

## Licensing Sub-Committee of the Regulatory Committee

2.00pm, Monday 1 February 2021

### Present

Councillors Fullerton (Convener), Dixon (Vice-Convener), Arthur, Mitchell, Mowat (items 1 to 5), Rae (items 3(5.5) onwards), Rose, Neil Ross and Wilson.

### 1. Minutes

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#### Decision

To approve the minute of the Licensing Sub-Committee of 12 January 2021 as a correct record.

### 2. Request for Fee Refund - Market Operator Licence – Edinburgh Farmers' Market

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The Council had received a request on behalf of the organisers of Edinburgh Farmers' Market at Castle Terrace to agree to accept a reduced application fee for a Market Operator Licence.

#### Motion

- 1) To agree to consider the matter in the absence of the applicant.
  - 2) To note the terms of the request.
  - 3) To refuse the request for a fee refund.
- moved by Councillor Fullerton, seconded by Councillor Dixon

#### Amendment

- 1) To agree to consider the matter in the absence of the applicant.
  - 2) To note the terms of the request.
  - 3) To grant the request for a fee refund.
- moved by Councillor Mowat, seconded by Councillor Arthur

#### Voting

For the motion - 4 votes  
For the amendment - 4 votes

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

There being an equality in the number of votes cast, the Convener used her casting vote in favour of the motion.

#### **Decision**

- 1) To agree to consider the matter in the absence of the applicant.
- 2) To note the terms of the request.
- 3) To refuse the request for a fee refund.

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

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

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Details were provided of five 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**

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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 Refusal of Landlord Registration**

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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)

### **6. Request for Refusal of Landlord Registration**

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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)

## **7. Request for Refusal of Landlord Registration**

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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)

## **8. Request for Refusal of Landlord Registration**

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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)		
<b>5.2</b>	Rose Street, Edinburgh  Mr Telak Singh	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for stance 4.
<b>5.3</b>	St Linton Ltd  Waverley Mall, Edinburgh  Mr Alexander Critchley	<p>1) To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for the hours requested, subject to an agreement being reached between Roads and the applicant, which would include an acceptable number of van movements, and that appropriate ramps were used to ensure the pavement would not be damaged.</p> <p>2) To <b>VARY</b> the licence to remove the condition that the van would be required to be moved from the premises each night.</p>
<b>5.4</b>	Bainfield Drive, Edinburgh  Mr Mark Thomson	<p>1) To note that the application had been <b>WITHDRAWN</b> by the applicant.</p> <p>2) To <b>AGREE</b> to provide a refund to the applicant for the licence fee.</p>
House in Multiple Occupation Licences (Renewal)		
<b>5.5</b>	29(2F) Buckingham Terrace, Edinburgh  Mrs Rosemary Sutcliffe  Agent: Mr Dietrich Zank,  The Flat Company Ltd	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.
<b>5.6</b>	2 Spence Street, Edinburgh  Professor Asif Sohail Usmani & Mrs Saadia Usmani  Agent: Ms Gemma Gilmour, The	To repel the public objections and <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.  <b>See note 1.</b>

	University of Edinburgh	
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### Note 1

#### Item 5.6 – House in Multiple Occupation Licence (Renewal) – 2 Spence Street, Edinburgh

##### Motion

To repel the public objections and **GRANT** the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.

- moved by Councillor Fullerton, seconded by Councillor Dixon

##### Amendment

To repel the public objections and **GRANT** the licence subject to the Council's standard conditions for this category of licence for a period of 1 year.

##### Voting

- For the motion - 6 votes
- For the amendment - 3 votes

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

##### Decision

To repel the public objections and **GRANT** the licence subject to the Council's standard conditions for this category of licence for a period of 3 years.