

**EAST LOTHIAN**

**Meeting 27 June 2019 at 10:00am in Council Chambers, Town House, Haddington, East Lothian**

**Licensing (Scotland) Act 2005**

**Variation (Major)(s)**

**Premises**

**Date Received**

**Comments**

5 THE SEAGLASS INN (FORMERLY  
WEMYSS HOUSE HOTEL)  
LINKS ROAD  
PORT SETON  
PRESTONPANS  
EAST LOTHIAN

PUNCH PARTNERSHIPS (PTL)  
LIMITED  
C/O FLINT BISHOP SOLICITORS  
ST MICHAELS COURT  
ST MICHAELS LANE  
DERBY

13 May 2019

change to layout to relocate and increase kitchen, remove bar in function area and replace with seating, fixed booth setain in place of existing kitchen. Relocate Male toilets relocate bar servery in its place fixed seating and enhance the external drinking area.

Change name to "The Seaglass Inn". Permit conference, restaurant facilities, receptions, club, recorded music, live performances, indoor/outdoor sports, outside drinking facilities outwith core hours (No alcohol available outwith core hours). Children and young persons

6 TYNESIDE TAVERN  
10 POLDRATE  
HADDINGTON  
EAST LOTHIAN  
EH41 4DA

PAUL MAZZOLI KINNOCH

21 May 2019

Introduction of Beer Garden - Monday to Sunday 11am to 7.30pm.  
Amend On-Sales and Off-Sales on a Sunday from 12.30pm to 11am.

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

EL096

2(b) Name and Address of Premises

Wemyss House Hotel  
Links Road  
Port Seton  
Prestonpans  
East Lothian

<b>Post Code</b>	EH32 0DU	<b>Phone No.</b>	01875 818787
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2(c) Full Name and Address of Current Licence Holder

Punch Partnerships (PTL) Limited  
Elsley Court  
20-22 Great Titchfield Street  
London

<b>Post Code</b>	W1W 8BE	<b>Phone No.</b>	
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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)

1. Q4 – Permit seasonal variations – *“The premises operator will apply all general extensions permitted by the Licensing Board”*
2. Q5(a) – Permit conference facilities and restaurant facilities during and outwith core hours
3. Q5(b) – Permit receptions and club or other group meetings etc outwith core hours
4. Q5(c) – Permit recorded music, live performances, indoor/outdoor sports and televised sport outwith core hours
5. Q5(d) – Permit outdoor drinking facilities outwith core hours
6. Q5 – Amend to read *“Premises may open from 08:00 HRS for the provision of food and non-alcoholic drinks – no alcohol will be served until core hours commence. The activity/activities and/or services will be provided prior to core hours and during drinking up time.”*
7. Q5(f) – Add quiz nights during core hours
8. Q6(b) – Amend to only allow children access if accompanied by an adult. Unaccompanied young persons’ allowed access
9. Q6(d) – Children will be allowed entry from 08.00 to 22.00 daily and if attending a pre-arranged function until the end of the function. Young persons will be allowed entry until the end of core hours for on sales
10. Q6(e) – Amend to allow children and young persons access to all public parts, toilets and routes to access them.

### **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.

To amend the licensing plan in accordance with the drawing number LIC 3840 dated August 2018 which accompanies this application. The proposed changes to the layout are:-

- Relocate and increase the size of the kitchen
- Remove bar servery in function bar area and replace with fixed seating
- Include fixed booth seating in place of existing kitchen
- Relocate male toilets
- Relocate bar servery and in its place include fixed seating
- Enhance the existing external drinking area to the rear 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)*

To change the name of the premises as shown on the Premises Licence to "*The Seaglass Inn*"

To change the description of the premises to "*Hotel with public bar on ground floor and function room on first floor*"

**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 is enclosed.

**Signature**



(See note 5 below)

**Date** 9<sup>th</sup> May 2019

Capacity: AGENT (delete as appropriate)

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

George Domleo, Flint Bishop LLP, St Michael's Court, St Michael's Lane, Derby, DE1 3HQ  
01332 226192 and [George.domleo@flintbishop.co.uk](mailto:George.domleo@flintbishop.co.uk)

**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](mailto:licensing@eastlothian.gov.uk)

**FOR OFFICE USE ONLY**

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

# EAST LOTHIAN LICENSING BOARD

## OPERATING PLAN

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

*Name, address and postcode of premises to be licensed.*

Wemyss House Hotel (TBK "The Seaglass Inn") Links Road Port Seton Prestonpans East Lothian EH32 0DU
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### 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>NO</i>
<i>1(c) Will alcohol be sold for consumption both ON and OFF the premises?</i>	<i>YES</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>	11:00	23:00
<i>Tuesday</i>	11:00	23:00
<i>Wednesday</i>	11:00	23:00
<i>Thursday</i>	11:00	01:00
<i>Friday</i>	11:00	01:00
<i>Saturday</i>	11:00	01:00
<i>Sunday</i>	11:00	12 Midnight

**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>	11:00	22:00
<i>Tuesday</i>	11:00	22:00
<i>Wednesday</i>	11:00	22:00
<i>Thursday</i>	11:00	22:00
<i>Friday</i>	11:00	22:00
<i>Saturday</i>	11:00	22:00
<i>Sunday</i>	11:00	22:00

**Question 4**

*SEASONAL VARIATIONS*

<i>Does the applicant intend to operate according to seasonal demand</i>	<i>YES</i>
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*\*If YES -- provide details*

THE PREMISES OPERATOR WILL APPLY ALL GENERAL EXTENSIONS PERMITTED BY THE LICENSING BOARD



**Question 5**

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

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

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

PREMISES MAY OPEN FROM 08:00 HRS FOR THE PROVISION OF FOOD AND NON-ALCOHOLIC DRINKS – NO ALCOHOL WILL BE SERVED UNTIL CORE HOURS COMMENCE. THE ACTIVITY/ACTIVITIES AND/OR SERVICES WILL BE PROVIDED PRIOR TO CORE HOURS AND DURING DRINKING UP TIME

*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.*

KARAOKE AND QUIZ DURING CORE HOURS

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

<i>Where you have confirmed that you are providing live or recorded music, will the decibel level exceed 85dB?</i>	<i>N/A</i>
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<i>When fully occupied, are there likely to be more customers standing than seated?</i>	<i>N/A</i>
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<i>*Delete as appropriate</i>	
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**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 WILL ONLY BE ALLOWED ACCESS IF ACCOMPANIED BY AN ADULT.  
UNACCOPANIED YOUNG PERSONS ALLOWED ACCESS

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

0-17 YEARS

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

CHILDREN WILL BE ALLOWED ENTRY FROM 08.00 TO 22.00 DAILY AND IF ATTENDING A PRE-ARRANGED FUNCTION UNTIL THE END OF THE FUNCTION.

YOUNG PERSONS WILL BE ALLOWED ENTRY UNTIL THE END OF COURE HOURS FOR ON SALES

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

ALL PUBLIC PARTS, TOILETS AND ROUTES TO ACCESS THEM

**Question 7**

*CAPACITY OF PREMISES*

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

ON SALES - 660

**Question 8**

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

**Question 7**

*CAPACITY OF PREMISES*

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

ON SALES - 660

**Question 8**

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

*Personal details*

8(a) *Name*

JOHN REDDINGTON

8(b) *Date of birth*

[REDACTED]

8(c) *Contact address*

[REDACTED]

8(d) *Email address and telephone number*

[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	EL001

**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 .....9<sup>th</sup> May 2019.....

Capacity ..... AGENT (delete as appropriate).

Telephone number and email address of signatory .....

01332 226192 and George.domleo@flinbishop.co.uk

**\* 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.

## Supplementary Application Information

This information is required in relation to all Premises Licence/Provisional Licence applications or any application which is a Premises Licence Variation, not considered to be a Minor Variation.

Application submissions generally tend to be insufficiently detailed as to provide a complete picture of what businesses propose to provide the public. Therefore, Licensing Boards often have too little information, in advance of Board hearings, to fully appreciate what is being applied for. This situation often leads to numerous unnecessary objections and representation being made due to interested parties, such as neighbouring residents, not understanding what proposed activities really relate to i.e. What does Live Music actually mean and how will it impact on their lives. For these reasons, the Board has made a policy decision to require applicants to provide a fuller description of their business proposals and detail how the five licensing objectives will be met.

### **Business Profile**

Enlarged one room (two sections) bar with eating facilities throughout the premises and a beer garden to the rear.

Fitted out to a very high standard, the facilities will attract a wide range of customers, including families, groups of residents and local workers and visitors to East Lothian, to enjoy good homemade food and an excellent choice of alcoholic & non alcoholic beverages.

Extensive menus to suit all types of diners, a full range of hot drinks (coffee & tea etc.), as well as table service will be offered to all customers. There will be a warm welcome for disabled customers, seniors, and families of all ages.

In proximity to the bar, televised Sport will be shown at the Licensee's discretion. Events, such as Quiz nights, which will attract local residents, will be organized on a monthly basis.

The name of the premises is being changed to The Seaglass Inn to better reflect the image which we want to portray to the broad base of custom that we wish to attract.

(extend this box if you require additional space)

<p><b>On/Off Consumption</b></p> <p>(a) Please describe the type of business you intend to operate in respect of On consumption.</p> <p>(b) Please describe the type of business you intend to operate in respect of Off consumption &amp; deliveries</p>	<p>a) <u>Food &amp; Alcoholic &amp; non Alcoholic Beverages</u></p> <p>a) <u>Alcoholic Beverages at core hours</u></p>
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**Clarification is required in relation to the content of your proposed Operating Plan**  
(extend the boxes below if you require additional space)

**To what extent do you intend to use any of the following:** Accommodation; Conference Facilities; Restaurant Facilities; Bar Meals:

Restaurant Facilities & Bar Meals – Full Time  
Meeting/Small Conferences facilities – Full Time  
Letting bedrooms – Full Time

**Social Functions – Weddings; Birthdays; Retirements ; Other** - If you intend to provide for any of these functions please describe the nature and extent and likely frequency of each:

Birthdays & other (Family) Celebrations – Regularly (Weekly)  
Retirements – as above  
Group/Club/Community get togethers/meetings – as above  
Small Wedding celebrations – as required

All group functions will be at The Licensee’s discretion



**Entertainment – Recorded Music; Live Performances; Dance Facilities; Theatre; Films; Gaming;**

**Indoor/outdoor sports; Televised Sport** - If you intend to provide for any of these facilities please describe the nature and extent and likely frequency of each:

In proximity to the bar, televised Sport will be shown at the Licensee's discretion. Events, such as Quiz nights, which will attract local residents, will be organized on a monthly basis.

Entertainment – suitable for the ambience of the re-furbished premises – will be organized as appropriate (likely to be at weekends), and at the Licensee's discretion.

There will be two AWP machines discreetly positioned in proximity to the bar.

Finally, there will be suitable background music, the level of which will be controlled from behind the main bar service area, by senior staff members.

**Outdoor Drinking Facilities** - If you intend to provide outdoor drinking facilities please describe where and what the facilities will be used for. You will also be required to provide a statement in the objectives section how you intend to prevent public nuisance from use of such facilities:

The beer garden area is clearly defined and enclosed and is visible from bar. There will be waitress service for both food and drink. The external area will be covered by CCTV.

**Adult Entertainment** – If you intend to provide any entertainment of a sexual nature please state the type and likely frequency if use. Adult entertainment is any form of sexual stimulation and includes adult humour or explicit language. The Board will also expect you to address the objective of preventing harm to children and young persons:

It ain't happening! N/A

**Activities Outwith Licensed Core Hours** - In your Operating Plan, directly below question 5(e), you should have given details of any activity that will be provided outwith core licensed hours. If you wish you can expand on your explanation here:

Food & non alcoholic beverages will be available from 8.00am to 11.00am, as per Operating Plan

**Any Other Activities** - In your Operating Plan at 5(f) you should have given details of any other type of activity you are likely to cater for. It would be useful to give an indication of the extent and frequency of such events:

N/A

**Children and Young Persons** – If you intend to provide access for children and young persons on the premises please provide details of what facilities you have on the premises in respect of different age groups. In addition, please state where and what baby changing facilities will be provided for children under five years.

We have a separate Disabled Toilet, which has Baby changing facilities.

There will be high chairs for families who want to use them

There will also be a children's menu and colouring sets

We are keen to accommodate families of all ages.

**Licensing Objectives** - Please provide details below of how you will ensure that the 5 Licensing Objectives are complied with. It may be helpful in answering this section if you refer to the East Lothian Council Licensing Board's 'Statement of Licensing Policy, which can be found at the following link or the Council website [policy link](#)

(extend the boxes below if you require additional space)

**Preventing Crime and Disorder:**

- 1/ Take all reasonable measures to prevent use of illegal substances by displaying notices and supervising toilets regularly
- 2/ All staff trained in Challenge 25 Policies. Heineken (Star Pubs) has a Mystery Visitor programme to test compliance
- 3/ CCTV will be in operation both inside and outside the premises
- 4/ Full staff training in all licensing legislation, particularly not serving those who are intoxicated.
- 5/ A Refusal Book will be in operation. Also, an Incident Book
- 6/ The Licensee will join the local Pub Watch scheme – she is currently a member in Tranent
- 7/ All glasses will be regularly cleared from tables as part of the table service operation

**Securing Public Safety:**

All staff in the pub will be trained to supervise customer activity, including groups, so that behavior is orderly and well regulated. Staff will be aware of the premises capacity.

**Preventing Public Nuisance:**

CCTV will be in operation both inside and outside the premises.

A clearly designated smoking area to the rear of the premises will help prevent customers from smoking at the front, or near the main entrance. We will discourage the latter.

A full Fire Risk Assessment will be completed and Fire Safety training will be given to all staff. Notices about Fire Exits etc will be posted.

Disability access facilities will be clearly marked.

There will be notices at the main entrance to the premises to encourage customers to leave in an orderly manner.

All bins (including glass) will be emptied after 7.00am and before 11.00pm

**Protecting and Improving Public Health:**

Information will be available to all customers on lower risk drinking – including zero rated non alcoholic drinks

A wide range of non alcoholic hot & cold drinks will be available at all times

Measures will include 125ml wine and 25ml spirits

Staff will manage all areas of the premises to prevent over crowding

Last orders will be called in plenty of time to allow customers to finish their drinks on time

Bar staff training will focus on how to spot and deal with signs of intoxication

**Protecting Children and Young Persons From Harm:**

Children will not be allowed within 1.5 meters of the bar servery

A full range of Hot & Cold drinks – including non-sugary ones – will be available for children

Challenge 25 will be in full operation – Proof of ID either Passport, or Driving Licence

Children will not be allowed in close proximity to AWP (Gaming Machines). Signage to support this policy will be visible

Customer's language will be monitored to prevent harm to children

A Refusal Book will record any incidents

**Application Supporting Comments / Any Other Additional Information**

(extend the boxes below if you require additional space)

<b>Additional Information:</b>
<b>Supporting Comments:</b> i.e. reasons why the Board should support your application.  The premises are being upgraded to a very high standard (spend of over 500k). The facilities are being expanded to include a full food service, as well as a full bar operation (alcoholic & non alcoholic beverages), to attract a broad cross section of the local community; Seniors, Families, Visitors, Business people and Residents within the surrounding area.  Comfort, accessibility, full service, and the improved range of facilities will help put the The Seaglass Inn at the heart of the community in Port Seton.  Finally, the Business Operator has experience of running licensed premises in East Lothian and elsewhere, knows the area well, and is committed to providing a great venue.

**SIGNATURE AND DECLARATION BY APPLICANT**

**IT IS AN OFFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

(Criminal Law (Consolidation)(Scotland) Act 1995 Section 44(2)(b))

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

Signature		Date	14 <sup>th</sup> June 2019
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SCHEDULE 6

Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

*Licensing (Scotland) Act 2005, section 20(2)(b)(ia)*

**Question 1**

**Disabled access and facilities**

1(a)	Is there disabled access to the premises	YES
1(b)	Do you have facilities for those with a disability	YES
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES
<i>*Delete as appropriate</i>		

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

**Question 2**

**Disabled access to, from and within the premises**

Please provide clear and detailed description of how accessible the premises are for disabled people. e.g. ramps, accessible floors, signage.

There will be ramped access for Disabled customers at the Entrance

The whole premises is on one level to allow access to Disabled Toilets

There will be adequate space between tables for wheel chair access

A section of the bar servery will be lowered to allow Disabled Access

### Question 3

#### **Facilities available**

Please describe in detail the facilities provided for disabled people. e.g. disabled toilets, lifts, accessible tables.

Disabled Toilets

Lower area of bar servery

Open areas – corridors have been removed – to allow wheel chair access

### Question 4

#### **Other provisions**

Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.

Ramp to allow Disabled Access

Guide Dogs allowed in all areas

Table service – staff will assist visually impaired customers with menus

Staff will be on hand to assist customers to their seats – if required

Table service for food & drinks

**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 disabled access and facilities statement are true to the best of my knowledge and belief.

Signature ....  ..... \* (see note below)

Date ..... 14<sup>th</sup> June 2019.....

Capacity ..... AGENT

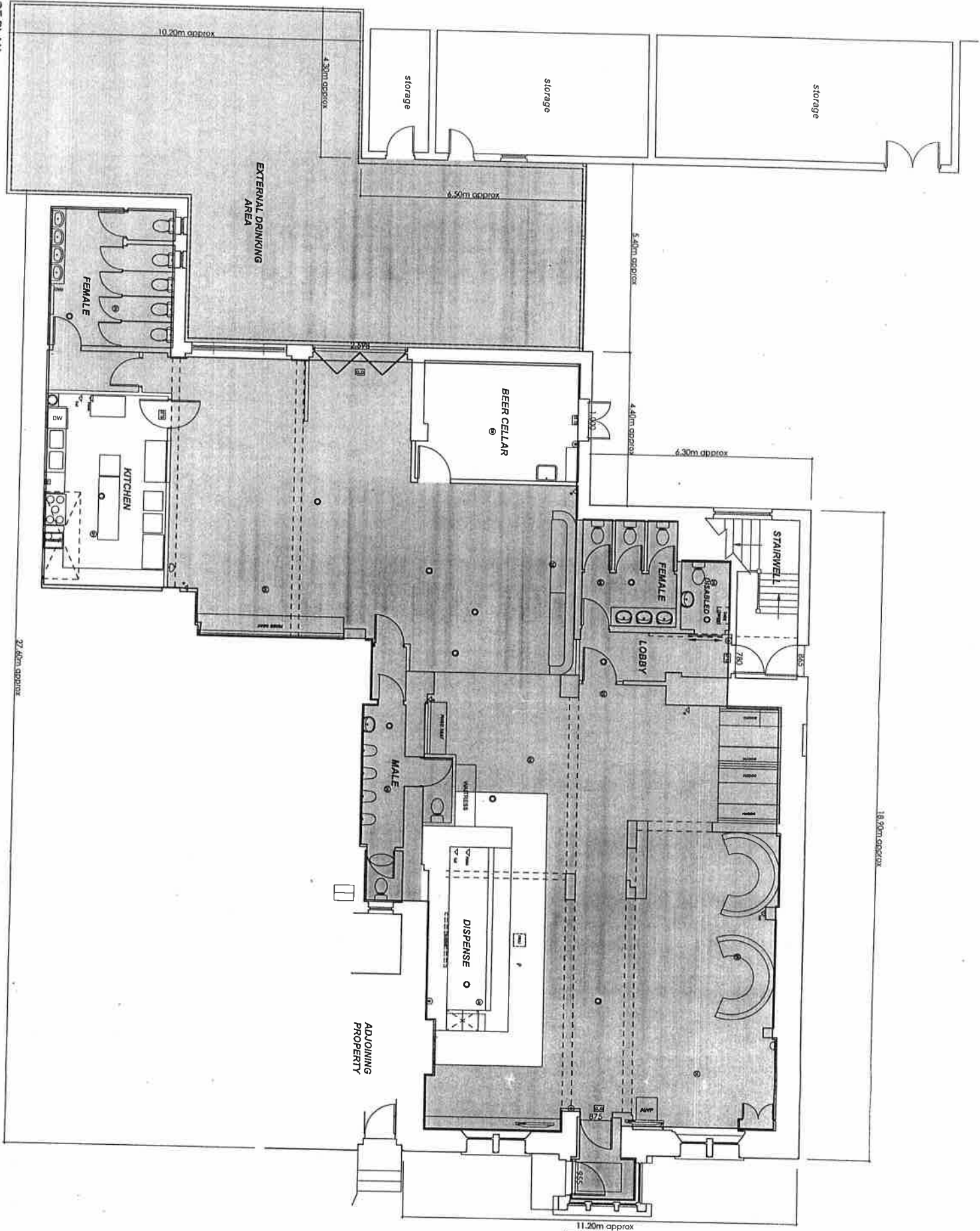
Telephone number and email address of signatory.....

01332 226192 and George.domleo@flintbishop.co.uk

**\* 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."





LEGEND

AVP: AVP  
 CM: CASHIER / BAR  
 STAIR: STAIRWAY / ELEVATOR

STAIR: STAIRWAY / ELEVATOR

STAIR: STAIRWAY / ELEVATOR

STAIR: STAIRWAY / ELEVATOR

- NOTE: COULD BE ASBESTOS, BOLT TIGHT, ALLOWED ON PREMISES TO BE REMOVED FROM SITE.
- WATER: WATER, ELECTRICAL, MECHANICAL, PLUMBING
- DISPENSE: DISPENSE
- TOILET: TOILET
- KITCHEN: KITCHEN
- BEER CELLAR: BEER CELLAR
- STORAGE: STORAGE
- EXTERNAL DRINKING AREA: EXTERNAL DRINKING AREA

ADJOINING PROPERTY

ADJOINING PROPERTY

ADJOINING PROPERTY

ADJOINING PROPERTY

ADJOINING PROPERTY

**Rough.**

3840 LLC

PROJECT NO.	3840	DATE	08/14/14
DRAWN BY	J. WILSON	CHECKED BY	J. WILSON
DATE	08/14/14	SCALE	AS SHOWN
TITLE	FLOOR PLAN	NO.	001
OWNER	3840 LLC	PROJECT	3840

Date 27/05/2019

Your Ref: EL096

Our Ref: J/LIC/3705/HB



**POLICE  
SCOTLAND**

Keeping people safe

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

John McKenzie  
Chief Superintendent  
Divisional Commander  
The Lothians and Scottish Borders Division  
Dalkeith Police Station  
Newbattle Road  
Dalkeith  
EH22 3AX

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005 - REPRESENTATION  
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE  
WEMYSS HOUSE HOTEL  
WEMYSS HOTEL, 18 LINKS ROAD, PORT SETON, EAST LOTHIAN, EH32  
0DU.  
PUNCH PARTNERSHIPS (PTL) LIMITED**

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

The variation requested consists of a request to vary the operating plan, layout plan and a change of name to *The Seaglass Inn*.

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

- I would request that the outside area to the rear should not be used after 2200 hours due to the close proximity of neighbouring residential properties.
- I would also request that section 6(d) be amended to read: "young persons are allowed access until the end of core hours for on sales", *only if consuming a meal or attending a private function*.

I would also request that a condition of the licence be that:

- The premises join and be an active member of any Pub watch scheme that operates in the area.
- CCTV is installed and maintained in good working order.

This representation is submitted for your attention in considering this application.

Yours faithfully

# EAST LoTHIAN COUNCIL

## PEOPLE AND GOVERNANCE

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

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

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Date: 04 April 2019

### **LICENSING SCOTLAND ACT 2005** **PREMISES LICENCE MAJOR VARIATION APPLICATION**

**Wemyss House Hotel (Seaglass Inn), Links Road, Port Seton, Prestonpans, East Lothian EH32 0DU**

I refer to the above subject and can confirm that the LSO has visited the premises regarding this application.

The applicant proposes a number of changes to the existing licence all of which are within policy.

It is understood that the premises will be operated under new management.

The layout of the new premises are to be changed from the existing footprint of a combined bar/lounge and separate bar to a fully walk through open plan design with function room on the first floor. Licensing Standards has no objection to this proposal.

In respect of the refurbished outdoor drinking area, which is proposed to be used outwith core hours, the Board is requested to attach the following conditions to the licence:

- The outside area must only be used by persons occupying the seats provided.
- The area must be capable of being monitored by staff either physically or via an approved CCTV system.
- No entertainment or amplified music shall be played or be intrusively audible outside the premises.
- To protect residents of nearby properties for disturbance the terminal hour for the outdoor area will be no later than 22:00 each day.

I submit this report for the information of the Board in determining this application.

R. Fruzynski  
Licensing Standards Officer

**EAST LoTHIAN COUNCIL**

**Internal Memorandum**

**From:** Planning Delivery  
**Per:** Neil Millar  
**Cc:**

**To:** Clerk to the Licensing Board  
**Per:** Licensing Board

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**Date:** 30<sup>th</sup> May 2019

**LICENSING (SCOTLAND) ACT 2005**

**Re: Consultation response**

**Address:** Wemyss House Hotel, 18 Links Road, Port Seton

**Application type:** Variation other than a minor variation of premises licence

I have no objection to the variations applied for, as is detailed in the application forms for them, with regards to the above premise. Planning permission is not required for the sale of alcohol on the premises.

However, I can confirm that there are no records of a grant of planning permission for the use of a beer garden / external drinking area within the grounds of the premise. My records also show that we raised this matter in respect of the beer garden / external drinking area being unauthorised in a previous licensing consultation for the same premise on 19<sup>th</sup> May 2009 (see attached copy with my email).

Please note that it is the responsibility of the licensee to confirm what planning permission is in place for this use or demonstrate that planning permission is not required for it. Otherwise I would advise that a planning application is sought for the change of use of this area of land to form a beer garden/external drinking area as shown for it on the submitted drawings.