

Notice of meeting and agenda

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Monday 20 May 2019

Dean of Guild Court Room, City Chambers, High Street, Edinburgh

This is a public meeting and members of the public are welcome to attend.

Contacts:

Email: lesley.birrell@edinburgh.gov.uk / sarah.stirling@edinburgh.gov.uk

Tel: 0131 529 4240 / 0131 529 3009



1. Order of business

- 1.1 Including any notices of motion and any other items of business submitted as urgent for consideration at the meeting.

2. Declaration of interests

- 2.1 Members should declare any financial and non-financial interests they have in the items of business for consideration, identifying the relevant agenda item and the nature of their interest.

3. Minutes

- 3.1 Minute of Licensing Sub-Committee of 16 April 2019 (circulated) – submitted for approval as a correct record
- 3.2 Minute of Licensing Sub-Committee of 23 April 2019 (circulated) – submitted for approval as a correct record
- 3.3 Minute of Licensing Sub-Committee of 30 April 2019 (circulated) – submitted for approval as a correct record
- 3.4 Minute of Licensing Sub-Committee of 9 May 2019 (circulated) – submitted for approval as a correct record

4. Parades and Processions

- 4.1 Proposed Parades and Processions: May - June 2019 - report by the Regulatory Services Manager (circulated)

Note: The above applicants have been invited to attend for 2.30pm.

5. Cinemas Act 1985

- 5.1 Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh International Film Festival 2019 – report by the Regulatory Services Manager (circulated)

6. Request for Variation of HMO Licence

- 6.1 Request for Variation of HMO Licence - Flat 4, 24 Learmonth Gardens, Edinburgh – report by the Regulatory Services Manager (to follow)

7. Miscellaneous Applications

- 7.1 Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – to consider miscellaneous applications – list of applications (circulated)

Laurence Rockey

Head of Strategy and Communications

Committee Members

Councillors Fullerton (Convener), Arthur, Burgess, Dixon, Howie, Mitchell, Rose, Neil Ross and Wilson.

Information about the Licensing Sub-Committee

The Licensing Sub-Committee consists of 9 Councillors and usually meets twice a month.

The Licensing Sub-Committee usually meets in the Dean of Guild Court Room in the City Chambers on the High Street in Edinburgh. There is a seated public gallery and the meeting is open to all members of the public.

Further information

If you have any questions about the agenda or meeting arrangements, please contact Natalie Le Couteur or Sarah Stirling, Committee Services, Strategy and Communications, Chief Executive, City of Edinburgh Council, Business Centre 2:1, Waverley Court, 4 East Market Street Edinburgh, EH8 8BG; ☎ 0131 529 4240 / 0131 529 3009 email lesley.birrell@edinburgh.gov.uk / sarah.stirling@edinburgh.gov.uk

A copy of the agenda and papers for this meeting will be available for inspection prior to the meeting at the main reception office, City Chambers, High Street, Edinburgh.

The agenda, minutes and public reports for this meeting and all the main Council committees can be viewed online by going to www.edinburgh.gov.uk/cpol.

The views expressed in any letters of representation are not necessarily the views of the City of Edinburgh Council.

For remaining items of business likely to be considered in private, see separate agenda.

Item 3.1 - Minutes

Licensing Sub-Committee of the Regulatory Committee

9.00am, Thursday 16 April 2019

Present

Councillors Fullerton (Convener), Rose and Wilson.

1. Resolution to Consider in Private

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.

2. Applications to Vary the Conditions of Taxi or Private Hire Car Licences: Exemption to Policy

The Regulatory Committee had agreed to amend its policy and licensing conditions regarding the age and emissions standards of licensed vehicles in Edinburgh's Taxi and Private Hire Car fleet at its meeting on 16 March 2018.

21 requests had been received for exemptions to this policy. The licence holders and relevant Council officers were heard.

Decision

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

(References – Regulatory Committee 16 March 2018 (item 1); report by the Regulatory Services Manager, submitted)

Item 3.2 - Minutes

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Tuesday 23 April 2019

Present

Councillors Fullerton (Convener), Cameron (substituting for Councillor Arthur), Corbett (substituting for Councillor Burgess), Doran (substituting for Councillor Wilson for items 6.1.2 onwards), Dixon, Henderson (substituting for Councillor Wilson for items 1 to 6.1.1), Mitchell, Rose, Neil Ross and Smith.

1. Minutes

Decision

- 1) To approve the minute of the additional meeting of the Licensing Sub-Committee of 1 March 2019 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 11 March 2019 as a correct record.
- 3) To approve the minute of the Licensing Sub-Committee of 12 March 2019 as a correct record.
- 4) To approve the minute of the additional meeting of the Licensing Sub-Committee of 19 March 2019 as a correct record.
- 5) To approve the minute of the additional meeting of the Licensing Sub-Committee of 21 March 2019 as a correct record.
- 6) To approve the minute of the additional meeting of the Licensing Sub-Committee of 1 April 2019 as a correct record.
- 7) To approve the minute of the additional meeting of the Licensing Sub-Committee of 12 April 2019 as a correct record.

2. Parades and Processions – Orange Order Parades – 29 June 2019

Details were provided of a notification received from the Loyal Orange Institution of Scotland to hold a parade on 29 June 2019.

The Event Organisers and the appropriate Council officers were heard.

Decision

To make an Order in respect of the proposed Orange Order Parades on 29 June 2019 imposing conditions that:

- 1) The parade shall proceed in accordance with the route and times agreed at the meeting of the Events Planning and Operations Group held on 23 April 2019.
- 2) The organiser will adhere to the recommendations of the Events Planning and Operations Group.
- 3) The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

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

3. Request for Fee Reduction – Meadows Festival Association

Details were provided of a request received from the Meadows Festival Association for a reduction in the application fee for a Market Operator's Licence for an event on 1 and 2 June 2019.

The Event Organisers and the appropriate Council officers were heard.

Motion

To agree a 25% fee reduction for this year.

- moved by Councillor Fullerton, seconded by Councillor Cameron

Amendment

- 1) To agree a fee of £1000 for this year.
- 2) To note the intention to review licence fee charges for the City Centre Ward at a future meeting of the Regulatory Committee.

- moved by Councillor Rose, seconded by Councillor Corbett

Voting

For the motion - 4 votes

For the amendment - 5 votes

(For the motion – Councillors Cameron, Dixon, Fullerton and Henderson.

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

Decision

- 1) To agree a fee of £1000 for this year.
- 2) To note the intention to review licence fee charges for the City Centre Ward at a future meeting of the Regulatory Committee.

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

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

Details were provided of 16 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)

5. Resolution to Consider in Private

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.

6. Police Requests for Suspension or Revocation of Licences

The Sub-Committee considered two requests by Police Scotland to suspend or revoke a Private Hire Driver Licence and a Taxi Driver Licence.

Decision

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

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

7. Request for Suspension or Revocation of Licences

The Sub-Committee considered a request to suspend or revoke a Private Hire Driver Licence.

Decision

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

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

Applications for Miscellaneous Licences

Market Operator Licence (Temporary)		
6.1.1	Tanya Eadie	To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 20 May 2019 to allow the applicant to attend.
Street Trader Licence (Variation)		
6.1.2	Mr Michael McVeigh Rose Street, Edinburgh	To VARY the licence subject to the Council's standard conditions for this category of licence until the planned public realm works for Rose Street were concluded.
Street Trader Licence (Renewal)		
6.1.3	Sandemans New Europe Tours High Street, Edinburgh	To repel the public objection and GRANT the licence subject to the Council's standard conditions for this category of licence. (on a division) See Note 1 below
6.1.4	Mr Benny Yadgarian Rose Street, Edinburgh	To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 20 May 2019 to allow the applicant to attend.
Street Trader Licence (New)		
6.1.5	Iberia + Ltd Mr Davit Khutsishvili Rutland Street, Edinburgh	To REFUSE the application in terms of paragraph 5 (3) (c) (i) of Schedule 1 of the Civic Government (Scotland) Act 1982.
6.1.6	Mr Tudor Dinu St Leonard's Street, Edinburgh	To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 20 May 2019 at the request of the applicant's agent to allow the applicant to make further enquiries regarding the location.

Late Hours Catering Licence (New)

<p>6.1.7</p>	<p>Scotco Northern Ireland Jamie Fowler 1 South Charlotte Street</p>	<p>To GRANT the licence for policy hours only Sun to Thurs 23:00-02:00 and Fri & Sat 23:00-03:00 subject to the Council's standard conditions for this category of licence.</p>
<p>6.1.8</p>	<p>Erbil Mr Raibar Pirmus 54 Rodney Street</p>	<p>To repel the public objection and GRANT the licence for policy hours only Sun to Thurs 23:00-01:00 and Fri & Sat 23:00 to 02:00 subject to the Council's standard conditions for this category of licence and an additional condition that all amplified music and vocals to be controlled to the satisfaction of the Executive Director of Place.</p>
<p>6.1.9</p>	<p>Best One Mr Muhammad Tahir Sharif 301 Leith Walk, Edinburgh</p>	<p>To repel the public objection and GRANT the licence for policy hours only Sun to Thurs 23:00-12:00 and Fri-Sat 23:00-01:00 subject to the Council's standard conditions for this category of licence and an additional condition that all amplified music and vocals to be controlled to the satisfaction of the Executive Director of Place.</p>

House in Multiple Occupation Licences (Renewal)

<p>6.1.10</p>	<p>81 Colinton Mains Road, Edinburgh Redcroft Care Homes Ltd Mr Rajen Mawjee</p>	<p>To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 20 May 2019 to allow the applicant to attend.</p>
<p>6.1.11</p>	<p>64(3F2) Findhorn Place, Edinburgh Mr David Thomas Coombs Agent: Ms Natalie Cotton, Clan Gordon Ltd</p>	<p>1) To note that the objectors had withdrawn their objections. 2) To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>

House in Multiple Occupation Licences (Renewal)

6.1.12	16(1F2) Grove Street, Edinburgh Mr Eric Gardiner Agent: Mr David Rowand, Cairn Letting	To repel the public objection and GRANT the licence subject to the Council's standard conditions for this category of licence for a period of one year only.
6.1.13	10(2F2) Henderson Row, Edinburgh Mr Ghazanfar Hussain	1) To AGREE to consider the late public objections. 2) To repel the public objections and GRANT the licence subject to the Council's standard conditions for this category of licence.
6.1.14	5(1F1) Merchiston Place, Edinburgh Orla Properties Limited Agent: Mrs Rachel MacDonell, Braemore	To repel the public objections and GRANT the licence subject to the Council's standard conditions for this category of licence.

House in Multiple Occupation Licences (New)

6.1.15	46(3F2) Polwarth Gardens, Edinburgh Mrs Allison Christine Hilton Agent: Mr Andrew Anderson, Southside Property Management	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 six months only.
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House in Multiple Occupation Licences (New)

6.1.16	125(3F2) Warrender Park Road, Edinburgh Norrby Investments Limited Lodging Agent: HMO Scotland Ltd	1) To AGREE to consider the late public objections. 2) To REFUSE the licence in terms of section 131 (1) (a) and (2) (f) of the Housing (Scotland) Act 2006 as the premises were not suitable for occupation as an HMO and there was the possibility of undue public nuisance.
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Note 1

Item 6.1.3 – Application for Street Trader Licence (Renewal) – Sandemans New Europe Tours – High Street, Edinburgh

Motion

To repel the public objection and **GRANT** the licence subject to the Council's standard conditions for this category of licence.

- moved by Councillor Fullerton, seconded by Councillor Dixon

Amendment

To repel the public objection and **GRANT** the licence subject to the Council's standard conditions for this category of licence and an additional condition imposing a maximum number of 30 persons per tour.

- moved by Councillor Cameron, seconded by Councillor Doran

Voting

For the motion - 5 votes
For the amendment - 4 votes

(For the motion – Councillors Dixon, Fullerton, Mitchell, Rose and Smith.
For the amendment – Councillors Cameron, Corbett, Doran and Neil Ross.)

Decision

To repel the public objection and **GRANT** the licence subject to the Council's standard conditions for this category of licence.

Item 3.3 - Minutes

Licensing Sub-Committee of the Regulatory Committee

9.00am, Tuesday 30 April 2019

Present

Councillors Fullerton (Convener), Booth (substituting for Councillor Burgess, item 7), Child (substituting for Councillor Arthur, items 1 to 7), Dixon (items 1 to 7), Rose, Neil Ross (items 1 to 7), Smith (items 1 to 7) and Wilson.

1. Resolution to Consider in Private

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.

2. Police Requests for Suspension or Revocation of Licences

The Sub-Committee considered three requests by Police Scotland to suspend or revoke a Private Hire Driver Licence or a Taxi Driver Licence.

Decision

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

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

3. Suspension of Private Hire Driver Licence

The Sub-Committee considered a request by Police Scotland to suspend a Private Hire Driver Licence.

Decision

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

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

4. Request for Variation – Private Hire Car Licence

On 22 May 2009, the Regulatory Committee approved a requirement that all private hire cars would have to carry self-adhesive plastic oval signs on their front doors stating 'Pre-booked Hires Only'.

The Sub-Committee considered a request by a private hire car licence holder that his licence conditions be varied so that he could remove the 'Pre-booked Hires Only' stickers from his private hire car.

Decision

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

(References – Regulatory Committee 22 May 2009 (item 3); report by the Regulatory Services Manager, submitted)

5. Request for Consideration of Renewal of a Private Hire Car Driver's Licence

The Sub-Committee considered an application for renewal of a Private Hire Car Driver's Licence.

Decision

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

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

6. Application for Renewal of Private Hire Car Driver's Licence

On 6 February 2018 the Regulatory Committee had agreed to amend its policy regarding existing taxi and private hire car drivers who were unable to obtain the relevant criminal convictions check to apply for a licence renewal.

The Sub-Committee considered a request for renewal of a Private Hire Car Driver's licence.

Decision

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

(References – Regulatory Committee 6 February 2018 (item 1); report by the Regulatory Services Manager, submitted)

7. Civic Government (Scotland) Act 1982 – To consider miscellaneous applications

Details were provided of 15 applications for miscellaneous licences. The applicants and their agents were heard.

Decision

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

(Reference – list of applications, submitted)

8. Applications to Vary the Conditions of Taxi or Private Hire Car Licences: Exemption to Policy

The Regulatory Committee had agreed to amend its policy and licensing conditions regarding the age and emissions standards of licensed vehicles in Edinburgh's Taxi and Private Hire Car fleet at its meeting on 16 March 2018.

28 requests had been received for exemptions to this policy. The licence holders and relevant Council officers were heard.

Decision

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

(References – Regulatory Committee 16 March 2018 (item 1); report by the Regulatory Services Manager, submitted)

Item 3.4 - Minutes

Licensing Sub-Committee of the Regulatory Committee

10.15am and 1.00pm, Thursday 9 May 2019

Present

Councillors Fullerton (Convener), Burgess and Rose.

1. Resolution to Consider in Private

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.

2. Applications to Vary the Conditions of Taxi or Private Hire Car Licences: Exemption to Policy

The Regulatory Committee had agreed to amend its policy and licensing conditions regarding the age and emissions standards of licensed vehicles in Edinburgh's Taxi and Private Hire Car fleet at its meeting on 16 March 2018.

44 requests had been received for exemptions to this policy. The licence holders and relevant Council officers were heard.

Decision

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

(References – Regulatory Committee 16 March 2018 (item 1); report by the Regulatory Services Manager, submitted)

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Monday, 20 May 2019

Proposed Parades and Processions: May - June 2019

Item number	4.1
Report number	
Executive/routine	
Wards	11 - City Centre
Council Commitments	

Executive Summary

The City of Edinburgh Council has been notified of two parades which are proposed to take place in May and June 2019.

The Council has limited powers in respect of parades. It can take no action and the parades would proceed as the organisers intend. Alternatively, it has the power to attach conditions or, under limited circumstances, to ban the parades. The Committee needs to decide whether to exercise any of these options.

One of the proposed parades has been referred for the Committee's consideration due to its nature.

The other is referred as use of the High Street is proposed. In January 2018 the Regulatory Committee decided to continue the practice that all parades involving the High Street must be submitted for Committee consideration.

Proposed Parades and Processions: May - June 2019

1. Recommendations

- 1.1 It is recommended that the Committee makes orders in respect of each of the proposed parades, imposing conditions attached at Appendix 2.

2. Background

- 2.1 Under the Civic Government (Scotland) Act 1982, anyone organising a parade or procession in Scotland must notify the appropriate local authority and the police at least 28 days prior to the date of the event.
- 2.2 The City of Edinburgh Council has been notified of intent to hold the following events in the city (further details in Appendix 1). It is proposed that the Schools Strike for Climate parade 1(a) will use the High Street. The proposed James Connolly Commemoration march 1(b) cannot be dealt with under delegated powers due to its nature.

	Event name	Event date
1(a)	Schools Strike for Climate <i>Proposed route includes use of High Street</i>	24 May 2019
1(b)	James Connolly Commemoration	8 June 2019

- 2.3 The Council has limited powers available regarding the control of such parades. These powers should only normally be exercised to prevent public disorder, risk to public safety, damage to property or excessive disruption to the life of the community.

3. Main report

- 3.1 Notification forms and other documents relevant to each proposed parade are attached as Appendices 1a-1b.
- 3.2 The recommended conditions (Appendix 2) are sufficient to mitigate any possible disruption to the community. Where an EPOG has taken place this is noted at Appendix 1.
- 3.3 Representatives of each organisation will be invited to address the Committee regarding the proposed parades.

4. Measures of success

- 4.1 That the Council discharges its statutory duties in respect of these notifications.
- 4.2 That any parade is facilitated wherever possible and is managed in a way that minimises potential disruption to the life of the community.

5. Financial impact

- 5.1 None arising directly from this report.
- 5.2 Council resources may need to be deployed on the day, in particular with respect to any road closures.

6. Risk, policy, compliance and governance impact

- 6.1 Should the Committee decide to restrict or prohibit the processions, the persons proposing to hold the procession may appeal against that decision to the Sheriff Court within 14 days of written reasons being received by them.

7. Equalities impact

- 7.1 In coming to a decision, the Committee will have to consider the rights of the procession organisers to stage their processions, and the Council's duty to foster good relations and ensure the protection of public order and safety. These must be discharged against the relevant statutory duties.

8. Sustainability impact

- 8.1 There may be some short-term environmental impact arising from any agreed procession:
 - 8.1.1 The proposed route crosses public roads, though arrangements will be made to mitigate any disruption caused.

9. Consultation and engagement

- 9.1 Statutory consultation has taken place regarding the parades.

10. Background reading/external references

- 10.1 Scottish Government guidance - [Review of parades and marches in Scotland \(2006\)](#)

Andrew Mitchell

Regulatory Services Manager

Contact: Andrew Mitchell, Regulatory Services Manager

E-mail: andrew.mitchell@edinburgh.gov.uk | Tel: 0131 529 4042

11. Appendices

11.1 Appendix 1: Application forms and other relevant documentation:

- a) Schools Strike for Climate
- b) James Connolly Commemoration

11.2 Appendix 2: Proposed conditions

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Monday, 20 May 2019

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh International Film Festival 2019

Item number	5.1
Report number	
Executive/routine	
Wards	Citywide
Council Commitments	N/A

Executive Summary

The Council has received a request for authorisation to screen uncertificated films during the Edinburgh International Film Festival 2019.

Cinemas Act 1985 – Variation of Licensing Conditions – Edinburgh International Film Festival 2019

1. Recommendations

- 1.1 It is recommended that the Committee:
 - 1.1.1 notes this report; and
 - 1.1.2 grants permission to allow specific uncertificated films, from the list of titles circulated, to be shown as part of the 2019 event between 19 and 30 June 2019 at the venues listed in Appendix 1.

2. Background

- 2.1 Condition 2 of the Council's standard conditions, which applies to all cinema licences, states that only films with certificates from the British Board of Film Classification (BBFC) may be exhibited.
- 2.2 However, condition 3 of the cinema licence conditions allows the exhibition of any film, if the Council's permission is first obtained.
- 2.3 The Committee has given approval for the Edinburgh International Film Festival Ltd (EIFF) to show uncertificated films in previous years.

3. Main report

- 3.1 In April 2019 the Council received notice from the Edinburgh International Film Festival Ltd (EIFF) regarding films due to be screened during the 2019 event.
- 3.2 Typically most of these films are yet to be released and therefore have still to be classified by the BBFC. Therefore, as required by the Council's Standard Conditions of Licence, the EIFF is seeking permission on behalf of the various cinemas for the films within the programme to be shown. The committee has previously agreed to similar variations.
- 3.3 Committee members should note that any permitted variation would relate only to the films specified on the list circulated to members, and any films not so specified would be required to adhere to the Council's Standard Conditions of Licence.
- 3.4 This permission will apply, as appropriate, to the licensed premises listed in Appendix 1.

4. Measures of success

4.1 The Council discharges its licensing functions appropriately.

5. Financial impact

5.1 There are no financial implications arising from this report.

6. Risk, policy, compliance and governance impact

6.1 This accords with statutory provisions and is consistent with standard conditions for cinema licences.

7. Equalities impact

7.1 There is no equalities impact arising from the contents of this report.

8. Sustainability impact

8.1 There is no environmental impact arising from the contents of this report.

9. Consultation and engagement

9.1 None.

10. Background reading/external references

10.1 [City of Edinburgh Council Licensing Conditions – Cinema Licensing](#)

Andrew Mitchell

Regulatory Services Manager

Contact: Andrew Mitchell, Regulatory Services Manager

E-mail: andrew.mitchell@edinburgh.gov.uk | Tel: 0131 529 4042

11. Appendices

11.1 Appendix 1 - list of affected licensed premises

Licensing Sub-Committee of the Regulatory Committee

20 May 2019

Applications for Miscellaneous Licences

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
The following have been invited for 2.30pm							
Market Operator Licence (Renewal)							
7.1.1	Ms Tania Eadie	2 Newbattle Terrace, Edinburgh	Standard Conditions	N/A	Licensing enforcement representation Continued from 23 April to allow applicant to attend	N/A	17.09.19
Street Trader Licence (Variation)							
7.1.2	Mr Graham Brunton	Newcraighall Road, Edinburgh	Standard Conditions	N/A	Outwith Council policy	N/A	11.11.19

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
Street Trader Licence (Renewal)							
7.1.3	Mr Benny Yadgarian	Rose Street, Edinburgh	Standard Conditions	N/A	Roads representation Continued from the Licensing Sub-Committee of 23 April to allow the applicant to attend	N/A	20.09.19
7.1.4	Mr Blair McNeill	Stance 13, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	11.09.19
7.1.5	Ms Chandra Mather	Stance 10, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	19.12.19
7.1.6	Mr Adam Macintosh	Stance 7, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	30.07.19

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
7.1.7	Ms Elizabeth Hiller	Stance 8, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	09.10.19
7.1.8	Ms Jane Edgell	Stance 1, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	27.08.19
7.1.9	Mr William Green	Stance 11, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	07.09.19
7.1.10	Ms Elizabeth Tainsh	Stance 12, Playfair Steps, Edinburgh	Standard Conditions	N/A	Roads objection Playfair Steps renewal	N/A	05.09.19

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
Street Trader Licence (New)							
7.1.11	Mr Tudor Dinu	St Leonard's Street, Edinburgh	Standard Conditions	N/A	Roads objection Southside Association objection Southside Community Council objection Continued from 23 April at the request of the applicant's agent to allow the applicant to make further enquiries regarding the location.	N/A	14.10.19
7.1.12	Lukas Chef Mr Lukasz Nagiewicz	Niddrie Mains Road, Edinburgh	Standard Conditions	N/A	Roads objection	N/A	19.09.19
Late Hours Catering Licence (New)							
7.1.13	Mr Muhammad Rashad	56 South Clerk Street, Edinburgh	Standard Conditions Sun – Thurs 17:00 – 01:00 Fri – Sat 17:00 - 02:00	N/A	Licensing Enforcement representation Public objection Outwith Council policy	Julian Butkis	27.11.19

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
7.1.14	Mr Ammar Othman	21 Forrest Road, Edinburgh	Standard Conditions Mon – Thurs 11:00 – 02:00 Fri – Sat 11:00 - 03:00	N/A	Licensing Enforcement representation Outwith Council policy	N/A	14.12.19
House in Multiple Occupation Licence (Renewal)							
7.1.15	Redcroft Care Homes Ltd Mr Rajen Mawjee	81 Colinton Mains Road, Edinburgh	4 occupants	Satisfactory	1 public objection Continued from 11 March 2019 to allow the representations made by Police Scotland at the meeting regarding call outs to the property to be notified to the applicant. Continued from 23 April 2019 to allow applicant to attend Police Scotland representation	Cameron Sinclair	07.08.19

7.1.16	Mr Asif Sohail Usmani & Mrs Saadia Usmani Agent: Ms Gemma Gilmour, Edinburgh University Accommodation Services	2 Spence Street, Edinburgh	9 occupants	Satisfactory	1 public objection	Marie & Douglas Band	28.11.19
7.1.17	Ms Rebecca Rothwell Agent: Mrs Rachel MacDonell, Braemore	16 (1F2) Warrender Park Crescent, Edinburgh	4 occupants	Satisfactory	1 public objection	Iain & Rhoda Lang	23.01.20
House in Multiple Occupation Licence (New)							
7.1.18	Bruce Edward Walker Discretionary Trust Lodging agent: Julie Corbett	90 (1F1) Hamilton Place, Edinburgh	4 occupants	Satisfactory	3 public objections	Paul & Pamela Laing Louise Tait Max & Alex Leadley Brown	08.11.19

LICENSING REF NO: 401545

ITEM NO

7.1.1

MARKET OPERATORS LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Ms Tania Eadie
PREMISES ADDRESS		2 Newbattle Terrace, Edinburgh, EH10 4RT
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Licensing Enforcement Representation
REASON FOR BEING CALLED TO COMMITTEE		Licensing Enforcement Representation
DETERMINATION DATE		17th September 2019
NOTES: Market Operator that held did not hold a market in January of the previous licence.		

LICENSING REF NO: 404954

ITEM NO

7.1.2

STREET TRADER LICENCE

Variation

APPLICANT DETAILS: MANAGER	NAME	Mr Graham Brunton
PREMISES ADDRESS		80b Newcraighall Road, Edinburgh, EH15 3HS
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		N/A
REASON FOR BEING CALLED TO COMMITTEE		Out with Council Policy
DETERMINATION DATE		11th November 2019
NOTES: Variation application to keep Street Trader stance in the trading location over night. Out with Council Policy.		

LICENSING REF NO: 401783

ITEM NO

7.1.3

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Mr Benny Yadgarian
PREMISES ADDRESS		Street Record, Rose Street, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Representation
REASON FOR BEING CALLED TO COMMITTEE		Roads Representation
DETERMINATION DATE		20 September 2019
NOTES: Street Trader based on Rose Street. Roads memo reflects the works being undertaken on Rose Street.		

LICENSING REF NO: 401208

ITEM NO

7.1.4

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Mr Blair McNeil
PREMISES ADDRESS		Stance 13, Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		11 th September 2019
NOTES: Renewal for Street Traders licence on Stance 13 at the Playfair Steps.		

LICENSING REF NO: 407582

ITEM NO

7.1.5

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Ms Chandra Mather
PREMISES ADDRESS		Stance 10, Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		19th December 2019
NOTES: Playfair Steps Street Trader Renewal for Stance 10.		

LICENSING REF NO: 397679

ITEM NO

7.1.6

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Mr Adam Mcintosh
PREMISES ADDRESS		Stance 7, Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objections
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		30th July 2019
NOTES: Street Traders Renewal for Playfair Steps Stance 7		

LICENSING REF NO: 396298

ITEM NO

7.1.7

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Ms Elizabeth Hiller
PREMISES ADDRESS		Stance 8
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		9th October 2019
NOTES: Playfair Steps Street Trader renewal for Stance 8		

LICENSING REF NO: 400269

ITEM NO **7.1.8**

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Ms Jane Edgell
PREMISES ADDRESS		Stance 1, Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		27th August 2019
NOTES: Street Trader Renewal for Playfair Steps Stance 1		

LICENSING REF NO: 400967

ITEM NO **7.1.9**

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Mr William Green
PREMISES ADDRESS		Stance 11, Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		7th September 2019
NOTES: Street Trader Renewal for Playfair Steps Stance 11		

LICENSING REF NO: 400725

ITEM NO **7.1.10**

STREET TRADER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Ms Elisabeth Tainsh
PREMISES ADDRESS		Stance 12 Playfair Steps, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection Playfair Steps Renewal
DETERMINATION DATE		5th September 2019
NOTES: Street Trader Renewal for Playfair Steps Stance 12		

LICENSING REF NO: 382788

ITEM NO **7.1.11**

STREET TRADER LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	Mr Tudor Dinu
PREMISES ADDRESS		St Leonard's Street, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection Southside Association Objection Southside Community Council Objection
REASON FOR BEING CALLED TO COMMITTEE		Public and Roads Objections
DETERMINATION DATE		14th October 2019
NOTES: Street Trader application for St Leonards Street. Proposed Trading Hours of 07:00 to 21:00.		

LICENSING REF NO: 390095

ITEM NO **7.1.12**

STREET TRADER LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	Lukas Chef Mr Lukasz Nagiewicz
PREMISES ADDRESS		Street Record, Niddrie Mains Road, Edinburgh, EH16
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Roads Objection
REASON FOR BEING CALLED TO COMMITTEE		Roads Objection
DETERMINATION DATE		19th September 2019
NOTES: Street Trader for Niddrie Mains Road. Roads objection in relation to the location of the vehicle as it is currently proposed to be parked on a public footway.		

LICENSING REF NO: 406183

ITEM NO **7.1.13**

**LATE HOURS CATERING
LICENCE**

New

APPLICANT DETAILS: MANAGER	NAME	Mr Muhammad Rashad
PREMISES ADDRESS		56 South Clerk Street, Edinburgh, EH8 9PS
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Public Objection Licensing Enforcement Representation
REASON FOR BEING CALLED TO COMMITTEE		Licensing Enforcement Representation Public Objection Out with Council Policy
DETERMINATION DATE		27th November 2019
NOTES: Application for South Clerk Street. Hours applied for are out with Council Policy as they are generally not granted beyond 12 midnight.		

LICENSING REF NO: 404439

ITEM NO

7.1.14

**LATE HOURS CATERING
LICENCE**

New

APPLICANT DETAILS: MANAGER	NAME	Mr Ammar Othman
PREMISES ADDRESS		21 Forrest Road, Edinburgh, EH1 2QH
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Licensing Enforcement Representation
REASON FOR BEING CALLED TO COMMITTEE		Licensing Enforcement Representation Out with Council Policy
DETERMINATION DATE		14 th December 2019
NOTES: Application for Forrest Road. Out with council policy as applications are generally not granted beyond 12 midnight,		

LICENSING REF NO: 391926

ITEM NO

7.1.15

HMO
RENEWAL

APPLICANT DETAILS:	NAME	Redcroft Care Homes Ltd
	AGENT	
	LODGING AGENT	Mr Rajen Mawjee
PREMISES ADDRESS		81 Colinton Mains Road, Edinburgh, EH13 9DL
CONDITIONS APPLIED FOR		Maximum Occupants - 4
24 HOUR CONTACT NUMBER		SATISFACTORY
NOTICE OF APPLICATION		SATISFACTORY
REPRESENTATIONS RECEIVED		Cameron Sinclair
DETERMINATION DATE		7 August 2019
RENEWAL DATE		31 August 2021
NOTES: Continued from 11 March to allow the representations made by Police Scotland regarding callouts to the property to be notified to the applicant. Continued from 23 April to allow the applicant to attend		

LICENSING REF NO: 400389

ITEM NO

7.1.16

HMO
RENEWAL

APPLICANT DETAILS:	NAME	Mr Asif Sohail Usmani & Mrs Saadia Usmani
	AGENT	Ms Gemma Gilmour, Edinburgh University Accommodation Services
	LODGING AGENT	Mr Brian Morgan, HMO Scotland Ltd
PREMISES ADDRESS		2 Spence Street, Edinburgh, EH16 5AG
CONDITIONS APPLIED FOR		Maximum Occupants - 9
24 HOUR CONTACT NUMBER		SATISFACTORY
NOTICE OF APPLICATION		SATISFACTORY
REPRESENTATIONS RECEIVED		Marie and Douglas Band
DETERMINATION DATE		28 November 2019
RENEWAL DATE		30 November 2021
NOTES:		

LICENSING REF NO: 403779

ITEM NO

7.1.17

HMO
RENEWAL

APPLICANT DETAILS:	NAME	Ms Rebecca Rothwell
	AGENT	Mrs Rachel MacDonell, Braemore
	LODGING AGENT	Braemore
PREMISES ADDRESS		1f2, 16 Warrender Park Crescent, Edinburgh, EH9 1EA
CONDITIONS APPLIED FOR		Maximum Occupants - 4
24 HOUR CONTACT NUMBER		SATISFACTORY
NOTICE OF APPLICATION		SATISFACTORY
REPRESENTATIONS RECEIVED		<ul style="list-style-type: none">• Iain and Rhoda Lang
DETERMINATION DATE		23 January 2020
RENEWAL DATE		31 January 2022
NOTES:		

LICENSING REF NO: 398737

ITEM NO

7.1.18

HMO
NEW

APPLICANT DETAILS:	NAME	Bruce Edward Walker Discretionary Trust
	AGENT	
	LODGING AGENT	Julie Corbett
PREMISES ADDRESS		1f1, 90 Hamilton Place, Edinburgh, EH3 5AZ
CONDITIONS APPLIED FOR		Maximum Occupants - 4
24 HOUR CONTACT NUMBER		SATISFACTORY
NOTICE OF APPLICATION		SATISFACTORY
REPRESENTATIONS RECEIVED		<ul style="list-style-type: none">• Paul and Pamela Laing• Louise Tait• Max and Alex Leadley Brown
DETERMINATION DATE		8 November 2019
RENEWAL DATE		1 year from date of grant
NOTES: Response letter from Trustee, Bruce Walker		