

ABERDEEN CITY LICENSING BOARD
Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation

Please provide your name and postal address

Name	Graeme Hetherington
Address	
Tel. No	
E-mail	

Name and address of premises to which the objection or representation refers

No.10, 10 Queens Terrace, ABERDEEN, AB10 1XL and extension to Queens Terrace Gardens
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Please give details of the objection or representation below (please continue on a separate sheet if necessary)

<p>I would like to object to the application for a Beer garden in Queens Terrace Gardens. No such provision for spaces such as these was made when the Licensing Board policy was last drawn up and open to consultation.</p> <p>The provision of a licensed premises in a park is at odds with Aberdeen City council's policy of no public drinking of alcohol in parks.</p> <p>The provision of beer garden space for 186 customers will result in an increase in noise even if the licensing board ensures that the property is subject to the usual conditions of no live or pre-recorded music/TVs and must close by 22.00.</p> <p>Having drinking in clear sight of children playing in the park will do nothing to protect and improve public health or protect children or vulnerable persons from harm with the increased footfall through the park.</p> <p>The lack of additional toilet facilities will result in increased public nuisance.</p> <p>In addition the loss of a tranquil public space for the enjoyment of the whole community will be to the detriment of the public health of the community with the nearest equivalent park 0.7 miles away.</p> <p>All of the above were in evidence when the premises was granted occasional licences and previously operated from the same site.</p>
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Signature _____

Date 24/3/22 _____

RETURN TO:

Legal and Democratic Services

or e-mail to licensing@aberdeencity.gov.uk

Corporate Governance

Aberdeen City Council

Business Hub 6 L1S

Marischal College

Broad Street

Aberdeen AB10 1AB

DATA PROTECTION ACT 1988

Any person who submits an objection should be aware that it will be disclosed to the applicant and to any other relevant parties. It will be available to members of the Licensing Board, and will form part of

the agenda pack which is available on the Council's website. To that extent, however, they are redacted, with e-mail addresses, telephone numbers and signatures removed from this correspondence.

GUIDANCE NOTE ON MAKING AN OBJECTION OR REPRESENTATION TO A PREMISES LICENCE APPLICATION OR AN APPLICATION TO VARY AN EXISTING PREMISES LICENCE

In terms of the Licensing (Scotland) Act 2005 any person may object or make representation to an application for a premises licence or a variation of an existing premises licence.

Objections must be in writing and must be received by the date specified in the licence advert and on the notice which the applicant is required to display.

If you make an objection or representation you will be invited to attend the meeting of the Licensing Board where the application will be determined and will be given an opportunity to speak to the terms of your objection or representation should you so wish.

Objecting to an application

Where objecting to an application, the objection must be on any grounds relevant to the grounds for refusal.

The grounds for refusal are – that the subject premises are excluded premises,

that the application must be refused under section 25(2), [no repeat application within 1 year of refusal], 64(2), [24 hour trading] or 65(3) [outwith off-sale statutory hours 10.00-22.00]

that the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives, which are

- (a) preventing crime and disorder
- (b) securing public safety
- (c) preventing public nuisance
- (d) protecting and improving public health
- (e) protecting children from harm

that, having regard to—

- (i) the nature of the activities proposed to be carried on in the subject premises,
 - (ii) the location, character and condition of the premises, and
 - (iii) the persons likely to frequent the premises,
- the Board considers that the premises are unsuitable for use for the sale of alcohol,

that, having regard to the number and capacity of— (i) licensed premises, or

(ii) licensed premises of the same or similar description as the subject premises, in the locality in which the subject premises are situated, the Board considers that, if the application were to be granted, there would, as a result, be overprovision of licensed premises, or licensed premises of that description, in the locality.

When objecting to an application please make clear on which ground(s) you are objecting and provide a clear and concise explanation why.

Making a representation

you may make representations to the Board concerning the application, including, in particular, representations—

- (i) in support of the application,
- (ii) as to modifications which the person considers should be made to the operating plan accompanying the application, or
- (iii) as to conditions which the person considers should be imposed.

If making a representation you should be clear and concise as to the nature of your representation.