

Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday, 8 August 2022

Use of Urgency Provision of Standing Orders to Grant Late Hours Catering Licence – Mohammed Lotfi

Item number

Report number

Executive/routine

Wards

Southside/Newington (15)

Council Commitments

N/A

Executive Summary

The Committee is asked to note that an application to renew a Late Hours Catering Licence was received by the Licensing Service on 24 June 2021.

The application was dealt with by the relevant Executive Director after consultation with the Convenor using the urgency provision within Standing Orders.

Use of Urgency Provision of Standing Orders to Allow Grant of Late Hours Catering Licence – Mohammed Lotfi

1. Recommendations

- 1.1 The Committee is asked to note that a Late Hours Catering Licence was granted to Mohammed Lotfi for premises known as 'Franco's Fish & Chips' at 11 Summerhall Place, Edinburgh using the urgency provision of standing orders after consultation with the Convener.

2. Background

- 2.1 Standing Orders permit Directors to make urgent decisions provided the relevant Convener is consulted. Any such decision is required to be reported thereafter to Committee.

3. Main report

- 3.1 On 24 June 2021 the Council received a renewal application from Mohammed Lotfi for a Late Hours Catering Licence for premises known as 'Franco's Fish & Chips' at 11 Summerhall Place, Edinburgh. The application was circulated for consideration and attracted comment from Police Scotland and the Licensing Enforcement team.
- 3.2 In such circumstances the application would normally be referred to the Committee for a decision. However, this application was mislaid and it was not actively worked on until March 2022. At this point, it was identified that the application was outwith policy and objections had been received. The applicant amended the requested hours, which satisfied one of the two requirements of the late hours catering policy, however there was still an outstanding requirement which was partly met as the applicant managed to secure letters of support from some of the neighbours.
- 3.3 There was not a Committee meeting scheduled within the required timescales and thus the renewal was granted by the Executive Director of Place using urgency provisions within Standing Orders, after consultation with the Convener.
- 3.4 As required, the use of urgency provisions is hereby reported to the committee.

4. Measures of success

4.1 The premises are licensed in a proportionate and effective manner.

5. Financial impact

5.1 There are no financial implications arising from this report.

6. Risk, policy, compliance and governance impact

6.1 The Council's Standing Orders and Scheme of Delegation were used to resolve this issue.

7. Equalities impact

7.1 There is no equalities impact arising from this report.

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8. Sustainability impact

8.1 There is no environmental impact arising from this report.

9. Consultation and engagement

9.1 The Convener was consulted prior to the use of emergency powers, as required by Standing Orders.

10. Background reading/external references

10.1 None.

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11. Appendices

None