

# Minutes

## Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday 7 October 2024

### Present

Councillors Mowat (Convener), Caldwell, Dixon (except item 5.1-5.15), Graham, Faccenda (substituting for Councillor Walker), Mattos Coelho, Miller (substituting for Councillor Rae), Ross and Work.

### 1. Minutes

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#### Decision

- 1) To approve the minute of the Licensing Sub-Committee of 09 September 2024 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 24 September 2024 as a correct record.

### 2. Application for House in Multiple Occupation Licence

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The Sub-Committee considered a request for a House in Multiple Occupation Licence at pf1, 19 Livingstone Place Edinburgh EH9 1PD. The Head of Regulatory Services and the agent were heard.

#### Decision

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

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Details were provided of 16 applications for miscellaneous licences. The applicants and their agents were heard.

#### Decision

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

(Reference – Appendix 1, submitted.)

## APPENDIX 1

### Applications for Miscellaneous Licences

Short Term Lets Licence (New)		
5.1	Applicant Peter Luigi Martone Premises 3f2, 2 Springfield Buildings Edinburgh EH6 5EG	To CONTINUE consideration of this application to the Licensing Sub-Committee meeting of the 11th November 2024 to allow the applicant to readvertise for home letting. Applicant is to obtain neighbours signatures to confirm they have been advised his application has been amended to apply for a home letting licence.  PART HEARD
House in Multiple Occupation Licence (New)		
5.2	Applicant Kasay Ltd Premises Flat 5,3 Craigend Park Edinburgh EH16 5XY	To repel the public objections and GRANT the licence for a period of one year subject to the Council's standard conditions for this category of licence.  (on a division, see note 1 below)
House in Multiple Occupation Licence (Renewal)		
5.3	Applicant Professor John Russell & Mrs Linda Russell Manager Barry Kirk (DJ Alexander) Premises 2f2, 20 Royal Crescent	To CONTINUE consideration of this application to the Licensing Sub-Committee meeting of the 11th November 2024 to allow for an inspection of the property to take place.

	Edinburgh EH3 6QA	
Short Term Lets Licence (New)		
5.4	Applicant  Kevin Baxter  Premises  18 Gayfield Place Lane Edinburgh EH1 3NZ	To agree to hear the application in the absence of the applicant.  To REFUSE the licence in terms of Schedule 1 paragraph 5(3)(a)(ii) of the Civic Government (Scotland) Act 1982 as the applicant is not a fit and proper person to hold a licence.
5.5	Applicant  Kathleen Slanley  Premises  4F2, 42 Sandport Street Edinburgh, EH6 6EP	To agree to hear the application in the absence of the applicant.  To REFUSE the licence in terms of Schedule 1 paragraph 5(3)(a)(ii) of the Civic Government (Scotland) Act 1982 as the applicant is not a fit and proper person to hold a licence.
5.6	Applicant  Airdenair Hotel Limited  Manager  Dongquan Tan  Premises  29 Kilmaurs Road Edinburgh EH16 5DB	To CONTINUE the application until 8 October 2024 for applicant to either pay the application fee for a secondary letting licence or to withdraw his application for home sharing. If not done so the Committee DELEGATE authority to officers to refuse the application for Home Sharing.
5.7	Applicant  Duncan Saunders  Premises  Flat 15, 108 Great Junction Street Edinburgh EH6 5LD	To repel the public objections and GRANT the licence for a period of one year subject to the Council's standard conditions for this category of licence.

5.8	<p>Applicant Tartan Leisure Ltd (Lost Shore Surf Resort)</p> <p>Manager Mark Stewart</p> <p>Premises 1 Craigpark, Ratho EH28 8RJ</p>	<p>To DELEGATE authority to The Head of Regulatory Services to grant the licence subject to the standard conditions of licence on completion of the satisfactory inspection of the site.</p>
5.9	<p>Applicant Kirsty MacGregor</p> <p>Manager John Logan</p> <p>Premises Flat 4, 10 Abercromby Place Edinburgh EH3 6LB</p>	<p>To repel the public objections and GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.</p>
5.10	<p>Applicant Andrew Williamson</p> <p>Premises 92 Gilmore Place Edinburgh EH3 9PF</p>	<p>To repel the public objections and GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.</p> <p>Declaration of Interest</p> <p>Councillor Ross and Councillor Caldwell made a declaration of interest (non-financial) in relation to item 5.10 – Short Term Let Licence (New) - 92 Gilmore Place Edinburgh EH3 9PF92 as they knew the applicant, they left the room and took no part in the decision</p>
5.11	<p>Applicant Martin McGhee</p>	<p>To repel the public objections and GRANT the licence for a period of three years subject to the Council's standard conditions for this category of</p>

	Premises 3F2, 3 Ferry Road Edinburgh EH6 4AD	licence.
<b>Street Trader Licence (New)</b>		
5.12	Applicant  Little Fish Tours Ltd  Location  Street Record 192a High Street Edinburgh EH1 1RW	To CONTINUE consideration of this application to the Licensing Sub-Committee meeting of the 11th November 2024 to allow the applicant to attend.
<b>Public Entertainment Licence (New)</b>		
5.13	Applicant Highland Centre LTD  (Terminal V)  Manager  Mark Currie  Premises  Royal Highland Centre Edinburgh	To DELEGATE authority to The Head of Regulatory Services to grant the licence subject to the standard conditions of licence on completion of the satisfactory inspection of the site and to satisfaction of EPOG.
<b>Market Operators Licence (Temporary)</b>		
5.14	Applicant  Highland Centre LTD  (Terminal V)  Manager  Derek Martin  Premises  Royal Highland	To DELEGATE authority to The Head of Regulatory Services to grant the licence subject to the standard conditions of licence on completion of the satisfactory inspection of the site.

	Centre Edinburgh	
5.15	Applicant GC Live Limited Manager Mark Hennys Premises Royal Highland Centre Edinburgh	To DELEGATE authority to The Head of Regulatory Services to grant the licence subject to the standard conditions of licence on completion of the satisfactory inspection of the site.
Additional item	Applicant Taylored Entertainment LTD (Terminal V) Manager Brogan Newton Premises Royal Highland Centre Edinburgh	To DELEGATE authority to The Head of Regulatory Services to grant the licence subject to the standard conditions of licence on completion of the satisfactory inspection of the site.
End of Business		

### Note 1

#### House in Multiple Occupation Licence (New) - Flat 5,3 Craighend Park Edinburgh EH16 5XY

#### Motion

To repel the public objections and **GRANT** the licence for a period of one year subject to the Council's standard conditions for this category of licence.

- Moved by Councillor Ross, seconded by Councillor Mowat

#### Amendment

To **REFUSE** the application in terms of Paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982 as the applicant is not a fit and proper person to hold a licence.

- Moved by Councillor Graham, seconded by Councillor Faccenda

## **Voting**

For the motion - 5 votes

For the amendment - 4 votes

(For the motion – Councillors Caldwell, Matos-Coelho, Mowat, Ross and Work.

For the amendment – Councillors Dixon, Graham, Faccenda and Miller.)

## **Decision**

To repel the public objections and **GRANT** the licence for a period of one year subject to the Council's standard conditions for this category of licence.