

## Committee Minutes

---

# Licensing Sub-Committee of the Regulatory Committee

Edinburgh, 17 August 2012

**Present:-** Councillors Barrie (Convener), Blacklock (Vice Convener), Aitken, Bagshaw (substituting for Councillor Burgess), Cairns, Gardner, Godzik, Bill Henderson and Heslop.

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

Details were provided of 18 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

#### Decision

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

(Reference – list of applications, submitted.)

### 2 Resolution to Consider in Private

The Sub-Committee, under Section 50(A)(4) of the Local Government (Scotland) Act 1973, excluded the public from the meeting for the following items of business on the grounds that they involved the disclosure of exempt information as defined in Paragraphs 3, 12 and 14 of Part 1 of Schedule 7(A) of the Act.

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

Details were provided of 9 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

**Decision**

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

(Reference – list of applications, submitted.)

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

**APPENDIX**

**Applications for Miscellaneous Licences**

| <b>Agenda Item No/Type of Licence/Applicant/Premises</b>  | <b>Conditions applied for</b>   | <b>Decision</b>  |
|---|---|--|
| <b>Item 3.1</b> – Application for Market Operator Licence - Bruntsfield Links/Leamington Walkway - Monica Faulkner - T/A Market Tree Events               | 10am – 5 pm<br>Sun<br><br>Fri, Sat and Sun in Festival period and summer months | 1. To note the applicant had withdrawn the application<br><br>2. To transfer the fee paid to any new application submitted |
| <b>Item 3.2</b> – Application for Late Hours Catering Licence - 171 Dundee Street - Tian Tian - Seafood Harbour<br><br>(New Application)                  | Sun - Sat<br><br>12 Noon – 3 am   | To continue consideration of the matter to the meeting of the 14 September 2012 to allow the applicant to attend.          |
| <b>Item 3.3</b> - Application for Late Hours Catering Licence - 106 Rose Street - Cemal Sahin<br><br>(New Application)                                    | Sun – Thurs<br>10 am – 2 am<br><br>Fri - Sat<br>10 am – 3am                     | To grant the licence subject to The Council's Standard Conditions for this category of licence.                            |
| <b>Item 3.4</b> - Item 3.4 - Application for Late Hours Catering Licence - 70 - 72 Grassmarket - Raheela Javaid, Festival Stores<br><br>(New Application) | Sun – Thurs<br>and<br>7 am – 2 am<br><br>Fri - Sat<br>7 am – 3 am               | To grant the licence subject to The Council's Standard Conditions for this category of licence.                            |
| <b>Item 3.5</b> - Application for Late Hours Catering Licence - 57 Lanark Road West, Currie - Co-operative Group Food Limited<br><br>(New Application)    | Sun - Sat<br>2300 - 2400  | To continue consideration of the matter to the meeting of the 12 October 2012 at the request of the applicant.             |

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

| <b>Agenda Item No/Type of Licence/Applicant/Premises</b>   | <b>Conditions applied for</b>  | <b>Decision</b>   |
|--|--|---|
| <p><b>Item 3.6</b> - Application for Late Hours Catering Licence - 234 Cowgate/56 Blackfriars Street - Arzij Yilmaz</p> <p>(Renewal Application)</p> | <p>Mon – Sun<br/>2300 - 0400</p>   | <p>To grant the licence for the hours Sunday – Thursday 11 pm – 2 am and Friday – Saturday 11 pm – 3 am subject to The Council's Standard Conditions for this category of licence.</p>  |
| <p><b>Item 3.7</b> - Application for Street Trader Licence - Claylands Road - Gerard Anthony McCole</p> <p>(New Application)</p>                     | <p>Hot Food</p> <p>Mon – Sun<br/>8 am – 4 pm</p>                             | <p>To grant the licence subject to The Council's Standard Conditions for this category of licence.</p>  |
| <p><b>Item 3.8</b> - Application for Street Trader Licence - Zones 2 and 8 - Robert Thomson Snr</p> <p>(Renewal Application)</p>                     | <p>Hot and Cold Food and Drink</p> <p>7.30 am – 2.30 pm and 5 pm – 10 pm</p> | <p>To continue consideration of the matter to the meeting of the 14 September 2012 to allow the Director of Services for Communities to assess the stances proposed</p>   |
| <p><b>Item 3.9</b> - Application for Street Trader Licence - South St David Street - Veronese Giancarlo</p> <p>(Renewal Application)</p>             | <p>Prints and Paintings</p> <p>8 am – 6 pm</p>                               | <p>To indicate the Sub-Committee was minded to grant the application for the alternative stance proposed at the Wellington Statue for a maximum period of six months if clarification is received from the events unit that this space is available and subject to the licence holder agreeing to:</p> <ol style="list-style-type: none"> <li>1) A condition that trading may be suspended on certain days specified by the Council on due notice being given to the licence holder.</li> <li>2) Discussions continuing with the applicant on an alternative stance during the period of the construction works in South St David Street</li> </ol> |

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

| <b>Agenda Item No/Type of Licence/Applicant/Premises</b>  | <b>Conditions applied for</b>  | <b>Decision</b>   |
|---|--|---|
| <p><b>Item 3.10</b> - Application for Second Hand Dealer Licence - 154 Saughton Road North - Terncove Limited T/A WE-PAY and Thomas Coll<br/><br/>(Renewal Application)</p> | <p>Clothes, Bags, Textiles, Books, cd's, dvd's<br/><br/>3 Years<br/><br/>Mon – Sun<br/>10 am – 5 pm</p>                        | <p>To grant the licence subject to The Council's Standard Conditions for this category of Licence and details of the new proposed named manager being submitted to the Council within 21 days</p> |
| <p><b>Item 3.11</b> - Application for Second Hand Dealer Licence - 247 St John's Road - Terncove Limited T/A WE-PAY and Thomas Coll<br/><br/>(Renewal Application)</p>      | <p>Clothes, Bags, Textiles, Books, cd's, dvd's<br/><br/>3 Years<br/><br/>Mon – Sun<br/>10 am – 5 pm</p>                        | <p>To grant the licence subject to the Council's Standard Conditions for this category of Licence and details of the new proposed named manager being submitted to the Council within 21 days</p> |
| <p><b>Item 3.12</b> - Application for Second Hand Dealer Licence (Variation) - 33 Home Street - Blockbuster Entertainment and Carl Greene<br/><br/>(Variation)</p>          | <p>48 hour exemption as premises unable to store goods for 48 hours as there is insufficient storage space at the property</p> | <p>To continue consideration of the matter to the meeting of the 14 September 2012 to allow the applicant to attend.</p>  |

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

| <b>Agenda Item No/Type of Licence/Applicant/Premises</b>   | <b>Conditions applied for</b> | <b>Decision</b>   |
|--|-------------------------------|---|
| <p><b>Item 3.13</b> - Application for a House in Multiple Occupation Licence - 9 (3F2) Warrender Park Terrace - Alan Peebles</p> <p>(Agent: David Alexander, DJ Alexander/Lodging Agent: HMO (Scotland) Ltd</p> <p>(Renewal Application)</p> | 3 Occupants                   | <p>1. To note the objections had been withdrawn</p> <p>2. To grant the licence subject to the Council's Standard Conditions for this category of licence</p>  |
| <p><b>Item 3.14</b> - Application for a House in Multiple Occupation Licence - 9 (4F2) Warrender Park Terrace - Robert Charles Stewart</p> <p>(Agent Duncan Macdonald, Broughton Property Management)</p> <p>(Renewal Application)</p>       | 4 Occupants                   | <p>1. To repel the objections and grant the renewal of licence for a period of six months subject to</p> <p>1) the Council's Standard Conditions for this category of licence</p> <p>2) Monitoring by the Director of Services for Communities with a report being submitted to the Sub-Committee at the end of the Licence period or when an application for renewal of licence is considered whichever is the sooner</p> <p>3) The Director of Services for Communities to report on procedures within Broughton Property Management with regard to tenancy management of HMO properties.</p> |
| <p><b>Item 3.15</b> - Application for a House in Multiple Occupation Licence - Flat 9, East Pilton Farm Rigg - Stephen David Reid</p> <p>(Renewal Application)</p>   | 3 Occupants                   | To repel the objections and grant the renewal of licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's Standards for Houses in Multiple Occupation.  |

Licensing Sub-Committee  
of the Regulatory Committee  
17 August 2012

| <b>Agenda Item No/Type of Licence/Applicant/Premises</b>   | <b>Conditions applied for</b> | <b>Decision</b>  |
|--|-------------------------------|--|
| <p><b>Item 3.16</b> - Application for a House in Multiple Occupation Licence - 65 Arden Street - Farhad &amp; Elizabeth Farnood</p> <p>(Renewal Application)</p>   | 3 Occupants                   | To repel the objection and grant the licence subject to the Council's Standard Conditions for this category of licence   |
| <p><b>Item 3.17</b> - Application for House in Multiple Occupation Licence - 15 (2F1) Cathcart Place (Part 1) (Part 2) - Heather Burnside</p> <p>(Agent: Callum McGregor, Alba Residential)</p> <p>(Renewal Application)</p> | 3 Occupants                   | To repel the objections and grant the renewal of licence subject to the Council's Standard Conditions for this category of licence and also subject to confirmation by the Council's Joint Inspection Team that there has been full compliance with the Council's Standards for Houses in Multiple Occupation. |
| <p><b>Item 3.18</b> - Application for House in Multiple Occupation Licence - 23 Leamington Terrace -Noreen Ul-Haq</p> <p>(Agent Ceri Dawn Davies )</p> <p>(Renewal Application)</p>  | 15 Occupants                  | To repel the objection and grant the licence subject to the Council's Standard Conditions for this category of licence   |