

# Public Document Pack



To: Councillor Copland, Convener; and Councillors Al-Samarai, Boulton, Hazel Cameron, Crockett, Fairfull, Grant and Greig.

Town House,  
ABERDEEN 22 May 2023

## LICENSING BOARD

The Members of the **LICENSING BOARD** are requested to meet in **Council Chamber - Town House on TUESDAY, 30 MAY 2023 at 10.00 am.**

This is a hybrid meeting and Members, and the Public may also attend remotely.

The meeting will be webcast and a live stream can be viewed on the Council's website. <https://aberdeen.public-i.tv/core/portal/home>

JENNI LAWSON  
CLERK TO THE BOARD

## BUSINESS

- 1 Minutes of Meeting of 4 April 2023 (Pages 3 - 10)
- 2 Application for Premises Licence - Londis, 314 King Street, Aberdeen (Pages 11 - 42)
- 3 Application for Variation of Premises Licence - No 10 Wine Bar, 10 Queens Terrace, Aberdeen (Pages 43 - 58)
- 4 Application for Variation of Premises Licence - Richmond Arms, 327 North Deeside Road, Aberdeen (Pages 59 - 80)
- 5 Application for Variation of Premises Licence - Wagamama, Unit FS3A, First Floor, Union Square, Aberdeen (Pages 81 - 102)
- 6 General - Board Policy Statement (Pages 103 - 116)

7 Local Licensing Forum Update (Pages 117 - 118)

Should you require any further information about this agenda, please contact Benedict Kpohrator [Bkpohrator@aberdeencity.gov.uk](mailto:Bkpohrator@aberdeencity.gov.uk) 45435

## LICENSING BOARD

ABERDEEN, 4 April 2023. Minute of meeting of the LICENSING BOARD.  
Present: Councillor Copland, Convener; and Councillors Al-Samarai, Boulton, Hazel Cameron, Crockett, Fairfull, Grant and Greig.

### MINUTE OF MEETING OF 7 FEBRAURY 2023

1. The Board had before it for its consideration the minutes of meeting of 7 February 2023.

**The Board resolved: -**

To approve the minute.

### APPLICATION FOR PROVISIONAL PREMISES LICENCE – NINJA SUSHI, 28 ALBYN GROVE

2. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from Martin Calder, agent of the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

### APPLICATION FOR PREMISES LICENCE – ESTABULO BAR AND GRILL, UNION SQUARE ABERDEEN

3. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

**LICENSING BOARD**

7 February 2023

**APPLICATION FOR VARIATION OF PREMISES LICENCE – ABERDEEN WHISKY SHOP**

4. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from Karen Gatherum, Solicitor for the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE – ALDI FORESTERHILL**

5. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from Lynn Simpson, Solicitor for the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE – CALEDONIAN GULF CLUB**

6. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

## LICENSING BOARD

7 February 2023

### APPLICATION FOR VARIATION OF PREMISES LICENCE – THE LOUNGE BAR AND KITCHEN

7. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been no objections or representations received and that all elements of the application were within policy and that the applicant had accepted the local conditions.

The Board thereafter heard from the applicant, in support of the application.

**The Board unanimously resolved:**

To grant the application.

### APPLICATION FOR EXTENDED HOURS -NOX -10<sup>TH</sup> APRIL

8. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been an objection received from the police.

The Board thereafter heard from Lynn Simpson, Solicitor for the applicant, in support of the application.

The Board heard from Sergeant Neil Grant, who spoke to the police objection. Sgt Grant advised the board that the extra hour sought by the applicant would cause a demand on the resources of the police. He added that late hours applications cause significant amount of disturbance, violence, disorderliness. Thus, increasing the stress on emergency services. He requested that for the licence to be granted, that a personal licence holder and sufficient security be on duty for the entire duration of the extra hour sought by the applicants.

The Board heard from the LSO. LSO had no objection.

Members sought assurance from the applicants to address the concerns raised by the Police.

Convenor Neil Copland moved to refuse the application.

Councillor Boulton moved an amendment to grant subject to an additional condition.

The Board voted for the application as below:

Councillor Copland – Refuse  
 Councillor Al Samarai – Refuse  
 Councillor Boulton – Approve  
 Councillor Crochet – Approve  
 Councillor Fairfull – Approve  
 Councillor Greig – Refuse  
 Councillor McLeod – Approve

**LICENSING BOARD**

7 February 2023

**The Board resolved:**

To grant the application subject to the additional condition that a personal licence holder and sufficient security be on duty for the entire duration of the extra hour sought by the applicants.

**APPLICATION FOR EXTENDED HOURS -NOX -1 MAY 2023**

9. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been an objection received from the police.

The Board thereafter heard from Lynn Simpson, Solicitor for the applicant, in support of the application and accepted the Police condition.

The Board heard from Neil Grant, who spoke to the police objection and advised the Board that the police department does not object to the granting of the application subject to a condition that a personal licence holder and sufficient security staff be on premises for the duration of the extended hours.

The Board heard from the LSO. LSO had no objection.

The Board heard again from Lynn Simpson who accepted the condition of the police.

**The Board unanimously resolved:**

To grant the application subject to the additional condition that a personal licence holder and sufficient security be on duty for the entire duration of the extra hour sought by the applicants.

**APPLICATION FOR EXTENDED HOURS -CHEERZ BAR -8 MAY 2023**

10. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been an objection received from the police and the LSO

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

The Board heard from the LSO and Police in support of their objection.

**The Board unanimously resolved:**

To approve the application

**APPLICATION FOR EXTENDED HOURS -CHEERZ BAR -22 JUNE 2023**

11. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been an objection received from the police and the LSO

**LICENSING BOARD**

7 February 2023

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

The Board heard from the LSO and Police in support of their objection. The LSO advised the Board that Pet Shop Board is not a matter of National Significance, and a precedence would be set.

The Convenor agreed with LSO and moved to refuse the application.

Councillor Boulton moved to approve the application.

The Board voted for the application as below:

Councillor Copland – Refuse  
Councillor Al Samarai – Refuse  
Councillor Boulton – Approve  
Councillor Crochet – Approve  
Councillor Fairfull – Approve  
Councillor Grieg – Refuse  
Councillor McLeod – Refuse

**The Board resolved:**

To refuse the application

**APPLICATION FOR EXTENDED HOURS -CHEERZ BAR -29 MAY 2023**

13. The Board heard from Alexander Munro, Depute Clerk to the Board that there had been an objection received from the police and the LSO

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

The Board heard from the LSO and Police in support of their objection.

**The Board unanimously resolved:**

To approve the application

**GENERAL EXTENSIONS**

14. The Board heard from Alexander Munro, Depute Clerk to the Board on the responses for the extension.

## LICENSING BOARD

7 February 2023

Councillor Boulton recommended that the festive applications should continue every Friday and Saturday in December and into the new year.

### **The Board Resolved: -**

All “on consumption” premises with the exception of casinos, whose regular licensed hours adhere to the maximum of 15 hours continuous trading in any 24-hour period, as per the Licensing Board’s Statement of Licensing Policy, may extend the licensed hours by 1 hour beyond the terminal hour on the following trading dates.

Friday 1 December 2023

Saturday 2 December 2023

Friday 8 December 2023

Saturday 9 December 2023

Friday 15 December 2023

Saturday 16 December 2023

Friday 22 December 2023

Saturday 23 December 2023

Friday 29 December 2023

Saturday 30 December 2023

Sunday 31 December 2023

Monday 1 January 2024

### **EQUALITIES OUTCOME PROGRESS REPORT**

15. The Board unanimously resolved to agree to the recommendations in the report

### **LICENSING FORUM UPDATES**

16. The Board had before them an update from the Licensing Forum and heard from Elaine Mottram, Convenor of the Forum.

### **APPLICATION FOR PERSONAL LICENCE – APPLICANT A**

17. Councillor Al Samarai excused herself from the meeting due to knowing the applicant.

The Board had before them a letter from Police Scotland. The Board thereafter heard from Sgt Neil Grant and the applicant.

The Convenor moved to refuse the application.

### **The Board resolved:**

To refuse the application.



**LICENSING BOARD**

7 February 2023

**APPLICATION FOR PERSONAL LICENCE – APPLICANT B**

18. The Board had before them a letter from Police Scotland. The Board thereafter heard from Sgt Neil Grant and the applicant.

**The Board resolved:**

To grant the application.

This page is intentionally left blank

## LICENSING BOARD INFORMATION SHEET

**TYPE OF APPLICATION:** APPLICATION FOR A PREMISES LICENCE

**PREMISES:** LONDIS, 314 KING STREET, ABERDEEN

### DESCRIPTION

- General grocery store offering off sales consumption.

### OBJECTIONS/REPRESENTATIONS

- None

The applicant has not confirmed acceptance of the imposition of the local condition in respect of CCTV.

### POLICY

#### Supplementary Policy – Licensed Hours

Whilst all applications will be dealt with on their own merits the Board considers it necessary for the promotion of the licensing objectives to set parameters with respect to licensed hours. Any application seeking hours outwith those detailed below will be expected to satisfy the Board that there are legitimate grounds for departing from policy and demonstrate that the granting of such hours would not be contrary to the licensing objectives.

#### Off-Sale Premises

Maximum trading hours for off-sale premises are set by statute. The Board have no power to grant off-sales hours prior to 1000 or after 2200 hours. It should be noted that these are the maximum permitted hours and the Board may restrict these hours if it can be shown to be necessary for the promotion of the licensing objectives.

Earliest Opening Hour	Latest Terminal Hour	
All off-sales premises	1000	2200

## **6 CONDITIONS ATTACHING TO LICENCES**

6.5 The Board has devised a number of local conditions which may be attached to premises licences.

**CCTV** - The licence holder shall provide sufficient internal and external CCTV coverage of the premises to meet the current technical requirements of the Police Service of Scotland as detailed in Aberdeen City Licensing Board's Statement of Licensing Policy. (all off-sales are however exempt from 4.2 relating to lip sync capability at entrance and exit doors).

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank



Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank



## LICENSING BOARD INFORMATION SHEET

**TYPE OF APPLICATION:** VARIATION OF PREMISES LICENCE  
**PREMISES:** No 10 WINE BAR, 10 QUEENS TERRACE, ABERDEEN

### DESCRIPTION

- Variation to include outdoor drinking facilities during core licensed hours.
- Increase in capacity from 160 to 557.
- Variation to layout plan.
- Variation to operating plan.

### OBJECTIONS/REPRESENTATIONS

- None

The applicant has accepted the External Areas Conditions.

### POLICY

#### **Supplementary Policy – Licensed Hours**

Whilst all applications will be dealt with on their own merits the Board considers it necessary for the promotion of the licensing objectives to set parameters with respect to licensed hours. Any application seeking hours outwith those detailed below will be expected to satisfy the Board that there are legitimate grounds for departing from policy and demonstrate that the granting of such hours would not be contrary to the licensing objectives.

#### **Supplementary Policy – External Drinking Areas**

The Board recognises that the incorporation of outdoor areas within the licensed footprint of premises can enhance the operation of such premises but considers that it also attracts additional responsibilities on the part of the licence holder to uphold the licensing objectives.

Before an application to licence an outdoor area will be considered the area in question must benefit from the necessary planning permission and, if required, a pavement permit from the Roads Department of Aberdeen City Council.

All outdoor areas must be delineated on the layout plan forming part of the premises licence and outdoor drinking should be included as an activity within the body of the licence.

The Board will expect premises who currently utilise unlicensed outdoor areas to incorporate such areas within the premises licence by way of variation.

Applicants and licence holders must demonstrate that the areas will not contravene the licensing objectives, in particular with regard to noise, litter and antisocial behaviour. The areas must be regularly monitored, and glassware removed.

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.

The terminal hour may be further restricted, and drinks may be required to be decanted into alternatives to glassware if appropriate.

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank



## LICENSING BOARD INFORMATION SHEET

**TYPE OF APPLICATION:** VARIATION OF PREMISES LICENCE  
**PREMISES:** RICHMOND ARMS, 327 NORTH DEESIDE ROAD, ABERDEEN

### DESCRIPTION

- Variation to on sales and off sales opening hour to 10:00 on Sunday.
- Change of address for Premises Manager.

### OBJECTIONS/REPRESENTATIONS

- Community Council

### POLICY

#### **Supplementary Policy – Licensed Hours**

Whilst all applications will be dealt with on their own merits the Board considers it necessary for the promotion of the licensing objectives to set parameters with respect to licensed hours. Any application seeking hours outwith those detailed below will be expected to satisfy the Board that there are legitimate grounds for departing from policy and demonstrate that the granting of such hours would not be contrary to the licensing objectives.

#### **On-Sale Premises**

The Board considers it appropriate to distinguish hours within the city centre from outlying areas. The city centre area is that shown delineated on the undernoted map.

The hours stated below are the earliest acceptable opening hour and latest acceptable terminal hour, and not the maximum permissible hours. The terminal hours stated below are the latest permissible and will not be appropriate for all premises. It will be the responsibility of the licence holder or applicant to demonstrate that the premises is suitable for the hours sought. Additional conditions will normally be added to all premises seeking licensed hours after 1am including but not limited to CCTV, door stewards and radiolink.

A link to examples of the standard local conditions can be found in the Supplementary Policy on General Licensing Matters.

The Board considers 15 hours continuous trading to be reasonable within any 24-hour period and so the opening or terminal hour should be adjusted accordingly to comply with this requirement.

The opening hours for casinos remains in line with the statutory hours in terms of the Gambling Act 2005, namely 1200 – 0600 daily.

Outwith City Centre	Earliest Opening Hour	Latest Terminal Hour
Sunday to Thursday	1000	0000
Friday & Saturday	1000	0100

City Centre	Earliest Opening Hour	Latest Terminal Hour
Sunday to Thursday	1000	0200
Friday & Saturday	1000	0300

### **Off-Sale Premises**

Maximum trading hours for off-sale premises are set by statute. The Board have no power to grant off-sales hours prior to 1000 or after 2200 hours. It should be noted that these are the maximum permitted hours and the Board may restrict these hours if it can be shown to be necessary for the promotion of the licensing objectives.

Earliest Opening Hour	Latest Terminal Hour
All off-sales premises	1000 2200

### **PROTECTING AND IMPROVING PUBLIC HEALTH**

The Board recognise that excessive consumption of alcohol can cause or exacerbate a number of health problems. All applicants will be expected to demonstrate measures to be taken to protect public health, and all licence holders will be expected to maintain those standards and take all necessary steps to prevent excessive consumption.

Whilst licensing is an important tool in the protection of public health it will not be sufficient in isolation and accordingly the Board will be interested in hearing from and working alongside relevant partners and interested parties where appropriate.

Factors to be considered in connection with this particular licensing objective include, but are not limited to:

- Access to alcohol by vulnerable persons
- Excessive consumption
- Irresponsible promotion of alcohol
- Education of unit strength of alcohol

What the Board Will Do:

- Utilise local conditions on licences where appropriate.
- Liaise with public health organisation, the local licensing forum and other relevant parties.
- Monitor the number and capacity of premises, public health data and overprovision policies.
- Contribute to raising awareness of the licensing system.

What the Board Will Expect of Licence Holders/Applicants

- Proactive layout of off-sales premises to discourage impulse buying.
- Adequate staff training, including refusals policy and incident recording.
- Availability of low/non-alcoholic products and soft drinks.
- Licensed hours reflective of operating hours.
- Awareness of irresponsible promotions.

What the Board Will Expect of Partner Agencies:

- Effective communication of relevant trends and information.
- Provision of accurate statistics to assist with Board policy and decision making.
- Participation in efforts to increase public awareness of initiatives to protect and improve public health.



Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank



Document is Restricted

This page is intentionally left blank

## LICENSING BOARD INFORMATION SHEET

**TYPE OF APPLICATION:** VARIATION OF PREMISES LICENCE  
**PREMISES:** WAGAMAMA, UNIT FS3A, FIRST FLOOR, UNION SQUARE,  
ABERDEEN

### DESCRIPTION

- Variation to incorporate the adjacent premises into the licensed area resulting to an increase in capacity from 115 to 185.
- Variation to layout plan.
- Variation to operating plan.

### OBJECTIONS/REPRESENTATIONS

- None

### POLICY

#### **Supplementary Policy – Licensed Hours**

Whilst all applications will be dealt with on their own merits the Board considers it necessary for the promotion of the licensing objectives to set parameters with respect to licensed hours. Any application seeking hours outwith those detailed below will be expected to satisfy the Board that there are legitimate grounds for departing from policy and demonstrate that the granting of such hours would not be contrary to the licensing objectives.

#### **On-Sale Premises**

The Board considers it appropriate to distinguish hours within the city centre from outlying areas. The city centre area is that shown delineated on the undernoted map.

The hours stated below are the earliest acceptable opening hour and latest acceptable terminal hour, and not the maximum permissible hours. The terminal hours stated below are the latest permissible and will not be appropriate for all premises. It will be the responsibility of the licence holder or

applicant to demonstrate that the premises is suitable for the hours sought. Additional conditions will normally be added to all premises seeking licensed hours after 1am including but not limited to CCTV, door stewards and radiolink. A link to examples of the standard local conditions can be found in the Supplementary Policy on General Licensing Matters.

The Board considers 15 hours continuous trading to be reasonable within any 24-hour period and so the opening or terminal hour should be adjusted accordingly to comply with this requirement.

The opening hours for casinos remains in line with the statutory hours in terms of the Gambling Act 2005, namely 1200 – 0600 daily.

Outwith City Centre	Earliest Opening Hour	Latest Terminal Hour
Sunday to Thursday	1000	0000
Friday & Saturday	1000	0100

City Centre	Earliest Opening Hour	Latest Terminal Hour
Sunday to Thursday	1000	0200
Friday & Saturday	1000	0300

**Off-Sale Premises**

Maximum trading hours for off-sale premises are set by statute. The Board have no power to grant off-sales hours prior to 1000 or after 2200 hours. It should be noted that these are the maximum permitted hours and the Board may restrict these hours if it can be shown to be necessary for the promotion of the licensing objectives.

Earliest Opening Hour	Latest Terminal Hour	
All off-sales premises	1000	2200

Document is Restricted

This page is intentionally left blank

Document is Restricted

This page is intentionally left blank



Document is Restricted

This page is intentionally left blank

## Extended Hours and Occasional Licenses

### Extended Hours

Should be used for one off events, raise threshold with noise etc. One off should be fine but might annoy people otherwise

Halloween – Glasgow City Council gave whole week for Halloween as opposed to the one night – would depend on what kind of venue you are and what you want. Consider is Halloween could be part of the blanked extended hours but may depend on venue.

Halloween extension would be good for night clubs, maybe not so much for bars and pubs.

Halloween – major event but sometimes places don't actually do this on the 31<sup>st</sup> of October depending on how this lies. Flexibility in policy if someone is managing the premises well then, they can just have the extra hour.

May Day and every Aberdeen holiday should be added to the general extensions.

Not everyone is a night club, some people want to come earlier.

Premises would want to consider welfare of the staff as they make very little money the last half of the night so this would be taken into account by them if they were to want to make use of extended hours.

If TECA had something on then it would be good to allow more extended hours to allow those to tie in.

Public health – extended hours are OK for a one off. Don't see this as being a ground for objection.

Some places open a bit earlier – ie using 11am instead of 12pm. Add more staff to keep people safe etc. could attract people into the city centre earlier in the day. So could extended hours be at the start of the day instead for some premises?

World Cup – timings if in Qatar – more relaxations needed.

Good if more extended hours in December and then the individual establishments can decide which days they use.

Issues opening earlier could be impact on LSO and Police – can they provide support at that time. also knock on effect to taxis and buses. Would need to check how this affects children and young people access ie. What hours would they be allowed?

More extended hours could impact on door stewards and the condition which is imposed. Add door steward condition to the policy instead of having a condition. Makes it more even across the trade.

Use of the Castlegate for important functions eg. World Cup, Fanzone, Hogmanay but then does this exclude other places ie. Why not in Duthie Park or somewhere else.

Extra hours in January as well for special events.

Maybe not much appetite in Aberdeen for King's coronation to be given a blanket extension hours.

Football games where Scotland are playing would be a justification for an extended hours.

Add in a clause to the policy that the Board can add to the blanket extensions as the year goes on depending on specific events – such as Scotland games, European games, football or rugby, Olympics.

Use seasonal variations for use of the extended hours especially when the public holidays are known.

Should be more lenient in the policy and allow for earlier opening hours through an extended hours application for sporting events/national events which for example are in the southern hemisphere.

Special events could be those related to the business eg a charity they support.

Don't be too prescriptive in the policy re what the special events are just to make sure don't create issues if an event is not on the list.

### Occasional Licenses

Occasional licence doesn't match the ability to play outdoor music like a premises licence would – match up to changing policy at the time.

Licensing the beach area – could the Council licence that area to allow alcohol instead of having to ask for occasional licenses.

Council could be more relaxed with allowing the use of the outdoor area. Pavement permit costs is not sustainable if looking at £40.

More info is needed on the on the website – media comms, put outside premises to let people know what dates the Board have decided for occasional licenses.

Need to communicate better with the public when extensions to the hours have been made – is this for the trade or the Board to manage? This should manage and mitigate complaints.

Objection to occasional licenses – not easy to find on the website, occasions where neighbours have not known about occasional licenses.

Change the occasional licence policy so there is a cap on the number that someone can apply with.

Media and press releases need to cover advertising occasional licenses.

Conditions attached to occasional licenses do not always match the premises licence conditions. Needs to be some consistency.

Online occasional licence – very hard to follow and fill out. The form is different to the schedule in the legislation. Should be an ability to apply for a number of licenses in one application form.

Too onerous to apply a month before hand – just need to ensure flexibility if something comes up which is unexpected. Could build sports events into the seasonal variations.

Simplifying the process of applying for occasional licenses – lots of information. Online version of the event plan etc which can be populated by the applicant. Lots of emails being sent which could be avoided. Could there be a portal where you can log in to see your application history etc.

Hard to find information of the Board and occasional licenses on the Council's website.

Streamline occasional – don't need to have event plans etc anymore.

This page is intentionally left blank

<b>Licensed Hours</b>	
<b>City Centre V Non-City Centre</b>	
Concept of a City Centre is outdated, perhaps use areas of high football, main routes, public transport, density of population to determine areas which benefit from longer hours	Agree that the city centre should have longer hours
If City Centre living is to be encourage should there be longer hours in the city centre?	Differential between the city centre and outlying areas ensures that people remain the centre
For example, the hotel developments at TECA could have longer hours, similar to the city centre, they are not in the residential	The city centre area is covered by CCTV
Create criteria that could be applied to obtain later hours – could be graded system – similar to the late hours catering policy in Edinburgh	More variety in the city centre to warrant longer hours
Longer hours in outlying areas may results in less people in the city centre and therefore require less police officers deployed to the city centre	Policing implications if longer hours were permitted in outlying areas could require more officers across the city
	Impact on taxis and public transport if hours extended to other areas.
	The terminal hours of 00:00 or 01:00 is sufficient for local pubs out with the City Centre
	People living in the city centre should be aware that the night-time environment is noisy and bustling. This is not the case in more residential areas.
<b>15 Hours Continuous Trading</b>	
Remove the restriction of 15 hours continuous trading.	15 hours continuous trading is sufficient.

Increase the 15 hours continuous trading – Edinburgh it is 16 hours	
Could extend to 20 hours – nobody would be able to trade longer than this and make it viable	
Allow premises flexibility to choose how long they trade for	
Hybrid premises will have different customers throughout the day, not the same people in the premises for 15 hours	
<b>Licensed Hours – Commencement time and Terminal hours</b>	
Terminal hour should be staggered. Clubs are not getting a fair bite of the cherry, there are more costs for clubs/more onerous conditions more controls and they are not benefitting from longer hours	03:00 is sufficient
Premises with significant entertainment should benefit from longer hours	Should not bring back significant entertainment – premises need to diversify their offering to attract customers. Customers don't want to attend a traditional nightclub, its now about service on offer
Premises should be able to open earlier than 10:00 – 09:00	Other licensing boards may need to follow Aberdeen's lead in abolishing significant entertainment
Some premises would rather open earlier in the morning than later at night – Could general directions apply to the commencement hour too	Not the point of the policy to protect certain sector of the trade
Clubs should have a terminal hour of 04:00	



## **Overprovision – workshop notes 8/11/2022**

### **Group 1**

Off sales – not really a provision for supermarkets.

Don't like overprovision clause. Is it fair to not allow new shop?

Share custom with others. If there are new businesses, it would not increase harms.

No over provision problem in Aberdeen. Great excuse for people who do not want pubs and shops.

People will drink regardless of their being an overprovision policy.

Market will determine. Provision is commercially driven by supply and demand.

Additional places would not drive up demand.

What about gambling? Is there overprovision of gambling shops?

### **Group 2**

Overprovision not an issue for on-sales. Amount of bars closing at the moment.

There may still be some concentrated areas. Be careful with city centre. Aberdeen does not appear to be awash with bars now.

Evidence – maybe gather data on public nuisance?

Some pubs are rowdier than others, every place has its bad stories.

Police presence would help.

Off sales – more of a problem?

Children more likely exposed to off sales, alcohol more visible. Density of off sales.

Depends what they are selling? E.g. Alcopops.

Visibility of alcohol. Consider impact of hiding cigarettes.

### **Group 3**

City of Dundee – off sales over provision. No impact on health.

Alcohol focus Scotland and Health board argue that density of availability effects peoples drinking. However, they will just go elsewhere.

No actual evidence, they are modelling beliefs.

There is no difference for off sales.

On sales is market driven.

Does one extra bar create a problem?

If we stop people bringing in new ideas, then old places won't change. Won't get vibrant city centre.

#### **Group 4**

On sales – let market decide.

Off sales – as long as let supermarkets, then difficult to change. Would have to change nature of offsales, i.e. behind a counter only.

Off sales – different markets. People just go elsewhere.

More premises affects prices. Minimum pricing changed that.

There is more of a problem with under provision.

Effects of alcohol on people and areas differs. Less drinking in on sales, more people drinking at home?

Decline in retail and hospitality. Purple flag status to be considered.

Events around experiences to try bring people into the city.

Curtailling hospitality has impacts on others.

#### **Group 5**

Blunt instrument, not a useful policy.

Off trade, another Tesco – over supply of cheap alcohol.

Theory that the more opportunities to buy alcohol, the more is bought. Difficult to pin to a locality, difficult policy to justify, off sales in particular, not a workable policy.

Limit proportion of sales space to alcohol? Scope for limiting but if someone wants to buy alcohol, it won't make a difference.

The minimum alcohol pricing changes the cheaper alcohol argument.

City centre should be a destination. Purple flag status should be maintained.

On sales is market driven.

Some sort of restriction on off sales – look at evidence of sales area.

#### **Summary**

**On sales – market driven, declining market following restrictions, no need for OP policy.**

**Off sales – people will just go to where alcohol is, no evidence that additional shops encourage people to drink more. Need to consider impact of large supermarkets on smaller shops. OP policy not effective.**

This page is intentionally left blank

## Licensing Conference – 8 November 2022.

### Door Supervisor

- Door supervisors are not available to be booked as they are limited.
- There is no mention of how many door supervisors to cover a premises.
- Capacity should be considered when applying the door supervisor condition.
- The condition of door supervisor shifts the business risk from the Police to the Premises
- SIA badges are difficult to get, and the quality of door supervisors are in most cases questionable.
- The condition should be much more flexible.
- Why is 11pm the time-frame for door supervisors ?
- Door supervisor should be based on the type of premises and events.

### Drugs Policy

- When premises report drugs, Police review the premises as a drug premises and start an investigation on the premises which affects the reputation of the premises.

### CCTV

- CCTV is a good alternative to door supervisors.

### Radio link

- It works and it is very helpful.

### Duty of Care

- Where does duty of care start and end?
- The mandatory training for duty of care are done by some premises and others do not.

This page is intentionally left blank

External Area Condition – Licensing Conference – 8 November 2022.

- 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

There were no issues with the licensed outdoor area being demarcated.

Majority suggested that the terminal hours for the outdoor area should be the same with the terminal hours for the premises licence. This is because folks or customer are not happy leaving their drinks inside the premises if they had to go outside for a smoke, brief chat or phone call. It was also suggested that it would be of great convenience and consistency for the outdoor terminal hour to be same with the terminal hour of the premises.

It was suggested that low level of music would be preferable instead of no amplified music. This was 50/50 as most the folks agreed that they are not really bothered with this condition.

Overall, majority agreed that the outdoor condition should be considered on individual basis and the location of the premises.

This page is intentionally left blank



#### Introduction

This paper provides an update to the Licensing Board of Local Licensing Forum activity since our last meeting on Tuesday 28<sup>th</sup> March 2023. The Forum's role is to provide feedback and recommendations to the Board in relation to the safe use of alcohol and the upholding of the licensing objectives.

#### 1. Scottish Government Local Licensing Forums Survey Report

- A workshop/training event is taking place on Friday 9<sup>th</sup> June 2023 in Glasgow. The LLF Convenor will be speaking about the various challenges faced by Forums. It is hoped that there may be other attendees from Aberdeen City Council.

#### 2. Forum contribution to the new Statement of Licensing Policy

- The Forum has submitted its contribution to new Statement of Licensing Policy and looks forward to seeing a draft policy in due course.

#### 3. Community Engagement

- a) A training session for Community Councils Licensing Officers took place on Thursday 27<sup>th</sup> April 2023 in partnership with the Community Councils Liaison Officer, Karen Finch. This was the 4<sup>th</sup> session which has been delivered over the last year. The April session focussed on supporting the CC Licensing Officers to prepare and make effective representation to the Licensing Board. It included detail of the timetable leading up to a Licensing Board meeting and a breakdown of the process at the Licensing Board meeting. There was also a case study to explore how to consider the paying attention to the licensing objectives when preparing to make a representation.
- b) The Convenor and one of the Vice Convenors recently joined a walkabout in the Bon Accord area of the city centre. The walkabout was led by Police Scotland with the aim of fully understanding the experiences of Bon Accord residents. A report will be produced by Police Scotland in due course.

#### 4. Recommendations regarding the Annual Functions Report

- It was agreed at the Annual Joint Meeting of the Licensing Board and the Forum in October 2021 that the Forum would review the Annual Functions report and make suggestions for developing it to become a meaningful and engaging report. This has been completed and shared with the Licensing Board Convenor and Sandy Munro.

#### 5. Forum Development Session

- The next meeting of the Forum will be its annual development session and it will take place on 13<sup>th</sup> June 2023. The focus will be to explore how to develop the Forum using the Scottish Government Local Licensing Forums Survey Report as a framework.

**Elaine Mottram**

**Convenor of the Local Licensing Forum**

**May 2023**

This page is intentionally left blank