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5 November 2021

Your Ref:

Our Ref: 593384

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Marischal College
Broad Street
Aberdeen



North East Division
Marischal College
Broad Street
Aberdeen
AB10 1AB

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE HOWFF, 365 UNION STREET, ABERDEEN, AB116BT**

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 removal of:

1. Change of name from the Howff Garden to the Draft Project;
2. Amend core 'on sales' hours on Sunday from 1000 to 0000;
3. Amend core 'off sales' hours on Sunday from 1200 to 2200;
4. Amend description to make reference to steel and glass structure to be considered as an indoor part the premises.

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

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

In respect of points 1, 2 (as it relates to the existing, indoor part of the premises) and point 3, I offer no objection. Point 2 (as it relates to the existing, outdoor part of the premises) is contingent upon the Board's decision in respect of point 4.

In respect point 4, the area occupied by the steel and glass structure is currently considered an external licensed area. Due to technical specifications, the applicant seeks to have it treated as an indoor area, in which case conditions currently in force in respect of it being considered outdoor would presumably fall

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and there would no longer be the existing restrictions in terms of the playing of music and terminal 'on sales' hour.

In support of the Preventing Public Nuisance licensing objective, I recommend the Board is satisfied that there is sufficient evidence in respect of sound insulation to prevent noise nuisance arising from the area being utilised as sought, prior to the grant of the variation application.

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

Yours faithfully

George Macdonald
Chief Superintendent

For enquiries please contact the Licensing Department on 01224 301085

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