

# LICENSING BOARD INFORMATION SHEET

**TYPE OF APPLICATION: PROVISIONAL PREMISES LICENCE**  
**PREMISES: MARINER HOTEL, 345 GREAT WESTERN ROAD, ABERDEEN**

## DESCRIPTION

Premises are a large hotel offering accommodation, conference facilities, Bar meals, reception, club and other group activities, recorded music, dance facilities, gaming and on and off sale of Alcohol with outdoor drinking facilities.

On sale consumption:

11:00 -00:00 Monday- Thursday and Sunday.

Friday and Saturday 11:00-1:00am

Off Sale consumption:

10:00-22:00 Monday to Sunday.

## OBJECTIONS/REPRESENTATIONS

- Public x 1

## CONDITIONS

The applicant has agreed to the imposition of External Drinking Area Conditions:

- It is a condition of the licence that; (a) any outdoor area is clearly demarcated onsite; (b) that use of the area is to cease at 2200 hours and (c) that no amplified music or entertainment is to take place in the outdoor area
- The licence holder must take reasonable steps to ensure that litter and, where used, glass and bottles removed from outdoor areas on a regular basis;
- The licence holder should consider the use of safe alternative to glass containers and bottles in outdoor drinking areas;

The applicant has agreed to the following condition in respect of the delivery of alcohol,

- a recorded age verification system in place in respect of remote/online sale of alcohol and that 'Challenge 25' is carried out at any point of collection or delivery of alcohol.

## **POLICY**

### **9. SUPPLEMENTARY POLICY – EXTERNAL DRINKING AREAS**

The Board recognises that the incorporation of outdoor areas within the licensed footprint of premises can enhance the operation of such premises but considers that it also attracts additional responsibilities on the part of the licence holder to uphold the licensing objectives.

Before an application to licence an outdoor area will be considered the area in question must benefit from the necessary planning permission and, if required, a pavement permit from the Roads Department of Aberdeen City Council.

All outdoor areas must be delineated on the layout plan forming part of the premises licence and outdoor drinking should be included as an activity within the body of the licence. The Board will expect premises who currently utilise unlicensed outdoor areas to incorporate such areas within the premises licence by way of variation. Applicants and licence holders must demonstrate that the areas will not contravene the licensing objectives, in particular with regard to noise, litter and antisocial behaviour. The areas must be regularly monitored, and glassware removed.

The Board will routinely attach additional conditions where an outdoor area is licensed including but not restricted to:

- Outdoor area to be clearly demarcated onsite.
- Use of the area to cease at 2200 hours.
- No amplified music or entertainment to take place in the outdoor area.

The terminal hour may be further restricted, and drinks may be required to be decanted into alternatives to glassware if appropriate

### **4. PREVENTING PUBLIC NUISANCE**

The Board believes that licensed premises have the potential to have a significant impact on communities. It wishes to maintain and protect the amenity of the surrounding neighbourhoods whilst recognising the valuable cultural and social aspects of such premises. Whilst licensing powers are not the main statutory mechanism for dealing with public nuisance in general the Board will interpret public nuisance in a wider sense where it relates to the operation of licensed premises, and in particular issues such as noise and litter.

Again, a number of factors should be considered including, but not limited to:

- Location of premises. In particular the proximity to residential or noise sensitive

premises such as medical facilities, sheltered housing, schools, places of worship, nurseries and suchlike.

- Hours of operation. Closely related to the location of the premises, the hours of operation should reflect what is appropriate for the surrounding neighbourhood.

The terminal hours indicated in the Supplementary Policy on Licensed Hours are the maximum available and will not be suitable for all premises.

- Nature of activities. Any activities carried on in the licensed premises should not be detrimental to the ambience of the locality.

- Outdoor areas. The Board will include a Supplementary Policy on this issue, but applicants will require to ensure that the inclusion of an outdoor licensed area in any premises is appropriate and will not contravene the licensing objective of preventing public nuisance.

- Smoking areas. These should be designed to minimise public nuisance and regularly monitored to cut down on noise and litter.

- Noise from patrons entering and exiting the premises.

What the Board Will Do:

- Consider the proximity of proposed licensed premises to noise sensitive premises when considering applications.

- Ensure that licensed hours and activities are appropriate for the type of premises and locality. The terminal hours indicated in the Supplementary Policy on Licensed Hours are the maximum available and will not be suitable for all premises.

- Improve communication between the trade, partners and local communities.

- Impose additional licence conditions where appropriate to prevent public nuisance.

- Highlight best practice where available and increase awareness and education on potential areas of risk.

**What the Board Will Expect of Licence Holders/Applicants:**

- Take a proactive approach to public nuisance with a risk-based approach.

- Be mindful of the location of the premises, hours of operation and activities.

- Comply with all conditions of the premises licence.
- Ensure appropriate control measures are in place and staff training is up to date and relevant.
- Consider public nuisance when establishing the design and layout of the premises.
- Adequate supervision of any outdoor area, smoking area and patrons entering/exiting the premises.
- Sharing of best practice via trade groups.
- Participation in communication to resolve any issues that may arise.

**What the Board Will Expect of Partners:**

- Enforcement of other statutory powers where appropriate.
- Sharing of relevant information.
- Participation in dialogue to resolve potential issues