

12 August 2019

Your Ref:

Our Ref: 440787

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Business Hub 6 L1S
Marischal College, Broad Street
Aberdeen
AB10 1AB



North East Division
Queen Street
Aberdeen
AB10 1ZA

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE BUTCHERS ARMS, 443 GEORGE STREET, ABERDEEN, AB25 3YB**

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

The variation requested consists of the following requests, namely:

1. Amend the core on-sales hours on Friday and Saturday from 1000-0000 hours to 1000-0100 hours;
2. Amend Q5 to include the provision of Bar meals during core hours;
3. Amend Q5 to include the provision of Outdoor drinking during and outwith core hours;
4. Amend the wording within Q5 to include showing Rugby as a named televised sport outwith core hours, include Outdoor drinking as a descriptive and Bar Meals;
5. Amend the times in which Children and Young Persons are permitted access;
6. Amend the layout plan of the premises to extend the outdoor drinking area.

In terms of Section 29(5) of the Act this request can be considered a variation.

In respect of points 1 and 2, I have no adverse comment to make.

In terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

In respect of points 3, 4 and 6 relating to outdoor drinking, I make recommendation that the operating plan in its current form is amended at Q5 to state that the area will be permitted to be used prior to core hours for the purposes

of serving breakfasts and other non-alcoholic beverages and subject to a terminal hour of 2200 hours.

In respect of point 5, relating to the times in which Children and Young Persons are permitted access to the premises, the current wording contained within the premises licence states 'Children will be admitted up to 2000 hours and until 2200 hours as part of a sports team'.

Having spoken to the applicant regarding the proposed variation, which includes being permitted to remain on the premises until the termination of a performance, it was established this would not in fact represent how the premises are seeking to operate. Following a visit to the premises by a member of the Licensing Team from Police Scotland, it was established that the lounge area specifically is to be food led and family orientated environment.

It is my recommendation that the wording contained within the current operating plan is amended to state 'Children and Young Persons are permitted whilst accompanied by a responsible adult aged 18 years or older for the purposes of consuming food, attending an age appropriate, family friendly event until 2200 hours or until the terminal hour when attending a private, pre-booked function', or similar.

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

Yours faithfully

Campbell Thomson
Chief Superintendent

For enquiries please contact the Licensing Department on 01224 306468