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To: Councillor Carle, Convener; and Councillors Boulton, Cormie, Malik, Malone, Townson and one vacancy.

Town House,
ABERDEEN 18 November 2015

LICENSING URGENT BUSINESS SUB COMMITTEE

The Members of the **LICENSING URGENT BUSINESS SUB COMMITTEE** are requested to meet in The Bruce Room - Town House on **TUESDAY, 24 NOVEMBER 2015 at 10.30 am.**

FRASER BELL
HEAD OF LEGAL AND DEMOCRATIC SERVICES

BUSINESS

- 1 Determination of Urgent Business
- 2 Application for a Temporary Public Entertainment Licence - John Codona's Pleasure Fairs Ltd (Pages 5 - 12)
- 3 Application for a Temporary Market Operator Licence - John Codona's Pleasure Fairs Ltd (Pages 13 - 16)

Website Address: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Allison Swanson, tel. (52)2822 or email aswanson@aberdeencity.gov.uk

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INFORMATION NOTE FOR MEMBERS

TEMPORARY PUBLIC ENTERTAINMENT LICENCE

APPLICANT: JOHN CODONA'S PLEASURE FAIRS LIMITED

PREMISES: ABERDEEN WINTER VILLAGE, UNION TERRACE

The applicant is seeking a temporary public entertainment licence from 26 November 2015 until 03 January 2016. The hours sought are from 10:00 to 22:00 hours daily, except on Hogmanay when they are seeking to operate until 02:00 hours on 01 January 2016.

The application is for fairground rides, an ice rink, live band performances, and variety and musical shows for two marquees.

There are representations from Environmental Health and Police Scotland.

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MEMO

Environmental Health and Trading Standards

Communities, Housing and Infrastructure

Business Hub 15 ,3rd Floor South ,Marischal College



ABERDEEN
CITY COUNCIL

To	Litigation & Licensing , Legal & Democratic Services , Corporate Governance , Business Hub 6, Level 1 South, Marischal College		
From	Andrew Gilchrist		
Email	agilchrist@aberdeencity.gov.uk	Date	05/11/15
Tel.	01224 522720	Our Ref.	ACG /PEL
Fax.		Your Ref.	

Civic Government (Scotland) Act 1982

Application for Public Entertainment Licence by : John Codona's Pleasure Fairs Ltd. for Christmas Village, Union Terrace 26th December 2015 -3rd January 2016

In regard to the above application I recommend the following:

Noise

It is apparent that there is significant potential for disturbance to local residents and operators and customers of businesses from:-

- 1) The music generated from each fairground ride,
- 2) Mechanical noise from the "Bomber" thrill ride and screaming from customers thereof,
- 3) Amplified music from live performances in the marquee
- 4) General noise from customers of the village

Discussion has taken place with representatives of the event partners and from that it is apparent that the scope for effective mitigation measures is limited .In particular without restricting the hours of operation of the "Bomber" or moving its location significantly, it is considered that there is no other feasible mitigation measure. Noise from the amplified music may be more readily controlled.

It is naturally desirable to avoid a situation that would result in this Service serving formal notices to abate activities that have caused nuisance. Having carefully considered the matter and bearing in mind the event partners' willingness to co-operate in responding to the concerns raised, I am not objecting to this application . However I recommend that a condition be attached requiring submission of :-

- 1) An event noise management plan to be submitted to this Service for approval, detailing the sources of noise, proposed methods of mitigation and actions in response to complaints.

Other

An event management plan must be submitted for approval by this Service, specifically including-

- a) Risk assessments of the health and safety hazards presented by the activities,
- b) any catering outlets should be compliant with the Food Hygiene (Scotland) Regulations 2006 ,Regulation (EC) No. 852/2004 on the Hygiene of Foodstuffs , including-

- submission of a HACCP plan by each operator,
 - provision of hot and cold water,
 - provision of facilities for personal hygiene and for cleaning of equipment and utensils,
 - means of storage and disposal of waste,
 - access to toilets
- c) provision of waste storage for customer use and means of litter uplift by the licensee
- d) provision of customer toilets

Andrew Gilchrist
Principal Environmental Health Officer

RESTRICTED

10 November 2015

Your Ref:

Our Ref: AD/DASU/SID46137/9211/15

Mr Eric W J Anderson
Team Leader (Team Three)
Legal and Democratic Services
Corporate Governance
Aberdeen City Council
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AberdeenCityLicensing@scotland.pnn.police.uk

FOR THE ATTENTION OF MR ERIC ANDERSON

Dear Sir

**CIVIC GOVERNMENT (SCOTLAND) ACT 1982
APPLICATION FOR THE GRANT OF A TEMPORARY PUBLIC
ENTERTAINMENT LICENCE
JOHN CODONA'S PLEASURE FAIRS LIMITED
PREMISES TO BE LICENSED: CHRISTMAS VILLAGE, UNION TERRACE,
ABERDEEN**

I refer to the above application for a Temporary Public Entertainment Licence in respect of an event to be held between 26 November 2015 and 3 January 2016, all dates exclusive (with the exception of Christmas Day).

The event to which this application relates is a proposed winter village, similar to festive markets with entertainment provided in other cities.

The event site will occupy the length of Union Terrace, Aberdeen, which will be closed to vehicular traffic for the duration of the event. Entry points to the event will be situated at both ends of Union Terrace.

The event will include an ice rink, festive street market including the sale of food and drinks, an entertainment marquee and fairground rides.

The activities to which this application relates are: fairgrounds, ice rinks, live band performances, variety shows and musical shows.

RESTRICTED

NOT PROTECTIVELY MARKED

The hours for which the licence will be in effect are: 1000 to 2200 hours daily, with the exception of 31 December 2015, when the times applied for are 1000 hours on 31 December 2015 until 0200 hours on 1 January 2016.

In respect of the grant of the licence for the hours between 1000 and 2200 for all days applied for, I have no adverse comment to make.

In respect of the additional hours applied for, from 2200 hours on 31 December 2015 until 0200 hours on 1 January 2016, in terms of Paragraph 3(1) of Schedule 1 of the Civic Government (Scotland) Act 1982, on behalf of the Chief Constable, I make the following representation.

The west side of Union Terrace, Aberdeen is lined by granite properties, the lower floors of which are generally occupied retailers and businesses. There are however, residential properties on the upper floors of many of the properties and a large hotel at 10-14 Union Terrace, Aberdeen.

The Chief Constable requests that the Licensing Committee, when considering this application, takes into account the likelihood of noise nuisance for residents in Union Terrace, having regard not only to the noise generated by any entertainment offered or patrons within the event site, but also any noise generated through the operation of machinery for the facilities available at that time, i.e. at the fairground rides and the ice rink.

This letter is submitted for your attention when considering this application.

Yours faithfully

Jackie Craig
T/Chief Inspector

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INFORMATION NOTE FOR MEMBERS

TEMPORARY MARKET OPERATOR'S LICENCE

APPLICANT: JOHN CODONA'S PLEASURE FAIRS LIMITED

PREMISES: ABERDEEN WINTER VILLAGE, UNION TERRACE

The applicant is seeking a temporary market operator's licence from 26 November 2015 until 03 January 2016. The hours sought are from 10:00 to 22:00 hours daily, except on Hogmanay when they are seeking to operate until midnight.

There is a representation from Environmental Health.

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MEMO

Environmental Health and Trading Standards

Communities, Housing and Infrastructure

Business Hub 15 ,3rd Floor South ,Marischal College



ABERDEEN
CITY COUNCIL

To	Litigation & Licensing , Legal & Democratic Services , Corporate Governance , Business Hub 6, Level 1 South, Marischal College		
From	Andrew Gilchrist		
Email	agilchrist@aberdeencity.gov.uk	Date	26/3/15
Tel.	01224 522720	Our Ref.	ACG /PEL
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Civic Government (Scotland) Act 1982

Application for Market Operators Licence by John Codona's Pleasure Fairs Ltd. Christmas Village –Union Terrace 26th November 2015 – 3rd January 2016

I have no objection to approval of this application, but recommend the following are addressed:-

- 1) Activities at the event should be covered by risk assessments of the associated health and safety hazards.
- 2) any catering outlets should be compliant with the Food Hygiene (Scotland) Regulations 2006 ,Regulation (EC) No. 852/2004 on the Hygiene of Foodstuffs.
- 3) suitable bins are provided for the containment of waste.

Andrew Gilchrist

Principal Environmental Health Officer

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