege of introducing a guest to the Bowling Green. No member shall be allowed to introduce the same guest to play on the Green more than once during any calendar month and that same guest may not be admitted by another member during the same period, except by the special sanction of the President, Vice-President or Secretary.
16. **EXPULSION OR SUSPENSION OF MEMBERS**
It shall be competent for the Committee of Management, at any meeting of the Committee, to expel or suspend any member who has been found guilty of conduct which, in the Committee's opinion shall justify expulsion or suspension providing that the decision to expel or suspend is regardless of sex, age, disability, sexual orientation, religion or other beliefs and is only for good cause such as conduct or character likely to bring the club or sport into disrepute.

NORTH BERWICK BOWLING CLUB CONSTITUTION

17. **SECRETARY'S DUTIES**

The Secretary shall keep a Minute Book, in which all records of the Club shall be entered. He/She shall conduct all the correspondence and keep a roll book of the membership of the Club, in which the names, addresses, e-mail addresses and telephone numbers of all members, full, life, honorary, junior and associate, shall be entered.

18. **TREASURER'S DUTIES**

The Treasurer shall keep books showing the financial affairs of the Club, and shall submit to the General Meeting a statement of accounts for the end of the Club's financial year, which shall have been previously audited by an auditor or Examiner of Accounts appointed at the Annual General Meeting. All the funds of the Club shall be lodged in the Bank in the name of the Club, and all drafts on the bankers of the Club must be signed by the Treasurer and one of the following: President, Secretary or Bar Convener.

19. **GREEN RANGER**

The Green Ranger shall have sole power to decide whether or not the green is playable at any time. The Green Ranger shall also be the expected route regarding any feedback or information regarding the green between the membership, green keeper and the committee.

20. **ALCOHOLIC LIQUORS**

Alcoholic liquor shall not knowingly be sold or supplied in the Club to any person under 18 years of age. No alcoholic liquor shall be sold or supplied in the Club premises for consumption off the premises, except to a member of the Club in person for consumption by him/her or to a person holding a licence, or a wholesaler's excise licence, for the sale of such liquor. No member of Committee, and no manager or servant employed in the Club shall have any personal interest in the sale of alcoholic liquors to the members of the Club, or in the profits arising from such sale. No visitor shall be supplied with alcoholic liquor in the Club premises unless on the invitation and in the company of a member, and the member shall, upon admission of such visitor to the Club premises, or immediately upon such visitor being supplied with such liquor, enter his/her own name and address of the visitor in a book which shall be kept for the purpose, and which shall show the date of each visit. The hours of sale of alcoholic liquor shall be in accordance with the local licensing laws.

21. **MATCHES, COMPETITIONS etc.**

The Committee shall have power to determine what matches and games shall be played by the Club, and shall adopt such regulations for the Club competitions and the playing of ties as they deem proper. The Match Secretary, or in his/her absence the Club Secretary, shall lay a paper in the Clubhouse for the signatures of those members wishing to compete for the different prizes; failing this, they must inform the Match Secretary/Secretary in writing, before the date given, otherwise they will not be allowed to compete.

The Committee shall draw the first ballot from the list and display it, and the subsequent rounds, on the Notice Board in the Clubhouse, and each round must be finished by the date fixed by the Committee. The Committee shall decide in competitions whether the game will consist of points, ends or time.

Should any dispute arise as to the players not being able to arrange a date for their ties to be played, either player must acquaint the Match Secretary/Secretary within seven days of the last date of the round, who will then consult the Committee to decide the matter.

The Committee reserve the right to withhold any prize should a dispute arise, and in all cases their decision must be accepted as final. Closing date for entries for Club competitions shall be determined by the Committee.

22. **ALTERATIONS**

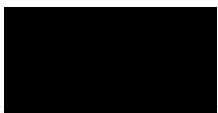
Alteration on the preceding rules may be made only at the Annual or Special General Meeting of the Club, after written notice of the proposed alteration - supported by not less than three members - has been given to the Secretary. The Secretary will then cause same to be printed in the Notice calling said Meeting, and the proposed alteration shall fail unless two thirds of the members present at the meeting are in favour of the alteration.

23. **BYE LAWS**

The Committee of Management shall have power to make bye-laws from time to time, not inconsistent with those rules, but such bye-laws may be reviewed at any Special General Meeting called for such purpose.

I certify that this is a true copy

Page

 31/10/13

Edward Andrew Danks, Notary Public
Paris Steele W.S., 35 Westgate,
North Berwick, EH39 4AG.

NORTH BERWICK BOWLING CLUB CONSTITUTION


24. **THE LAWS OF THE GAME**

The laws of the game shall be those adopted and issued from time to time by the Scottish Bowling Association and the International Bowling Board.

The foregoing rules have been approved and adopted at Annual General Meetings and Special General Meetings over the period from February 1987 to January 2000 further updates in 2008, 2009 and 2013 as additions, amendments and deletions to the original and its subsequent alterations/amendments etc. of 1913, 1931, 1956, 1969, and 1985.

I certify that this is a true copy

Page

 31/10/13

Edward Andrew Danks, Notary Public
Paris Steele W.S., 35 Westgate,
North Berwick, EH39 4AG.

Overprovision Statement

Premises License for North Berwick Bowling Club

Section 7 of the Licensing (Scotland) Act 2005 requires the Licensing Board to consider if there is an overprovision of licensed premises or an over provision of a particular type of licensed premises within any locality within the Board Area.

North Berwick Bowling Club has made a provision premises license application for their new clubhouse building at Clifford Road, North Berwick.

North Berwick Bowling Club currently holds a premises license for the old clubhouse building at Clifford Road, North Berwick.

North Berwick Bowling Club's application for a provisional premises license is to replace the previous license and as such there is (a) no increase in the number of licensed premises in North Berwick; (b) no increase in a particular type of licensed premises in North Berwick; and (c) no overprovision.

[REDACTED]

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

23rd May 2017

**OBJECTION to application for licence made by North Berwick Bowling Club,
17 Clifford Road, North Berwick EH39 4PW.**

Dear Sir/Madam

I live immediately adjacent to North Berwick Bowling Club's new clubhouse and wish to object to this licence application as presented in its current form. I do not oppose the granting of a licence in principle, but the unconstrained scope of this application would likely result in significant disturbance to the surrounding residential properties.

This objection is based on many years of experience of the Club's activities in their old clubhouse and also a recent event held in the new clubhouse on the 6th May 2017.

Material factors relevant to this objection are:

1. Noise emanating from the clubhouse
2. Noise arising from people gathering near the clubhouse
3. Smoking and smells nuisance
4. Loss of privacy

I ask the Licensing Board East Lothian to reject this license application in its current form on the grounds that it will permit activity that significantly impacts the amenity of local residents. Alternatively, I would like the Board to place appropriate constraints on the permitted use of the premises so that disturbance to neighbouring properties is kept at an acceptable level.

In particular, I ask the Board to restrict the use of the premises to events where the majority of those present are Bowling Club members, and that the clubhouse is not made available as a facility for accommodating non-club events. This restriction should apply even where the premises are loaned out without charge. This will significantly reduce the number of occasions where disturbance is experienced by neighbours.

I provide elaboration of these points in the following pages.

Yours sincerely,

[REDACTED]

Telephone: [REDACTED]

Email: [REDACTED]

1. Noise emanating from the clubhouse:

The levels of noise associated with past club behaviour will be very intrusive if continued in the new clubhouse.

Observations:

- Experience has shown that bowling competitions may occasionally be noisy, but they are not rowdy and the type of noise is not intrusive. The main problem suffered by local residents in the past has been from social events that have taken place after bowling competitions have ended, and other events that have not been directly connected with bowling. Such events have often involved the playing of amplified music that has continued until late in the evening (typically 11.00pm).
- The new clubhouse is very close to the adjoining houses in Macnair Avenue, and is very much closer than the original clubhouse. The distance between the clubhouse and the neighbouring gardens is now less than 10 metres and the distance to properties in Macnair Avenue is just over 20 metres. See attached photograph 1.
- The former clubhouse faced out onto an open bowling green where noise could dissipate. The new clubhouse is situated up against the steep slope of the Macnair Avenue gardens and houses, where noise is trapped between the buildings. The effect of this was demonstrated on the 6th May where the shock of the band's bass drum could actually be felt inside the Macnair Avenue houses.
- Contrary to the original planning consent, the new clubhouse has been built with fully-opening patio doors in its south elevation [planning consent showed this opening to be a fixed window]. This door opens up the end of the clubhouse lounge, allowing noise from inside the building to be projected directly towards the adjoining houses in Macnair Avenue. See attached photograph 2.
- The new clubhouse is of lightweight construction. This, along with the large areas of glazing means that noise easily escapes from inside the building through its fixed structure, not only through open doors and windows.
- The noise problem associated with the new clubhouse was clearly demonstrated by the event held on the 6th May when the sound level outside the building was significant even when all its windows and doors were closed. The sound level was such that the music could be clearly heard throughout the Macnair Avenue houses, not just in the rooms facing the Bowling Club. The noise volume experienced indoors was similar to a television being played at moderate volume.
- Established practice at the former clubhouse on the site was for social activity to spread outdoors in fine weather. This resulted in the doors being left open for cooling and to allow access to a smoking area. This practice exacerbated the noise problem of voices and amplified music being carried over to Macnair Avenue, a problem which will get significantly worse due to the proximity of the new clubhouse. The noise problems experienced on the 6th May were in cold weather with the new clubhouse doors and windows closed.
- Bowling competitions often finish with an indoor event where applause and conversation noise from a large attendance can be heard indoors in Macnair Avenue. Again, this

problem will get significantly worse due to the proximity of the new clubhouse.

- Although the south wall patio door was kept closed for much of the evening on the 6th May, it was used as the main access for moving band equipment at 11.10pm when there was still significant levels of noise being generated inside the building. Not only did the use of this door significantly increase the level of noise experienced by neighbours, but the change in noise level as the door was opened and closed was itself very intrusive.

2. Noise arising from people gathering near the clubhouse:

Direct access from the clubhouse lounge via patio doors may encourage people to congregate outdoors in the vicinity of the Macnair Avenue boundary. Even moderate noise generated in this area will be clearly audible in the gardens and properties of Macnair Avenue.

Additional observations:

- The orientation of the Macnair Avenue houses means that their larger back gardens are regularly used. The front gardens are smaller, open to the street and offer no privacy. The back gardens are sunlit in the evening at the time when social events tend to take place at the Bowling Club.
- The layout of the new clubhouse with its lounge and access path at the south end of the building means that the easiest place for people to congregate outdoors is between the clubhouse and the Macnair Avenue boundary. This was demonstrated to be the case on the 6th May.
- The proximity of this area to Macnair Avenue means that noise from the club grounds is clearly audible in the Macnair Avenue gardens, and conversely that any conversation in the gardens can be overheard from the club.
- At the event held on the 6th May a group of people congregated on the new access road outside the main front door of the clubhouse. Noise from this group was clearly audible indoors in Macnair Avenue. However, noise from this location will be even more of a nuisance to the future residents of the new houses being built adjacent to the access road.

3. Smoking and smells nuisance:

Outdoor smoking and use of barbecues will encourage people to congregate outdoors with noise and smells being a nuisance to neighbouring properties.

Additional observations:

- In the past, smokers would congregate outdoors on the front terrace of the old clubhouse. Barbecues were occasionally used on the adjoining ground area.
- The front terrace of the new clubhouse is too small for it to be used in a similar manner. Open ground for this purpose is available at both ends of the new clubhouse, but the southern ground adjacent to the Macnair Avenue boundary provides the easier access from the clubhouse lounge.
- The open ground at the north end of the clubhouse is well removed from neighbouring properties and its use would not impact neighbours to nearly the same extent.

4. Loss of privacy:

People congregating in the area between the clubhouse and the Macnair Avenue boundary will have a clear view of activities in the adjoining Macnair Avenue gardens, and will also have a clear line of sight to the windows of the adjacent Macnair Avenue houses.

Additional observations:

- The Macnair Avenue houses were built on a steep slope rising above the Bowling Club grounds. The difference in ground levels at the boundary and the slope of the Macnair Avenue gardens means that normal boundary screening is impractical or ineffective. See attached photograph 1.
- The landscaping proposal associated with the planning consent for this new development allows for heavy pruning of the high laurel hedge which has historically provided screening at the Macnair Avenue boundary. The permitted pruning will reduce the hedge height to the point where it does not interrupt the sightline between the Club grounds and the Macnair Avenue gardens and lower bedroom windows.
- The orientation of the Macnair Avenue houses means that their back gardens are regularly used. The front gardens are smaller, open to the street and offer no privacy. The back gardens are sunlit in the evening at the time when social events tend to take place at the Bowling Club.
- The layout of the new clubhouse with its lounge and access path at the south end of the building means that the easiest place for people to congregate outdoors is between the clubhouse and the Macnair Avenue boundary. This was demonstrated on the 6th May.
- The proximity of this ground to the Macnair Avenue boundary means that any conversation in the Macnair Avenue gardens will be overheard by people in that area.
- **Bowling Club members and their visitors are effectively strangers to the residents of Macnair Avenue. As such, their presence in an unscreened location is much more intrusive than is the case for the residents of neighbouring houses.**

Photograph illustrations are provided on the following page...:



Photograph 1 :- View from Macnair Avenue showing the relative position of the old and new clubhouses. Planning consent allows for removal of the laurel boundary hedge.



Photograph 2 :- View from Macnair Avenue lounge showing the patio door in the south wall of the clubhouse.

EAST LoTHIAN COUNCIL

LICENSING, ADMINISTRATION AND DEMOCRATIC SERVICES

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 25 May 2017

Subject: LICENSING SCOTLAND ACT 2005
PROVISIONAL PREMISES LICENCE APPLICATION

**North Berwick Bowling Club, 17 Clifford Road, North Berwick,
East Lothian EH39 4PW**

I refer to the above subject and can confirm that the premises have been visited in relation to an application for a Provisional Premises Licence.

These are new premises which replace the old clubhouse and double bowling green, which is bounded and ran parallel to Clifford Road on its south side. The new clubhouse now runs at 90 degrees to the area previously occupied by the old one, with the south end of the new building being close to the boundary of the houses in MacNair Avenue. Please see the attached photographs.

I am satisfied that the Operating Plan is in accordance with the Licensing Board's policy, and the Act and, therefore, have no objections to the granting of this application.

I would however, highlight to the Board that I have been approached by a resident in MacNair Avenue of concerns about the very close proximity of the new clubhouse since they believe this might cause considerable disturbance to residents as follows:

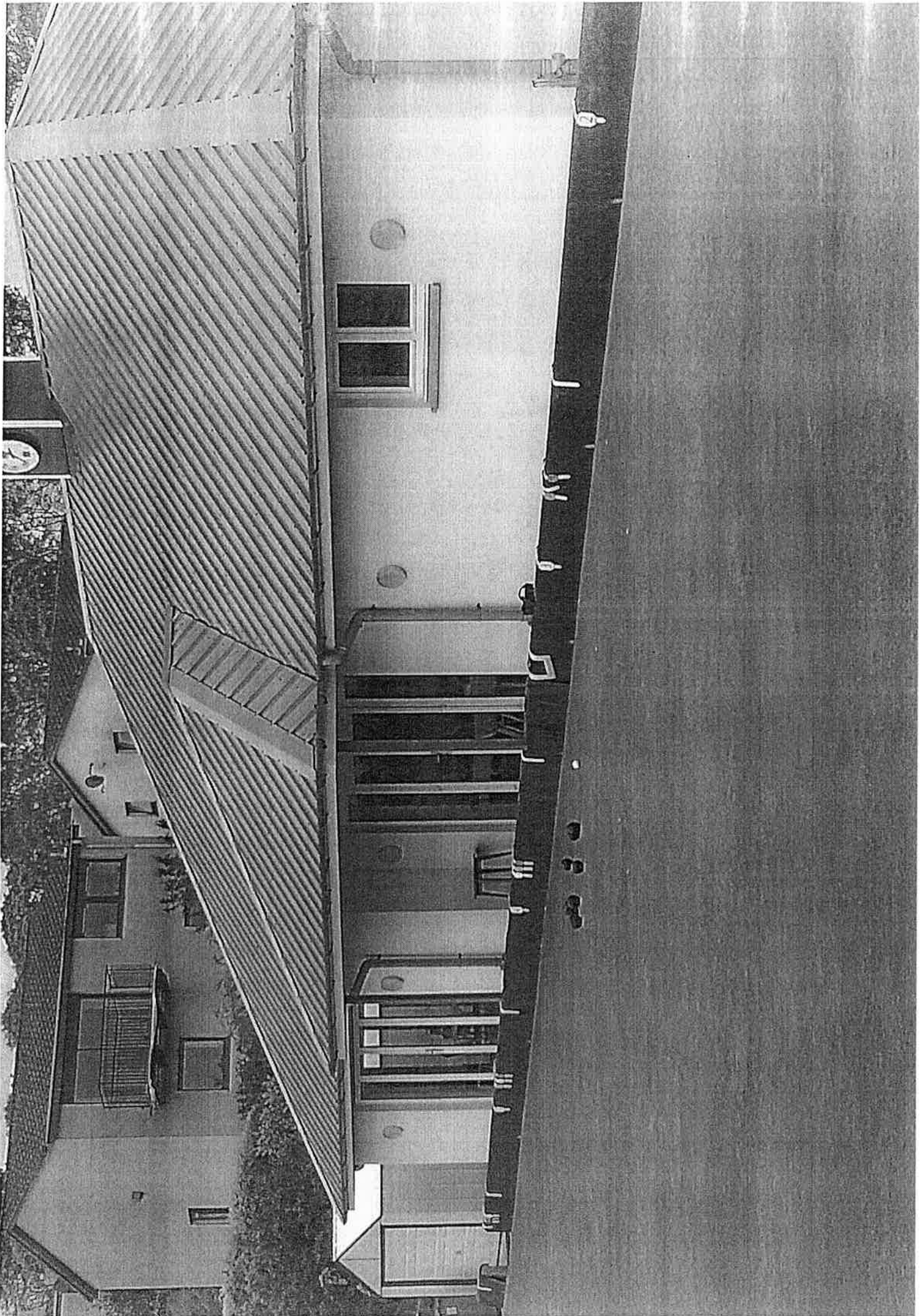
- The south end of the building, which is at the end of the main hall/lounge bar area, comprises a set of double patio doors, which if left open when the club is busy or more especially when there is entertainment on during an event, that the noise breakout will cause nuisance.
- It is also a concern that the aforementioned doors be used for the access and egress of smokers, who would congregate in the vicinity and also cause noise nuisance. In addition, this door has already been used by visiting entertainers to load and unload their equipment into the clubhouse. This would not generally cause a problem in the early evening, but will create disturbance at the end of functions.
- The west wall of the premises facing onto the bowling green has two sets of double patio style doors opening into the lounge bar. If these doors are open when the

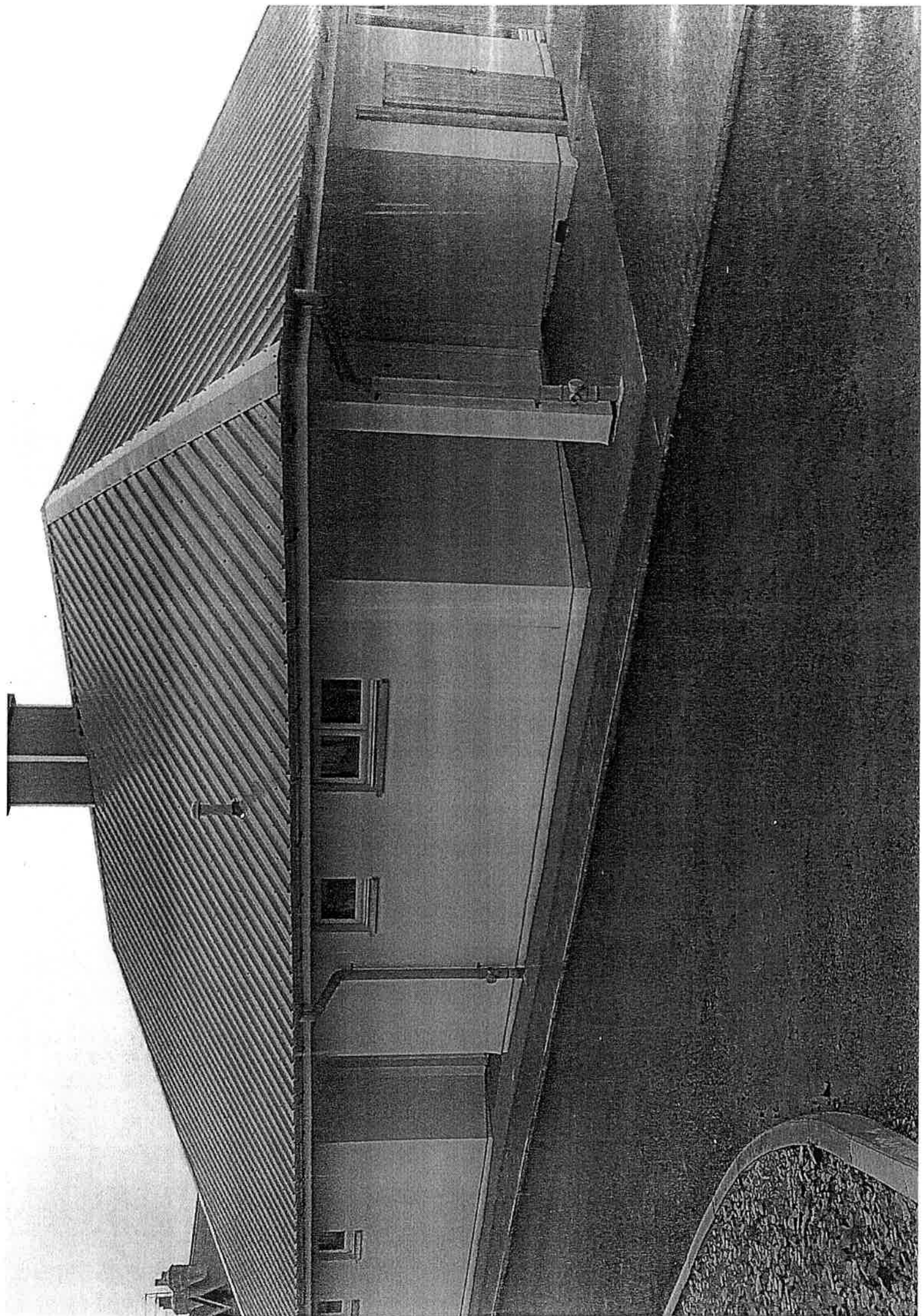
- clubhouse is busy or when there is entertainment on during an event this could permit noise breakout and nuisance.
- Concern was also expressed that members leaving a function at the conclusion of an evening would cause disturbance.

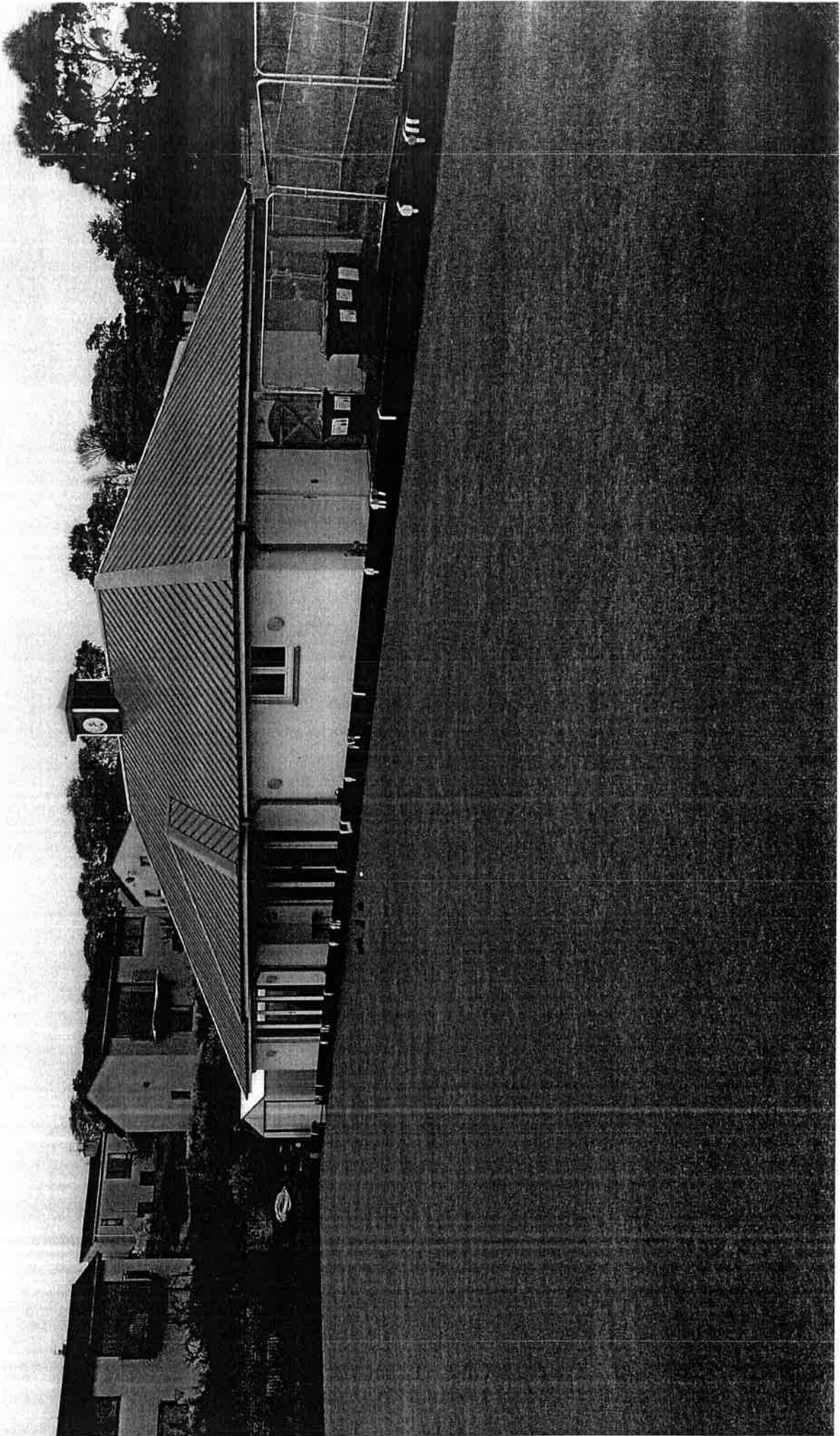
On Friday 5th May 2017, I met with the Club Secretary to go over the content of this application. At this time the neighbour's concerns were discussed and the following observations made:

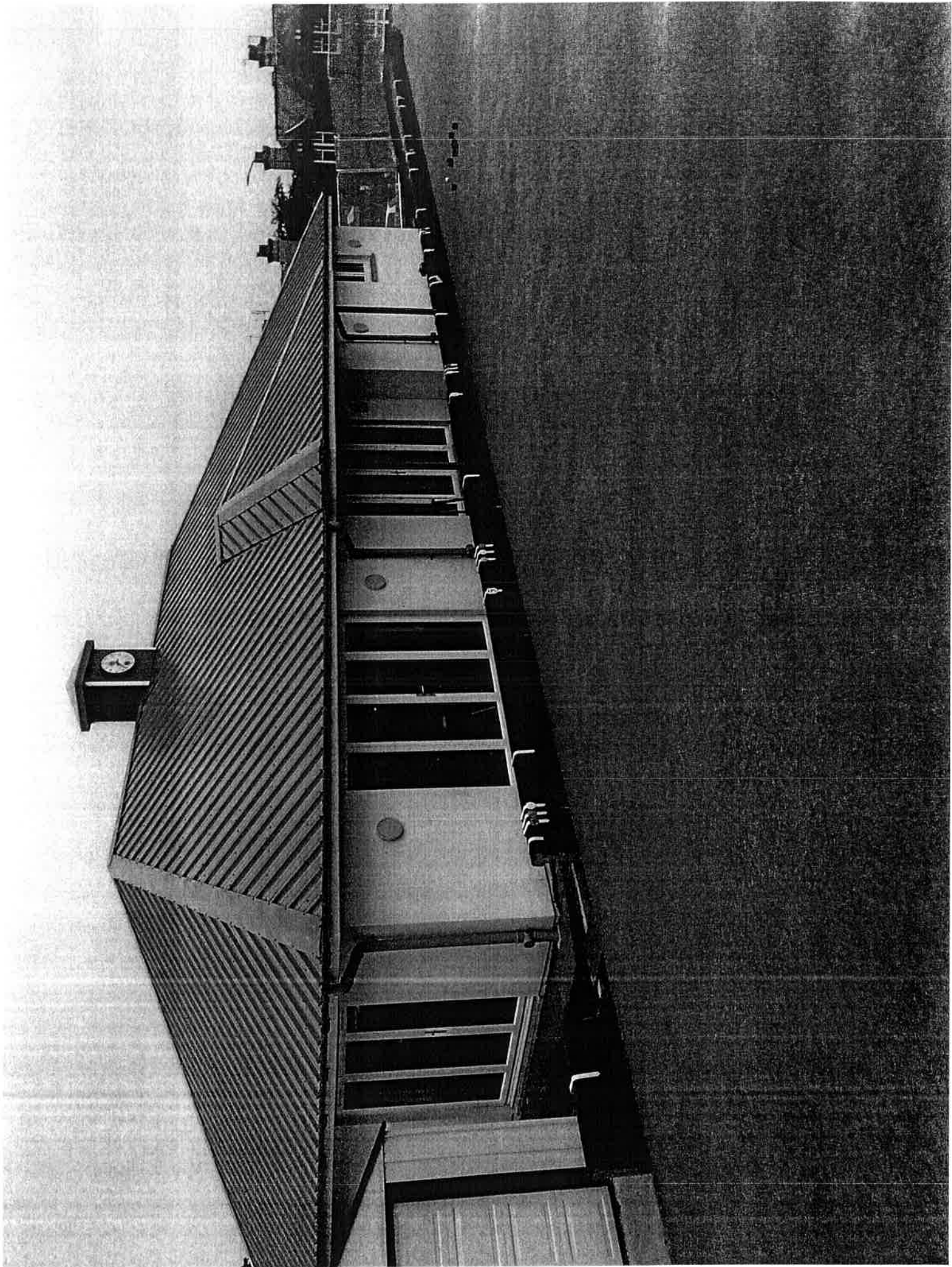
- The Secretary acknowledged that the new clubhouse was considerably closer to residential properties than the old one. He stated that doors in the south end of the lounge should have comprised 3 fixed panes of glass and that the Club was liaising with the Planning Department to have a waist high fixed plastic screen accepted as an alternative and fitted inside the doors, which would stop patrons from using them. It was pointed out that the height of the screen would still allow patrons to reach over and open the doors for ventilation and it was recommended that these non emergency doors be locked at all times.
- In respect of the concerns regarding smokers, the Secretary stated that the committee had made a policy decision that the designated smoking area would be at the north end of the building away from houses.
- The Secretary also clarified the position regarding patrons leaving the premises at closing time. These persons would use the main entrance on the east side of the premises where it is not envisaged that they would linger before heading off.
- With regards to entertainment and events, I recommended that the committee identify stewards who would ensure that the lounge doors are kept locked and that all persons going outside leave the lounge via the main entrance rather than use the patio doors, which will invariably lead to noise breakout and disturbance.
- It was also recommended that the identified stewards carryout sound checks during functions. These checks should be made near to the closest residence to the club and if the sound was found to be loud then they should return to the clubhouse and turn the volume of the entertainment down. The checks should be made regularly during the period entertainment was ongoing and they should be recorded along with any observations made and actions taken.
- It was pointed out that good communication and dialogue with neighbours normally went a long way to understanding each others opinions and views, resolving differences and problems, and it was recommended that this is something the committee should promote.

R. Fruzynski
Licensing Standards Officer









Herkes, Gillian

From: Grant, Shona
Sent: 10 May 2017 14:14
To: Licensing
Cc: Environmental Health/Trading Standards
Subject: FW: Provisional Premise Licence Application - North Berwick Bowling Club
Attachments: LILAC_QXM04806_3295_001.pdf

I have no objections to this application however I would recommend that the standard noise condition be attached to any approval given.

Regards

Shona

Shona Grant | Team Manager - Public Health and Environmental Protection | Environmental Health Service | East Lothian Council | John Muir House | Haddington | EH41 3HA |
Tel. 01620 827336 | Email. sgrant@eastlothian.gov.uk | Visit our website at www.eastlothian.gov.uk

From: Winter, Maree
Sent: 01 May 2017 10:52
To: LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk; Fruzynski, Rudi; Environmental Health/Trading Standards; Environment Reception; Devine, Brian; Grant, Shona; jim.sherval@nhslothian.scot.nhs.uk; Oldcorn, Elizabeth;
Subject: Provisional Premise Licence Application - North Berwick Bowling Club

Dear all,

Please find attached provisional premise licence application from North Berwick Bowling Club.

Could I please have any objections/representations by Friday 26th May 2017.

Regards
Maree.

Maree Winter
Licensing Officer
Democratic & Licensing Services
East Lothian Council
John Muir House
Haddington

01620 827867
mwinter@eastlothian.gov.uk

Date 3rd May 2017



**POLICE
SCOTLAND**

Keeping people safe

Philip Gormley QPM
Chief Constable

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

Your Ref: EL0345

Our Ref: J/LIC/3705/HB

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

Dear Madam,

**LICENSING (SCOTLAND) ACT 2005 - APPLICATION FOR THE GRANT OF A
PROVISIONAL PREMISES LICENCE
NORTH BERWICK BOWLING CLUB, 17 CLIFFORD ROAD, NORTH
BERWICK, EAST LoTHIAN, EH39 4PW.
COMMITTEE**

I refer to the above application and in terms of Section 21(4)(a)(i) and (ii) of the Licensing (Scotland) Act 2005, I have to advise you that neither the applicant nor any connected person has been convicted of any relevant offence.

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

Yours faithfully



Philip Gormley QPM
Chief Constable

For enquiries please contact the Licensing Department on 01620 826147