

Minutes

Licensing Sub-Committee of the Regulatory Committee

9:30am, Monday 12 June 2023

Present

Councillors Mowat (Convener) with the exception of item 5.4), Booth (substituting for Councillor Rae), Caldwell (with the exception of item 5.35), Dixon, Graham, Mattos Coelho and Ross.

1. Minutes

Decision

- 1) To approve the minute of the Licensing Sub-Committee of 15 May 2023 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 16 May 2023 as a correct record.

2. 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.

3. Applications to Grant Private Hire Driver Licences

Details were provided of 5 applications to grant Private Hire Driver Licences. The Head of Regulatory Services, Police Scotland and the applicants were heard.

Decision

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

4. Applications to Vary the Conditions of Taxi or Private Hire Car Licences: Exemption to Policy

The Regulatory Committee had agreed to amend its policy and licensing conditions regarding the age and emissions standards of licenced vehicles in Edinburgh's Taxi and Private Hire Car fleet at its meeting on 16 March 2018.

21 requests had been received for exemptions to this policy. The licence holders, agents and relevant Council officers were heard.

Decision

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

(Reference – Regulatory Committee 16 March 2018 (item 1); report by the Head of Regulatory Services, submitted)

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

Details were provided of 35 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.)

Declaration of Interests

Councillor Mowat declared a non-financial interest in item 5.4 – Public Entertainment Licence (Temporary) – Edinburgh International Festival – Ross Bandstand as a board member of the Edinburgh International Festival, left the room and took no part in the consideration or decision on the item. Councillor Ross took the Chair for this item.

Councillor Caldwell declared a non-financial interest in item 8.35 – Late Hours Catering Licence (New) – 279 Leith Walk as he had previously met with constituents in relation to the application, left the meeting and took no part in the consideration or decision on the matter.

APPENDIX

Applications for Miscellaneous Licences

Market Operator Licence (Temporary)		
5.2 Called for 1pm	<p>Applicant Local Motive Markets</p> <p>Manager Tania Pramschufer</p> <p>Location Castle Street, Edinburgh</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, environmental health conditions and transport conditions as notified to the applicant.</p>
Public Entertainment Licence (Temporary)		
5.3	<p>Applicant The Royal Edinburgh Military Tattoo</p> <p>Manager Col (Retd) Edward Fenton DSO</p> <p>Location Castle Esplanade, Castle Hill, Edinburgh</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, and transport conditions as notified to the applicant.</p>
5.4	<p>Applicant Edinburgh International Festival</p> <p>Manager Ms Cate Williams</p> <p>Location Ross Bandstand, West Princes Street Gardens</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, and transport conditions as notified to the applicant.</p>

<p>5.5</p>	<p>Applicant Gilded Balloon Festivals Ltd</p> <p>Manager Ms Felicity Gourley</p> <p>Location Adam House, 3 Chambers Street, Edinburgh</p>	<p>1) To indicate that the Sub-Committee was MINDED TO GRANT the licence subject to the statutory conditions for this category of licence and the requested terminal hour of 5am.</p> <p>2) To delegate authority to the Executive Director of Place to confirm the stair capacities and any other outstanding matters with the applicant but that if there were any remaining outstanding issues the application would be returned to the Sub-Committee for determination.</p>
<p>5.6</p>	<p>Applicant Gilded Balloon Festivals Ltd</p> <p>Manager Ms Felicity Gourley</p> <p>Location National Museum of Scotland, 44 Chambers Street, Edinburgh</p>	<p>1) To indicate that the Sub-Committee was MINDED TO GRANT the licence subject to the statutory conditions for this category of licence.</p> <p>2) To delegate authority to the Executive Director of Place to confirm the capacities and any other outstanding matters with the applicant but that if there were any remaining outstanding issues the application would be returned to the Sub-Committee for determination.</p>
<p>5.7</p>	<p>Applicant Highland Centre Ltd</p> <p>Manager Mark Currie</p> <p>Location Royal Highland Centre, Ingliston Road, Edinburgh</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, environmental health conditions, transport conditions and Police Scotland conditions as notified to the applicant.</p>

Market Operator Licence (Temporary)

5.8	Applicant TV Events Ltd Manager Katherine Lingard Location Royal Highland Centre, Ingliston Road, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, environmental health conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Public Entertainment Licence (Temporary)

5.9	Applicant Edinburgh Festival Fringe Society Manager Ms Navid Galbraith Location Mound Precinct, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, and Police Scotland conditions as notified to the applicant for the revised operating hours of 11:00 to 19:00 and revised capacity of 2000. Note: Officers to check the correct application fee has been received.
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Market Operator Licence (Temporary)

5.10	Applicant Edinburgh Festival Fringe Society Manager Ms Navida Galbraith Location Mound Precinct, Edinburgh	To GRANT the licence subject to the standard conditions for this category of licence for the revised operating hours of 11:00 to 19:00. Note: Officers to check the correct application fee has been received.
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Public Entertainment Licence (Temporary)

5.11	Applicant Edinburgh Festival Fringe Society Manager Ms Navida Galbraith Location Royal Mile Edinburgh	1) To indicate that the Sub-Committee was MINDED TO GRANT the licence subject to the statutory conditions for this category of licence. 2) To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.
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Market Operator Licence (Temporary)

5.12	Applicant Edinburgh Festival Fringe Society Manager Ms Navida Galbraith Location Royal Mile, Edinburgh	1) To indicate that the Sub-Committee was MINDED TO GRANT the licence subject to the statutory conditions for this category of licence. 2) To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.
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Public Entertainment Licence (Temporary)

5.13	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Street, Edinburgh (between Hanover Street and Frederick Street	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions and transport conditions as notified to the applicant.
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Market Operator Licence (Temporary)

5.14	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Street, Edinburgh (between Hanover Street and Frederick Street)	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Public Entertainment Licence (Temporary)

5.15	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Square Gardens (East), Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Market Operator Licence (Temporary)

5.16	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Square Gardens (East), Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Public Entertainment Licence (Temporary)

5.17	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Square Gardens (East), Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Market Operator Licence (Temporary)

5.18	Applicant Assembly Festival Ltd Manager Nik Whybrew Location George Square Gardens (East), Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Public Entertainment Licence (Temporary)

5.19	Applicant Assembly Festival Ltd Manager Nik Whybrew Location Assembly Hall, Mound Place, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions and Police Scotland conditions as notified to the applicant.
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Market Operator Licence (Temporary)

<p>5.20</p>	<p>Applicant Taylor & Scott Ltd</p> <p>Manager William Keith Taylor</p> <p>Location Hunter Square, Edinburgh (App 1)</p>	<p>To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.</p>
<p>5.21</p>	<p>Applicant Taylor & Scott Ltd</p> <p>Manager William Keith Taylor</p> <p>Location Hunter Square, Edinburgh</p>	<p>To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.</p>
<p>5.22</p>	<p>Applicant Taylor & Scott Ltd</p> <p>Manager William Keith Taylor</p> <p>Location Side of Tron Kirk, Edinburgh</p>	<p>To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.</p>
<p>5.23</p>	<p>Applicant Taylor & Scott Ltd</p> <p>Manager William Keith Taylor</p> <p>Location Side of Tron Kirk, Edinburgh (App 1)</p>	<p>To delegate authority to the Executive Director of Place to determine the application subject to any outstanding issues being resolved at EPOG, but that any unresolved issues be brought back to the Sub-Committee for determination.</p>

Public Entertainment Licence (Temporary)

5.24	Applicant Underbelly Ltd Manager Ryan Beattie Location Bristo Square, Edinburgh	To GRANT the licence for the hours 10:00 to 03:00 subject to the Council's standard conditions for this category of licence and the additional noise conditions, transport and Police Scotland conditions as notified to the applicant.
5.25	Applicant Underbelly Ltd Manager Ryan Beattie Location Bristo Square, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.

Market Operator Licence (Temporary)

5.26	Applicant Underbelly Ltd Manager Ryan Beattie Location Bristo Square, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.
5.27	Applicant Underbelly Ltd Manager Ryan Beattie Location Bristo Square, Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.

Public Entertainment Licence (Temporary)

5.28	Applicant Underbelly Ltd Manager Ryan Beattie Location George Square Gardens Edinburgh	1) To indicate that the Sub-Committee were MINDED TO GRANT the licence for the requested hours to 04:00 subject to the standard conditions for this category of licence and the additional noise conditions, transport and Police Scotland conditions as notified to the applicant. 2) To delegate authority to the Executive Director of Place to determine the application subject to the accessible entrances and exits to the site being satisfactory.
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Market Operator Licence (Temporary)

5.29	Applicant Underbelly Ltd Manager Ryan Beattie Location George Square Gardens Edinburgh	1) To indicate that the Sub-Committee were MINDED TO GRANT the licence for the requested hours to 04:00 subject to the standard conditions for this category of licence and the additional noise conditions, transport and Police Scotland conditions as notified to the applicant. 2) To delegate authority to the Executive Director of Place to determine the application subject to the accessible entrances and exits to the site being satisfactory.
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Public Entertainment Licence (Temporary)

5.30	Applicant Underbelly Ltd Manager Ryan Beattie Location The Meadows Public Park, Melville Drive, Edinburgh (Circus Hub)	To GRANT the temporary public entertainment licence subject to the standard conditions for this category of licence and the additional noise conditions, transport and Police Scotland conditions as notified to the applicant. Note: To note the organisers would provide residents of the area with a contact telephone number.
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Market Operator Licence (Temporary)

5.31	Applicant Underbelly Ltd Manager Ryan Beattie Location The Meadows Public Park, Melville Drive, Edinburgh (Circus Hub)	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, health and safety conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Public Entertainment Licence (Temporary)

5.32	Applicant Underbelly Ltd Manager Ryan Beattie Location 66 Cowgate Edinburgh	To GRANT the licence subject to the Council's standard conditions for this category of licence and the additional noise conditions, transport conditions and Police Scotland conditions as notified to the applicant.
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Late Hours Catering Licence (New)

5.33	Applicant Deepak Kumar Singh Agent Alistair Macdonald Location 123 Dalry Road, Edinburgh	To GRANT the licence for the hours requested subject to the Council's standard conditions for this category of licence.
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<p>5.34</p>	<p>Applicant SKM Desserts t/a Edinburgh Treatz Ltd</p> <p>Manager Shameem Kauser Mohammed</p> <p>Agent Alistair Macdonald</p> <p>Location 129 Lothian Road, Edinburgh</p>	<p>To GRANT the licence for the hours requested subject to the Council's standard conditions for this category of licence.</p>
<p>5.35</p>	<p>Applicant Kenneth Leavingham</p> <p>Location 279 Leith Walk, Edinburgh</p>	<p>To GRANT the licence for the hours requested subject to the Council's standard conditions for this category of licence.</p>
<p>Late Hours Catering Licence (Renewal)</p>		
<p>5.36</p>	<p>Licence Holder Amir Moaire</p> <p>Agent Alistair Macdonald</p> <p>Location 117 Dundee Street, Edinburgh</p>	<p>To CONTINUE consideration of the application to the meeting of the Sub-Committee on 14 August 2023 at the request of the applicant's agent.</p>