

Minutes

Licensing Sub-Committee of the Regulatory Committee

1.30pm, Monday 21 October 2019

Present

Councillors Fullerton (Convener), Dixon (Vice-Convener), Arthur (item 5.4 onwards), Howie, Mitchell, Rae, Neil Ross and Rose.

1. Minutes

Decision

- 1) To approve the minute of the Licensing Sub-Committee of 10 September 2019 as a correct record subject.
- 2) To approve the minute of the Licensing Sub-Committee of 16 September 2019 as a correct record.
- 3) To approve the minute of the Licensing Sub-Committee of 17 September 2019 as a correct record.

2. Proposed Parades and Processions: November / December 2019

Details were provided of a number of proposed parades and processions during November and December 2019. The event organisers and the appropriate Council officers were heard.

Decision

1) Celebrating Children's Rights – Let's Make Rights Real – 6 November 2019

- 1) To make an Order in respect of the proposed Celebrating Children's Rights procession on 6 November 2019 imposing conditions that:

The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

- 2) To **NOTE** that the TTRO had been agreed between Roads and Police Scotland and there was no requirement for an EPOG due to the low number of participants.

2) Edinburgh Stone of Remembrance – 10 November 2019

To make an Order in respect of the proposed Edinburgh Stone of Remembrance procession on 10 November 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.
- 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.

3) Laying Up of the Regimental Standard of the Royal Scots Dragoon Guards – 3 December 2019

To make an Order in respect of the proposed Laying Up of the Regimental Standard of the Royal Scots Dragoon Guards procession on 3 December 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.
- 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. Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – to consider miscellaneous applications

Details were provided of nine 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)

4. 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.

5. Request for Consideration of Landlord Registration Application

The Sub-Committee considered a request by the Executive Director of Place to decide whether the applicant should remain on the Register of Landlords.

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. Request for Consideration of Landlord Registration Application

The Sub-Committee considered a request by the Executive Director of Place to revoke a Landlord Registration.

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.)

7. Request for Refusal of Landlord Registration

The Sub-Committee considered a request by the Executive Director of Place to refuse an application for Landlord Registration.

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.)

APPENDIX

Applications for Miscellaneous Licences

Street Trader Licence (Temporary)		
5.2	The Business Incentives Group Mr Alan Adie	To GRANT the licence subject to the standard conditions for this category of licence.
Street Trader Licence (New)		
5.3	Mr Russell Burn Middle Meadow Walk, Edinburgh	To GRANT the licence subject to the standard conditions for this category of licence and the additional condition that the licence holder would not unreasonably obstruct road or footway users, affect their safety or obstruct access to public seating or waste bins.
5.4	Ms Lynsey Stuart Leith Links, Edinburgh	To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 18 November 2019 to allow the applicant to satisfy the concerns raised by Environmental Health regarding the generator. (on a division) See note 1.
Late Hours Catering Licence (New)		
5.5	Summerhouse Edinburgh Ltd Xiaoying Huang 16 Elm Row, Edinburgh	To GRANT the licence for the hours Sun-Thurs 23:00-01:00 and Fri-Sat 23:00-02:00 subject to the standard conditions for this category of licence and the additional condition that all amplified music and vocals to be so controlled to the satisfaction of the Director of Place.
Late Hours Catering Licence (Variation)		
5.6	Mr Cesidio Crolla 49 Home Street, Edinburgh	To VARY the licence for the hours Sun-Thurs 23:00-01:00 and Fri-Sat 23:00-02:00 subject to the standard conditions for this category of licence.
Market Operators Licences (New)		

5.7	Ms Belinda Boyd George Square, Edinburgh	To note that the application had been WITHDRAWN by the applicant.
House in Multiple Occupation Licence (New)		
5.8	5(2F1) Dublin Street, Edinburgh Mrs Priscilla Smith Agent: Ms Verena Bowyer	1) To note that the objection had been WITHDRAWN by the objector. 2) To GRANT the licence subject to the standard conditions for this category of licence.
5.9	147(2F2) Redhall Drive, Edinburgh Mr Anthony Raffaelli Agent: Ms Natalie Singers, Southside Property Management	To GRANT the licence subject to the standard conditions for this category of licence.

Note 1

Item 5.4 – Street Trader Licence (New) – Lynsey Stuart

Motion

To **CONTINUE** consideration of the application to the meeting of the Licensing Sub-Committee on 18 November 2019 to allow the applicant to satisfy the concerns raised by Environmental Health regarding the generator.

- moved by Councillor Fullerton, seconded by Councillor Arthur

Amendment

To **GRANT** the licence for a period of 1 year subject to the Council's standard conditions for this category of licence and the additional condition that the licence holder would not unreasonably obstruct road or footway users, affect their safety or obstruct access to public seating or waste bins.

- moved by Councillor Rose, seconded by Councillor Rae

Voting

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

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

Decision

To **CONTINUE** consideration of the application to the meeting of the Licensing Sub-Committee on 18 November 2019 to allow the applicant to satisfy the concerns raised by Environmental Health regarding the generator.