

## LICENSING BOARD

ABERDEEN, 5 October 2021. Minute of meeting of the LICENSING BOARD.  
Present: Councillor Boulton, Convener; and Councillors Cameron, Grant, Greig, McLellan and Townson.

### MINUTE OF MEETING OF 17 AUGUST 2021

1. The Board had before them the minutes of the meeting of 17 August 2021.

Sandy Munro, Depute Clerk to the Board advised that Councillor Grant had been present for Items 7-13 only.

#### **The Board resolved: -**

to otherwise approve the minute.

### LIST OF APPLICATIONS

2. The Board had before it for its consideration the list of applications as listed at 3 - 24

### APPLICATION FOR VARIATION OF PREMISES LICENCE - ABERDEENSHIRE CRICKET CLUB, MORNINGSIDE ROAD

3. Councillor Cameron declared an interest in this item and took no part in the determination of the application.

The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application. Mr Munro advised that the outstanding building standards issues had been resolved and that all elements of the application were within policy.

#### **The Board resolved: -**

to grant the application

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**APPLICATION FOR VARIATION OF PREMISES LICENCE - ALDI, UNITS 9 & 10  
BOULEVARD RETAIL PARK**

4. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - BP ESPLANADE M & S  
SIMPLY FOOD**

5. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF A PREMISES LICENCE - CLUBHOUSE  
HOTEL, 239 GREAT WESTERN ROAD**

6. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

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**APPLICATION FOR VARIATION OF PREMISES LICENCE, CROFTERS, 77 GREENBURN DRIVE**

7. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF A PREMISES LICENCE - GRAYS INN, GREENFERN ROAD, ABERDEEN**

8. The Board heard from Sandy Munro, Depute Clerk to the Board that the variation sought to extend the outside drinking area at the front of the building. Mr Munro advised that the applicant had agreed to 2 out of the 3 standard external area conditions and sought a variation of the condition in respect of amplified music.

The Board had before them a letter of representation dated 15 September 2021 from Police Scotland and email of representation from the LSO.

Thereafter the Board heard from Mr Andrew Hunter in support of the application.

The Convenor moved to grant the application with the standard external conditions.

Councillor McLellan moved as an amendment to grant the application with an amended condition of low level music only in the external area which must be inaudible in neighbouring premises.

On a division there voted: - for the motion (5) the Convenor and Councillors Cameron, Townson, Greig and Grant and for the amendment (1) Councillor McLellan

**The Board resolved: -**

To adopt the motion

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**APPLICATION FOR VARIATION OF PREMISES LICENCE - LIDL, LANG STRACHT**

9. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE, UNIT W1, ST NICHOLAS CENTRE**

10. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE, 97-99 ROSEMOUNT PLACE, ABERDEEN**

11. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

To grant the application.

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**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE,  
313 GEORGE STREET**

12. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE,  
BERRYDEN RETAIL PARK, BERRYDEN ROAD**

13. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

To grant the application.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE,  
45 GARTHDEE ROAD**

14. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

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**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY STORE,  
RETAIL UNIT 1, COUNTESSWELLS PARK DRIVE**

15. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE, SAINSBURY STORE,  
492-494 UNION STREET**

16. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURYS STORE,  
206 UNION STREET**

17. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

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**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURYS STORE,  
124 HOLBURN STREET**

18. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY'S  
SUPERMAKETS LTD, 345 NORTH DEESIDE ROAD, CULTS, ABERDEEN**

19. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SAINSBURY'S, 54  
GUILD STREET, ABERDEEN**

20. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

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**APPLICATION FOR VARIATION OF A PREMISES LICENCE - SAINSBURY'S, 1 CHARLESTON ROAD NORTH, ABERDEEN**

21. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

Thereafter the Board heard from Niall Hassard, Solicitor in support of the application.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - SOUL, 333 UNION STREET**

22. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR VARIATION OF PREMISES LICENCE - THE HOLBURN, 225 HOLBURN STREET**

23. The Board heard from Sandy Munro, Depute Clerk to the Board that the variation sought to amend and extend the outside drinking area at the side of the building. Mr Munro advised that the applicant had agreed to 2 out of the 3 standard external area conditions and sought a variation of the condition in respect of amplified music.

The Board had before them a letter of representation dated 16 September 2021 from Police Scotland and email of representation from the LSO.

Thereafter the Board heard from Mr Andrew Hunter who advised that his client's would accept the standard external area conditions.



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**The Board resolved: -**

To grant the application subject to the external area conditions.

**APPLICATION FOR VARIATION OF PREMISES LICENCE - THE SCOTTISH EMBASSY, 4 TRINITY STREET**

24. The Board heard from Sandy Munro, Depute Clerk to the Board that there had been no objections or representations received in connection with the application and that all elements of the application were within policy.

**The Board resolved: -**

to grant the application

**APPLICATION FOR A PERSONAL LICENCE**

25. The Board had before them a letter of representation dated 15 September 2021 from Police Scotland.

In the absence of the applicant;

**The Board resolved: -**

To defer consideration of the application to its next meeting to be held on 30 November 2021.

**APPLICATION FOR PERSONAL LICENCE**

26. The Board had before them a letter of representation from Police Scotland dated 9 August 2021. The Board heard from the applicant and thereafter the from Sergeant Flett in support of their letter.

**The Board resolved: -**

To grant the application.

**NOTICE OF CONVICTION - PERSONAL LICENCE HOLDER**

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27. The Board had before them a letter of representation from Police Scotland dated 17 May 2021. The Board heard from Sergeant Flett speak in support of the letter.

In the absence of the licence holder;

### **The Board resolved: -**

To suspend the licence until 6 November 2021.

## CHIEF CONSTABLE'S ANNUAL REPORT 2020 -2021

28. The Board had before them the Chief Constable's Annual Report for 2020-2021. The Board heard from Segreant Flett who spoke to the report.

The Convenor on behalf of the Board thanked Police Scotland for producing the report and thanked Segreant Flett for her regular attendance at the Board meetings

### **The Board resolved: -**

to note the contents of the report.

## FESTIVE GUIDELINES

29. The Board heard from Sandy Munro, Depute Clerk to the Board. Mr Munro asked the Board to consider if it wished to set a general extension of the festive period as in previous years. Mr Munro advised that it is usually any premises whose regular licensed hours adhere to the maximum of 15 hours continuous trading in any 24 hour period.

### **The Board resolved: -**

To set a general extension for the following dates in December/January

Friday 3 December 2021  
Saturday 4 December 2021  
Friday 10 December 2021  
Saturday 11 December 2021  
Friday 17 December 2021  
Saturday 18 December 2021  
Friday 24 December 2021  
Sunday 26 December 2021  
Friday 31 December 2021  
Saturday 1 January 2022  
Sunday 2 January 2022

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**OCCASIONAL LICENCES - POLICY**

**30.** The Board heard from Mr Munro, Depute Clerk to the Board that the Board were currently not applying part of its Licensing Policy in respect of Occasional Licences. He asked the Board to consider when they wish this relaxation of policy to cease.

Following discussion, it was considered that the relaxation should cease at the same time as the Spaces for People arrangements, which is January 2022.

**The Board resolved: -**

That the relaxation of its Licensing Policy in respect of Occasional Licences would cease in January 2022.