

**Licensing (Scotland) Act 2005, section 29**  
**APPLICATION FOR MAJOR VARIATION OF PREMISES LICENCE**  
**LAPREM/00233/21 LK/HT**

**1. Name of Applicant/Agent name & address (include postcode)**

James Emmerson  
c/o Milton Brasserie  
J&R Restaurants Ltd  
Milton of Crathes  
Banchory  
AB31 5QH

**2. Name & address of premises (inc. postcode) (pulled from system)**

Milton Brasserie  
J&R Restaurants Ltd  
Milton of Crathes  
Banchory  
AB31 5QH

	EXISTING LICENSED HOURS		PROPOSED LICENSED HOURS	
	ON SALE	OFF SALE	ON SALE	Off Sale
<b>Monday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Tuesday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Wednesday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Thursday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Friday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Saturday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change
<b>Sunday</b>	11:00 – 01:00	10:00 – 22:00	No change	No change

**1. Brief overview of the proposed change(s) to the premises licence**

**The applicant wants to:**

- Add an outdoor seating area which is to be used for the provision of food and alcohol.

**Certificate of Confirmation**

The applicant has submitted the certificate of compliance relating to display of the site notice at the premises

**2. Brief outline of representations made**

**Police Scotland**

A representation was made seeking the addition of conditions, namely:

1. The outdoor drinking area is to be suitably delineated by a physical barrier or similar;
2. The area is to be subject to a terminal hour of 2200 hours daily;
3. Signage to be displayed indicating that no alcohol is to be removed beyond the identified delineated outdoor drinking area;
4. No amplified music will be played within the outdoor drinking area

**LSO**

A representation was made highlighting the following:

1. The applicant had made a change to their Operating Plan in respect of children and young person access which was not accounted for in the application form
2. It was highlighted that the capacity noted on the current premises licence is 173 but the capacity on the updated operating plan will be 142 which is inconsistent with the addition of a drinking area where you would expect the capacity to increase.
3. The LSO has requested that Local Conditions 1, 2, 3, 4, 5, 6, 19, 21, 31, 32, 33 be added to the licence.

### **Planning**

The Planning Service noted that there is no planning permission in place for the outdoor decking comprising the outdoor drinking area. \*\*

\*\* It has been agreed with Planning Services that the variation, if granted by the Board, will be issued with a notice to the applicant advising that the outdoor decking area cannot be used until all other legal consents have been obtained. Planning is pursuing the planning consent under planning legislation.

### **No other objections or representations were made in respect of the application**

3. Applicant's response to representations
  - The applicant was agreeable to the conditions suggested by Police Scotland and also the Local Conditions suggested by the LSO.
  - The applicant confirmed that the capacity should be 142 and this would include the outdoor area. The applicant said that they have never been able to accommodate a capacity of 173 and is unclear as to why that is on the current licence.
  - The applicant updated the Operating Plan to ensure that the children and young person access was as it appeared on the current licence.
  - The applicant has confirmed that they will be in touch with the Planning Service regarding the outstanding planning permission. The applicant has been advised that the area should not be used until this permission is in place.

### **Recommended Local Conditions for Licence:**

1. General Management for All Premises – Conditions 1-4
2. Noise – All Premises – Condition 5
3. Lockfast Store – All Premises – Condition 6
4. Children and Young Persons – Conditions 7 - 11
5. Vulnerability – All Premises – Condition 19
6. CCTV – All Premises – Condition 21
7. Outdoor Drinking Areas – 31-35

### **Conditions specific to the application:**

- There are no conditions specific to this application.

**Licensing (Scotland) Act 2005, section 29  
APPLICATION FOR MAJOR VARIATION OF PREMISES LICENCE**

LAPREM/00061/23

**4. Name of Applicant/Agent name & address (include postcode)**

Kessock Service Station Ltd  
South Road  
Fraserburgh  
AB43 8TJ  
Per Janet Hood

**5. Name & address of premises (inc. postcode) (pulled from system)**

Kessock Service Station  
South Road  
Fraserburgh  
AB43 8TJ

	EXISTING LICENSED HOURS		PROPOSED LICENSED HOURS	
	ON SALE	OFF SALE	ON SALE	Off Sale
<b>Monday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Tuesday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Wednesday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Thursday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Friday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Saturday</b>	N/A	10:00 – 22:00	No Change	No Change
<b>Sunday</b>	N/A	10:00 – 22:00	No Change	No Change

**6. Brief overview of the proposed change(s) to the premises licence**

**The applicant wants to:**

1. Increase off-sales from 7.75 m2 to 14.12 m2
2. Additional activities to include online and telephone deliveries of groceries, food and alcohol
3. Update the address of the designated premises manager.

Note: This application is not subject to the Board's new overprovision policy as it was lodged and processed prior to the new Policy taking effect on 1<sup>st</sup> November 2023.

**Certificate of Confirmation**

**The applicant has submitted the certificate of compliance relating to display of the site notice at the premises**

**7. Brief outline of representations made**

**Police Scotland**

Police Scotland have made a representation to the application and ask that the application be granted with the below conditions:

Deliveries

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

**LSO**

The Licensing Standards Officer went to visit the premises and confirmed that the 21-day Site Notice was on display and signed.

They have advised the following needs to be amended:

#### Operating Plan

Question 8 - Premises Manager: I note the premises manager has updated her address in the operating plan. The issue date (of the personal licence) reflects issued 11/06/2013; however as noted the personal licence was renewed and therefore this date should reflect the issue date as 9/06/2023.

Please update the operating plan to reflect renewal of personal licence.

#### Licensing Objectives Risk Assessment

Request the licensing objectives risk assessment is updated to include measures in line for:

- deliveries in line with the licensing objectives underpinning the Licensing (Scotland) Act 2005 and recommended \*specific conditions as noted below:

#### Schedule 119

Delivery of alcohol from vehicles etc.

(1) A person who, pursuant to a sale of alcohol by that person, delivers the alcohol from a vehicle or receptacle without the information mentioned in subsection

(2) having been entered, before the despatch of the alcohol, in—

- (a) a daybook kept on the premises from which the alcohol is despatched, and
- (b) a delivery book or invoice carried by the person delivering the alcohol,

(2) The information referred to in subsection (1) is—

- (a) the quantity, description, and price of the alcohol, and
- (b) the name and address of the person to whom it is to be delivered.

The LSO has recommended the following conditions be applied to the licence:

#### Local Conditions

- 1, 2, 3, 4, 19, 21.

**(note no alcohol storage as confirmed during my site visit; alcohol purchased will go directly onto the alcohol sales area, therefore no requirement for condition 6).**

#### Specific Conditions

##### **Alcohol Deliveries and Internet Sales:**

- Age Verification policies for delivery drivers where the recipient of the alcohol is believed to be under the age of 25.

- Training for delivery drivers - such training to be the same level as staff who sell alcohol as per the Act requirements.
- Requirements for the customer to sign on receipt of delivery of alcohol.
- Delivery drivers to keep refusal registers.

Arrangements to ensure that orders are not left in nominated safe places.

**No other objections or representations were made in respect of the application**

8. Applicant's response to representations

- The applicant has accepted all conditions and provided updated documentation.

**Recommended Conditions for Licence:**

1. General Management for All Premises – Conditions 1-4
2. Noise – All Premises – Condition 5
3. Vulnerability – All Premises – Condition 19
4. CCTV – All Premises – Condition 21
5. Alcohol Deliveries, Click & Collect and Internet Sales – Conditions 43-44
6. Byelaws Prohibiting the Consumption of Alcohol in Designated Places – Conditions 45-46

**Conditions specific to the application**

**There are no conditions specific to the application**

**Licensing (Scotland) Act 2005, section 29  
APPLICATION FOR MAJOR VARIATION OF PREMISES LICENCE**

LAPREM/00033/23

**1. Name of Applicant/Agent name & address (include postcode)**

Duncan's Ltd  
Unit 17  
Westhill Shopping Centre,  
Westhill  
AB32 6RL  
Per Janet Hood

**2. Name & address of premises (inc. postcode) (pulled from system)**

Duncan's  
Unit 17  
Westhill Shopping Centre,  
Westhill  
AB32 6RL

	EXISTING LICENSED HOURS		PROPOSED LICENSED HOURS	
	ON SALE	OFF SALE	ON SALE	Off Sale
<b>Monday</b>	11:00 – 00:00	N/A	No Change	11:00 – 22:00
<b>Tuesday</b>	11:00 – 00:00	N/A	No Change	11:00 – 22:00
<b>Wednesday</b>	11:00 – 00:00	N/A	No Change	11:00 – 22:00
<b>Thursday</b>	11:00 – 00:00	N/A	No Change	11:00 – 22:00
<b>Friday</b>	11:00 – 01:00	N/A	No Change	11:00 – 22:00
<b>Saturday</b>	11:00 – 00.30	N/A	11:00 – 01:00	11:00 – 22:00
<b>Sunday</b>	11:00 – 23.45	N/A	11:00 – 00:00	11:00 – 22:00

**3. Brief overview of the proposed change(s) to the premises licence**

**The applicant wants to:**

- Addition of off sales 11:00 – 22:00 daily
- Add activities of restaurant facilities; receptions; club meetings; dance facilities for events or receptions only; theatre live performances, comedians etc.
- Addition of outdoor drinking and updating the capacity of the premises to reflect 48 persons in external area - clement weather only.
- Extend terminal hour on Saturday to 1am.
- Extend terminal hour on Sunday to midnight.
- Remove activities of televised sport and gaming.
- Amend 5(f) of the operating plan to read acoustic music, comedians and magicians etc.
- Amend 5(e) of the operating plan to reflect the premises are open outwith core hours to provide food and non alcoholic refreshments, recorded music and may also be available at these times.
- Addition of deliveries of food and drinks both alcoholic and non alcoholic only – food can be delivered alone but no alcohol will be delivered without a meal.
- Extend licensed area to include the external decking as per layout plans submitted.
- Adding the activities on to the layout plan.
- Change premises licence description.
- Amendment to the times during which children and young persons will be allowed entry to the premises and amendment to the parts of the premises which they will be allowed entry.

**Certificate of Confirmation**

**The applicant has submitted the certificate of compliance relating to display of the site notice at the premises**

#### 4. Brief outline of representations made

##### **Police Scotland**

Police Scotland have made a representation to the application and ask that the application be granted with the below conditions:

##### **outdoor drinking facilities**

- The area to be delineated by a physical barrier or similar;
- The area is subject to a terminal hour of 2200 hours daily;
- Signage to be displayed indicating that no alcohol is to be removed beyond the licensed area;
- No amplified music to be played therein.

##### **delivery of alcohol**

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

##### **LSO**

The LSO has recommended the following conditions be applied to the licence:

##### **Local Conditions**

- 1, 2, 3, 4, 5 6, 19, 21, 31\* until 22:00 hours, 32, 33

##### **Specific Conditions**

- The licence holder shall ensure that –

- a) no amplified music shall be played within the outdoor seating area
- b) the outdoor area is delineated by a physical barrier
- c) signage is displayed indicating that alcohol is not to be removed from the outdoor area

- For deliveries of alcohol the licence holder shall ensure that –

- a) there is an age verification policy for delivery drivers where the recipient of the alcohol is believed to be under the age of 25
- b) delivery drivers are trained to the same level as staff who sell alcohol within the licensed premises
- c) that the customer signs on receipt of delivery of alcohol
- d) the delivery driver keeps refusal registers
- e) that order are not left in nominated place

##### **Environmental Health**

Environmental Health have advised that the outdoor space is immediately next to residential housing. To protect amenity, the planning approval for the outdoor space restricts operation to 08:00-21:00 Monday to Saturday and 08:00-20:00 Sunday.

Environmental Health requests that these restrictions are mirrored in the licence.

In addition, equipment associated with amplified music should not be located in outdoor areas.

## Planning

The Planning Service has no observations to the above variation of licence application but would like to highlight the following conditions that are part of planning permission approval APP/2022/1069 -

The outdoor seating areas were granted planning permission for a temporary period until 4 July 2025 (the cessation date); and the outdoor seating areas shall not operate out with the hours of 08.00-21.00 Monday to Saturday and 08.00-20.00 Sunday.

### **No other objections or representations were made in respect of the application**

5. Applicant's response to representations
  - The applicant has accepted all conditions.

### **Recommended Conditions for Licence:**

1. General Management for All Premises – Conditions 1-4
2. Noise – All Premises – Condition 5
3. Lockfast Store – All Premises – Condition 6
4. Children and Young Persons – Conditions 7-11
5. Vulnerability – All Premises – Condition 19
6. CCTV – All Premises – Condition 21
7. Members Clubs – Conditions 22 - 30
8. Beer Gardens and outside Drinking Areas – Conditions 31 – 35 **\*\* Terminal Hour of condition 31 being restricted to 9pm (Monday to Saturday) & 8pm (Sunday)**
9. Festive Season Conditions for Premises opening after 1.00am – Conditions 38-42
10. Alcohol Deliveries, Click & Collect & Internet Sales – Conditions 43-44

### **Conditions specific to the application**

In respect of the outside areas the following conditions be applied:

- equipment associated with amplified music shall not be located in outdoor areas
- the outdoor seating areas shall not operate out with the hours of 08.00-21.00 Monday to Saturday and 08.00-20.00 Sunday



**Licensing (Scotland) Act 2005, section 29  
APPLICATION FOR MAJOR VARIATION OF PREMISES LICENCE**

LAPREM/00093/23

**1. Name of Applicant/Agent name & address (include postcode)**

Tarland Golf Club  
Per Euan Wallace  
Aberdeen Road  
Tarland  
Aboyne  
AB34 4TB

**2. Name & address of premises (inc. postcode) (pulled from system)**

Tarland Golf Club  
Aberdeen Road  
Tarland  
Aboyne  
AB34 4TB

	EXISTING LICENSED HOURS		PROPOSED LICENSED HOURS	
	ON SALE	OFF SALE	ON SALE	Off Sale
<b>Monday</b>	09:30 – 22.30	N/A	No Change	No Change
<b>Tuesday</b>	09:30 – 22.30	N/A	No Change	No Change
<b>Wednesday</b>	09:30 – 22.30	N/A	No Change	No Change
<b>Thursday</b>	09:30 – 22.30	N/A	No Change	No Change
<b>Friday</b>	09:30 – 22.30	N/A	09:30 – 00:00	No Change
<b>Saturday</b>	09:30 – 22.30	N/A	09:30 – 00:00	No Change
<b>Sunday</b>	09:30 – 22.30	N/A	No Change	No Change

**3. Brief overview of the proposed change(s) to the premises licence**

**The applicant wants to:**

- Increase the terminal hour on a Friday and Saturday from 22:30 to 00:00
- Addition of recorded music as an activity
- Update of the activities in 5(f) of the operating plan to reflect food theme nights/darts/quiz nights
- Removal of seasonal variations

**Certificate of Confirmation**

**The applicant has submitted the certificate of compliance relating to display of the site notice at the premises**

Brief outline of representations made

**LSO**

The Licensing Standards Officer went to visit the premises and confirmed that the 21-day Site Notice was on display and signed.

The LSO has recommended the following conditions be applied to the licence:

Local Conditions

- 1, 2, 3, 4, 5, 6, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30

**No other objections or representations were made in respect of the application**

4. Applicant's response to representations

- Applicant has accepted all conditions.

**Recommended Conditions for Licence:**

1. General Management for All Premises – Conditions 1-4
2. Noise – All Premises – Condition 5
3. Lockfast Store – All Premises – Condition 6
4. Children and Young Persons – Conditions 7-11
5. Vulnerability – All Premises – Condition 19
6. CCTV – All Premises – Condition 21
7. Members Clubs – Conditions 22 - 30

**Conditions specific to the application**

**There are no conditions specific to the application**

**Licensing (Scotland) Act 2005, section 29**  
**APPLICATION FOR MAJOR VARIATION OF PREMISES LICENCE**

LAPREM/00075/23/HT

**1. Name of Applicant/Agent name & address (include postcode)**

Twin Pillars Ltd  
 C/O Dennis Forsyth  
 Cheers Bar  
 10A Broad Street  
 Fraserburgh  
 AB43 9AH

**2. Name & address of premises (inc. postcode) (pulled from system)**

Cheers Bar  
 10A Broad Street  
 Fraserburgh  
 AB43 9AH

	EXISTING LICENSED HOURS		PROPOSED LICENSED HOURS	
	ON SALE	OFF SALE	ON SALE	Off Sale
<b>Monday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Tuesday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Wednesday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Thursday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Friday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Saturday</b>	09:00 - 01:00	10:00 – 22:00	No Change	No Change
<b>Sunday</b>	10:00 - 01:00	10:00 – 22:00	No Change	No Change

**3. Brief overview of the proposed change(s) to the premises licence**

**The applicant wants to:**

- Addition of non-serviceable accommodation – 6 bedrooms (3 double and 3 single)
- Addition of a new extended outdoor drinking area
- Addition of activities to operating plan – comedy shows, card games (poker), board games/dominoes, quiz nights, bingo and barbecues
- Updating Children/young person’s access in the premises.
- Amend beer garden capacity from 130 to 100
- Amend layout plan to show the addition of the accommodation areas and new extended outdoor drinking area.
- Further amendment to the layout plan to reflect bedrooms, kitchen, living room, office, and store on the first floor of the premises.
- Licensing risk assessment has been reviewed and modified to incorporate these changes.

**Certificate of Confirmation**

**The applicant has submitted the certificate of compliance relating to display of the site notice at the premises**

- Brief outline of representations made

## **Planning**

Planning Services have been consulted on your application for a variation to your licence for the above premises.

It is noted that the outdoor seating/drinking area has been extended and this would require an application for planning permission for change of use of this land to form an extension to the existing public house and beer garden.

The floor plan also shows non serviceable accommodation on the first and second floors. This element also requires planning permission for change of use to Class 7 Use.

Planning Permission has been approved and granted and this representation has been resolved.

## **LSO**

The LSO raised the following points which needed addressed/amended.

### Application Form:

I note the applicant has not requested the description of the premises licence to be updated to reflect the addition of first and second floor non serviceable accommodation, kitchen, living room and office with storage. I request the applicant to update this accordingly.

### Layout Plan:

The layout plan key refers to private area, marked as Green Hatched – I've been unable to identify any private areas; applicant to confirm, and if no private areas, then green hatch on key to be removed, or if private areas, to mark clearly on the layout plans.

The breakdown of capacity of premises marked on the layout plans, refer to Accommodation x 30, this is incorrect, accommodation should reflect capacity as 10, as per capacity referred to in Q8 of the operating plan and the remaining x 20 tbc, as noted below ref \*Q7 of the Operating Plan.

### Operating Plan:

Q6 – must be updated to reflect the statement included in the licensing objectives risk assessment at point 5.1-5.7 - in respect of protection Children & Young Persons from harm ref Terms and Times of access. *“Over 16s only allowed on the premises after 11pm as part of social functions when accompanied by a responsible adult. This entry is restricted to meals in the restaurant during the day/early evening and private parties held in the Snug or conservatory at night. There is a policy statement displayed covering this”.*

\*Q7 - Capacity refers to other areas x 20 – for clarification can the applicant be broken down which areas the x 20 refers to, see also comments noted below in terms of risk assessment points 6 & 10 ref training room.

### Licensing Objectives Risk Assessment - to be updated with the following points:

2.2 / 2.2 refers to capacity of outdoor area as 130, however as per application this is reduced to 100 – please update RA.

5. Paragraph header requires updating to reflect the licensing objective of Protecting Children and Young person from Harm.

\*6. General / 10. Cheers Tavern Accommodation: refers to “Adjoining *the premises and fronting on to Broad Street is the “Tavern which consists of 5 letting bedrooms, an office and a training room c/w a small kitchen facility”* this statement should be updated to reflect applicants’ proposal for 6 rooms, office, living room: no mention of the training room? If this room is used for this purpose (training room) then it should be reflected on the layout plan and operating plan under capacity.

9. Extension to outdoor Area, reflects Occupancy levels seated at 100, however the application reflects capacity of extended outdoor area of 140.

Please exhibit amended documentation.

Conditions:

I recommend the following local conditions are attached, should the Licensing Board see fit to grant this application in line with the licensing boards new policy:

- General 1 – 4,
- Noise 5,
- Lockfast 6,
- Children & Young Person 7-11,
- Adult Entertainment 18,
- Vulnerability 19,
- CCTV 21,
- Beer Garden & Outside drinking areas 31-34,
- Festive 38 – 42
- Byelaws 45-46

Specific conditions:

In respect of SIA Door Stewards, whilst no requirement on a day-to-day basis, the premises licence holder has stated in the licensing objectives risk assessment, under Preventing Crime & Disorder 1.1 – 1.15, “*Trained and (SIA) licensed door staff used on Friday and Saturday 2x, or at any other time the premises is expected to become busy (such as large events, festive period and special occasions)”*”

- 1) I therefore recommend Condition 20 as a specific condition a minimum of x 2 SIA for:
- a) Friday & Saturdays at peak times
  - b) for large events
  - c) festive periods of peak times, and
  - d) for special occasions.

It is noted that the overall capacity has increased to 546 (not including accommodation areas) and now has two entry / exit points to manage; therefore, the premises licence holder must assess the number of SIA stewards required at any one time in order to manage the premises and patrons.

2) The premises shall have a Dispersal Policy to ensure patrons are not put in vulnerable situations after leaving the premises. The policy must be in writing. All members of staff and SIA shall be informed of the policy. The policy shall be made available to customers, and for inspection by Police Scotland and the LSOs on request. The policy shall be reviewed regularly, and a detailed record of reviews kept. Such policy must be provided to the licensing board for consideration and if subsequently updated, then revisions must also be agreed by the licensing board

**Environmental Health**

Environmental Health have the following observations regarding the above noted Premises Licence.

Due to the potential for a detrimental impact on neighbouring noise sensitive properties I would request that the following conditions are placed on the licensing consent:

- Amplified music noise from the premises shall be inaudible inside any sensitive receptors and at the site boundary between the hours 23:00 - 01:00.
- Amplified noise making equipment shall not be used externally.
- Beer Garden operating hours shall be limited to between 11:00 and 22:00 Monday to Sunday.

### **Building Standards**

Building Standards have advised there is a BW/2020/0957 which is sitting on temporary and until works are complete in the other part of the building, we will not be in a position to issue completion to the outdoor seating area.

They would also like clarification on whether the accommodation to first and second floor is still a flat or if this has been changed? If this has then we will need evidence of building warrant for this as we have them as flats from historic warrants.

These issues have been rectified with Building Standards directly and their representation has now been removed.

### **No other objections or representations were made in respect of the application**

4. Applicant's response to representations

- Applicant has accepted all conditions and provided documentation to be approved by the LSO

### **Recommended Conditions for Licence:**

1. General Management for All Premises – Conditions 1-4
2. Noise – All Premises – Condition 5
3. Lockfast Store – All Premises – Condition 6
4. Children and Young Persons – Conditions 7-11
5. Adult Entertainment – Condition 18
6. Vulnerability – All Premises – Condition 19
7. Door Supervisors – Condition 20\* \* a minimum of x 2 SIA for: Friday & Saturdays at peak times, for large events, festive periods of peak times, and for special occasions.
8. CCTV – All Premises – Condition 21
9. Beer Gardens and outside Drinking Areas – Conditions 31 – 35
10. Festive Season Conditions for Premises opening after 1.00am – Conditions 38-42
11. Byelaws – Conditions 45-46

### **Conditions specific to the application**

1. Amplified music noise from the premises shall be inaudible inside any sensitive receptors and at the site boundary between the hours 23:00 - 01:00.
2. Beer Garden operating hours shall be limited to between 11:00 and 22:00 Monday to Sunday.
3. The premises shall have a Dispersal Policy to ensure patrons are not put in vulnerable situations after leaving the premises. The policy must be in writing. All members of staff and SIA shall be informed of the policy. The policy shall be made available to customers, and for inspection by Police

Scotland and the LSOs on request. The policy shall be reviewed regularly, and a detailed record of reviews kept. Such policy must be provided to the licensing board for consideration and if subsequently updated, then revisions must also be agreed by the licensing board.

**\*\*It is recommended that this application is granted in principle subject to receipt of an amended application form, Layout plan, operating plan, and risk assessment.**