

4 August 2017

Your Ref:

Our Ref: 251458

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



**POLICE
SCOTLAND**

Keeping people safe

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
STAGE DOOR RESTAURANT, 26 NORTH SILVER STREET, ABERDEEN,
AB10 1RL**

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 on sales hours on Sunday from 1230 to 1100;
2. Amend Q5 to include the provision of Club Meetings during core hours and Gaming, Indoor/Outdoor Sports and Televised Sport during and outwith core hours;
3. Amend Q6 relating to state that children are permitted unaccompanied access until 2000 hours and young persons are permitted unaccompanied access until 2100 hours, thereafter both must be accompanied by an adult;
4. Change the name of the premises to 'Engage Gaming'.

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

In respect of points 1 and 4 I have no adverse comment to make.

In respect of points 2 and 3 and terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

The application and accompanying operating plan and layout plans indicates there are significant changes to how the premises wish to operate. The premises previous operated principally as a restaurant and enjoys licensed hours until 0100, consistent with Appendix 4 of the Board's current Policy.

The applicant seeks to change the core function and environment of the premises from being a restaurant to a premises principally offering computer gaming facilities. There will also be provision of televised sport, indoor and outdoor sport, gaming and other activities as listed on the operating plan which accompanies the application.

Police Scotland spoke with the premises manager regarding all the proposed changes and it was established that the provision of 'restaurant facilities' would no longer be provided and not seen as a core function of the premises. I therefore recommend that the core hours within the operating plan are amended to operate from 1100 to 0000 hours from Sunday to Thursday and between 1100 to 0100 hours on Friday and Saturday.

In respect of point 2 the application includes the provision of 'gaming' which the premises manager has indicated includes competitions resulting in a monetary reward. It is my recommendation that the operating plan is amended to state that 'no person under eighteen years of age will be permitted to participate in a competition that results in a monetary reward'.

In addition it was also established that the premises intend on providing the provision of 'bar meals' therefore I further recommend that the operating plan is amended to include such a provision.

In respect of point 3 above relating to Children and Young Persons access, I am of the opinion that given the core function of the premises has materially changed, and as such, in terms of Section 22(1)(b)(ii) and (iii) of the same Act, I recommend that the operating plan in its current form in relation to such terms is modified to reflect the following:

- Children over the age of five are permitted entry for the purposes of attending an age appropriate pre-booked 'gaming camp' which will be appropriately supervised at all times. No alcohol is permitted to be sold during this time and all 'gaming camps' will terminate by 2000 hours.
- Children under the age of twelve who are not participating in a 'gaming camp' are permitted until 2000 hours and must be accompanied by an appropriate adult over eighteen years of age at all times.
- Children aged 12-15 are permitted unaccompanied access until 2000 hours, thereafter are only permitted to remain on the premises until the terminal hour providing they are participating in an age appropriate private pre-booked function and accompanied by an appropriate adult over eighteen years of age.
- Young persons are permitted unaccompanied until 2200 hours, thereafter are only permitted to remain on the premises until the terminal hour providing they are participating in an age appropriate private pre-booked

function and accompanied by an appropriate adult over eighteen years of age.

Police Scotland have spoken with the premises manager regarding the operating plan that accompanied the application and she intimated they were agreeable to all of aforementioned recommendations.

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

Yours faithfully

Philip Gormley QPM
Chief Constable

For enquiries please contact the Licensing Department on 01224 306468.