

Licensing Sub-Committee of the Regulatory Committee

9.30am, Monday 11 December 2023

Present

Councillors Mowat (Convener), Caldwell (items 4.3 onwards), Dixon with the exception of items 4.3 and 4.10), Graham, Mattos Coelho (items 4.3 onwards) Rae (items 4.3 – 4.25), Ross and Work (items 4.5 – 4.25 and items 5.1 – 5.2)

1. Minutes

Decision

- 1) To approve the minute of the Licensing Sub-Committee of 13 November 2023 as a correct record.
- 2) To approve the minute of the Licensing Sub-Committee of 14 November 2023 as a correct record.

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

Details were provided of 28 applications for miscellaneous licences. The applicants and their agents were heard.

Decision

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

(Reference – Appendix 1, submitted.)

3. Request for Consideration of Landlord Registration

The Sub-Committee received a Request for a Consideration of Landlord Registration

Decision

To remove the landlord from the register in terms of section 89 of the Antisocial Behaviour etc. (Scotland) Act 2004.

(Reference – Report by the Head of Regulatory Services, submitted)

4. Use of Urgency Provision of Standing Orders to Allow March – 2 December 2023

a) Gaza Genocide Emergency Committee Parade– 2 December 2023

Details were provided of a parade, “Gaza Genocide Emergency Committee” which was held on 2 December 2023. The relevant Council officers and Police Scotland were heard.

Decision

- 1) To note, that following consultation with the Convener and group leaders, the relevant Executive Director used the urgency provision within Standing Orders to waive the 28 days’ notice requirement which allowed the march to proceed as the organiser intended.
 - 2) To note the contents of the report by the Head of Regulatory Services.
- (Reference – Report by the Head of Regulatory Services, submitted)

APPENDIX 1

Applications for Miscellaneous Licences

Cinema (Variation)		
4.2	Applicant Cineworld Cinemas Ltd Location Unit 3, 130 Dundee Street	To GRANT the variation of licence to allow the requested film to be shown without certification from the British Board of Film Classification.
House In Multiple Occupation Licence (Renewal)		
4.3	Licence Holder Henry Fung Agent Ben Clark - Lovett Edinburgh Premises 96 Findhorn Place Lodging Agent Brian Morgan - HMO Scotland	To REFUSE the licence in terms of section 130 of the Housing (Scotland) Act 2006 as the applicant was not a fit and proper person to hold a licence.
4.4	Licence Holder Peter Morton Henderson Agent Iain Robb, Robb Residential	1) To accept the late objection for consideration. 2) To GRANT the licence for a period of one year subject to the Council's standard conditions for this category of licence

	Premises 2f, 23 Scotland Street	
4.5	Licence Holder Scottish Midland Co-operative Society Limited Manager Mandy Forrest Premises Flat 5, 17 Leven Street	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.
4.6	Licence Holder Victoria McCusker Agent Jamie Kerr, Ben Property Management Ltd Premises 20a Scotland Street	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.
House In Multiple Occupation Licence (Renewal)		
4.7	Applicant Dheeraj Kumar & Nasir Ghafoor & Dheeraj Kum Premises Flat 8, 182 Greendykes Road	To CONTINUE consideration of this application to the next meeting of the Licensing Sub-Committee on 15 January 2024 to allow the applicant to attend.
Late Hours Catering Licence (Temporary)		
Additional item	Applicant Michal Kisiel Location 1 South Charlotte Street	To GRANT the temporary licence from 11 December 2023 to 11 January 2024 for the hours Monday-Sunday 2300-0200 subject to the standard conditions for this category of licence.

<p>4.8</p>	<p>Applicant Tanzeelah Jaffar</p> <p>Location 11 Cowgatehead</p> <p>Agent Alistair Macdonald</p>	<p>1) To GRANT the licence for the hours Sunday-Monday 2300-0500 subject to the standard conditions for this category of licence.</p> <p>Note: To note the undertaking from the agent to correct the Country and Town of birth on the application.</p>
<p>4.9</p>	<p>Applicant Gulfraz Khan</p> <p>Location 95 South Bridge</p>	<p>To GRANT the licence for the hours Sunday -Thursday 2300-0200 Friday - Saturday 2300 -0300 subject to the standard conditions for this category of licence.</p>
<p>4.10</p>	<p>Applicant Nabeel Khan</p> <p>Location 119 Dundee Street</p>	<p>To GRANT the licence for the hours Sunday -Thursday 2300 - 0100 Friday - Saturday 2300 - 0200 subject to the standard conditions for this category of licence.</p>
<p>4.11</p>	<p>Applicant Jalal Shamsaddin Riaz</p> <p>Location 54 Rodney Street</p>	<p>To GRANT the licence for the hours Sunday -Thursday 2300 - 0100 Friday - Saturday 2300 - 0200 subject to the standard conditions for this category of licence and a further condition that amplified music and vocals are to be controlled to the satisfaction of the Director of Place.</p>
<p>Street Trader Licence (Variation)</p>		
<p>6.12</p>	<p>Applicant Yi Zheng</p> <p>Location Street Record Charles Street</p>	<p>1) To take no decision on the application.</p> <p>Note: To note the applicant was advised they should obtain independent advice on how to proceed with their proposed business operation. In addition, officers to provide further advice on points of contact within the Council.</p>
<p>Street Trader Licence (New)</p>		
<p>4.13</p>	<p>Applicant Lomond Motors (East) Limited</p>	<p>1) To CONTINUE consideration of this application to the next meeting of the Licensing Sub-Committee on 15 January 2024 to allow the applicant to attend.</p> <p>Note:</p>

	<p>Location 4 Bankhead Drive Edinburgh</p>	To note officers to write to applicant to advise attendance required
4.14	<p>Applicant Lyon Motor Company Limited</p> <p>Manager Bobby Ranjit Singh</p> <p>Location 1A Bankhead Crossway</p>	<p>1) To GRANT the licence subject to the Council's standard conditions for this category of licence.</p> <p>Note: To note officers to liaise with applicant on previous applications and payments.</p>
4.15	<p>Applicant Longstone Edinburgh LTD</p> <p>Manager Laura Hay</p> <p>Location 28 Inglis Green Road</p>	To GRANT the licence subject to the Council's standard conditions for this category of licence.
4.16	<p>Applicant Grange Motors (Brentwood) Ltd</p> <p>Manager James Henderson</p> <p>Location 22-26 Bankhead Drive</p>	To GRANT the licence subject to the Council's standard conditions for this category of licence.
4.17	<p>Applicant Grange Motors (Brentwood) Ltd</p> <p>Manager Roddy McAllister</p> <p>Location 1 Corstorphine Road</p>	To GRANT the licence subject to the Council's standard conditions for this category of licence.

<p>4.18</p>	<p>Applicant Pentland Motor Company Ltd</p> <p>Manager James Henderson</p> <p>Location 5 Hallbarns Crescent</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
<p>4.19</p>	<p>Applicant Pentland Motor Company Ltd</p> <p>Manager Mike Pugh</p> <p>Location 5 Whitehill Road</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
<p>4.20</p>	<p>Applicant We Buy Any Car Limited</p> <p>Manager Brett Stoner</p> <p>Location Fort Kinnaird Retail Park</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
<p>4.21</p>	<p>Applicant We Buy Any Car Limited</p> <p>Manager Brett Stoner</p> <p>Location 30 New Swanston</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>
<p>4.22</p>	<p>Applicant We Buy Any Car Limited</p> <p>Manager Brett Stoner</p> <p>Location 66 Bankhead Drive</p>	<p>To GRANT the licence subject to the Council's standard conditions for this category of licence.</p>

4.23	<p>Applicant We Buy Any Car Limited</p> <p>Manager Brett Stoner</p> <p>Location Asda, 2 Sandpiper Drive, Edinburgh</p>	To GRANT the licence subject to the Council's standard conditions for this category of licence.
4.24	<p>Applicant We Buy Any Car Limited</p> <p>Manager Brett Stoner</p> <p>Location Craigleith Retail Park South Groathill Avenue</p>	To GRANT the licence subject to the Council's standard conditions for this category of licence.
Short Term Lets Licence (New)		
4.25	<p>Applicant Craig James Brown</p> <p>Premises Flat 3, 98 Whitson Road</p>	To GRANT the licence for a period of one year subject to the Council's standard conditions for this category of licence and a further condition that the applicant shares contact details with all properties within the stairwell.
4.26	<p>Applicant James Seabright</p> <p>Premises Flat 9, 65 Holyrood Road</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence
4.27	<p>Applicant Gordon Plews</p> <p>Premises 52A Palmerston Place</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.
4.28	<p>Applicant K C Investment Properties</p>	To GRANT the licence for a period of three years subject to the Council's standard conditions for this category of licence.

	Premises 1f1, 77 Rose Street	
End of Business		