APPENDIX 1

COPY APPLICATION FORM, PROPOSED OPERATING PLAN, PROPOSED LAYOUT PLAN AND RISK ASSESSMENT

Licensing (Scotland) Act 2005, sections 29 and 31 **APPLICATION FOR VARIATION OF PREMISES LICENCE/**

PROVISIONAL PREMISES LICENCE* *Delete as appropriate If you are completing this form by hand, please write legibly in block capitals using black ink. To: The Depute Clerk **Aberdeenshire Licensing Board** Legal & Governance Viewmount **Arduthie Road**

QUESTION 1: APPLICATION TYPE

Stonehaven **AB39 2DQ**

Please complete, as appropriate:				
a) Does this application relate to a minor variation of the premises licence?	YES	X	NO	
b) Does this application relate to a major variation of the premises licence?	YES	X	NO	

QUESTION 2: PREMISES DETAILS¹

a. Premises Licence Number	AB-S-P002
b. Name of Premises	Banchory Lodge Hotel
c. Address of Premises	Banchory Lodge Hotel Dee Street Banchory AB31 5HS
d. Postcode	AB31 5HS

¹ Please submit the premises licence with this application

QUESTION 3: APPLICANT INFORMATION

a. Full Name of Applicant	Banchory Lodge Hotel Ltd
b. Address (please insert registered address if applicant is a company/partnership or address of club or body)	34 Albyn Place Aberdeen AB10 1FW
c. Postcode	AB10 1FW
d. Contact Telephone Number	
e. E-mail address	
f. Correspondence address if	BANCHORY LODGE HOTEL
different from above	DEE STREET
	BANCHORY
	AB31 5HS

Now, <u>either</u> –

- complete PART A if you are applying for a minor variation; or
- complete <u>PART B</u> if you are applying for a major variation.

PART A: MINOR VARIATIONS

Do you propose a variation that does not result in any inconsistency with the operating plan?	YES	X	NO	
If the answer to 1) is YES, please give detail	ls of the pro	oposed var	iation belov	v
Change of premises manager				
2) Do you propose to restrict the terms on which children and young persons are admitted to the premises?	YES		NO	χ
If the answer to 2) is YES, please give detail	ls of the pro	oposed var	iation belov	v
<u>Terms</u>				
Children				
Young Persons				
Ages: Children being (0-15 years) and Your	ng Persons	being (16-1	7 years)	
Children				
Young Persons				
<u>Times</u>				
Children				
Young Persons				
Parts of the Premises specifically set aside	for use by	Children ar	nd Young P	<u>ersons</u>
Children				
Young Persons				
Parts of the Premises to which Children and	d Young Pe	rsons have	Access f	

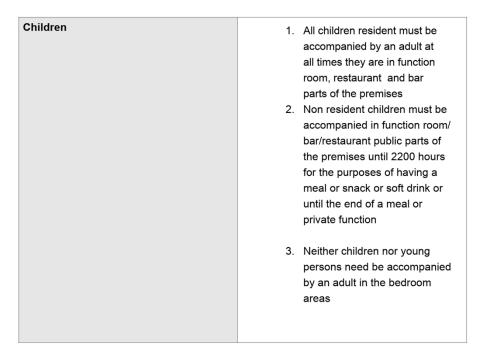
Children				
Young Persons				
3) Do you propose to vary the information contained in the licence relating to the premises manager, including a variation to substitute a new premises	YES	χ	NO	
If the answer to 3) is YES, please complete	PART 1 and	d <u>PART 2</u> be	elow	
PART 1: Details of Current Designated Pre	emises Mana	ager		

a. Personal Licence Number	AB-C-PER1365
b. Full Name of Current Designated Premises Manager	Laura Divarquez
c. Address	
d. Postcode	
PART 2: Details of Proposed Designated F	remises Manager
a. Title (delete as appropriate)	Ms
b. Surname	FOWLER
(include any previous names or maiden name where applicable)	
c. Forename(s)	CAROL ANNE
d. Address where ordinarily resident	
e. Postcode	
f. Contact Telephone Number	
g. E-mail address	
h. Date of Birth	
i. Place of Birth	
j. Correspondence address, including postcode (if different from c. above)	N/A
k. Personal Licence Number	AC/5870

I. Date of Issue of Personal Licence	10 DECEMBER 2019			
m. Name of Licensing Board that issued the Personal Licence	ABERDEEN CITY			
n. Is the variation to take effect during the application period?	YES	X	NO	
If the answer to n. above is NO, please provide the date from which the variation is to take effect.				
4) Do you propose to vary the name of the premises?	YES		NO	X
If the answer to 4) is YES, please give deta	ils of the pr	oposed var	iation belov	W
Please provide details of the proposed name of the premises				
5) Do you propose a reduction in the licensed hours operated at the premises which does not result in the premises opening any earlier or closing any later than stated in the premises licence and operating plan?	YES		NO	X
Is the reduction permanent? If the answer is "yes" please complete the relevant core hours and seasonal variations boxes below	YES		NO	X
Is the reduction temporary? If the answer is "yes" please indicate the variation in the seasonal variations box below	YES		NO	x

PART B: MAJOR VARIATIONS

1) Do you propose a variation to the conditions to which the licence is subject (other than those to which the licence is subject by virtue of Section 27(1))?	YES		NO	X
If the answer to 1) is YES, please give detail	ls of the pro	oposed var	iation belov	v
0) D	VEO		NO	
Do you propose a variation to any of the information contained in the operating plan contained in the	YES	χ	NO	
If the answer to 2) is YES, please give detail	ls of the pro	oposed var	iation belov	v
Q3. Commence start time for off sales 1000 da sales of selected alcohol to guests checking or per Aberdeenshire's policy on general extension Receptions -column 4 Q5.c. Recorded music, theatre, film [with events/ conferences], column columns 2,3: indoor / outdoor sports column 4 amend to read "Outdoor drinking dining areas the service of breakfasts, teas, coffees, snacks served outwith core hours or after 11pm in extra and Young persons accompanied by an adult a Include use of discrete hotel annex known as 0	ut of premise ons Q5.a. Ba live performans 2,3,4 gan Q5.f. Outdo including ter and meals ernal area " as per opera	es - add in s ar Meals - co ance, dance ning [race ni or drinking f race and po until 11pm - Q6.amend a tting plan	easonal var blumn 4 Q5. facilities, -o ghts /casino facilities sect ods may be u no alcohol access by Cl	iations as b. column 4: nights] tion used for to be hildren
If you are proposing a relevation in relation	to the shile	drop and we	una parca	
If you are proposing a relaxation in relation section of the operating plan, please compl				15
3) Do you propose to relax the terms on which children and young persons are admitted to the premises?	YES	X	NO	
If the answer to 3) is YES, please give detai	ls of the pro	oposed var	iation belov	v
<u>Terms</u>				



Young Persons	 Resident young persons may be unaccompanied in function room/bar/restaurant public parts of the premises until 2000 hours for the purposes of having a meal or snack or soft drink and must be accompanied by an adult in function room/bar/restaurant public parts of the premises thereafter Non resident young persons must be accompanied in function room/bar/restaurant public parts of the premises until 2200 hours for the purposes of having a meal or snack or soft drink or until the end of a meal or private function Neither children nor young persons need be accompanied by an adult in the bedroom areas
Ages: Children being (0-15 years) and You	ung Persons being (16-17 years)
Children	0-15
Villidicii	V-1V
Young Persons	16 &17
<u>Times</u>	
· · · · · · · · · · · · · · · · · · ·	

Children	 Non resident children must be accompanied in function room/bar/restaurant public parts of the premises until 2200 hours for the purposes of having a meal or snack or soft drink or until the end of a meal or private function Resident children as per terms above
Young Persons	1. Non resident young persons must be accompanied in function room/bar/restaurant public parts of the premises until 2200 hours for the purposes of having a meal or snack or soft drink or until the end of a meal or private function 2. Resident your persons as per terms above
Parts of the Premises specifically set asid	le for use by Children and Young Persons
Children	N/a
Young Persons	N/a
Parts of the Premises to which Children a	nd Young Persons have Access n
Children	All public areas As per terms above
·	

Young Persons	1. All public areas As per terms above

4) Do you propose a variation to the layout plan contained in the licence?	YES	χ	NO	
If the answer to 4) is YES, please give detail	ls of the pro	oposed var	iation belov	N
Add in additional covered terrace area and pods and include annex known as Cobble Heugh - discrete residential/dining facility - overspill from main hotel Permit occasional activities , markets and marquees on lawn facing the river Dee All as per plans submitted with this application Increase capacity of premises				
5) Do you propose to vary any other information contained or referred to in the licence, including an addition, deletion or modification?	YES		NO	X
If the answer to 5) is YES, please give detai	ls of the pro	oposed var	iation belov	N

Now complete the DECLARATION overleaf GDPR

The applicant, and, where the applicant is a company, business or other body, any person who has supplied personal information as part of this application MUST READ AND UNDERSTAND THE ATTACHED PRIVACY NOTICE.

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this Application are true to the best of my knowledge and belief and the appropriate persons have read the attached privacy

notice.

Signature . * (see note below)

Date * 11 April 2022

AGENT: Janet Hood



Capacity AGENT

Where the signatory is an agent, please complete the following:

Name	Janet Hood
Telephone Number	
Postal address	
postcode	
DX Number	
Legal Post Number	
E-Mail address	

* Data Protection Act 1998

The information on this form may be held on an electronic public register which may be available to members of the public on request.

I have enclosed the relevant documents with this application – please tick the relevant boxes

Premises Licence

Yes - electronically due to covid

Licensing (Scotland) Act 2005, section 20(2)(b)(i) OPERATING PLAN

Banchory Lodge AB-S-P002

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

To

The Depute Clerk to the Licensing Board Aberdeenshire Council Viewmount Arduthie Road STONEHAVEN Kincardineshire AB39 2DQ

Telephone: 01569 768254 Fax: 01569 768259

Legal Post: LP 5: Stonehaven

Aberdeenshire Licensing Board

Question 1

STATEMENT REGARDING ALCOHOL BEING SOLD ON PREMISES/OFF PREMISES OR BOTH

1(a) Will alcohol be sold for consumption solely ON the premises?	NO
1(b) Will alcohol be sold for consumption solely OFF the premises?	NO
1(c) Will alcohol be sold for consumption both ON and OFF the premises?	YES
*Delete as appropriate	

 $\frac{\text{Question 2}}{\text{STATEMENT OF } \textbf{CORE}} \text{ TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION } \textbf{ON} \text{ PREMISES}$

Day	ON Consumption			
	Opening time	Terminal hour		
Monday	1100	MIDNIGHT		
Tuesday	1100	MIDNIGHT		
Wednesday	1100	MIDNIGHT		
Thursday	1100	MIDNIGHT		
Friday	Friday 1100 X 0100			
Saturday	Saturday 1100 X 0100			
Sunday	1100	MIDNIGHT		

Question 3
STATEMENT OF **CORE** TIMES WHEN ALCOHOL WILL BE SOLD FOR CONSUMPTION **OFF** PREMISES

Day	OFF Consumption			
	Opening time	Terminal hour		
Monday	1000	2200		
Tuesday	1000	2200		
Wednesday	1000	2200		
Thursday	1000	2200		
Friday	1000	2200		
Saturday	1000	2200		
Sunday	1000	2200		

Question 4

SEASONAL VARIATIONS

Does the applicant intend to operate according to seasonal	YES
demand?	

*If YES - provide details

Fridays and Saturdays preceding 25th and 31st December until 01:30am on the following day. On Hogmanay until 03:00am on 1st January or as per Aberdeenshire Licensing Board policy for Festive season

 $\frac{\text{Question 5}}{\text{PLEASE INDICATE THE OTHER ACTIVITIES OR SERVICES THAT WILL BE PROVIDED ON THE PREMISES IN ADDITION TO SUPPLY OF ALCOHOL}$

COL. 1	COL. 2	COL. 3	COL. 4
5(a) Activity	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Accommodation	Υ		
Conference facilities	Υ	Y	Y
Restaurant facilities	Υ	Υ	Υ
Bar meals	Υ	Υ	Υ
5(b) Activity Social functions including:	Please confirm YES/NO	To be provided during core licensed hours – please confirm	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Receptions including Weddings, funerals, birthdays, retirements etc.	Υ	Υ	Υ
Club or other group meetings etc.	Υ	Y	Y
5(c) Activity Entertainment including:	Please confirm YES/NO	To be provided during core licensed hours – please confirm	Where activities are also to be provided outwith core licensed hours please confirm
Recorded music – see 5(g)	Υ	Υ	Υ
Live performances – see 5(g)	Υ	Υ	Υ
Dance facilities	Υ	Υ	Υ
Theatre	Υ	Υ	Υ

Films	Υ	Υ	Υ
Gaming	Υ	Υ	N
Indoor/outdoor sports	Υ	Υ	Υ
Televised sport	N		
5(d) Activity	Please confirm YES/NO	To be provided during core licensed hours – please confirm YES/NO	Where activities are also to be provided outwith core licensed hours please confirm YES/NO
Outdoor drinking facilities	Y	Y	Υ
5(e) Activity			
Adult entertainment	N		

Where you have answered YES in respect of any entry in Column 4 above, please provide further details below.

- 1. ACTIVITIES IN COLUMN 4 CAN TAKE PLACE BEFORE CORE HOURS HOWEVER NO ALCOHOL WILL BE SERVED EXCEPT DURING CORE HOURS AND ANY GRANTED EXTENDED HOURS APPLICATIONS AS MAY FROM TIME TO TIME MADE BY OPERATORS
- 2. PREMISES ARE AN HOTEL THEREFORE SERVICE OF FOOD AND DRINK TO RESIDENTS AND THEIR GUESTS CAN TAKE PLACE 24/7
- 3. CONFERENCES, INCLUDING BUSINESS MEETINGS, CLUB MEETINGS, RECEPTIONS, CHECKING FILM, THEATRE ETC CAN BE SET UP FROM 0700 ONWARDS NO SOUND CHECKS FOR MUSIC WOULD TAKE PLACE UNTIL AFTER 1000 A.M.
- 4. INDOOR AND OUTDOOR SPORTS EG YOGA ETC COULD COMMENCE FROM 0700
- 5. OUTDOOR DRINKING BEING SERVICE OF BREAKFASTS TEAS COFFEES SNACKS MEALS CAN COMMENCE AT 0700 UNTIL 2300
- 6. MARQUEES OR MARKET STALLS MAY BE ERECTED IN ADVANCE OF ACTIVITIES AS REQUIRED

5(f) any other activities

If you propose to provide any activities other than those listed in 5(a) - (e) please provide details or further information in the box below.

- 1. OUTDOOR DRINKING SHALL INCLUDE USE OF TERRACE AND PODS SERVICE OF TEAS, COFFEES, SNACKS, MEALS AND BREAKFASTS NO USE OF ANY DESIGNATED EXTERNAL AREA SHALL TAKE PLACE AFTER 11PM
- 2. INDOOR AND OUTDOOR SPORTS WILL INCLUDE YOGA, KEEP FIT, DANCE CLASSES AND SIMILAR AND LAWN SPORTS SUCH AS CROQUET, PETANQUE, QUOITES AND SIMILAR
- 3. LOW BACKGROUND MUSIC SHALL BE PLAYED INTERNALLY AND IN EXTERNAL TERRACE AREAS AND PODS DURING PERIOD THEY ARE IN USE
- 4. GAMING WILL BE FOR OCCASIONAL RACE NIGHTS OR CASINO NIGHTS WHICH WOULD BE PERMITTED IN DISCRETE AREA OF PREMISES IN CONJUNCTION WITH FUNCTIONS ONLY UNDER 18S WOULD BE PROHIBITED FROM TAKING PART IN THESE ACTIVITIES
- 5. FILM WOULD BE IN CONJUNCTION WITH CONFERENCES AND EVENTS PREMISES WILL NOT BECOME A CINEMA
- 6. LIVE PERFORMANCES WEDDING BANDS AND OTHER MUSICAL ENTERTAINMENT AS MAY FROM TIME TO TIME BE PROVIDED FOR RESIDENTS AND GUESTS
- 7. THEATRE WILL INCLUDE MAGICIANS, COMEDIANS, LITERARY AND POETRY READINGS AND OTHER ARTS OR ARTISTIC PERFORMANCES AS MAY FROM TIME TO TIME BE PROVIDED FOR RESIDENTS AND GUESTS
- 8. MARQUEES MAY BE ERECTED ON LAWN FOR EXAMPLE TO WELCOME PATRONS AND GUESTS TO START OF FISHING SEASON, FOR THE PURPOSE OF FOOD OR COCKTAIL DEMONSTRATIONS, FOOD TASTINGS AND MATCHINGS
- 9. A CHRISTMAS MARKET MAY BE HELD IN DECEMBER
- 10. COBBLEHEUGH ANNEX TO BE USED FOR PRIVATE DINNERS AND OVERNIGHT GUESTS OR OVERSPILL FROM MAIN PREMISES

5(g) Late night premises opening after 1.00am N/A

(0)	
Where you have confirmed that you are providing live or recorded music will the decibel level exceed 85dB?	NO
When fully occupied, are there likely to be more customers standing than seated?	NO
*Delete as appropriate	

Question 6 (On-sales only)

CHILDREN AND YOUNG PERSONS

6(a)	When alcohol is being sold for consumption on the premises will children or young persons be allowed entry?	YES
	*Delete as appropriate	

 $6(\mbox{\sc b})$ Where the answer to $6(\mbox{\sc a})$ is YES provide statement of the TERMS under which they will be allowed entry

- 1. All children resident must be accompanied by an adult at all times they are in function room, restaurant and bar parts of the premises
- Non resident children must be accompanied in function room/bar/ restaurant public parts of the premises until 2200 hours for the purposes of having a meal or snack or soft drink or until the end of a meal or private function
- 3. Resident young persons may be unaccompanied in function room/bar/ restaurant public parts of the premises until 2000 hours for the purposes of having a meal or snack or soft drink and must be accompanied by an adult in function room/bar/restaurant public parts of the premises thereafter
- 4. Non resident young persons must be accompanied in function room/bar/ restaurant public parts of the premises until 2200 hours for the purposes of having a meal or snack or soft drink or until the end of a meal or private function
- Neither children nor young persons need be accompanied by an adult in the bedroom areas

allowed entr	у			
0-17				

6(c) Provide statement regarding the AGES of children or young persons to be

6(d) Provide statement regarding the TIMES during which children and young persons will be allowed entry

All times premises are open subject to terms above
6(e) Provide statement regarding the PARTS of the premises to which children and young persons will be allowed entry All public parts of the premises as per terms above

Question 7

CAPACITY OF PREMISES

What is the proposed capacity of the premises to which this application relates?

Total capacity premises including main hotel, Cobbleheugh and pods 269

Cobbleheugh Annex - families residence- private parties and dining 14

Function suite 130

Upper Bar 28

Lower Bar 14

South Lounge 29

Dining Room 26

Dee Room - 12

Pods 16

External terraces will not affect overall capacity as will be utilised only in good weather

Upper terrace 35

Lower terrace 30

Question 8

PREMISES MANAGER (NOTE: not required where application is for grant of provisional premises licence)

Personal details

8(a) Name

CAROL ANNE FOWLER

8(b) Date of birth

8(c) Contact address		
BANCHORY LODGE HOTE	L	
DEE STREET		
BANCHORY		
AB31 5HS		

8(d) Email address



8(e) Personal licence

Date of issue	Name of Licensing Board issuing	Reference no. of personal licence
10 DECEMBER 2019	ABERDEEN CITY	AC/5870

DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this operating plan are true to the best of my knowledge and belief.

Signaturee e note below)

Date ... 11 April 2022

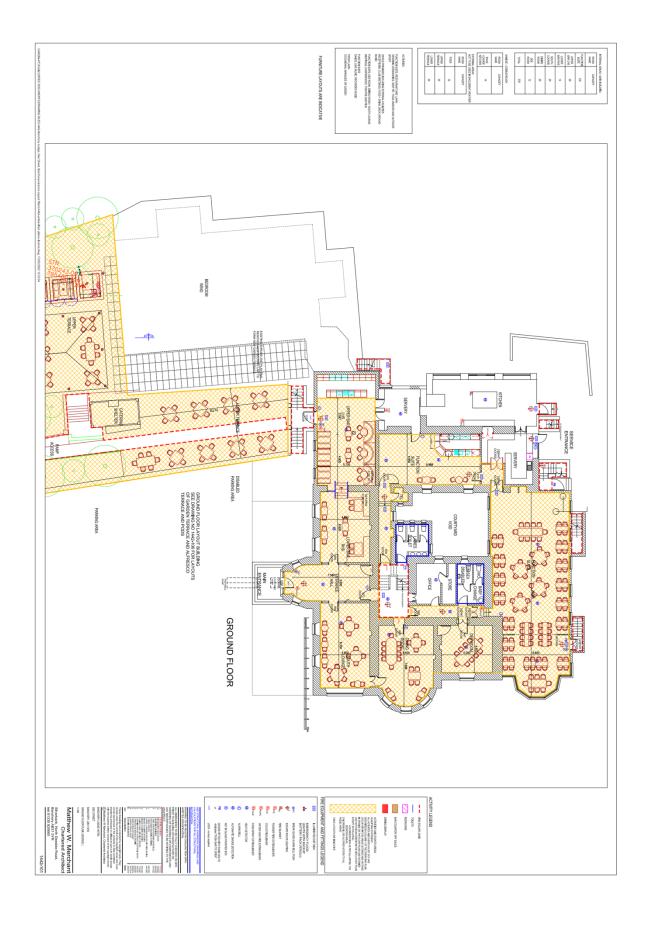
Capacity : AGENT (delete as appropriate).

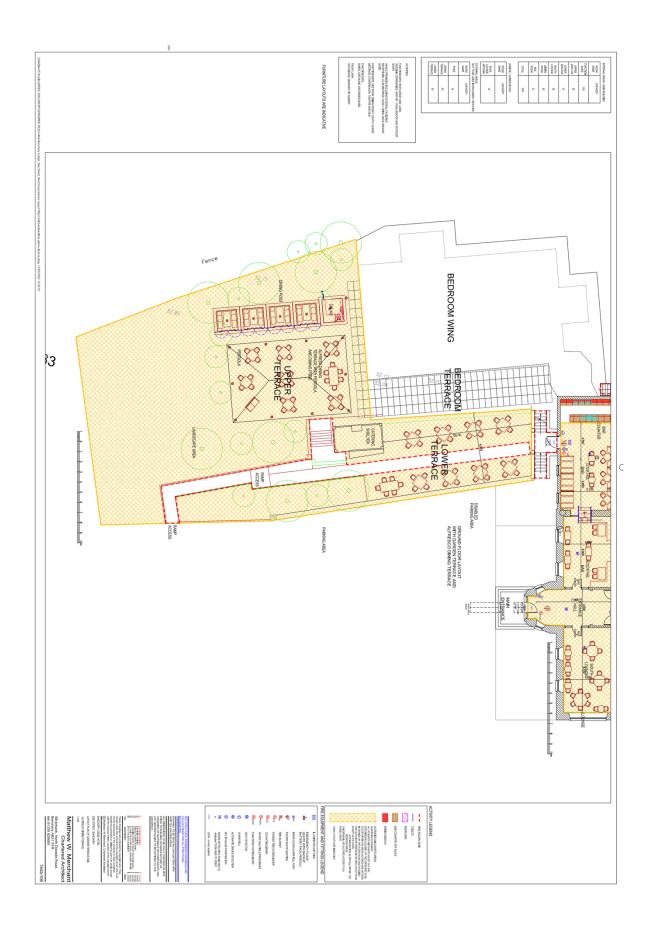
Name	Janet Hood
Telephone Number	

Postal address	
postcode	
DX Number	
Legal Post Number	
E-Mail address	

* Data Protection Act 1998

The information on this form may be held on an electronic public register which may be available to members of the public on request.







This is the 5 objective risk assessment Banchory Lodge Hotel

Preventing Crime and Disorder

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
Low	Premises are an iconic hotel situated in its own extensive grounds within Banchory adjacent to river Dee - facilities at premises are modern and price point would deter troublemakers Staff trained to monitor and observe customers and ensure no service to persons who are drunk; challenge 25 will obtain		
	challenge 25 will obtain to prevent underaged sales		
	Closer scrutiny will take place for adults accompanying persons underaged		
	Premises are situated in heart of Banchory alongside a pedestrian right of way along the river Dee will be unlikely to attract trouble makers		

Preventing Public Nuisance

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
Low	Premises are an iconic hotel situated in its own extensive grounds within Banchory adjacent to river Dee - facilities at premises are modern and price point would deter troublemakers Staff trained to monitor and observe customers and ensure no service to persons who are drunk; challenge 25 will obtain		
	Premises are situated in heart of Banchory alongside a pedestrian right of way along the river Dee will be unlikely to attract trouble makers		

5 objective compliance

Page 2 of 3

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
	Staff trained to monitor and observe customers and ensure no service to persons who are drunk; challenge 25 will obtain		

Securing Public Safety

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
Low	Premises are an iconic hotel situated in its own extensive grounds - facilities at premises are modern and price point would deter troublemakers Staff trained to monitor and observe customers and ensure no service to persons who are drunk; challenge 25 will obtain		
	Staff are well trained and experienced managers are on duty at all times		

Protecting Children and Young Persons from Harm

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
Low	Premises are an iconic hotel situated in its own extensive grounds - facilities at premises are modern and price point would deter troublemakers - premises are family friendly Staff trained to monitor and observe customers and ensure no service to persons who are drunk; challenge 25 will obtain		

5 objective compliance

Page 3 of 3

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
	Soft drinks and non alcoholic beverages, food on offer at all times		
	Free water available at all times		

Protecting and Improving Public Health

Risk High/Medium/Low	Action	Inform/Remind/Update	Date
Low	Premises are an iconic hotel situated in its own extensive grounds s Staff trained to monitor and observe customers and ensure no service to persons who appear drunk; challenge 25 will obtain		
	Free water available at all times		
	Food available at all times		
	Leisure and exercise facilities available as part of the hotel offering		