

Notice of meeting and agenda

Licensing Sub-Committee

9.30 am, Monday, 5th December, 2022

Hybrid Meeting - Dean of Guild Court Room / Microsoft Teams

The law allows the Council to consider some issues in private. Any items under “Private Business” will not be published, although the decisions will be recorded in the minute.

Contacts

Email: lesley.birrell@edinburgh.gov.uk / emily.traynor@edinburgh.gov.uk

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 7 November 2022 – submitted for approval as a correct record | 5 - 16 |
| 3.2 | Minute of Licensing Sub-Committee of 8 November 2022 – submitted for approval as a correct record | 17 - 28 |
| 3.3 | Minute of Licensing Sub-Committee of 14 November 2022 – submitted for approval as a correct record | 29 - 32 |

4. Reports

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| 4.1 | Proposed Parades and Processions: December 2022 – Report by the Head of Regulatory Services | 33 - 42 |
| 4.2 | Application for House in Multiple Occupation Licence - 543 Gorgie Road – Report by the Head of Regulatory Services | 43 - 54 |

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

5.1	Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – to consider miscellaneous applications – list of applications	55 - 58
5.2	House in Multiple Occupation (Renewal) - 1f2, 113 Broughton Street	59 - 70
5.3	Street Trader Licence (New) - The Artisan Van Ltd	71 - 78
5.4	Late Hours Catering Licence (New) - Jedco Ltd	79 - 86
5.5	Late Hours Catering Licence (New) - Dum Dum	87 - 102
5.6	Late Hours Catering Licence (New) - Nahar Bd Limited	103 - 114
5.7	Late Hours Catering Licence (New) - Han Chicken Ltd	115 - 126
5.8	Late Hours Catering Licence (New) - Elfalafel	127 - 134
5.9	Metal Dealer Licence (Renewal) - Peter Thomas Dalton	135 - 182

6. Resolution to Consider in Private

- 6.1** The Sub-Committee is requested, 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.

7. Private Reports

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| 7.1 | Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – to consider miscellaneous applications – list of applications | 183 - 184 |
| 7.2 | Late Hours Catering Licence (Renewal) - Bobby's Kebab House | 185 - 194 |

Nick Smith

Service Director – Legal and Assurance

Committee Members

Councillor Joanna Mowat (Convener), Councillor Jack Caldwell, Councillor James Dalgleish, Councillor Denis Dixon, Councillor Catherine Fullerton, Councillor Martha Mattos Coelho, Councillor Susan Rae and Councillor Neil Ross and Labour Group Vacancy.

Information about the Licensing Sub-Committee

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

This meeting of the Licensing Sub-Committee is being held in the Dean of Guild Court Room and virtually by Microsoft Teams.

Further information

If you have any questions about the agenda or meeting arrangements, please contact Lesley Birrell, Committee Services, City of Edinburgh Council, Business Centre 2.1, Waverley Court, 4 East Market Street, Edinburgh EH8 8BG, email lesley.birrell@edinburgh.gov.uk / emily.traynor@edinburgh.gov.uk.

The agenda, minutes and public reports for this meeting and all the main Council committees can be viewed online by going to the Council's online [Committee Library](#).

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

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Minutes

Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday 7 November 2022

Present

Councillors Mowat (Convener), Caldwell (with the exception of item 5.18), Dalgleish (with the exception of item 5.18), Dixon (with the exception of item 5.19), Fullerton, Mattos Coelho, Rae and Neil Ross.

1. Minutes

Decision

- 1) To approve the minute of the Licensing Sub-Committee of 3 October 2022 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 4 October 2022 as a correct record.

2. Application for House in Multiple Occupation Licence – 122 Ferry Road

The Sub-Committee considered an application for a House in Multiple Occupation Licence for property at 122 Ferry Road, Edinburgh. The property had previously been licensed by the licence had lapsed in May 2022. The application was therefore for a new licence and the applicant had requested an exemption from policy in order to allow the accommodation to continue to operate.

Decision

To agree to the exemption request detailed at Appendix Three of the report by the Head of Regulatory Services and thereafter grant the licence subject to the Council's standard conditions for this category of licence.

(Reference – report by the Head of Regulatory Services, submitted)

3. Cinemas Act 1985 – Variation of Licensing Conditions – Everyman Edinburgh

The Sub-Committee considered a request from UK Jewish Film to vary conditions of its licence under the Cinemas Act 1985 for authorisation to screen uncertificated films on the following specific dates and times in November 2022:



- Sunday 13 November 2022 at 5pm
- Wednesday 16 November 2022 at 8pm

Decision

- 1) To agree to consider the matter in the absence of the applicant.
- 2) To grant the application for variation of the standard conditions of the licence.

(Reference – report by the Head of Regulatory Services, submitted)

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

Details were provided of 21 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.)

Declaration of Interests

Councillors Caldwell and Dalgleish declared a non-financial interest in item 5.18 – Street Trader Licence (New) – Artisan Van Ltd – Pilrig Park as members of Leith Community Council, left the room and took no part in consideration of the item.

Declaration of Interest

Councillor Dixon declared a non-financial interest in item 5.19 - Happy Valley Coffee Co Ltd - 177-191 Colinton Road as a board member of Edinburgh Leisure, left the meeting and took no part in consideration of the item.

APPENDIX

Applications for Miscellaneous Licences

Market Operator Licence (Temporary)		
5.2	<p>Applicant Local Motive Markets</p> <p>Manager Tania Pramschufer</p> <p>Location Castle Street, Edinburgh, EH1 2EW</p> <p>Date of Event 26.11.22 to 23.12.22</p> <p>Requested Hours of Operation 10:00-19:00</p>	<p>To grant the licence subject to the Council's standard conditions for this category of licence.</p>
5.3	<p>Applicant EUSACO Premises Limited</p> <p>Manager Sarah Thompson</p> <p>Location 5 Bristo Square, Edinburgh, EH8 9AL</p> <p>Date of Event 11.11.22</p> <p>Requested Hours of Operation 16:00-01:00</p>	<p>To note the application was amended to state a terminal hour of 10pm and thereafter grant the licence for the hours 16:00 to 22:00 subject to the Council's standard conditions for this category of licence.</p>

<p>5.4</p>	<p>Applicant Keasim Edinburgh Ltd</p> <p>Manager Simon Paul Keane</p> <p>Agent Niall Hazzard, TLT Solicitors</p> <p>Location 3 Waverley Bridge, Edinburgh</p> <p>Applications Dates 1. 22.11.2022 - 19.12.2022 2. 20.12.2022 - 16.01.2023</p> <p>Requested Hours of Operation 1. 09:30-22:00 2. 11:00-22:00</p>	<p>To grant the two licences for the hours requested subject to the Council's standard conditions for this category of licence.</p>
<p>Public Entertainment Licence (Temporary)</p>		
<p>5.5</p>	<p>Applicant Keasim Edinburgh Ltd</p> <p>Manager Simon Paul Keane</p> <p>Agent Niall Hazzard</p> <p>Location 3 Waverley Bridge, Edinburgh</p> <p>Application Dates 1. 22.11.2022 -</p>	<p>To grant the two licences subject to the Council's standard conditions for this category of licence.</p>

	<p>19.12.2022</p> <p>2. 20.12.2022 - 16.01.2023</p> <p>Requested Hours of Operation</p> <p>1. 09:30-22:00</p> <p>1. 09:30-00:00</p> <p>1. 11:00-00:00</p> <p>2. 11:00-00:00</p> <p>2. 11:00-01:00</p> <p>2. 11:00-22:00</p>	
5.6	<p>Applicant Highland Centre Limited</p> <p>Manager Mark Currie</p> <p>Location Royal Highland Centre, Ingliston, Edinburgh</p> <p>Event Date 03.12.2022</p> <p>Requested Hours of Operation 15:00-00:00</p>	<p>To continue consideration of the application to an additional meeting of the Licensing Sub-Committee to be held on 14 November 2022 to allow consultees sufficient time to review the application documentation.</p>
Market Operator Licence (Temporary)		
Additional Item	<p>Applicant Julie McEwan</p> <p>Location Royal Highland Centre, Ingliston</p> <p>Event Date 03.12.22</p> <p>Requested Hours 12:00 to 00:00</p>	<p>To continue consideration of the application to an additional meeting of the Licensing Sub-Committee to be held on 14 November 2022 to allow consultees sufficient time to review the application documentation.</p> <p>Note: The Convener ruled this item urgent to allow it to be considered at this meeting.</p>

<p>5.7</p>	<p>Applicant Bitter Twisted Ltd</p> <p>Manager Benjamin Leslie</p> <p>Location St James Square, Quarter, Edinburgh</p> <p>Application Dates 09.11.22 to 06.12.22</p> <p>07.12.22 - 03.12.22</p> <p>Requested Hours of Operation 11:00-22:00</p>	<p>To grant the two licences as amended by the applicant subject to the Council's standard conditions for this category of licence.</p>
<p>Public Entertainment Licence (Temporary)</p>		
<p>5.8</p>	<p>Applicant Historic Environment Scotland Enterprises Limited</p> <p>Manager Emma Elizabeth Bowie</p> <p>Location Edinburgh Castle, 362 Castlehill, Edinburgh, EH1 2NG</p> <p>Applications Dates 1. 11.12.22 to 14.12.22</p> <p>2. 16.12.22 to 30.12.22</p>	<p>To indicate that the Sub-Committee was minded to grant the licences and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>

	<p>Requested Hours of Operation 16:30-21:00</p>	
5.9	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location West Princes Street Gardens, Edinburgh</p> <p>Requested Dates 25.11.22 to 22.12.22</p> <p>Requested Hours of Operation 10:00-22:00</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>
5.10	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location West Princes Street Gardens, Edinburgh</p> <p>Requested Dates 25.11.22 to 22.12.22</p> <p>Requested Hours of Operation 10:00-22:00</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>

<p>5.11</p>	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location George Street, Edinburgh</p> <p>Requested Dates 26.11.22 to 23.12.22</p> <p>Requested Hours of Operation 10:00-23:00</p>	<p>To continue consideration of the application to an additional meeting of the Licensing Sub-Committee to be held on 14 November 2022 to allow consultees sufficient time to review the application documentation.</p>
<p>5.12</p>	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location George Street, Edinburgh</p> <p>Requested Dates 26.11.2022 - 23.12.2022</p> <p>Requested Hours of Operation 10:00-23:00</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>
<p>5.13</p>	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>

	<p>Location East Princes Street Gardens, Edinburgh</p> <p>Requested Dates 25.11.22 - 22.12.22</p> <p>Requested Hours of Operation 10:00-22:00</p>	
5.14	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location East Princes Street Gardens, Edinburgh</p> <p>Requested Dates 25.11.22 - 22.12.22</p> <p>Requested Hours of Operation 10:00-22:00</p>	To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.
Market Operator Licence (Temporary)		
5.15	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location George Street, Edinburgh</p>	To continue consideration of the application to an additional meeting of the Licensing Sub-Committee to be held on 14 November 2022 to allow consultees sufficient time to review the application documentation.

	<p>Requested Dates 26.11.22 - 23.12.22</p> <p>Requested Hours 10:00 to 22:00</p>	
5.16	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location West Princes Street Gardens, Edinburgh</p> <p>Requested Dates 26.11.22 - 23.12.22</p> <p>Requested Hours 10:00 to 22:00</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>
5.17	<p>Applicant Unique Assembly Ltd</p> <p>Manager Nicholas James Whybrew</p> <p>Location East Princes Street Gardens, Edinburgh</p> <p>Requested Dates 25.11.22 - 22.12.22</p> <p>Requested Hours 10:00 to 22:00</p>	<p>To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>

Street Trader Licence (New)

5.18	Applicant The Artisan Van Ltd Manager Panaions Ilias Location Pilrig Park, Edinburgh Requested Hours of Operation 08:00-20:00	To continue consideration of the application to the Licensing Sub- Committee meeting on 5 December 2022 to allow the applicant to attend.
5.19	Applicant Happy Valley Coffee Co Ltd Manager Greg Robertson Location 177-191 Colinton Road, Edinburgh Requested Hours Mon-Fri 07:00-13:30 & 16:00-17:30	To grant the licence subject to the exemption requested and the Council's standard conditions for this category of licence.

House in Multiple Occupation Licence (Renewal)

5.20	Licence Holder Morton Fraser LLP Agent Kornelia Niedzieska Lodging Agent Ben Property Management Premises 1f2, 10 Drumsheugh	To grant the licence subject to the Council's standard conditions for this category of licence.
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	Place, Edinburgh, EH3 7PT	
5.21	<p>Licence Holder Morton Fraser LLP</p> <p>Agent Kornelia Niedzieska</p> <p>Lodging Agent Ben Property Management</p> <p>Premises 2f2, 10 Drumsheugh Place, Edinburgh, EH3 7PT</p>	To grant the licence subject to the Council's standard conditions for this category of licence.
5.22	<p>Licence Holder Morton Fraser LLP</p> <p>Agent Kornelia Niedzieska</p> <p>Loading Agent Ben Property Management</p> <p>Premises 3f2, 10 Drumsheugh Place, Edinburgh, EH3 7PT</p>	To grant the licence subject to the Council's standard conditions for this category of licence.

Minutes

Licensing Sub-Committee of the Regulatory Committee

9.30am, Tuesday 8 November 2022

Present

Councillors Mowat (Convener), Caldwell (Items 1 to 7.4), Dixon, Dalgleish (Items 1 to 7.4, 8.2 to 8.5 & 8.7 to 8.14), Fullerton, Mattos Coelho and Neil Ross.

1. Application for Variation of Private Hire Vehicle Licence – Pre-Booked Hire Sticker Exemption

The Convener ruled this item urgent to allow it to be considered at this meeting.

The Sub-Committee considered a request to vary a private hire car licence to exempt the requirement to display “Pre-Booked Hires Only” signage on the front door of the vehicle. The Regulatory Services Manager and the licence holder were heard.

Decision

To **VARY** the private hire car licence PH484 to exempt the requirement for the display of “Pre-booked Hires Only” signage on the front doors of the vehicle for the duration of the licence.

2. Application for Variation of Private Hire Vehicle Licence – Pre-Booked Hire Sticker Exemption

The Convener ruled this item urgent to allow it to be considered at this meeting.

The Sub-Committee considered a request to vary a private hire car licence to exempt the requirement to display “Pre-Booked Hires Only” signage on the front door of the vehicle. The Regulatory Services Manager and the licence holder were heard.

Decision

To **VARY** the private hire car licence PH1809 to exempt the requirement for the display of “Pre-booked Hires Only” signage on the front doors of the vehicle for the duration of the licence.

3. 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.

4. Request for Suspension or Revocation of Taxi Driver Licence

The Sub-Committee considered a request by the Executive Director of Place to suspend or revoke a Taxi Driver Licence. The Head of Regulatory Services and Police Scotland were heard.

Decision

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

(Reference – report by the Head of Regulatory Services, submitted)

5. Request for Suspension or Revocation of Taxi Driver Licence

The Sub-Committee considered a request by the Executive Director of Place to suspend or revoke a Taxi Driver Licence. The Head of Regulatory Services, Police Scotland, the Licence Holder and their representative were heard.

Decision

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

(Reference – report by the Head of Regulatory Services, submitted)

6. Police Request for Revocation or Suspension of Private Hire Driver's Licence

The Sub-Committee considered a request from Police Scotland to suspend or revoke a Private Hire Driver's Licence. The Head of Regulatory Services, Police Scotland, the Licence Holder, his agent and a representative from the Scottish Private Hire Car Association were heard.

Decision

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

(Reference – report by the Head of Regulatory Services, submitted)

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

Details were provided of 6 applications for miscellaneous licences. The Head of Regulatory Services, Police Scotland, the licence holders, applicants and their agents were heard.

Decision

To determine the requests 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 licenced vehicles in Edinburgh's Taxi and Private Hire Car fleet at its meeting on 16 March 2018.

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

Decision

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

(Reference – Regulatory Committee 16 March 2018 (item 1); report by the Head of Regulatory Services, submitted)

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by virtue of paragraph(s) 3, 6, 12, 14 of Part 1 of Schedule 7A
of the Local Government(Scotland) Act 1973.

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Minutes

Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday 14 November 2022

Present

Councillors Mowat (Convener), Caldwell, Dalgleish (items 4.2 and 4.3), , Dixon, Fullerton, Mattos Coelho, Rae (items 4.2, 4.3 and 4.4) and Neil Ross.

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

Details were provided of 4 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.)

APPENDIX

Applications for Miscellaneous Licences

Public Entertainment Licence (Temporary)		
4.2	<p>Applicant Highland Centre Limited</p> <p>Manager Mark Currie</p> <p>Agent Niall Hazzard, TLT Solicitors</p> <p>Event The Time Frequency</p> <p>Location Royal Highland Centre, Ingliston, Edinburgh, EH28 8NB</p> <p>Event Date 03.12.2022</p> <p>Requested Hours of Operation 15:00-00:00</p>	<p>To refuse the application in terms of Paragraph 5(3)(c)(v) of Schedule 1 of the Civic Government (Scotland) Act 1982.</p>
Market Operator Licence (Temporary)		
4.3	<p>Applicant Julie McEwan</p> <p>Location Royal Highland Centre, Ingliston</p> <p>Event Date 03.12.22</p> <p>Requested Hours of Operation 12:00 to 00:00</p>	<ol style="list-style-type: none"> 1) To agree to consider the application in the absence of the applicant. 2) To delegate authority to the Head of Regulatory Services to make the final decision on the application.

Public Entertainment Licence (Temporary)

4.4	<p>Applicant Unique Assembly Ltd (485892)</p> <p>Location George Street, Edinburgh</p> <p>Requested Dates 26.11.22 to 23.12.22</p> <p>Requested Hours of Operation Sunday to Thursday 10:00 to 22:00 across the operational period (26.11.22 to 23.12.22)</p> <p>Sat 26.11.22 10:00 to 23:00</p> <p>Fri-Sat 02.12.22 to 03.12.22 10:00 to 23:00</p> <p>Fri-Sat 09.12.22 to 10.12.22 10:00 to 23:00</p> <p>Fri-Sat 16.12.22 to 17.12.22 10:00 to 23:00</p> <p>Fri 23.12.22 10:00 to 23:00</p>	<ol style="list-style-type: none">1) To agree to consider the matter in the absence of the applicant.2) To indicate that the Sub-Committee was minded to grant the licence for the hours requested and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to receipt of all necessary documentation and acceptance of all conditions by the applicant.
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Market Operator Licence (Temporary)

4.5	<p>Applicant Unique Assembly Ltd (485903)</p> <p>Location George Street, Edinburgh</p>	<ol style="list-style-type: none">1) To agree to consider the matter in the absence of the applicant.2) To indicate that the Sub-Committee was minded to grant the licence and accordingly to delegate authority to the Head of Regulatory Services to grant the application subject to
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	<p>Requested Dates 26.11.22 to 23.12.22</p> <p>Requested Hours of Operation Sunday to Thursday 10:00 to 22:00 across the operational period (26.11.22 to 23.12.22)</p> <p>Sat 26.11.22 10:00 to 23:00</p> <p>Fri-Sat 02.12.22 to 03.12.22 10:00 to 23:00</p> <p>Fri-Sat 09.12.22 to 10.12.22 10:00 to 23:00</p> <p>Fri-Sat 16.12.22 to 17.12.22 10:00 to 23:00</p> <p>Fri 23.12.22 10:00 to 23:00</p>	<p>receipt of all necessary documentation and acceptance of all conditions by the applicant.</p>
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Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday, 5 December 2022

Proposed Parades and Processions: December 2022

Item number	
Report number	
Executive/routine	
Wards	City Centre (11)
Council Commitments	N/A

Executive Summary

The City of Edinburgh Council has been notified of a parade which is proposed to take place on 10 December 2022.

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

In January 2018 the Regulatory Committee decided to continue the practice that all marches involving the High Street must be submitted for Committee consideration.

Proposed Parades and Processions: December 2022

1. Recommendations

- 1.1 It is recommended that the Committee:
- 1.1.1 Makes an order in respect of the proposed parade, 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 event in the city (further details in Appendix 1). The proposed route would take the parade along the High St and therefore the notification is referred to committee to determine if it is necessary to use any of the Council's powers with respect to the parade.
- 2.3 The following parade is proposed:

Event name	Event date
Edinburgh Supporting 'Women, Life, Freedom' Movement	10 December 2022

- 2.4 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. [Download the Scottish Government Guidance to local authorities on marches and parades.](#)

3. Main report

- 3.1 The notification form relevant to the proposed parade is attached at Appendix 1.
- 3.2 The recommended conditions (Appendix 2) are sufficient to mitigate any possible disruption to the community.

- 3.3 Representatives of the organisation will be invited to address the Committee regarding the proposed parade.

4. Measures of success

- 4.1 That the Council discharges its statutory duties in respect of this notification.
- 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 any procession, 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 procession, 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 Not applicable.

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

Head of Regulatory Services

Contact: Andrew Mitchell, Head of Regulatory Services

E-mail andrew.mitchell@edinburgh.gov.uk | Tel: 0131 529 4208

11. Appendices

11.1 Appendix 1: Notification form

11.2 Appendix 2: Proposed conditions

by virtue of paragraph(s) 3, 6, 12, 14 of Part 1 of Schedule 7A
of the Local Government(Scotland) Act 1973.

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Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday, 5 December 2022

Application for House in Multiple Occupation Licence – 543 Gorgie Road

Executive/routine

Wards	All
Council Commitments	N/A

Executive Summary

Several applications for House in Multiple Occupation ('HMO') Licences have been received for a property at 543 Gorgie Road, Edinburgh.

The applicant requests an exemption from policy in order to allow the licences to be granted.

Andrew Mitchell

Head of Regulatory Services

Contact: Andrew Mitchell, Head of Regulatory Services

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

Application for House in Multiple Occupation Licence – 543 Gorgie Road

1. Recommendations

- 1.1 It is recommended that the Committee:
 - 1.1.1 notes the contents of this report; and
 - 1.1.2 grants the request for exemption and the applications, and attaches standard conditions to the licences.

2. Background

- 2.1 The requirement to hold a House in Multiple Occupation ('HMO') Licence is set out in the Housing (Scotland) Act 2006 ('the Act').
- 2.2 The procedures for processing such applications and considering objections etc. are set out in the Act and the associated statutory guidance issued by the Scottish Government.
- 2.3 The statutory guidance also provides model standards for HMO properties. The Regulatory Committee adopted revised property standards on 9 March 2012 and these came into force on 31 December 2012.
- 2.4 The Act introduced the concept of the 'tolerable standard', which all homes must meet in order to be considered fit for habitation. Subsequent Acts amended these requirements.
- 2.5 The Committee can add reasonable conditions as it sees fit, if it is minded to grant the licences.

3. Main report

- 3.1 Applications for the grant of HMO Licences for several properties has been received from WG (Propco) Limited trading under the name 'Capitol Students'.
- 3.2 This consists of two blocks of purpose-built student flats. The properties have been built to current building standards.
- 3.3 The HMO standards require a hob to have 300mm of worktop space either side of the hob. In 18 of the 30 flats one of the hobs has less than the required space.

- 3.4 The Directorate considers the relevant point to be relatively minor. The space requirement for 300mm on either side of the hob originates from standards on the installation of gas hobs which require 300mm of space due to them having an open flame. The hobs in these flats are electric and have been installed in line with the manufacturer's instructions and clearances.
- 3.5 The properties have been inspected by Council officers regarding their suitability for use as HMOs. The properties are otherwise compliant with HMO standards. It is recommended that the Committee grants these licences with exemptions as sought, on the basis that it would not be proportionate to insist on modifications given the context explained in paragraph 3.4 above.
- 3.6 The Scottish Fire and Rescue Service has inspected the properties and has no objection to the grant of the licences.
- 3.7 The applicant or their representative have been invited to address the Committee. After hearing from Executive Director of Place or his representative regarding this report, it is recommended that members of the Committee then hear from the applicant.

4 Measures of success

- 4.1 Not relevant, as decisions on individual licences must be considered on their own merits.

5 Financial impact

- 5.1 All associated costs are contained within the existing Licensing budget.

6 Risk, policy, compliance and governance impact

- 6.1 The process outlined takes account of the relevant statutory provisions.
- 6.2 The applicant has a right of appeal against any decision made. The appeal would be made to the Sheriff Court.

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 None

11 Appendices

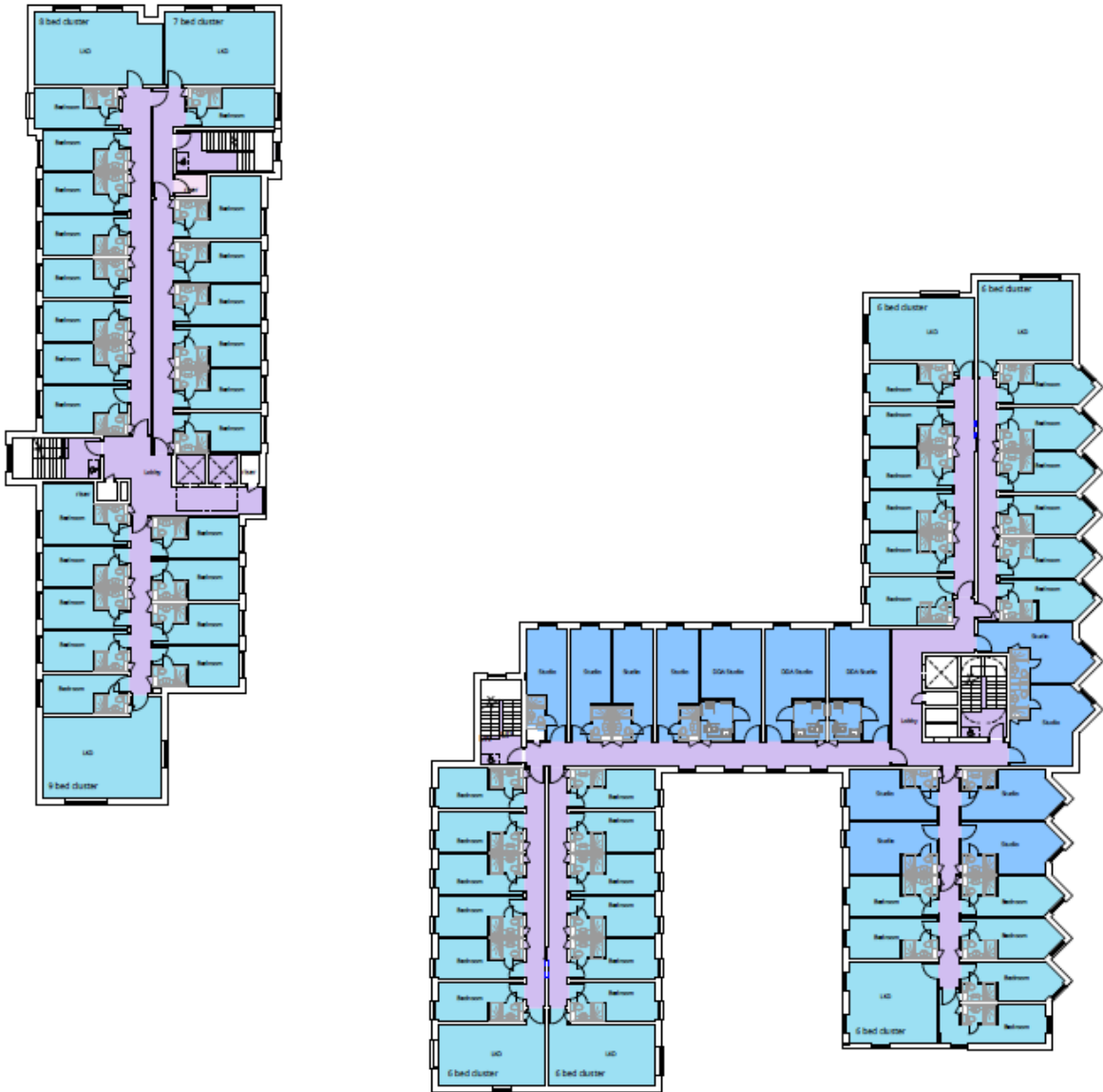
11.1 Appendix 1 – Layout Plans

Appendix 1

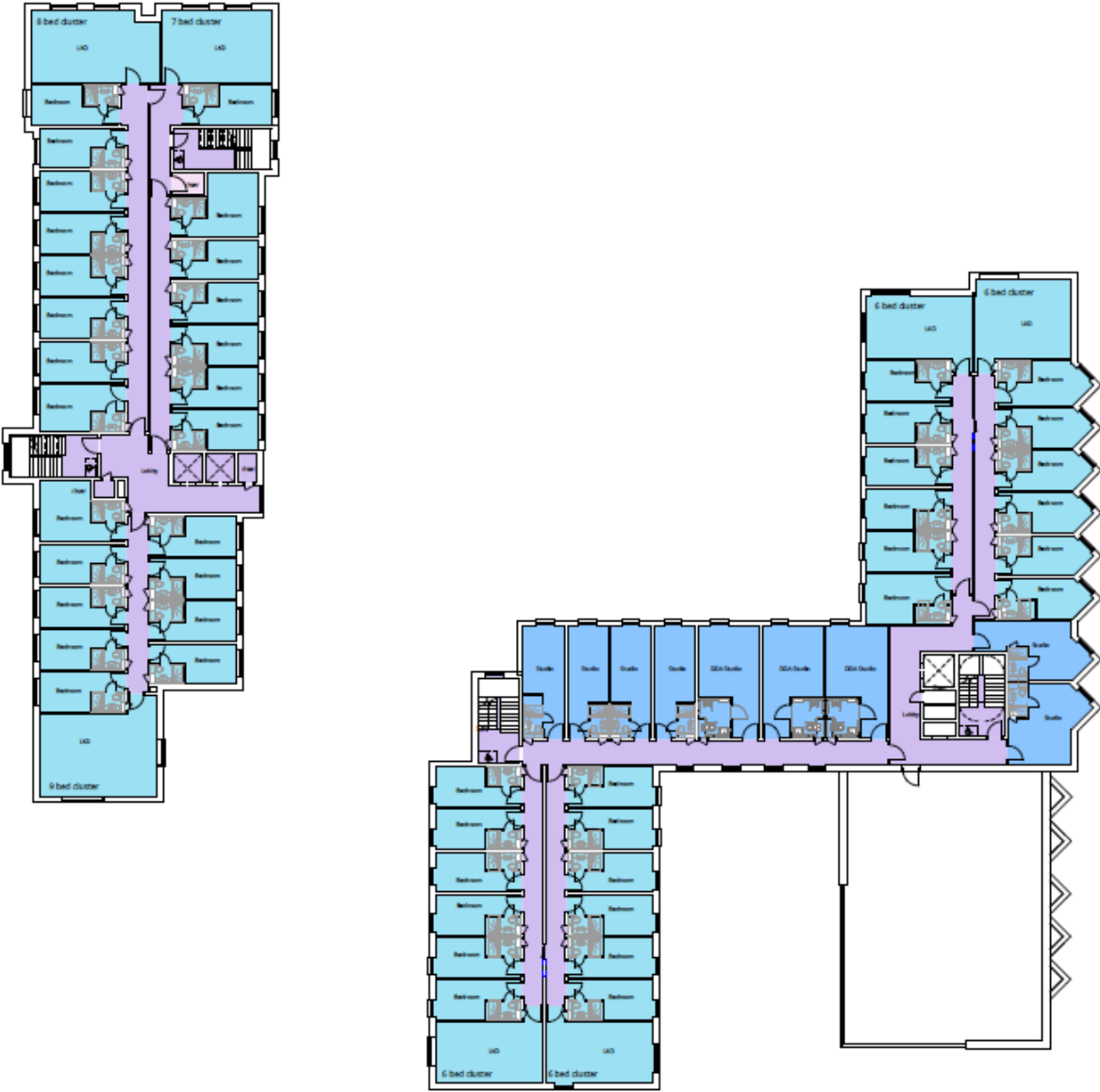
Ground Floor



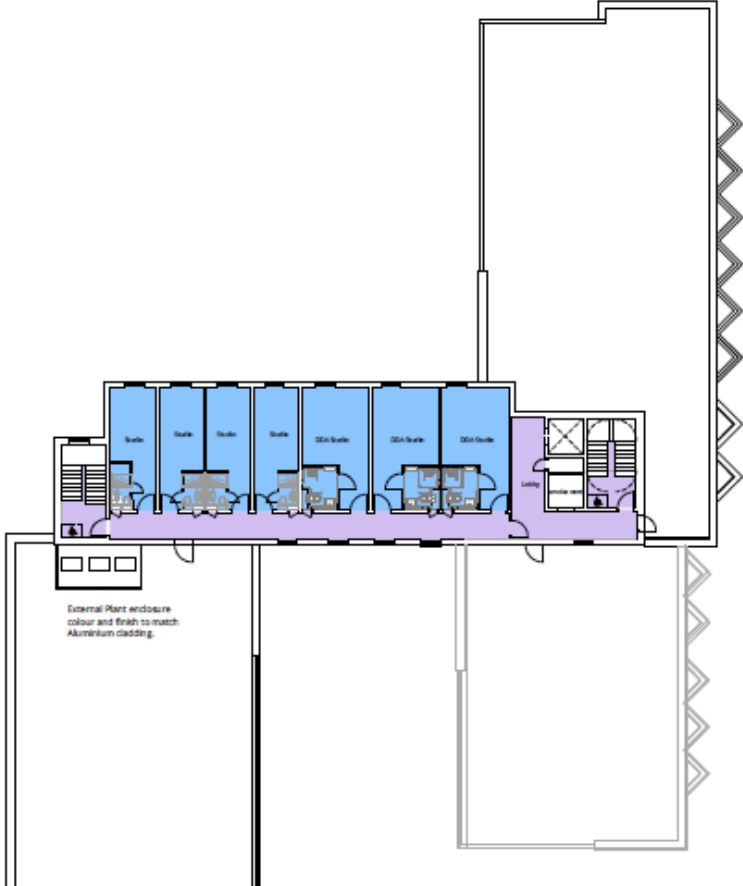
Frist Floor



Second Floor

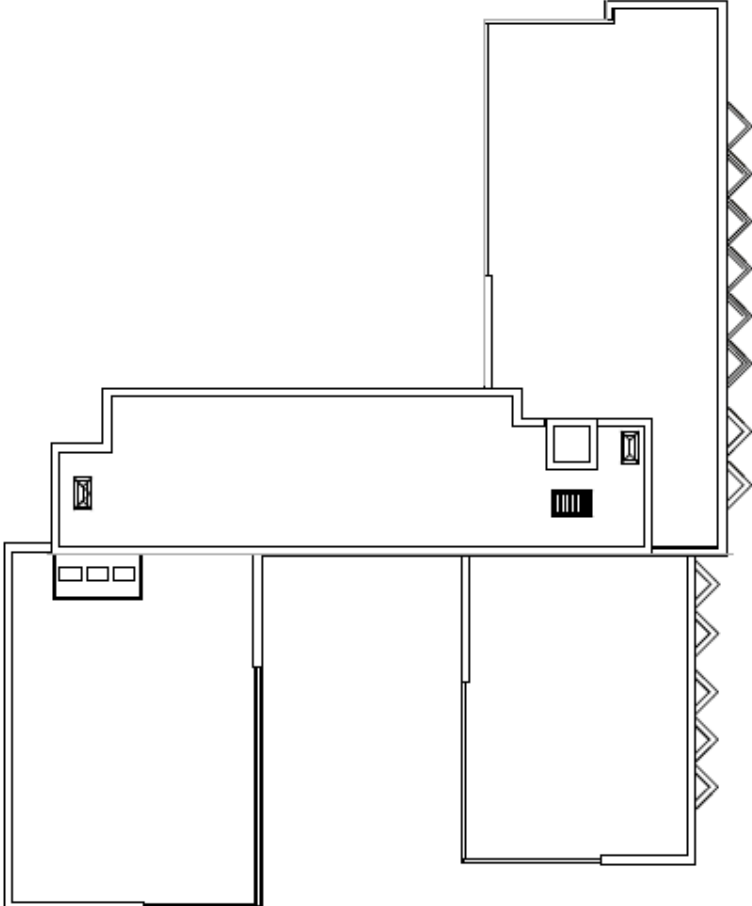


Third Floor

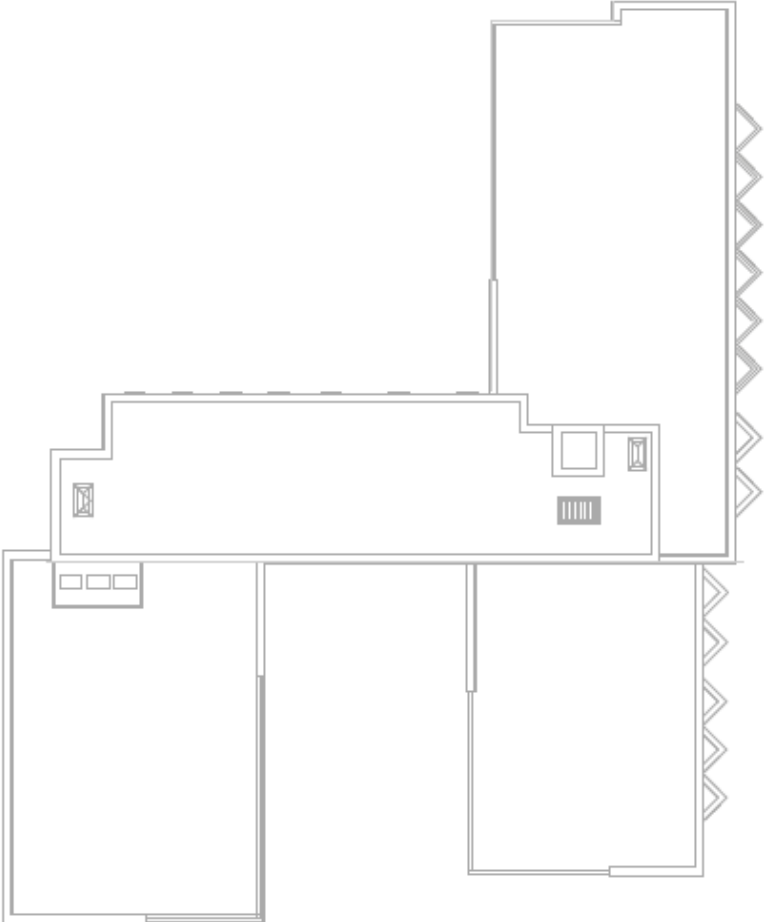
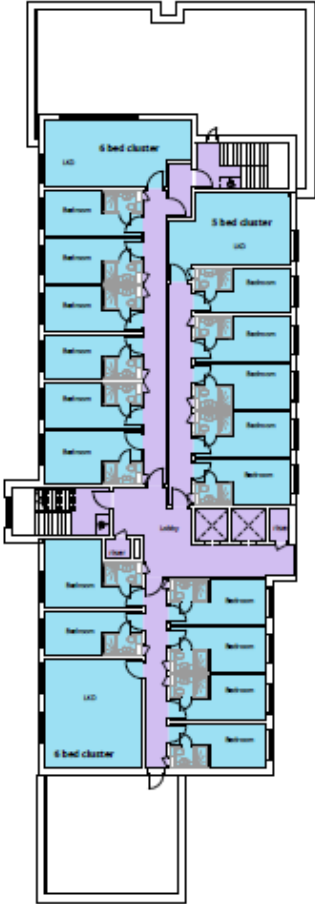


External Plant enclosure
colour and finish to match
Aluminium cladding

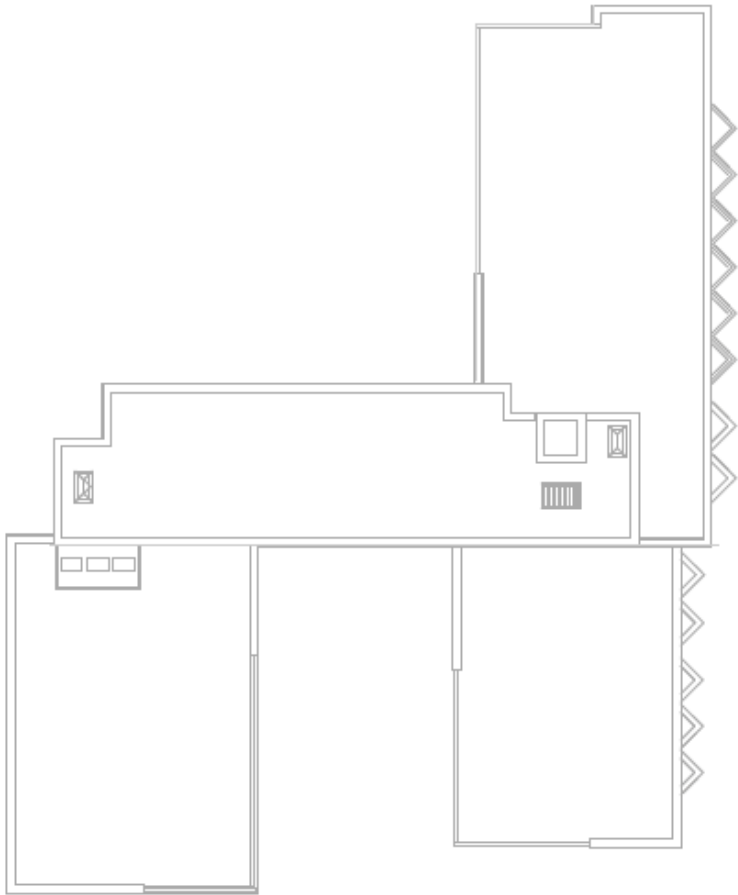
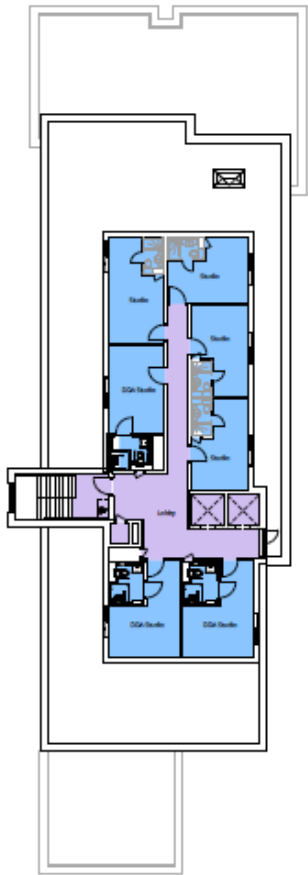
Fourth Floor



Fifth Floor



Sixth Floor



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Licensing Sub-Committee of the Regulatory Committee

5 December 2022

Applications for Miscellaneous Licences

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
The following applicants have been invited for 9.30am							
House in Multiple Occupation (Renewal)							
5.2	Applicant William Mark Hosker Agent Umega Lettings	1f2, 113 Broughton Street, Edinburgh	4 Occupants	N/A		Mike Tully Dr Jeff Sanders & Dr Devon McHugh	21.12.22
Street Trader Licence (New)							
5.3	The Artisan Van Ltd Applicant Panaions Ilias	Pilrig Park, Edinburgh	Standard Conditions Requested Hours of Operation 08:00-20:00	N/A	Parks & Greenspace conditions Note: The Sub-Committee, on 7 Nov 2022, continued consideration of the application to this meeting to allow the applicant to attend.	Harald Tobermann Leith Central Community Council	22.03.23

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
Late Hours Catering Licences (New)							
5.4	Jedco Ltd Applicant Alvero Mena	10 South Bridge, Edinburgh	Standard Conditions Requested Hours of Operation Mon-Thur 09:00-02:00 Fri-Sat 09:00-03:00 Sun 10:00-02:00	N/A		Old Town Community Council	11.05.23
5.5	Dum Dum Applicant Pashmirga Balidy	19 Home Street, Edinburgh	Standard Conditions Requested Hours of Operation Mon-Thur 23:00-02:00 Fri-Sat 23:00-03:00 Sun 23:00-02:00	N/A	Environmental Health Objection Police Scotland Representation Neighbour consents	Andrew Henderson	22.08.23

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
5.6	Nahar Bd Limited Applicant Mohammd Sayedur Rahman Sheikh	30 Duart Crescent, Edinburgh	Standard Conditions Requested Hours of Operation Sun-Thur 16:00-12:00 Fri-Sat 16:00-01:00	N/A	Police Scotland representation	D. Buckley Dr Kirsty Gallen & Sean Gallen	05.07.23
5.7	Han Chicken Ltd Applicant Nazim Gulum Vadiwala	255-257 Leith Walk, Edinburgh	Standard Conditions Requested Hours of Operation Mon-Sun 12:00-01:00	N/A	Police Scotland representation Licensing Enforcement representation Councillor McNeese-Mechan Neighbour consents		24.06.23

Item No	Applicant	Premises	Conditions applied for	Verified 24 Hour Contact	Remarks	Public Objectors	Determination Date
5.8	Elfalafel Applicant Adil Sheikh	15 Bristo Place, Edinburgh	Standard Conditions Requested Hours of Operation Mon-Thur 23:00-02:00 Fri-Sun 23:00-03:00	N/A		Old Town Community Council	05.07.23
Metal Dealer Licence (Renewal)							
5.9	Licence Holder Peter Thomas Dalton	23 Yeaman Place, Edinburgh	Standard Conditions		Licensing Enforcement Environmental Health	Alex Ritchey Anton FitzSimons Konstantin Mateev Merchiston Community Council Alice Shone C. Cairns Ruben Manso María del Mar Felices González	07.02.23

Agenda Item 5.2

LICENSING REF NO: 466865

ITEM NO

**HMO
RENEWAL**

APPLICANT DETAILS:	NAME	Mr William Mark Hosker
	AGENT	Umega Lettings
	LODGING AGENT	
PREMISES ADDRESS		1f2, 113 Broughton Street, Edinburgh, EH1 3RZ
CONDITIONS APPLIED FOR		Maximum Occupants - 4
24 HOUR CONTACT NUMBER		SATISFACTORY
NOTICE OF APPLICATION		
REPRESENTATIONS RECEIVED		Public Objector x 3
DETERMINATION DATE		21.12.22
RENEWAL DATE		21.12.21
NOTES:		

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of the Local Government(Scotland) Act 1973.

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LICENSING REF NO: 472549

ITEM NO

STREET TRADER LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	The Artisan Van Ltd Mr Panaions Ilias
PREMISES ADDRESS		Pilrig Park, Edinburgh
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Leith Central Community Council Mr Harald Tobermann
REASON FOR BEING CALLED TO COMMITTEE		Public objections
DETERMINATION DATE		22/03/2023
<p>NOTES: continued to allow the applicant to attend.</p>		

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Agenda Item 5.4

LICENSING REF NO: 475812

ITEM NO

LATE HOURS CATERING LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	Jedco Ltd Alvero Mena
PREMISES ADDRESS		10 South Bridge, Edinburgh, EH1 1LL
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Old town community council
REASON FOR BEING CALLED TO COMMITTEE		Public objection
DETERMINATION DATE		11/5/2023
NOTES: applicant has confirmed seating is not available after 11pm		

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LICENSING REF NO: 480097

ITEM NO

**LATE HOURS CATERING
LICENCE**

New

<p>APPLICANT DETAILS: MANAGER</p>	<p>NAME</p>	<p>Pashmirga Balidy</p>
<p>PREMISES ADDRESS</p>		<p>19 Home Street, Edinburgh, EH3 9JR</p>
<p>CONDITIONS RECOMMENDED</p>		<p>Standard Conditions</p>
<p>REPRESENTATIONS RECEIVED</p>		<p>Public objection Environmental Health Police Scotland</p>
<p>REASON FOR BEING CALLED TO COMMITTEE</p>		<p>Public objection Environmental health objection Police objection</p>
<p>DETERMINATION DATE</p>		<p>22/08/2023</p>
<p>NOTES:</p>		

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Agenda Item 5.6

LICENSING REF NO: 479677

ITEM NO

LATE HOURS CATERING LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	Nahar Bd Limited Mr Mohammd Sayedur Rahman Sheikh
PREMISES ADDRESS		30 Duart Crescent, Edinburgh, EH4 7JP
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Police Scotland Public x 3
REASON FOR BEING CALLED TO COMMITTEE		Police objection Public objections
DETERMINATION DATE		05/07/2023
NOTES: hours changed to 1am Friday, Saturday and 12pm Sunday to Thursday		

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Agenda Item 5.7

LICENSING REF NO: 478876

ITEM NO

LATE HOURS CATERING LICENCE

New

APPLICANT DETAILS: MANAGER	NAME	Han Chicken Ltd Nazim Gulum Vadiwala
PREMISES ADDRESS		255-257 Leith Walk, Albion, Edinburgh, EH6 8NY
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Police Scotland Licensing Enforcement Councillor
REASON FOR BEING CALLED TO COMMITTEE		Police representation, Licencing enforcement objection Councillor objection
DETERMINATION DATE		24/06/2023
NOTES: hours changed to terminal hour of 1am Friday, Saturday and Sunday.		

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LICENSING REF NO: 479663

ITEM NO

**LATE HOURS CATERING
LICENCE**

New

APPLICANT DETAILS: MANAGER	NAME	Mr Adil Sheikh
PREMISES ADDRESS		15 Bristo Place, Edinburgh, EH1 1EZ
CONDITIONS RECOMMENDED		Standard Conditions
REPRESENTATIONS RECEIVED		Old town community council
REASON FOR BEING CALLED TO COMMITTEE		Community council objection
DETERMINATION DATE		05/07/2023
NOTES:		

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LICENSING REF NO: 469422

ITEM NO

METAL DEALER LICENCE

Renewal

APPLICANT DETAILS: MANAGER	NAME	Mr Peter Thomas Dalton
PREMISES ADDRESS	23 Yeaman Place, Edinburgh, EH11 1BT	
CONDITIONS RECOMMENDED	Standard Conditions	
REPRESENTATIONS RECEIVED	Licensing Enforcement Health and safety Public objections	
REASON FOR BEING CALLED TO COMMITTEE	Public objections	
DETERMINATION DATE	07/02/2023	
NOTES:		

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