

EAST LOTHIAN

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

Licensing (Scotland) Act 2005

Variation (Major)(s)	Premises	Applicant	Date Received	Comments
5	COCKENZIE & PORT SETON BOWLING & RECREATION CLUB KING GEORGE V PARK NORTH SETON PARK PORT SETON PRESTONPANS	COCKENZIE & PORT SETON BOWLING & RECREATION CLUB	9 May 2017	
6	CO-OPERATIVE GROUP FOOD LTD. 118-120 HIGH STREET DUNBAR EAST LOTHIAN EH42 1JJ	THE CO-OPERATIVE GROUP FOOD LTD	17 March 2017	
7	COUNTY HOTEL 15-17 HIGH STREET NORTH BERWICK EAST LOTHIAN EH39 4HH	C/O HILL BROWN LICENSING HILL BROWN LICENSING RWF HOUSE, 5 RENFIELD STREET KILLERNAN INNS LIMITED	3 May 2017	
8	JO'S KITCHEN 73 MARKET STREET HADDINGTON EAST LOTHIAN EH41 3JJ	C/O FLINT BISHOP SOLICITORS ST MICHAELS COURT ST MICHAELS LANE DERBY DE1 3HQ JOANNA MARGO LAWRENCE	11 April 2017	

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).

(Provide Details)

.....

SECTION 2: PREMISES LICENCE DETAILS

2(a) Licence Number of Premises

EL0132

2(b) Name and Address of Premises

The Co-operative Group Food Ltd.  
118-120 High Street  
Dunbar  
East Lothian

Post Code	EH42 1JJ	Phone No.	0141 333 0636 (Agent)
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2(c) Full Name and Address of Current Licence Holder

Co-operative Group Food Ltd.  
1 Angel Square  
Manchester

Post Code	M60 0AG	Phone No.	0141 333 0636 (Agent)
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### 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

#### **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)

Question 5(f) is varied to amend the shop opening hours from 6am to 10pm subject to customer demand.

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

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.

#### **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)*

**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 £150.00 is enclosed.

**Signature**



..... (See note 5 below)

**Date** 16 March 2017

Capacity: AGENT

**If agent, please provide name, address,  
phone number and (if applicable) email address**                      Audrey A Junner, Hill Brown  
Licensing, RWF House, 5 Renfield Street, Glasgow G2 5EZ

**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**                      **Phone:** 01620 827217 / 827867 / 820114  
Licensing Office                                      **Fax:** 01620 827253  
John Muir House                                      **Email:** [licensing@eastlothian.gov.uk](mailto:licensing@eastlothian.gov.uk)  
Haddington, East Lothian  
EH41 3HA

**FOR OFFICE USE ONLY**

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

**The Co-operative Food, 118-120 High Street, Dunbar**

**OPERATING PLAN**

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

**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>NO</i>
<i>1(b) Will alcohol be sold for consumption solely OFF the premises?</i>	<i>YES</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>		
<i>Tuesday</i>		
<i>Wednesday</i>		
<i>Thursday</i>		
<i>Friday</i>		
<i>Saturday</i>		
<i>Sunday</i>		

**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>	10.00 am	10.00 pm
<i>Tuesday</i>	10.00 am	10.00 pm
<i>Wednesday</i>	10.00 am	10.00 pm
<i>Thursday</i>	10.00 am	10.00 pm
<i>Friday</i>	10.00 am	10.00 pm
<i>Saturday</i>	10.00 am	10.00 pm
<i>Sunday</i>	10.00 am	10.00 pm

**Question 4**

*SEASONAL VARIATIONS*

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>NO</i>
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*\*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 <i>5(a)</i> Activity	COL. 2 <i>Please confirm</i> YES/NO	COL. 3 To be provided during core licensed hours – please confirm YES/NO	COL. 4 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	NO	NO
<i>Restaurant facilities</i>	NO	NO	NO
<i>Bar meals</i>	NO	NO	NO
<i>5(b) Activity</i> <i>Social functions including:</i>	<i>Please confirm</i> 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>Receptions including Weddings, funerals, birthdays, retirements etc.</i>	NO	NO	NO
<i>Club or other group meetings etc.</i>	NO	NO	NO
<i>5(c) Activity</i> <i>Entertainment including:</i>	<i>Please confirm</i> 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>Recorded music – see 5(g)</i>	YES	YES	YES
<i>Live performances – see 5(g)</i>	NO	NO	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	NO	NO
<i>Televised sport</i>	NO	NO	NO
<b>5(d) Activity</b>	<b><i>Please confirm YES/NO</i></b>	<b><i>To be provided during core licensed hours – please confirm YES/NO</i></b>	<b><i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i></b>
<i>Outdoor drinking facilities</i>	NO	NO	NO
<b>5(e) Activity</b>	<b><i>Please confirm YES/NO</i></b>	<b><i>To be provided during core licensed hours – please confirm YES/NO</i></b>	<b><i>Where activities are also to be provided outwith core licensed hours please confirm YES/NO</i></b>
<i>Adult entertainment</i>	NO	NO	NO

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

**Recorded background music may be played within and outwith core hours.**

*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.*

The sale of food, non-food and other household goods and the provision of ancillary services within and outwith core licensed hours. Normal shop opening hours 6am to 10pm subject to customer demand.

*5(g) Late night premises opening after 1.00am*

**Not applicable**

<i>Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?</i>	<i>YES/NO*</i>
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<i>When fully occupied, are there likely to be more customers standing than seated?</i>	<i>YES/NO*</i>
<i>*Delete as appropriate</i>	

**Question 6 (On-sales only)**

**Not applicable**

**CHILDREN AND YOUNG PERSONS**

<i>6(a)</i>	<i>When alcohol is being sold for consumption on the premises will children or young persons be allowed entry</i>	<i>YES/NO*</i>
	<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*

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

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

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

**Question 7**

*CAPACITY OF PREMISES*

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

27.165 square metres

**Question 8**

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

*Personal details*

8(a) *Name*

Linda Hepburn Shaw

8(b) *Date of birth*

[REDACTED]

8(c) *Contact address*

8(d) *Email address*

[REDACTED]


8(e) Personal licence

<i>Date of issue</i>	<i>Name of Licensing Board issuing</i>	<i>Reference no. of personal licence</i>
1 September 2009	East Lothian Licensing Board	EL306

**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)

**AUDREY A JONNER  
HILL BROWN LICENSING  
RWF HOUSE  
5 RENFIELD STREET  
GLASGOW  
G2 5EZ**

Date: 16 March 2017

Capacity: AGENT

Telephone number and email address of signatory: Tel: 0141 333 0636 Email : [info@mshblicensing.com](mailto:info@mshblicensing.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.

Date 21<sup>st</sup> March 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: EL0132

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 VARIATION OF A PREMISES LICENCE  
CO-OPERATIVE GROUP FOOD LTD, 118-120 HIGH STREET, DUNBAR  
CO-OPERATIVE GROUP FOOD LTD**

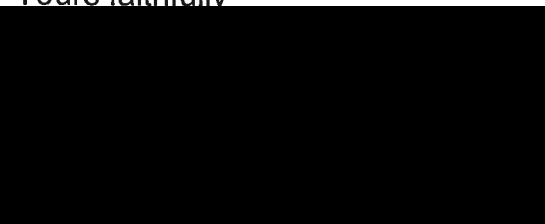
I refer to the above variation of a premises licence in terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of a request to amend the shop opening hours from 6am to 10pm subject to customer demand.

In terms of Section 29(5) this request can be considered a variation.

I have no adverse comment to make regarding the variation proposed.

Yours faithfully



Philip Gormley QPM  
Chief Constable

For enquiries please contact the Licensing Department on 01620 826147

# EAST LoTHIAN COUNCIL

## LICENSING ADMINISTRATION AND DEMOCRATIC SERVICES

**From: R. Fruzynski**  
**Licensing Standards Officer**

**To: K. MacNeill**  
**Clerk to the Licensing Board**

**Date: 10 Apr. 17**

**Subject: LICENSING SCOTLAND ACT 2005**  
**PREMISES LICENCE - MAJOR VARIATION APPLICATION**

**The Co-operative Group Food Ltd., 118-120 High Street, Dunbar,**  
**East Lothian EH42 1JJ**

I have no objections to the granting of this variation of licence.

R. Fruzynski  
Licensing Standards Officer

**Winter, Maree**

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**From:** Jacqueline Bell [REDACTED]  
**Sent:** 24 March 2017 10:05  
**To:** Winter, Maree  
**Subject:** Re: major variation - co-op 118 High Street, Dunbar application form

Thanks Maree

This major variation for the Refurbished Co-op in High Street Dunbar was discussed at Dunbar Community Council on Monday evening.

The Community Council had no concerns about the change of opening hour to 6 am.

Jacque Bell  
Secretary  
Dunbar Community Council

On 20 March 2017 at 10:38, Winter, Maree <[mwinter@eastlothian.gov.uk](mailto:mwinter@eastlothian.gov.uk)> wrote:

Hi,

Please find attached application for a major variation to the above premise. Change of opening hours for groceries to be sold from 6am rather than 7am. No change to sale of alcohol or capacity.

The last date for objections/representations is Monday 17<sup>th</sup> April 2017.

Regards

Maree

Maree Winter

Licensing Officer

Democratic & Licensing Services

East Lothian Council

01620 827867

\*\*\*\*\*  
\*\*\*\*\*

Email Disclaimer - East Lothian Council

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they



Herkes, Gillian

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**From:** Grant, Shona  
**Sent:** 21 March 2017 09:35  
**To:** Licensing  
**Cc:** Environmental Health/Trading Standards  
**Subject:** FW: major variation - co-op 118 High Street, Dunbar application form  
**Attachments:** major variation co-op 118 High Street, Dunbar app form.pdf

I have no objections or comments to make in relation to this application.

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](mailto:sgrant@eastlothian.gov.uk) | Visit our website at [www.eastlothian.gov.uk](http://www.eastlothian.gov.uk)

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**From:** Winter, Maree  
**Sent:** 20 March 2017 10:38  
**To:** [LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk](mailto:LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk); Fruzynski, Rudi; Environmental Health/Trading Standards; Environment Reception; Devine, Brian; Grant, Shona; [jim.sherval@nhslothian.scot.nhs.uk](mailto:jim.sherval@nhslothian.scot.nhs.uk); Oldcorn, Elizabeth;  
[REDACTED]  
**Subject:** major variation - co-op 118 High Street, Dunbar application form

Hi,

Please find attached application for a major variation to the above premise. Change of opening hours for groceries to be sold from 6am rather than 7am. No change to sale of alcohol or capacity.

The last date for objections/representations is Monday 17<sup>th</sup> April 2017.

Regards  
Maree

Maree Winter  
Licensing Officer  
Democratic & Licensing Services  
East Lothian Council  
01620 827867