

27 October 2016

Your Ref:

Our Ref: 177744

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
TIGER TIGER, 1-2 SHIPROW, ABERDEEN, AB11 5BY**

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 amendments to the operating plan:

1. Restaurant facilities and bar meals are to be provided outwith core licensed hours;
2. Live performances and dance facilities will be removed as activities;
3. Films will be removed as an activity;
4. Gaming will be permitted within core licensed hours;
5. Indoor/outdoor sports will be added as an activity, both within and outwith core licensed hours;
6. The premises may open to the commencement of the core licensed hours for the provision of the indoor sporting facilities and for the provision of non-alcoholic refreshment. They may also cater for meetings and conferences;
7. Pool tables and table tennis tables will be included as other activities;
8. Recorded music will not exceed a decibel level of 85dB;
9. Children and young persons will be permitted unaccompanied access to the premises;
10. The age group of permitted children and young persons will be between 5 and 17 years;
11. Permitted children and young persons must vacate the licensed area by 2000 hours;

12. Permitted children and young persons are allowed access to all public parts of the premises;
13. The capacity of the premises is amended to 300 persons.

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

Prior to its closure in early 2014, the premises operated principally as a restaurant and a nightclub and due to the nature of the entertainment provided, enjoyed licensed hours in respect of a premises providing 'significant entertainment' as defined in Appendix 4 of Aberdeen City Licensing Board's Statement of Licensing Policy 2013-2016, with a terminal hour of 0200 hours on Sunday to Thursday and 0300 hours on Friday and Saturday.

The variation seeks to significantly alter the nature of the operation and includes the removal of two floors from the premises licence, which the former nightclub also occupied and no such type of entertainment will feature in the new operation.

It is understood, following contact with the applicant's agent, that the premises will offer activities such as bowling lanes, pool tables and table tennis and includes a centrally positioned bar, from which drinks (including alcohol) and snacks will be sold. As such, it is the Chief Constable's view that the premises will offer entertainment which falls within the Board's definition of 'not significant entertainment', the core hours of which differ from that currently contained within the premises licence.

In terms of Section 22(1)(b)(ii) and (iii) of the Licensing (Scotland) Act 2005, I make representation that the variation application and accompanying operating plan, in its current form, be amended and be modified to reflect the following:

1. At question 2, the terminal hours is 0000 hours, Sunday to Thursday inclusive and 0100 hours on Friday and Saturday;
2. At question 6(b), children will be allowed access provided they are accompanied by a person aged 18 years and only for the purpose of attending a function, party or participating in any of the activities on the premises. Young persons will be allowed access for the same purposes, at the discretion of management.

Contact with the applicant's agent indicates that applicant is in agreement with point 2 above.

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

Yours faithfully

Philip Gormley QPM
Chief Constable