

## Committee Minutes

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### Regulatory Committee

Edinburgh, 22 June 2012

**Present:-** Councillors Barrie (Convener), Blacklock (Vice Convener), Aitken, Booth (substituting for Councillor Burgess), Cairns, Gardner, Bill Henderson and Heslop.

#### 1 Minutes

##### Decision

- 1) To approve the minute of the Regulatory Committee of 20 April 2012 as a correct record.
- 2) To approve the minutes of the Licensing Sub-Committees of 18 and 20 April 2012 as correct records.

#### 2 Public Entertainment Licensing

The Regulatory Committee at it's meeting on 20 April 2012 considered the impact of amendments to Civic Government (Scotland) Act 1982 on free to enter public entertainment events and agreed:

- 1) To vary the City of Edinburgh Public Entertainment Resolution.
- 2) An interim fee structure for those remaining free to enter events which would require a public entertainment licence, as per any varied resolution.
- 3) That the six month monitoring period previously agreed would run until the end of October.
- 4) To request the Director of Services for Communities to report on proposals including time scales for a full review of the Public Entertainment Resolution within 1 committee cycle.

Regulatory Committee  
22 June 2012

Details were provided on procedures and timescales for amending the Public Entertainment Resolution, approval was also sought to establish a short life working group to develop options for proposed changes.

**Decision**

1. To note the statutory process and timescale for review of the Public Entertainment Resolution.
2. To establish a Short Life Member/Officer Working Group to develop proposals for consultation, the membership to be:
  - The Convener and Vice -Convener of the Regulatory Committee
  - The Festival and Events Champion
  - One representative each from the Conservative, Green and Liberal Democrat Groups
  - Two representatives from the Department of Services for Communities
  - One representative each from Culture and Sport, Legal and Administrative Services and Public Safety
  - One representative each from Lothian and Borders Police and Lothian and Borders Fire and Rescue Service.
3. To allow substitutes to attend the working group.
4. To receive a further report in November 2012 outlining proposals and presenting the outcome of the six months monitoring period of recent variations to the Resolution.
5. To discharge the outstanding remit of 20 April 2012.

(References – Regulatory Committees of 27 January 2012 (item 2), 9 March 2012 (item 4) and 20 April 2012 (item 2) of the report by the Director of Services for Communities, submitted.)

## Committee Minutes

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# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 20 June 2012

**Present:-** Councillors Barrie (Convener), Blacklock (Vice Convener), Aitken, Burgess, Cairns, Gardner, Godzik, Bill Henderson and Heslop.

## 1 Wheelchair Accessible Taxis – Fitness of Taxi Drivers

The Director of Services for Communities provided details of fourteen requests from taxi drivers for exemptions from compliance with Condition 129 of the Council's Standard Licensing Conditions for Taxis, Private Hire Cars, Taxi Drivers and Private Hire Car Drivers on the basis of a medical condition.

The Council's Medical Adviser had recommended that the exemptions be granted as detailed in the Appendix to the report by the Director of Services for Communities.

### Decision

To grant the exemptions as detailed in the Appendix to the report by the Director of Services for Communities.

(Reference – report by the Director of Services for Communities, submitted.)

## 2 Resolution to Consider in Private

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

Licensing Sub-Committee of the  
Regulatory Committee  
20 June 2012

**3 Private Hire Car Driver's Licence – New Application (Medical)  
(Agenda item B1)**

The Director of Services for Communities advised the Committee of the terms of a medical report.

**Decision**

1. To grant the licence subject to the Council's standard conditions for this licence.
2. An annual eye test to be undertaken, thereafter the frequency of the test to be reviewed depending on the test results.

(Reference – report by the Director of Services for Communities, submitted).

**4 Applications for Miscellaneous Licences/Suspension Requests  
– Civic Government (Scotland) Act 1982**

The Director of Services for Communities provided details of 16 applications for Miscellaneous Licences and one request for suspension of licence under the Civic Government (Scotland) Act 1982.

The Committee agreed, in the interests of public safety, to hear objections to applications submitted outwith the 28 day period in terms of Paragraph 3(i) of Schedule 1 of the Civic Government (Scotland) Act 1982.

**Decision**

That the applications and suspension request be determined as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(References – list of applications, submitted.)

## Committee Minutes

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# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 22 June 2012

**Present:-** Councillors Barrie (Convener), Blacklock (Vice Convener), Aitken, Booth (substituting for Councillor Burgess), Cairns, Gardner, Bill Henderson and Heslop.

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

Details were provided of 20 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

#### Decision

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

#### Declaration of Interests

Councillors Cairns and Bill Henderson declared a non-financial interest in agenda item 3.20 the application for a House in Multiple Occupation Licence at 45 (3F2) Thirlestane Road as the applicant was known to them, and took no part in consideration of this item.

(Reference – list of applications, submitted.)

### 2 Request for Reduction of Fees – Renewal of Public Entertainment Licence – The Corstorphine Trust

A request had been received from The Corstorphine Trust for a reduction of the application fee in respect of a Public Entertainment Licence for The Corstorphine Heritage Centre.

#### Decision

To approve a reduction of 50% of the application fee.

(Reference – report by the Head of Community Safety, circulated)

### **3 Request for Reduction of Fees – Temporary Public Entertainment Licence – Edinburgh Mela**

A request had been received from the Edinburgh Mela for a reduction of the application fee in respect of a Temporary Public Entertainment Licence.

#### **Decision**

To grant a reduced application fee of £3000 for the temporary Public Entertainment Licence.

(Reference – report by the Head of Community Safety, circulated)

### **4 Cinemas Act 1985 – Variation of Licensing Conditions - Edinburgh International Film Festival**

Details were provided of the action taken by the Director of Services for Communities in consultation with the Convener of the Regulatory Committee in terms of Standing Order 63, to grant a variation of licensing conditions to allow the screening of uncertificated films during the Edinburgh International Film Festival 2012.

#### **Decision**

To note the action taken by the Director of Services for Communities in consultation with the Convener of the Regulatory Committee in terms of Standing Order 63, to authorise the screening of uncertificated films during the Edinburgh International Film Festival 2012.

(Reference – report by the Head of Community Safety, circulated)

### **5 Resolution to Consider in Private**

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

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

Details were provided of 4 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

### **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.)

### **Declaration of Interests**

Councillor Gardner declared a non-financial interest in agenda items B1.1 and B1. 3 as the applicants were known him, and took no part in consideration of these items.

### **Dissent**

Councillor Booth requested his dissent to be recorded in respect of the decision for agenda item B1. 3.

## **7 Application for Renewal of Public Entertainment Licence.**

The Convener ruled that the following item, notice of which had been given at the beginning of the meeting, be considered as a matter of urgency in order that it be considered timeously.

Details were provided of an application for the renewal of a Public Entertainment Licence.

The applicant was heard.

### **Decision**

To grant the renewal of licence subject to:

1. The Council's Standard Conditions for this category of licence.
2. A condition that a managing agent be appointed and in place for the duration of the licence.

(Reference – report by the Head of Community Safety, circulated)

Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

**APPENDIX**

**Applications for Miscellaneous Licences**

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<b>Item 3.1</b> - Application for Public Charitable Collection - Children in Need	Festival Square	To grant permission for public charitable collection on 18 August 2012 at Festival Square, for the hours 19.30 – 22.30.
<b>Item 3.2</b> - Application for Variation of Public Entertainment Licence - The Sun Tanning Company Limited - 1 Summer Place, 122 Granton Road and 210 St John's Road	Change of Company Name  Mon – Fri 1000 – 2200 hrs Sat 1000 – 2000 hrs Sun 1100 – 1900 hrs	To continue to the meeting of 18 July 2012 to allow the applicant to attend.
<b>Item 3.3</b> - Application for Street Trader's Licence - William Hammerton - Murrayfield Stadium and Roseburn Street  (Temporary Licence)	One Day Licence 21.07.2012	To refuse the licence in terms of paragraph 5(3)(c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.
<b>Item 3.4</b> - Application for Street Trader's Licence - Jay Pero - Murrayfield Stadium and Roseburn Street  (Temporary Licence)	One Day Temp Street Traders Licence	To refuse the licence in terms of paragraph 5(3)(c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.



Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.5</b> - Application for Late Hours Catering Licence - Jaffar Hussain - 52 North Bridge</p> <p>(New Application)</p>	<p>Mon – Sun 0700 – 0700 Cold Food and Drinks</p>	<p>To grant the licence subject to The Council’s Standard Conditions for this category of licence.</p>
<p><b>Item 3.6</b> - Application for Late Hours Catering Licence - Nafiz Istar - 9 Bread Street</p> <p>(Renewal Application)</p>	<p>Mon – Sun 1700 - 0300</p>	<p>To renew the licence for the hours Sunday – Thursday 2300 – 0200 hrs Friday – Saturday 2300 – 0300 hrs subject to the Council’s Standard Conditions for this category of licence.</p>
<p><b>Item 3.7</b> - Application for Second Hand Dealer Variation - Instant Cash Loans Ltd/ TA The Money Shop - 130 Lothian Road</p>	<p>Variation</p> <p>Relaxation of Conditions 1 and 8</p> <p>Mon – Fri 0900 – 1900 Gold, Silver, Platinum Jewellery</p>	<p>To grant the variation of licence.</p>
<p><b>Item 3.8</b> - Application for Second Hand Dealer (New) Mohammed Misbah Arshad</p> <p>(New Application)</p>	<p>Second Hand Car Dealer</p>	<p>To continue consideration of the application to the meeting of 18 July 2012 at the request of the Chief Constable.</p>
<p><b>Item 3.9</b> - Application for Street Trader Licence - Paul Davidson - Layby in Edinburgh Road, South Queensferry</p> <p>(New Application)</p>	<p>Mon – Sun 0600 - 2000</p>	<p>To refuse the licence in terms of paragraph 5(3)(c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.</p> <p style="text-align: center;">(On a Division)</p> <p style="text-align: center;">See note below</p>

Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.10</b> - Application for Street Trader Licence - Skin Piercing/Tattooing - Asylum Tattoo Parlour Ltd - 17 Cadzow Place</p> <p>(New Application)</p>	<p>Mon – Sun 1100 - 1900</p>	<p>To grant the licence subject to the Council's Standard Conditions for this category of licence and also subject to the applicant obtaining planning consent.</p>
<p><b>Item 3.11</b> - Application for Street Trader Licence - Linnart Briggmann - Recess Area on Left 85 - 87 South Bridge</p> <p>(New Application)</p>	<p>Mon – Sun 10.30 - 2300</p>	<p>To indicate the Sub-Committee's intention to grant the licence, subject to the Council's Standard Licensing conditions for this type of licence and subject to all required inspections being undertaken and approved and to authorise the Director of Services for Communities to issue the licence when these requirements have been met.</p>
<p><b>Item 3.12</b> - Application for House in Multiple Occupation Licence - Gary Watson and Jackie Sturton - 20 Sighthill Crescent</p> <p>(New Application)</p>	<p>6 Occupants</p>	<p>To authorise the Director of Services for Communities to grant the licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's Standards for Houses in Multiple Occupation.</p> <p>of licence.</p> <p>To note that the objection to this licence had been withdrawn.</p>
<p><b>Item 3.13</b> - Application for House in Multiple Occupation Licence - Ray and Sheena Brown - 139/4 Willowbrae Road</p> <p>(New Application)</p>	<p>3 Occupants</p>	<ol style="list-style-type: none"> <li>1. To repel the objections.</li> <li>2. To authorise the Director of Services for Communities to grant the licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's standards for houses in multiple occupation.</li> <li>3. Carpets and good quality underlay to be fitted throughout the property to the satisfaction of the Director of Services for Communities.</li> </ol>

Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.14</b> - Application for House in Multiple Occupation Licence - Laura E Henderson - 9(3F1) Merchiston Crescent</p> <p>(Renewal Application)</p>	4 Occupants	<ol style="list-style-type: none"> <li>1. To repel the objections</li> <li>2. To grant the licence subject to the Council's Standard Conditions for this category of licence</li> </ol>
<p><b>Item 3.15</b> - Application for House in Multiple Occupation Licence - Raymond Hartman - 7, Flat 12, Easter Dalry Wynd</p> <p>(Renewal Application)</p>	4 Occupants	<ol style="list-style-type: none"> <li>1. To repel the objections</li> <li>2. To grant the licence subject to the Council's Standard Conditions for this category of licence.</li> </ol>
<p><b>Item 3.16</b> - Application for House in Multiple Occupation Licence - Wendy Devine - 7(2F2) Gilmore Place</p> <p>(Renewal Application)</p>	4 Occupants	<ol style="list-style-type: none"> <li>1. To repel the objections</li> <li>2. To grant the licence subject to the Council's Standard Conditions for this category of licence.</li> </ol>
<p><b>Item 3.17</b> - Application for House in Multiple Occupation Licence - Robert C Stewart - 9(4F2) Warrender Park Terrace</p> <p>(Renewal Application)</p>	4 Occupants	<ol style="list-style-type: none"> <li>1. To agree to hear further objections as good reason had been provided as to why they had not been submitted within the prescribed period.</li> <li>2. Further objections to be submitted no later than Friday 13 July 2012 and no further objections to be accepted after this date.</li> <li>3. To continue the consideration of the matter to the meeting on 17 August 2012.</li> </ol>

Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.18</b> - Application for House in Multiple Occupation Licence - Alan Peebles - 9(3F2) Warrender Park Terrace</p> <p>(Renewal Application)</p>	3 Occupants	<ol style="list-style-type: none"> <li>1. To agree to hear further objections as good reason had been provided as to why they had not been submitted within the prescribed period.</li> <li>2. Further objections to be submitted no later than Friday 13 July 2012 and no further objections to be accepted after this date.</li> <li>3. To continue the consideration of the matter to the meeting on 17 August 2012.</li> </ol>
<p><b>Item 3.19</b> - Application for House in Multiple Occupation Licence - William and Joanne Storrar - 9(3F1) Warrender Park Terrace</p> <p>(Renewal Application)</p>	3 Occupants	<ol style="list-style-type: none"> <li>1. To agree to hear further objections as good reason had been provided as to why they had not been submitted within the prescribed period.</li> <li>2. Further objections to be submitted no later than Friday 13 July 2012 and no further objections to be accepted after this date.</li> <li>3. To seek clarification from the applicant's agent whether they wish to proceed with the application otherwise to continue the consideration of the matter to the meeting on 17 August 2012.</li> </ol>
<p><b>Item 3.20</b> - Application for House in Multiple Occupation Licence - Dr Lisa Beattie - 45(3F2) Thirlestane Road</p> <p>(Renewal Application)</p>	4 Occupants	<ol style="list-style-type: none"> <li>1. To agree to hear the objection as good reason had been provided as to why it had not been submitted within the prescribed period.</li> <li>2. To repel the objection.</li> <li>3. To grant the licence subject to the Council's Standard Conditions for this category of licence.</li> </ol>

Licensing Sub-Committee  
of the Regulatory Committee  
22 June 2012

**NOTE**

**Item 3.9** – Street Trader Licence – Paul Davidson – Layby in Edinburgh Road, South Queensferry

**Motion**

To refuse the application in terms of paragraph 5(3) (c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.

- moved by Councillor Barrie, seconded by Councillor Cairns.

**Amendment**

To grant the licence subject to the council's standard licensing conditions.

- moved by Councillor Booth, seconded by Councillor Heslop.

**Voting**

For the motion	5 votes
For the amendment	3 votes

**Decision**

To refuse the application in terms of paragraph 5(3) (c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.

## Committee Minutes

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# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 18 July 2012

**Present:-** Councillors Barrie (Convener), Aitken, Cairns, Gardner, and Bill Henderson

### 1 Applications for Miscellaneous Licences – Civic Government (Scotland) Act 1982.

Details were provided of an application for a miscellaneous licence under the Civic Government (Scotland) Act 1982.

#### Decision

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

(Reference – list of applications, submitted)

### 2 Request for Reduction of Fees – Temporary Theatre Licence - Spotlites Theatre Productions Limited

A request had been received from Spotlites Theatre Productions Limited for a reduction of the application fee in respect of a temporary Theatre Licence for premises at The Merchants Hall.

#### Decision

To approve the reduction of the annual Theatre Licence application fee by £765 so the cost of the licence would be £109.

(Reference – report by the Community Safety Senior Manager, submitted.)

### 3 Resolution to Consider in Private

The Sub-Committee, under Section 50(A)(4) of the Local Government (Scotland) Act 1973, excluded the public from the meeting for the following

Licensing Sub-Committee of the  
Regulatory Committee  
18 July 2012

items of business on the grounds that they involved the disclosure of exempt information as defined in Paragraphs 3, 12 and 14 of Part 1 of Schedule 7(A) of the Act.

#### **4 Applications for Miscellaneous Licences – Civic Government (Scotland) Act 1982**

The Director of Services for Communities provided details of 8 applications for Miscellaneous Licences and one request for suspension of licence under the Civic Government (Scotland) Act 1982.

The Committee agreed, in the interests of public safety, to hear objections to applications submitted outwith the 28 day period in terms of Paragraph 3(i) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **Decision**

That the applications be determined as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(References – list of applications, submitted.)

## Committee Minutes

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# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 15 August 2012

**Present:-** Councillors Barrie (Convener), Aitken, Blacklock, Booth ( substituting for Councillor Burgess) Cairns, Bill Henderson and Heslop

## 1 Wheelchair Accessible Taxis – Fitness of Taxi Drivers

The Director of Services for Communities provided details of ten requests from taxi drivers for exemptions from compliance with Condition 129 of the Council's Standard Licensing Conditions for Taxis, Private Hire Cars, Taxi Drivers and Private Hire Car Drivers on the basis of a medical condition.

The Council's Medical Adviser had recommended that the exemptions be granted as detailed in the Appendix to the report by the Director of Services for Communities.

### Decision

To grant the exemptions as detailed in the Appendix to the report by the Director of Services for Communities.

(Reference – report by the Director of Services for Communities, submitted.)

## 2 Resolution to Consider in Private

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



### **3 Applications for Miscellaneous Licences – Civic Government (Scotland) Act 1982**

The Director of Services for Communities provided details of 15 applications for Miscellaneous Licences under the Civic Government (Scotland) Act 1982.

The Committee agreed, in the interests of public safety, to hear objections to applications submitted outwith the 28 day period in terms of Paragraph 3(i) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **Decision**

That the applications be determined as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(References – list of applications, submitted.)

## Committee Minutes

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# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 17 August 2012

**Present:-** Councillors Barrie (Convener), Blacklock (Vice Convener), Aitken, Bagshaw (substituting for Councillor Burgess), Cairns, Gardner, Godzik, Bill Henderson and Heslop.

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

Details were provided of 18 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

#### **Decision**

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

(Reference – list of applications, submitted.)

### **2 Resolution to Consider in Private**

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

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

Details were provided of 9 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

**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.)

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

**APPENDIX**

**Applications for Miscellaneous Licences**

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<b>Item 3.1</b> – Application for Market Operator Licence - Bruntsfield Links/Leamington Walkway - Monica Faulkner - T/A Market Tree Events	10am – 5 pm Sun  Fri, Sat and Sun in Festival period and summer months	1. To note the applicant had withdrawn the application  2. To transfer the fee paid to any new application submitted
<b>Item 3.2</b> – Application for Late Hours Catering Licence - 171 Dundee Street - Tian Tian - Seafood Harbour  (New Application)	Sun - Sat  12 Noon – 3 am	To continue consideration of the matter to the meeting of the 14 September 2012 to allow the applicant to attend.
<b>Item 3.3</b> - Application for Late Hours Catering Licence - 106 Rose Street - Cemal Sahin  (New Application)	Sun – Thurs 10 am – 2 am  Fri - Sat 10 am – 3am	To grant the licence subject to The Council’s Standard Conditions for this category of licence.
<b>Item 3.4</b> - Item 3.4 - Application for Late Hours Catering Licence - 70 - 72 Grassmarket - Raheela Javaid, Festival Stores  (New Application)	Sun – Thurs and 7 am – 2 am  Fri - Sat 7 am – 3 am	To grant the licence subject to The Council’s Standard Conditions for this category of licence.
<b>Item 3.5</b> - Application for Late Hours Catering Licence - 57 Lanark Road West, Currie - Co-operative Group Food Limited  (New Application)	Sun - Sat 2300 - 2400	To continue consideration of the matter to the meeting of the 12 October 2012 at the request of the applicant.

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.6</b> - Application for Late Hours Catering Licence - 234 Cowgate/56 Blackfriars Street - Arzij Yilmaz</p> <p>(Renewal Application)</p>	<p>Mon – Sun 2300 - 0400</p>	<p>To grant the licence for the hours Sunday – Thursday 11 pm – 2 am and Friday – Saturday 11 pm – 3 am subject to The Council’s Standard Conditions for this category of licence.</p>
<p><b>Item 3.7</b> - Application for Street Trader Licence - Claylands Road - Gerard Anthony McCole</p> <p>(New Application)</p>	<p>Hot Food</p> <p>Mon – Sun 8 am – 4 pm</p>	<p>To grant the licence subject to The Council’s Standard Conditions for this category of licence.</p>
<p><b>Item 3.8</b> - Application for Street Trader Licence - Zones 2 and 8 - Robert Thomson Snr</p> <p>(Renewal Application)</p>	<p>Hot and Cold Food and Drink</p> <p>7.30 am – 2.30 pm and 5 pm – 10 pm</p>	<p>To continue consideration of the matter to the meeting of the 14 September 2012 to allow the Director of Services for Communities to assess the stances proposed</p>
<p><b>Item 3.9</b> - Application for Street Trader Licence - South St David Street - Veronese Giancarlo</p> <p>(Renewal Application)</p>	<p>Prints and Paintings</p> <p>8 am – 6 pm</p>	<p>To indicate the Sub-Committee was minded to grant the application for the alternative stance proposed at the Wellington Statue for a maximum period of six months if clarification is received from the events unit that this space is available and subject to the licence holder agreeing to:</p> <p>1) A condition that trading may be suspended on certain days specified by the Council on due notice being given to the licence holder.</p> <p>2) Discussions continuing with the applicant on an alternative stance during the period of the construction works in South St David Street</p>

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.10</b> - Application for Second Hand Dealer Licence - 154 Saughton Road North - Terncove Limited T/A WE-PAY and Thomas Coll  (Renewal Application)</p>	<p>Clothes, Bags, Textiles, Books, cd's, dvd's  3 Years  Mon – Sun 10 am – 5 pm</p>	<p>To grant the licence subject to The Council's Standard Conditions for this category of Licence and details of the new proposed named manager being submitted to the Council within 21 days</p>
<p><b>Item 3.11</b> - Application for Second Hand Dealer Licence - 247 St John's Road - Terncove Limited T/A WE-PAY and Thomas Coll  (Renewal Application)</p>	<p>Clothes, Bags, Textiles, Books, cd's, dvd's  3 Years  Mon – Sun 10 am – 5 pm</p>	<p>To grant the licence subject to the Council's Standard Conditions for this category of Licence and details of the new proposed named manager being submitted to the Council within 21 days</p>
<p><b>Item 3.12</b> - Application for Second Hand Dealer Licence (Variation) - 33 Home Street - Blockbuster Entertainment and Carl Greene  (Variation)</p>	<p>48 hour exemption as premises unable to store goods for 48 hours as there is insufficient storage space at the property</p>	<p>To continue consideration of the matter to the meeting of the 14 September 2012 to allow the applicant to attend.</p>

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.13</b> - Application for a House in Multiple Occupation Licence - 9 (3F2) Warrender Park Terrace - Alan Peebles</p> <p>(Agent: David Alexander, DJ Alexander/Lodging Agent: HMO (Scotland) Ltd</p> <p>(Renewal Application)</p>	3 Occupants	<p>1. To note the objections had been withdrawn</p> <p>2. To grant the licence subject to the Council's Standard Conditions for this category of licence</p>
<p><b>Item 3.14</b> - Application for a House in Multiple Occupation Licence - 9 (4F2) Warrender Park Terrace - Robert Charles Stewart</p> <p>(Agent Duncan Macdonald, Broughton Property Management)</p> <p>(Renewal Application)</p>	4 Occupants	<p>1. To repel the objections and grant the renewal of licence for a period of six months subject to</p> <p>1) the Council's Standard Conditions for this category of licence</p> <p>2) Monitoring by the Director of Services for Communities with a report being submitted to the Sub-Committee at the end of the Licence period or when an application for renewal of licence is considered whichever is the sooner</p> <p>3) The Director of Services for Communities to report on procedures within Broughton Property Management with regard to tenancy management of HMO properties.</p>
<p><b>Item 3.15</b> - Application for a House in Multiple Occupation Licence - Flat 9, East Pilton Farm Rigg - Stephen David Reid</p> <p>(Renewal Application)</p>	3 Occupants	To repel the objections and grant the renewal of licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's Standards for Houses in Multiple Occupation.

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

<b>Agenda Item No/Type of Licence/Applicant/Premises</b>	<b>Conditions applied for</b>	<b>Decision</b>
<p><b>Item 3.16</b> - Application for a House in Multiple Occupation Licence - 65 Arden Street - Farhad &amp; Elizabeth Farnood</p> <p>(Renewal Application)</p>	3 Occupants	To repel the objection and grant the licence subject to the Council's Standard Conditions for this category of licence
<p><b>Item 3.17</b> - Application for House in Multiple Occupation Licence - 15 (2F1) Cathcart Place (Part 1) (Part 2) - Heather Burnside</p> <p>(Agent: Callum McGregor, Alba Residential)</p> <p>(Renewal Application)</p>	3 Occupants	To repel the objections and grant the renewal of licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's Standards for Houses in Multiple Occupation.
<p><b>Item 3.18</b> - Application for House in Multiple Occupation Licence - 23 Leamington Terrace -Noreen Ul-Haq</p> <p>(Agent Ceri Dawn Davies )</p> <p>(Renewal Application)</p>	15 Occupants	To repel the objection and grant the licence subject to the Council's Standard Conditions for this category of licence



Stephen Broughton  
Committee Services  
Legal, Risk and Compliance  
City Chambers  
High Street  
Edinburgh  
EH1 1YJ



**04 September 2012**

Dear Mr Broughton

**Late Hours Catering Policy  
Requirement for Review**

I refer to recent correspondence, following our appearance on behalf of a client at the August Meeting of the Licensing Committee, regarding to an application for the renewal of a Late Hours Catering Licence.

Following that discussion, I would request to make a deputation on behalf of our firm, as representatives of the holders of many Late Hours Catering Licences within the Edinburgh area, to the next meeting of the Regulatory Committee on 14<sup>th</sup> September 2012, in respect of a request that the Council's Late Hours Catering Policy be reviewed.

We are preparing a document to support this application, which will be lodged within the next week.

I would be grateful if you could acknowledge receipt of this letter and confirm if the matter can be put to the above Committee. I understand that there is a ten minute period provided for a verbal presentation?

Regards

Yours sincerely

Alistair I Macdonald  
Director

## Licensing: Edinburgh Zoo

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### Regulatory Committee

14 September 2012

#### 1 Purpose of report

- 1.1 To advise the Committee on the outcome of the inspection of Edinburgh Zoo following the application by the Royal Zoological Society of Scotland (RZSS) for renewal of its licence under the Zoo Licensing Act 1981, as amended and to recommend that the Committee renew the Zoo's licence subject to conditions.

#### 2 Background

- 2.1 Edinburgh Zoo is required to be licensed under the Zoo Licensing Act 1981, as amended. The Zoo licence applies for six years. The licence was last renewed by the Regulatory Committee on 13 October 2006 and continues to 30 September 2012.
- 2.2 The Zoo Licensing Act 1981, as amended, provides for a licensing and inspection regime for zoos covering proper accommodation and care for animals, record keeping, measures to prevent escapes and conservation work.

#### 3 Main Report

- 3.1 On 30 April and 1 May 2012 a full licence renewal inspection of Edinburgh Zoo was carried out. The inspection team included two zoo inspectors nominated by Scottish Ministers, the Council's veterinary adviser and a Council Environmental Health Officer. A copy of the inspection report is contained in Appendix 1
- 3.2 The Act also requires zoos to undergo a "periodical inspection" midway through the period of a licence. A periodical inspection (also by two zoo inspectors nominated by Scottish Ministers, the Council's veterinary adviser and an Environmental Health Officer) was undertaken on 2 September 2009.

At its meeting on 11 December 2009, the Regulatory Committee agreed with the recommendation in the inspectors' report that four additional conditions be added to Edinburgh Zoo's licence. The four additional licence conditions are detailed in Appendix 2 (items 7-10) and were required to be complied with by 30 September 2012.

- 3.3 During the recent inspection in April/May 2012, it was established that three of the four additional conditions (7, 8 and 9) had been achieved by upgrading the existing facilities prior to the inspection.
- 3.4 The RZSS advised the inspection team that condition 10 would be met by transferring the remaining sealion to another zoo by 30 September 2012. RZSS plans to redevelop the former sealion pool to house a different species of animal. RZSS has since advised that the sealion will be transferred in late September.
- 3.5 It is unlikely that compliance with existing condition 10 will have taken place by the date of the Regulatory Committee meeting on 14 September 2012. The Director of Services for Communities will therefore provide an update on this specific matter to the Regulatory Committee within the next reporting cycle. If there is continued non-compliance with condition 10, the report will outline enforcement options for the Committee's consideration.

#### **4 Financial Implications**

- 4.1 There are no financial implications arising from this report.

#### **5 Environmental Impact**

- 5.1 There are no adverse environmental impacts arising from this report.

#### **6 Equality**

- 6.1 This report proposes no change to current policies or procedures and as such a full impact assessment is not required. The contents have no relevance to the public sector Equality Duty of the Equality Act 2010.

#### **7 Recommendations**

- 7.1 It is recommended that the Committee;
- a) notes this report;
  - b) notes the Inspectors' report;
  - c) approves the renewal of the Zoo licence with the addition of the standard conditions contained in Appendix 3,
  - d) notes that a supplementary report on compliance with existing condition 10 will be given to the next cycle of the Committee.

**Mark Turley**  
Director, Services for Communities

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Appendices	<p>Appendix 1: Zoo Inspection Report dated 1 May 2012</p> <p>Appendix 2: Current Zoo Licence and Conditions (as amended 2009)</p> <p>Appendix 3: Standard Licence Conditions</p>
Contact/email/tel	<p>Dr Andrew Mackie - Environmental Health &amp; Scientific Services  Manager  <a href="mailto:andrew.mackie@edinburgh.gov.uk">andrew.mackie@edinburgh.gov.uk</a>  469 5925</p> <p>Vincent McBride – Food Health and Safety North Team Leader  <a href="mailto:vincent.mcbride@edinburgh.gov.uk">vincent.mcbride@edinburgh.gov.uk</a>  469 5794</p>
Wards affected	All
Single Outcome Agreement	Single Outcome Agreement 4: Edinburgh’s communities are safer and have improved physical and social fabric
Background Papers	<p>1 Minutes of Regulatory Committee 13 October 2006</p> <p>2 Report to Regulatory Committee 13 October 2006 by Director of Services for Communities including 2006 inspection report</p> <p>3 Minutes of Regulatory Committee 11 December 2009</p> <p>4 Report to Regulatory Committee 11 December 2009 by Director of Services for Communities including 2009 inspection report</p>

\*

**Zoo Licensing Act 1981 (Amendment)  
(England and Wales) Regulations 2002**

**Inspection Report**

Date Report completed: 01/05/2012



Name of applicant or current licence holder:

Name and address of zoo:

Telephone number (incl. national dialling code)

Fax number (incl. national dialling code)

Licence Number

Date of last inspection  Type of last inspection

Timing of next inspection  Type of next inspection

**Type of inspection Statutory composition of inspection team**

*Please tick appropriate box*

**Section 10:**

- Full renewal 2 Defra nominees, 1 LA vet. Option of up to 2 more from LA .....
- Full periodical 2 Defra nominees, 1 LA vet. Option of up to 2 more from LA .....

**Section 11:**

- Special Any number of competent LA authorised appointees.....

**Section 12:**

- Informal One competent LA authorised appointee.....

**Section 14(1)(b) dispensation:**

- Informal One competent LA authorised appointee.....

**Section 14(2) dispensation:**

- Renewal application Defra nominee(s) .....
- Periodical Defra nominee(s) .....

**Please use Appendix 11A (form ZOO 3) for Licence inspections under Section 4(1A) and Significant change inspections under Sections 16(2B) or 16(3A) of the Zoo Licensing Act 1981 (as amended).**

Names and designations of Inspectors	Name(s) of zoo representative(s)
Andrew Greenwood FRCVS SoS List 1	Ian Valentine, Director of A,C & E
Chris Gough SoS List 2	Darren McGarry, Animal Collection Manager
Vincent McBride Edinburgh City Council	Stuart Jenkinson, Environmental and H&S Manager
Robert Young Edinburgh City Council Vet Advisor	Simon Girling MRCVS Zoo Veterinarian

Copies: Original to local authority, 1st copy to applicant/operator, 2nd copy to Defra, 3rd copy to inspectors

### Useful information available to applicants

Information about the Zoo Licensing Act 1981 (Amendment) (England and Wales) Regulations 2002)

Where to find it – available from your local authority who are responsible for administering the Act or from Defra at <http://www.defra.gov.uk/wildlife-countryside/gwd/index.htm> or 0117 372 8209.

Secretary of State's Standards of Modern Zoo Practice

Where to find it - available at <http://www.defra.gov.uk/wildlife-countryside/gwd/index.htm> or from your local authority who are responsible for administering the Zoo Licensing Act 1981 (as amended). A limited number of hard copies are still available from Defra.

Government Circular Guidance 02/2003 on the Zoo Licensing Act 1981 (Amendment) (England and Wales) Regulations 2002)

Where to find it – available at <http://www.defra.gov.uk/wildlife-countryside/gwd/zoo.htm#circular>

Alternatively hard copies can be obtained by contacting:

Tom Adams,

Defra,

1/16 Temple Quay House,

2 The Square,

Temple Quay,

Bristol BS1 6EB

Tel: 0117 372 8209

E-mail: [zoos.branch@defra.gsi.gov.uk](mailto:zoos.branch@defra.gsi.gov.uk)

Zoos Forum Handbook

Where to find it – hard copies of available chapters can be obtained from Tom Adams at the above address (while stocks last). Electronic versions can be downloaded from <http://www.defra.gov.uk/wildlife-countryside/gwd/zoosforum/index.htm>.

### Preamble to inspectors' report

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## Assessment of the Pre-Inspection Audit

Part	Assessment (tick one box)	Comments
A. Details of Institution	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
B. Animal records	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	All on ZIMS now
C. Animal husbandry and veterinary care	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
D. Health and safety	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
E. Security	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
F. Conservation	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
G. Education	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
H. Staff training	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
I. Research	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	
J. Ethical considerations	<input checked="" type="checkbox"/> Complete <input type="checkbox"/> Incomplete <input type="checkbox"/> Absent	

## Findings at inspection

### Marking Key

Score YES or NO or N/A (i.e. not applicable) as appropriate. YES scores may also be graded (if considered appropriate) in the 'YES' column as follows:  
 1 = Excellent. 2 = Good. 3 = Adequate. 4 = Barely acceptable.

	YES & grade if used	NO	N/A	Notes
<b>1. Provision of food and water</b>				
Directive Condition 1A(c)(ii):				
1. Is each animal provided with a high standard of nutrition?	YES			
2. Is food and drink appropriate for the species/individual supplied?	YES			
3. Are supplies of food and water:				<b>Considerable improvements but still some opportunities for cross-contamination. Mixing office and food storage space is not recommended.</b>
(a) kept hygienically?	YES			
(b) prepared hygienically?	YES			
(c) supplied to the animal hygienically?	YES			
4. Has natural feeding behaviour been adequately considered to ensure that all animals have access to food and drink?	YES			
5. Are feeding methods safe for staff and animals?	YES			
6. Is feeding by visitors permitted?	YES			<b>Limited to "Magic Moments" programme</b>
(a) if YES, is it properly controlled?	YES			
<b>2. Provision of suitable environment</b>				
Directive Condition 1A(c)(i):				
1. Is each animal provided with an environment well adapted to meet the physical, psychological and social needs of the species to which it belongs?	YES			<b>But see recommendations re 4.</b>
2. Are the following environmental parameters appropriate:	YES			
(a) temperature?	YES			
(b) ventilation?	YES			
(c) lighting?	YES			
(d) noise levels?	YES			
(e) any other environmental parameters?	YES			
3. Do animal enclosures have sufficient shelter?	YES			
4. Do animal enclosures provide sufficient space?	YES			<b>But see section 4.</b>
5. Are backup facilities for life support systems adequate?	YES			
6. Is the cleaning of the accommodation satisfactory?	YES			
7. Is the standard of maintenance adequate for:				<b>See comments under 8.8</b>
(a) the buildings?	select	✓		
(b) the fences?	YES			
8. Is all drainage effective and safe?	YES			



	YES & grade if used	NO	N/A	Notes	
<b>3. Provision of animal health care</b>					
Directive Condition 1A(c)(ii):					
1. Is each animal provided with a high standard of animal husbandry?	YES			<b>But see section 4.</b>	
2. Do all animals on display to the public appear to be in good health?	YES				
3. Are observations of condition and health made and recorded?	YES				
4. Do all animals receive prompt and appropriate attention when problems are noted?	YES				
5. Are enclosures designed and operated in such a way that social interaction problems are avoided?	YES				
<i>On-site facilities</i>					
6. Are catch-up and restraint facilities adequate?	YES				
7. Is darting equipment satisfactory?	YES				
8. Are on-site veterinary facilities adequate?	YES				
<i>Veterinary care</i>					
Directive Condition 1A(c)(ii):					
9. Is each animal provided with a developed programme of preventative and curative veterinary care and nutrition?	YES			<b>We would recommend consideration of acquiring digital x-ray facilities and weekend vet nurse cover.</b>	
10. Is a satisfactory programme of preventative and curative veterinary care established and maintained?	YES				
11. Is there a system for the regular review of clinical and pathological records?	YES				
12. Are appropriate veterinary records kept?	YES				
13. Are medicines correctly kept?	YES				
14. Are controlled drugs used and recorded satisfactorily?	YES				
15. Are appropriate antidotes available?	YES				
16. Are post mortem examination arrangements satisfactory?	YES				
<i>Isolation and containment</i>					
17. Is adequate reserve accommodation available for isolation of animals for:	YES				
(a) assessment?					
(b) treatment?	YES				
(c) recovery?	YES				
(d) quarantine (where required)?	YES				
<i>Sanitation and control of disease</i>					
Directive Condition 1A(e):					
18. Are satisfactory measures in place to prevent the intrusion of pests and vermin into the zoo premises?	YES			<b>Single case of fox activity seen</b>	
19. Does it appear that general sanitation and pest control are effective?	YES				

	YES & grade if used	NO	N/A	Notes
<b>4. Provision of an opportunity to express most normal behaviour</b> 1. Does accommodation appear adequately to meet the biological and behavioural needs of the animals?	YES			But animals in Discovery Centre are generally not provided with a standard of accommodation comparable with the general collection and reptile enclosures in Brilliant Birds are minimal.
<b>5. Provision of protection from fear and distress</b> 1. Are the animals handled only by or under the supervision of appropriately experienced staff?	YES			
2. Is physical contact between animals and the public consistent with the animals' welfare?	YES			
3. Are interactions between the animals such that they are not excessively stressful?	YES			
<b>6. Transportation and movement of live animals</b> 1. Can the zoo demonstrate an awareness of the regulations covering transportation of animals and provide copies of certificates to show compliance when transportation has occurred?	YES			
2. Is transport and movement equipment in good order?	YES			
3. Are facilities suitable for lifting, crating and transportation of all the types of animals kept within the zoo to destinations both inside and outside the zoo readily available?	YES			
4. Do the catching and transportation techniques take account of the animal's temperament and escape behaviour in order to minimise injury, damage and distress?	YES			
5. Is adequate provision made for the animal's and the public's safety and well being while the animal is being transported or kept away from the zoo?	YES			
<b>7. Conservation, Education and Research</b> Directive Condition 1A(a): 1. Is the zoo participating in at least one of the following:	YES			All done to a very high standard.
(i) research from which conservation benefits accrue to species of wild animals?	YES			
(ii) training in relevant conservation skills?	YES			
(iii) the exchange of information relating to the conservation of species of wild animals?	YES			
(iv) where appropriate, breeding of wild animals in captivity?	YES			
(v) where appropriate, the repopulation of an area with, or the reintroduction into the wild of, wild animals?	YES			

	YES & grade if used	NO	N/A	Notes
<b>7. Conservation, Education and Research (cont.)</b>				
Directive Condition 1A(b):				
2. Is the zoo promoting public education and awareness in relation to the conservation of biodiversity, in particular by providing information about the species of wild animals kept in the zoo and their natural habitats?	YES			
3. Where appropriate are animals managed (including accommodation) in a way consistent with the conservation needs of the species?	YES			
4. Are on-site education facilities commensurate with the collection?	YES			
(a) are they adequate for the purposes?	YES			
5. Are the conservation efforts adequate for the resources of the collection?	YES			
6. Are the research efforts adequate for the resources of the collection?	YES			
7. Is captive breeding properly managed?	YES			
<b>8. Public safety</b>				
Directive Condition 1A(d):				
1. Are there satisfactory measures in place to prevent the escape of animals?	YES			<b>But there were one or two instances where gates were held shut by padlocks alone.</b>
2. Are there satisfactory measures in place to be taken in the event of any escape or unauthorised release of animals?	YES			
3. Will the perimeter deter unauthorised entry and aid the confinement of zoo stock?	YES			
4. Do stand-off barriers appear adequate?	YES			
5. Are adequate warning signs provided?	YES			
6. Are prohibited areas appropriately signed?	select	✓		<b>See comments at end</b>
7. Are exits clearly marked and accessible?	YES			
8. Does maintenance of buildings appear adequate?	select	✓		<b>See comments at end</b>
9. Do public areas and walkways appear safe?	YES			<b>But see comment at end</b>
10. Are trees regularly inspected and appropriate remedial action taken?	YES			
11. Are the special safety requirements for walk-through or drive-through exhibits adequately met?	YES			
<b>9. Records</b>				
Directive Condition 1A(f):				
1. Are there up-to-date records of the zoo's collection, including records of:	YES			
(i) the numbers of different animals?				
(ii) acquisitions, births, deaths, disposals and escapes of animals?	YES			
(iii) the causes of any such deaths?	YES			
(iv) the health of the animals?	YES			

	YES & grade if used	NO	N/A	Notes
<b>9. Records (cont.)</b>				
2. Are daily diaries maintained?	YES			
(a) do they contain appropriate information?	YES			
3. Are animal stock records clear and up-to-date?	YES			
4. Are annual inventories maintained and submitted to the Local Authority?	YES			
5. Are animal source and destination records kept?	YES			
6. Are archived records secure?	YES			
<b>10. Miscellaneous</b>				
1. Do staff numbers and training of staff appear adequate?	YES			
2. Is the management structure adequate for the proper care and well-being of the animals and the safety of the visiting public and zoo staff?	YES			
3. Are effective risk assessments carried out where appropriate?	YES			
4. Has an ethical review process been established?	YES			
5. Are public toilet facilities adequate and serviced?	YES			
6. Are parking facilities adequate?	YES			
7. Is a First Aid Policy in effect and is it adequate?	YES			
<b>11. Associated legislation</b>				
1. Is electrical equipment routinely serviced?	YES			
2. Have fire precautions been agreed and implemented?	YES			
3. Is refuse disposed of correctly?	YES			
4. Are the required needs of disabled visitors met?	YES			
5. Is an accident reporting and recording system in use?	YES			
<b>12. Compliance check</b>				
1. Is the current licence or a copy on public display at each public entrance?	YES			
2. Is adequate Public Liability Insurance current?	YES			
3. Have existing licence conditions been met?	select			
4. On summary inspection, does the zoo appear to be in compliance with CITES legislation?	YES	✓		See additional note 12.3 re sealion

## Additional space

The following space is provided for:

- additional notes and comments on the answers to the earlier questions;
- recommendations (other than in respect of grant or refusal of a licence and any specific conditions recommended for a licence – see overleaf); and
- any general remarks which the inspecting team may wish to record.

### Additional notes to answers:

8.6 Signage of non-public areas - no entry signage to the main service area was completely obscured. Two unsafe areas under maintenance (penguin pool and defunct herbivore enclosures) were accessible to the public.

8.8 Some structures are in need of immediate repair (eg big cat viewing overhang, blocked roof gutters - of flamingo house and saki walk-through - and rotting fascia boards of flamingo house).

8.9 Public pathway through the saki monkey enclosure was severely waterlogged.

12.3 Three additional licence conditions, imposed following the 2009 periodical inspection, requiring improvements to the central food stores, the veterinary area and the off show areas for big cats have been met by refurbishing the existing buildings. A fourth additional condition requiring upgrading of the sealion accommodation and water management by 30/9/2012 has, to date, not been met. RZSS has made arrangements to transfer the remaining sealion to another zoo.

### Recommendations:

1. Recommendation re 1.3. We recommend a thorough review of the biosecurity aspects of storage, preparation and delivery of food to the animals and appropriate action.
2. Recommendation re 4. We recommend that all animals kept in the Discovery Centre and Brilliant Birds (entrance foyer) are provided with accommodation which has space to incorporate sufficient environmental features to better meet their behavioural needs.
3. Recommendation re 8.8. We recommend the institution of a planned, timed programme of preventive maintenance of public, staff and animal areas of buildings.

The inspectors found much to commend at Edinburgh Zoo since the last inspection, including the progress made by the new veterinary service, the highly regarded education department, and the outstanding level of research and conservation activity. The new giant panda exhibit is excellent.

However, the collection is saddled with a lot of older buildings which are deteriorating and in need of maintenance or replacement. While these usually do not represent a danger to animals, staff or the public, they tend to detract from the visitor experience and are in danger of being neglected in favour of new exhibits.

# Inspecting team's recommendation to the local authority

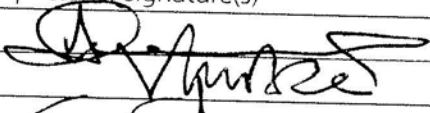
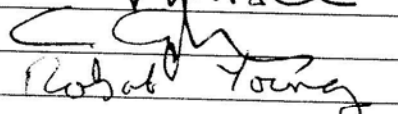
Having inspected (name of zoo) RZSS Edinburgh Zoo  
 on 01/05/2012

the inspecting team make the following recommendation:

*Please tick appropriate box*

- it is recommended that a licence be refused .....
- it is recommended that the above collection be licensed in accordance with the Act subject to the Directive Conditions .....
- it is recommended that the above collection be licensed in accordance with the Act subject to the Directive Conditions and the following Additional Conditions.....
- it is recommended that the following alterations be made to the above collection's licence conditions.....

**Additional conditions** (if appropriate)

Inspector(s) signature(s)	Date signed
	24/5/2012
	15/6/2012
Robert Young	27/5/2012
	31/5/12

**The Data Protection Act 1998**

This form is intended for use by local authorities in England for administering the Zoo Licensing Act 1981 (Amendment) (England and Wales) Regulations 2002. Completed forms held by public authorities are subject to the provisions of the Freedom of Information Act 2000, the Environmental Information Regulations 2004 and

the Data Protection Act 1998. Copies of forms may be supplied to the Department for Environment, Food and Rural Affairs for the purpose of providing information on the administration of the Zoo Licensing Act 1981 (Amendment) (England and Wales) Regulations 2002.

**Department of Corporate Services  
Legal and Administrative Services**

**THE CITY OF EDINBURGH COUNCIL**

**ZOO LICENSING ACT 1981**

**ZOO LICENSING ACT 1981  
AMENDMENT (SCOTLAND) REGULATIONS 2003**

**LICENCE FOR EDINBURGH ZOO**

The City of Edinburgh Council hereby grants a licence under the Zoo Licensing Act 1981 (As Amended) to the Royal Zoological Society of Scotland to operate Edinburgh Zoo, 134 Corstorphine Road, Edinburgh, EH12 6TS until 30 September 2012. The licence is granted subject to the attached standard conditions.

..... **Head of Legal & Administrative Services**

**11 December 2009**

..... **Date**

# ZOO LICENSING ACT 1981 (AS AMENDED)

## STANDARD LICENCE CONDITIONS

- 1a** The Zoo shall promote public education and awareness about biodiversity conservation and, in particular, provide information about the species of wild animals kept in the Zoo and their natural habitats.
- 1b** The Zoo shall accommodate and keep the animals in a manner consistent with the Secretary of State's Standards of Modern Zoo Practice.
- 1c** The Zoo shall prevent escapes and put in place measures to be taken in the event of escape or unauthorised release of animals.
- 1d** The Zoo shall introduce practical measures designed to prevent the intrusion of pests and vermin into the premises of the Zoo.
- 1e** The Zoo shall keep up to date records of the animals, including numbers of different animals, acquisitions, births, deaths, disposals and escapes, causes of death and the health of the animals.
- 1f** The Zoo shall participate in at least one of the following:
- i. Research which benefits the conservation of wild animals.
  - ii. Training in relevant conservation skills.
  - iii. Exchanging information about the conservation of wild animals.
  - iv. Breeding of animals in captivity.
  - v. Repopulating an area with wild animals, or re-introducing wild animals.
- 1g** The Zoo shall keep information to show how it has complied with conditions 1a to 1f above and supply it to the Local Authority on request.
- 2** Within one month of the date of renewal of the Zoo's public liability insurance a copy of the policy shall be sent to the Local Authority.
- 3** A copy of the Zoo's annual stock list, as defined in the Secretary of State's Standards of Modern Zoo Practice, shall be forwarded to the Local Authority by 1 April of the year following that to which it relates.



- 4 The Local Authority shall be notified in writing, at least one month in advance, of the proposed addition of any animal listed in category 1 of the Hazardous Animal Categorisation in the Secretary of State's Standards of Modern Zoo Practice, which is from a taxonomic family of which category 1 species have not previously been kept in the Zoo.
- 5 The licensee shall notify the Local Authority before the temporary removal from the Zoo (other than for veterinary attention or inter-zoo movements) of any animal listed in category 1 of the Hazardous Animal Categorisation in the Secretary of State's Standards of Modern Zoo Practice. Such notification to be given as early as possible and, in any case, no later than 12 hours before the removal, unless the Zoo and Local Authority mutually agree a shorter period. When giving notification, details of the destination and method of transportation of the animal and of the arrangements for its well-being, as well as for the safety of the public whilst it is away from the Zoo, to be provided.
- 6 In the event of any non-domestic Zoo animal escaping from the confines of the Zoo, notification shall be made to the Local Authority as soon as possible and, in any case, not later than 24 hours following the escape.
- 7 Refurbish or replace the central food stores area. To be completed by 30 September 2012.
- 8 Refurbish or replace existing veterinary area. To be completed by 30 September 2012.
- 9 Upgrade the off show areas for big cats. To be completed by 30 September 2012.
- 10 Upgrade sea lion water management and accommodation to include facilities for separation, isolation and restraint of animals. To be completed by 30 September 2012.

**Note 1**

These conditions are attached to the licence without prejudice to the application, where relevant, of the Secretary of State's Standards of Modern Zoo Practice specified in accordance with the powers conferred under Section 9 of the Zoo Licensing Act 1981.

**Note 2**

The grant of this licence does not imply that the requirements of any other legislation have been met.

## ZOO LICENSING ACT 1981 (AS AMENDED)

### STANDARD LICENCE CONDITIONS

- 1a** The Zoo shall promote public education and awareness about biodiversity conservation and, in particular, provide information about the species of wild animals kept in the Zoo and their natural habitats.
- 1b** The Zoo shall accommodate and keep the animals in a manner consistent with the Secretary of State's Standards of Modern Zoo Practice.
- 1c** The Zoo shall prevent escapes and put in place measures to be taken in the event of escape or unauthorised release of animals.
- 1d** The Zoo shall introduce practical measures designed to prevent the intrusion of pests and vermin into the premises of the Zoo.
- 1e** The Zoo shall keep up to date records of the animals, including numbers of different animals, acquisitions, births, deaths, disposals and escapes, causes of death and the health of the animals.
- 1f** The Zoo shall participate in at least one of the following:
- vi. Research which benefits the conservation of wild animals.
  - vii. Training in relevant conservation skills.
  - viii. Exchanging information about the conservation of wild animals.
  - ix. Breeding of animals in captivity.
  - x. Repopulating an area with wild animals, or re-introducing wild animals.
- 1g** The Zoo shall keep information to show how it has complied with conditions 1a to 1f above and supply it to the Local Authority on request.
- 2** Within one month of the date of renewal of the Zoo's public liability insurance a copy of the policy shall be sent to the Local Authority.
- 3** A copy of the Zoo's annual stock list, as defined in the Secretary of State's Standards of Modern Zoo Practice, shall be forwarded to the Local Authority by 1 April of the year following that to which it relates.

- 4 The Local Authority shall be notified in writing, at least one month in advance, of the proposed addition of any animal listed in category 1 of the Hazardous Animal Categorisation in the Secretary of State's Standards of Modern Zoo Practice, which is from a taxonomic family of which category 1 species have not previously been kept in the Zoo.
- 5 The licensee shall notify the Local Authority before the temporary removal from the Zoo (other than for veterinary attention or inter-zoo movements) of any animal listed in category 1 of the Hazardous Animal Categorisation in the Secretary of State's Standards of Modern Zoo Practice. Such notification to be given as early as possible and, in any case, no later than 12 hours before the removal, unless the Zoo and Local Authority mutually agree a shorter period. When giving notification, details of the destination and method of transportation of the animal and of the arrangements for its well-being, as well as for the safety of the public whilst it is away from the Zoo, to be provided.
- 6 In the event of any non-domestic Zoo animal escaping from the confines of the Zoo, notification shall be made to the Local Authority as soon as possible and, in any case, not later than 24 hours following the escape.

**Note 1**

These conditions are attached to the licence without prejudice to the application, where relevant, of the Secretary of State's Standards of Modern Zoo Practice specified in accordance with the powers conferred under Section 9 of the Zoo Licensing Act 1981.

**Note 2**

The grant of this licence does not imply that the requirements of any other legislation have been met.