

29/03/2016

Your Ref:

Our Ref: DCU/9898/16

Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Business Hub 6
Level 1 South
Marischal College
Broad Street
ABERDEEN
AB10 1AB



**POLICE
SCOTLAND**

Keeping people safe

Philip Gormley QPM
Chief Constable

North East Division
Queen Street
Aberdeen
AB10 1ZA

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE MOUNTHOOLY SPORTS BAR/THIS, 70 HUTCHEON STREET,
ABERDEEN, AB25 3TB.**

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 an amendment to:

1. Question 2 - change of terminal hour on Friday and Saturday from 0000 hours to 0100 hours
2. Question 5(a)(b)(c) - add Bar meals, Receptions, Music, Live Performances, Films etc
3. Question 6 - Allow Children and Young person Access
4. Change of description of premises

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

In relation to points two and four above I have no adverse comment to make.

In relation to point one above, and in terms of Section 22(1)(a) of the same Act, I make the following objection on behalf of the Chief Constable.

The applicant currently holds a premises licence allowing the 'on sale' of alcohol between 1100 and 0000 hours Monday to Sunday.

Point 20.3 contained within the Aberdeen City Licensing Board Statement of Licensing Policy 2013 - 2016 states that the Board will not normally grant hours

outwith the city centre beyond 0000 hours on Friday and Saturday, unless there are exceptional circumstances.

If the application is granted, this is likely to set a precedent which other premises, which have a terminal hour of 0000 hours, would be likely to follow.

Alcohol fuelled violence remains a problem within Aberdeen, and any extension to the on sales hours for this, or any other premises in Aberdeen, may exacerbate the problem, and it is for this reason, in terms of Section 22(1)(a) of the same Act, and in support of the Prevention of Crime and Disorder licensing objective, that the Chief Constable objects to the grant of this part of the variation request.

In relation to point three above, in terms of Section 22(1)(b)(i) and (ii) of the Licensing (Scotland) Act 2005 I make the following representation on behalf of the Chief Constable and recommend that the Operating Plan which accompanies the application, at question 6(b), in relation to the terms under which children and young person are permitted access, be modified to include the wording 'whilst accompanied by a person aged 18 years old and all parties (with the exception of infants) for the purpose of consuming a meal'.

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

Yours faithfully

Philip Gormley QPM
Chief Constable

For enquires please contact the Licensing dept on 01224 306466