

Minutes

Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday 29 January, 2024

Present

Councillors Mowat (Convener), Caldwell, Dixon, Graham, Mattos Coelho (Items 4.1 – 5.4 and 5.22-5.25), Meagher (substituting for Councillor Walker items 4.1-5.14, 5.17 and 5.24-5.26), Rae (5.8-5.14, 5.17 and 5.24-5.26), Ross, and Work (Items 4.2 – 5.14, and 5.17).

1. Minutes

Decision

- 1) To approve the minute of the Licensing Sub-Committee of 12 December 2023 as a correct record subject to the adjustment of Councillor Caldwell being added to the list of members present.
- 2) To approve the minute of the Licensing Sub-Committee of 15 January 2024 as a correct record.

2. Application for House in Multiple Occupation Licence (New) – 5 (2f1) Valleyfield Street

The Sub-Committee considered an application for a House in Multiple Occupation Licence for property at 5 (2f1) Valleyfield Street.

Decision

To agree the exemption request as set out in section 3 of the report by the Head of Regulatory Services and thereafter grant the licence for a period of one year subject to the Council's standard conditions for this category of licence.

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

3. Application for House in Multiple Occupation Licence (New) – 32 (3f1) Great Junction Street

The Sub-Committee considered an application for a House in Multiple Occupation Licence for property at 32 (3f1) Great Junction Street.

Motion

To **GRANT** the license subject to the councils standard conditions for this category of license for a period of 1 year with exemption with an undertaking to ensure there will remain a lounge in the property and this would not be converted in to bedrooms.

- moved by Councillor Mowat, seconded by Councillor Ross

Amendment

To **REFUSE** the exemption due to the width of the bedrooms in the property.

- moved by Councillor Graham, seconded by Councillor Dixon

Voting

For the motion - 5 votes

For the amendment - 4 votes

(For the motion – Councillors Mattos-Coelho, Meagher, Mowat, Ross and Work.

For the amendment – Councillors Caldwell, Dixon, Graham and Rae.)

Decision

To approve the motion by Councillor Mowat.

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

4. Application for House in Multiple Occupation Licence (New) – 10 (2f1) West Preston Street

The Sub-Committee considered an application for a House in Multiple Occupation Licence for property at 10 (2f1) West Preston Street.

Decision

To agree the exemption request as set out in section 3 of the report by the Head of Regulatory Services and thereafter grant the licence for a period of one year subject to the Council's standard conditions for this category of licence.

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

5. Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006 – Applications for Miscellaneous Licences.

Details were provided of 26 applications for miscellaneous licences. The applicants and their agents were heard.

Decision

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

(Reference – Appendix 1, submitted.)

APPENDIX 1

Applications for Miscellaneous Licences

House In Multiple Occupation Licence (New)		
5.1	<p>Applicant Calait Limited</p> <p>Premises 70a Kingston Avenue</p>	To GRANT the licence for a period of one year subject to the Council's standard conditions for this category of licence
House In Multiple Occupation Licence (Renewal)		
5.2	<p>Licence Holder Kerloch Ltd</p> <p>Premises Flat 1, 15 Kilmaurs Road</p> <p>Agent Ms Charlotte Gray, Professional Property Letting Ltd</p>	To CONTINUE consideration for this application to the meeting of the 4 March 2024 to allow more information to be gathered for Committee.
5.3	<p>Licence Holder Kerloch Ltd</p>	To CONTINUE consideration for this application to the meeting of the 4 March 2024 to allow more information

	<p>Premises Flat 2, 15 Kilmaurs Road</p> <p>Agent Ms Charlotte Gray, Professional Property Letting Ltd</p>	to be gathered for Committee.
5.4	<p>Licence Holder George Walter Gow</p> <p>Premises 40 Macdowall Road</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
5.5	<p>Licence Holder Hamish Wolfe</p> <p>Premises 2f, 56 Manor Place</p> <p>Agent Mrs Elspeth Rae Bruce Rae Ltd</p>	To GRANT the licence for a period of one year due to the gap in certification subject to the Council's standard conditions for this category of licence
5.6	<p>Licence Holder Celia McLean & Mr Christopher McLean</p> <p>Premises 3f2, 1 Richmond Terrace</p> <p>Agent Mr Stephen Coyle Cullen Property Limited</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
5.7	<p>Licence Holder WF Property Investments Ltd</p> <p>Premises 3f1, 24 Westhall Gardens</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence

	Agent Andrew Ramponi	
5.8	Licence Holder JAR Properties Premises 3f1, 9 Roseburn Drive Agent Mr William Adams, Sandstone UK Property Management Solutions Ltd	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
Street Trader Licence (New)		
5.9	Applicant Natalie Sinclair Location Elm Row, Broughton	To REFUSE the application for street traders licence
Second Hand Dealers Licence (New)		
5.10	Applicant Reg Vardy Limited Manager James Paul Robertson Location 1 Bankhead Avenue	To GRANT the licence subject to the Council's standard conditions for this category of licence.
5.11	Applicant Ian Murray Spalding Brown Manager Lewis Ian Spalding Brown	To GRANT the licence subject to the Council's standard conditions for this category of licence.

	<p>Location 93a Station Road Ratho</p>	
5.12	<p>Applicant Midlothian Motor Company Ltd Manager Mr Michal Bartoszek Location 28 West Harbour Road</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
5.13	<p>Applicant MIRIY Ltd Manager Yasan Miri Location 3 Fernieflat Neuk</p>	<p>To GRANT the licence subject to the council's standard conditions for this category of licence with the additional condition that no more than 2 cars are stored on the premises at any one time.</p>
5.14	<p>Applicant Motorchoice (Scotland) Ltd Manager James Alexander Henderson Location 107 Glasgow Road</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
Short Term Lets Licence (New)		
5.15	<p>Applicant Gary Peaston Premises Flat 1, 20 Coburg Street</p>	<p>To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.</p>

<p>5.16</p>	<p>Applicant Paul & Robert Knott-Smith</p> <p>Premises 80b Colinton Road</p>	<p>To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.</p>
<p>5.17</p>	<p>Applicant Samiul Haque</p> <p>Premises 177 Drum Brae Drive</p>	<p>To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence</p>
<p>5.18</p>	<p>Applicant Cullain Property Management Limited</p> <p>Manager Mr Peter John Kennedy</p> <p>Premises 113a Grove Street</p>	<p>To GRANT the licence for a period of 1 year as this is a secondary licence subject to the Council's standard conditions for this category of licence</p>
<p>5.19</p>	<p>Applicant Steven Anthony Wardlaw</p> <p>Manager Barry Burton</p> <p>Premises Flat 5, 8 Hawkhill Close</p>	<p>To CONTINUE consideration for this application to the meeting of the 4 March 2024 to allow the applicant to attend.</p>
<p>5.20</p>	<p>Applicant Lucy Harwood</p> <p>Premises 45 Lawrie Reilly Place</p>	<p>To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence</p>
<p>5.21</p>	<p>Applicant Fiona Hunt</p> <p>Premises 64 Lawrie Reilly Place</p>	<p>To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence</p>

5.22	Applicant Cameron Dunn Premises 2f2, 24 Valleyfield Street	To GRANT the licence for a period of one year subject to the Council's standard conditions for this category licence and the undertaking that a property manager would be appointed.
5.23	Applicant John Whybrow Premises 75 Carrick Knowe Avenue	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
5.24	Applicant Sean Greenhorn Premises Flat 2, 3 Newhaven Place	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
5.25	Applicant Thorbjørn Waal Lundsgaard Premises Flat 60, 89 Holyrood Road	To CONTINUE consideration of this application to the next meeting of the Licensing Sub-Committee on 04 March 2024 to allow the objector to be heard.
Late Hours Catering Licence (New)		
5.26	Applicant Ammar Othman Location 21 Forest Road	To CONTINUE consideration for this application to the meeting of the 4 March 2024 to allow the applicant to attend.
End of Business		