

Public Document Pack



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

Town House, Aberdeen, 20 March 2025

LICENSING BOARD

The Members of the **LICENSING BOARD** are requested to meet in **Committee Room 2 - Town House on MONDAY, 31 MARCH 2025 at 10.00 am**. This is a hybrid meeting and Members 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>

ALAN THOMSON
CLERK TO THE BOARD

BUSINESS

REPORT OF CONDUCT INCONSISTENT WITH LICENSING OBJECTIVES - PERSONAL LICENCE HOLDER

1.1 Personal Licence Holder (Pages 3 - 8)

EXTENDED HOURS APPLICATIONS

2.1 Application for Extended Hours - Cheers - 12 April 2025 (Pages 9 - 20)

2.2 Application for Extended Hours - Cheers - 4 May 2025 (Pages 21 - 32)

2.3 Application for Extended Hours - Cheers - 10 May (Pages 33 - 44)

2.4 Application for Extended Hours - Cheers - 1 October 2025 (Pages 45 - 56)

2.5 Application for Extended Hours - Cheers - 1 to 31 December 2025 (Pages 57 - 70)

Website Address: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Alexa Last, alast@aberdeencity.gov.uk

LICENSING BOARD INFORMATION SHEET

NOTICE OF CONVICTION LICENCE HOLDER

BACKGROUND

- Licence held since 07/02/2024

OBJECTIONS/REPRESENTATIONS

- Police Scotland

DETERMINATION

The Board must:

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

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

That order is an order –

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

The personal licence held by the licence holder concerned.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: EXTENDED HOURS

PREMISES: CHEERZ, 2 EXCHANGE STREET, ABERDEEN, AB11 6PH

DESCRIPTION

Premises seeking extension of licensed hours for P&J event (Sean Paul) on Saturday 12 April 2025 3am to 4am.

OBJECTIONS/REPRESENTATIONS

LSO objection

CONDITIONS

The applicant has accepted the Police conditions.

POLICY

7. 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

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.

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

4. PREVENTING PUBLIC NUISANCE

The Board believes that licensed premises have the potential to have a significant impact on communities. It wishes to maintain and protect the amenity of the surrounding neighbourhoods whilst recognising the valuable cultural and social aspects of such premises. Whilst licensing powers are not the main statutory mechanism for dealing with public nuisance in general the Board will interpret public nuisance in a wider sense where it relates to the operation of licensed premises, and in particular issues such as noise and litter.

Again, a number of factors should be considered including, but not limited to:

- Location of premises. In particular the proximity to residential or noise sensitive premises such as medical facilities, sheltered housing, schools, places of worship, nurseries and suchlike.

- Hours of operation. Closely related to the location of the premises, the hours of operation should reflect what is appropriate for the surrounding neighbourhood.

The terminal hours indicated in the Supplementary Policy on Licensed Hours are the maximum available and will not be suitable for all premises.

- Nature of activities. Any activities carried on in the licensed premises should not be detrimental to the ambience of the locality.
- Outdoor areas. The Board will include a Supplementary Policy on this issue, but applicants will require to ensure that the inclusion of an outdoor licensed area in any premises is appropriate and will not contravene the licensing objective of preventing public nuisance.
- Smoking areas. These should be designed to minimise public nuisance and regularly monitored to cut down on noise and litter.
- Noise from patrons entering and exiting the premises.

What the Board Will Do:

- Consider the proximity of proposed licensed premises to noise sensitive premises when considering applications.
- Ensure that licensed hours and activities are appropriate for the type of premises and locality.

The terminal hours indicated in the Supplementary Policy on Licensed Hours are the maximum available and will not be suitable for all premises.

- Improve communication between the trade, partners and local communities.
- Impose additional licence conditions where appropriate to prevent public nuisance.
- Highlight best practice where available and increase awareness and education on potential areas of risk.

What the Board Will Expect of Licence Holders/Applicants:

- Take a proactive approach to public nuisance with a risk-based approach.
- Be mindful of the location of the premises, hours of operation and activities.
- Comply with all conditions of the premises licence.
- Ensure appropriate control measures are in place and staff training is up to date and relevant.
- Consider public nuisance when establishing the design and layout of the premises.
- Adequate supervision of any outdoor area, smoking area and patrons entering/exiting the premises.
- Sharing of best practice via trade groups.
- Participation in communication to resolve any issues that may arise.

What the Board Will Expect of Partners:

- Enforcement of other statutory powers where appropriate.
- Sharing of relevant information.
- Participation in dialogue to resolve potential issues.

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: EXTENDED HOURS

PREMISES: CHEERZ, 2 EXCHANGE STREET, ABERDEEN, AB11 6PH

DESCRIPTION

Premises seeking extension of licensed hours for P&J event (Olly Murs) on Sunday 4 May 2025 3am to 4am.

OBJECTIONS/REPRESENTATIONS

LSO objection

CONDITIONS

The applicant has accepted the Police conditions.

POLICY

7. SUPPLEMENTARY POLICY – LICENSED HOURS

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Earliest Opening Hour Latest Terminal Hour

All off-sales premises 1000 2200

On-Sale Premises

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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

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What the Board Will Do:

- Consider the proximity of proposed licensed premises to noise sensitive premises when considering applications.
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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: EXTENDED HOURS

PREMISES: CHEERZ, 2 EXCHANGE STREET, ABERDEEN, AB11 6PH

DESCRIPTION

Premises seeking extension of licensed hours for P&J event (Clubland) on Saturday 10 May 2025 3am to 4am.

OBJECTIONS/REPRESENTATIONS

LSO objection

CONDITIONS

The applicant has accepted the Police conditions.

POLICY

7. SUPPLEMENTARY POLICY – LICENSED HOURS

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Earliest Opening Hour Latest Terminal Hour

All off-sales premises 1000 2200

On-Sale Premises

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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.

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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

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: EXTENDED HOURS

PREMISES: CHEERZ, 2 EXCHANGE STREET, ABERDEEN, AB11 6PH

DESCRIPTION

Premises seeking extension of licensed hours for P&J event (Busted) on Wednesday 1 October 2025 2am to 3am.

OBJECTIONS/REPRESENTATIONS

LSO objection

CONDITIONS

The applicant has accepted the Police conditions.

POLICY

7. SUPPLEMENTARY POLICY – LICENSED HOURS

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Earliest Opening Hour Latest Terminal Hour

All off-sales premises 1000 2200

On-Sale Premises

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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

4. PREVENTING PUBLIC NUISANCE

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What the Board Will Do:

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What the Board Will Expect of Partners:

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LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: EXTENDED HOURS

PREMISES: CHEERZ, 2 EXCHANGE STREET, ABERDEEN, AB11 6PH

DESCRIPTION

Premises seeking extension of licensed hours for Sunday to Thursday from 1 to 31 December 2025 2am to 3am.

OBJECTIONS/REPRESENTATIONS

LSO and Police objections

CONDITIONS

NA

POLICY

7. SUPPLEMENTARY POLICY – LICENSED HOURS

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Earliest Opening Hour Latest Terminal Hour

All off-sales premises 1000 2200

On-Sale Premises

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Friday & Saturday 1000 0300

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