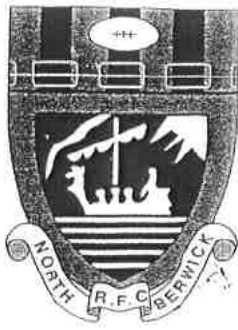


EAST LOTHIAN

Meeting 29 August 2019 at 10:00am in Council Chambers, Town House, Haddington, East Lothian

Licensing (Scotland) Act 2005

Extended Hours(s)	Premises	Applicant	Date Received	Comments
	4 NORTH BERWICK RUGBY FOOTBALL CLUB RECREATION PARK DUNBAR ROAD NORTH BERWICK EAST LOTHIAN	NORTH BERWICK RUGBY FOOTBALL CLUB	4 July 2019	Open the clubhouse earlier for to serve breakfasts and have a drink while watching The Rugby World Cup which is televised from Japan.
	59 NORTH BERWICK RUGBY FOOTBALL CLUB RECREATION PARK DUNBAR ROAD NORTH BERWICK EAST LOTHIAN	NORTH BERWICK RUGBY FOOTBALL CLUB	9 July 2019	Open the clubhouse earlier for to serve breakfasts and have a drink while watching The Rugby World Cup which is televised from Japan.



NORTH BERWICK RUGBY FOOTBALL CLUB
RECREATION PARK, NORTH BERWICK, EH39 4DG
Telephone: 01620 893503 www.northberwickrfc.co.uk

East Lothian Licensing Board
Haddington
East Lothian

East Lothian Council
Licensing

- 9 JUL 2019

2nd July 2019

Received

Dear Sirs;

Please find enclosed along with this letter two applications for extended hours to our license.

On advice from yourselves, I have spread the application over two forms in order to comply with The Licensing Board rules which state that any one application maximum time length can not exceed 1 month.

I have also enclosed a cheque for £20.00 being the fee for two applications.

If on reviewing the applications, you find errors or faults please advice and I will rectify.

North Berwick Rugby Club is keen to have as many members and their guests to be able to enjoy The Rugby World Cup within the rugby clubhouse; where they can all get involved watching the games on the big screen.

Because the RWC is being held in Japan many of the games are scheduled to start in early morning. The applications we have submitted is to allow us to have a family friendly atmosphere and serve breakfast for the earlier starting games.

The club has only requested an extension in hours for the games that Scotland are playing in; or for games that we think many of the members and guests would like to see. Additionally we hope that Scotland will have a presence in the final rounds, however if not then the other home nations will.

President; Iain A. Dove, [REDACTED]

Secretary: Victoria Hogg, [REDACTED]

Treasurer: Rob Key, [REDACTED]

The list below shows the games that we have requested the extended hours for:

Day	Date	Match	Kick off
Sunday	September 22 nd	Scotland V Ireland	8.30am
Saturday	October 5 th	England V Argentina	9.00am
Saturday	October 12 th	England V France	9.00.am
Saturday	October 19 th	Quarter Final 1	9.00am
Sunday	October 20 th	Quarter Final 2	9.00am
Saturday	26 th October	Semi Final 1	9.00am
Sunday	27 th October	Semi Final 2	9.00am
Friday	November 1 st	Bronze Final	9.00am
Saturday	November 2 nd	Final	9.00am

NBRFC will be showing several other of the games, but all the other games that we would be showing will fall within our normal licensing hours.

I would be grateful to be advised if the applications enclosed will require to be heard at a licensing board meeting, as I would be keen to attend that meeting in order to answer any questions the board may have.



Douglas Paul

EAST LoTHIAN LICENSING BOARD

Licensing (Scotland) Act 2005

Application for Extension of Licensed Hours

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary. Application must be lodged 14 days prior to the event.

You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)	
Premises licence number	
Premises name and full postal address (including post code, which this application refers to)	North berwick Rugby Football Club
	Recreation Park, North Berwick
	East Lothian
	EH39 4DG

2. APPLICANTS DETAILS	
Name of individual	Douglas B Paul (Personal license Number EL 1431)
Company/Partnership	North Berwick Rugby Club
TELEPHONE NUMBERS	
Daytime	██████████
Evening	██████████
Mobile	██████████
FAX NUMBER	
EMAIL ADDRESS (if you would prefer us to correspond you by e-mail)	
████████████████████	

East Lothian Council
Licensing

- 9 JUL 2019

Received

5. PROVIDE EXTENDED HOURS APPLIED FOR (see notes 2 and 3)

Day	Commencement Time	Terminal Hour
Monday		
Tuesday		
Wednesday		
Thursday		
Friday		
Sunday September 22 nd	8.30am	As per License 11am - 11.00pm
Saturday October 5 th	9.00am	As per license 11.00am - 1.00am Sunday
Saturday October 12 th	9.00.am	As per license 11.00am - 1.00am Sunday
Saturday 19 th October	9.00.am	As per license 11.00am - 1.00am Sunday
Sunday October 20 th	9.00am	As per License 11.00am - 11.00pm

4. DURATION OF LICENCE

From: [enter date] as per above listing only on those specific dates September 22nd October 5th October 12th October 19th October 20th
 To: [enter date]

3. THE EVENT OR OCCASION

Specify the type of event or occasion to be catered for on the premises and the organiser

The Rugby world Cup is in Japan September 22nd – November 2nd 2019 – because the RWC is being held in Japan this time there is a considerable time difference and this means most games are early morning for UK viewers.

North Berwick Rugby Club would like to show the Rugby world Cup games, and serve breakfasts and or cooked filled morning rolls on each occasion

The rugby club intend to have people wanting to watch the rugby at the club house and have breakfast pre book their attendance in advance of the date.

The dates requested are for either Scotland games or games that we think would be popular with many of the rugby fans in North Berwick, and/ or the final stages of the competition.

7. CHECKLIST (Please tick yes/no)

- | | |
|--|------|
| • I have Made or enclosed payment of the fee for the application | YES/ |
|--|------|

8. SIGNATURE AND DECLARATION BY APPLICANT (see note 4)

DECLARATION

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

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

SIGNATURE

DATE

2/7/19

NOTES

1. Section 68 of the Licensing (Scotland) Act 2005 provides that the holder of a premises licence is eligible to apply for an extension of licensed hours in connection with:-
 - i) a special event or occasion to be catered for on the premises, or
 - ii) a special event of local or national significance.
2. This application must be lodged at least 28 working days before the event. This excludes the day of the event and the day of lodging. Delivering on a Saturday, Sunday, after 5pm or on public holidays is not lodging.
3. The extension of licensed hours may be for such period as is specified in the application or such other period as the Board considers appropriated, but it must not exceed one month.
4. Data Protection Act 1998
 - The information on this form may be held on an electronic register which may be available to members of the public on request
5. Information on the Licensing (Scotland) Act 2005 is available on the website of the Scottish Parliament (<http://www.opsi.gov.uk/legislation/scotland/acts2005/20050016.htm>)
6. East Lothian Licensing Board may extend the licensed hours as per Section 68 of the Act. It should be noted that, as per the Statement of Licensing Policy 2018 -2023, the following considerations will be applied to each application:

Each extended hours' application will be assessed on its own merits. When the extended hours sought, in respect of on sales premises, fall outwith the on sales policy hours as appropriate to the premises, the applicant will require to demonstrate to the Board that there are good reasons for the hours sought and that the hours are appropriate in the circumstances.

The Board will not grant an extended hours application where the applicant fails to satisfy the Board that a genuine special event is taking place and the application merely relates to extra drinking time. Where the applicant is seeking extended hours they must clearly demonstrate to the Board in their application the nature of the special event taking place.

The Board considers that this approach is consistent with the objective of protecting and improving public health.

The applicant will require to provide the Board with sufficient information to enable a decision to be made. This information will include: -

- the hours sought
- a detailed description of the special event or occasion
- the proposed activities to take place during these hours
- when each activity will take place
- why the event or occasion is considered to be special
- why the event or occasion cannot take place within the on sales policy hours appropriate to the premises.

The Board will not normally grant applications for early drinking prior to travelling to sporting events.

EAST LOTHIAN LICENSING BOARD

Licensing (Scotland) Act 2005

Application for Extension of Licensed Hours

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary. Application must be lodged 14 days prior to the event.

You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)	
Premises licence number	
Premises name and full postal address (including post code, which this application refers to)	North berwick Rugby Football Club Recreation Park, North Berwick East Lothian EH39 4DG

2. APPLICANTS DETAILS	
Name of individual	Douglas B Paul (Personal license Number EL 1431)
Company/Partnership	North Berwick Rugby Club
TELEPHONE NUMBERS	
Daytime	[REDACTED]
Evening	[REDACTED]
Mobile	[REDACTED]
FAX NUMBER	
EMAIL ADDRESS (if you would prefer us to correspond you by e-mail)	
[REDACTED]	

East Lothian Council
 Licensing
 - 9 JUL 2019
 Received

5. PROVIDE EXTENDED HOURS APPLIED FOR (see notes 2 and 3)		
Day	Commencement Time	Terminal Hour
Monday		
Tuesday		
Wednesday		
Thursday		
Friday		
Saturday October 26 th	9.00am	As per license 11.00am - 1.00am Sunday
Sunday October 27 th	9.00.am	As per License 11.00am - 11.00pm
Friday November 1 st	9.00.am	As per license 11.00am 1.00am Saturday
Saturday November 2 nd	9.00am	As per license 11.00am - 1.00am Sunday

4. DURATION OF LICENCE

From: [enter date] as per above listing only on those specific dates October 26th, October 27th, November 1st November 2nd
 To: [enter date]

3. THE EVENT OR OCCASION

Specify the type of event or occasion to be catered for on the premises and the organiser
 The Rugby world Cup Japan, September 22nd – November 2nd 2019 – because the RWC is being held in Japan this time there is a considerable time difference and this means most games are early morning for UK viewers.
 North Berwick Rugby Club would like to show the Rugby world Cup games, and serve breakfasts and or cooked filled morning rolls on each occasion
 The rugby club intend to have people wanting to watch the rugby at the club house and have breakfast to pre book their attendance in advance of the date.
 The dates requested are for either Scotland games or games that we think would be popular with many of the rugby fans in North Berwick, and/ or the final stages of the competition.

7. CHECKLIST (Please tick yes/no)

• I have Made or enclosed payment of the fee for the application	YES/
--	------

8. SIGNATURE AND DECLARATION BY APPLICANT (see note 4)

DECLARATION
IT IS AN OFFENCE TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION
 The contents of this Application are true to the best of my knowledge and belief.

SIGN.

DATE

2/7/19

NOTES

1. Section 68 of the Licensing (Scotland) Act 2005 provides that the holder of a premises licence is eligible to apply for an extension of licensed hours in connection with:-
 - i) a special event or occasion to be catered for on the premises, or
 - ii) a special event of local or national significance.
2. This application must be lodged at least 28 working days before the event. This excludes the day of the event and the day of lodging. Delivering on a Saturday, Sunday, after 5pm or on public holidays is not lodging.
3. The extension of licensed hours may be for such period as is specified in the application or such other period as the Board considers appropriated, but it must not exceed one month.
4. Data Protection Act 1998
 - The information on this form may be held on an electronic register which may be available to members of the public on request
5. Information on the Licensing (Scotland) Act 2005 is available on the website of the Scottish Parliament (<http://www.opsi.gov.uk/legislation/scotland/acts2005/20050016.htm>)
6. East Lothian Licensing Board may extend the licensed hours as per Section 68 of the Act. It should be noted that, as per the Statement of Licensing Policy 2018 -2023, the following considerations will be applied to each application:

Each extended hours' application will be assessed on its own merits. When the extended hours sought, in respect of on sales premises, fall outwith the on sales policy hours as appropriate to the premises, the applicant will require to demonstrate to the Board that there are good reasons for the hours sought and that the hours are appropriate in the circumstances.

The Board will not grant an extended hours application where the applicant fails to satisfy the Board that a genuine special event is taking place and the application merely relates to extra drinking time. Where the applicant is seeking extended hours they must clearly demonstrate to the Board in their application the nature of the special event taking place.

The Board considers that this approach is consistent with the objective of protecting and improving public health.

The applicant will require to provide the Board with sufficient information to enable a decision to be made. This information will include: -

- the hours sought
- a detailed description of the special event or occasion
- the proposed activities to take place during these hours
- when each activity will take place
- why the event or occasion is considered to be special
- why the event or occasion cannot take place within the on sales policy hours appropriate to the premises.

The Board will not normally grant applications for early drinking prior to travelling to sporting events.

17/07/2019

Your Ref:

Our Ref: 436299

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



**POLICE
SCOTLAND**

Keeping people safe

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
EXTENDED HOURS APPLICATION
LICENCE NO: EL255
PREMISES: NORTH BERWICK RUGBY FOOTBALL CLUB
RECREATION PARK, DUNBAR ROAD, NORTH BERWICK, EAST LOTHIAN,
EH39 4DG.
PREMISES LICENCE HOLDER: NORTH BERWICK RUGBY CLUB**

I refer to the above premises and an application for extended hours to be granted on various dates between 22/09/19 and 20/10/19, and in terms of Section 69(2) of the Licensing (Scotland) Act 2005, I make the following objection.

The applicant currently holds a premises licence allowing the sale of alcohol for 'on-sales';

Sun-Wed	-	1100hrs to 2300hrs
Thur	-	1100hrs to 0000hrs
Fri-Sat	-	1100hrs to 0100hrs

The applicant has applied for the following extensions;

22/09/19 (Sun)	-	0830hrs to 1100hrs
05/10/19 (Sat)	-	0900hrs to 1100hrs
12/10/19 (Sat)	-	0900hrs to 1100hrs
19/10/19 (Sat)	-	0900hrs to 1100hrs

Section 68(1)(b) of the Licensing (Scotland) Act 2005 allows applications for extended hours to be granted if the Licensing Board consider it appropriate to do so in connection with a special event or occasion to be catered for on the premises or a special event of local or national significance.

The applicant has indicated that the extended hours requested are required to allow patrons to watch the Rugby World Cup.

If the application is granted, the terminal hour for the premises would be outwith the guidelines contained within the Licensing Board's Statement of Licensing Policy 2018-2023.

Section 17 of the policy refers to licensing hours, and states that the general policy for licensed hours for the consumption of alcohol on premises is;

11.00 am to 11.00 pm Monday to Wednesday (inclusive)
11.00 am to 1.00 am Thursday to Saturday (inclusive)
11.00 am to 12.00 midnight on Sunday

and that applications to open outwith these hours will only be granted in exceptional circumstances, and only when the applicant demonstrates how they will promote the licensing objectives.

In addition, the requested hours on three out of the four days will result in the premises being open in excess of the Government's recommended maximum period of 14hours, with the fourth day matching the recommendation.

If the extended hours applied for are granted, Police Scotland are of the opinion that this would set a precedent which other licensed premises in East Lothian would be likely to seek to replicate.

Alcohol fuelled violence and disorder continues to be a problem in East Lothian. In a number of crimes of assault or serious assault recorded by the Police, which has taken place within East Lothian, the perpetrator, victim, or both, have been under the influence of alcohol which was consumed within licensed premises. Recorded crime figures demonstrate that the longer and later licensed premises are open, the higher the likelihood of crimes of violence occurring.

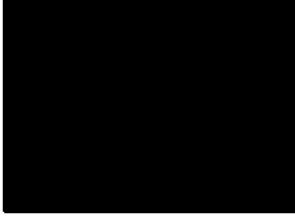
Any extension to the operating hours for the applicant premises, or any other premises enjoying similar licensed hours, may exacerbate this and result in an increase in crime and disorder.

For these reasons, and in terms of Section 69(2) of the Licensing (Scotland) Act 2005, I object to the application for the purposes of the preventing crime and disorder, preventing public nuisance and protecting and improving public health licensing objectives.

It is pertinent to note that Police Scotland has no objection to the premises opening early to allow patrons to watch the Rugby World Cup and breakfasts to be sold, if there is no alcohol for sale or supply.

It is pertinent to note that Police Scotland has no objection to the premises opening early to allow patrons to watch the Rugby World Cup and breakfasts to be sold, if there is no alcohol for sale or supply.

Yours faithfully



John McKenzie
Chief Superintendent

For enquiries please contact the Licensing Department on 0131 561 6141.

Herkes, Gillian

From: Fruzynski, Rudi
Sent: 10 July 2019 09:27
To: Herkes, Gillian
Subject: RE: LILAC_QXM04806_2233_001.pdf

The police have indicated that they will object to this application in order to be consistent with their approach to other sporting events. I will therefore not comment on this application.

Rudi Fruzynski
Licensing Standards Officer
Accredited Paralegal
East Lothian Council



01620827363

From: Herkes, Gillian <gherkes@eastlothian.gov.uk>
Sent: 09 July 2019 10:16
To: Lothian Scot Borders Licensing East Mid Lothian
<LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>; Fruzynski, Rudi <rfruzynski@eastlothian.gov.uk>;
Grant, Shona <sgrant@eastlothian.gov.uk>
Subject: LILAC_QXM04806_2233_001.pdf

OCCEXT033/19 – Extension for North Berwick Rugby Club for Rugby World Cup for matches on 22 September, 5th October, 2019, 12 October, 19th October and 20th October, 2019 for report.

Gillian

00067038/19

EAST LoTHIAN LICENSING BOARD

Licensing (Scotland) Act 2005

Application for Extension of Licensed Hours

4b

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets, if necessary. Application must be lodged 14 days prior to the event.

You may wish to keep a copy of the completed form for your records.

1. LICENCE DETAILS (see note 1)	
Premises licence number	
Premises name and full postal address (including post code, which this application refers to)	NETHER ABBEY HOTEL 20 DIRLETON AVENUE NORTH BERWICK.

2. APPLICANTS DETAILS	
Name of individual	COLIN ROSS MACDONALD
Company/Partnership	
TELEPHONE NUMBERS	
Daytime	[REDACTED]
Evening	[REDACTED]
Mobile	[REDACTED]
FAX NUMBER	
EMAIL ADDRESS (if you would prefer us to correspond you by e-mail)	bookings@netherabbey.co.uk [REDACTED]

£10

Licensing
20 AUG 2019
Received

5. PROVIDE EXTENDED HOURS APPLIED FOR (see notes 2 and 3)

Day	Commencement Time	Terminal Hour
Monday		
Tuesday		
Wednesday		
Thursday		
Friday		
Saturday		
Sunday	8.15am	11am.

4. DURATION OF LICENCE

From: [enter date] 22/09/19
 To: [enter date] 22/09/19.

3. THE EVENT OR OCCASION

Specify the type of event or occasion to be catered for on the premises and the organiser

WE would like to offer champagne breakfasts for the opening rugby world cup game for Scotland.

7. CHECKLIST (Please tick yes/no)


I have Made or enclosed payment of the fee for the application YES NO

8. SIGNATURE AND DECLARATION BY APPLICANT (see note 4)

DECLARATION

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

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

SIGNATURE  DATE 16-08-19.

NOTES

- Section 68 of the Licensing (Scotland) Act 2005 provides that the holder of a premises licence is eligible to apply for an extension of licensed hours in connection with:-
 - a special event or occasion to be catered for on the premises, or
 - a special event of local or national significance.
- This application must be lodged at least 28 working days before the event. This excludes the day of the event and the day of lodging. Delivering on a Saturday, Sunday, after 5pm or on public holidays is not lodging.
- The extension of licensed hours may be for such period as is specified in the application or such other period as the Board considers appropriated, but it must not exceed one month.
- Data Protection Act 1998
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