

17 August 2018

Your Ref:

Our Ref: 345074

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



Iain Livingstone QPM  
Deputy Chief Constable Designate

North East Division  
Queen Street  
Aberdeen  
AB10 1ZA

Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005  
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE  
THE WHITE COCKADE, 2 OSCAR ROAD, TORRY, ABERDEEN, AB11 8ER**

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 request, namely;

1. Amend the core on sales hours from 1100-2300 hours on Sunday to Tuesday and from 1100-0000 hours Wednesday to Saturday to between 1000-0000 hours on Monday to Thursday, 1100-0100 hours on Friday and Saturday and between 1100-0000 hours on Sunday;
2. Amend the core off sales hours from 1100-2200 hours on Monday to Saturday and 1230-2200 hours on Sunday to between 1000-2200 hours Monday to Thursday, 1100-2200 hours Friday to Sunday;
3. Amend Q4 to remove the wording within Seasonal Variations;
4. Amend the wording with Q5 to state 'We can open our function room for meeting, funerals etc. without opening our bar which is a separate area';
5. Amend Q6 relating to the times in which Children and Young Persons are admitted from 1100 hours to 1000 hours.

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

In relation to points 2-5 I have no police objection.

In relation to point 1 relating to the core on sales hours and in terms of Section 22(1)(a) of the same Act, I make the following objection.

The application seeks to operate the bar area until a terminal hour of 0100 hours on Friday and Saturday.

The premises are situated outwith the city centre area, as defined in Appendix 3(a) of the Aberdeen City Licensing Board Statement of Licensing Policy 2013-2016 and are in the heart of a built up residential area.

The current policy states the Board will not normally grant hours beyond 0000 hours outwith the city centre. In addition, the application nor the operating plan that accompanies the application form provides any information to suggest that the premises be would entitled to extend their terminal hour.

Police Scotland also notes the operating plan that accompanied the application form at Question 5(f) removes all other activities, which also does not provide any justification for the premises seeking to extend the terminal hour on Friday and Saturday to 0100 hours.

If granted, I am of the opinion that this would set a precedent which other licensed premises outwith the 'city centre' area as defined, would be likely to seek to replicate.

Any extension to the operating hours for the applicant premises, or any other premises enjoying similar licensed hours, may exacerbate this and could result in an increase in crime and disorder and it is for this reason, in terms of Section 22(1)(a) of the Licensing (Scotland) Act 2005 and in support of the Preventing Crime and Disorder and Preventing Public Nuisance licensing objectives, that the Chief Constable objects to the grant of the variation.

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

Yours faithfully

Iain Livingstone QPM  
Deputy Chief Constable Designate

For enquiries please contact the Licensing Department on 01224 306468.