

Public Document Pack



To: Councillor Boulton, Convener; and Councillors Cameron, Lesley Dunbar, Grant, Greig, McLellan, Townson, MacKenzie and Sellar.

Town House,
ABERDEEN 28 September 2021

LICENSING BOARD

The Members of the **LICENSING BOARD** are requested to meet in **Council Chamber - Town House** on **TUESDAY, 5 OCTOBER 2021 at 10.30 am.**

JENNI LAWSON
CLERK TO THE BOARD

BUSINESS

- 1 Minute of Meeting of 17 August 2021 (Pages 5 - 14)
- 2 List of Applications (Pages 15 - 20)
 - 2.1 Application for Variation of Premises Licence - Aberdeenshire Cricket Club, Morningside Road (Pages 21 - 38)
 - 2.2 Application for Variation of Premises Licence - Aldi, Units 9 & 10 Boulevard Retail Park (Pages 39 - 60)
 - 2.3 Application for Variation of Premises Licence - BP Esplanade M & S Simply Food (Pages 61 - 74)
 - 2.4 Application for Variation of a Premises Licence - Clubhouse Hotel, 239 Great Western Road (Pages 75 - 90)
 - 2.5 Application for Variation of Premises Licence, Crofters, 77 Greenburn Drive (Pages 91 - 106)

- 2.6 Application for Variation of a Premises Licence - Grays Inn, Greenfern Road, Aberdeen (Pages 107 - 126)
- 2.7 Application for Variation of Premises Licence - Lidl, Lang Stracht (Pages 127 - 142)
- 2.8 Application for Variation of Premises Licence - Sainsbury Store, Unit W1, St Nicholas Centre (Pages 143 - 160)
- 2.9 Application for Variation of Premises Licence - Sainsbury Store, 97-99 Rosemount Place, Aberdeen (Pages 161 - 178)
- 2.10 Application for Variation of Premises Licence - Sainsbury Store, 313 George Street (Pages 179 - 196)
- 2.11 Application for Variation of Premises Licence - Sainsbury Store, Berryden Retail Park, Berryden Road (Pages 197 - 214)
- 2.12 Application for Variation of Premises Licence - Sainsbury Store, 45 Garthdee Road (Pages 215 - 232)
- 2.13 Application for Variation of Premises Licence - Sainsbury Store, Retail Unit 1, Countesswells Park Drive (Pages 233 - 250)
- 2.14 Application for Variation of Premises Licence, 492-494 Union Street (Pages 251 - 268)
- 2.15 Application for Variation of Premises Licence - Sainsburys Store, 206 Union Street (Pages 269 - 286)
- 2.16 Application for Variation of Premises Licence - Sainsburys Store, 124 Holburn Street (Pages 287 - 304)
- 2.17 Application for Variation of Premises Licence - Sainsbury's Supermakets Ltd, 345 North Deeside Road, Cults, Aberdeen (Pages 305 - 322)
- 2.18 Application for Variation of Premises Licence - Sainsbury's, 54 Guild Street, Aberdeen (Pages 323 - 340)
- 2.19 Application for Variation of a Premises Licence - Sainsbury's, 1 Charleston Road North, Aberdeen (Pages 341 - 358)
- 2.20 Application for Variation of Premises Licence - Soul, 333 Union Street (Pages 359 - 372)

- 2.21 Application for Variation of Premises Licence - The Holburn, 225 Holburn Street (Pages 373 - 392)
- 2.22 Application for Variation of Premises Licence - The Scottish Embassy, 4 Trinity Street (Pages 393 - 412)
- 3 Personal Licences
 - 3.1 Application for a Personal Licence (Pages 413 - 416)
 - 3.2 Application for Personal Licence (Pages 417 - 420)
 - 3.3 Notice of Conviction - Personal Licence Holder (Pages 421 - 424)
- 4 Chief Constable's Annual Report 2020 -2021 (Pages 425 - 430)
- 5 Festive Guidelines
- 6 Occasional Licences - Policy

Should you require any further information about this agenda, please contact Gillian Scott
giscott@aberdeencity.gov.uk

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LICENSING BOARD

ABERDEEN, 17 August 2021. Minute of meeting of the LICENSING BOARD.
Present: Councillor Boulton, Convener; and Councillors Cameron, Grant, Greig, McLellan, Townson, MacKenzie and Sellar.

MINUTE OF MEETING OF 25 MAY 2021

1. The Board had before it for its consideration the minutes of the meeting of 25 May 2021.

The Board resolved: -

To approve the minute

LIST OF APPLICATIONS

2. The Board had before it for its consideration the applications as listed in 3-26

APPLICATION FOR PROVISIONAL PREMISES LICENCE - CO-OP, LAND ADJACENT TO 500 KING STREET, ABERDEEN

3. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application. Thereafter, the Board heard from Audrey Junner, Solicitor speak in support of the application.

The Board resolved:-

grant the application.

APPLICATION FOR PREMISES LICENCE - ROSEMOUNT MARKET, 217-219 ROSEMOUNT PLACE

4. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

LICENSING BOARD

17 August 2021

APPLICATION FOR VARIATION OF PREMISES LICENCE - DUTCH MILL HOTEL, 7 QUEENS ROAD, ABERDEEN

5. The Board had before it a letter of representation dated 7 July 2021 from Police Scotland, a representation from the Licensing Standards Officer and letter of objection dated 1 July 2021 from a member of the public.

The Board heard from Jacqui Birrell, Paralegal, speak in support of the application.

The Board resolved:

To refuse the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - LIDL, INVERURIE ROAD, BUCKSBURN

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

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF A PREMISES LICENCE - LIDL, 739 KING STREET, ABERDEEN,

7. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - LIDL, 48-50 HUTCHEON STREET, ABERDEEN

8. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

LICENSING BOARD
17 August 2021

APPLICATION FOR VARIATION OF A PREMISES LICENCE - LIDL, GREENWELL ROAD, ABERDEEN

9. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE HOWFF, 365 UNION STREET

10. The Board had before it a letter of representation dated 12 July 2021 from Police Scotland and an email of representation from the LSO.

The Board heard from David Scott, Solicitor in support of the application. Mr Scott considered that the new additional area was not an outside area and asked the Board not to apply their standard outdoor conditions.

The Board resolved: -

To grant the application

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE NEUK, 1A CLARKE STREET

11. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

LICENSING BOARD

17 August 2021

APPLICATION FOR VARIATION OF PREMISES LICENCE - OGV TAPROOM, WINDMILL BRAE

12. The Board had before it a letter of representation dated 8 July 2021 from Police Scotland and letter for representation from a member of the Public.

The Board heard from Janet Hood, Solicitor in support of the application.

The Board resolved: -

To grant the application with amended operating hours on Friday and Saturdays.

APPLICATION FOR VARIATION OF PREMISES LICENCE - RICHMOND ARMS, 327 NORTH DEESIDE ROAD

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

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - STOCKET PARADE STORES, 17 STOCKET PARADE

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

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE TUNNELS, CARENGIES BRAE

15. The Board had before it a letter of representation from a member of the public.

The Board resolved: -

to grant the application.

LICENSING BOARD

17 August 2021

APPLICATION FOR VARIATION OF PREMISES LICENCE - BUCKIE FARM, THE PARKWAY, DANESTONE

16. The Board had before them a letter of representation dated 17 June 2021 from Police Scotland. The Board thereafter heard from Audrey Junner in support of the application. Ms Junner asked the Board to consider not apply the standard outdoor conditions.

The Board resolved: -

To grant the application with the outdoor conditions.

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

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

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - CO-OPERATIVE FOOD, 89A ROSEHILL DRIVE, ABERDEEN

18. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - FRANKIE & BENNY'S UNION SQUARE

19. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

LICENSING BOARD

17 August 2021

APPLICATION FOR VARIATION OF PREMISES LICENCE - GEORGE'S CONVENIENCE STORE, 106 BALNAGASK ROAD

20. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE LOUNGE BAR AND KITCHEN, 11-11A MARKET STREET

21. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - ASDA STORE, UNIT 1 BEACH BOULEVARD RETAIL PARK

22. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - THE BOARDWALK, SEA BEACH

23. The Board had before it a letter of representation dated 30 July 2021 from Police Scotland and email of representation from the LSO.

Thereafter the Board heard from Stephen McGowan, Solicitor in support of the application.

LICENSING BOARD

17 August 2021

The Board resolved: -

To grant the application with a terminal hour of 22:00.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - THE PLOUGHMAN,
NORTH DEESIDE ROAD**

24. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - REDDYS, 110-112
ROSEMOUNT VIADUCT.**

25. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application.

The Board resolved:

To grant the application.

NOTICE OF CONVICTION - LICENCE HOLDER A

26. The Board had before them a letter dated 17 May 2021 from Police Scotland.

Sandy Munro, Depute Clerk to the Board advised that the Licence holder had requested that the item be deferred to the next meeting of the Board.

The Board resolved: -

to defer the application.

LICENSING BOARD

17 August 2021

NOTICE OF CONVICTION - LICENCE HOLDER B

27. The Board had before a letter dated 26 May 2021 from Police Scotland.

The Board Resolved: -

To revoke the licence.

NOTICE OF CONVICTION LICENCE HOLDER C

28. The Board had before them a letter dated 11 May 2021 from Police Scotland.

The Board resolved: -

To take no further action.

REPORT OF CONDUCT INCONSISTENT WITH THE LICENSING OBJECTIVES

29. The Board had before them a letter dated 17 June 2021 from Police Scotland.

The Board resolved: -

To revoke the licence.

LICENSING BOARD ANNUAL FUNCTIONS REPORT

30. The Board had before it, its Annual Functions Report.

The Board resolved:

To note the report.

LICENSING BOARD

17 August 2021

LICENSING BOARD ANNUAL FINANCIAL REPORT

31. The Board had before it, its Annual Financial Report.

Sandy Munro, the Depute Clerk of the Board advised that the Board had given a reduction to the Annual Fees payments for 2020 and that the Board may wish to give the same deduction for 2021.

The Board resolved: -

To note the report and to approve a reduction in annual fees by 1/3 for all on sale premises.

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ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

	Premises	Applicant	Date Received	Comments
1	ABERDEENSHIRE CRICKET CLUB MORNINGSIDE ROAD ABERDEEN AB10 7FB	ABERDEENSHIRE CRICKET CLUB C/O LEDINGHAM CHALMERS LLP SOLICITORS JOHNSTONE HOUSE 52-54 ROSE STREET ABERDEEN AB10 1HA	10 August 2021	
2	ALDI UNITS 9 & 10 BEACH BOULEVARD RETAIL PARK LINKS ROAD ABERDEEN AB11 5EJ	ALDI STORES LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	23 July 2021	
3	BP ESPLANADE M & S SIMPLY FOOD NORTH ESPLANADE WEST ABERDEEN AB11 5RN	MOTOR FUEL LTD C/O HARPER MACLEOD LLP SOLICITORS THE CA'D'ORO 45 GORDON STREET GLASGOW G1 3PE	23 June 2021	
4	CLUBHOUSE HOTEL 239 GREAT WESTERN ROAD ABERDEEN AB10 6PS	BONSQUARE 508 LIMITED C/O JAMES & GEORGE COLLIE SOLICITORS 1 EAST CRAIBSTONE STREET ABERDEEN AB11 6YQ	6 July 2021	

ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

	Premises	Applicant	Date Received	Comments
5	CROFTERS 77 GREENBURN DRIVE BANKHEAD ABERDEEN AB21 9HB	ACCESS AND INFORM LIMITED C/O JAMES & GEORGE COLLIE SOLICITORS 1 EAST CRAIBSTONE STREET ABERDEEN AB11 6YQ	27 July 2021	
6	GRAYS INN GREENFERN ROAD ABERDEEN AB16 5PY	SPIRIT PUB COMPANY (MANAGED) LIMITED C/O BELHAVEN PUBS LICENSING TEAM ATRIUM HOUSE 6 BACK WALK STIRLING FK8 2QA	2 July 2021	
7	LIDL GREAT BRITAIN LTD LANG STRACHT ABERDEEN AB15 6HY	LIDL GREAT BRITAIN LTD C/O LIDL GREAT BRITAIN LTD LICENSING DEPARTMENT PALMER AVENUE CENTRAL PARK SEVERN BEACH BRISTOL BS35 4DF	25 August 2021	
8	SAINSBURY STORE UNIT W1 ST NICHOLAS CENTRE ABERDEEN AB10 1HW	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	29 June 2021	

ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

	Premises	Applicant	Date Received	Comments
9	SAINSBURY STORE 97-99 ROSEMOUNT PLACE ABERDEEN AB25 2YE	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
10	SAINSBURY STORE 313 GEORGE STREET ABERDEEN AB25 1EP	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
11	SAINSBURY STORE BERRYDEN RETAIL PARK BERRYDEN ROAD ABERDEEN AB25 3SA	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
12	SAINSBURY STORE 45 GARTHDEE ROAD ABERDEEN AB10 7AY	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	

ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
13 SAINSBURY'S LOCAL RETAIL UNIT 1 AREA N12 COUNTESSWELLS PARK DRIVE ABERDEEN AB15 8JF	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	29 June 2021	
14 SAINSBURYS STORE 492 - 494 UNION STREET ABERDEEN AB10 1TS	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
15 SAINSBURY'S STORE 206 UNION STREET ABERDEEN AB10 1QS	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	30 June 2021	
16 SAINSBURY'S STORE 124 HOLBURN STREET ABERDEEN AB10 6DA	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	

ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

	Premises	Applicant	Date Received	Comments
17	SAINSBURY'S SUPERMARKETS LIMITED 345 NORTH DEESIDE ROAD CULTS ABERDEEN AB15 9SX	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	30 June 2021	
18	SAINSBURY'S 54 GUILD STREET ABERDEEN AB11 6NB	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
19	SAINSBURY'S 1 CHARLESTON ROAD NORTH COVE ABERDEEN AB12 3SZ	SAINSBURY'S SL LIMITED C/O TLT LLP SOLICITORS HOBART HOUSE 80 HANOVER STREET EDINBURGH EH2 1EL	28 June 2021	
20	SOUL (GROUND FLOOR) LANGSTANE KIRK 333 UNION STREET ABERDEEN AB11 6BS	PB DEVELOPMENT COMPANY LTD	12 July 2021	

ABERDEEN CITY LICENSING BOARD

Meeting 5 October 2021 at 10:30am in Microsoft Teams

Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
21 THE HOLBURN 225 HOLBURN STREET ABERDEEN AB10 6BL	GREENE KING RETAILING LTD C/O BELHAVEN PUBS LICENSING TEAM ATRIUM HOUSE 6 BACK WALK STIRLING FK8 2QA	12 August 2021	
22 THE SCOTTISH EMBASSY 4 TRINITY STREET ABERDEEN AB11 5LY	ST JULEGAR LIMITED C/O RYAN CLARK BAR CO PUBS 22 ARBROATH LANE ABERDEEN AB12 5BY	5 July 2021	

LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: ABERDEENSHIRE CRICKET CLUB,

DESCRIPTION

Amendment to the layout plan resulting in an increase in total capacity to 560

OBJECTIONS/REPRESENTATIONS

Outstanding building standards issue

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: ALDI, BEACH BOULEVARD,

DESCRIPTION

The amendment of the description in Q5(f) and the addition of click and collect services
The amendment of the layout resulting in an increase in capacity

OBJECTIONS/REPRESENTATIONS

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POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: BP ESPLANADE M&S SIMPLY FOOD

DESCRIPTION

Amendment to layout resulting in an increase of capacity to 9.61 m2.

Change of premises name to Esplanade Service Station

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: CLUBHOUSE HOTEL

DESCRIPTION

Variation to the layout resulting in an increase in capacity to 269.

Change of name to 'Great Western Hotel'

Change of registered office address

OBJECTIONS/REPRESENTATIONS

The applicant has agreed to the external area conditions for the additional external area.

POLICY

Outdoor Drinking

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: CROFTERS, 77 GREENBURN DRIVE

DESCRIPTION

The amendment of the capacity to 22m2
The addition of post office facilities to Q5(f)

OBJECTIONS/REPRESENTATIONS

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POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: GRAYS INN, GREENFERN ROAD

DESCRIPTION

The extension of the outside drinking area

OBJECTIONS/REPRESENTATIONS

LSO & Police Conditions re external area

Applicant accepts 2 of 3 conditions but does not accept condition regarding amplified music.

POLICY

The Board will routinely attach additional conditions where an outdoor area is licensed including but not restricted to: • Outdoor area to be clearly demarcated onsite. • Use of the area to cease at 2200 hours. • No amplified music or entertainment to take place in the outdoor area.

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15 September 2021

Your Ref:

Our Ref: 557360

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Marischal College
Broad Street
Aberdeen



North East Division
Marischal College
Broad Street
Aberdeen
AB10 1AB

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
GRAYS INN, GREENFERN ROAD, ABERDEEN, AB16 5PY**

I refer to the above application for the variation of a premises licence under terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of extending the outdoor drinking facilities to include the area to the front of the building. In terms of Section 29(5) of the Act this request can be considered a variation.

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I wish to make representation to the application and recommend the following conditions are imposed:

1. The area is delineated by a physical barrier or similar;
2. The area is subject to a terminal hour of 2200 hours daily;
3. Signage to be displayed indicating that no alcohol is to be removed beyond the delineated area;
4. No amplified music will be played within.

This representation is submitted for your attention in considering this application.

Yours faithfully

George Macdonald

OFFICIAL

Chief Superintendent

For enquiries please contact the Licensing Department on 01224 301085

LSO Representation

The Agent, Adrian Howlett is seeking an amendment to the Local Condition to allow for amplified music within the outdoor area. The LSO representation is to recommend the status quo for no amplified music or live entertainment within the outdoor area. JP 17.9.21

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: LIDL, LANG STRACHT

DESCRIPTION

Amendment to Q4 to include a seasonal variation, Increase of non seasonal capacity, include seasonal capacity and layout changes

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S ST NICHOLAS CENTRE

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S 97 ROSEMOUNT PLACE

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S 454 NORTH DEESIDE ROAD

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S BERRYDEN RETAIL PARK

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: SAINSBURY'S GARTHDEE ROAD

DESCRIPTION

The addition of recorded music and live performances as activities
The amendment of Q5 to include home delivery and click and collect
To include occasional tasting sessions in other activities
The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: SAINSBURY'S COUNTESSWELLS

DESCRIPTION

The addition of recorded music and live performances as activities
The amendment of Q5 to include home delivery and click and collect
To include occasional tasting sessions in other activities
The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

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POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: SAINSBURY'S 492 UNION STREET

DESCRIPTION

The addition of recorded music and live performances as activities
The amendment of Q5 to include home delivery and click and collect
To include occasional tasting sessions in other activities
The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

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POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S 313 GEORGE STREET

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: SAINSBURY'S 124 UNION STREET

DESCRIPTION

The addition of recorded music and live performances as activities
The amendment of Q5 to include home delivery and click and collect
To include occasional tasting sessions in other activities
The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S 345 NORTH DEESIDE ROAD

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: SAINSBURY'S 54 GUILD STREET

DESCRIPTION

The addition of recorded music and live performances as activities
The amendment of Q5 to include home delivery and click and collect
To include occasional tasting sessions in other activities
The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SAINSBURY'S 1 CHARLESTON ROAD NORTH, COVE,

DESCRIPTION

The addition of recorded music and live performances as activities

The amendment of Q5 to include home delivery and click and collect

To include occasional tasting sessions in other activities

The amendment of the premises description and the amendment of the name to 'Sainsburys Local'

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: SOUL,

DESCRIPTION

Change core time when alcohol will be sold for consumption on the premises to 10:00 to 01:00 Monday to Sunday.

OBJECTIONS/REPRESENTATIONS

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION

PREMISES: THE HOLBURN

DESCRIPTION

The extension of the outside area resulting in an increase in capacity

OBJECTIONS/REPRESENTATIONS

LSO & Police representation re outdoor drinking- applicant has agreed to 2 of 3 conditions but does not agree to condition re amplified music

POLICY

The Board will routinely attach additional conditions where an outdoor area is licensed including but not restricted to:

- Outdoor area to be clearly demarcated onsite.
- Use of the area to cease at 2200 hours.
- No amplified music or entertainment to take place in the outdoor area.

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16 September 2021

Your Ref:

Our Ref:

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Marischal College
Broad Street
Aberdeen



North East Division
Marischal College
Broad Street
Aberdeen
AB10 1AB

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE HOLBURN BAR, 225 HOLBURN STREET, ABERDEEN, AB10 6BL**

I refer to the above application for the variation of a premises licence under terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of extending the outdoor drinking facilities to include a small area at the side of the building, as per the layout plan submitted. In terms of Section 29(5) of the Act this request can be considered a variation.

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I wish to make representation to the application and recommend the following conditions are imposed:

1. The area is delineated by a physical barrier or similar;
2. The area is subject to a terminal hour of 2200 hours daily;
3. No amplified music to be played within.

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

Yours faithfully

George Macdonald
Chief Superintendent

OFFICIAL

For enquiries please contact the Licensing Department on 01224 301085

LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION
PREMISES: THE SCOTTISH EMBASSAY

DESCRIPTION

Amend core times when alcohol will be sold for consumption on premises to 11:00 to 00:00 Sunday to Thursday and 11:00 to 01:00 Friday and Saturday.

Amend core times when alcohol will be sold for consumption off premises to 10:00 to 22:00 Monday to Sunday.

OBJECTIONS/REPRESENTATIONS

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POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: PERSONAL LICENCE APPLICATION

OBJECTIONS/REPRESENTATIONS

- Police Scotland

DETERMINATION

The Board must:

(a) if it is satisfied that it is necessary to do so for the purposes of any of the licensing objections refuse the application or

(b) if not so satisfied, grant the application.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: PERSONAL LICENCE APPLICATION

OBJECTIONS/REPRESENTATIONS

- Police Scotland

DETERMINATION

The Board must:

(a) if it is satisfied that it is necessary to do so for the purposes of any of the licensing objections refuse the application or

(b) if not so satisfied, grant the application.

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LICENSING BOARD INFORMATION SHEET

NOTICE OF CONVICTION LICENCE HOLDER A

BACKGROUND

- Held licence since 07 November 2011
- Deferred from August Board 2021

OBJECTIONS/REPRESENTATIONS

- Police Scotland

DETERMINATION

The Board must:

After having regard to the report and any recommendation contained in the Chief Constable's notice,

and after giving the licence holder and the chief constable an opportunity to be heard, and if satisfied that is necessary to do so for the purposes of any of the licensing objections make an order.

That order is an order –

- a) Revoking
- b) Suspending for such period, not exceeding 6 months as the Board considers appropriate, or
- c) Endorsing,

The personal licence held by the licence holder concerned.

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ABERDEEN CITY
Licensing Report
2020-2021



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SCOTLAND
Keeping people safe

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Foreword

In accordance with Section 12(A) Licensing (Scotland) Act 2005 I provide the Annual Licensing Report for 2020/21.

I would like to thank you for working with policing to keep the people of Scotland safe in what has been an extremely demanding year. During these challenging times Police Scotland has continued to work closely with Local Authorities and key stakeholders and, collectively, we have played a crucial role in supporting the national response to the COVID-19 pandemic, explaining the rules and encouraging our fellow citizens to do the right thing.

We have embraced new, flexible ways of working that have involved remote or home working where possible and the incorporation of new IT solutions. We have quickly adapted to these changes while continuing to provide a high standard of service to our communities.

We have also continued to deliver effective regulation of Liquor Licensing whilst taking full cognisance of the restrictions and requirements conferred by the Coronavirus Regulations. Our focus has been on preventing alcohol fuelled violence, disorder and antisocial behaviour along with supporting the national response to suppress the virus.

I would like to thank our many local partnerships and acknowledge the good work that they do; without their support we would not be able to maintain the high standard in licensing in the Aberdeen City area.

Police Scotland remains committed to working with others to achieve the licensing objectives. I am confident that through effective, collaborative working we will meet any challenges that may arise and will continue to improve licensing standards for the communities of Scotland.

Iain Livingstone QPM

Chief Constable

Police Service of Scotland

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Police Scotland Licensing Overview

The Violence Prevention and Licensing Co-ordination Unit (VPLCU) sits within Safer Communities based at Dalmarnock Police Station, Glasgow.

The VPLCU upholds the two tier structure for licensing which supports both national and local priorities through service delivery. They have overall responsibility for determining and delivering national licensing strategy and policy, by providing advice, guidance and support to divisional licensing teams as well as undertaking other specialist functions.

The Violence Prevention and Licensing Co-ordination Unit is a specialist department which consists of a small team of officers, based in Glasgow. The officers within the unit work with divisional licensing teams and partner agencies to help shape policy and strategy around the police licensing function. They provide practical and tactical advice to police licensing practitioners, operational officers, supervisors and policing commanders.

The VPLCU seek to ensure that legislation governing the sale and supply of alcohol is applied consistently across the country and all opportunities are taken to stop the illegal or irresponsible sale, supply or consumption of alcohol with the intention of preventing and reducing crime and disorder.

During 2020/2021, from a licensing perspective, our particular focus was on the following:

- Scrutiny of the serious incidents of violence, disorder and antisocial behaviour linked to licensed premises;
- Working closely with Licensed Premises and Scottish Government to navigate the challenges of the COVID-19 pandemic through the 4Es approach by engaging, explaining, educating and enforcing;
- Governance and ongoing development of the National ICT Licensing System, known as “Inn Keeper”, to increase the efficiency and effectiveness of liquor and civic licensing administration and management. Police Scotland are currently working on upgrade to the National ICT system to ensure compliance with GDPR legislation.

Each of the thirteen Local Policing Divisions have a licensing team responsible for the day to day management of licensing administration, complying with statutory requirements as well as addressing any issues that may arise within licensed premises in their local area.

LICENSING BOARD AREA

The Licensing Board area is policed by North East Division.

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Chief Superintendent George Macdonald is the Local Police Commander who has the responsibility for all day-to-day policing functions.

LOCAL POLICING PRIORITIES

Following our public consultation process, the policing priorities for North East Division, as set out in our Local Police Plan 2020 - 23 are as follows:

- Protecting vulnerable people;
- Serious organised crime;
- Anti-social behaviour, violence and disorder;
- Road safety and road crime;
- Acquisitive crime;
- Counter terrorism and domestic extremism.

OPERATION OF THE LICENSING (SCOTLAND) ACT 2005

Due to the global COVID-19 pandemic, we began and ended the reporting period in national lockdown. Many licensed premises operated under varying restrictions between July and December 2020, with the exception of venues which could be considered nightclubs.

This presented new and unprecedented challenges for all involved in the licensed trade; from prolonged cessation of trading for much of the year and the adapting to guidelines and regulations to permit certain types of business to operate under prescribed conditions.

The vast majority of operators abided by the frequently changing landscape of regulations and worked in close co-operation with Police Scotland and local authority partners such as Licensing Standards Officers, Trading Standards and Environmental Health.

Reviewing incidents on, or connected to, licensed premises is a key part of our day-to-day business. Community based Police Officers are encouraged and expected to routinely visit licensed premises within their area.

Within the reporting period, there were 1069 visits to licensed premises recorded.

Any Police Officer who attends an incident at a licensed premises is expected to submit a concise report via the Inn Keeper system, particularly when the incident involves violence, disorder, anti-social behaviour, drunkenness, drug misuse, underage drinking, breaches of licensing legislation or any other matter that might impact on public safety.

Within the reporting period, there were 93 incidents connected to licensed premises recorded on the Inn Keeper system.

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The information obtained may show a causal link between the operation of the premises and the incident. An incremental intervention process allows for issues to be addressed quickly and effectively at an early stage. This includes a low level 'interaction' which may involve a discussion between the Police and the premises management and/or licence holder. The level of engagement from within the Aberdeen licensed trade is very good and in many instances, this approach reduces recurrence or escalation.

Premises may become 'monitored' with closer attention being paid to any incidents occurring there. This is often undertaken in conjunction with tasked, supportive visits to the premises by uniformed Police Officers.

However, where necessary, the staged process allows for more formal intervention to support premises where the need for support has been identified. A premises licence holder and the premises management may be asked to meet with the Police, when concerns will be discussed. This will often involve an agreed action plan being put in place, with a reasonable time scale for completion.

The most common example of an agreed 'action' is refresher training of staff covering their responsibilities including the sale of alcohol to underage or intoxicated persons, 'Challenge 25' and the general terms and conditions of the licence held.

Should the intervention stage not bring about the necessary changes, or be otherwise unsuccessful, the next stage is the submission of a premises licence review application for the consideration of the Licensing Board.

Over the reporting period there were four licensed premises in subject to a period of monitoring or intervention. Three of these were issues relating to management and procedures in terms of legislation introduced and relating to the COVID-19. Pandemic, including one which resulted in a premises licence review hearing.

The other matter related to alleged sale of alcohol, from an 'off sales' premises, to underage persons.

Partnership working between the Police, the Licensing Standards Officer and the premises licence holders and premises' management teams continues to hopefully fully resolve the issues and prevent bringing the matters to the Licensing Board by premises licence review application.

PREVENTING THE SALE OR SUPPLY OF ALCOHOL TO CHILDREN OR YOUNG PEOPLE

Aberdeen City attracts a relatively low number of reports of underage drinking or youth congregation involving alcohol when considering other towns and cities across Scotland.

Where a person under 18 years of age is found to be either under the influence of alcohol, drinking alcohol in a public place or in possession of alcohol, the Police Officer involved will take all appropriate steps to ascertain the source of the alcohol.

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Where information that cannot be fully evidenced is received regarding the sale of alcohol to children and young persons, in accordance with the national guidance contained within the 'Alcohol Toolkit', letters will be sent to licensed premises in the area reminding them of their responsibilities and requesting extra vigilance.

If such concerns were to continue in respect of specific premises, then other operational strategies would be considered.

One way in which North East Division delivers our commitment to the community is through our School Liaison Officers and School Based Officers.

PROPOSED ACTIVITY FOR THE YEAR AHEAD

The uncertainty of the global COVID -19 pandemic has impacted heavily on the licensing trade making it very difficult to plan for proposed activity for the year ahead.

The North East Division Licensing Team, along with Community Policing Teams, will work alongside licensed premises, to ensure that the premises are complying with the legislation and operate in a manner that supports the five licensing objectives. We aspire to maintain our number of supportive visits to licensed premises and hope to see a continued reduction in the number of incidents taking place on licensed premises.

Our involvement and participation in public safety campaigns will continue, such as the 'Ask for Angela' personal safety campaign, the 'One Punch' campaign which highlights consequences for both victims and perpetrators of spontaneous acts of violence and support partners with campaigns such as 'Count 14' promoting awareness of alcohol consumption guidelines. We will also remain involved in ongoing work to ensure premises are complying with the Duty of Care condition.

Working with established partnerships but particularly with the licensed trade, we hope to continue to see a reduction in alcohol-related crime, particularly violence, whether perpetrated within licensed premises, public places or private spaces.

To conclude we would like to thank you for your continued support during what has been a challenging year for all. We have all had to adapt to a new way of working and ever changing circumstances which has been embraced by all.

We look forward to a safe and healthy 2021/2022.