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To: Councillor Jaffrey, Convener; and Councillors Boulton, Clark, Cormie, Donnelly, Hunter, Penny, Robertson and Collie.

Town House,
ABERDEEN 22 December 2010

LICENSING BOARD

The Members of the **LICENSING BOARD** are requested to meet in The Town and County Hall on **Tuesday, 11 January 2011 at 09:30am for 10:30am (Item 1) and at 2:00pm (Item 2).**

Jane G MacEachran
Clerk to the Licensing Board

B U S I N E S S

- 1 **List of Applications: Items 1-23** (Pages 1 - 12)
 - 1.1 Application for New Premises Licence Gurkha Chef : New Premises Licensing Report (Pages 13 - 20)
 - 1.2 Application for Variation: Balaclava Bar (no papers)
 - 1.3 Application For Variation: Bauhaus Hotel - Letters Of Objection (Pages 21 - 28)
 - 1.4 Application For Variation: Buckie Farm (no papers)
 - 1.5 Application For Variation: Bucksburn Manor (no papers)
 - 1.6 Application For Variation: Espionage (no papers)
 - 1.7 Application For Variation: Hunter Hall (no papers)

- 1.8 Application For Variation: Lidl, Lang Stracht (no papers)
- 1.9 Application For Variation: O'Neill's, Gnd Floor (no papers)
- 1.10 Application For Variation: Paramount Bar (no papers)
- 1.11 Application For Variation: Pittodrie Stadium Function Suites (no papers)
- 1.12 Application For Variation: Portals Bar (no papers)
- 1.13 Application For Variation: Regent Bridge Bar (no papers)
- 1.14 Application For Variation: Richmond Arms Hotel - Letter of Representation (Pages 29 - 32)
- 1.15 Application For Variation: Scotmid, Unit 1A Jesmond Drive (no papers)
- 1.16 Application For Variation: Simpson's Hotel & Brasserie (no papers)
- 1.17 Application For Variation: The Atholl Hotel (no papers)
- 1.18 Application For Variation: The Hawthorn Bar and Adam Lounge (no papers)
- 1.19 Application For Variation: The Justice Mill
- 1.20 Application For Variation: The Justice Mill (Pages 33 - 34)
- 1.21 Application For Variation: The Kings Bar (no papers)
- 1.22 Application for a Personal Licence: Paul Alexander Fraser (Pages 35 - 36)
- 1.23 Application for a Personal Licence: Grant Ross Stephenson (Pages 37 - 38)

2 Review Hearings in terms of section 38 of the Licensing (Scotland) Act 2005

- 2.1 1 Albyn Place
- 2.2 Amore Ristorante
- 2.3 Arjamund Tandoori

- 2.4 Auriga Restaurant
- 2.5 Bassment
- 2.6 Bauhaus Hotel
- 2.7 Boots Stores Ltd
- 2.8 Brig O Dee Bar
- 2.9 Budz Bar
- 2.10 Creperie Jacques
- 2.11 Debenhams
- 2.12 Eljo's
- 2.13 The Glenburn Club
- 2.14 International Casino
- 2.15 Lochside Bar
- 2.16 Lodge of Old Aberdeen
- 2.17 McColls, 8 Abbotswells Crescent
- 2.18 Mono and Mix
- 2.19 My Club
- 2.20 O'Donaghue's
- 2.21 The Quarterdeck
- 2.22 Rosie's Mini Market
- 2.23 Saltoun Arms
- 2.24 Scotmid, Unit 1a Jesmond Drive

- 2.25 The Thistle Bar
- 2.26 Tien Restaurant
- 2.27 Tilted Wig
- 2.28 The Warehouse
- 2.29 The Waterwheel Inn

Should you require any further information about this agenda, please contact Jacqui Wallace, e-mail jwallace@aberdeencity.gov.uk or tel. 522985

ABERDEEN CITY LICENSING BOARD

Meeting 11 January 2011 at 10:00am in Town & County Hall, Union Street, Aberdeen, AB10 1AQ

Licensing (Scotland) Act 2005

New Grant(s)	Premises	Applicant	Date Received	Comments
1 GURKHA CHEF 5 PALMERSTON ROAD ABERDEEN AB11 5QP	GURKHA CHEF (ABERDEEN) LTD C/O GRANT SMITH LAW PRACTICE AMICABLE HOUSE 252 UNION STREET ABERDEEN AB10 1TN	23 August 2010	The premises is a restaurant specialising in Nepalese and Indian Cuisine located on the ground floor of a larger building which incorporates an existing hotel. The premises is located in a predominantly commercial area. On consumption only . Mon - Sun 11:00 to 00:00	

ABERDEEN CITY LICENSING BOARD

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
2 BALACLAVA BAR 31 LOCH STREET ABERDEEN AB25 1DD	PUNCH TAVERNS (INNS) LIMITED C/O FORD & WARREN SOLICITORS WESTGATE POINT WESTGATE LEEDS LS1 2AX	15 October 2010	Operating Plan vary commencement time for sale of alcohol both on and off the premises to 11:00 on Sunday (currently 12:30)
BAUHAUS HOTEL 56-60 LANGSTANE PLACE ABERDEEN AB11 6EN	METRO LODGE LTD C/O JAMES & GEORGE COLLIE SOLICITORS 1 EAST CRAIBSTONE STREET ABERDEEN AB11 6YQ	1 October 2010	Operating Plan:- Reinstatement of capacities. Reception/bar servery capacity omitted from last variation. Activities now include Conference facilities, Weddings, funerals etc. Outdoor drinking at front of hotel on its own ground. Layout Plan:- The incorporation into the Premises Licence of the recently completed bedroom block.

ABERDEEN CITY LICENSING BOARD

Meeting 11 January 2011 at 10:00am in Town & County Hall, Union Street, Aberdeen, AB10 1AQ

Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
4 BUCKIE FARM THE PARKWAY DANESTONE ABERDEEN AB22 8AL	MITCHELLS & BUTLERS RETAIL LTD C/O HILL BROWN SOLICITORS 3 NEWTON PLACE GLASGOW G3 7PU	27 October 2010	Variation to Sunday on-sales hours to commence at 11:00 (currently 12:30). Q4 current text to be replaced by "Christmas and New Year festive extensions, Bank or Local Holidays or other block extensions as granted from time to time in line with Aberdeen City Board Policy". Question 5(f) is amended to include the statement, 'Charity and community based events with associated activities will take place on an occasional basis' and layout plan amended

ABERDEEN CITY LICENSING BOARD

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
5 BUCKSBURN MANOR INVERURIE ROAD BUCKSBURN ABERDEEN AB21 9AP	MITCHELLS & BUTLERS RETAIL LTD C/O HILL BROWN SOLICITORS 3 NEWTON PLACE GLASGOW G3 7PU	27 October 2010	Variation of on and off sale hours on Sundays from 12:30 to 11:00am Question 4 - Replace current statement with, 'Christmas and New Year festive extensions, Bank or Local Holidays or other block extensions as granted from time to time in line with Aberdeen City Board Policy'. Question 5 (b) amended to read YES to Receptions. Question 5 (f) add 'Charity and community based events with associated activities will take place on an occasional basis'.
6 ESPIONAGE 120 UNION STREET ABERDEEN AB10 1JJ	ESPIONAGE BARS LTD C/O MACDONALD LICENSING LIMITED 21A RUTLAND SQUARE EDINBURGH EH1 2BB	13 October 2010	Increase capacity to 601 (presently 528) following changes to layout.

ABERDEEN CITY LICENSING BOARD

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
7 HUNTER HALL CRAIBSTONE ESTATE BUCKSBURN ABERDEEN AB21 9TR	THE SCOTTISH AGRICULTURAL COLLEGE C/O MORTON FRASER LLP SOLICITORS QUARTERMILE TWO 2 LISTER SQUARE EDINBURGH EH3 9GL	7 October 2010	Remove reference to off sales of alcohol. Admit 16/17 yr olds Outwith term times, premises may be used by third parties. If bar facilities required these would be operated by premises liceneholder. Outwith term time when premises let to external bodies, accompanied children between 5 - 15 yrs may be permitted entry.
8 LIDL UK GMBH LANG STRACHT ABERDEEN AB15 6HY	LIDL UK GMBH C/O LIDL UK GMBH LICENSING DEPARTMENT LOCK CASTLE BUSINESS PARK WEST WICK WESTON SUPER MARE BS24 7TG	19 October 2010	Re-merchandising of the store resulting in a minor change to the layout. As a result the capacity of the alcohol display area will be decreased from 21m length, 1.8m height (total capacity 37.8m2) to 16.9m length, 1.8m height (total capacity 30.42m2).

ABERDEEN CITY LICENSING BOARD

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
9 O'NEILLS (GROUND FLOOR) 9 BACK WYND ABERDEEN AB10 1JP	MITCHELLS & BUTLERS RETAIL LTD C/O HILL BROWN SOLICITORS 3 NEWTON PLACE GLASGOW G3 7PU	11 November 2010	Variation of on and off sale hours on Sundays from 12:30 to 10:00. Variation of on and off sales Monday - Thursday from 11:00 to 10:00 Question 4 - amend existing statement now to include New Year period and Bank or Local Holidays or other block extensions as per Licensing Board's Policy.
10 PARAMOUNT BAR 21 BON ACCORD STREET ABERDEEN AB11 6EA	PARAMOUNT BAR LIMITED C/O PAULL & WILLIAMSONS LLP SOLICITORS UNION PLAZA 1 UNION WYND ABERDEEN AB10 1DQ	17 November 2010	Operating Plan - Q5(c) Films - now to be Yes in cols. 2 & 3
11 PITTODRIE STADIUM FUNCTION SUITES CORPORATE HOSPITALITY AREAS PITTODRIE STADIUM PITTODRIE STREET ABERDEEN	ABERDEEN FOOTBALL CLUB PLC C/O PAULL & WILLIAMSONS LLP SOLICITORS UNION PLAZA 1 UNION WYND ABERDEEN AB10 1DQ	27 October 2010	Increase in core hours for on-sales on Saturdays and Sundays. Both days to commence at 10:00hrs (currently 11:00hrs on Saturdays and 12.30hrs on Sundays). Function suite hours remain unchanged.

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
12 PORTALS BAR 17 CASTLE STREET ABERDEEN AB11 5BQ	BALFORD LIMITED C/O JAMES & GEORGE COLLIE SOLICITORS 1 EAST CRAIBSTONE STREET ABERDEEN AB11 6YQ	3 November 2010	Variation to both on and off sales hours on Sundays from 12:30 to 11:00
13 REGENT BRIDGE BAR 30 REGENT QUAY ABERDEEN AB11 5AH	L & L ENTERPRISES PARTNERSHIP	30 September 2010	Operating Plan:- Change operating hours on a Sunday to 11:00 - 22:00 (currently 12:30-23:00) and on a Monday to 10:00 - 23:00 (currently 09:00-22:00)
14 RICHMOND ARMS 327 NORTH DEESIDE ROAD PETERCULTER ABERDEEN AB14 0UL	ROB ROY BAR LTD C/O MR JACK DEMPSTER OLNADALE CRAIGDAM TARVES ABERDEENSHIRE AB41 7NR	24 September 2010	Operating Plan: Amendment to Q6 to allow children and young persons access only to the lounge bar area between opening hours and 20:00. Must be accompanied by an adult and at the discretion of the Premises Manager and Layout Plan:- also varied accordingly.

ABERDEEN CITY LICENSING BOARD

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
15 SCOTMID UNITS 1A JESMOND DRIVE BRIDGE OF DON ABERDEEN AB22 8UR	SCOTTISH MIDLAND CO-OPERATIVE SOCIETY LIMITED C/O ANDERSON STRATHERN LLP SOLICITORS 1 RUTLAND COURT EDINBURGH EH3 8EY	29 October 2010	To vary question 5 (f) to include: "The store contains an ATM for use by the general public for use both during and outwith core licensing hours." To vary question 5 to allow the premises to play recorded music during and outwith core licensed hours.
SIMPSON'S HOTEL & BRASSERIE 59 QUEEN'S ROAD ABERDEEN AB15 4YP	THE SIMPSON TRADING COMPANY LIMITED C/O PAULL & WILLIAMSONS LLP SOLICITORS UNION PLAZA 1 UNION WYND ABERDEEN AB10 1DQ	3 November 2010	Q5 Answer Yes to conference facilities, receptions and club or other group meetings. Q5(f) - add civil marriage ceremonies. Consequential amendments to question 6 to permit admission of children and young persons to "multi-purpose room" which is now marked on Layout plan.
17 THE ATHOLL HOTEL 54 KING'S GATE ABERDEEN AB15 4YN	THE ATHOLL HOTEL (A FIRM) C/O PAULL & WILLIAMSONS LLP SOLICITORS UNION PLAZA 1 UNION WYND ABERDEEN AB10 1DQ	17 November 2010	Operating plan Q5(d) Outdoor drinking - now Yes. Layout plan changed accordingly. Amendment to Q6(d) to reflect that children will be allowed on the external patio area. Increase in capacity from 228 to 252.

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
18 THE HAWTHORN BAR AND ADAM LOUNGE 143 HOLBURN STREET ABERDEEN AB10 6BN	E ADAMS LIMITED C/O DAVIES WOOD SUMMERS SOLICITORS 8 ALBYN TERRACE ABERDEEN AB10 1YP	19 October 2010	On Sales hours on Sundays varied from 12.30hrs to 11.00hrs. Delete, from Q5 (f) of the operating plan, "Christmas and New Year extension of hours as permitted by the Licensing Board" and substitute "Christmas and New Year Festive Extensions, Bank Holidays or other block extensions as granted from time to time in line with Aberdeen City Board Policy".
19 THE JUSTICE MILL 425 UNION STREET ABERDEEN AB11 6DA	J D WETHERSPOON PLC C/O BRUNTON MILLER SOLICITORS HERBERT HOUSE 22 HERBERT STREET GLASGOW G20 6NB	6 October 2010	Operating Plan To vary the commencement time of the core licensed hours for On and Off Sales on a Sunday to 11:00 from 12:30.
20 THE JUSTICE MILL 425 UNION STREET ABERDEEN AB11 6DA	J D WETHERSPOON PLC C/O BRUNTON MILLER SOLICITORS HERBERT HOUSE 22 HERBERT STREET GLASGOW G20 6NB	6 October 2010	Change to Local Condition(s) To remove the local condition requiring Door Supervisors to be present on the premises.

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Licensing (Scotland) Act 2005

Variation (Major)(s)

Premises	Applicant	Date Received	Comments
21 THE KINGS BAR 97 KING STREET ABERDEEN AB24 5AB	JACQUELINE BUCHAN C/O DAVIES WOOD SUMMERS SOLICITORS 8 ALBYN TERRACE ABERDEEN AB10 1YP	19 October 2010	Vary the Operating Time for On Sales on Sundays from 12.30hrs to 11.00hrs. Q5 (f) of the operating plan, delete the words "Christmas and New Year extension of hours as permitted by the Licensing Board" and substitute "Christmas and New Year Festive Extensions, Bank Holidays or other block extensions as granted from time to time in line with Aberdeen City Board Policy"

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Personal Licence(s)	Applicant	Date Received	Comments
Premises			
22	PAUL ALEXANDER FRASER	14 October 2010	
23	GRANT ROSS STEPHENSON C/O SCOTMID IAN LOVIE COMPLIANCE OFFICER SCOTTISH MIDLAND CO-OP SOCIETY HILLWOOD HOUSE 2 HARVEST DRIVE NEWBRIDGE	3 November 2010	

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Keeping our communities safe

NEW PREMISES LICENSING REPORT

**Gurkha Chef,
5 Palmerston Road, Aberdeen**

03/10/2009 – 02/10/2010



Produced by: Graham Keith, Intelligence Analyst
Last Updated/Printed: 18/10/2010
Document Ref: 198/2010

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You have a responsibility to ensure that the principles of the Data Protection Act (1998) are adhered to in terms of disclosing information from this report.

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The contents of this report are

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and are passed to

**PI John Soutar
GED Department**

The document should not be
copied, circulated or passed to any other individual
without the permission of Grampian Police

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are adhered to in terms of disclosing information from this report.

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Introduction

As required by Section 21 (3) of the Licensing (Scotland) Act 2005 under subsection (1) (d), this report will provide details regarding all cases of antisocial behaviour identified within the relevant period of **03/10/2009 – 02/10/2010** by constables as having taken place on, or in the vicinity of the premises known as **Gurkha Chef, 5 Palmerston Road, Aberdeen**. Also all complaints or other representations made within the relevant period to constables concerning antisocial behaviour on, or in the vicinity of the premises known as **Gurkha Chef, 5 Palmerston Road, Aberdeen**.

Response to the notice must be provided within 21 days of the date of receipt.

- Date Received: **02/10/2010**
- Due Date Response required by: **23/10/2010**

Methodology

In order to carry out any analysis, data has been obtained from Grampian Police databases.

The following sources of information were used for the extraction of data and information.

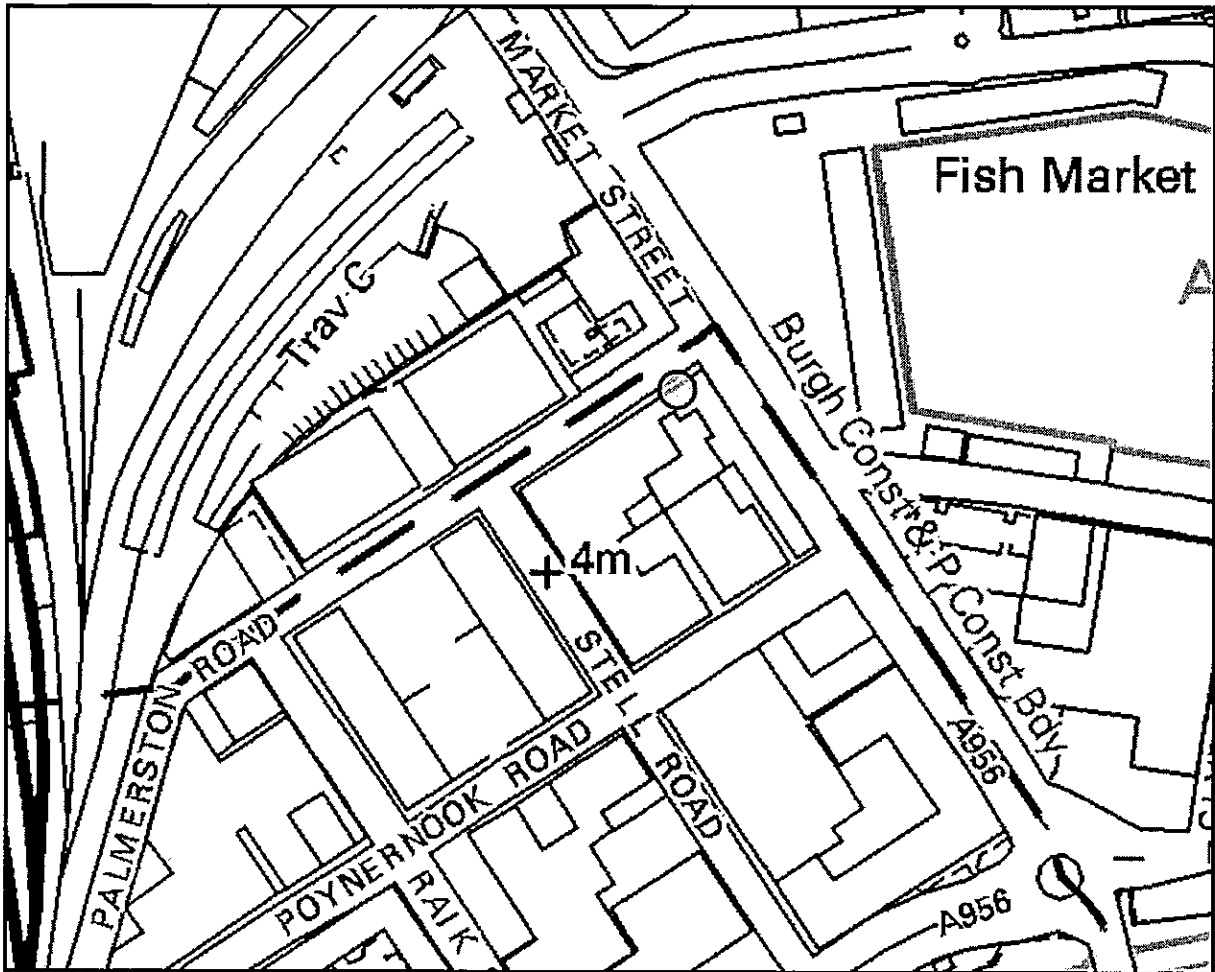
- **CrimeFile** Offence types and Crime Series information
- **STORM** Reported incidents
- **I>KAP** Extraction of Data
- **ASB Unit** Information regarding ASBO's, Closures etc.
- **PNC and CHS** Nominal background checks.

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Overview

The below map shows Gurkha Chef, 5 Palmerston Road, Aberdeen and the streets surrounding.



The following information relates to the period 03/10/2009 – 02/10/2010.

Building Address	Gurkha Chef, 5 Palmerston Road, Aberdeen
Total STORM incidents	
Total CrimeFile	

STORM type breakdown:

The total reported incidents occurring at Gurkha Chef, 5 Palmerston Road, Aberdeen amounts to 0 between 03/10/2009 – 02/10/2010.

CrimeFile offence breakdown:

There were 0 crimes recorded at Gurkha Chef, 5 Palmerston Road, Aberdeen during 03/10/2009 – 02/10/2010.

Building Vicinity	Palmerston Road, Aberdeen
Total STORM incidents	63
Total CrimeFile	61

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STORM type breakdown:

The total reported incidents occurring at **Palmerston Road, Aberdeen** amounts to **294** during 03/10/2009 – 02/10/2010. The below table details the **Top 10 Incidents** that have been reported.

Incident Tag / Final Call Type	Number of Incidents
ROADS POL	18
OBSTRUCTION	10
RT - OTHER	7
DISTURBANCE	4
AMBULANCE CALL	2
INFO RECEIVED, PASSING ATT.	2
ABANDONED	1
ABANDONED VEHICLE	1
ADULT AT RISK	1
ALARM ACTIVATION	1
ASSISTANCE TO PUBLIC	1
BREACH OF THE PEACE	1
CID	1
COUNCIL CALL OUT	1
DRUGS-ILLEGAL POSSESSION	1
DRUG SQUAD	1
FSDU	1
JOINER	1
MISPER	1
MISPER/ABSCONDEE	1
OSCAR 2	1
POLICE DOG	1
REFUSING TO LEAVE	1
RTA - HIT & RUN	1
SUSPICIOUS INCIDENT	1
TRAFFIC LIGHT MALFUNCTION	1
Sum:	63

CrimeFile offence breakdown:

The total crimes recorded at **Palmerston Road** amounts to **61** during 03/10/2009 – 02/10/2010. The below table details the **Top 10 Offences** that have been reported.

Crime Group Level 4	Number of Offences
Vandalism	10
Theft, not elsewhere classified (excl motor vehicle)	8
Theft by HB, (other property)	5
Breach of the peace	4
Assault, minor	3
Driving carelessly	3
Theft by OLP from a motor vehicle	3
Accident Offences	2
Failure to Insure Against Third Party Risks	2
In building with intent to steal	2
Possession of drugs	2
Supply possession w.i. to supply etc of drugs	2
Theft by OLP (excl motor vehicle)	2

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Occupants

No information available.

ASBO's / Closures

- During 03/10/2009 – 02/10/2010 there has been **0** breach of ASBO's at **Palmerston Road, Aberdeen.**
- During 03/10/2009 – 02/10/2010 there has been **0** closure orders granted at **Palmerston Road, Aberdeen.**

Fixed Penalty Notices

The number of Fixed Penalty Notices issued within **Palmerston Road, Aberdeen** during the report period was **0**.

There have been **0** fixed penalties issued at **Gurkha Chef, Palmerston Road, Aberdeen.**

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Agenda Item 1.3



Ms Kerrie Christie

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
18th Nov 2010

REF - AJD.DM.A12050.1

Dear Sir / Madam

I am writing to you in connection with the application for variation in licensing at Bauhaus Hotel 56-60 Langstane Place . I am the owner and resident of the above address.

My concern / objection is solely around the use, or possible use, of the "Conference Room" situated at the rear of the Langstane Place building . Earlier this year the room was used for a Wedding Reception and the noise in my flat was as if the entire party was happening in my room. The rear of the Bauhaus faces onto residential property, mine being only one of a few. On the evening of the event when the noise was unbearable I went round in person and asked the DJ to lower the volume, which he did slightly. I then spoke to the Night Manager who was not entirely helpful. On returning to my flat even with the music at a lowered volume and with all windows (mine and theirs) closed it was impossible to sleep. In the end I called the police who visited The Bauhaus. With the volume further lowered the sound of loud voices, conversations and music remained at a level that deprived myself and other residents of sleep .

The following morning I went once more to the Hotel. As no reassurances were given that the room would not again be used for functions I asked to speak to the overall Manager and was told she would be in touch with me when she returned from holiday. This never happened.

I have spoken to several other residents who were also distressed by that evening. At present there are several empty flats at 375 and some newly created flats in the neighbouring building these new residents / tenants will be unaware of the potential problem and therefore less people to petition against this application . Landlords of those flats will surely find it harder to rent their properties and impossible to keep tenants long term.

I have lived at this address for approximately 7 years and despite its central city location once through my door the sounds are left behind. I bought it because of the unique positioning making it, until this event, a peaceful home. This old building has been lucky to have residents who care about its welfare and the welfare of those who live under its roof. That sense of community is something valuable to the city as a whole and is threatened when noise pollution reaches a point that would severely damage our basic health,harmony and living conditions. Whilst I am aware business is difficult in these times I think any sane person would find the noise level from that conference room intolerable. I believe, and research shows, cities are safer if people live at their heart and therefore there should be some thought as to decisions that would greatly affect the sanctity of our homes.

Obviously I am also concerned about any negative effects the granting of this application would have on the value of my property.

On telephoning the planning department I understand there is Licensing Board Meeting on 11th of January. As I am away on business then and not back until the end of January unfortunately I am unable to be there in person. I would like to ask someone to attend on my behalf and will provide a name if that is needed.

Should I be incorrect about the use of the Conference room as a venue for evening events then I would be happy to withdraw my objection.

Yours sincerely

[REDACTED]
Kerrie Christie

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Hollie Murdoch



Ref: AJD.DM.A12050.1
Licensing Board
Aberdeen City Council
Broad Street
Aberdeen
AB10 1AQ

Dear Jacqui Wallace

I am writing to you in reference to the letter received regarding an application made by Metro Lodge Ltd. owners of Bauhaus Hotel on Langstane Place in Aberdeen to the licensing board. This license must not be approved on any level that will affect the residential homes so close to the applicant's operating plan. The hotel has previously held a function illegally in the room under consideration in this application and has given a terrifying insight into what the future will be like if this application is approved. The hotel provided facilities for a function in a room that looks directly onto several homes to the rear of the hotel with very little distance or sound proofing between them. I live in one of these homes. The noise created by the function was unacceptably loud. This function went on late into the evening which is again unacceptable. This was at a weekend and was unacceptable so during the week would be a living nightmare. The amount of noise that this hotel will produce in our homes would not be accepted by the police or council if it was a residential property making the same noise. The police were called and a complaint was made when this function took place and a complaint was also made to the hotel stating that this was unacceptable. The hotel was asked to close the windows and turn the volume down which they did. This made very little difference to the noise coming from the function room. This acknowledgement that the hotel knew they were in the wrong and were having an impact on their neighbours is significant to this application. Every word the DJ had to say could be clearly heard in my living room through amplified speakers and the disco light show could be seen dancing across my living room wall. I own my home and will not allow this hotel to devalue it with this excessive nuisance noise. If this application is approved the value of my property will automatically reduce due to the nuisance neighbours that nobody will want to live next to. I work in a full time position and get up early to go to work so cannot be kept awake to the limits of the licensing laws as this would have a detrimental effect on my health and ability to perform my job. This application could lead to causing un-necessary aggravation at my work and even cause me to lose my job due to lack of sleep and ill health. This is a realistic outcome if kept awake every night and only being aloud to get a few hours sleep each night due to this hotel and its inconsiderate owners plans. Again this would not be accepted if it was a residential property making this noise.

I am objecting to the application on the grounds of unacceptable noise that will:
Cause mental anguish worrying when the next function is going to cause havoc to myself and my neighbours lives
Physical ill health due to lack of sleep
Reduce the value of my property
Loss of income when job is affected by lack of sleep

I object to any activities in the application that will make use of the function room at the rear of the hotel that will create noise with electrical amplified sound. This will include conference facilities, weddings, funerals and parties.

I hope you will agree that this application will affect the lives and livelihoods of the few that live directly behind this hotels function room.

Please do not hesitate to contact me if you would like to discuss any of this information or any of the other residents that will be affected by this hotel. If there is anything I can do to add to this objection please let me know what is required as soon as possible.

I hope your board will do the right thing and deny the application to use a function room so close to people's homes.

Yours sincerely,



Hollie Murdoch

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GRAMPIAN ACCOMMODATION AGENCY

Est. 1986

24-26 Marischal Street • Castlegate • Aberdeen AB11 5AJ

Tel: (01224) 594 594 • Fax: (01224) 595 700 • E-mail: info@gaa.uk.com Website: www.gaa.uk.com

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Ground Floor
Town House
Broad Street
Aberdeen - AB10 1AQ
ATTENTION OF: Jacqui Wallace



7 December, 2010

Dear Ms Wallace,

**RE: Bauhaus Hotel License Application Objection to Aberdeen City Council Licensing Board
AJD.DM.A12050.1**

Please be advised that we currently lease the one bedroom property at [REDACTED]
Aberdeen on behalf of the owner Mr Richard Bean.

As the owner is presently overseas he has requested we write to you on his behalf. Please be informed that Mr Bean is objecting to the application made by Bauhaus Hotel. This is a residential building which will be directly affected should this licences be granted. Tenants/Owners will be affected by noise pollution at unreasonable hours of the day at a potential of seven days a week, this is clearly unacceptable.

We thank you in advance your lodging our objection and look forward to the outcome and if necessary the appeal procedures.

Yours sincerely,

Caren Gray

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The Scottish Parliament
Pàrlamaid na h-Alba

Stewart Carruth
Director of Corporate Governance
Aberdeen City Council
Town House
Broad Street
Aberdeen
AB10 1FY

20 December 2010

Dear Mr Carruth,

Bauhaus Hotel, 56-60 Langstane Place, AB11 6EN

I have been contacted by a number of my constituents who reside in the vicinity of the Bauhaus Hotel and who have expressed concern over the Licensing application for change of use of the hotel's conference rooms lodged by the owners Metro Lodge Ltd.

While I very much welcome the expansion in hotel accommodation in the city centre in the last year or two, it is even more important that people who choose to live in the centre of the city are supported by the planning and licensing decisions taken on relevant grounds by the planning and licensing authorities. In this case a number of owner-occupiers at 375 Union Street will potentially be disadvantaged if the rooms in question are converted to use as licensed premises.

I would like to draw your attention to some of the concerns highlighted by my constituents. The conference room windows face directly into bedrooms of residents at 375 Union Street, dramatically reducing their privacy if these rooms were to become events suites where evening events would take place. Previous experience of this being allowed on a one-off basis confirmed this fear, as I understand that the police had to be called before hotel managers would agree to the music being turned down to an acceptable level.

I trust these concerns of local residents will be taken into account in determining this application.

Yours sincerely,

Lewis Macdonald MSP
Aberdeen Central

Cc Bill Gordon, Admin Assistant, Legal & Democratic Services

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Keeping our communities safe

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Date: 17 November 2010

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Depute Clerk to the Licensing Board
Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Ground Floor
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AB10 1AQ

FOR THE ATTENTION OF MR ERIC ANDERSON

Dear Sir

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
RICHMOND ARMS, 323-327 NORTH DEESIDE ROAD,
PETERCULTER, AB14 0UL**

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.

Currently, children and young persons are not allowed access to the premises, as defined in Question 6 of the current Operating Plan. At present no meals are offered at the premises.

The variation requested consists of an amendment to the operating plan to allow children and young persons access to the lounge bar between opening hours and 2000 hours when accompanied by an adult and at the discretion of the premises manager. There is no change to the current non-provision of meals.

Furthermore, the applicant states there is a demand for child access due to the close proximity of restaurants whereby patrons wish to drop in for refreshments with their families, either prior to or after having a meal.

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

In terms of Section 22(1)(b)(ii) of the same Act, I make the following representation on behalf of the Chief Constable.

Notwithstanding the above, I have concern as to the lounge bar premises being suitable for children and young persons. The premises do not have restaurant facilities or bar meals therefore children and young persons would be accompanying

adults who are likely to be attending at the premises for the sole reason of consuming alcohol.

The operating plan has not highlighted how compliance with the 'Protecting Children from Harm' objective may be achieved in permitting such access.

Adults who are attending the premises accompanied by children will be responsible for their supervision. However, the responsible adult is likely to be under the influence of alcohol whilst in charge of a child and there is a potential risk to the child's safety in this situation.

In terms of section 22(1)(b)(ii) of the Licensing (Scotland) Act 2005 the Chief Constable is of the opinion that the modification to the operating plan, and therefore the variation requested, should be refused on the grounds that it would be at odds with the licensing objectives of:

- protecting children from harm
- securing public safety

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

Yours faithfully



George MacDonald
Chief Inspector

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Depute Clerk to the Licensing Board
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AB10 1AQ

FOR THE ATTENTION OF MR ERIC ANDERSON

Dear Sir

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE JUSTICE MILL, 425 UNION STREET, ABERDEEN, AB11 6DA**

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 consists of a request to remove the local condition requiring the premises to have door supervisors at the premises from 2300 hours onwards.

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

In terms of Section 22(1)(b)(ii) of the same Act, I make the following representation on behalf of the Chief Constable.

The premises licence granted contains the local condition that the licence holder will ensure that from 2300 hours onwards they shall employ or use suitably licensed door supervisors at or near the entrance to, or within the premises, to maintain order and/or security and prevent patrons breaching the licensing objectives.

The applicant currently holds a premises licence allowing the sale of alcohol between 1100 and 0000 hours on Monday to Thursday, 1100 and 0100 hours on Friday and Saturday and 1230 and 0000 hours on Sunday. Therefore on each day of trading the premises is open beyond 2300 hours.

The applicant premises is situated within the 'Justice Mill area' which has been declared an area of overprovision within the Aberdeen City Licensing Board Statement of Licensing Policy.

The Chief Constable is of the opinion that if the applicant were excused from the local condition requiring door supervisors, that this would set a precedent which other premises, who trade in Aberdeen city centre and abide by the local condition, would be likely to follow and also apply for excusal.

It is well documented that alcohol fuelled violence and disorder is a significant problem in Aberdeen city centre as are large and regular numbers of underage persons attempting to enter licensed premises using false or altered identity documents. Significant progress and partnership work has taken place over the last 18 months between Grampian Police, the licensed trade and door supervisors to tackle the issue, to such an extent that anecdotal evidence suggests that underage persons are aware that the city centre of Aberdeen is a place where identity checks are thorough and underage drinking is not tolerated. Any relaxation of the local condition for the applicant, particularly in an area of overprovision would result in the premises becoming a weak spot in an otherwise united effort by those partners involved in the city centre night time economy.

In terms of section 22(1)(b)(ii) of the Licensing (Scotland) Act 2005 the Chief Constable is of the opinion that the modification to the operating plan, and therefore the variation requested, should be refused on the grounds that it would be at odds with the licensing objectives of:

- preventing crime and disorder
- securing public safety
- preventing public nuisance

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

Yours faithfully



George MacDonald
Chief Inspector

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