

Public Document Pack



ABERDEEN CITY COUNCIL

To: George Wyatt, Vice Convener; Craig Adams, Derek Murray, Gerard Rattray (Representatives of Holders of Premises Licences/Personal Licences); Inspector John Soutar, Grampian Police; Sandy Kelman (Alcohol and Drugs Partnership); Sohail Faruqi (Education); Linda Smith (Health); Ian Donaldson, Mark Donlevy and Bob Westland (Community Safety); Mary Crawford, Allan McIntosh, Ken Eddie, Councillors Martin Greig and John West (Representatives of Residents within the Forum's Area); and Diane Sande (Licensing Standards Officer).

Town House,
ABERDEEN 04 April 2012

LOCAL LICENSING FORUM

The Members of the **LOCAL LICENSING FORUM** are requested to meet in Committee Room 5 - Town House on **THURSDAY, 12 APRIL 2012 at 2.00 pm.**

RODERICK MACBEATH
SENIOR DEMOCRATIC SERVICES MANAGER

B U S I N E S S

GENERAL BUSINESS

- 1.1 Election of Forum Convener - Please note that a nomination has been received for Craig Adams to be appointed as Convener
- 1.2 Minute of Meeting of Local Licensing Forum of 16 February 2012 (Pages 1 - 6)
- 1.3 Agenda and Minute of Licensing Board Meeting of 7 February 2012 (Pages 7 - 18)

The agenda for this meeting can be found at:

<http://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=151&MIId=2431&Ver=4>

- 1.4 Workplan/Decision Sheet (Pages 19 - 22)
- 1.5 Addaction Alcohol Services in Aberdeen City Presentation - Mark Thomson
- 1.6 Door Supervisors Working Group of 27 February 2012 - Update from Members of Working Group
- 1.7 Update on Licensing Standards Officer Including Mock Inspection of 21 March
- 1.8 City Voice - Progress - Sandy Kelman
- 1.9 Alcohol + Young People - Update from Barry Black

INTELLIGENCE (TO INFORM THE WORKING OF THE LICENSING FORUM)

- 2.1 Draft Agenda and Workplan - for discussion (Pages 23 - 26)
- 2.2 Agenda Items for Joint Meeting with Licensing Board - for discussion

MATTERS ARISING

- 3.1 Any Other Competent Business
- 3.2 Date of Next Meeting

Website Address: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Lynsey McBain on 01224 522123 or email lymcbain@aberdeencity.gov.uk

LOCAL LICENSING FORUM

Thursday, 16 February 2012

Present: George Wyatt, Craig Adams, Gerard Rattray, Inspector John Soutar, David Wright, Sandy Kelman, Linda Smith, Chris Fowler (as substitute for Michelle Wall), Heather Manning, Mary Crawford, Allan McIntosh and Raymond Morrison.

Also Present: Vikki Cuthbert (for item 1), Grant Webster, Clerk to the Local Licensing Forum.

Apologies: Bob Westland, Michelle Wall, Ken Eddie and Councillor Martin Greig.

ELECTION OF FORUM CONVENER AND VICE CONVENER

1. In accordance with the Forum's Constitution the Forum was reminded of the annual opportunity to make nominations for the post of Convener and Vice-Convener of the Aberdeen Local Licensing Forum. Michelle Wall was nominated as Convener and George Wyatt was nominated as Vice Convener.

The Forum resolved:-

to note the appointment of Michelle Wall as Convener and George Wyatt as Vice-Convener of the Aberdeen Local Licensing Forum.

NEW MEMBERS

2. With reference to Article 4 of the minute of the meeting of 17 November 2011, the clerk advised the Forum of two new members joining. The Forum welcomed Heather Manning, Aberdeen Samaritans, to the meeting and noted the update regarding the representative from Robert Gordon University.

The Forum resolved:-

to note the update given.

MINUTE OF MEETING OF LOCAL LICENSING FORUM OF 17 NOVEMBER 2011

3. The Forum had before it the minute of the meeting held on 17 November 2011.

The Forum resolved:-

to approve the minute.

AGENDA AND MINUTE OF LICENSING BOARD MEETING OF 18 OCTOBER 2011

4. With reference to Article 4 of the minute of the meeting of 11 November 2010, the Forum had before it a copy of the minute of the meeting of the Licensing Board of 18 October 2011.

The Forum again expressed frustration at the decision by the Board to refuse the request for a nominated Board member to attend Forum meetings. However, the Forum noted that Councillor Jaffrey was in attendance as an observer for this meeting.

The Forum resolved:-
to note the update.

WORKPLAN

5. The Forum had before it the workplan of the Local Licensing Forum. The Chair went through each issue on the workplan and updates were noted.

With reference to item 4, the Forum requested that the Board highlight which of the five licensing objectives related to their decision in either the granting or refusing of applications. The Forum also discussed that the work of the Forum should be tied in more closely with the five licensing objectives in preparation for the review of the Statement of Licensing Policy due in November 2013, with statistics on each objective to be provided at each meeting by the relevant officer for that field. The Forum discussed overprovision areas, offsales and the need to know how the licensing objectives were being measured. Sandy Kelman advised that, by working with Alcohol Focus Scotland, Licensing Boards could make their Licensing Policy more robust which would help to prevent legal challenges. The Forum discussed whether it would be better to have a Social Work representative from Children's Services attend the meetings to give an input on objective 5.

The Forum resolved:-
to note the updates given.

DOOR SUPERVISORS WORKING GROUP OF 26 JANUARY 2012

6. With reference to Article 10 of the minute of the meeting of 17 November 2011, the Forum had before it an update from Eric Anderson, Depute Clerk for the Licensing Board.

The Forum resolved:-
to note the update given.

STATISTICAL INFORMATION

7. The Chairperson asked if the representatives present had any statistical information they wished to share with the Forum.

Inspector John Soutar, Grampian Police, advised the Forum of the figures relating to minor and serious assaults over the past 5yrs. He advised that there had been a lot of collaborative work done with the licence trade which has developed an increase in social responsibility and an increase in the reporting of incidents. He advised, however, that there was still a lot of work to be done in relation to incidents out with licensed premises. He also advised the Forum of the amount of licensing offences over the last 9 years, highlighting the increase when the new Licensing (Scotland) Act 2005 was introduced. In relation to Licensing Objective (5), Inspector Soutar highlighted the amount of work being undertaken in schools to raise awareness of the Identity Documents Act 2010, wherein it is an offence to possess or use false identity documents, for example, to facilitate underage drinking.

Chris Fowler, UNIGHT, advised the Forum that their membership had declined from 24 members to 21 members. There are currently 20 UNIGHT bans in place.

Heather Manning, Aberdeen Samaritans, advised the Forum that she was interested in discussing the potential link between alcohol use and mental health issues and would look into providing relevant and appropriate statistics to a later meeting.

The Forum resolved:-

to note the updates given.

UPDATE FROM LICENSING STANDARDS OFFICER

8. The Forum received an oral update from Raymond Morrison, Senior Authorised Licensing Standards Officer. He advised the Forum that visits had been focused on offsales recently, in particular on independent stores, along with the usual night visits to premises etc.

With reference to Article 8 of the minute of the meeting of 17 November 2011, Mr Morrison advised the Forum that Michelle Wall had agreed to allow a mock inspection to be conducted on her premises so that members of the Licensing Forum would be able to attend and asked for notifications of interest from the members. He also advised that a presentation would be held at a future meeting for those who were unable to attend the mock inspection. Allan McIntosh, Sandy Kelman, Gerard Rattray and Mary Crawford all expressed interest in attending. Mr Morrison advised the Forum that a date for the mock inspection was still to be decided but that he would let the Forum know once it had been.

The Forum resolved:-

to note the update given.

COMMUNITY INTELLIGENCE – CITY VOICE UPDATE

9. With reference to Article 9 of the minute of the meeting of 17 November 2011, Sandy Kelman updated the Forum on the work currently being undertaken in producing a selection of alcohol related questions to submit to City Voice.

The Forum resolved:-

to note the update given.

ALCOHOL FOCUS SCOTLAND REGIONAL LICENSING EVENT

10. The Forum had before it a copy of collated comments reflecting on the Alcohol Focus Scotland (AFS) Regional Licensing Event, 23 January 2012. Linda Smith advised the Forum that the event held in Aberdeen was one of the first in a series of events across Scotland. The feedback highlighted a few issues such as the complexity of the data presented (specifically to non-NHS/public health partners), and a lack of opportunity was given to mix and discuss issues/topics raised with people from differing vocational backgrounds.

Sandy Kelman proposed to the Forum that they should begin to work with the Board towards presenting a more robust Statement of Licensing Policy in 2013, utilising the key strategic partners the Forum has already in place. He advised that this would require a considerable amount of consultation and collaboration from now until renewal time. In this respect, Craig Adams suggested that the Forum workplan be structured solely around the 5 Licensing Objectives, highlighting any work which the Forum/Board undertakes towards it, and invite members of Aberdeen City Council legal team to attend future meetings.

The Forum resolved:-

to note the update given.

LICENSING FORUM CORRESPONDENCE

11. The Forum had before it copies of correspondence which had been sent by the clerk on the Forum's behalf. The Forum suggested that copies of any correspondence could be placed on the agenda directly after the minute of the previous meeting so that any actions undertaken can be correlated to the decision made.

The Forum resolved:-

to note the correspondence and the suggestion made to restructure the format of the agenda.

ANY OTHER COMPETENT BUSINESS

12. Sandy Kelman advised the Forum that Alcohol and Drugs Partnership had issued a draft copy of their Alcohol Strategy (2009 – 2019) which was now out for

consultation and urged members to respond and comment. He advised that it was available at www.aberdeencityadp.org.uk.

George Wyatt advised the Forum that the Scottish Licensing Trades Association Annual General Meeting was being held at the Douglas Hotel in Aberdeen on 5 March 2012 and Forum members were welcome to attend as observers.

The Forum resolved:-
to note the updates given.

DATE OF THE NEXT MEETING

15. It was confirmed that the next meeting of the Forum would be held on 12 April, 2012.

- **GEORGE WYATT, Vice Convener.**

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ABERDEEN CITY LICENSING BOARD

ABERDEEN, 7 February, 2012. Minute of Meeting of the ABERDEEN CITY LICENSING BOARD. Present:- Councillor Jaffrey, Convener; and Councillors Boulton, Cormie, Donnelly, Hunter, Penny, Robertson and John West.

LIST OF APPLICATIONS

1. The Board had before it, for its consideration, the applications listed in Appendix A to this minute.

The Board resolved:-

that all applications be determined on the basis shown in Appendix A.

PERSONAL LICENCE REVIEW HEARING: PERSONAL LICENCE NO. AC/1441

2. The Board received notice from the Chief Constable in terms of Section 83(4)(b) of the Licensing (Scotland) Act 2005 confirming the licence holder had been convicted of a relevant offence.

Mr Dawson, Solicitor, addressed the Board on behalf of the licence holder.

The Board resolved:-

to take no action in the matter.

LICENSING BOARD MEETING DATES - 2012

3. The Board was advised that its scheduled meeting of 29 May 2012 was to take place very soon after the Local Authority Elections. This would leave little time for the new Board to be elected and its members satisfactorily complete the required statutory training. It was suggested that the scheduled meeting be moved instead to 26 June 2012 and that this would allow the members training to take place on 29 May.

The Board was further advised that the following scheduled meeting would take place on 24 July which was in the middle of the Local Authority vacation and that members may wish to postpone that meeting to a later date.

The Board resolved:-

- (i) to postpone its meeting scheduled on 29 May to 26 June 2012;
- (ii) to hold members training on 29 May 2012 subject to the necessary arrangements being made; and
- (iii) to instruct the Depute Clerk to investigate the possibility of postponing the scheduled meeting of 24 July to a later date and to liaise with the Convener to ascertain what that date would be.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

QUEEN'S DIAMOND JUBILEE

4. The Board had before it (1) letter dated 18 January 2012 from Bellhaven pubs and (2) a letter dated 30 January 2012 on behalf of the Scottish Beer and Pub Association. Both letters sought the Board's view in allowing extended trading hours because of the extra holiday on Tuesday, 5 June 2012 and the further bank holiday taking place on Monday, 4 June in respect of the Queen's Diamond Jubilee.

Councillor John West moved:-

to (1) recognise the Queen's Diamond Jubilee as an event of national significance and (2) make a general direction under Section 67 of the Licensing (Scotland) Act 2005 to extend trading hours by one hour after the terminal hour for all on-sale premises (except casinos) citywide for the evenings of Sunday 3rd into Monday 4th and Monday 4th into Tuesday 5th June 2012.

Councillor Boulton moved as an amendment:-

to give a willingness to grant the extra hour as per the terms of the motion but on a case by case basis and not by general direction.

On a division there voted:- for the motion (6) – the Convener; and Councillors Cormie, Donnelly, Hunter, Penny and John West; for the amendment (1) – Councillor Boulton.

The Board resolved:-

to adopt the motion.

PREMISES LICENCE REVIEW PROPOSALS AND REVIEW HEARINGS IN TERMS OF SECTIONS 37 AND 38 OF THE LICENSING (SCOTLAND) ACT 2005

5. The Board were reminded that premises licence holders are obliged to pay an annual fee on 1 October. Failure to pay the fee was a breach of the mandatory conditions of the licence in terms of Schedule 3, paragraph 10.

The Board was advised that of the 55 fees which remained outstanding when its agenda had been issued, the figure had been since reduced to 7.

5.1 Premises – 1 Albyn Place, Aberdeen

The Board were advised that the fee had now been paid.

5.2 Premises – Aberdeen Trades Union Council Social Club, 13 Adelphi, Aberdeen

The Board were advised that the fee had now been paid.

5.3 Premises – Alberto's 17 Summerhill Road, Aberdeen

The Board were advised that the fee had now been paid.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

- 5.4 Premises – Apache Spur, Unit FS15, Union Square, Aberdeen
The Board were advised that the fee had now been paid.
- 5.5 Premises – Auriga Restaurant, 7 Summer Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.6 Premises – Bhan Thai, 21 Rose Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.7 Premises – Blue Moon Restaurant, 11 Holburn Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.8 Premises – Broadhill Bar, Golf Road, Aberdeen
The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.

The Board resolved:-

to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.

- 5.9 Premises – Bruce Millers, 363 Union Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.10 Premises – China Kingdom Restaurant, 12 Guild Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.11 Clifton Convenience Store, 104 Clifton Road, Aberdeen
The Board were advised that the fee had now been paid.
- 5.12 Cutters Wharf, 65 Regent Quay, Aberdeen
The Board were advised that the fee had now been paid.
- 5.13 Golden China Takeaway, 9 Elmbank Terrace, Aberdeen
The Board were advised that the fee had now been paid.
- 5.14 Himalaya Tandoori, 699-701 Great Northern Road, Aberdeen
The Board were advised that the fee had now been paid.
- 5.15 Inn at the Park Hotel, 3/4 Deemount Terrace, Aberdeen
The Board were advised that the fee had now been paid.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

- 5.16 Jasmins, 25 Crown Terrace, Aberdeen
The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.

The Board resolved:-

to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.

- 5.17 Jewel in the Crown, Lower Ground Floor, 145 Crown Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.18 Jewel in the Crown, Upper Ground Floor, 145 Crown Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.19 Jimmy Chung's Restaurant, Beach Esplanade, Aberdeen
The Board were advised that the fee had now been paid.
- 5.20 Jurys Doyle Hotel, Union Square, Aberdeen
The Board were advised that the fee had now been paid.
- 5.21 Keystore, 121-125 Old Croft Place, Aberdeen
The Board were advised that the fee had now been paid.
- 5.22 Keystore, 259 George Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.23 Konnichi Bar, Unit 8, The Academy, Belmont Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.24 Little Italy, 79-81 Holburn Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.25 Makro, Wellington Road Industrial Estate, Aberdeen
The Board were advised that the fee had now been paid.
- 5.26 Malmaison Hotel, 51 Queen's Road, Aberdeen
The Board were advised that the fee had now been paid.
- 5.27 Manzil Indian Restaurant, 22-24 King Street, Aberdeen
The Board were advised that the fee had now been paid.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

- 5.28 MI Bar and Restaurant, 13 Castle Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.29 MIM, 13 Crown Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.30 Moonfish Cafe, 9 Correction Wynd, Aberdeen
The Board were advised that the fee had now been paid.
- 5.31 Nawaabs Restaurant, 33 Summer Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.32 Oddbins Ltd, Unit 1 The Courtyard, North Deeside Road, Cults, Aberdeen
The Board were advised that the fee had now been paid.
- 5.33 Pappagallos Restaurant, 242 Holburn Street, Aberdeen
The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.
- The Board resolved:-**
to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.
- 5.34 Peckhams, 45 Schoolhill, Aberdeen
The Board were advised that the licence had been surrendered.
- 5.35 Peckhams, 234 Union Street, Aberdeen
The Board were advised that the licence had been surrendered.
- 5.36 Pizza Hut, 1/7 Union Bridge, Aberdeen
The Board were advised that the licence had been surrendered.
- 5.37 Rishi's, 210 George Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.38 Roop's Newsagent, 106 Rosemount Viaduct, Aberdeen
The Board were advised that the fee had now been paid.
- 5.39 Rosco's, 449 Great Northern Road, Aberdeen
The Board were advised that the fee had now been paid.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

- 5.40 Rosie's Mini Market, Unit 6, Summerhill Court, Aberdeen
The Board were advised that the fee had now been paid.
- 5.41 Skene House, 66-84 Rosemount Viaduct, Aberdeen
The Board were advised that the fee had now been paid.
- 5.42 Skene House Holburn, 4 Union Grove, Aberdeen
The Board were advised that the fee had now been paid.
- 5.43 Skene House Whitehall, 2 Whitehall Place, Aberdeen
The Board were advised that the fee had now been paid.
- 5.44 Spice Dabba, 15 Belmont Street, Aberdeen
The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.
- The Board resolved:-**
to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.
- 5.45 Spice Mill, Crombie Mills, Grandholm, Aberdeen
The Board were advised that the fee had now been paid.
- 5.46 The Aberdeen Marriott Hotel, Overton Circle, Dyce, Aberdeen
The Board were advised that the fee had now been paid.
- 5.47 The Courtyard, 1 Alford Lane, Aberdeen
The Board were advised that the fee had now been paid.
- 5.48 The Kings Bar, 97 King Street, Aberdeen
The Board were advised that the fee had now been paid.
- 5.49 The Moonlight Bar, 660 King Street, Aberdeen
The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

The Board resolved:-

to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.

5.50 The Snuggery, 13 Market Street, Aberdeen

The Board were advised that the fee had now been paid.

5.51 The Thistle Bar, 70 Hutcheon Street, Aberdeen

The Board were advised that the fee had now been paid.

5.52 The Waterwheel Inn, 203 North Deeside Road, Aberdeen

The Board were advised that the annual fee remained outstanding. The licence holder failed to attend. The Board decided to make a premises licence review proposal because the annual fee was still outstanding and then immediately to hold a premises licence review hearing. The Licensing Standards Officer submitted a report for the Board's consideration.

The Board resolved:-

to vary the premises licence to the effect that the trading hours were reduced to zero on the understanding that the variation would be effective until payment in full was made.

5.53 Tilted Wig, 55 Castle Street, Aberdeen

The Board were advised that the fee had now been paid.

5.54 Grossik, 530-532 George Street, Aberdeen

The Board were advised that the fee had now been paid.

5.55 Cafe Rouge, 8 Golden Square, Aberdeen

The Board were advised that the fee had now been paid.

DOOR SUPERVISORS WORKING GROUP

6. The Board were updated on the progress of the Working Group. The Group were examining the extent of consistency of approach to door supervision particularly in relation to premises within the areas of over-provision in the city. The next meeting of the Group was to take place on 27 February.

- **MURIEL JAFFREY, Convener**.

ABERDEEN CITY LICENSING BOARD
7 February, 2012

APPENDIX A

1. **APPLICATION FOR GRANT OF PROVISIONAL PREMISES LICENCE**
Premises – Cosmo, Unit LSU3, Union Square, Guild Street, Aberdeen

Mr Wood, Solicitor, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

2. **APPLICATION FOR GRANT OF PROVISIONAL PREMISES LICENCE**
Premises – Jamie’s Italian, Ground and First Floor, 38 Union Street, Aberdeen

Mr Wood, Solicitor, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

3. **APPLICATION FOR VARIATION OF PREMISES LICENCE**
Premises – Bielside Inn, 37 North Deeside Road, Bielside, Aberdeen

As a preliminary point the Board were advised that three letters of objection had been received outwith the statutory time period. Copies of the letters had been provided to the applicant’s agents. Ms Robb, Solicitor, on behalf of the applicant advised the Board that the applicant did not object to the letters being admitted. The Board decided to admit all three letters and copies were provided to the members for their consideration.

The Board also had four letters of objection which were submitted within the statutory timescale. Only one objector was present and the Board heard that objector speak in support of his letter.

The Board thereafter heard Ms Robb speak in support of the application.

The Board resolved:-
To defer consideration of the application until its next meeting which will take place on 3 April, 2012 and in the interim to carry out a site visit of the premises on a date to be agreed by the Convener.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

4. APPLICATION FOR VARIATION OF PREMISES LICENCE
Premises – Clifton Convenience Store, 104 Clifton Road, Aberdeen

Ms Thavam, licence holder, was present.

As a preliminary point the Board was advised that the statutory site notice had not been adequately displayed in the premises and therefore the statutory advertising procedures had consequently not been carried out correctly.

The licence holder agreed that this was the case

Councillor Cormie suggested that the explanatory notes relating to this procedure be checked to see if it was possible to make the instructions clearer for applicants.

The Board resolved:-

- (i) to defer consideration of the application to its next meeting on 3 April, 2012 to allow the site notice to be displayed in accordance with the statutory provisions; and
- (ii) to instruct the Depute Clerk to review the explanatory notes for applicants which accompany the site notice to see if they can be made clearer.

5. APPLICATION FOR VARIATION OF PREMISES LICENCE
Premises – Newhills Bowling Club, Waterton Road, Bucksburn, Aberdeen

Ms Bywalec, Solicitor, addressed the Board in support of the application.

The Board resolved:-

to grant the application.

6. APPLICATION FOR VARIATION OF PREMISES LICENCE
Premises – Old School House, Little Belmont Street, Aberdeen

Mr Wood, Solicitor, addressed the Board in support of the application. He advised the Board that the part of the application amending the operating plan to allow a terminal hour of 01:00 Sundays to Thursdays inclusive for the purpose of a private function was withdrawn and now addressed the Board in respect of the remaining parts of the application.

The Board resolved:-

to grant the application as amended.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

7. APPLICATION FOR VARIATION OF PREMISES LICENCE
Premises – The Holburn, 225 Holburn Street, Aberdeen

The Board had before it a letter of representation from Grampian Police and a letter of objection from a neighbour who was not present. Sergeant Skinner addressed the Board in support of the letter of representation. Mr Wood, Solicitor, thereafter addressed the Board in support of the application.

Councillor Cormie moved:-
that the application be granted.

Councillor Boulton moved as an amendment:-
that the application be refused because the granting of the application would (a) be contrary to the Board's policy which would exceed the maximum period of fourteen continuous trading hours which the terms of the policy considered "reasonable"; and (b) that it was inconsistent with the licensing objective protecting and improving public health.

On a division there voted:- for the motion (5) - Councillors Cormie, Donnelly, Hunter, Penny and John West; for the amendment:- (3) - The Convener; and Councillors Boulton and Robertson.

The Board resolved:-
to grant the application.

8. APPLICATION FOR TRANSFER OF PREMISES LICENCE
Premises – Beluga, 492 Union Street Aberdeen

Ms Weir, Solicitor, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

9. APPLICATION FOR VARIATION ON TRANSFER OF PREMISES LICENCE
Premises – Ferryhill Stores, 8 Brunswick Place, Aberdeen

The Board had before it a letter of objection from a neighbour who was not present.

Ms Mitchell, Solicitor, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

10. **APPLICATION FOR VARIATION ON TRANSFER OF PREMISES LICENCE**
Premises – Wagley’s Bar, 35 Exchange Street, Aberdeen

Mr Cooper, Solicitor, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

11. **APPLICATION FOR PERSONAL LICENCE**
Application Ref. No. 1/011

The Board was advised that the application had been granted under delegated powers.

12. **APPLICATION FOR PERSONAL LICENCE**
Application Ref. No. 1/012

The applicant addressed the Board in support of the application.

The Board resolved:-
to grant the application.

13. **APPLICATION FOR PERSONAL LICENCE**
Application Ref. No. 1/013

The Board was advised that the application had been granted under delegated powers.

14. **APPLICATION FOR PERSONAL LICENCE**
Application Ref. No. 1/014

The Board was advised that the application had been withdrawn, the applicant having failed to attend the meeting as required.

ABERDEEN CITY LICENSING BOARD

7 February, 2012

15. **APPLICATION FOR VARIATION OF BETTING (OTHER) LICENCE**
Premises – Ladbrokes, 178 George Street, Aberdeen

Mr Dalziel, a representative of the applicant company, addressed the Board in support of the application.

The Board resolved:-
to grant the application.

ABERDEEN LOCAL LICENSING FORUM

WORKPLAN AS AT FEBRUARY 2012

Licensing Objectives (for reference) –

- (1) Preventing Crime and Disorder,
- (2) Securing Public Safety,
- (3) Preventing Public Nuisance,
- (4) Protecting and Improving Public Health, and
- (5) Protecting Children from Harm.

Remit of Local Licensing Forums as set out in the Licensing (Scotland) Act 2005 – keeping under review the operation of the Act in the Forum's area and in particular the exercise by the Licensing Board of their functions including giving advice and making recommendations to the Board in relation to those matters where the Forum considers it appropriate. The Act does not enable a Forum to review or give advice or make recommendations in relation to the exercise by a Board of their function in relation to a particular case. "Case" is taken to mean an application before a Board and in the interests of natural justice is also taken to mean individual licensed premises. The preferred route for consideration of complaints about the running of licensed premises is to write directly to the Clerk or Depute Clerk to the Licensing Board.

The Licensing (Scotland) Act 2005 requires Licensing Boards in exercising any of their functions to have regard to any advice given or recommendations made to them by a Local Licensing Forum and where the Board decides not to follow the advice or recommendation to give the Forum reasons for that decision, the Board must provide copies of relevant statistical information to the Forum as it may reasonably require for the purposes of its general functions.

Licensing Standards Officers have a general function of providing to interested persons information and guidance concerning the operation of the Act, supervising compliance with the Act and the conditions of their licences by holders of Premises Licences and Occasional Licences and mediate between communities and the trade or between any two parties where there is a need to resolve a local problem and develop a local solution. LSOs do not act as "policemen" with regard to licensing but they will liaise with the police and other relevant officials such as Environmental Health Officers in pursuit of the objectives of the Act.

No	Action/Decision agreed by Forum or Sub-Committee	Update/Outcome/Response	Referral to Licensing Board or Clerk (Yes/No) Reply (Yes/No)	Issue requires discussion at next Joint Meeting with Licensing Board (Yes/No)
(1)	Find out from communities what are their areas of concern	The Community Council Liaison Officer is now included in the distribution list of the Forum so that she can disseminate a request for continued communication to all community councils.		
(2)	Improve intelligence in relation to statutory bodies.	The Forum is gaining experience as it considers topics and input from Forum members who are representatives of relevant agencies. The Forum has been represented at conferences and training events and will continue to do so.		
(3)	To receive reports from the Licensing Board containing relevant statistical information.	The Forum and Board will continue to liaise at joint meetings. An invite to the Depute Clerk of the Board to attend a meeting to discuss incoming legislation was made.		
(4)	To request an outline from the Licensing Board on measures it will employ to ensure compliance with the five licensing objectives. This is being addressed as part	At the joint meeting with the Board on 23/4/10 it was confirmed that it will continue to monitor statistical trends in relation to crime and if possible health and other indicators in order to evaluate contributions		

No	Action/Decision agreed by Forum or Sub-Committee	Update/Outcome/Response	Referral to Licensing Board or Clerk (Yes/No) Reply (Yes/No)	Issue requires discussion at next Joint Meeting with Licensing Board (Yes/No)
(5)	<p>of the review of the Statement of Licensing Policy.</p> <p>Staffing Levels – the Forum and the Sub-Committee noted that Aberdeen is the only city in Scotland to employ only one Licensing Standards Officer. Although information on staffing levels elsewhere in Scotland may be out-of-date there is no doubt the majority of local authority areas employ more than one Licensing Standards Officer.</p>	<p>to the achievement of the licensing objectives.</p> <p>The officers concerned have given a commitment to review the position to decide whether or not to prepare a business case to support a request for additional staff resources. Meantime the Forum is asked to note that in addition to the Licensing Standards Officer one other officer has been trained in the Licensing Act duties. Other staff have also received elements of LSO training and this should facilitate a more proactive approach in relation to visiting licensed premises. The LSO's Line Manager will continue to monitor her workload which is standard Council practice.</p>		
(6)	Door Supervisors Working Group	The Group met for the first time on 26 January 2012. The Forum will receive regular updates from the representative members.		

ACTIONS FOR LICENSING FORUM IN
ALCOHOL STRATEGY 2009 – 2019 AND IN ALCOHOL RELATED DISORDER IN THE CITY CENTRE ACTION PLAN

- (1) Reducing Consumption – The Licensing Board will consult widely on specific measures to deliver and enhance their policy including receiving advice from the Licensing Forum.
- (2) Prevention (a) – Encouraging developments to increase access to food and non-alcoholic drinks in clubs and the licensed premises at night in liaison with Unight, the Licensing Board and City Centre/Safer Aberdeen Forum.
- (3) Prevention (b) – Review to establish how a more preventative approach to over-consumption of alcohol can be devised in partnership between the Licensing Board and the trade.
- (4) Prevention (c) – Attract different types of premises to offer family orientated entertainment such as late night coffee shops, cafes, etc. in liaison with the Licensing Board, Unight, Safer Aberdeen Forum and Economic Development staff.

committees/aberdeen local licensing forum/Notes/workplan may 2010

EXAMPLE



ABERDEEN
CITY COUNCIL

To: George Wyatt, Vice Convener; Craig Adams, Derek Murray, Gerard Rattray (Representatives of Holders of Premises Licences/Personal Licences); Inspector John Soutar, Grampian Police; Sandy Kelman (Alcohol and Drugs Partnership); Sohail Faruqi (Education); Linda Smith (Health); Ian Donaldson, Mark Donlevy and Bob Westland (Community Safety); Mary Crawford, Allan McIntosh, Ken Eddie, Councillors Martin Greig and John West (Representatives of Residents within the Forum's Area); and Diane Sande (Licensing Standards Officer).

Town House,
ABERDEEN 28 March 2012

LOCAL LICENSING FORUM

The Members of the **LOCAL LICENSING FORUM** are requested to meet in Committee Room 5 - Town House on **THURSDAY, 12 APRIL 2012 at 2.00 pm.**

RODERICK MACBEATH
ACTING SENIOR DEMOCRATIC SERVICES MANAGER

BUSINESS

GENERAL BUSINESS

- 1.1 Minute of Meeting of Local Licensing Forum of 16 February 2012
- 1.2 Agenda and Minute of Licensing Board Meeting of....
The agenda for this meeting can be found at:

- 1.3 Workplan/Decision Sheet
- 1.4 Door Supervisors Working Group of ...

INTELLIGENCE (TO INFORM THE WORKING OF THE LICENSING FORUM)

- 2 Licensing Objective 1: Preventing Crime and Disorder
 - 2.1 Statistical Update from Inspector John Soutar, Grampian Police
- 3 Licensing Objective 2: Securing Public Safety
 - 3.1 Statistical Update from Licensing Standards Officer
- 4 Licensing Objective 3: Preventing Public Nuisance
 - 4.1 Statistical Update from Unight Representative
- 5 Licensing Objective 4: Protecting and Improving Public Health
 - 5.1 Statistical Update from Sandy Kelman (Alcohol and Drugs Partnership)
 - 5.2 Statistical Update from Linda Smith (NHS)
- 6 Licensing Objective 5: Protecting Children from Harm
 - 6.1 Statistical Update from Children's Services representative

MATTERS ARISING

- 7.1 Any Other Competent Business
- 7.2 Date of Next Meeting

Website Address: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Lynsey McBain on 01224 522123 or email lymcbain@aberdeencity.gov.uk

ABERDEEN LOCAL LICENSING FORUM

WORKPLAN AS AT 12 APRIL, 2012

Remit of Local Licensing Forums as set out in the Licensing (Scotland) Act 2005 – keeping under review the operation of the Act in the Forum’s area and in particular the exercise by the Licensing Board of their functions including giving advice and making recommendations to the Board in relation to those matters where the Forum considers it appropriate. The Act does not enable a Forum to review or give advice or make recommendations in relation to the exercise by a Board of their function in relation to a particular case. “Case” is taken to mean an application before a Board and in the interests of natural justice is also taken to mean individual licensed premises. The preferred route for consideration of complaints about the running of licensed premises is to write directly to the Clerk or Depute Clerk to the Licensing Board.

The Licensing (Scotland) Act 2005 requires Licensing Boards in exercising any of their functions to have regard to any advice given or recommendations made to them by a Local Licensing Forum and where the Board decides not to follow the advice or recommendation to give the Forum reasons for that decision, the Board must provide copies of relevant statistical information to the Forum as it may reasonably require for the purposes of its general functions.

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No	Licensing Objective	Update/Outcome/Response	Referrals to Licensing Board or Clerk	Recommendation to Statement of Licensing Policy Consultation
(1)	Preventing Crime and Disorder			
(2)	Securing Public Safety			
(3)	Preventing Public Nuisance			
(4)	Protecting and Improving Public			

No	Licensing Objective	Update/Outcome/Response	Referrals to Licensing Board or Clerk	Recommendation to Statement of Licensing Policy Consultation
	Health			
(5)	Protecting Children from Harm			
(6)	Any Other Competent Business Raised			

ACTIONS FOR LICENSING FORUM IN

ALCOHOL STRATEGY 2009 – 2019 AND IN ALCOHOL RELATED DISORDER IN THE CITY CENTRE ACTION PLAN

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