

LICENSING BOARD

ABERDEEN, 10 September 2019. Minute of meeting of the LICENSING BOARD.
Present: Councillor Boulton, Convener and Councillors Cameron, Donnelly, Lesley Dunbar, Grant, Greig, John, McLellan and Townson.

MINUTE OF MEETING OF 3 JULY 2019

1. The Board had before it for its consideration the minutes of meeting of 3 July 2019.

The Board resolved:-

To approve the minute.

LIST OF APPLICATIONS

2. The Board had before it, for its consideration, the applications as listed in 3 – 20

APPLICATION FOR VARIATION OF PREMISES LICENCE - BALMORAL STADIUM, ALTENS, NIGG, ABERDEEN

3. The Board heard from Alexander Munro, Depute Clerk to the Board that it was his understanding that the Police representations received in connection with the application had been withdrawn and the applicant has accepted the local condition for the external areas. Tony Dawson, Solicitor, confirmed that this has been accepted.

The Board Resolved:

To grant the application subject to the local condition relating to the external area.

APPLICATION FOR VARIATION OF PREMISES LICENCE - BLACK DOG, 27 NORTH DONSDIE ROAD, ABERDEEN

4. The Board heard from Alexander Munro, Depute Clerk to the Board that the representation and objection received in connection with the application have been withdrawn as the applicant had amended the application to address the concerns raised. This was confirmed by Eilidh McGuire, Solicitor for applicant.

The Board Resolved:

To grant the application as amended.

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APPLICATION FOR VARIATION OF PREMISES LICENCE - BUTCHERS ARMS - 443 GEORGE STREET, ABERDEEN

5. The Board had before them a letter of representation dated 12 August 2019 from Police Scotland and an email of objection dated 12 August 2019 from a member of the public.

The Board heard from Alexander Munro, Depute Clerk to the Board that the Police representation had been withdrawn prior to the Board meeting as the applicant has addressed the concerns raised. The objector or any representative did not attend despite being sent an invite dated 26 August 2019.

The Board thereafter heard from Eloise Robb, Solicitor, that the recommendations from Police Scotland, Building Standards, Environmental Health and the LSO have been accepted and would like the application to be granted.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - CARLTON BAR, 32 CASTLE STREET, ABERDEEN

6. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - CENTRAL BAR, 419 GREAT NORTHERN ROAD, ABERDEEN

7. The Board had before them a letter of representation dated 19 August 2019 from Police Scotland.

The Board heard from Alexander Munro, Depute Clerk that there had also been a representation from the LSO after the Board agenda had been published and this including the representation from Police Scotland have been withdrawn as the operating plan has been amended.

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The Board Resolved:

To grant application as amended.

APPLICATION FOR VARIATION OF PREMISES LICENCE - CINNAMON CLUB, 476 UNION STREET, ABERDEEN

8. The Board heard from Alexander Munro, Depute Clerk to the Board that the representations received in connection with the application have been withdrawn as the applicant had amended the application to address the concerns raised.

The Board thereafter heard from Taranath Bhattari, applicant.

The Board Resolved:

To grant application as amended.

APPLICATION FOR VARIATION OF PREMISES LICENCE - JAMIE'S ITALIAN, GROUND AND FIRST FLOOR, 38 UNION STREET, ABERDEEN

9. The Board heard from Alexander Munro, Depute Clerk to the Board that the representation from Police Scotland received in connection with the application had been withdrawn, however due to the terminal hour of 03:00 as per the Board's policy the applicant would be required to justify the need for those hours.

The Board heard from Theresa Hunt, Solicitor, speak in support of the application.

The Board resolved: -

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - MARKS & SPENCER SIMPLY FOOD, UNIT 2, BRIDGE OF DON RETAIL PARK, ABERDEEN

10. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

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APPLICATION FOR VARIATION OF PREMISES LICENCE - MELT, 11/13 BELMONT STREET, ABERDEEN

11. The Board heard from Alexander Munro, Depute Clerk to the Board that the representation received from Police Scotland has been withdrawn as the application had been amended to address the concerns raised.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - NOOSE AND MONKEY, 31 - 36 ROSEMOUNT VIADUCT, ABERDEEN

12. Councillor Cameron declared an interested, left the meeting and took no part in the determination of the application.

The Board had before them a letter of representation from Police Scotland dated 13 August 2019 and emails of objections from two members of the public dated 29 July 2019 and 19 August 2019.

The Board heard from Alexander Munro, Depute Clerk to the Board that the representation from Police Scotland has been withdrawn and that one of the objectors had advised that he is unable to attend the Board due to other commitments.

The Board heard from the applicant and the objector present.

The Board Resolved:

To grant the application subject to amending 6(b) of the operating plan to 'Young persons are permitted unaccompanied access until 23:00 when participating in an age appropriate performance or show'.

APPLICATION FOR VARIATION OF PREMISES LICENCE - PROHIBITION, 31 LANGSTANE PLACE, ABERDEEN

13. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

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APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY, 54 GUILD STREET, ABERDEEN

14. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - ST MACHAR BAR, 97 HIGH STREET, ABERDEEN

15. The Board heard from Alexander Munro, Depute Clerk to the Board that the representation and objection received in connection with the application have been withdrawn as the applicant has accepted the local condition for the external areas.

The Board Resolved:

To grant the application subject to the local condition relating to the external areas.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE ARCHIBALD SIMPSON, 5 CASTLE STREET, ABERDEEN

16. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE FOUNDRY, 43 HOLBURN STREET, ABERDEEN

17. The Board heard from Mr Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE JUSTICE MILL, 425 UNION STREET, ABERDEEN

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18. The Board heard from Mr Alexander Munro, Legal advisor, that there had been no objections or representations received in connections with the application.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - TWO TEN BISTRO, 210 MARKET STREET, ABERDEEN

19. Councillor Dunbar declared an interested, left the meeting and took no part in the determination of the application.

The Board had before them a letter of representation dated 12 August 2019 from Police Scotland and an email of objection dated 15 August 2019 from a member of the public.

The Board heard from Alexander Munro, Depute Clerk to the Board that the Police representation had been withdrawn prior to the Board meeting as the applicant has addressed the concerns raised. The objector or any representative did not attend despite being sent an invite dated 26 August 2019.

The Board thereafter heard from Tony Dawson, Solicitor for applicant.

The Board Resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - VICTORIA BAR, 1 MENZES ROAD

20. The Board had before them a letter of objection dated 12 August 2019 from a member of the public.

The Board heard from Mr Alexander Munro, Depute Clerk to the Board, that the application was deferred from July Board meeting as there was insufficient time to invite the objector to be heard. The Board also heard from Mr Alexander Munro that invite letters dated 4 July 2019 were sent to the applicant and objector to attend the September Board meeting.

The Board Resolved:

To grant the application as the applicant or objector were absent without reasons.

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APPLICATION FOR PERSONAL LICENCE - APPLICATION A

21. The Board had before them a letter dated 24 July 2019 from Police Scotland.

The Board heard from Police Scotland and the Applicant.

The Board Resolved:

To grant the licence.

APPLICATION FOR PERSONAL LICENCE - APPLICATION B

22. The Board had before them a letter dated 30 August 2019 from Police Scotland.

The Board heard from Police Scotland and the Applicant.

The Board Resolved:

To grant the licence.

APPLICATION FOR PERSONAL LICENCE - APPLICATION C

23. The Board had before them a letter dated 10 July 2019 from Police Scotland.

The Board heard from Alexander Munro, Depute Clerk to the Board that the applicant had withdrawn the application prior to the Board meeting.

APPLICATION FOR PERSONAL LICENCE - APPLICATION D

24. The Board had before them a letter dated 10 July 2019 from Police Scotland.

The Board heard from Police Scotland and the Applicant.

The Board Resolved:

To grant the licence

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**REPORT OF CONDUCT INCONSISTENT WITH LICENSING OBJECTIVES -
PERSONAL LICENCE HOLDER A**

25. The Board had before them a letter dated 10 July 2019 from Police Scotland.

The Board heard from Alexander Munro, Depute Clerk to the Board that an email was received from applicant advising of not attending the Board due to work commitment.

The Board Resolved:

To defer the application to its next meeting to be held 5 November 2019.

ANNUAL REPORT - CHIEF CONSTABLE

26. The Board received updates from Police Scotland regarding progress on their commitment in supporting the Licensing objectives.

LICENSING FORUM

27. The Board heard a brief update from Alexander Munro, Depute Clerk to the Board regarding the Joint Meeting of the Board and Licensing Forum.

LSO UPDATE

28. The Board was advised that there was no update for this meeting.

MARIE BOULTON – Convener

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