

## Licensing Sub-Committee of the Regulatory Committee

2.30pm, Monday 17 September 2018

### Present

Councillors Fullerton (Convener), Arthur, Dixon, Mitchell, Rae (substituting for Councillor Burgess), Rose, Neil Ross and Smith.

### 1. Minutes

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#### Decision

- 1) To approve the minute of the Licensing Sub-Committee of 20 August 2018 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 21 August 2018 as a correct record.
- 3) To approve the minute of the Licensing Sub-Committee of 24 August 2018 as a correct record.

### 2. Parades and Processions

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The Convener ruled that the notification of the proposed parade by Royal Mile with a Smile, notice of which had been given at the start of the meeting, be considered as a matter of urgency due to time restraints.

Details were provided of notifications received for three proposed parades and processions.

The Event Organisers and the appropriate Council officers were heard.

#### Decision

##### 1) **March for Independence: All Under One Banner**

To make an order in respect of the proposed March for Independence parade on 6 October 2018 within the designated route and times imposing conditions that:

- i) The parade shall proceed in accordance with the route and times specified in the Notices of Proposal.
- ii) The organiser will adhere to the recommendations of the Events Planning and Operations Group.
- iii) The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

## 2) **Edinburgh Men's 10K**

To make an order in respect of the proposed Edinburgh Men's 10K parade on 4 November 2018 within the designated route and times imposing conditions that:

- i) The parade shall proceed in accordance with the route and times specified in the Notices of Proposal.
- ii) The organiser will adhere to the recommendations of the Events Planning and Operations Group.
- iii) The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

## 3) **Royal Mile with a Smile**

To make an order in respect of the proposed Royal Mile with a Smile parade on 5 October 2018 within the designated route and times imposing conditions that:

- i) The parade shall proceed in accordance with the route and times specified in the Notices of Proposal.
- ii) The organiser will adhere to the recommendations of the Events Planning and Operations Group.
- iii) The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

(Reference – report by the Regulatory Services Manager, submitted.)

## **3. Applications for Miscellaneous Licences – Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006**

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Details were provided of 5 applications for miscellaneous licences. The applicants and their agents were heard.

### **Decision**

To determine the applications as detailed in Appendix 1 to this minute.

(Reference – list of applications, submitted)

## **4. Resolution to Consider in Private**

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The Sub-Committee agreed under Section 50(A)(4) of the Local Government (Scotland) Act 1973, to exclude the public from the meeting for the following items of business on the grounds that they would involve the disclosure of exempt information as defined in Paragraphs 3, 6, 12 and 14 of Part 1 of Schedule 7A of the Act.

## **5. Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – to consider miscellaneous applications**

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Details were provided of an application for a miscellaneous licence. The applicant and their agent was heard.

### **Decision**

To determine the request as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(Reference – list of applications, submitted)

## APPENDIX 1

### Applications for Miscellaneous Licences

House in Multiple Occupation Licences		
<b>5.1.1</b>	50 (2F1) Montpelier Park, Edinburgh Tahir Ahmed Agent: Byram Tavadia, Zone Letting	To repel the public objection and grant the licence for a period of 1 year only subject to the Council's standard conditions for this category of licence
<b>5.1.2</b>	100 (3F2) Thirlestane Road, Edinburgh Gladbourne Estates Limited	To repel the public objection and grant the licence subject to the Council's standard conditions for this category of licence.
Late Hours Catering (New)		
<b>5.1.3</b>	67A Dalry Road, Edinburgh Nasrullah Khan M&D Caledonian Newsagents	To repel the public objection and grant the licence subject to the Council's standard conditions for this category of licence.
Public Entertainment Licence (New)		
<b>5.1.4</b>	Cameron Codona Cramond Foreshore	To repel the public objections and grant the licence for a period of 1 year only subject to the Council's standard conditions for this category of licence.
Second Hand Dealer (New)		
<b>5.1.5</b>	Geoffrey Bain 71 Clemiston Road, Edinburgh	1) To agree to consider the matter in the absence of the applicant.

		<p>2) To refuse the application in terms of Paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.</p> <p><b>See note 1 below.</b></p>
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## Notes

### **1) Item 5.1.5 - Second Hand Dealer Licence (New) - Geoffrey Bain**

#### **Motion**

- 1) To repel the public objections and grant the licence subject to the Council's standard conditions for this category of licence for a period of one year.
  - 2) To add an additional condition to the licence that a maximum of six vehicles should be within the area at any one time, and subject to additional conditions as recommended by Licensing Enforcement.
- moved by Councillor Fullerton, seconded by Councillor

#### **Amendment**

To refuse the application in terms of Paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.

- moved by Councillor Neil Ross, seconded by Councillor Rae

#### **Voting**

For the motion - 2 votes  
 For the amendment - 6 votes

(For the motion – Councillors Fullerton and Dixon.

For the amendment – Councillors Arthur, Mitchell, Rae, Rose, Neil Ross and Smith.)

#### **Decision**

To refuse the application in terms of Paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.