

MEMO

Environmental Health and Trading Standards

Communities, Housing and Infrastructure

Business Hub 15 ,3rd Floor South ,Marischal College



ABERDEEN
CITY COUNCIL

To	Ruth O'Hare, Litigation & Licensing , Legal & Democratic Services , Corporate Governance , Business Hub 6, Level 1 South, Marischal College		
From	Tara-Erin Gilchrist		
Email	tegilchrist@aberdeencity.gov.uk		Date 17 th August 2016
Tel.	01224 522185		Our Ref. LSO/TEG/AMG
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Licensing (Scotland) Act 2005

Application for Variation of Premises License

Address: Club Tropicana, 74 Chapel Street, Aberdeen, AB10 1SN

Applicant: Paul McGregor

The applicant wishes to vary the premises licence to include events for ages 12 to 17 years old, between the hours of 1300 and 2100 hours on Sunday to Thursday, also between the hours of 1500 and 2100 hours on a Friday and Saturday.

Within the proposed operating plan two times are mentioned, one being 2100 hours (within 6d) and the other being 2200 hours (within 5f). The applicant has informed me that the events will finish at 2100 hours. An amendment to the operating plan is required to list the correct terminal hour.

As the capacity of the premises is 780, I would like to highlight there is the potential for 780 children and young persons to attend the under 18 event, I bring this to the Licensing Boards attention when considering this application.

In terms of Section 22 (1) (b) (iii), I make the following representation to the Licensing Board.

Preventing Public Nuisance

In my capacity as a Licensing Standards Officer, I have investigated several noise complaints at Club Tropicana. The complaints are in relation to patrons causing a public nuisance whilst leaving the premises at closing time and also making a noise whilst congregating in the smoking area. Since 2015 there have been 3 complaints made to Environmental Health in relation to noise from patrons shouting and causing a public nuisance. Mediation proved successful on two occasions. The third complaint was not resolved to the satisfaction of the resident who felt that management at the premises had dismissed his concerns. The complainant has since moved address.

The latest complaint was received on the 1st June 2016. The complaint was in regards to noise originating from patrons shouting after vacating the premises. The

complainant did not want to participate in mediation and informed me on the 13th July that he wishes to close the complaint.

All four of the complaints were made by residents living in the vicinity of Huntly Street. I have made a suggestion to the applicant that the entrance to Vogue (located near Huntly Street) is not used for children and young persons to vacate the premises at the end of the event. I suggest that the Club Tropicana entrance on Little Chapel Street is utilised. From a public nuisance point of view, this will minimise the potential for residents being affected by children and young persons vacating the premises and being collected by their parents at 9pm.

Protecting Children from harm

If the variation is granted, I would like the following included as conditions;

- 1) A staff member who is trained in first aid to be available for the duration of the under 18 event.
- 2) It would be appropriate for the event to have both male and female SIA staff members present.
- 3) The premises to incorporate a 'ticket only' event in order to have adequate stewarding, but no less than a ratio of one staff member per 100.
- 4) Within the bar area - bottles of alcohol will be removed from their optics with other alcohol products covered for the duration of the under 18 event.

In addition to the above, if the Licensing Board deems it necessary, the applicant could consider staff to be involved in the PVG scheme. The PVG scheme was established by the Protection of vulnerable groups (Scotland) Act 2007. The PVG scheme is run by Disclosure Scotland and will ensure that children and young persons are protected.

This memo is submitted for your attention when considering the application.

Tara Erin Gilchrist
Licensing Standards Officer