

LICENSING BOARD INFORMATION SHEET

REVIEW OF PREMISES LICENCE

PREMISES: THE FITTIE BAR, 18 WELLINGTON STREET, ABERDEEN, AB11 5BT

DESCRIPTION

Review of the Premises Licence AC0130 in respect of The Fittie Bar, 18 Wellington Street, Aberdeen, AB11 5BT on the grounds of :

- a) Preventing Crime and Disorder
- b) Securing Public Safety
- c) Preventing Public Nuisance
- d) Protecting and Improving Public Health

ADDITIONAL INFORMATION

- LSO Report

BACKGROUND

Police Scotland wrote to the Licensing Board on 23 April 2025 making an application for a review of the premises licence.

Police Scotland advised that since November 2024, there have been six recorded incidents involving violence, disorder and staff drunkenness.

The Licensing Standards Officer has been provided with a copy of the Premises Licence Review Proposal and has provided a report in accordance with s 38(4) of the Licensing (Scotland) Act 2005. A copy of the report is attached.

The licence holder, Licensing Standards Officer and Police Scotland have been invited to attend the hearing.

BOARD'S POWERS ON REVIEW

- (1) At a review hearing in relation to any premises licence, the Licensing Board may, if satisfied that a ground for review is established (whether or not on the basis of any circumstances alleged in the premises licence review proposal or application considered at the hearing) take such of the steps mentioned in subsection (2) as

the Board considers necessary or appropriate for the purposes of any of the licensing objectives.

(1A) Subsection (1) is subject to subsection (2A).

(2) Those steps are—

- (a) to issue a written warning to the licence holder,
- (b) to make a variation of the licence,
- (c) to suspend the licence for such period as the Board may determine,
- (d) to revoke the licence.

(2A) Where, at a review hearing in relation to any premises licence, the Licensing Board are satisfied that the ground for review specified in [section 36\(3\)\(za\)](#) (that, having regard to the licensing objectives, the licence holder is not a fit and proper person to be the holder of a premises licence) is established, the Board must revoke the licence.

(2B) Subject to [section 39B](#) (see below), a revocation under subsection (2A) takes effect at the end of the period of 28 days beginning with the day on which the Board makes the decision.

(3) On making a variation under subsection (2)(b), the Board may provide for the variation to apply only for such period as they may determine.

39B Recall of revocation of licence under section 39(2A)

(1) This section applies where a Licensing Board decides to revoke a premises licence under [section 39\(2A\)](#).

(2) The Board must recall the revocation if—

- (a) a relevant application is made before the end of the period referred to in [section 39\(2B\)](#) (“the 28 day period”), and
- (b) the Board grants the application.

(3) The Board may extend the 28 day period pending determination of a relevant application.

(4) In this section, “*relevant application*” means—

- (a) an application under [section 33\(1\)](#) for the transfer of the premises licence, or

(b) a premises licence variation application seeking a variation of the licence that the Board considers would remove the ground on which the licence was revoked under [section 39\(2A\)](#).

- (5) This section does not affect the right to appeal against the decision to revoke the licence under [section 39\(2A\)](#).