

Minutes

Licensing Sub-Committee of the Regulatory Committee

9.30am, Tuesday 24 November 2020

Present

Fullerton (Convener), Dixon (Vice-Convener), Arthur (items 1 to 10, 11(c) onwards), Mitchell, Mowat (items 1 to 10, 12(9.3)), Rae, Rose, Neil Ross and Wilson.

1. Minutes

Decision

To approve the minute of the Licensing Sub-Committee of 27 October 2020 as a correct record.

2. Applications for Renewal of Taxi or Private Hire Driver's Licences – Use of Delegated Powers

Applications for the renewal of Taxi or Private Hire Driver's Licences had been received by the Licensing Service. The applicants had been unable to provide a criminal convictions certificate. These applications would normally be referred to the committee to determine whether the applications should be treated as an exemption to policy.

The Executive Director of Place intended to deal with these applications under delegated powers and sought agreement of committee to do so.

Decision

To **AGREE** that the Executive Director of Place deal with these applications under delegated powers.

(References – Regulatory Committee 6 February 2018 (item 1); report by the Regulatory Services Manager, submitted)

3. Application for New Taxi Vehicle Licence

The Sub-Committee considered an application for a new taxi licence from 599 Scottaxis Ltd.

Decision

- 1) To **GRANT** the licence subject to the standard conditions for this category of licence and a suitable vehicle being presented for, and passing inspection, by the Taxi Examination Centre within six weeks.
- 2) To **VARY** the licence conditions to allow an exemption to policy for a period of 1 year to expiry of licence on 23 November 2021.

(Reference – report by the Regulatory Services Manager, submitted)

4. Application for New Taxi Vehicle Licence

The Sub-Committee considered an application for a new taxi licence from Cronin Ltd.

Decision

To **GRANT** the licence subject to the standard conditions for this category of licence and a suitable vehicle being presented for, and passing inspection, by the Taxi Examination Centre within six weeks.

(Reference – report by the Regulatory Services Manager, submitted)

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

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

An additional application for a Street Trader Licence was ruled urgent by the convener.

Decision

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

(Reference – list of applications, submitted)

6. 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.

7. Suspension or Revocation of Private Hire Driver's Licence

The Sub-Committee considered a request by Police Scotland to suspend or revoke a Private Hire Driver's Licence. Police Scotland and the Regulatory Services Manager 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 Regulatory Services Manager, submitted)

8. Suspension or Revocation of Taxi Driver's Licence

The Sub-Committee considered a request by Police Scotland to suspend or revoke a Taxi Driver's Licence. Police Scotland, the Regulatory Services Manager and the licence holder's agent 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 Regulatory Services Manager, submitted)

9. Police Objection to Taxi Driver's Licence Renewal and Request for Suspension or Revocation of Licence

The Sub-Committee considered a request by Police Scotland to suspend or revoke a Taxi Driver's Licence. In addition, Police Scotland had objected to the renewal of the licence.

Police Scotland, the Regulatory Services Manager and the licence holder's agent 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 Regulatory Services Manager, submitted)

10. Request for Refusal of Landlord Registration

The Sub-Committee considered a request by the Executive Director of Place to refuse the entry of a landlord onto the Register of Landlords.

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)

11. Police Requests for Suspension or Revocation of Licences

The Sub-Committee considered three requests by Police Scotland to suspend or revoke Private Hire Driver and Taxi Driver Licences. Police Scotland, the licence holders and their agents 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 Regulatory Services Manager, submitted)

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

Details were provided of one application for miscellaneous licence.

Decision

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

(Reference – list of applications, submitted)

13. Request for Refusal of Landlord Registration

The Sub-Committee considered a request by the Executive Director of Place to refuse the entry of a landlord onto the Register of Landlords.

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)

14. Request for Refusal of Landlord Registration

The Sub-Committee considered a request by the Executive Director of Place to refuse the entry of a landlord onto the Register of Landlords.

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)

APPENDIX

Applications for Miscellaneous Licences

Street Trader Licence (New)		
5.2	Edinburgh Bus Tours Ltd Mr Kenneth Campbell	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional condition that the applicant does not unreasonably obstruct road or footway users, affect their safety or obstruct access to public seating or waste bins and also subject to the additional conditions to limit the area in which tickets can be sold to Waverley Bridge or, if Waverley Bridge is closed to vehicles, to St Andrews Square only; and to limit the number of employees authorised to sell tickets on Waverley Bridge or, where Waverley Bridge is closed to vehicles in St Andrews Square, to a maximum of 7 at any one time
Skin Piercing/Tattooing Licence (New)		
5.3	Allure Beauty Lounge Ms Shannon Twist	To CONTINUE consideration of the application to the meeting of the Licensing Sub-Committee on 8 December 2020 to allow the applicant to attend.
House in Multiple Occupation Licence (Renewal)		

5.4	4f2, 51 Salisbury Road, Edinburgh Mr Carlo Perrotta Lodging Agent: Ms Rachel Whale, ESPC Lettings	<p>1) To AGREE to accept the additional information provided by the objector and applicant.</p> <p>2) To REFUSE the licence in terms of section 130 of the Housing (Scotland) Act 2006 as the applicant is not a fit and proper person to hold a licence.</p> <p>Note: As this application was continued from the Licensing Sub-Committee meeting of 29 October 2020, Councillor Dixon acted as convener for this item and only Councillors Arthur, Mitchell, Mowat, Rose and Neil Ross participated.</p>
5.5	47 (3F2) East London Street, Edinburgh Mrs Ella Plummer Agent: Mr James Brooks, Splendid Property Management	<p>1) To AGREE to consider the late objections.</p> <p>2) To GRANT the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.</p>
5.6	34 Sighthill View, Edinburgh Ms Xiaoye Shan	To GRANT the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.
Additional Item – Street Trader Licence (New)		
	Ms Chandra Mather	To GRANT the licence subject to the Council's standard conditions for this category of licence for stance 3.