

SPECIAL LICENSING OBJECTIONS SUB COMMITTEE

ABERDEEN, 28 January, 2010 - Minute of Meeting of the SPECIAL LICENSING OBJECTIONS SUB COMMITTEE. Present:- Councillor John West; and Councillors Collie, Dunbar (substituting for Councillor Kirsty West) and Milne. Also attending:- Councillor Kirsty West.

MINUTE OF PREVIOUS MEETING

1. The Sub-Committee had before it the minute of its previous meeting of 12 January, 2010.

The Sub Committee resolved:-
to approve the minute.

LICENSING (SCOTLAND) ACT 2005 – APPLICATION FOR PREMISES LICENCE

2. Reference was made to Article 2 of the minute of its meeting of 12 January, 2010, wherein it had been agreed to defer consideration of whether to submit an objection to the application before it for a premises licence in respect of the Keystore at 121 to 125 Old Croft Place, until it could be established whether further evidence of the concerns relating to the application could be presented as part of an objection on behalf of Aberdeen City Council.

The Sub-Committee had before it (1) a copy of the licence application and related correspondence from Councillor Kirsty West, as circulated at the previous meeting; and (2) a copy of an email from Councillor Fletcher, another ward member for the premises involved, sent to the Clerk to the Licensing Board intimating his objection to the application, on the basis of feedback from constituents in the area who were concerned that the premises was not adhering to licensing laws.

Also circulated at the meeting by Councillor Kirsty West was (1) information pertaining to the occasional licences granted to the applicants; (2) feedback from city wardens who had not noted any specific incidents in the area during a number of recent visits; (3) and copies of correspondence from constituents to the Clerk to the Licensing Board setting out their concerns about the application under consideration by the Sub-Committee for the purposes of submitting an objection on behalf of the Council.

The Sub-Committee discussed the supplementary information before it, particularly the lack of evidence to support an objection on behalf of the Council and the extent to which this would influence the decision of the Licensing Board. Members did however note with great concern the views of two of the local ward members as intimated, which was based on their knowledge of the area and on the representations made to them by constituents.

The Sub-Committee resolved:-

- (i) to submit an objection to the Licensing Board on behalf of the Council, to the application for a premises licence in respect of the Keystore at 121 to 125 Old Croft Place, on the grounds that the granting of the application would be inconsistent with one or more of the licensing objectives, particularly (1) preventing crime and disorder; (2) preventing public nuisance; and (3) protecting public health; and
- (ii) to confirm its previous in principle decision to seek legal representation for the Council at that meeting, and to authorise the Clerk to finalise the provisional arrangements in this regard.

- COUNCILLOR JOHN WEST, Chairperson.