



## **MINUTES OF THE MEETING OF EAST LOTHIAN LICENSING BOARD**

**THURSDAY 26 SEPTEMBER 2019  
COUNCIL CHAMBERS, TOWN HOUSE, HADDINGTON**

---

**Board Members Present:**

Councillor F Dugdale (Convener)  
Councillor L Bruce  
Councillor J Henderson  
Councillor W Innes  
Councillor J McMillan

**Clerk of the Licensing Board:**

Mrs Kirstie MacNeill, Service Manager – People and Governance

**Attending:**

Ms F Fitzpatrick, Team Leader – Licensing and Landlord Registration  
Ms G Herkes, Licensing Officer  
Ms C Shiel, Licensing Officer  
PC H Bowsher, Police Scotland

**Committee Clerk:**

Ms J Totney, Team Manager – Democratic and Licensing

**Apologies:**

Councillor Goodfellow

**Declarations of Interest:**

None

### **1. MINUTES FOR APPROVAL**

The minutes of the East Lothian Licensing Board meeting of 29 August 2019 were approved as a true record of the meeting.

**2 (a). GRANT OF PROVISIONAL PREMISES LICENCE  
Fidra Fine Spirits, Unit 1, The Cartshed, Kilduff Farm, by Athelstaneford,  
North Berwick**

Mr J Brydie, applicant/company director and Ms E Bouglet, company director, were present.

The Clerk advised that the application seeks to licence the unit to be run as a small craft distillery for the production, bottling, labelling and dispatch of Fidra Gin and other spirits; host gin society or similar talks/tastings, charity fundraisers and distillery tours; to have on sales 11hrs to 22 hrs and off sales 10hrs to 22hrs; to provide an outdoor drinking area; and background music to be played outwith core hours in the unit. She reported that there are no objections from the public, the Licensing Standards Officer (LSO), Police Scotland, NHS Scotland, or the Community Council, and advised members that the applicant has been operating with occasional licences for the past few weeks without any issues or complaints.

Ms Brydie outlined the background to the business and provided information on future plans for the company. She stressed that there is a strong desire to move the gin production side of the business away from Aviemore to create a full East Lothian provenance which is very important to the business.

PC Bowsher advised that Police Scotland are supportive of the application.

Councillor Dugdale enquired about safety given that the unit is on a working farm. Ms Brydie provided information in this regard to the satisfaction of the Board.

Councillor McMillan welcomed the application, commenting that it aligned well to the goal of East Lothian being Scotland's leading food and drink destination.

**Decision**

East Lothian Licensing Board unanimously agreed to grant the provisional premises licence.

*Sederunt: Ms Brydie and Ms Bouglet left the meeting*

**2 (b). GRANT OF PROVISIONAL PREMISES LICENCE  
Whitekirk Hill, Whitekirk, North Berwick**

The Clerk advised that the application is for a clubhouse with restaurants, a bar, a wellness centre, leisure facilities and a children's play barn which seeks to have on and off sales during Board Policy core hours; conference facilities; receptions; meetings; recorded and live music; dance; film; indoor and outdoor sports; televised sport; an outdoor drinking area (to be licensed only during core hours); lounge/bar capacity to be 200; orangery capacity to be 150; gym/spa capacity to be 100; and play barn capacity to be 100 (with only table service allowed in the play barn). She reported that there are no objections from the public, the LSO is supportive; Police Scotland are seeking clarification regarding off sales and are seeking a clearly delineated layout plan; and there is no objection from NHS Scotland or the Community Council.

Mr J Wilkie, applicant, and Ms B Campbell, leisure centre manager, were present.

Ms Campbell provided members with an updated layout plan. Mr Wilkie informed members about the plans for the regeneration of the premises; outlined the areas within the premises that are to be licensed; advised that the premises should open at the end of October; explained the off-sales element of the application; and advised that there would be a separate applications in due course if it is decided to licence further outside space and/or add a an alcohol licence to the lodge accommodation.

Councillor Henderson asked about security arrangements, given that the premises are in a rural location. Mr Wilkie explained the CCTV arrangements and PC Bowsher advised that Police Scotland fully encourage the installation of CCTV for crime prevention.

PC Bowsher confirmed that the concerns from Police Scotland in relation to off-sales and the delineation of the outside drinking are had now been addressed to her satisfaction.

Councillor McMillan commented on the major investment in the premises which linked well to East Lothian's economic development goals.

### **Decision**

East Lothian Licensing Board unanimously agreed to grant the provisional premises licence.

### **3. MAJOR VARIATION OF LICENCE Winton Arms, Lempockwells Road, Pencaitland**

The Clerk advised that the application seeks to vary the premises licence to amend the opening hours for on and off sales of alcohol on a Sunday to 11am; vary seasonal variations (apply for or take grant of extension to licensing hours during any local, national and international festivals/holidays in accordance with Board policy); apply for extensions for special events (sporting events, functions etc); include restaurant and bar meals within and outwith core hours; allow children's access, if accompanied by an adult, up to 10pm (unless attending a private function); and to change the Premises Manager. She added that there are no objections from the public or NHS Scotland, and that there are no adverse comments from Police Scotland or the LSO.

Mr P Arnott from the applicant company was present.

Mr Arnott advised that Caledonian Heritable had recently purchased the premises; explained that it is the intention to create a family friendly bar bistro; and confirmed that the proposed improvements would not alter the layout plan or the outside drinking area.

PC Bowsher stated that Police Scotland supports the application.

Councillor McMillan commented on the company's reputation for quality and hoped that there would be the opportunity for the premises to specialise in East Lothian produce.

Councillor Innes remarked that the premises are a valuable community resource, which can be a focal point in small villages.

### **Decision**

East Lothian Licensing Board unanimously agreed to grant the provisional premises licence.

**4. TEMPORARY LICENCE APPLICATION**  
**Visitor Centre, Glenkinchie Distillery, Glenkinchie, Pencaitland**

Mr D Hossack, Morton Fraser, Solicitors was present to represent the applicant. Ms R Paisley, Glenkinchie Distillery Manager, was also present.

The Clerk advised that there are no objections to this application.

Mr Hossack outlined the visitor experience at Glenkinchie and explained that this application is in respect of high quality temporary porta cabins while reconstruction work takes place at the Distillery.

Councillor Innes commented that Glenkinchie has an important part to play in East Lothian's economic strategy and is a first class business that reflects positively on East Lothian; comments which were echoed by Councillor McMillan.

**Decision**

East Lothian Licensing Board unanimously agreed to grant the provisional temporary licence.

Signed .....

Councillor F Dugdale  
Convener of East Lothian Licensing Board