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APPLICATION FOR PREMISES LICENCE/ PROVISIONAL PREMISES LICENCE*

LICENSING (SCOTLAND) ACT 2005, SECTION 20

2c

*Delete as appropriate

Question 1 - Name, address and postcode of premises to be licensed

HOME BARGAINS, UNIT 2, HADDINGTON RETAIL PARK

GATESIDE EH41 3ST

Question 2 - Particulars of applicant

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

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.

T.J. MORRIS (SCOT) LTD

AXIS BUSINESS PARK, PORTAL WAY, GILLMOSS LIVERPOOL L11 0JA

COMPANY NO; 11794417

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

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.*

STUART NORMAN MORRIS; 

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

Question 3 – Previous applications

Has the applicant been refused a premises licence under section 23 of the Licensing (Scotland) Act 2005 in respect of the same premises?

YES NO

If YES – provide full details _____

Question 4 – Previous convictions

Has the applicant or any connected person ever been convicted of a relevant or foreign offence (1)

YES 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.

NAME	DATE	COURT	OFFENCE	SENTENCE

(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 – Description of premises

(where application is submitted by a members' club, please also complete question 6)

RETAIL STORE

Question 6 – To be completed by members' clubs only

Do the club's constitution and rules conform to the requirements of regulation 2 of the Licensing (Clubs) (Scotland) Regulations 2007?

YES NO

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

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

Signature  _____ * (see note below)

Date 28/5/2021

~~APPLICANT~~ / AGENT (delete as appropriate)

Telephone number and email address of signatory 01482 324252

JANET_BRAITHWAITE@GOSSCHALKS.CO.UK

I have enclosed the relevant documents with this application – please tick the relevant boxes

- Operating plan
- Layout plan (highlighting the area where alcohol is sold/consumed)
- Planning certificate
- Building standards certificate
- Food hygiene certificate

* Data Protection Act 2018

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

Operating plan

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

Question 1

Statement regarding alcohol being sold on premises/off premises or both

- 1(a) Will alcohol be sold for consumption solely ON the premises? Yes No
- 1(b) Will alcohol be sold for consumption solely OFF the premises? Yes No
- 1(c) Will alcohol be sold for consumption both ON and OFF the premises? Yes No

Question 2

Statement of core times when alcohol will be sold for consumption on premises

Day	On Consumption	
	Opening time	Terminal hour
Monday	N/A	N/A
Tuesday	N/A	N/A
Wednesday	N/A	N/A
Thursday	N/A	N/A
Friday	N/A	N/A
Saturday	N/A	N/A
Sunday	N/A	N/A

Question 3

Statement of core times when alcohol will be sold for consumption off premises

Day	Off Consumption	
	Opening time	Terminal hour
Monday	10.00	22.00
Tuesday	10.00	22.00
Wednesday	10.00	22.00
Thursday	10.00	22.00
Friday	10.00	22.00
Saturday	10.00	22.00
Sunday	10.00	22.00

Question 4

Seasonal variations

Does the applicant intend to operate according to seasonal demand? Yes No

*If yes – provide details

N/A

Question 5

Please indicate the other activities or services that will be provided on the premises in

addition to supply of alcohol.

Col. 1 5(a) Activity	Col. 2 Please confirm 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
Accommodation	NO	N/A	N/A
Conference facilities	NO	NO	NO
Restaurant facilities	NO	NO	NO
Bar meals	NO	NO	NO
5(b) Activity Social functions including:	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
Receptions including weddings, funerals, birthdays, retirements etc.	NO	NO	NO
Club or other group meetings etc.	NO	NO	NO
5(c) Activity Entertainment including:	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
Recorded music – see 5(g)	YES	YES	YES
Live performances – see 5(g)	NO	NO	NO
Dance facilities	NO	NO	NO
Theatre	NO	NO	NO
Films	NO	NO	NO
Gaming	NO	NO	NO
Indoor/outdoor sports	NO	NO	NO
Televised sport	NO	NO	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	NO	NO	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.

THERE MAY BE OCCASIONAL BACKGROUND MUSIC PLAYED AT LOW VOLUME WHEN THE STORE IS OPEN.

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 GENERAL OPENING HOURS WOULD BE FROM 08.00 TO 2200 MONDAY TO SUNDAY SUBJECT TO ANY RESTRICTIONS SUCH AS EXISTING SUNDAY TRADING LAWS.

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

Question 6 (On-sales only)

Children and young persons

6(a) When alcohol is being sold for consumption on the premises will children or young persons be allowed entry Yes No

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

N/A

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

N/A

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

N/A

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

N/A

Question 7

Capacity of premises

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

OFFSALES – 34.2m²

Question 8

Premises manager (note: not required where application is for grant of provisional premises licence)

Personal details

8(a) Name

8(b) Date of birth

8(c) Contact address


8(d) Email address

8(e) Personal licence

Date of issue	Name of Licensing Board issuing	Reference no. of personal licence

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)		
Date	17 TH MAY 2021		
Capacity (delete as appropriate)	Applicant	Agent	
Telephone number and email address of signatory	01482 590218 Janet_braithwaite@gosschalks.co.uk		

Name, address and telephone number of agent (if applicable)

Gosschalks Solicitors Queens Gardens Hull HU1 3DZ
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* 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.

LICENSING (SCOTLAND) ACT 2005
 TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997

**SECTION 50
PLANNING CERTIFICATE**

Fax 01620 827253
 Email:licensing@eastlothian.gov.uk

APPLICANT:	T.J. Morris (Scot) Ltd
NAME AND ADDRESS OF PREMISES:	Home Bargains, Unit 2, Gateside West, West Road, Haddington

SECTION 50 PLANNING CERTIFICATE

I confirm that planning permission (ref: 12/00896/AMM) under the Town and Country Planning (Scotland) Act 1997 in respect of any development of the subject premises in connection with their proposed use as a licensed premises has been obtained.

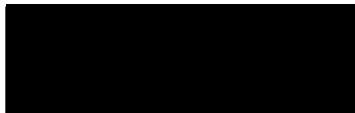
I confirm that planning permission is not required.

SECTION 50 PROVISIONAL PLANNING CERTIFICATE

I confirm that planning permission (ref:.....) or outline planning permission (ref:.....) has been obtained in respect of the construction or conversion of the subject premises.

I confirm that planning permission is not required.

I hereby confirm that, in terms the above Acts, I have no objections to the granting of the Confirmation of the Premises License to cover the above proposals.

Signed:		Date:	28th May 2021
Keith Dingwall Service Manager, Planning			

HOME BARGAINS - UNIT 2 HADDINGTON RETAIL PARK

SCHEDULE

Regulation 2

SCHEDULE 6

Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

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

Question 1

Disabled access and facilities

1(a)	Is there disabled access to the premises	<input checked="" type="radio"/> YES / <input type="radio"/> NO*
1(b)	Do you have facilities for those with a disability	<input checked="" type="radio"/> YES / <input type="radio"/> NO*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	<input checked="" type="radio"/> YES / <input type="radio"/> NO*
*Delete as appropriate		

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.

The internal floor finish is level with external pavement level, allowing level access

Question 3

Facilities available

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

The store provides customer toilets, including facilities for disabled people.

Question 4

Other provisions

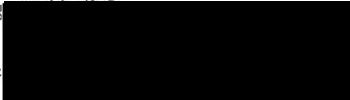
Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.

A pull out shelf is supplied with one of the tills at the required level for disabled people. This till also has a hearing loop.

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

Signature  * (see note below)

Date 14/05/2021

Capacity Agent APPLICANT/AGENT

Telephone number and email address of signatory.. 

* 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.

Home Bargains, Haddington – Meeting the Licensing Objectives

General

- The premises will sell a limited range of alcohol products which (other than in the festive period) is largely beers, wines and ciders.
- Home Bargains belongs to the Retail of Alcohol Standards Group (RASG) the effect being that all point of sale material/notices is approved by the Home Office and identical to that of all other major retailers
- Home Bargains target is that all stores in Scotland have 3 personal licence holders working at the store (senior management team), the effect being that there is always a personal licence holder on site during alcohol sales hours

Preventing Crime and Disorder

- A colour digital CCTV system is installed and maintained at the premises. Images are time and date stamped and are retained for a period of 28 days. These will be made available to the police and/or local authority on request.
- All staff whose duties include alcohol sales will receive full training
- Alcohol and age restricted training is refreshed every 12months
- Records of all training will be maintained on site and made available to the police/LSO upon request,

Securing Public Safety

- Trained first aiders are on site at all times
- The Premises Licence Holder undertakes ongoing risk assessments in order to comply with Health and Safety Legislation.

Preventing Public Nuisance

- Any recorded background music played within the store or store announcements are played at levels such that it does not cause any nuisance

Protecting and Improving Public Health

- Low calorie drinks and snacks are available for purchase



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

Please describe your business offering.

The premises will operate as a Supermarket selling a wide range of groceries (including fresh produce) and other household goods.

(extend this box if you require additional space)

On/Off Consumption	<u>OFF SALES ONLY</u>
(a) Please describe the type of business you intend to operate in respect of On consumption.	a) NA
(b) Please describe the type of business you intend to operate in respect of Off consumption & deliveries	b) The business will sell a limited range of alcohol. This is largely beers and wines which are sold from the store. The applicant does not currently operate home shopping/alcohol deliveries.

Clarification is required in relation to the content of your proposed Operating Plan

(extend the boxes below if you require additional space)

<p>To what extent do you intend to use any of the following: Accommodation; Conference Facilities; Restaurant Facilities; Bar Meals:</p> <p>None</p>
<p>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:</p> <p>None</p>

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:

Background music may be played throughout the store whilst it is open.

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:

NA

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:

NA

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:

Background music.

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:

The sale of groceries and other household goods. It is anticipated that the store will open between 8.00 and 10.00 pm.

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.

Children and young persons will be permitted access to the store at all times that it is open to the public.

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:

Please see attached

Securing Public Safety:

Please see attached

Preventing Public Nuisance:

Please see attached

Protecting and Improving Public Health:

Please see attached

Protecting Children and Young Persons From Harm:

Please see attached

Application Supporting Comments / Any Other Additional Information

(extend the boxes below if you require additional space)

Additional Information:

Supporting Comments: i.e. reasons why the Board should support your application.

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	10 th JUNE 2021
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Herkes, Gillian

From: Lothian Scot Borders Licensing East Mid Lothian
<LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>
Sent: 10 June 2021 13:07
To: Licensing
Subject: RE: Home Bargains Unit 2 Haddington Retail Park Gateside GTE:00122000016917
[OFFICIAL]

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

OFFICIAL

Good afternoon

No Police objections.

Thanks

Graeme.

Graeme Bairden
Constable 4269 J
Licensing officer
Police Scotland - J Division- East Lothian
Telephone - 07866 195214
Email - graeme.bairden@scotland.pnn.police.uk



From: Winter, Maree [mailto:mwinter@eastlothian.gov.uk]
Sent: 03 June 2021 16:07
To: Lothian Scot Borders Licensing East Mid Lothian; Environmental Health/Trading Standards; Fruzynski, Rudi; Fire officer (torquil.cramer@firescotland.gov.uk); 'Licensing@nhsllothian.scot.nhs.uk'; Environment Reception; Trading Standards; Gigourtaki, Eleni; Grant, Shona; [REDACTED]
Subject: FW: Home Bargains Unit 2 Haddington Retail Park Gateside GTE:00122000016917

Dear all,

Please find attached provisional licence application for Home Bargains, Unit 2, Haddington Retail Park. Could I please have any objections/representations by 2nd July 2021.

Kind regards

EAST LoTHIAN COUNCIL

PEOPLE AND GOVERNANCE

From: R. Fruzynski
Licensing Standards Officer

To: K. MacNeill
Clerk to the Licensing Board

Date: 11 June 21

Subject: LICENSING SCOTLAND ACT 2005

PROVISIONAL PREMISES LICENCE APPLICATION

Home Bargains, Unit 2 Haddington Retail Park, Gateside, Haddington, East Lothian EH41 3ST

I refer to the above subject and can confirm that this application has been assessed and I am satisfied that the Operating and Layout Plans are in accordance with the Licensing Board's policy and the Act.

In recent times, it is known that supermarkets in general have been the target of shoplifting and multiple unreported thefts of alcohol. I would therefore recommend the introduction of the following conditions to prevent crime and disorder:

- That maintained CCTV, of a standard acceptable to Police Scotland, cover the proposed 34.02m² alcohol display areas.
- All bottles of spirits should be security tagged.
- All thefts of alcohol should be notified to the police.

This report is submitted for the consideration of the Licensing Board.

R. Fruzynski
Licensing Standards Officer