

19 August 2016

Your Ref:  
Our Ref: 160180

Legal and Democratic Services  
Corporate Governance  
Aberdeen City Council  
Business Hub 6 L1S  
Marischal College, Broad Street  
Aberdeen  
AB10 1AB



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  
CLUB TROPICANA (INCLUDING VOGUE), 74 CHAPEL STREET, ABERDEEN,  
AB10 1SN**

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 the following requests, namely:

1. Amend the commencement of core 'on sales' hours from 1800 seven days a week to 1300 hours, Sunday to Thursday inclusive and 1500 hours on Friday and Saturday;
2. Children and young persons between the age of 12 and 17 years to be given access to attend under 18's events, which are to be held within the premises between the hours of 1300 to 2200, Sunday to Thursday and 1500 to 2200 hours on Friday and Saturday;
3. Change of Premises Manager.

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 representations on behalf of the Chief Constable.

In respect of point 1, this request is not contained within the application form for the variation of the premises licence and only detailed in the operating plan which accompanies the application. The application relates primarily to point 2 above during which no alcohol will be sold. On that basis there would appear to be no

requirement for an earlier commencement of core 'on sales' hours and if it is the case that this has been requested erroneously, then in terms of Section 22(1)(b)(ii) of the Act, I recommend the operating plan be modified to reflect the existing core 'on sales' hours.

In respect of point 2, the application appears to seek to incorporate under 18's events before 10pm. The licence holder has indicated that the proposed under 18's events are likely to be held on a monthly basis with a view to giving those attending an opportunity to see celebrity guests.

The operating plan which accompanies the application, at 5(f) proposes said under 18 events will finish by 2200 hours; however, at 6(b) it states that children and young persons will be allowed entry only until 2100 hours on all days.

In terms of Section 22(1)(b)(ii) and (iii) of the Act and in support of the Preventing Crime and Disorder, Preventing Public Nuisance and Protecting Children from Harm licensing objectives, on behalf of the Chief Constable, I recommend that that the variation is granted subject to the imposition of the following conditions:

1. No alcohol to be sold during any under 18's event;
2. Conspicuous displays of alcohol to be removed or covered;
3. Any under 18's events to be on a ticketed basis to provide an approximate number of children and young persons likely to attend any event;
4. Police Scotland to be notified of any such under 18's event no less 7 days prior the event;
5. Adequate SIA authorised stewards to be employed at the door and within the premises to steward the event and prevent entry by any person who reasonably appears to be over the age range of the intended customers. In addition, stewards should prevent entry by any child, young person or any other person who is, or is suspected to be, under the influence of alcohol or other substance, and prevent alcohol and illegal substances being taken into the premises;
6. A risk assessment and duty of care policy to be in place in respect of any child or young person who appears to be under the influence of alcohol or other substance;
7. All under 18's events to cease at 2100 hours and all children and young persons to have vacated the premises by 2130 hours;
8. Entry and exit from the events to be via the Club Tropicana door only;
9. A clean sweep of the premises to be undertaken on the completion of the event to ensure that no children or young persons are left within;
10. All staff/door stewards to remain in place until all children and young persons have left the premises and its curtilage.

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

Yours faithfully

Philip Gormley QPM  
Chief Constable