

ELO 385



East Lothian Council
Licensing

7 OCT 2021

Received

PC
RF
AL
FRG
SW
XG141
T-S
NH!

APPLICATION FOR ~~PREMISES LICENCE~~ / PROVISIONAL PREMISES LICENCE*

LICENSING (SCOTLAND) ACT 2005, SECTION 20

2b

*Delete as appropriate

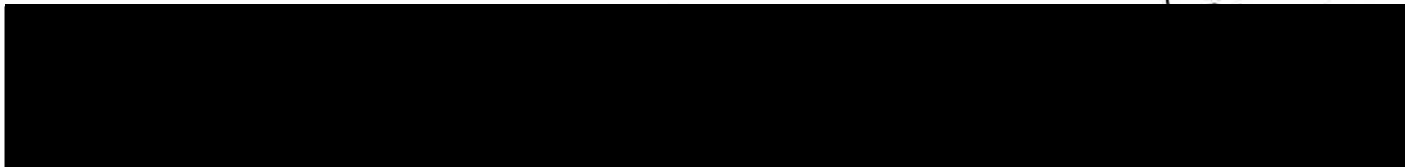
Question 1 - Name, address and postcode of premises to be licensed

'THE TIPSY TRUFFLE', 59 HIGH STREET, DUNBAR,
EAST LoTHIAN EH42 1EW

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.

JULIE WATT, [REDACTED]



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.

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.*

* 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)

Ground floor retail unit selling mainly chocolate
and gifts with small areas for liqueurs and speciality
alcohol. Staff and storage areas to rear. (see plan).

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 07/10/21 _____

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

Telephone number and email address of signatory TEL: 


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

(PREMISES UNDER CONSTRUCTION)

*** 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.

For use by the Licensing Board only Application checklist	
Date received	
Fee amount	
Receipt number	
Received by (INITIALS)	
Consideration date	
Last date for consideration	
Date of initial hearing	
Date of any modification hearing	
Date granted/refused (delete as appropriate)	

For use by the Licensing Board only If application is for a Premises Licence – Documents required	
Operating plan	
Layout plan	
Planning certificate	
Building standards certificate	
Food hygiene certificate	

For use by the Licensing Board only If application is for a Provisional Premises Licence Documents required	
Provisional planning certificate	
Operating plan	
Layout plan	

OPERATING PLAN

LICENSING (SCOTLAND) ACT 2005, SECTION 20(2)(B)(i)

**This application should only be completed by the Licence Holder
of the appropriate Premises Licence or their Agent.**

1. STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

Name and Address of Premises 'THE TIPSY TRUFFLE'

59 HIGH STREET, DUNBAR, EAST LOTHIAN

Post Code EH42 1EW

- 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

2. STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION ON PREMISES

DAY	ON CONSUMPTION	
	Opening time	Terminal Hour
Monday	N/A	
Tuesday	N/A	
Wednesday	N/A	
Thursday	N/A	
Friday	N/A	
Saturday	N/A	
Sunday	N/A	

3. STATEMENT OF CORE TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION OFF PREMISES

DAY	OFF CONSUMPTION	
	Opening time	Terminal Hour
Monday	10 AM	6 PM
Tuesday	10 AM	6 PM
Wednesday	10 AM	6 PM
Thursday	10 AM	6 PM
Friday	10 AM	6 PM
Saturday	10 AM	6 PM
Sunday	12.30 PM	5 PM.

Herkes, Gillian

From: Winter, Maree
Sent: 10 November 2021 09:58
To: Herkes, Gillian
Subject: FW: The Tippy Truffle, 59 High St Dunbar, Licence

Hi Gillian,

Can you run this off for me please and put in with the board papers.

Maree.

From: Julie Watt [REDACTED]
Sent: 10 November 2021 09:57
To: Winter, Maree <mwinter@eastlothian.gov.uk>
Subject: The Tippy Truffle, 59 High St Dunbar, Licence

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.

Hi Maree

Further to our conversation this morning, I'd be grateful if you could add these points to my application.

1. I would like to set up a website with an Internet shop to include some of the speciality alcohol sold in shop.
2. In the future I would like to offer local deliveries of chocolate and alcohol (eg hampers).
3. Occasionally offer late night shopping nights (eg Christmas) until 7 30pm.

Many thanks
Julie Watt

4. SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal demand?

YES NO

*If YES – provide details

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

ACTIVITY	ACTIVITY PROVIDED? YES / NO	To be provided during core licenced hours. Please confirm YES / NO	Where activities are also to be provided outwith core licensed hours. Please confirm YES/NO
----------	--------------------------------	---	--

5a. Accommodation	NO	N/A	N/A
Conference facilities	NO	N/A	N/A
Restaurant facilities	NO	N/A	N/A
Bar meals	NO	N/A	N/A

Social functions including:

5b. Weddings, funerals, birthdays, retirements etc.	NO	N/A	N/A
Club or other group meetings etc.	NO	N/A	N/A

Entertainment, including:

5c. Recorded music – see 5(g)	NO	N/A	N/A
Live performances – see 5(g)	NO	N/A	N/A
Dance facilities	NO	N/A	N/A
Theatre	NO	N/A	N/A
Films	NO	N/A	N/A
Gaming	NO	N/A	N/A
Indoor/outdoor sports	NO	N/A	N/A
Televised sport	NO	N/A	N/A

5d. Outdoor drinking facilities	NO	N/A	N/A
--	----	-----	-----

5e. Adult Entertainment	NO	N/A	N/A
--------------------------------	----	-----	-----

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

5(f) If you propose to provide any activities other than those listed in 5(a) - (e), please provide details or further information below.

I WILL BE SELLING ARTISAN CHOCOLATE AND GIFTS IN A RETAIL UNIT ON DUNBAR HIGH STREET. TO COMPLEMENT THIS I WISH TO SELL CHOCOLATE LIQUEURS AND OTHER SMALL-BATCH, ARTISAN ALCOHOLIC BEVERAGES. SOLELY FOR CONSUMPTION OFF PREMISES.

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

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

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

7. CAPACITY OF PREMISES

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

SMALL RETAIL UNIT ~ 15-20 PERSONS MAX
2 m²

8. PREMISES MANAGER

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

Full Name _____

Date of birth _____

Contact address _____

_____ Post Code _____

Tel. No. _____ Email address _____

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



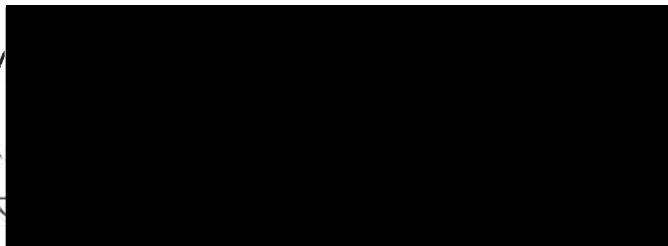
(* see note below)

Date

6/10/21

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

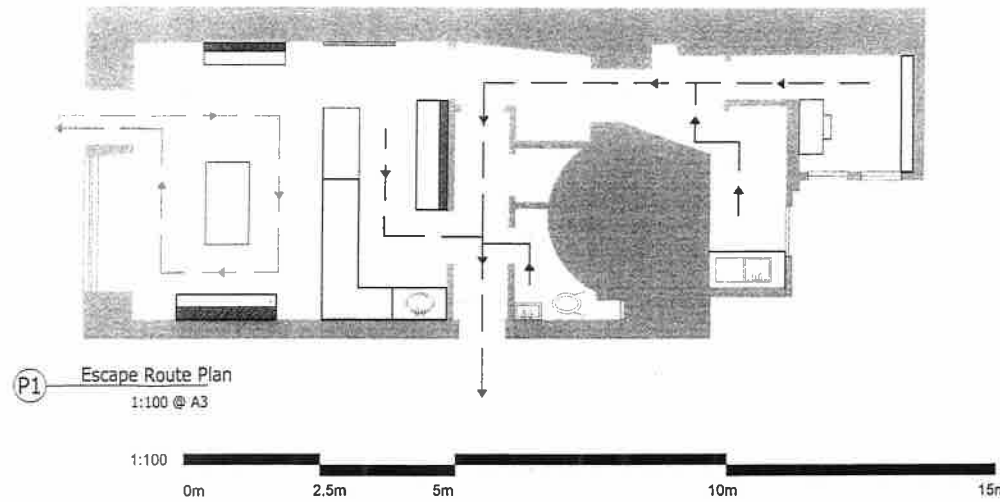
Tel. No. of signatory



Email address

*** Data Protection Act 2018**

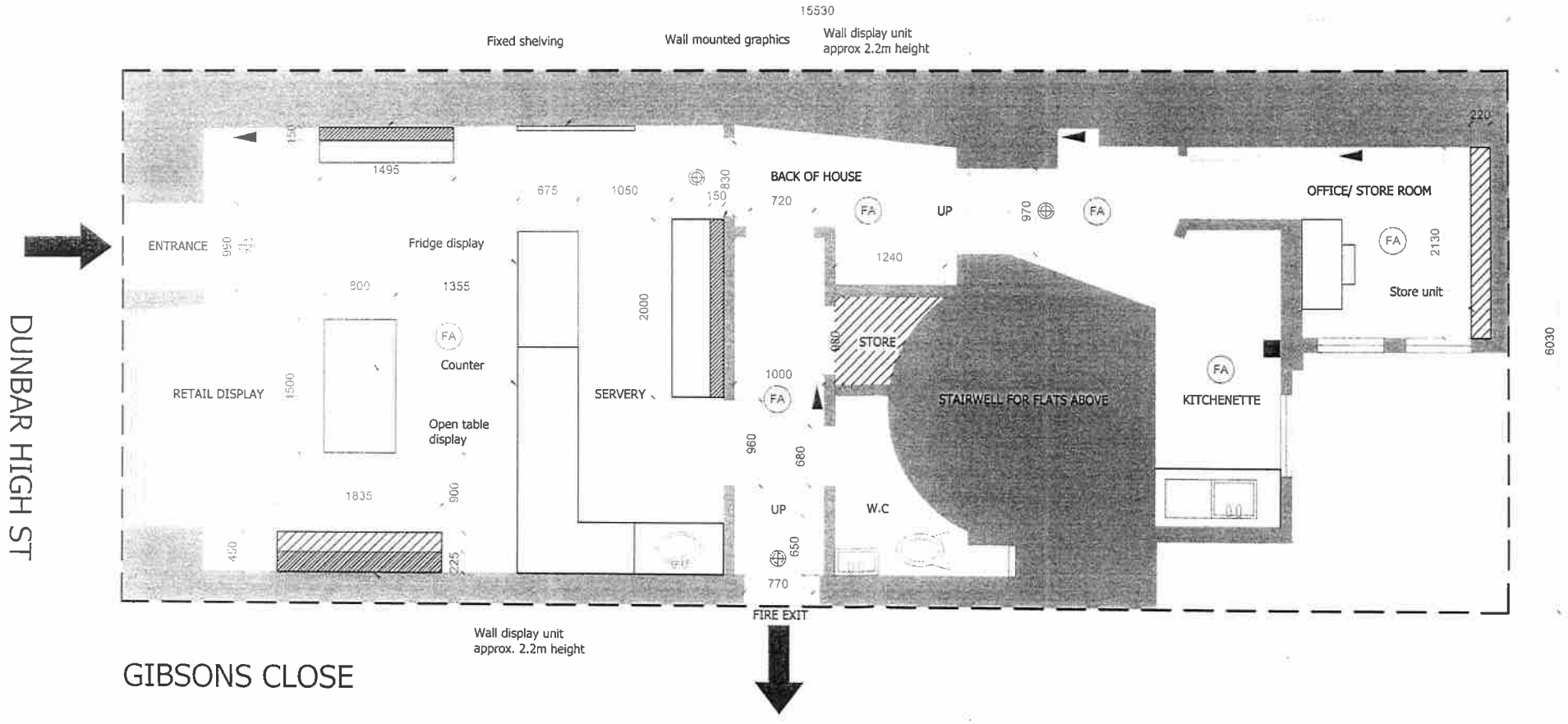
The information on this form may be held on an electronic public register which may be available to members of the public on request.



All work to comply with British Standards and relevant parts of "The Building Standards Regulations 1990" or equivalent national regulations. Notwithstanding all of the above, all electrical work must comply with current I.E.E. regulations or equivalent. The contractor will be held responsible for the structural integrity of all fittings and fixtures supplied. Samples of all finishes must be provided by contractors for approval by client prior to construction.

Dimensions must be checked by contractors and setting out drawings based on site dimensions must be approved by client prior to construction. Any variations between stated dimensions and site dimensions should be reported to the designer prior to work being executed.

- Notes**
- Key:**
- Open alcohol display approx. 2.5sqm
 - Lockable alcohol storage approx. 6.5sqm
 - Fire Exit
 - Boundary
 - Visitor escape route
 - Staff escape route
 - Fire/ smoke alarm
 - Fire Extinguisher: Foam
 - Fire Blanket
 - Emergency lighting



Revision	Description	Date
Drawing Status		
CONCEPT		
Client		
JULIE_WATT		
Job		
TIPSY_TRUFFLE_DUNBAR		
Description		
GENERAL_ARRANGEMENT PLAN		
Scale	Date	Drawn/Checked
1:100 @ A3	12/09/2021	LJ/JW
Project No.	Drawing No.	Revision
-	100	-



East Lothian Council

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

SECTION 50 PLANNING CERTIFICATE

APPLICANT:	Ms Julie Watt
NAME AND ADDRESS OF PREMISES:	'The Tippy Truffle', 59 High Street, Dunbar, EH42 1EW

SECTION 50 PLANNING CERTIFICATE

I confirm that planning permission (ref:.....) 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:	29 th September 2021
---------	--	-------	---------------------------------

Keith Dingwall
Service Manager, Planning

Herkes, Gillian

From: Graeme Bairden <Graeme.Bairden@scotland.pnn.police.uk>
Sent: 19 October 2021 13:28
To: Licensing
Subject: CORE-DMS - DOCUMENT - #1017354
Attachments: PROV PREM LIC GRANT APP - OCT 2021.PDF

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.

Good afternoon

Tipsy Truffle- Prov prem lic grant.

No Police objections.

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

EAST LOTHIAN COUNCIL

PEOPLE AND GOVERNANCE

From: Rudi Fruzynski
Licensing Standards Officer

To: Carlo Grilli
Clerk to the Licensing Board

Date: 10 Nov. 2021

Subject: LICENSING SCOTLAND ACT 2005
PROVISIONAL PREMISES LICENCE APPLICATION

The Topsy Truffle, 59 High Street, Dunbar, East Lothian EH42 1EW

I refer to the above subject and can confirm that the applicant has fully liaised with the LSO in relation to this application.

Licensing Standards has no objection to this application.

R. Fruzynski
Licensing Standards Officer

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.

Hi Maree

This was discussed at Dunbar Community Council last night. Members are happy to support the application. It was felt that it would add to the offering on Dunbar High Street. Also that it would bring the former TSB Bank back into positive use.

Jacquie Bell
Secretary
DCC

On Thu, 14 Oct 2021 at 15:57, Winter, Maree <mwinter@eastlothian.gov.uk> wrote:

Hi,

Please find attached provisional premise licence application for a chocolate gift shop with liqueurs and specialised alcohol off sales.

Could I please have your comments by 9th November.

Kind regards

Maree

Winter, Maree

From: Slight, Lynn
Sent: 18 October 2021 13:31
To: Licensing
Subject: Re: provisional premise licence application - The Topsy Truffle, 59 High Street, Dunbar

No objections to this application subject to standard conditions.

Regards

Lynn Slight Ch.EHO MREHIS
Senior Environmental Health Officer
East Lothian Council

On 14 Oct 2021, at 16:02, Environmental Health/Trading Standards <ehts@eastlothian.gov.uk> wrote:

From: Winter, Maree <mwinter@eastlothian.gov.uk>

Sent: 14 October 2021 15:58

To: Lothian Scot Borders Licensing East Mid Lothian

<LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>; Fruzynski, Rudi <rfruzynski@eastlothian.gov.uk>; 'Licensing@nhslothian.scot.nhs.uk'; Fire officer (torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>; Trading Standards <tradingstandards@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>; [REDACTED]

Subject: provisional premise licence application - The Topsy Truffle, 59 High Street, Dunbar
Hi,

Please find attached provisional premise licence application for a chocolate gift shop with liqueurs and specialised alcohol off sales.

Could I please have your comments by 9th November.

Kind regards

Maree

Maree Winter

Licensing Officer: Democratic & Licensing Services: East Lothian Council: John Muir House:

Haddington: EH41 3HA

01620 827867

mwinter@eastlothian.gov.uk

<image001.png>

<Provisional Premise licence application - The Topsy Truffle Dunbar.pdf>

Winter, Maree

From: Trading Standards
Sent: 28 October 2021 09:35
To: Winter, Maree
Subject: RE: provisional premise licence application - The Topsy Truffle, 59 High Street, Dunbar

No objections from TS

From: Winter, Maree <mwinter@eastlothian.gov.uk>
Sent: 14 October 2021 15:58
To: Lothian Scot Borders Licensing East Mid Lothian <LothianScotBordersLicensingEastMid@Scotland.pnn.police.uk>; Fruzynski, Rudi <rfruzynski@eastlothian.gov.uk>; 'Licensing@nhslothian.scot.nhs.uk'; Fire officer (torquil.cramer@firescotland.gov.uk) <torquil.cramer@firescotland.gov.uk>; Environment Reception <environment@eastlothian.gov.uk>; Environmental Health/Trading Standards <ehts@eastlothian.gov.uk>; Trading Standards <tradingstandards@eastlothian.gov.uk>; Grant, Shona <sgrant@eastlothian.gov.uk>; [REDACTED]
Subject: provisional premise licence application - The Topsy Truffle, 59 High Street, Dunbar

Hi,

Please find attached provisional premise licence application for a chocolate gift shop with liqueurs and specialised alcohol off sales.

Could I please have your comments by 9th November.

Kind regards
Maree

Maree Winter

**Licensing Officer: Democratic & Licensing Services: East Lothian Council: John Muir House:
Haddington: EH41 3HA
01620 827867
mwinter@eastlothian.gov.uk**



EAST LOTHIAN COUNCIL

Internal Memorandum

From: Planning Delivery

To: Clerk to the Licensing Board

Per: Neil Millar

Per: Licensing Board

Cc:

Date: 22nd October 2021

LICENSING (SCOTLAND) ACT 2005

Re: Consultation response

Address: The Topsy Truffle, 59 High Street, Dunbar

Application type: Provisional premises licence

There are no objections to the grant of a premises licence. No planning permission is required for the sale of alcohol on the premises.