

Aberdeenshire Licensing Boards
North Divisional Licensing Board

Licensing (Scotland) Act 2005

List of applications for Variation of Premises Licences requiring to be advertised in terms of Paragraph 6 of the Licensing (Procedure)(Scotland) Regulations 2007.

Advert Published: 23rd October 2009

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***Aberdeenshire Licensing Boards
North Divisional Licensing Board***

**Licensing (Scotland) Act 2005
The Licensing (Procedure)(Scotland) Regulations 2007**

List of Variation of Premises Licence Applications

	Premises	Address	Applicant	On Sales	Off Sales
1.	Mini-Market	120 Longate Peterhead AB42 1JJ	Mohammed Mumtaz Per: Messrs Masson & Glennie Broad House Broad Street Peterhead AB42 1HY	NO	YES
2.	LANA	51 High Street Fraserburgh AB43 9ET	Svitlana Mitchell Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	NO	YES

	Premises	Address	Applicant	On Sales	Off Sales
3.	Fraserburgh Royal British Legion Social Club	42 School Street Fraserburgh AB43 9HT	The Royal British Legion, Fraserburgh Branch Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	YES	NO
4.	Peterhead Golf Club	Craigewan Links Riverside Drive Peterhead AB42 1LT	Peterhead Golf Club Per: Messrs Masson & Glennie Broad House Broad Street Peterhead AB42 1HY	YES	NO
5.	The Ship Inn	Deveronside Banff AB45 1HP	MargaretAnn Johnstone Per: MargaretAnn Johnstone	YES	YES

	Premises	Address	Applicant	On Sales	Off Sales
6.	Croft Inn	Allanshill New Aberdour Fraserburgh AB43 7LS	Margaret Elsie Palmer Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	YES	YES
7.	Mambos Public Bar	31-33 Queen Street Peterhead AB42 1TY	Stewart Alexander Aiken Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	YES	NO
8.	Balaclava Bar	79 Shore Street Fraserburgh AB43 9BT	Balaclava Bar (A Firm) Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	YES	NO

	Premises	Address	Applicant	On Sales	Off Sales
9.	West End Bar	28 Erroll Street Peterhead AB42 1PX	Morgan Watt Enterprises Limited Per: Messrs Masson & Glennie Broad House Broad Street Peterhead AB42 1HY	YES	YES
10.	Scotmid	78 College Bounds Fraserburgh AB43 5QS	Scottish Midland Co-Operative Society Limited Per: Messrs Anderson Strathern 1 Rutland Court Edinburgh EH3 8EY	NO	YES
11.	The Garden Arms Hotel	69 Main Street Gardenstown AB45 3YP	David Alan Winterton Per: David Winterton	YES	NO

	Premises	Address	Applicant	On Sales	Off Sales
12.	Rothie Inn	Main Street Rothienorman Inverurie AB51 8UD	Laraine A. Thomson Per: Laraine A. Thomson	YES	YES
13.	White Horse Hotel	65 High Street Strichen Fraserburgh AB43 6SQ	Mrs. Elaine Christine McWilliam Knight Per: Messrs Stewart & Watson 4 North Street Mintlaw Peterhead AB42 5HH	YES	NO
14.	Co-Op	The Lewes Main Street Fyvie AB53 8PB	Co-Operative Group Limited Per: Messrs Tho. & J. W. Barty 61 High Street Dunblane FK15 0EH	NO	YES

	Premises	Address	Applicant	On Sales	Off Sales
15.	Co-Op	3 Ugie Road Peterhead AB42 1US	Co-Operative Group Limited Per: Messrs Tho. & J. W. Barty 61 High Street Dunblane FK15 0EH	NO	YES
16.	Buckleys at Deveron Country House - Ground Floor	10 Castle Street Turriff AB53 4BJ	Mrs. Jacqueline Fisher Per: Messrs James & George Collie 1 East Craibstone Street Aberdeen AB11 6YQ	YES	NO
17.	Deejays Nightclub	Denmark Street Fraserburgh AB43 9AY	Deejays Nightclub (A Firm) Per: Messrs Brown & McRae Anderson House 9-11 Frithside Street Fraserburgh AB43 9AB	YES	NO

	Premises	Address	Applicant	On Sales	Off Sales
18.	Co-Op	7-11 Albert Street Fraserburgh AB43 9JL	Co-Operative Group Limited Per: Messrs Tho. & J. W. Barty 61 High Street Dunblane Perthshire FK15 0EH	NO	YES
19.	Co-Op	63/65 Clerkhill Road Peterhead AB42 2XF	Co-Operative Group Limited Per: Messrs Tho. & J. W. Barty 61 High Street Dunblane Perthshire FK15 0EH	NO	YES

In terms of Section 22(1) of the Licensing (Scotland) Act 2005, where a variation of premises licence application is made to a Licensing Board, 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 specified in Section 23(5) of the Act, or
- (b) Make representations to the Board concerning the application, including, in particular, representations –
 - (i) In support of the application,
 - (ii) As to modifications which the person considers should be made to the operating plan accompanying the application, or

(iii) As to conditions which the person considers should be imposed.

Section 23(5) of the Licensing (Scotland) Act 2005 provides that the grounds for refusal of a premises licence are –

(a) That the subject premises are excluded premises,

(b) That the application must be refused under Section 35(2), 64(2) or 65(3) of the Act,

(c) That the Licensing Board considers that the granting of the application would be inconsistent with one or more of the licensing objectives,

(d) That, having regard to –

(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,

The Board considers that the premises are unsuitable for use for the sale of alcohol

(e) That, 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,

In the locality in which the subject premises are situated, the Board considers that, if the application were to be granted, there would, as a result, be overprovision of licensed premises, or licensed premises of that description, in the locality.

For further details on an application, please see the document entitled “site notices” with the same date as this advert, listed on the Board’s website at the same location as this advert. Alternatively, applications can be viewed at the undernoted address between the hours of 9.00a.m. and 5.00p.m. Mondays – Fridays.

Any person wishing to object or make a representation in respect of any premises licence is referred to the Board’s guidance document on Objections and Representations, which is listed on the Board’s website at the same location as this advert.

Please note that the Board may discount any objection or representation that it considers to be frivolous or vexatious and is entitled to recover the costs of so deciding from the person making the objection or representation.

Any person considering making an objection or representation is advised to consult their solicitor before lodging the objection or representation.

Any person wishing to object or make a representation in respect of any of the premises licences advertised in this document should do so in writing by the date stated against each application. Objections or representations should be received by the Clerk, by the date stated against each application, at the undernoted address.

Date: 23rd October 2009

**Fiona M. Stewart
Depute Clerk to the Board
St. Leonard’s
Sandyhill Road
Banff
AB45 1BH**