

Date 17th July 2017
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Our Ref 201701078
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Ms Jennifer Wilson
Team Lead
Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Business Hub 6, Level 1 South,
Marischal College, Broad Street
Aberdeen AB10 1AB

Dear Ms Wilson

**Licensing (Scotland) Act 2005 – Application for a Variation of Premises Licence
McNasty's, 37 Summer Street, Aberdeen, AB10 1SB**

I refer to the above application and in terms of Section 22(1)(a) of the Licensing (Scotland) Act 2005, I make the following objections under the licensing objective:

Protecting and Improving Public Health.

The applicant seeks to make a number of variations to the Operating Plan. The variation that concerns NHS Grampian is listed below:

- Amendment to on sale hours on Fridays and Saturdays from 10:00 - 01:00 to 11:00 to 02:00

The Aberdeen City Licensing Board Statement of Licensing Policy, 2013-2016 states at Section 20.3, paragraph 1:

"The Board will deem up to a maximum of 14 hours continuous trading in any 24 hour period to be reasonable."

The terms of the Statement of Licensing Policy are the means through which the five licensing objectives, including protecting and improving public health will be pursued in Aberdeen City. Although we recognise that the premises has been historically trading for a continuous period of 15 hours, we feel any variation to operating times should result in compliance with the current Statement of Licensing Policy.

In addition, in order for a facility to be granted additional late opening times the Board should be satisfied that significant entertainment is being provided. Detailed information on this topic is available within Appendix 4 of the Statement of Licensing Policy. The following example of “**Not Significant Entertainment**” is provided

*“ For example **karaoke**, billiards, pool, snooker, darts, dominoes, leisure facilities, background live or recorded music”*

Within the operating plan it is stated that “**After 9pm on Friday and Saturday evenings the whole premises are used as a dedicated Karaoke venue.**”

For these reasons, and in terms of Section 22(1) (a) of the Licensing (Scotland) Act 2005, the Public Health Directorate of NHS Grampian submits this letter of objection as the granting of the application would be inconsistent with one or more of the licensing objectives, namely Protecting and Improving Public Health.

Yours sincerely

Dr Tara Shivaji
Consultant in Public Health

pp Heather Wilson
Health Improvement Officer (Alcohol & Drug