

LICENSING BOARD

ABERDEEN, 21 March 2017. Minute of meeting of the LICENSING BOARD.
Present: Councillor Boulton, Convener; and Councillors Grant, Lawrence, Cameron, Copland, Townson, Donnelly and Yuill.

LIST OF APPLICATIONS

The Board had before it, for its consideration, the applications as listed in articles 2-21 of this minute.

APPLICATION FOR A PROVISIONAL PREMISES LICENCE- SIMPLY MALTS

The Board had before them a letter of objection from NHS Grampian dated 1 March 2017 and a letter of Representation from Police Scotland dated 16 February 2017.

The Board heard Sergeant Flett speak to the letter of representation and Mrs Wilson speak to the letter of objection.

Thereafter, the applicant addressed the Board in support of the application.

The Board resolved:-

To grant the application with the local condition of CCTV.

APPLICATION FOR A PROVISIONAL PREMISES LICENCE- 21 UNION STREET, ABERDEEN

Councillor Grant joined the Board Meeting.

The Board had before them a letter of representation from Police Scotland dated 28 February 2017 and a memo of representation from the Licensing Standards Officer 1 March 2017.

The Board heard Sergeant Flett speak to the letter of representation and Ms Gilchrist speak to the memo of representation.

Thereafter, Mr McDonald, Solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application as amended with the local condition drugs policy.

APPLICATION FOR A PROVISIONAL PREMISES LICENCE- ALL BAR ONE, UNIT B, MARISCHAL SQUARE, ABERDEEN.

LICENSING BOARD

21 March 2017

The Board had before them a letter of representation from Police Scotland dated 28 February 2017 and a memo of representation from the Licensing Standards Officer dated 1 March 2017.

The Board heard Sergeant Flett speak to the letter of representation and the Ms Gilchrist speak to the memo of representation.

Thereafter, Mr Cummins, solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application as amended with the local condition for drugs policy.

APPLICATION FOR PROVISIONAL PREMISES LICENCE-SHELL WELLINGTON, WELLINGTON ROAD, ABERDEEN

The Board had before it a letter of objection from NHS Grampian 1 March 2017.

The Board heard Mrs Wilson speak to the letter of objection.

Thereafter, Mr Hunter, Solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application with the local condition of CCTV.

Councillor Yuill left the Board meeting.

APPLICATION FOR VARIATION OF PREMISES LICENCE- BABYLON, 9 ALFORD PLACE, ABERDEEN AB10 1YD

The Board had before it for its consideration, letters of objection from Police Scotland dated 28 February 2017, NHS Grampian dated 28 February 2017 and a member of the public dated 27 February 2017, also a memo of representation from the Environmental Health Officer dated 22 February 2017.

The Board heard Sergeant Flett and Mrs Wilson speak to the letters of objection and Mr Gilchrist speak to the memo of representation. The member of the public was not present to speak to their letter of objection.

Thereafter, Mr Dawson, Solicitor, addressed the Board in support of the application.

The Board then heard each party sum up their arguments.

LICENSING BOARD

21 March 2017

The Convener moved to refuse the application on the grounds it is outwith Board policy.

Councillor Donnelly moved an amendment to grant the application with a terminal hour of 03.45 on trial for one year.

On division there voted for the motion (6) The Convener, Councillors Cameron, Copland Townson, Grant and Copland; for the amendment (2) Councillors Donnelly and Lawrence.

The Board resolved:-

To adopt the motion to refuse the application but to allow the request to hear the application again within the next twelve months.

APPLICATION FOR VARIATION OF PREMISES LICENCE- BOOZY COW, 67 LANGSTANE PLACE, ABERDEEN, AB10 1DQ

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

The Board resolved:-

To grant the application as amended.

APPLICATION FOR VARIATION OF PREMISES LICENCE- CITY BAR AND DINER, 37 NETHERKIRKGATE, ABERDEEN, AB10 1AU

Councillor Cameron declared an interest in this application and left the meeting.

Ms Hunt, solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE- CULTS HOTEL, 328 NORTH DEESIDE ROAD, CULTS, ABERDEEN, AB15 9SE

Councillor Cameron returned to the meeting for this application.

Ms Duncan, solicitor, addressed the Board in support of the application.

LICENSING BOARD

21 March 2017

The Board resolved:-

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE- DYCE FARM, ABZ BUSINESS PARK, INTERNATIONAL AVENUE, DYCE, ABERDEEN AB21 0BH

Mr Grunert, solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application

APPLICATION FOR VARIATION OF PREMISES LICENCE- FOUNDATION, CARNEGIES BRAE, ABERDEEN, AB10 1BF

The applicant addressed the Board in support of the application.

The Board resolved:-

To grant the application

APPLICATION FOR VARIATION OF PREMISES LICENCE-MCGINTY'S MEAL AND ALE, 504 UNION STREET, ABERDEEN, AB10 1TT

Councillor Townson and Councillor Grant were absent for the hearing of this application.

The Board had before it letters of representation from Police Scotland dated 28 February 2017 and NHS Grampian dated 28 February 2017 and a memo of representation from the Environmental Health officer dated 21 February 2017.

The Board heard Sergeant Flett speak to the letter from Police Scotland, Mrs Wilson speak to the letter from NHS Grampian and Mr Gilchrist speak to the memo.

Thereafter, Mr Fraser, solicitor, addressed the Board in support of the application.

The Board then heard each party sum up their arguments.

The Board resolved:-

To grant the application with the local conditions, being a designated dance floor from 9pm and live music or a DJ.

LICENSING BOARD
21 March 2017

**APPLICATION FOR VARIATION OF PREMISES LICENCE - MOONFISH CAFE, 9
CORRECTION WYND, ABERDEEN AB10 1HP**

Councillor Townson joined the meeting.

The Board had before it a letter of representation from Police Scotland dated 17 February 2017 and a memo of representation from the Licensing Standards Officer dated 1 March 2017.

The Board heard Sergeant Flett speak to the letter from Police Scotland and Ms Gilchrist speak to the memo.

Thereafter, Ms Hood, solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application as amended.

**APPLICATION FOR VARIATION OF PREMISES LICENCE- NIGG BAY GOLF CLUB,
ST FITTICKS ROAD, ABERDEEN, AB11 3QT**

The applicant addressed the board in support of the application.

The Board resolved:-

To grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SOUL (GROUND
FLOOR), LANGSTANE KIRK, 333 UNION STREET, ABERDEEN, AB11 6BS**

Councillor Grant joined the meeting.

The Board had before it letters of objection from Police Scotland dated 28 February 2017 and NHS Grampian dated 28 February 2017 .

The Board heard Sergeant Flett speak to the letter from Police Scotland and Mrs Wilson, speak to the letter from NHS Grampian.

Mr Dawson, solicitor, addressed the Board in support of the application.

Thereafter, the Board heard the parties sum up their arguments.

The Board resolved:-

LICENSING BOARD

21 March 2017

To grant the part of the application for Friday and Saturday 2 am terminal hour with local condition of live music or DJ until terminal hour and to grant earlier opening on Sunday morning. To refuse the terminal hour of 1am Sunday to Thursday.

APPLICATION FOR VARIATION OF PREMISES LICENCE-THE ABBOTT, PROVOST WATT DRIVE, ABERDEEN, AB12 5BT

Mr McDonald, solicitor, addressed the Board in support of the application.

The Board resolved:-

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE-THE COLLEGE, GROUND AND MEZZANINE FLOOR, 9 ALFORD PLACE, ABERDEEN, AB10 1YD

The Board had before it for its consideration, a letters of objection from Police Scotland dated 28 February 2017, NHS Grampian dated 28 February 2017 and a member of the public dated 27 February 2017, also a memo of representation from the Environmental Health Officer dated 21 February 2017.

The Board heard Sergeant Flett speak to the letter from Police Scotland.

Thereafter, Mr Dawson, solicitor withdrew the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE- THE QUEEN VIC, 126 ROSEMOUNT PLACE, ABERDEEN, AB25 2YU

The Board had before it letters of objection from Police Scotland dated 28 February 2017 and NHS Grampian dated 28 February 2017.

The Board heard Sergeant Flett speak to the letter from Police Scotland and Mrs Wilson speak to the letter from NHS Grampian.

Mr Dawson, solicitor, addressed the Board in support of the application.

Thereafter, the Board heard the parties sum up their arguments.

Councillor Copland moved to refuse the application on the grounds it is outwith Board policy.

LICENSING BOARD

21 March 2017

The Convener moved an amendment to grant the application subject to the local condition of live music or a DJ until the terminal hour.

On division there voted for the motion (1) Councillor Copland; for the amendment (6) The Convener, Councillors Cameron, Townson, Grant, Donnelly and Lawrence.

The Board resolved:-

To adopt the amendment.

Convener- Councillor Boulton

LICENSING BOARD
21 March 2017