

LICENSING BOARD

ABERDEEN, 5 December 2017. Minute of meeting of the LICENSING BOARD.
Present: Councillor Boulton, Convener; and Councillors Cameron, Councillor Donnelly, the Depute Provost, Lesley Dunbar, Greig, John, McLellan and Townson.

MINUTE OF PREVIOUS MEETING OF 10 OCTOBER 2017

1. The Board had before it the minute of meeting of 10 October 2017.

The Board resolved:

To approve the minute.

LIST OF APPLICATIONS

2. The Board had before it, for its consideration, the application as listed in articles 3 to 13 of this minute.

APPLICATION FOR A PROVISIONAL PREMISES LICENCE - TONI MACARONI, UNIT 7, MARISCHAL SQUARE, ABERDEEN, AB11 5RG

3. The Board had before it a letter of representation dated 16 November 2017 from Police Scotland, a memo of representation dated 14 November 2017 from LSO.

NHS Grampian withdrew their letter of representation dated 15 November 2017.

The Board heard Sergeant Flett speak in support of their letter and Tara-Erin Gilchrist speak in support of the LSO Memo.

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

Councillor Boulton moved: - to grant the application

Councillor McLellan moved as an amendment: - to grant the application subject to children's access being restricted to 20:00 hours.

On a division there voted for the motion (6) The Convener and Councillors Cameron, Donnelly, L Dunbar, John, and Townson; for the amendment (2) Councillors Greig and McLellan.

The Board resolved:-

to adopt the motion and grant the application subject to the local condition in respect of Drugs Policy.

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APPLICATION FOR PREMISES LICENCE - 5 GREAT WESTERN PLACE, 5 GREAT WESTERN PLACE, ABERDEEN, AB10 1QR

4. The Board had before it for consideration an application for a premises licence for 5 Great Western Place.

The Board resolved:-

To grant the application subject to the local condition in respect of CCTV.

APPLICATION FOR PREMISES LICENCE - HIMALAYAS NEPALESE & INDIAN CUISINE, 142A NORTH DEESIDE ROAD, AB11 6YQ

5. NHS Grampian withdrew their letter of representation dated 20 November 2017.

The Board had before it a letter of objection dated 20 November 2017 from a member of the public. The objector was not present at the meeting to speak to the letter.

Thereafter, Tony Dawson, Solicitor spoke in support of the application.

The Board resolved:

To grant the application subject to following conditions:

- (1) the local condition in respect of drugs policy and
- (2) that alcohol will only be delivered with a food item from the menu

APPLICATION FOR VARIATION OF PREMISES LICENCE - CLUB SEVEN (UPSTAIRS AT HALO), 7 CROWN STREET, ABERDEEN, AB11 6HA

6. The Board had before it an application for variation of a premises licence for Club Seven, (upstairs at Halo), 7 Crown Street, Aberdeen,

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE -DON VIEW, 2 ELLON ROAD, ABERDEEN, AB23 8EA

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7. The Board had before it an application for variation of a premises licence for the Don View, 2 Ellon Road, Aberdeen.

The Board resolved: -

To grant the application

**APPLICATION FOR VARIATION OF A PREMISES LICENCE - GRAPE AND GRAIN,
31 THISTLE STREET, AB10 1UY**

8. The Board had before it an application for variation of a premises licence for Grape and Grain, 31 Thistle Street, Aberdeen

The Board resolved: -

To grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - JACK'S STEAKHOUSE,
25 CROWN TERRACE, ABERDEEN, AB11 6HD**

9. The Board had before it an application for variation of a premises licence for Jack's Steakhouse, 25 Crown Terrace, Aberdeen.

The Board resolved: -

To grant the application.

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

10. The Board had before it an application for variation of a premises licence for Nigg Bay Golf Club, St Fitticks Road, Aberdeen

The Board resolved:

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - THE HIGHLAND
HOTEL, 89 CROWN STREET, ABERDEEN, AB11 6HH**

11. The Board had before it an application for variation of a premises licence for The Highland Hotel, 89 Crown Street, Aberdeen

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The Board resolved: -

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE HAWTHORN BAR AND ADAM LOUNGE - 143 HOLBURN STREET, ABERDEEN, AB10 6BN

12. The Board had before it an application for variation of a premises licence for the Hawthorn Bar and Adam Lounge, 143 Holburn Street, Aberdeen

The Board resolved: -

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - BREWDOG/UNDERDOG, 5 UNION STREET, ABERDEEN, AB11 5BU

13. DECLARATION OF INTEREST

Councillor Mclellan declared an interest in article 13. He left the meeting room and took no further part in the determination of the application.

The Board heard from Jack Cummings, Solicitor, that the applicant required to submit further layout plans and requested that the application be deferred.

The Board resolved:

To defer consideration of the application to a further meeting of the Board.

PREMISES LICENCE REVIEW HEARINGS IN TERMS OF SECTION 38 OF THE LICENSING (SCOTLAND) ACT 2005 - NON PAYMENT OF ANNUAL FEES

14. The Board was reminded that premises licence holders were obligated to pay an annual fee by 01 October 2017. Failure to pay the fee is a breach of mandatory conditions of the licence in terms of schedule 3, Paragraph 10 of the 2005 Act. The Board were advised that the annual fee payments for the premises listed at articles 16 - 23 as at 27 November 2017 were still outstanding.

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AC0553: 42BELOW, 40 WINDMILL BRAE, ABERDEEN

15. The Board resolved: -

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

AC0115: AMBAL'S RESTAURANT, 4 BRIDGE STREET, ABERDEEN

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

AC0088: ARJUMAND TANDOORI,, 189 UNION STREET, ABERDEEN

17. The Board resolved: -

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

AC0582: CUE, 1 ALFORD LANE, ABERDEEN

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

AC0765: ED'S EASY DINER, FOOD UNIT 3, BON ACCORD CENTRE, ABERDEEN

19. The Board resolved: -

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

AC0221: MANZIL, 22-24 KING STREET, ABERDEEN

20. The Board resolved: -

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

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AC0458: ROSCO'S, 449 GREAT NORTHERN ROAD, ABERDEEN

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

AC0875: SCOTCH BONNET BISTRO, UNIT 2 JEMOND DRIVE, ABERDEEN

22. **The Board resolved: -**

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

AC0459: THE QUARTERDECK, SALVESEN TOWER, BLAKIES QUAY, ABERDEEN

23. **The Board resolved: -**

to hold a premises licence review hearing at its meeting to be held on Wednesday 24 January 2018.

CONSULTATION ON PROPOSALS FOR CHANGES TO GAMING MACHINES AND SOCIAL RESPONSIBILITY MEASURES

24. The Board had before it a Consultation document from the Department for Digital Media, Culture and Sports on proposals for changes to Gaming Machines and Social responsibility Measures.

The Board heard from Mr Munro, Solicitor, Licensing Team, that the closing date for the consultation is 23 January 2018 and that a draft response to it would be draft should the Board so instruct.

The Board resolved: -

To instruct the Clerk to the Licensing Board to draft a response to the consultation.

COUNCILLOR MARIE BOULTON – Convener

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