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25 January 2023

Your Ref: AC0247

Our Ref: 690234

Licensing Team
Legal Services Governance
Aberdeen City Council
Marischal College
Broad Street
Aberdeen
AB10 1AB



Dear Sir/Madam,

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
THE NEW ALBYN, 11 ALBYN PLACE, ABERDEEN, AB10 1YE.
SKARA HOLDINGS LIMITED**

I refer to the above variation of a premises licence in terms of Section 29(5) of the Licensing (Scotland) Act 2005.

The variation requested consists of a change in core hours from 1200-0300 on Friday and Saturday and 1100-0000 on Sunday to an opening time of 1000 each day inclusive.

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

In terms of Section 22(1)(a) of the same Act, I make the following objection and recommend that the variation should be refused on the grounds that it would be inconsistent with the Protecting and Improving Public Health licensing objective.

The Statement of Licensing Policy states, at point 7, "The Board considers 15 hours continuous trading to be reasonable within any 24-hour period and so the opening or terminal hour should be adjusted accordingly to comply with this requirement."

The application form submitted by the applicant details no rationale for the proposed variation to trading hours, and provides no 'exceptional circumstances' in relation to the application as to why something out with policy should be considered.

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I recommend that the grant of the variation of the licence be refused in terms of Section 23(5)(c) of the Licensing Act (Scotland) Act 2005 as, if granted, for the reasons stated above, it will be inconsistent with the boards policy and the licensing objective Protecting and Improving Public Health.

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

Yours faithfully

Graeme Mackie
Chief Superintendent

For enquiries please contact the Licensing Department on 01224 304154.

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