



Aberdeen Division  
Police Headquarters  
Queen Street  
Aberdeen  
AB10 1ZA

Our Ref: AD/GED/SID14875/0141/12

Tel: 01224 306472

Your Ref:

Fax: 01224 306485

ServiceCentre@grampian.pnn.police.uk

Date: 18 May 2012

www.grampian.police.uk

Senior Solicitor (Litigation and Licensing)  
Aberdeen City Council  
Legal and Democratic Services  
Corporate Governance  
Business Hub 6, Level 1 South  
Marischal College  
Broad Street  
ABERDEEN  
AB10 1AB

FOR THE ATTENTION OF MR ERIC ANDERSON

Dear Sir

**LICENSING (SCOTLAND) ACT 2005  
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE  
RENDEZVOUS AT NARGILE RESTAURANT, 106 FOREST AVENUE,  
ABERDEEN, AB15 4UP**

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 removing from the current licensed area, the section of pavement directly adjacent to the premises and inclusion of a section of walled garden area to the rear of the premises. As an external area both food and beverages, both alcoholic and none alcoholic will be served. The external seating area is proposed to have terminal hours until 2300 hours Monday to Sunday inclusive.

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 on behalf of the Chief Constable.

I have concerns in relation to alcohol being served until 2300 hours Monday to Sunday inclusive. The premises are in a highly populated residential area and by agreeing to the proposed terminal hours it would create an environment of noise pollution which would affect the surrounding area. This is also aggravated by the 30 minute drinking up time for premises when alcohol is taken with a meal and would result in persons being outside the premises drinking until 2330 hours.

2.

In terms of Section 22(1)(b)(ii) and (iii) of the Licensing (Scotland) Act 2005, the Chief Constable is of the opinion that the variation in its current form should be modified so that the terminal hour for the outside seating area is 2100 hours, and with the 30 minute drinking up time would extend the terminal hour to 2130 hours, in order that the premises minimise the potential of breaching the Prevent Public Nuisance objective.

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

Yours faithfully

A handwritten signature in black ink, appearing to read 'M Mackay', with a long, sweeping horizontal stroke extending to the right.

Martin Mackay  
Chief Inspector