

Public Document Pack



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

Town House, Aberdeen
22 April 2024

LICENSING BOARD

The Members of the **LICENSING BOARD** are requested to meet in **Committee Room 2 - Town House on WEDNESDAY, 1 MAY 2024 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 24 January 2024 (Pages 5 - 10)
- 2 Statement of Licensing Policy (Pages 11 - 12)
- 3 Application for Premises Licence - Little Hungary Grocery Stores - 13 Palmerston Road, Aberdeen (Pages 13 - 40)
- 4 Application for Provisional Premises Licence - Thistle House, 24 Thistle Street, Aberdeen (Pages 41 - 64)
- 5 Application for Provisional Premises Licence - 130 Union Street, Aberdeen (Pages 65 - 88)

- 6 Application for Provisional Premises Licence - 203/205 Rosemount Place, Aberdeen (Pages 89 - 112)
- 7 Application for Provisional Premises Licence - Breakneck Comedy, John Skinner Centre, Peacock's Close, Aberdeen (Pages 113 - 138)
- 8 Application for Provisional Premises Licence - Unit 21 Trinity Shopping Centre, 155 Union Street, Aberdeen (Pages 139 - 170)
- 9 Application for Provisional Premises Licence - Unit W9B, St Nicholas Centre, Aberdeen (Pages 171 - 196)
- 10 Application for Provisional Premises Licence - Westburn Stores, 199 Westburn Road, Aberdeen (Pages 197 - 286)
- 11 Application for Provisional Premises Licence - 10 Bon Accord Street, Aberdeen (Pages 287 - 314)
- 12 Application for Variation of Premises Licence - Aberdeenshire Cricket Club, Morningside Road, Aberdeen (Pages 315 - 330)
- 13 Application for Variation of Premises Licence - BP Dyce Filling Station, Wellheads Road, Dyce, Aberdeen (Pages 331 - 352)
- 14 Application for Variation of Premises Licence - Club Tropicana, 74 Chapel Street, Aberdeen (Pages 353 - 368)
- 15 Application for Variation of Premises Licence - Cove Bay Hotel, 15 Colsea Road, Cove Bay, Aberdeen (Pages 369 - 386)
- 16 Application for Variation of Premises Licence - Gordon Service Station, 785 Great Northern Road, Aberdeen (Pages 387 - 408)
- 17 Application for Variation of Premises Licence - Jam Jar, The Galleria, Bon Accord Street, Aberdeen (Pages 409 - 426)
- 18 Application for Variation of Premises Licence - McColls, 5 Byron Square, Northfield, Aberdeen (Pages 427 - 440)
- 19 Application for Variation of Premises Licence - McColls, 8 Abottswell Crescent, Aberdeen (Pages 441 - 454)
- 20 Application for Variation of Premises Licence - Morrisons Daily , 52 Hayton Road, Tillydrone, Aberdeen (Pages 455 - 468)

- 21 Application for Variation of Premises Licence - Morrisons Daily, 56/58 Gardner Drive, Kincorth, Aberdeen (Pages 469 - 482)
- 22 Application for Variation of Premises Licence - Morrisons Daily, 161 Queens Road, Aberdeen (Pages 483 - 496)
- 23 Application for Variation of Premises Licence - Morrisons Daily, 240 - 242 North Balnagask Road, Aberdeen (Pages 497 - 510)
- 24 Application for Variation of Premises Licence - Morrisons Daily, Bervie Brow, Altens, Aberdeen (Pages 511 - 524)
- 25 Application for Variation of Premises Licence - Morrisons Daily, Unit 5 Shopping Centre, Braehead Way, Bridge of Don, Aberdeen (Pages 525 - 538)
- 26 Application for Variation of Premises Licence - Taylors Self Service, 53 Victoria Road, Aberdeen (Pages 539 - 554)
- 27 Application for Variation of Premises Licence - The College, 9 Alford Place, Aberdeen (Pages 555 - 570)
- 28 Application for Variation of Premises Licence - Union Kirk, 333 Union Street, Aberdeen (Pages 571 - 588)
- 29 Premises Licence Review Hearings
 - 29.1 AC0399 - Belmont Film House, 49 Belmont Street, Aberdeen (Pages 589 - 592)
 - 29.2 AC0594 - The Highland Hotel, 89 Crown Street, Aberdeen (Pages 593 - 596)
- 30 Euro 2024 (Pages 597 - 598)
- 31 Licensing Forum - Update (Pages 599 - 608)
- 32 LSO - Update

Should you require any further information about this agenda, please contact Benedict Kpohraror - bkpohraror@aberdeencity.gov.uk

LICENSING BOARD

ABERDEEN, 24 January 2024. Minute of meeting of the LICENSING BOARD.
Present: Councillor Copland, Convener; and Councillors Al-Samarai, Boulton, Hazel Cameron, Fairfull, Grant, Greig and McLeod.

MINUTES OF MEETING OF 30 NOVEMBER 2023

1.

The Board had before it for its consideration the minutes of meeting of 30 November 2023.

The Board resolved:

To approve the minute.

STATEMENT OF LICENSING POLICY

2.

N/A

APPLICATION FOR PROVISIONAL PREMISES LICENCE - 17 MERKLAND ROAD EAST, ABERDEEN

3.

The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received and everything was within policy.

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

The Board unanimously resolved:

To grant the application.

APPLICATION FOR PROVISIONAL PREMISES LICENCE - RUBAN STORES, 1 MOUNT STREET, ABERDEEN

4.

The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received and everything was within policy.

The Board unanimously resolved:

To grant the application.

LICENSING BOARD
24 January 2024

APPLICATION FOR VARIATION OF PREMISES LICENCE - AURA & BARBARELLA, 5 BRIDGE PLACE, ABERDEEN

5.

The Board heard from Sandy Munro, Depute Clerk to the Board that there are objections from Police Scotland and a member of the Public. The Board further heard from Sandy Munro, that the applicant sought to vary on consumption terminal hour on Monday, Tuesday, Wednesday, Thursday and Sunday to 03:00 which is outwith the policy.

The Board thereafter heard from Archie MaCiver, on behalf of applicant, in support of the application.

The Board heard from Police Scotland that they are objecting to the application on the grounds that the terminal hour sought from Sunday to Thursday falls out with Board Policy for Aberdeen city centre licensed premises.

The public objector was absent.

The Board unanimously resolved:

To refuse the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - GREAT WESTERN HOTEL, 239 GREAT WESTERN ROAD, ABERDEEN

6.

The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received and everything was within policy.

The Board unanimously resolved:

To grant the application.

APPLICATION FOR VARIATION OF PREMISES LICENCE - WOODEND BAR, 225 - 227 STONEYWOOD ROAD, ABERDEEN

7.

The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received and everything was within policy.

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

The Board unanimously resolved:

To grant the application.

LICENSING BOARD
24 January 2024

PREMISES LICENCE REVIEW HEARINGS

8.

AC0399 - BELMONT FILM HOUSE, 49 BELMONT STREET, ABERDEEN

8.1.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the LSO had advised that the premises licence holder appears to have gone into administration and the premises has been closed for a period of time.

The Board thereafter heard from Cllr Boulton that there is a new business group looking to occupy the premises that may be interested in having the premises licence transferred.

The Board unanimously resolved:

To defer the review of the premises licence to the next Board meeting.

AC0401 - THE BRENTWOOD HOTEL, 99 CROWN STREET, ABERDEEN

8.2.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the premises licence holder contacted licensing on 17 January 2024 and advised that arrangements will be made to pay the outstanding annual fee. The Board further heard from Sandy Munro, that the payment had not been received as of 24 January 2024.

The Board unanimously resolved:

To defer the review of the premises licence to the next Board meeting.

AC0435 - ABERDEEN NORTHERN HOTEL, 1 GREAT NORTHERN ROAD, ABERDEEN

8.3.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the premises licence holder's company had been liquidated since 2022 and there had been no transfer application received in respect of the licence.

The Board unanimously resolved:

To revoke licence.

LICENSING BOARD
24 January 2024

AC0594 - THE HIGHLAND HOTEL, 89 CROWN STREET, ABERDEEN

8.4.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the premises licence holder contacted licensing on 17 January 2024 and advised that arrangements will be made to pay the outstanding annual fee. The Board further heard from Sandy Munro, that the payment had not been received as of 24 January 2024.

The Board unanimously resolved:

To defer the review of the premises licence to the next Board meeting.

AC789 - LITHUANIAN FOOD LTD, 78 MENZIES ROAD, ABERDEEN

8.5.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the LSO noticed that the premises had been closed for a period of time and that the premises licence holder had advised that it was their intention to surrender the premises licence.

The Board unanimously resolved:

To revoke licence.

AC791 - DYCE TANDOORI, 275 STONEYWOOD ROAD, ABERDEEN

8.6.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the premises licence holder had paid the outstanding annual fee and that no further action is required.

AC807 - SHRI BHEEMA, 15 BELMONT STREET, ABERDEEN

8.7.

The Board heard from Janet Hood, Solicitor for the premises licence holder, that her client is currently away overseas and requested that the Board defer the review of the premises licence to allow her client arrange payment of the outstanding annual fee due.

The Board unanimously resolved:

To defer the review of the premises licence to the next Board meeting.

LICENSING BOARD
24 January 2024

AC865 - COCOA OOZE, 24 - 28 BELMONT STREET, ABERDEEN

8.8.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the LSO had visited the premises on several occasions and on each visit the premises was closed. The Board further heard from Sandy Munro, that the LSO had exhausted all avenue to contact the premises licence holder but was unsuccessful.

The Board unanimously resolved:

To revoke licence.

AC879 - LITTLE MALAYA, 25 INVERURIE ROAD, ABERDEEN

8.9.

The Board heard from Sandy Munro, Depute Clerk to the Board, that business activities are currently undertaken at the premises and that the licence holder had advised the LSO that alcohol will no longer be sold.

The Board unanimously resolved:

To revoke licence.

AC989 - RESET ABERDEEN, 12 JOHN STREET, ABERDEEN

8.10.

The Board heard from Sandy Munro, Depute Clerk to the Board, that the premises is currently closed and that it is indicated on Companies House Register that licence holder's company is on liquidation.

The Board unanimously resolved:

To revoke licence.

LICENSING FORUM - UPDATE

9.

The Board heard from Elaine Mottram, Chair, Local Licensing Forum that there are no update for the Licensing Forum.

LICENSING BOARD
24 January 2024

LSO - UPDATE

10.

The Board heard from John Philip, Licensing Standards Officer, that there are no update and that Licensing Standards team will continue to contact premises licence holders to pay their outstanding premises annual fees.

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Agenda Item 2

All alcohol licensing applications will be determined in line with the Statement of Licensing Policy which can be found in the link below https://www.aberdeencity.gov.uk/sites/default/files/2023-12/Statement%20of%20Licensing%20Policy%20Nov%202023%20update_0.pdf

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PREMISES LICENCE

PREMISES: LITTLE HUNGARY GROCERY STORES, 13 PALMESRSTON ROAD,
ABERDEEN

DESCRIPTION

- Grocery Store offering off sales consumption, store goods and services.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has accepted the CCTV Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: THISTLE HOUSE, 24 THISTLE STREET, ABERDEEN

DESCRIPTION

- Ground floor restaurant premises offering on sales and off sales consumption, restaurant facilities, bar meals, social functions and recorded music.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed for the imposition of CCTV, Drugs Policy and Duty of Care Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: 130 UNION STREET, ABERDEEN

DESCRIPTION

- Ground floor and basement shop at 130 Union Street, Aberdeen. Offering off sales consumption and recorded music.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has accepted the CCTV Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: 203/205 ROSEMOUNT PLACE, ABERDEEN

DESCRIPTION

- Convenience store comprising ground floor and basement on Rosemount Place, Aberdeen.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has accepted the CCTV Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: BREAKNECK COMEDY, JOHN SKINNER CENTRE, PEACOCK'S
CLOSE, ABERDEEN

DESCRIPTION

- Ground floor hall forming part of church premises. Offering on sales consumption providing bar meals, social functions and entertainment activities.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of CCTV, Door Supervisors, Drugs Policy, Radio Link and Duty of Care Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: UNIT 21 TRINITY SHOPPING CENTRE, 155 UNION STREET,
ABERDEEN

DESCRIPTION

- Retail unit in Trinity Centre, Aberdeen, selling a variety of products including alcohol products and gift sets.

OBJECTIONS/REPRESENTATIONS

- LSO

The applicant has accepted the CCTV Condition.

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Licensing (Scotland) Act 2005
Application for Provisional Premises Licence
Address: Unit 21 Trinity Shopping Centre

In terms of Section 22 (1) (b) (ii) I make the following representation to the Licensing Board

I would like to highlight that the actual layout of the unit does not cross reference to the submitted layout plan. I have advised the licensing team and Building Standards. It would be practical to ensure that the submitted layout plan and actual layout match and for the purposes of capacity also.

Diane Sande | Licensing Standards Officer
Aberdeen City Council | Commercial Team | Operations and Protective Services | Operations|
Marischal College | 3rd Floor South | Broad Street | Aberdeen | AB10 1AB

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: UNIT W9B, ST NICHOLAS CENTRE, ABERDEEN

DESCRIPTION

- Licensed cafe with outdoor terrace offering on sales consumption, bar meals, recorded music and outdoor drinking facilities.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Door Supervisors, Drugs Policy, Radio Link, Duty of Care, External Area and CCTV Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: WESTBURN STORES, 199 WESTBURN ROAD, ABERDEEN

DESCRIPTION

- Ground floor shop premises offering off sales consumption to be used as a convenience store.

OBJECTIONS/REPRESENTATIONS

- Public Objection x6

The applicant has accepted the CCTV Conditions.

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**Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation**

If you are completing this form by hand, please write legibly in block capitals using ink.

Please refer to Guidance Note for making Objections before completing this form

Please return the form by email to:
licensing@aberdeencity.gov.uk If you are unable to return the form by email, you can post it to:
 Depute Clerk to the Licensing Board
 Licensing Team
 Business Hub 6
 Marischal
 College
 Broad Street,
 Aberdeen AB10
 1AB

Your full name & address (include postcode)	[REDACTED]
---	------------

Your email address	[REDACTED]
--------------------	------------

Name & Address of premises	Westburn Stores 199 Westburn Road Aberdeen AB25 2QE
----------------------------	--

Applicant's Name (if know)	Joney Joey Thanabalasingham
----------------------------	-----------------------------

The Application is for:	Provisional Premises Licence	<input type="checkbox"/>
	Premises Licence	<input checked="" type="checkbox"/>
	Variation of Premises Licence	<input type="checkbox"/>
	Occasional Licence	<input type="checkbox"/>

Any person may, by notice to the Licensing Board—

- a. **Object to the application on any ground relevant to one of the grounds for refusal or**
- b. **Make representations to the Board concerning the application.**

If you are OBJECTING, please complete Part A of this form.
If you are MAKING REPRESENTATIONS, please complete Part B of this form.

PART A – OBJECTION	
I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-	
(a) The premises are excluded premises.	
(b) The application must be refused because:- <ul style="list-style-type: none"> • the Licensing Board has refused a premises licence application in respect the premises less than a year before this application, • Granting the application would have the effect of allowing alcohol to be sold on the premises during a continuous period of 24 hours or more or • Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both. 	
(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.	
Objective	Objection
Preventing crime and disorder	As there are already issues with anti-social behaviour in the Westburn and Victoria parks and damage to properties and cars caused by youths congregating at the bus shelter just adjacent to the Convenience Store. A late licensed premise so nearby will give additional capacity for this behaviour within the residential area.
Securing public safety	N/A

<p>Preventing public nuisance</p>	<p>There have been numerous incidents of public disturbances and anti-social behaviour in the vicinity of the convenience store, particularly in the Westburn and Victoria Parks.</p> <p>Allowing the sale of alcohol in this establishment would exacerbate these issues, leading to an increase in noise pollution, littering, and other disturbances, ultimately diminishing the quality of life for residents.</p>
<p>Protecting and improving public health</p>	<p>N/A</p>
<p>Protecting children and young persons from harm</p>	<p>The convenience store is situated directly opposite the Kindergarten Nursery.</p> <p>Granting an alcohol license to this establishment increases the risk of underage drinking and antisocial behavior in the vicinity, posing a threat to the safety and well-being of minors and the community at large.</p>
<p>d. The premises are unsuitable for use for the sale of alcohol, having regard to—</p> <p style="padding-left: 40px;">i. the nature of the activities proposed to be carried on in the subject premises,</p> <p style="padding-left: 40px;">ii. the location, character and condition of the premises, and</p> <p style="padding-left: 40px;">iii. the persons likely to frequent the premises. Please explain why</p> <p style="text-align: center;">..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

- (e) Granting the application would result in overprovision of licensed premises, having regard to the number and capacity of –
- (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,

Please explain why:

There are multiple premises in the surrounding area where alcohol can be purchased. Rosemount Place and Midstocket Road contain several shops, café's and a bar. Adding another alcohol vendor would contribute to the overconcentration of alcohol outlets, which is likely to lead to an increase in alcohol related crimes. Particularly given the close proximity of the Convenience Store to the parks.


PART B - REPRESENTATION	
I wish to make these representations to the Board concerning the application: —	
In support of the application.	
As to modifications which should be made to the Operating Plan	
As to conditions which should be imposed.	
Other representations	

Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Despite numerous requests the applicant has not been forthcoming with any information as to how he is going to secure the site which is also a concern/risk to my own property

Map of surrounding with 5 licensed premises within 0.7 mile radius

https://www.google.com/search?sa=X&sca_esv=3c0f0939aaa1f45f&q=shops+near+me+ab15+5py+area+shops&ved=2ahUKEwiCqY2xy5SFAxU7UUEAHW-OAbkQuzF6BAGFEAc&biw=1396&bih=632&dpr=1.38

Your Signature	
Date	27/3/24.
Please refer to the Privacy Notice for information on how we use your data. <u>Your data: Liquor Licence objections and representations Aberdeen City Council</u>	

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**Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation**

If you are completing this form by hand, please write legibly in block capitals using ink.

Please refer to [Guidance Note for making Objections](#) before completing this form

Please return the form by email to:

licensing@aberdeencity.gov.uk If you are unable to return the form by email, you can post it to:

Depute Clerk to the Licensing Board
Licensing Team
Business Hub 6
Marischal
College
Broad Street,
Aberdeen AB10
1AB

Your full name & address (include postcode)	
---	--

Your email address	
--------------------	--

Name & Address of premises	Westburn Stores 199 Westburn Road Aberdeen AB25 2QE
----------------------------	--

Applicant's Name (if know)	Joney Joey Thanabalasingham
----------------------------	-----------------------------

The Application is for:	Provisional Premises Licence <input type="checkbox"/> Premises Licence <input checked="" type="checkbox"/> Variation of Premises Licence <input type="checkbox"/> Occasional Licence <input type="checkbox"/>	
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Any person may, by notice to the Licensing Board—

- a. **Object to the application on any ground relevant to one of the grounds for refusal or**
- b. **Make representations to the Board concerning the application.**

If you are OBJECTING, please complete Part A of this form.
If you are MAKING REPRESENTATIONS, please complete Part B of this form.

PART A – OBJECTION

I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-

~~(a) The premises are excluded premises.~~

~~(b) The application must be refused because:-~~

- ~~• the Licensing Board has refused a premises licence application in respect the premises less than a year before this application,~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold on the premises during a continuous period of 24 hours or more or~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both.~~

(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.

Objective	Objection
Preventing crime and disorder	As there are already issues with anti-social behaviour in the Westburn and Victoria parks and damage to properties and cars caused by youths congregating at the bus shelter just adjacent to the Convenience Store. A late licensed premise so nearby will give additional capacity for this behaviour within the residential area.
Securing public safety	N/A

Preventing public nuisance	<p>There have been numerous incidents of public disturbances and anti-social behaviour in the vicinity of the convenience store, particularly in the Westburn and Victoria Parks.</p> <p>Allowing the sale of alcohol in this establishment would exacerbate these issues, leading to an increase in noise pollution, littering, and other disturbances, ultimately diminishing the quality of life for residents.</p>
Protecting and improving public health	N/A
Protecting children and young persons from harm	<p>The convenience store is situated directly opposite the Kindergarten Nursery.</p> <p>Granting an alcohol license to this establishment increases the risk of underage drinking and antisocial behavior in the vicinity, posing a threat to the safety and well-being of minors and the community at large.</p>
<p>d. The premises are unsuitable for use for the sale of alcohol, having regard to¹—</p> <p>i. the nature of the activities proposed to be carried on in the subject premises,</p> <p>ii. the location, character and condition of the premises, and</p> <p>iii. the persons likely to frequent the premises. Please explain why</p> <p style="text-align: center;">..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

- (e) Granting the application would result in overprovision of licensed premises, having regard to the number and capacity of –
- (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,

Please explain why:

There are multiple premises in the surrounding area where alcohol can be purchased. Rosemount Place and Midstocket Road contain several shops, café's and a bar. Adding another alcohol vendor would contribute to the overconcentration of alcohol outlets, which is likely to lead to an increase in alcohol related crimes. Particularly given the close proximity of the Convenience Store to the parks.

PART B - REPRESENTATION

I wish to make these representations to the Board concerning the application: —

In support of the application.

As to modifications which should be made to the Operating Plan

As to conditions which should be imposed.

Other representations

Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Despite numerous requests the applicant has not been forthcoming with any information as to how he is going to secure the site which is also a concern/risk to my own property

Map of surrounding with 5 licensed premises within 0.7 mile radius

https://www.google.com/search?sa=X&sca_esv=3c0f0939aaa1f45f&q=shops+near+me+ab15+5py+area+shops&ved=2ahUKEwiCqY2xy5SFAxU7UUEAHW-OAbkQuzF6BAgFEAc&biw=1396&bih=632&dpr=1.38

Your Signature	
Date	29/03/2024
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**Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation**

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Please refer to [Guidance Note for making Objections](#) before completing this form

Please return the form by email to:

licensing@aberdeencity.gov.uk If you are unable to return the form by email, you can post it to:

Depute Clerk to the Licensing Board
Licensing Team
Business Hub 6
Marischal
College
Broad Street,
Aberdeen AB10
1AB

Your full name & address (include postcode)	
---	--

Your email address	
--------------------	--

Name & Address of premises	Westburn Stores 199 Westburn Road Aberdeen AB25 2QE
----------------------------	--

Applicant's Name (if know)	Joney Joey Thanabalasingham
----------------------------	-----------------------------

The Application is for:	Provisional Premises Licence <input type="checkbox"/> Premises Licence <input checked="" type="checkbox"/> Variation of Premises Licence <input type="checkbox"/> Occasional Licence <input type="checkbox"/>	
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Any person may, by notice to the Licensing Board—

- a. **Object to the application on any ground relevant to one of the grounds for refusal or**
- b. **Make representations to the Board concerning the application.**

If you are OBJECTING, please complete Part A of this form.
If you are MAKING REPRESENTATIONS, please complete Part B of this form.

PART A – OBJECTION

I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-

~~(a) The premises are excluded premises.~~

~~(b) The application must be refused because:-~~

- ~~• the Licensing Board has refused a premises licence application in respect the premises less than a year before this application,~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold on the premises during a continuous period of 24 hours or more or~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both.~~

(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.

Objective	Objection
Preventing crime and disorder	As there are already issues with anti-social behaviour in the Westburn and Victoria parks and damage to properties and cars caused by youths congregating at the bus shelter just adjacent to the Convenience Store. A late licensed premise so nearby will give additional capacity for this behaviour within the residential area.
Securing public safety	N/A

<p>Preventing public nuisance</p>	<p>There have been numerous incidents of public disturbances and anti-social behaviour in the vicinity of the convenience store, particularly in the Westburn and Victoria Parks.</p> <p>Allowing the sale of alcohol in this establishment would exacerbate these issues, leading to an increase in noise pollution, littering, and other disturbances, ultimately diminishing the quality of life for residents.</p>
<p>Protecting and improving public health</p>	<p>N/A</p>
<p>Protecting children and young persons from harm</p>	<p>The convenience store is situated directly opposite the Kindergarten Nursery.</p> <p>Granting an alcohol license to this establishment increases the risk of underage drinking and antisocial behavior in the vicinity, posing a threat to the safety and well-being of minors and the community at large.</p>
<p>d. The premises are unsuitable for use for the sale of alcohol, having regard to¹—</p> <p>i. the nature of the activities proposed to be carried on in the subject premises,</p> <p>ii. the location, character and condition of the premises, and</p> <p>iii. the persons likely to frequent the premises. Please explain why</p> <p style="text-align: center;">..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

- (e) Granting the application would result in overprovision of licensed premises, having regard to the number and capacity of –
- (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,

Please explain why:

There are multiple premises in the surrounding area where alcohol can be purchased. Rosemount Place and Midstocket Road contain several shops, café's and a bar. Adding another alcohol vendor would contribute to the overconcentration of alcohol outlets, which is likely to lead to an increase in alcohol related crimes. Particularly given the close proximity of the Convenience Store to the parks.

PART B - REPRESENTATION

I wish to make these representations to the Board concerning the application: —

In support of the application.

As to modifications which should be made to the Operating Plan

As to conditions which should be imposed.

Other representations

Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Your Signature	
Date	
Please refer to the Privacy Notice for information on how we use your data. Your data: Liquor Licence objections and representations Aberdeen City Council	

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Licensing (Scotland) Act 2005, section 22 Notice of Objection or Representation		
If you are completing this form by hand, please write legibly in block capitals using ink.		
Please refer to <u>Guidance Note for making Objections</u> before completing this form		
Please return the form by email to: licensing@aberdeencity.gov.uk If you are unable to return the form by email, you can post it to: Depute Clerk to the Licensing Board Licensing Team Business Hub 6 Marischal College Broad Street, Aberdeen AB10 1AB		
Your full name & address (include postcode)	[REDACTED]	
Your email address	[REDACTED]	
Name & Address of premises	Westburn Stores 199 Westburn Road Aberdeen AB25 2QE	
Applicant's Name (if know)	Joney Joey Thanabalasingham	
The Application is for:	Provisional Premises Licence <input type="checkbox"/> Premises Licence <input checked="" type="checkbox"/> Variation of Premises Licence <input type="checkbox"/> Occasional Licence <input type="checkbox"/>	
Any person may, by notice to the Licensing Board— a. Object to the application on any ground relevant to one of the grounds for refusal or b. Make representations to the Board concerning the application. If you are OBJECTING, please complete Part A of this form. If you are MAKING REPRESENTATIONS, please complete Part B of this form.		

PART A – OBJECTION

I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-

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- ~~• Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both.~~

(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.

Objective	Objection
Preventing crime and disorder	As there are already issues with anti-social behaviour in the Westburn and Victoria parks and damage to properties and cars caused by youths congregating at the bus shelter just adjacent to the Convenience Store. A late licensed premise so nearby will give additional capacity for this behaviour within the residential area.
Securing public safety	N/A

<p>Preventing public nuisance</p>	<p>There have been numerous incidents of public disturbances and anti-social behaviour in the vicinity of the convenience store, particularly in the Westburn and Victoria Parks.</p> <p>Allowing the sale of alcohol in this establishment would exacerbate these issues, leading to an increase in noise pollution, littering, and other disturbances, ultimately diminishing the quality of life for residents.</p>
<p>Protecting and improving public health</p>	<p>N/A</p>
<p>Protecting children and young persons from harm</p>	<p>The convenience store is situated directly opposite the Kindergarten Nursery.</p> <p>Granting an alcohol license to this establishment increases the risk of underage drinking and antisocial behavior in the vicinity, posing a threat to the safety and well-being of minors and the community at large.</p>
<p>d. The premises are unsuitable for use for the sale of alcohol, having regard to—</p> <p>i. the nature of the activities proposed to be carried on in the subject premises,</p> <p>ii. the location, character and condition of the premises, and</p> <p>iii. the persons likely to frequent the premises. Please explain why.</p> <p>..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

- (e) Granting the application would result in overprovision of licensed premises, having regard to the number and capacity of –
- (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,

Please explain why:

There are multiple premises in the surrounding area where alcohol can be purchased. Rosemount Place and Midstocket Road contain several shops, café's and a bar. Adding another alcohol vendor would contribute to the overconcentration of alcohol outlets, which is likely to lead to an increase in alcohol related crimes. Particularly given the close proximity of the Convenience Store to the parks.

PART B - REPRESENTATION

I wish to make these representations to the Board concerning the application: —

In support of the application.

As to modifications which should be made to the Operating Plan

As to conditions which should be imposed.

Other representations

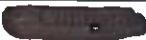
Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Despite numerous requests the applicant has not been forthcoming with any information as to how he is going to secure the site which is also a concern/risk to my own property

Map of surrounding with 5 licensed premises within 0.7 mile radius

https://www.google.com/search?sa=X&sca_esv=3c0f0939aaa1f45f&q=shops+near+me+ab15+5py+area+shops&ved=2ahUKEwiCqY2xy5SFAxU7UUEAHW-OAbkQuzF6BAgFEAc&biw=1396&bih=632&dpr=1.38

Your Signature



Date

01.04.2024

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[Your data: Liquor Licence objections and representations | Aberdeen City Council](#)

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**Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation**

If you are completing this form by hand, please write legibly in block capitals using ink.

Please refer to [Guidance Note for making Objections](#) before completing this form

Please return the form by email to:

licensing@aberdeencity.gov.uk If you are unable to return the form by email, you can post it to:

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Licensing Team
Business Hub 6
Marischal
College
Broad Street,
Aberdeen AB10
1AB

Your full name & address (include postcode)	
---	--

Your email address	
--------------------	--

Name & Address of premises	Westburn Stores 199 Westburn Road Aberdeen AB25 2QE
----------------------------	--

Applicant's Name (if know)	Joney Joey Thanabalasingham
----------------------------	-----------------------------

The Application is for:	Provisional Premises Licence <input checked="" type="checkbox"/> Premises Licence <input type="checkbox"/> Variation of Premises Licence <input type="checkbox"/> Occasional Licence <input type="checkbox"/>	
-------------------------	--	--

Any person may, by notice to the Licensing Board—

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- b. **Make representations to the Board concerning the application.**

If you are OBJECTING, please complete Part A of this form.
If you are MAKING REPRESENTATIONS, please complete Part B of this form.

PART A – OBJECTION

I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-

~~(a) The premises are excluded premises.~~

~~(b) The application must be refused because:-~~

- ~~• the Licensing Board has refused a premises licence application in respect the premises less than a year before this application,~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold on the premises during a continuous period of 24 hours or more or~~
- ~~• Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both.~~

(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.

Objective	Objection
Preventing crime and disorder	As there are already issues with anti-social behaviour in Westburn and Victoria Parks, and damage to properties and cars caused by youths congregating at the bus shelter just adjacent to the Convenience Store. A late licensed premise so nearby will give additional capacity for this behaviour within the residential area.
Securing public safety	N/A

<p>Preventing public nuisance</p>	<p>There have been numerous incidents of public disturbances and anti-social behaviour in the vicinity of the convenience store, particularly in Westburn and Victoria Parks.</p> <p>Allowing the sale of alcohol in this establishment would exacerbate these issues, leading to an increase in noise pollution, littering, and other disturbances, ultimately diminishing the quality of life for residents.</p>
<p>Protecting and improving public health</p>	<p>N/A</p>
<p>Protecting children and young persons from harm</p>	<p>The convenience store is situated directly opposite the Kindergarten Nursery.</p> <p>Granting an alcohol license to this establishment increases the risk of underage drinking and antisocial behavior in the vicinity, posing a threat to the safety and well-being of minors and the community at large.</p>
<p>d. The premises are unsuitable for use for the sale of alcohol, having regard to¹—</p> <p>i. the nature of the activities proposed to be carried on in the subject premises,</p> <p>ii. the location, character and condition of the premises, and</p> <p>iii. the persons likely to frequent the premises. Please explain why</p> <p style="text-align: center;">..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

- (e) Granting the application would result in overprovision of licensed premises, having regard to the number and capacity of –
- (i) licensed premises, or
 - (ii) licensed premises of the same or similar description as the subject premises,

Please explain why:

There are multiple premises in the surrounding area where alcohol can be purchased. Rosemount Place and Midstocket Road contain several shops, cafés, restaurants and a bar. Adding another alcohol vendor would contribute to the overconcentration of alcohol outlets, which is likely to lead to an increase in alcohol related crimes. This is particularly of concern given the close proximity of the Convenience Store to the parks.

PART B - REPRESENTATION

I wish to make these representations to the Board concerning the application: —

In support of the application.

As to modifications which should be made to the Operating Plan

As to conditions which should be imposed.

Other representations

Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Your Signature	
Date	7 th April 2024
Please refer to the Privacy Notice for information on how we use your data. Your data: Liquor Licence objections and representations Aberdeen City Council	

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Licensing (Scotland) Act 2005 – Application for a Premises Licence 199 Westburn Road
Aberdeen AB25 2UE

I refer to the above application and in terms of Section 22(1)(a) of the Licensing (Scotland) Act 2005, I make the following objection under the licensing objective of Protecting and Improving Public Health.

My objection focuses on the following two points

1. Office for National Statistics (ONS) and Scottish Public Health Observatory data (PHS)

In the Aberdeen City Licensing Board Statement of Licensing Policy (November 2023), it was noted that alcohol-related hospital admissions in Aberdeen City were lower than the Scottish average. A fact that appears to have been used to support the board's determination that there was no overprovision of off-sales premises within Aberdeen City when this was reviewed in 2023. PHS data confirms that Aberdeen City is below the Scottish average for alcohol-related admissions and alcohol-specific deaths. However, according to the ONS data for 2021 alcohol-specific deaths in Scotland are significantly above the average for the UK as a whole, being 22.4 per 100,000 people for Scotland versus 14.8 for the whole of the UK. In fact, Aberdeen City alcohol-specific deaths are higher than almost every other region of the UK outside Scotland.

In addition, when looking at the statistics for males with alcohol problem drinking (PHS data), Aberdeen City has the second-highest rate when compared to other council areas and is significantly above the Scottish average.

From this, I conclude that Aberdeen City has serious issues concerning alcohol and health which must be taken into consideration when considering new alcohol licence applications.

2. Distance to existing off-sales premises in the area.

It is well-documented that there is a link between alcohol-specific deaths or alcohol-related hospitalisation and not just availability but also density, particularly off-sales.

I was surprised to discover that there are already more than 190 off-sales premises in Aberdeen City (Scottish Government statistics August 2022), a figure which has been increasing over the past 10 years.

Specifically with regards to the application location at 199 Westburn Rd., there are several existing off-sales in the area. The closest is the Coop (295 Rosemount Place) and Spar (66 Midstocket Rd) which are 0.5km and 0.45m (5 - 6 min walk at 4.75 km/h) away respectively. Both of these are convenience stores of a similar size and type to the proposed premises.

Other premises which provide off-sales in the area include:

Rosemount Market, 217 Rosemount Place, 0.7 km, 8.75 mins (walk)

Sainsbury's Local, 97 Rosemount Place, 1km, 12.6 mins

Rosemount Store, 1 Rosemount Terrace, 0.9km, 11.4 mins

Fountainhall Wines, 29 Fountainhall Rd, 1.1km, 13.9 mins

Premier, 132-134 Hutcheon St, 1.1km, 13.9 mins

For these reasons, and in terms of Section 22(1)(a) of the Licensing (Scotland) Act 2005, I object to the application as the granting of it would be inconsistent with one or more of the licensing objectives, namely Protecting and Improving Public Health.

Yours Sincerely,

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: APPLICATION FOR A PROVISIONAL PREMISES
LICENCE

PREMISES: 10 BON ACCORD STREET, ABERDEEN

DESCRIPTION

- Specialist retail wine and spirit shop with on-sales consumption and online order deliveries. Allowing a relaxed place to try before you buy and take away, or to consume on site in a relaxed wine store vibe. Small plates / platters will be available. Wine and spirit tastings will be held and there will be themed promotions to match televised sporting and cultural events, such as French regional wines to accompany the Tour de France.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Drugs Policy, Duty of Care, External Area, CCTV & Delivery Driver Conditions.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: ABERDEENSHIRE CRICKET CLUB, MORNINGSIDE ROAD,
ABERDEEN

DESCRIPTION

- Variation to remove the special "club" provisions under Section 125 granted with the licence and to include a new premises manager.

OBJECTIONS/REPRESENTATIONS

- None

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: BP DYCE FILLING STATION, WELLHEADS ROAD, DYCE,
ABERDEEN

DESCRIPTION

- Variation to change premises name from 'BP Dyce Filling Station' to 'Dyce Filling Station'.
- Variation to amend the wording on Q5(f) of the operating plan.
- To increase on sales capacity from 7m2 to 9.0634m2.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Delivery Driver Condition.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: CLUB TROPICANA, 74 CHAPEL STREET, ABERDEEN

DESCRIPTION

- Variation to on sales consumption opening hour on Monday to Sunday to 13:30.

OBJECTIONS/REPRESENTATIONS

- None

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: COVE BAY HOTEL, 15 COLSEA ROAD, COVE BAY, ABERDEEN

DESCRIPTION

- Variation to on sales and off sales consumption opening hour on Sunday to 11:00.
- To include outdoor drinking facilities during core licensed hours.
- To amend the wording at 6(e) of the operating plan.
- To increase on sales capacity from 253 to 438.
- To change premises manager's address.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of External area Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: GORDON SERVICE STATION, 785 GREAT NORTHERN ROAD,
ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.
- To reduce off sale capacity from 12.1 sqm to 9.625 sqm.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification Condition.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: JAM JAR, THE GALLERIA, BON ACCORD STREET, ABERDEEN

DESCRIPTION

- Variation to the description of premises to remove the wording “ and an additional lounge bar and functions room (Units 7 – 10).
- Variation to postal address of premises to Jam Jar (Unit 1) and Hush (Unit 6), The Galleria, Bon Accord Street, Aberdeen, AB11 6FB.
- Variation to licensed areas - now comprising units 1 and 6 as per plan. For purpose of confirmation licensed areas for both units include both outside seating areas.
- Variation to on sales consumption opening hour on Sunday to Thursday to 12:00.
- Variation to on sales consumption terminal hour on Sunday to Thursday to 02:00.
- Variation to off sales consumption opening hour on Monday to Sunday to 12:00.
- Variation to on sales consumption terminal hour for Hush (Unit 6) to 03:00.
- Variation to Q5 of the Operation Plan to remove outdoor drinking facilities out with core hours and remove previous exceptions.
- Variation to reduce on sales capacity from 484 to 314.

OBJECTIONS/REPRESENTATIONS

- None

POLICY

N/A



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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MCCOLLS, 5 BYRON SQUARE, NORTHFIELD, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MCCOLLS, 8 ABBOTSWELL CRECENT, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: MORRISONS DAILY, 52 HAYTON ROAD, TILLYDRONE, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MORRISONS DAILY, 56/58 GARDNER DRIVE, KINCORTH
ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MORRISONS DAILY, 161 QUEENS ROAD, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MORRISONS DAILY, 240 – 242 NORTH BALNAGASK ROAD,
ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE
PREMISES: MORRISONS DAILY, BERVIEW BROW, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Driver Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: MORRISONS DAILY, UNIT 5 SHOPPING CENTRE, BRAEHEAD
WAY, BRIDGE OF DON, ABERDEEN

DESCRIPTION

- Variation to amend the wording on Q5(f) of the operating plan.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Age Verification and Delivery Conditions.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: TAYLORS SELF SERVICE, 53 VICTORIA ROAD, ABERDEEN

DESCRIPTION

- Variation to include off sales consumption on Sunday from 10:00 to 22:00.
- Variation to off sales consumption terminal hour on Monday to Saturday to 22:00.
- To include music to Q5(g) of the operating plan during core and outwith licensed hours.
- To amend the wording on Q5(f) of the operating plan.
- To increase off sales capacity from 11.9sqm to 22.92sqm.

OBJECTIONS/REPRESENTATIONS

- None

The applicant has agreed to the imposition of Delivery Driver Condition.

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: THE COLLEGE, 9 ALFORD PLACE, ABERDEEN

DESCRIPTION

- Variation to Q5(a) of the operating plan to include Bar meals during core licensed hours and Q5(g) to include Indoor/outdoor Sports during core licensed hours.
- Change to Premises Manager.

OBJECTIONS/REPRESENTATIONS

- None

POLICY

N/A

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF PREMISES LICENCE

PREMISES: UNION KIRK, 333 UNION STREET, ABERDEEN

DESCRIPTION

- Variation to include off sales consumption on Monday to Saturday from 12:00 to 22:00 and on Sunday from 12:30 to 22:00
- Change to Premises Manager.

OBJECTIONS/REPRESENTATIONS

- None

POLICY

N/A

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PREMISES LICENCE REVIEW PROPOSAL

PREMISES: BELMONT FILMHOUSE, 49 BELMONT STREET, ABERDEEN
LICENCE HOLDER: BELMONT FILMHOUSE LIMITED

GROUND(S) FOR REVIEW

That one or more of the conditions to which the premises licence is subject has been breached.

Condition alleged to have been breached:

10 Payment of annual or recurring fees

- (1) The condition specified in sub-paragraph (2) applies only in relation to a premises licence in respect of which an annual or other recurring fee is to be paid by virtue of regulations under [section 136\(1\)](#).
- (2) The fee must be paid as required by the regulations.

BACKGROUND

Payment of the annual fee for the above premises was due to be paid 1 October 2023. As of 8 January 2024, the fee remains outstanding.

The premises licence review proposal was deferred by the Board at its meeting held on 24 January 2024 as it was brought to the Board's attention that there is a new business group looking to occupy the premises that may be interested in having the premises licence transferred. However, there has been no contact from any new business group regarding the licence, to date.

ADDITIONAL INFORMATION

- Premises Licence Review Proposal
- LSO Report

BOARD'S POWERS ON REVIEW

At a review hearing in relation to any premises licence, the Licensing Board may, if satisfied that a ground for review is established (whether or not on the basis of any

circumstances alleged in the premises licence review proposal or application considered at the hearing) take such of the steps mentioned in subsection (2) as the Board considers necessary or appropriate for the purposes of any of the licensing objectives.

Those steps are—

- (a) to issue a written warning to the licence holder,
- (b) to make a variation of the licence,
- (c) to suspend the licence for such period as the Board may determine,
- (d) to revoke the licence.

Where, at a review hearing in relation to any premises licence, the Licensing Board are satisfied that the ground for review specified in [section 36\(3\)\(za\)](#) (that, having regard to the licensing objectives, the licence holder is not a fit and proper person to be the holder of a premises licence) is established, the Board must revoke the licence.

A revocation takes effect at the end of the period of 28 days beginning with the day on which the Board makes the decision.

On making a variation, the Board may provide for the variation to apply only for such period as they may determine.

Non-payment of Annual Fee Review 24 January 2024

AC0399 Belmont Filmhouse, 49 Belmont Street, Aberdeen

I refer to Section 38 (4) (a) of the Licensing (Scotland) Act 2005 in terms of the Premises Licence Review. The Licensing Standards Officers were made aware in October 2023 that the licence holder had not paid the annual fee for the above premises. This is a breach of Section 10(2) of the mandatory conditions attached to the Premises Licence, Payment of Annual or Recurring Fees.

This premises has been closed for a period of time and when visiting the premises in November 2023 there appeared to be a substantial amount of mail on the floor, behind the front door of the cinema. The licence holder company appears to have gone into administration. This information was passed on to the licensing team in November 2023.

The Licensing Standards Officer has no other options regarding resolving this issue and has exhausted all known avenues.

Licensing Standards Officer Aberdeen City Council | Commercial Team | Operations and Protective Services | Operations | Marischal College | 3rd Floor South | Broad Street | Aberdeen | AB10 1AB
Direct Dial: 01224 522541

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PREMISES LICENCE REVIEW PROPOSAL

PREMISES: THE HIGHLAND HOTEL, 89 CROWN STREET, ABERDEEN
LICENCE HOLDER: SYNERGY HOTELS (ABERDEEN) LIMITED

GROUND(S) FOR REVIEW

That one or more of the conditions to which the premises licence is subject has been breached.

Condition alleged to have been breached:

10 Payment of annual or recurring fees

- (1) The condition specified in sub-paragraph (2) applies only in relation to a premises licence in respect of which an annual or other recurring fee is to be paid by virtue of regulations under [section 136\(1\)](#).
- (2) The fee must be paid as required by the regulations.

BACKGROUND

Payment of the annual fee for the above premises was due to be paid 1 October 2023. As of 8 January 2024, the fee remains outstanding.

The premises licence review proposal was deferred by the Board at its meeting held on 24 January 2024 for the licence holder to make payment. However, no payment have been received, to date..

ADDITIONAL INFORMATION

- Premises Licence Review Proposal
- LSO Report

BOARD'S POWERS ON REVIEW

At a review hearing in relation to any premises licence, the Licensing Board may, if satisfied that a ground for review is established (whether or not on the basis of any circumstances alleged in the premises licence review proposal or application considered

at the hearing) take such of the steps mentioned in subsection (2) as the Board considers necessary or appropriate for the purposes of any of the licensing objectives.

Those steps are—

- (a) to issue a written warning to the licence holder,
- (b) to make a variation of the licence,
- (c) to suspend the licence for such period as the Board may determine,
- (d) to revoke the licence.

Where, at a review hearing in relation to any premises licence, the Licensing Board are satisfied that the ground for review specified in [section 36\(3\)\(za\)](#) (that, having regard to the licensing objectives, the licence holder is not a fit and proper person to be the holder of a premises licence) is established, the Board must revoke the licence.

A revocation takes effect at the end of the period of 28 days beginning with the day on which the Board makes the decision.

On making a variation, the Board may provide for the variation to apply only for such period as they may determine.

Non-payment of Annual Fee Review 24 January 2024

AC0594 Highland Hotel, 89 Crown Street, Aberdeen

I refer to Section 38 (4) (a) of the Licensing (Scotland) Act 2005 in terms of the Premises Licence Review. The Licensing Standards Officers were made aware in October 2023 that the licence holder had not paid the annual fee for the above premises. This is a breach of Section 10(2) of the mandatory conditions attached to the Premises Licence, Payment of Annual or Recurring Fees.

This premises have been set aside by the Scottish Government for several years. When visiting the premises in December 2023, the management indicated that they were going to surrender their Premises Licence. This information was passed on to the licensing team in December 2023.

The Licensing Standards Officer has no other options regarding resolving this issue and has exhausted all known avenues.

Licensing Standards Officer Aberdeen City Council | Commercial Team | Operations and Protective Services | Operations | Marischal College | 3rd Floor South | Broad Street | Aberdeen | AB10 1AB
Direct Dial: 01224 522541

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From: Adrian Watson

Sent: Wednesday, April 3, 2024 3:04 PM

To: Sandy Munro

Subject: Aberdeen City Licensing Board (local Conditions) - 'Euros' - outside entertainment

Hi Sandy,

Further to our useful discussion of last week.

The UEFA European Football Championships are due to take place in Germany from Friday 14 June to Friday 14 July 2024 inclusive. Delighted to see that the Scots have qualified and indeed participate in the opening fixture against the hosts Germany in Munich on 14 June 2024. It is reasonable to say the tournament as a whole can be seen as one holding national significance.

With that in mind, I hereby formally request that consideration is given by Aberdeen City Licensing Board to the temporary relaxation of the 'Local Conditions' applied to Outdoor Drinking Areas to allow licensed premises across the city to show the tournament games on outdoor television screens for the duration of the tournament.

Games are scheduled at 2pm, 5pm and 8pm respectively and all the early group stage matches ought to have concluded by 10pm. The knock-out stages commence on Saturday 29 June 2024 and are due to kick off at 5pm and 8pm respectively, with that semi-finals/final at 8pm only. There is the possibility that at the knock-out stage extra time and penalties may be applicable which could cause the game to over-run.

Is this sufficient for your needs? Only too happy to speak to the proposal as the 'Board.

I know, for instance, that the Dundee City Licensing Board have invited individual offers from licensed premises.

Very best wishes,

Adrian

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ABERDEEN CITY LOCAL LICENSING FORUM ANNUAL REPORT JANUARY – DECEMBER 2023

Introduction

Following discussion at the Joint Meeting of the Licensing Board and the Local Licensing Forum in September 2023, it was agreed that the Forum would compile an annual report each year. This represents the first such report and feedback on its usefulness will be very welcome.

The report will cover the period from the AGM in January 2023 to year end in December 2023.

Forum Meetings and Membership

The year began with the AGM in January 2023 at which the following office bearers were agreed:-

Elaine Mottram - Convener

John Mooney and William Rae - Vice Conveners

Several changes in membership took place during the year and at year end, the membership is as follows:-

Licensing Standard Officers - John Philip, Diane Sande & Steven Stewart

Licensing Solicitor - Sandy Munro

Trade Representatives - Finlay Cran and JP McGivney

Representatives from Integrated Children & Family Services

Adult Social Work - Barry Stephen

Children & Young People's Social Work - Steve McConnachie

Alcohol & Drugs Partnership – Lucy Simpson

Street Pastors - Pete Turner

Police Scotland - Neil Grant

Unfortunately the Forum Member representing young people, David Laing, has now left but his contribution was much appreciated. Similarly, the representative for off-sales has not been able to fully take up his position on the Forum and has now left. Our representative from the Aberdeen City Alcohol and Drugs Partnership has also struggled to attend on a regular basis.

As required by the Forum Constitution, 4 meetings took place during the year in January (AGM), March, August and November. In addition, our annual Development Session was held in June. Meetings are now face to face with an option to attend remotely. However, we are very pleased that face to face attendance is now the norm which allows for informal discussions as well as the formal business of the meeting. The informal discussions are valuable in order to share information and build relationships. Attendance varies between nine and ten for each meeting.

Key areas of activity during the year

Community Engagement

During 2023, the Forum continued work with Community Councils which had begun in 2021. The final one of 5 sessions took place in April 2023 with the aim of equipping Community Council members to make effective representation in relation to a licensing application. This final session focussed on a case study and the opportunity to practice presenting a representation. This work has now concluded and it is hoped that through the development of proformas and guidance notes and the training/information sessions, Community Councils will feel better able to engage with the licensing system. A review session will be provided on request from the Community Council Liaison Officer, Karen Finch.

In the summer of 2022, a community residents association contacted the Forum to seek support and advice in their attempts to influence the licensing system. They were experiencing high levels of anti-social behaviour and crime associated with licensed premises in their area. They had collected evidence to demonstrate the impact resulting from alcohol use on the health and well-being of their community. The Forum has provided support and advice and on occasions has acted as their advocate.

Forum contribution to the Review of Licensing Policy

The Forum created a sub-group which included trade, health representatives to develop the Forum's input to the review of the Licensing Policy. The changed environment was noted and in particular, the rise in off sales and of online purchasing and delivery. Key elements of the Forum contribution were:-

- Where an area or locality already has an unacceptable and demonstrable burden of health harms (as is more likely in areas of social disadvantage), there is a case for restricting further availability;
- There should be special consideration given to the impact on children and young persons through advertising and marketing and proximity of premises to areas frequented by children and young people;
- Each applicant should demonstrate that each licensing objective has been systematically considered and note the level of risk under that particular objective their mitigation strategy; and
- The facility to depart from guidance to licensing boards in order to tailor decisions to local circumstances should be reasonably considered, providing there is no risk of any of the licensing objectives being undermined or compromised.

National Network of Licensing Forums

The Scottish Government carried a survey of Local Licensing Forums in 2022. A meeting took place in June 2023 of Forum members. The Aberdeen Forum Convener delivered a presentation at the meeting and the Aberdeen Forum has been influential in the development of a National Network.

Interface with the Licensing Board

Under the terms of the Licensing Act (Scotland) 2005, Local Licensing Forums have a role to:-

- keep under review “the operation of the Act [The Licensing (Scotland) Act 2005] in the forum's area, and, in particular, the exercise by the relevant licensing board or boards of their functions”; and
- to give advice and make recommendations to the Board.

The Forum has worked very hard to create a strong relationship with the Aberdeen City Licensing Board and its members on which to deliver its functions. The Forum now provides a written update to every Licensing Board meeting and there are two Forum representatives present at Board meetings.

Occasional informal meetings take place with the Board Convener and Board members.

ELEPHANT Study

The ELEPHANT study (Evaluating Later or Expanded Premises Hours for Alcohol in the Night Time Economy) has been underway in Glasgow and Aberdeen and the Forum has been engaged with Professor Fitzgerald who is leading the study virtually from its inception. The Forum has contributed throughout the 3 years of the study and it is now nearing completion. We anticipate that the conclusions of the study will provide some useful insights and learning points and we hope to work with the Board to make use of these in due course.

Review of aims and purpose

The Forum undertook an exercise to define its aims during 2023 and received the support of the Licensing Board to the outcome of the exercise. While an activity such as this may be seen by some as “navel gazing”, members found it useful to share and discuss ideas and reach a shared understanding of our function. In addition, we now have a statement to share with new members and other stakeholders should we need it.

Recommendations re AFR

The publication of an Annual Functions Report has been a requirement for Licensing Boards since 2018. At the Joint Meeting of the Board and Forum in October 2021, it was agreed that the Forum would review Aberdeen’s Annual Functions Reports and make recommendations to ensure it is an engaging and useful report which helps to keep under review the operation of the Licensing System in Aberdeen.

The Forum presented recommendations to the Board at the 2023 Joint Meeting and these recommendations were approved. The Forum looks forward to supporting the production of

the 2023-24 report which will reflect the recommendations.

Development Session

A review of the Forum's activity took place at the annual development session. A number of actions were agreed some of which have already been covered i.e. development of a statement of aims of the Forum and production of an annual report. In addition, it was agreed there would be an annual workplan. A key component of the workplan is to receive a presentation from a Forum member about their area of work and what they can bring to the Forum at each meeting. To date there have been presentations by our NHS representative and by the Police. The next topic will be the LSOs function.

It was also agreed that we would be proactive about engaging with relevant local initiatives and also Scottish Government consultations. In relation to the latter there have been contributions to consultations on Minimum Unit Pricing and Alcohol Advertising.

Looking ahead to 2024

Plans for 2024 include:-

- Further developing our ability to make recommendations to the Board;
- A proactive approach to contributing to the National Network of Forums and engaging with the ongoing debate regarding accountability in the licensing system in particular in relation to the public health licensing objective;
- Supporting the production of a new more meaningful version of the Annual Functions Report;
- Continuing to develop our membership and our interface with the community; and
- Working with the Community Council Liaison Officer on the development of online modules related to alcohol licensing for Community Councils.

- Elaine Mottram, Convener

February 2024

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ABERDEEN LOCAL LICENSING FORUM

Review of Annual Functions Report – meeting to develop actions to deliver recommendations

Thursday 14th March 2024 attended by Finlay Cran, Elaine Mottram, Sandy Munro

1. **Recommendation 1 - include an outline of how the Board has had regard to its statement of Licensing Policy and to the 5 Licensing Objectives in its decision making.**
 - Currently incorporated
2. **Recommendation 2 – outline how the licensing landscape has changed year on year**
 - Some of this information is already included but it has not been widely visible for various IT reasons
 - There were reservations about some of the possibilities to illustrate changes in the licensing landscape eg overall capacity of licensed premises, because of frequent changes making any figures accurate only on the day they are published.
 - Possible areas to include would be
 - Licenses in place for lengths of time eg 12 hours, 15 hours etc
 - Opening times eg number of licenses for opening at 10am, or 11am
 - Closing times eg number of licenses for closing at 12 midnight, 2am, 3am.
 - Map of licensed premises
 - Again there were reservations in particular because it is difficult to interrogate the software where licensing records are maintained. Another reservation was in regard to the value of such information especially since few people appear to be interested in the AFR. It was noted that the recommendations include a proactive approach to engage the community and other stakeholders so no decision should be made on the basis of no interest in the report.
3. **Recommendation 3 - outline how the Board has sought and taken into account feedback from stakeholders to ensure that the Report is meaningful and engaging**
 - This will be for inclusion in the 2025/26 report to include actions taken to seek and take into account feedback during the year from April 2024 to March 2025.
4. **Recommendation 4 - consider creative mechanisms to ensure that the Report reaches the relevant audiences in a way which is engaging.**
 - As above for recommendation 3
5. **Recommendation 5 - outline the number of occasions there have been representations regarding an application and which licensing objectives have been referenced.**
 - This information is not easily available from the minutes of Licensing Board meetings but it was suggested that the Forum may be able to help with collating this information.
6. **Recommendation 6 - include the mechanisms the Board uses to reflect on and monitor the implementation of its Licensing Policy and to assess their progress in upholding and promoting the 5 Licensing Objectives. It should also include any actions they have identified as a result of their reflection. Examples of actions could be seeking information to understand the impact of alcohol use on local**

communities and/or requesting additional data to support the Board's assessment of their impact.

- Current mechanisms are the AFR and the joint meeting with the Forum. In relation to the AFR, if it is developed to provide an overview it could serve as a very useful tool to see the "big picture" and reflect.
- The Joint Meeting agenda can be adjusted to ensure it facilitates reflection based on data.

a) Recommendation 7 - outline how the Board and Forum work together to achieve the objectives of both bodies.

- Collaboration on the AFR recommendations, the Joint Meeting, attendance by Forum members at the Licensing Board, informal meetings of Board Convenor and LLF Convenor demonstrate the approaches to joint working.

ABERDEEN CITY LOCAL LICENSING FORUM
UPDATE FOR LICENSING BOARD 1st MAY 2024

Introduction

This paper provides an update to the Licensing Board of key agenda items which were discussed at the Local Licensing Forum on Tuesday 27th February 2024.

The role of the Forum 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. AGM – election of officers

- Elaine Mottram was elected as Convenor for the year February 2024 to January 2025.
- John Mooney and William Rae were elected as Vice Convenors for the same period.

2. Forum membership

- Barry Stephen from Adult Social Services has agreed to join the Forum.
- Contact has been made with the Community Safety Team and with Aberdeen Inspired to invite them to become members of the Forum.

3. LSOs presentation to the Forum

- As part of the Forum's programme of looking in depth at the areas of responsibility of Forum members, the LSOs provided a presentation and led a discussion about their function. They described the day-to-day tasks of Licensing Standard Officers which involve the processing of licenses, managing premises changes, attending meetings, handling complaints, conducting premises visits, reviewing license applications, and collaborating with Police Scotland. There was a discussion regarding the balance of being reactive versus being proactive in the LSO role. Forum members were informed that the Licensing Standard Officers make every effort to be proactive and they felt that this was an important part of avoiding risk related to on-sales.

4. Report and recommendations relating to the Annual Functions Report.

- Following the Board's approval in September 2023 of the Forum recommendations for the Annual Functions Report, the Convenor asked for volunteers to help to explore how the recommendations can be implemented. As a result the Convenor met with Sandy Munro and Finlay Cran in March and a note of their meeting is attached. It was recognised that the IT systems in place mean that there are limitations on what can be incorporated in the Annual Functions Report but it was agreed that the process of implementation can begin and develop in future years.
- The Convenor informed members that positive feedback regarding the Forum's report and recommendations regarding the Annual Functions Report had been received from Alcohol Focus Scotland and the Scottish Government Licensing Unit.

5. Local Licensing Forum Annual Report

- The Forum has produced its first Annual Report which is attached for information.

Elaine Mottram

Convenor of the Local Licensing Forum

March 2024

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