

**Licensing (Scotland) Act 2005, section 22
Notice of Objection or Representation**

If you are completing this form by hand, please write legibly in block capitals using ink.

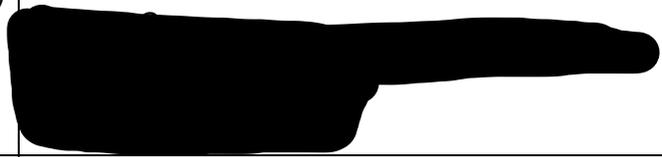
Please refer to [Guidance Note for making Objections](#) before completing this form

Please return the form by email to: licensing@aberdeencity.gov.uk

If you are unable to return the form by email, you can post it to:

Depute Clerk to the Licensing Board
Licensing Team
Business Hub 6
Marischal College
Broad Street, Aberdeen
AB10 1AB

Your full name & address (include postcode)



Your email address



Name & Address of premises

Spiritualist
2 Justice Mill Lane
Aberdeen
AB11 6EQ

Applicant's Name (if know)

Signature Pubs Limited

The Application is for:

Provisional Premises Licence

Premises Licence

Variation of Premises Licence

Occasional Licence

Any person may, by notice to the Licensing Board—

(a) Object to the application on any ground relevant to one of the grounds for refusal or

(b) Make representations to the Board concerning the application.

If you are OBJECTING, please complete Part A of this form.

If you are MAKING REPRESENTATIONS, please complete Part B of this form.

PART A – OBJECTION

I object to a premises licence being granted to the above premises, on the following grounds (delete any that do not apply):-

(a) The premises are excluded premises.

(b) The application must be refused because:

- the Licensing Board has refused a premises licence application in respect the premises less than a year before this application,
- Granting the application would have the effect of allowing alcohol to be sold on the premises during a continuous period of 24 hours or more or
- Granting the application would have the effect of allowing alcohol to be sold for consumption off the premises before 10:00, after 22:00 or both.

(c) Granting the application would be inconsistent with one or more of the licensing objectives. Please indicate which of the licensing objectives the application would be inconsistent with, along with a concise explanation why. Please delete any of the objectives that do not apply.

Objective	Objection
Preventing crime and disorder	The Spiritualist establishment is located at a vibrant and busy intersection, surrounded by several bustling venues. As a result, there is a significant presence of people on the streets and frequent traffic movement. Introducing a Licensed Point of Dispatch at this venue would introduce additional food delivery staff who carry heavy bags of food and work on strict delivery schedules. This would further worsen the potential for conflicts and confrontations. It is expected that these circumstances will eventually give rise to disagreements, altercations, and an overall feeling of disorder.
Securing public safety	There have been innumerable instances when motor vehicles narrowly avoided accidents, signalling the imminent occurrence of a major incident involving pedestrians and vehicles. Additionally, the nearby opening of Motif in the late hours has contributed to further congestion in the vicinity. The suggested inclusion of a Licensed Point of Dispatch would further contribute to the congestion in the area, thereby introducing elevated risks of accidents involving food delivery riders. In addition, due to the scarcity of legal parking spaces, delivery drivers will resort to parking illegally. This not only creates significant disturbances for the residents living near the location but also increases the likelihood of a serious incident occurring, especially considering the high pedestrian traffic in the area.

<p>Preventing public nuisance</p>	<p>The Spiritualist is a late-night establishment that serves food and cocktails. It is housed in a historical building that is surrounded by residential properties, all within a short distance of less than 10 meters. While some may argue that the venue is suitable for its original purpose as a restaurant or bar, it is not appropriate to be a late-night establishment due to the lack of adequate sound barriers required for amplified music and high levels of bass sound. The minor changes made to the venue have proven ineffective in reducing the noise that escapes from within, disturbing the peace of the nearby residents. Furthermore, the insufficient air conditioning system forces the venue to open windows for ventilation, which further worsens the noise issue. Additionally, the outdoor seating area located at the front of the venue that accommodates 25-30 patrons, is used both day and night.</p> <p>Unfortunately, this area lacks any sound partitions to minimize the disruptive noise.</p> <p>In addition to the aforementioned problems with noise, the primary dancing section showcases a reflective sphere that emits dynamic lights from within the establishment, directly towards the street in front of a dwelling. This home happens to be occupied by an individual diagnosed with Functional Neurological Disorder (FND), making them exceptionally sensitive to both auditory and visual disruptions caused by noise and light.</p>
<p>Protecting children and young persons from harm</p>	<p>Over time, like many other venues in the area, Spiritualist has evolved its business approach toward the +/- 25 age group.</p> <p>With an abundance of young vulnerable adolescents, courtesy of the 3 student accommodation sites in the immediate vicinity, Spiritualist is yet another exposing vulnerable young people to an environment catering around the consumption of alcohol, negatively impacting their overall well-being.</p> <p>The licensing board has an obligation to recognize the alterations occurring among residents. The board should recognize their obligation and moral duty to protect the welfare of these young individuals. Re-introduce the overprovision for the area would be a favourable progression toward achieving a positive outcome.</p>
<p>(d) The premises are unsuitable for use for the sale of alcohol, having regard to¹—</p> <ul style="list-style-type: none"> (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. <p>Please explain why</p> <p style="text-align: center;">..</p>	

¹ Please indicate which of the factors apply, with a concise explanation why. Please delete any that do not apply.

(e) Granting the application would result in overprovision of licensed premises, 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,

Please explain why:

PART B - REPRESENTATION

I wish to make these representations to the Board concerning the application: —

In support of the application.

As to modifications which should be made to the Operating Plan

As to conditions which should be imposed.

Other representations

Please add here any additional comments you wish to make. If you are submitting any background written materials in support of your Objection/Representation it would be helpful if you could list them here:-

Your Signature



Date

9th. September 2023

Please refer to the Privacy Notice for information on how we use your data.

[Your data: Liquor Licence objections and representations | Aberdeen City Council](#)