

19 November 2020

Your Ref:

Our Ref: 530481

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  
OCCASIONAL LICENCE APPLICATION  
PREMISES: DRAFT PROJECT, REAR OF 363 UNION STREET, ABERDEEN,  
AB11 6BT  
APPLICANT: PB DEVELOPMENT COMPANY LIMITED PER BARRY  
CLARKSON**

This response is subject to government guidance or measures in place at the time of the event, in respect of COVID-19.

The area to which this application relates has operated under consecutive Occasional Licences since 1 August 2020. The applicant now seeks an application for the period 21 November to 4 December 2020 inclusive.

In terms of Section 58(1)(b)(ii) of the Licensing (Scotland) Act 2005 I make the following representation.

During the evening of Thursday 12 November 2020, the Scotland versus Serbia European Championships qualifying football fixture took place and was televised.

At 2100 hours, same day, a member of public contacted the Police to report having seen a video on social media of a large number of persons not socially distancing at an outdoor premises in Aberdeen however, that caller incorrectly identified the location.

At 2129 hours, three Police Officers attended at the applicant premises. The Officers saw that the football fixture was being shown on television, on mute.

Staff advised the Officers they had issues with controlling customers who celebrated when Scotland scored a goal. The Police Officers walked through the

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premises and customers calmed down with the exception of a few, who were removed from the premises by staff.

Several more patrons were thereafter removed from the premises due to not adhering to Covid Regulations, after being warned by staff.

As the football fixture drew to a close, it is estimated there were approximately 70 customers within.

When Scotland scored the winning penalty, customers celebrated by jumping, hugging, shouting and chanting. Staff attempted to step in and break up the groups of people, however it was unachievable due to the number of people and the jubilant mood. The premises was cleared of customers after the end of the fixture by staff and additional Police units attended to disperse the groups. This was recorded on Police Body Worn Video.

It is understood that fourteen members of staff and four SIA authorised door staff had been on duty within the premises.

If minded to grant the application, I recommend it be granted subject to the following conditions:

1. A terminal hour of 2200 hours on all days requested;
2. No amplified music to be played therein (when or if music is permissible again);
3. Signage to be displayed indicating that alcohol is not to be removed from the licensed area.

In light of the above circumstances, the Board may wish to consider imposing an additional conditional to the effect that no high profile televised football fixtures will be shown.

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

Yours faithfully

George Macdonald  
Chief Superintendent