

28 February 2019

Your Ref:

Our Ref: 391591

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



Iain Livingstone 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
KRAKATOA, 2 TRINITY QUAY, ABERDEEN, AB11 5AA**

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 points, namely;

1. Amend the core on-sales hours on Sunday to Thursday from 1200-0000 hours to 1200-0100 hours;
2. Amend Q5 to include the provision of Bar Meals;
3. Amend Q6 to permit Children and Young Persons access.

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

In relation to points 1 and 2, I have no adverse comment to make.

In relation to point 3 and in terms of Section 22(1)(b)(ii) and (iii) of the same Act, I make the following representation.

The application seeks to permit Children and Young Persons access to the premises, with a view to permitting them to see age appropriate bands. A member of the Licensing Team within Police Scotland met with the premises manager to discuss this aspect of the application.

The premises itself, whilst having the ability to provide a space for concerts or similar music events, remains very much a bar environment and having regard for

the Protecting Children and Young Persons from harm licensing objective would have concerns should the application in its current form be granted.

In terms of Section 22(1)(b)(ii) and (iii) of the Licensing (Scotland) Act 2005, I am of the opinion that the variation in its current form should be modified to reflect the following changes in relation to the terms and times during which Children and Young Persons are permitted:

Children aged 14 and 15 are permitted to attend the premises, at the manager's discretion, whilst accompanied by a responsible adult aged 18 years or over, for the purposes of attending an age appropriate concert or music event and are only permitted to remain on the premises until the conclusion of the performance and no later than 2230 hours.

Young persons are permitted to attend the premises, at the manager's discretion whilst accompanied by a responsible adult aged 18 years or over for the purposes of watching an age appropriate concert or music event. Young Persons are only permitted to remain on the premises until the conclusion of the performance and no later than 2330 hours.

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

Yours faithfully

Iain Livingstone QPM
Chief Constable

For enquiries please contact the Licensing Department on 01224 306468.