

## Licensing Sub-Committee of the Regulatory Committee

**9.30am, Tuesday 17 December 2024**

### Present

Councillors Mowat (Convener), Caldwell, Dixon, Faccenda (substituting for Councillor Walker (items 2 – 9)), Mattos-Coelho, Miller (substituting for Councillor Rae), Ross and Work.

### 1. Request for Suspension of Taxi Driver Licence

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The Convener ruled the following item of business, notice of which had been given at the start of the meeting, urgent to allow the Sub-Committee to give early consideration to the matter.

The Sub-Committee considered a request for a suspension of a Taxi Hire Driver's Licence. The Licence Holder, their representative, the Head of Regulatory Services and Police Scotland were heard.

### Motion

- 1) To uphold the Paragraph 11 complaint and to issue a formal warning to the licence holder as to his future conduct.
  - 2) The licence holder provided an undertaking to complete the Driver Skills Development Programme within a maximum period of six months from the date of the Committee decision.
  - 3) The licence holder was encouraged to undertake English language training.
- Moved by Councillor Mowat, seconded by Councillor Ross

### Amendment

To issue a warning against future conduct with an undertaking to complete the taxi driver training course within six months.

- Moved by Councillor Mattos-Coelho, seconded by Councillor Dixon

### Voting

The voting was as follows:

For the motion - 4 votes

For the amendment - 3 votes

(For the motion: Councillors Caldwell, Mowat, Ross and Work.

For the amendment: Councillors Dixon, Mattos-Coelho and Miller.)

## **Decision**

To approve the motion by Councillor Mowat.

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

## **2. Request for Recall of Suspension of Private Hire Driver Licence**

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The Sub-Committee considered a request for a recall of suspension of a Private Hire Driver's Licence. The Licence Holder, their representative, the Head of Regulatory Services and Police Scotland were heard.

### **Decision**

- 1) To **RECALL** suspension of the licence.
- 2) The licence holder provided an undertaking to complete the Driver Skills Development Programme training course prior to the renewal date of his current licence.

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

## **3. Application for Private Hire Driver's Licence**

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The Sub-Committee considered an application for a Private Hire Driver's Licence. The applicant, the Head of Regulatory Services and Police Scotland were heard.

### **Decision**

To **GRANT** the licence subject to the Council's standard conditions for this category of licence.

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

## **4. Civic Government (Scotland) Act 1982 – Applications for Miscellaneous Licences.**

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Details were provided of 1 application for a miscellaneous licence.

### **Decision**

To determine the application as detailed in Appendix 1 of this minute.

(Reference – Appendix 1, submitted.)

## **5. Proposed Parade – 29 December 2024**

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Details were provided of a proposed procession, Edinburgh's Hogmanay Torchlight Procession to be held on 29 December 2024. The relevant Council officers, applicant and Police Scotland were heard.

### **Decision**

To make an Order in respect of the proposed St John Scotland Procession to be held on 29 December 2024 within the designated route and times imposing conditions that:

- 1) The parade shall proceed in accordance with the route and times specified in the Notices of Proposal.
- 2) The organiser will adhere to the recommendations of the Events Planning and Operations Group.

- 3) The proposed conditions recommended by the Council's Regulatory Services Manager shall be applied.

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

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

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The Convener ruled the following item of business, notice of which had been given at the start of the meeting, urgent to allow the Sub-Committee to give early consideration to the matter.

Details were provided of 10 applications for miscellaneous licences. The applicants and their agents were heard.

### **Decision**

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

(Reference – Appendix 1, submitted.)

## **7. Application to Vary the Conditions of Taxi or Private Hire Car Licences – Exemption to Policy**

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The Convener ruled the following item of business, notice of which had been given at the start of the meeting, urgent to allow the Sub-Committee to give early consideration to the matter.

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.

1 request was received for an exemption to this policy. The applicants agent and relevant Council officers were heard.

### **Decision**

To determine the applications as detailed in Appendix 2 of this minute.

(References – Regulatory Committee 16 March 2018 (item 1); report by the Head of Regulatory Services, Appendix 2, submitted)

## **8. 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 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.

## **9. Private Hire Vehicle Driver Licence (New)**

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The Sub-Committee were presented with an application for a new Private Hire Driver's Licence.

## **Decision**

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

### **10. Suspension or Revocation Request of Private Hire Driver's Licence**

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The Sub-Committee were presented with a suspension or revocation request of a Private Hire Driver's Licence.

## **Decision**

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

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

## APPENDIX 1

### Applications for Miscellaneous Licences

Private Hire Driver Licence (New)		
<b>4.1</b>	<p><b>Applicant</b> Bashir Ahmad</p>	<p>To <b>REFUSE</b> the licence in terms of Schedule 1 paragraph 5(3)(d)) of the Civic Government (Scotland) Act 1982 as the applicant has failed the Driver Skills Development Programme on two occasions.</p>
Market Operators Licence (Temporary)		
<b>6.1</b>	<p><b>Applicant</b> Unique Assembly Ltd</p> <p><b>Premises</b> The Meadows, Edinburgh</p>	<p>To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.</p>
Public Entertainment Licence (Temporary)		
<b>6.2</b>	<p><b>Applicant</b> Unique Assembly Ltd</p> <p><b>Premises</b> The Meadows, Edinburgh</p>	<p>1) To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.</p> <p>2) All amplified music and vocals to be controlled to the satisfaction of the Director of Place</p>
Market Operators Licence (Temporary)		
<b>6.3</b>	<p><b>Applicant</b> Unique Assembly Ltd</p> <p><b>Premises</b> The Meadows, Edinburgh</p>	<p>To <b>DELEGATE</b> authority to the Head of Regulatory Services to grant the licence subject to the Council's standard conditions for this category of licence.</p>
Public Entertainment Licence (Temporary)		

<b>6.4</b>	<p><b>Applicant</b> Unique Assembly Ltd</p> <p><b>Premises</b> The Meadows, Edinburgh</p>	To <b>DELEGATE</b> authority to the Head of Regulatory Services to grant the licence subject to the Council's standard conditions for this category of licence.
<b>Street Trader Licence (New)</b>		
<b>Additional Item 2</b>	<p><b>Applicant</b> Danielle Mills</p> <p><b>Premises</b> Mobile Street Trader</p>	To <b>REFUSE</b> the application in terms of Paragraph 5(3)(c)(i) and (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982.
<b>Street Trader Licence (Temporary)</b>		
<b>Additional Item 3</b>	<p><b>Applicant</b> The Business Incentives Group Ltd</p> <p><b>Premises</b> Street Record, Princes Street, New Town, Edinburgh</p>	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.
<b>Additional Item 4</b>	<p><b>Applicant</b> The Business Incentives Group Ltd</p> <p><b>Premises</b> Street Record, Parliament Square, Old Town, Edinburgh</p>	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.
<b>Public Entertainment Licence (Temporary)</b>		
<b>Additional Item 5</b>	<p><b>Applicant</b> Granton Project CIC</p> <p><b>Premises</b></p>	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence, with a terminal hour of 2 am and 'Dancing' being added as an activity.

	20 West Shore Road, Edinburgh	
<b>Market Operators Licence (Variation)</b>		
<b>Additional Item 6</b>	<b>Applicant</b> Granton Project CIC  <b>Premises</b> 20 West Shore Road, Edinburgh	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence, and the additional condition that the final layout plan be submitted by the 24.12.24.
<b>Late Hours Catering Licence (New)</b>		
<b>Additional Item 7</b>	<b>Applicant</b> Berat Avar  <b>Premises</b> 222 Morrison Street, Edinburgh	To <b>GRANT</b> the licence subject to the Council's standard conditions for this category of licence.
<b>End of Business</b>		

## APPENDIX 2

### Application to Vary the Conditions of Taxi or Private Hire Car Licences – Exemption to Policy

<b>Additional Item 1</b>	<b>Applicant</b> Mr Azadur Rahman, Lothian Taxis Ltd  <b>Plate</b> 914	To <b>VARY</b> the licence conditions to allow an exemption to policy for a period of 6 months.