

23 August 2019

Your Ref:

Our Ref: 443242

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
MELT, 11-13 BELMONT STREET, ABERDEEN, AB10 1JR**

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 Q1 to include the provision of off-sales, in addition to on-sales;
2. Amend the core on-sales hours from 1100-2200 hours Monday to Sunday to 1200-0100 hours Monday to Sunday;
3. Amend the core off-sales hours to operate 1200-2200 hours Monday to Sunday;
4. Amend Q4 relating to seasonal variations to include the ability to take advantage of any general extensions permitted;
5. Amend Q5 to include the provision of restaurant facilities, bar meals, receptions, club meetings, recorded music outwith core hours in addition to during core hours;
6. Amend Q5 to include the provision of live performances, dance facilities and theatre during core hours
7. Amend the wording with Q5 to include the provision of a takeaway service and deliveries of food and alcohol;
8. Amend the terms, times and parts in which Children and Young Persons are permitted;
9. Amend the layout and capacity of the premises.

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

In respect of points 1-6 and 9, 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 point 7, the variation in its current form seeks to offer the provision of takeaway and delivery services for both food and alcohol until 0200 hours.

A member of the Licensing Team contacted the Designated Premises Manager regarding the application and it was established that it would not be their intention to trade beyond 0100 hours. I am of the view that sale and delivery of food after that time would require to be licensed under a different provision.

In addition, the application seeks to offer the provision of the delivery of alcohol. I request that should the Board be minded to grant this element of the variation, consideration be given to attaching a condition that the licence holder will ensure that adequate training, particularly in respect of Challenge 25, is in place for persons delivering alcohol. Should such delivery be contracted to a third party, I recommend that the licence holder is satisfied that the contracted party has such measures in place.

In respect of point 8, the variation seeks to amend the terms, times and parts in which children and young persons are permitted access.

In relation to children's access, I recommend that after the Operating Plan be amended to indicate the terms of access after 2200 hours, i.e. the party (with the exception of infants) are partaking of a meal, or attending a private, pre-booked or for an age-appropriate activity included at Q5 of said Plan.

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