

ABERDEEN CITY LICENSING BOARD

COMMITTEE	Licensing Board
DATE	10 May 2016
DIRECTOR	Clerk to the Licensing Board
TITLE OF REPORT	Licensing (Scotland) Act 2005: General Extension of Licensed Hours in Terms of Section 67
REPORT NUMBER	CG/16/068

1. PURPOSE OF REPORT

To consult Members on whether the Board wishes to adopt a policy of implementing a general extension in terms of section 67 of the Licensing (Scotland) Act 2005 ("the 2005 Act") for the Queen's 90th Birthday on Friday 10 and Saturday 11 June 2016.

2. RECOMMENDATION(S)

It is recommended that: -

- (1) the Board consider if the Queen's 90th Birthday is an event of national significance and
- (2) if the Board considers it appropriate to do so make a determination extending the licensed hours for all "on consumption" premises with the exception of casinos, who adhere to the maximum of 14 hours continuous trading in any 24 hour period, as per the Licensing Boards Statement of Licensing Policy, paragraph 20.6, by 1 hour beyond the terminal hour on Friday 10 and Saturday 11 June 2016 and instructs the Clerk to the Licensing Board to carry out the necessary statutory procedures.

3. FINANCIAL IMPLICATIONS

None

4. OTHER IMPLICATIONS

It would relieve an administrative burden from officers and Police Scotland from processing any potential Extended Hours applications.

5. BACKGROUND/MAIN ISSUES

A weekend of national celebration has been planned to mark the Queen's 90th birthday to coincide with her official birthday which this year is on Saturday 11 June 2016.

It has been announced in England and Wales that that pub opening hours will be extended on 10 and 11 June 2016 so that they will be able to open for an extra two hours on both days until 01:00.

As Scotland operates under the 2005 Act this announcement is not applicable in Scotland. However, the Licensing Board may under Section 67 of the 2005 Act, if they consider it appropriate to do so in connection with a special event of local or national significance, make a determination extending licensed hours by such period as the Board may specify in the determination.

A determination may apply to

- (a) The whole of the Licensing Board's area or only to specified parts of the area,
- (b) Licensed hours generally or only to specified descriptions of licensed hours, and
- (c) All licensed premises in the Board's area or only to specified descriptions of such premises.

In February 2012 the Board recognised the Queen's Diamond Jubilee as an event of national signification and made a general direction to extend the licensed hours by 1 hour beyond the terminal hour.

On 28 November 2013 Aberdeen City Licensing Board made a determination under section 67 of the Licensing (Scotland) Act 2005 to the effect that:- All "on consumption" premises with the exception of casinos, who adhere to the maximum of 14 hours continuous trading in any 24 hour period, as per the Licensing Boards Statement of Licensing Policy, paragraph 20.6, may extend the licensed hours by 1 hour beyond the terminal hour on :- the four local holiday Sunday nights / Monday mornings, St Patricks Day, 17 March and Halloween, 31 October, 24th and 31st December.

Premises licence holders who meet the terms of the policy need not make an extended hours application for these dates and there is no obligation placed on licence holders to take advantage of this extension should they not wish to do so.

6. IMPACT

Improving Customer Experience –

A determination under section 67 will negate the need for licence holders to make application for Extended Hours. There is no obligation placed on licence holders to take advantage of this extension should they not wish to do so.

Improving our use of Resources –

A determination would relieve an administrative burden from officers from processing any potential Extended Hours applications and free up staff resources for other matters.

Public –

As the report considers the Queen's 90th Birthday and licensing hours the report may be of interest to some members of the public.

No equalities issues arise from the report.

8. BACKGROUND PAPERS

None

9. REPORT AUTHOR DETAILS

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