

Licensing Sub-Committee of the Regulatory Committee

2.00 pm, Wednesday, 7 November 2012

Present

Councillor Barrie (Convener), Blacklock (Vice-Convener), Aitken, Burgess, Cairns, Gardner, Bill Henderson, Heslop and Redpath.

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

The Director of Corporate Governance advised of a late letter of objection received from Zero Tolerance on 6 November 2012 and requested the Sub-Committee's to determine whether they wished to consider it at this meeting

Details were provided of 13 applications for miscellaneous licences under the Civic Government (Scotland) Act 1982 and Housing (Scotland) Act 2006.

Decision

1. Not to accept the objection letter from Zero Tolerance as there was insufficient time to give due notice of it to the applicants as required by law
2. 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. Application for Miscellaneous Licence – Civic Government (Scotland) Act 1982

Details were provided of an application for a miscellaneous licence under the Civic Government (Scotland) Act 1982.

Decision

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

(Reference – application details, submitted.)

4. Application for a grant of a Taxi Licence

Details were provided of an application for a new Taxi Licence.

Decision

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

(Reference – report by the Community Safety Senior Manager, submitted.)

APPENDIX

Applications for Miscellaneous Licences

Agenda Item No/Type of Licence/Applicant/Premises	Conditions applied for	Decision
Item 3.1(1) - Application for Public Entertainment Licence - Charles Stuart Haig - 42 -44 Albion Road	N/A	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises
Item 3.1(2) - Application for Public Entertainment Licence - Thomas Edward Punton - 320 - 322 Easter Road	N/A	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises

<p>Item 3.1(3) - Application for Public Entertainment Licence - Muirlane Ltd - 17B Hart Street</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises
<p>Item 3.1(4) - Application for Public Entertainment Licence - Elizabeth Muir - 168 Dundas Street (Reports, PDF, 445.75 KB)</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To continue consideration of the matter at the request of the Director of Services for Communities and to allow the Chief Constable to investigate the allegation which has been brought to his attention and to report the outcome of this to the Sub-Committee</p> <p>3) To instruct the Director of Services for Communities to seek an extension of time to consider the application from the Sheriff Court to allow the investigation to be undertaken and for the Sub-Committee to reconsider the application</p>

<p>Item 3.1(5) - Application for Public Entertainment Licence - Ambassador leisure Limited - 91 Lothian Road</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises • Appropriate stewarding will be in place to provide appropriate control of the premises and those persons engaged in such duties are registered as door stewards with the Security Industry Authority
<p>Item 3.1(6) - Application for Public Entertainment Licence - Kathleen Tulloch - 87 - 89 Rose Street Lane North</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises

<p>Item 3.1(7) - Application for Public Entertainment Licence - Merchant Street Leisure Services Ltd - 9 Merchant Street</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises
<p>Item 3.1(8) - Application for Public Entertainment Licence - Nutbush Services Limited - 30 Blair Street</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises

<p>Item 3.1(9) - Application for Public Entertainment Licence - Daniel Donoghue - 43 - 45 Comely Bank Place</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises
<p>Item 3.1(10) - Application for Public Entertainment Licence - Jayne Donoghue - 40 Argyle Place</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises

<p>Item 3.1(11) - Application for Public Entertainment Licence - Northkyle - 5 Broughton Market</p>	<p>N/A</p>	<p>1) To accept the police representation submitted outwith the statutory period</p> <p>2) To repel the objection and grant the renewal of licence subject to:</p> <p>(i) The Council's Standard Conditions for this category of licence and.</p> <p>(ii) The following conditions requested by the Chief Constable</p> <ul style="list-style-type: none"> • The Licence Holder will ensure that no other business will be conducted from the licensed premises outwith the hours granted by virtue of the application • The premises will not be used as a place of residence • Persons under the age of eighteen years shall not be permitted access to the premises
<p>Item 3.1(12a) - Application for Street Trader Licence - Avatar Foil Ltd - Catering Unit Outside/adjacent to Tron Church, High Street, Edinburgh</p>	<p>Sun – sat 9 am – 11 pm</p>	<p>To note the application had been withdrawn</p>
<p>Item 3.1(12b) - Application for Late Hours Catering Licence - Avatar Foil Ltd - Catering Unit Outside/adjacent to Tron Church, High Street, Edinburgh</p>	<p>Sun – sat 9 am – 1 am</p>	<p>To note the application had been withdrawn</p>