

4. MINUTES OF BOARD MEETING

**ABERDEENSHIRE LICENSING BOARDS
SOUTH DIVISIONAL LICENSING BOARD**

Minute of Meeting of the **SOUTH ABERDEENSHIRE DIVISIONAL LICENSING BOARD**, held in the **COUNCIL CHAMBER, VIEWMOUNT, ARDUTHIE ROAD, STONEHAVEN, AB39 2DQ** on **WEDNESDAY 4 APRIL 2018 at 10AM.**

- Present –

Cllrs Peter Argyle, Alastair Bews, Alistair McKelvie, Colin Pike and Leigh Wilson

- In Attendance -

*Peter Robertson, Depute Clerk to the Board
Keith Simpson, Senior Licensing Standards Officer
Delsya Borland, Licensing Administrator*

1. APOLOGIES FOR ABSENCE

Cllrs Rosemary Bruce, Jeff Hutchison, Dennis Robertson and the Chief Constable's Representative had intimated their apologies for the Board.

2. DECLARATION OF EQUALITIES

3. EQUALITIES

In making decisions on the following items of business, the Board AGREED, in terms of Section 149 of the Equality Act, 2010:-

- (1) *The Board would have due regard to the need to:-*
 - (a) *Eliminate discrimination, harassment and victimisation;*
 - (b) *Advance equality of opportunity between those who share a protected characteristic and persons who do not share it; and*
 - (c) *Foster good relations between those who share a protected characteristic and persons who do not share it.*
- (2) *Where an Equality Impact Assessment was provided, to consider its contents and take those into account when reaching their decision.*

4. MINUTES OF THE BOARD MEETING OF 7 FEBRUARY 2018

The Minutes of the Board Meeting of 7 February 2018 were APPROVED as a correct record.

5. APPLICATION FOR NON-CONTENTIOUS MAJOR VARIATIONS OF PREMISES LICENCES

Following consideration of a report by the Depute Clerk in respect of applications for Major Variation of premises licences, the Board decided the applications as undernoted:

Applicant	Premises	Decision
Stronachs LLP	Raemoir House Hotel Raemoir Banchory	GRANTED subject to the following condition: The marquee shall only be used between 1 May and 31 October in any year and shall be removed each year when not in use as per Planning Consent ref APP/2017/2427 issued on 17 November 2017.
Alico Invest Ltd	Spice Cottage (prev Butternut Bistro) 76 King Street Inverbervie	GRANTED
J & R Restaurants Ltd	Milton Brasserie Milton of Crathes Banchory	GRANTED
Linda Jane Smith	The Clatterin Brig Cairn O'Mount Road Fettercairn	GRANTED

6. ADDITIONAL REPORTS

(i) Policy Statement Timetable Updated

Depute Clerk confirmed all matters are on track with the approval of draft policies to be agreed at the June Board Meeting. Formal consultation with all partners and the public to commence thereafter.

(ii) Briefing on Fit and Proper Persons

The Depute Clerk presented a briefing paper to members on the "Fit and Proper Person" test that had been introduced into the 2005 Act by legislative amendment. He explained the importance of always applying the test in conjunction with the licensing objectives. The Board noted the terms of the briefing.

(iii) Neighbour Notification Consultation

Board Members agreed to delegate the preparation and submission of a response on behalf of the three Aberdeenshire Licensing Boards to the Depute Clerks in consultation with the Convenors to the Boards. Members agreed that an increase in the 4 metre rule for notification of neighbouring property would have serious staff resource implications for the Licensing team.

(iv) Disabled Access and Facilities Statement

Members noted the terms of a report outlining the requirement introduced by recent legislative amendment whereby an applicant for a premises or provisional premises licence must include a Disabled Access and Facilities Statement along with the application.

7. DATE OF NEXT MEETING – Confirmed as 6 June 2018

Board Member Presiding over meeting

Print Name

Signature

Date

End of Minutes