

## Licensing Sub-Committee of the Regulatory Committee

**2.30pm, Monday 11 March 2019**

### Present

Councillors Fullerton (Convener), Arthur, Burgess, Cameron (substituting for Councillor Wilson for items 6.1.10 to 6.1.17), Child (substituting for Councillor Wilson for items 1 to 6.1.9), Dixon, Mitchell, Rose, Neil Ross and Smith.

### 1. Minutes

---

#### Decision

- 1) To approve the minute of the Licensing Sub-Committee of 4 February 2019 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 5 February 2019 as a correct record.

### 2. Parades and Processions

---

Details were provided of notifications received for four proposed parades and processions. The Event Organisers and the appropriate Council officers were heard.

#### Decision

#### 1) **Global March for Elephants and Rhinos**

To make an order in respect of the proposed Global March for Elephants and Rhinos parade on 13 April 2019 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) **Old Town Churches Palm Sunday Procession**

To make an order in respect of the proposed Old Town Churches Palm Sunday Procession on 14 April 2019 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) **Apprentice Boys of Derry Street Procession**

To make an order in respect of the proposed Apprentice Boys of Derry Street Procession on 1 June 2019 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.

4) **Pride Scotia**

To make an order in respect of the proposed Pride Scotia parade on 22 June 2019 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. Parade – Korrika Scotland Fun Run**

---

The Convener ruled that the following item, notice of which had been given at the start of the meeting, be considered as a matter of urgency to allow the Sub-Committee to give early consideration to the matter.

Details were provided of a notification received from Korrika Scotland to hold a fun run on 13 April 2019.

#### **Decision**

To continue consideration of the application to the meeting of the Licensing Sub-Committee on 12 March 2019 to allow the applicant to attend.

(Reference – notice of proposed parade or procession, submitted)

#### **4. Proposed Suspension of Street Trader Licence**

---

##### **Decision**

To note that the report had been withdrawn at the request of the Executive Director of Place and would be brought to a future meeting of the Sub-Committee.

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

---

Details were provided of 20 applications for miscellaneous licences. The applicants and their agents were heard.

##### **Decision**

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

(Reference – list of applications, submitted)

## Applications for Miscellaneous Licences

Public Entertainment Licence (Temporary)		
6.1.1	Highland Centre Mr Mark Currie	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence and subject to the additional Police Scotland and Environmental Protection conditions appended to the application.
Market Operator Licence (Temporary)		
6.1.2	Highland Centre TV17 Events Limited Mr Simon McGrath	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.
6.1.3	Hands Up Events Ms Tania Pramschufer Event Dates 22 to 28 April 2019	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.
6.1.4	Hands Up Events Ms Tania Pramschufer Event Dates 3 to 9 June 2019	<ol style="list-style-type: none"> <li>1) Subject to point 2 below, to agree to <b>DELEGATE AUTHORITY</b> to the Regulatory Service Manager to determine the application.</li> <li>2) To agree that any significant issues or changes would be presented to the Committee for a determination to be made.</li> </ol>
6.1.5	Hands Up Events Ms Tania Pramschufer Event Dates 12 to 18 August 2019	<ol style="list-style-type: none"> <li>1) Subject to point 2 below, to agree to <b>DELEGATE AUTHORITY</b> to the Regulatory Service Manager to determine the application.</li> <li>2) To agree that any significant issues or changes would be presented to the Committee for a determination to be made.</li> </ol>
Street Trader Licences (New)		
6.1.6	Sweet by Scotts Police Box, The Mound Precinct, Edinburgh	To <b>REFUSE</b> the application in terms of Paragraph 5(3)(d) of Schedule 1 of the Civic Government (Scotland) Act 1982

## Street Trader Licences (New)

6.1.7	Chandra Mathers Rose Street, Edinburgh	To note that the application had been <b>WITHDRAWN</b> by the applicant.
-------	--	--

## House in Multiple Occupation Licences (Renewal)

6.1.8	Flat 5, 38 Barony Street, Edinburgh Mrs Maneera Iqbal	<ol style="list-style-type: none"> <li>1) To <b>AGREE</b> to consider the matter in the absence of the applicant.</li> <li>2) To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.</li> </ol>
6.1.9	51(1F2) Clerk Street, Edinburgh Mr Tahir Ali	To <b>CONTINUE</b> consideration of the application to an additional meeting of the Licensing Sub-Committee on 21 March 2019 to allow the applicant to consult with his architect on obtaining the necessary building warrant and completion certificate for the renovations carried out at the property.
6.1.10	13(3F3) Polwarth Crescent, Edinburgh Mr Gordon Ewing Agent: Mr John Davidson, Southside Property Management	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.
6.1.11	15(3F1) Montague Road, Edinburgh Ms Beverley Jane Burns Agent: Mr David Ramsay Burns	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.
6.1.12	Flat 2, 64 Dublin Street, Edinburgh Amin Property Development Agent: Mr Chris Boisseau, Factotum	<ol style="list-style-type: none"> <li>1) To agree to consider the public objection which had been submitted late.</li> <li>2) To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.</li> </ol>

### House in Multiple Occupation Licences (Renewal)

6.1.13	93(3F1) Dundas Street, Edinburgh Mrs Andrea Rodgers Agent: Mrs Karen Stephen, Homes 4 U (Scotland) Ltd	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.
6.1.14	64A Cumberland Street, North West Lane, Edinburgh Mr Grant George Alexander Chambers Agent: Ms Sharon Stevens, Aien Lettings Limited	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.
6.1.15	81 Colinton Mains Road, Edinburgh Redcroft Care Homes Ltd Mr Rajen Mawee	To <b>CONTINUE</b> consideration of the application to the meeting of the Licensing Sub-Committee on 23 April 2019 to allow the representations made by Police Scotland at the meeting regarding call outs to the property to be notified to the applicant.

### House in Multiple Occupation Licence (New)

6.1.16	Flat 20, 165 Slateford Road, Edinburgh Laurence Mark McKernan & Michelle Rae	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.
6.1.17	57(3F2) Montpellier Park, Edinburgh Mrs Joan Shankland Agent: Mrs Colette Grant, Grant Property Solutions	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.

House in Multiple Occupation Licence (New)		
<b>6.1.18</b>	69(2F2) Merchiston Crescent, Edinburgh WF Property Investments Agent: Colette Grant, Grant Property Solutions	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.  (on a division) – see note 1 below
<b>6.1.19</b>	15(3F1) Leopold Place, Edinburgh Mr Samuel Nicholas Wadham Agent: Mrs Gillian Nielsen, Ben Property Management	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.
Late Hours Catering Licence (Renewal)		
<b>6.1.20</b>	Ryan Straub Straub Food Limited 59 London Road, Edinburgh	1) To agree to hear the application in public. 2) To <b>GRANT</b> the licence for policy hours only Sun-Thurs 23:00-01:00 and Fri-Sat 23:00-02:00 subject to the Council's standard conditions for this category of licence and not Sun – Sat 23.00-05.00 as applied for.  (on a division) – See note 2 below

### Note 1

#### **Item 6.1.18 – Application for House in Multiple Occupation Licence (New) – 69(2F2) Merchiston Crescent, Edinburgh – WF Property Investments**

##### **Motion**

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 1 year.

- moved by Councillor Fullerton, seconded by Councillor Dixon

##### **Amendment**

To continue consideration of the application to a future meeting of the Sub-Committee to allow the applicant to re-advertise the notice of application and display the site notice again in accordance with paragraph 4 of schedule 4 to the Housing (Scotland) Act 2006.

- moved by Councillor Neil Ross, seconded by Councillor Arthur.

## **Voting**

For the motion - 5 votes  
For the amendment - 3 votes

(For the motion – Councillors Dixon, Fullerton, Mitchell, Rose and Smith.  
For the amendment – Councillors Arthur, Burgess and Neil Ross.)

## **Decision**

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 1 year.

## **Note 2**

### **Item 6.1.20 – Application for Late Hours Catering Licence (Renewal) – 59 London Road, Edinburgh (McDonalds) – Straub Food Limited**

#### **Motion**

To grant the licence for the hours Sun–Sat 23.00-05.00 as applied for subject to the Council's standard conditions for this category of licence.

- moved by Councillor Fullerton, seconded by Councillor Dixon

#### **Amendment**

To grant the licence for policy hours only Sun-Thurs 23:00-01:00 and Fri-Sat 23:00-02:00 subject to the Council's standard conditions for this category of licence.

- moved by Councillor Smith, seconded by Councillor Child.

#### **Voting**

For the motion - 3 votes  
For the amendment - 5 votes

(For the motion – Councillors Dixon, Fullerton and Mitchell.  
For the amendment – Councillors Arthur, Child, Rose, Neil Ross and Smith.)

#### **Decision**

To grant the licence for policy hours only Sun-Thurs 23:00-01:00 and Fri-Sat 23:00-02:00 subject to the Council's standard conditions for this category of licence.