

Thursday
15 March 2018
Licensing Board
Paper No 1

MINUTES of MEETING of MIDLOTHIAN LICENSING BOARD held in the Council Chambers, Midlothian House, Buccleuch Street, Dalkeith, on Thursday, 15 February 2018 at 11am.

Present:

Dianne Alexander, Colin J Cassidy, Russell Imrie, Derek Milligan (Chairman), Margot Russell and Peter Smaill

Apologies:

Janet Lay-Douglas, Pauline Winchester, Kenneth Baird and Kieran Munro.

Appointment of Chair:

The Board Members nominated Derek Milligan as Chair of the Licensing Board.

1. Licensing (Scotland) Act 2005 - Application for Provisional Premises Licence – Martin McColl, 11 Jarnac Court, Dalkeith

After considering the request from the applicants agent, David Crank (DWF Solicitors), who advised that the premise had not quite completed the refurbishment of the premises, the Board Members agreed to extend the Provisional Premises Licence under the provisions of Section 45(7) of the Licensing (Scotland) Act 2005 for a period of 18 months.

2. Licensing (Scotland) Act 2005 – Application for Variation of Premises Licence – Pathhead General Store, 139 Main Street, Pathhead

With regard to the Application by Amwar Waseem Ali, the Board noted that there was an objection lodged from Mr and Mrs Lamb. The Board heard Mr and Mrs Lamb in support of their objection. Thereafter, the Board heard the applicant's agent, Alistair Macdonald who advised that if Mr and Mrs Lamb had any problems then they only need to go into the shop to raise any issues. After considering all the relevant reports and hearing all parties, the Board granted the application.

3. Licensing (Scotland) Act 2005 - Application for Premises Licence – Top Out Brewery, Unit 3, 6B Dryden Road, Loanhead

With regard to the Application by Top Out Brewery, the Board noted the reports and after the applicant agreeing to lodge updated layout plans, the Board granted the Application.

4. Licensing (Scotland) Act 2005) – Application for Variation of Premises Licence – Secret Herb Garden, 32a Old Pentland Road, Loanhead.

With regard to the Application by Hamish Martin, the Board heard Natalie Frankish and Lucie McAuslan on behalf of the objectors. The Board then heard the applicant's agent, Alistair Macdonald in support of the Application. Mr Macdonald confirmed that his client would work with the Licensing Standards Officer in connection with adjustments to the noise limiter in order to have a satisfactory outcome for all parties concerned. Mr Macdonald requested that any conditions imposed relate to all events and that his client was prepared to deal with any ongoing issues and wanted to get on with his neighbours. After hearing all parties and Mr Macdonald accepting the recommended conditions, the Board granted the Application.

5. Licensing (Scotland) Act 2005 – Licensing Board Policy

The Clerk advised the Board Members that the Licensing Board Policy was due to be reviewed and would welcome any comments from Board Members.

The Meeting terminated at 12 noon