

13 August 2019

Your Ref:

Our Ref: 440851

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
ST. MACHAR BAR, 97 HIGH STREET, OLD ABERDEEN, ABERDEEN,
AB24 3EN**

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 commencement of core on-sales hours on Sunday from 1230 hours to 1100 hours;
2. Amend Q5 to include the provision of Outdoor Drinking;
3. Amend the Layout and capacity of the premises to include the beer garden at the rear of the premises.

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

In respect of point 1, I have no adverse comment to make.

In respect of points 2 and 3 and terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

A member of the Licensing Team within Police Scotland attended at the premises to carry out an inspection of the area requested. Following this visit, it was established that there is a pathway named 'Blackburn Lane' that runs along the side of the premises, affording access to the side entrance/exit of the premises and the proposed outdoor drinking area. Within this lane there is a residential property, which is in close proximity to the point at which patrons would exit the premises to access the outdoor area.

It is my recommendation that in support of the Preventing Crime and Disorder and Preventing Public Nuisance licensing objectives that the area is subject to a terminal hour of 2200 hours, as per the Board policy and that the shared lane is delineated (as per the 'red line' on the layout plan) by way of a physical barrier which would deter patrons leaving the licensed area in possession of alcohol and ensures the neighbouring property remains unaffected by the traffic of patrons who are accessing the outdoor area.

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.