

LICENSING BOARD INFORMATION SHEET

TYPE OF APPLICATION: VARIATION OF A PREMISES LICENCE

PREMISES: THE ABBOT, PROVOST WATT DRIVE, ABERDEEN

DESCRIPTION

- Amendment to commencement of on & Off sale hours from 12:30 to 11:00 on Sundays
- Inclusion of outdoor drinking in operating and layout plan.

OBJECTIONS/REPRESENTATIONS

- Police Scotland
- LSO

LICENSING POLICY STATEMENT

19 OUTSIDE SEATING AREAS

19.2 The Board will expect any licence holder who intends to provide outside seating, tables, or other outside facilities to hold a licence which includes the outside area and to have the necessary planning permission. Where the premises do not currently include such an outside area the Board will expect licence holders to vary the licence. Applicants, who propose to provide outdoor areas, should ensure that their use will not cause disturbance or nuisance to the occupiers of other premises in the vicinity. The Board may impose where necessary local conditions such as the provision of CCTV camera(s) to assist in the management and control of such areas and in support of the licensing objectives. These areas should be shown on the layout plan.

26 LICENSING OBJECTIVE - PREVENTING PUBLIC NUISANCE

26.1 The Board believes that licensed premises have the potential to have a significant adverse impact on communities. It wishes to maintain and protect the amenity of occupiers of other businesses and residents from the potential consequence of the operation of licensed premises, whilst recognising the valuable cultural, social and business importance that such premises provide.

26.2 The Board will interpret public nuisance in its widest sense and will take it to include such issues as noise, light, odour, litter and anti-social behaviour. In particular the Board will consider that flyposting is both a public nuisance (litter) and anti-social behaviour in terms of its impact on the community.

26.3 Applicants should be aware that the Board may apply stricter conditions,

including restrictions on licensed hours, where the activities may impact on residents or other business premises and where relevant representations have been received.

26.4 The Board believes that the impact of licensed premises on a neighbourhood is significantly influenced by the times when those premises are open. The Board may restrict hours of opening when considering a premises licence application, if it considers this to be appropriate. The Board will consider each case on its merits.

26.5 Applicants will be expected to consider the following

- when addressing the prevention of public nuisance:- the location of premises and proximity to residential and other noise sensitive premises, such as hospitals, hospices, care homes, schools, nurseries and places of worship;
- the licensed hours, especially late at night
- the nature of activities to be provided, including whether those activities are of a temporary or permanent nature and whether they are to be held inside or outside premises
- the design and layout of premises and in particular the presence of noise limiting features and a functioning CCTV system (to a prescribed standard) , which complies with relevant legislative requirements
- the occupancy capacity of the premises
- the availability of public transport
- the wind down period
- the last admission time