

**LICENSING SUB-COMMITTEE INFORMATION SHEET  
23 SEPTEMBER 2022**

**TYPE OF APPLICATION:** APPLICATION FOR A STREET TRADER'S LICENCE  
(EMPLOYER)

**APPLICANT:** PAVEL PLASEK

**LOCATION:** BEACH ESPLANADE, EAST SIDE 100M SOUTH OF LINKS ROAD  
(SOUTHERN SPUR).

**INFORMATION NOTE**

Application submitted 24/09/2021

Determination Date 23/09/2022

The catering van has no compliance certificate. An Environmental Health Officer contacted applicant during October 2021 and was informed that the van is not ready for inspection.

Subsequently, series of emails had been received from applicant advising that efforts are being made for repairs works to be carried out to the van.

The application was deferred from Committee on 06 September 2022 in order for applicant to get the van ready for Environmental Health inspection. Emails were sent to applicant on 9 & 15 September 2022 for update of the repairs however there was no response.

To date, the van is still not ready for Environmental Health inspection to be carried out.

**CONSULTEES**

- Police Scotland
- Environmental Health
- Roads

**OBJECTIONS/REPRESENTATIONS**

Legal – Environmental Health have been unable to issue a compliance certificate for the catering van to date.

**COMMITTEE GUIDELINES/POLICY**

N/A

## GROUNDS FOR REFUSAL

A licensing authority shall refuse an application to grant or renew a licence if, in their opinion—

(a) the applicant or, where the applicant is not a natural person, any director of it or partner in it or any other person responsible for its management, is either—

(i) for the time being disqualified from holding a licence, or

(ii) not a fit and proper person to be the holder of the licence;

(b) the activity to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant or renewal of such a licence if he made the application himself;

(c) where the licence applied for relates to an activity consisting of or including the use of premises or a vehicle or vessel, those premises are not or, as the case may be, that vehicle or vessel is not suitable or convenient for the conduct of the activity having regard to—

(i) the location, character or condition of the premises or the character or condition of the vehicle or vessel;

(ii) the nature and extent of the proposed activity;

(iii) the kind of persons likely to be in the premises, vehicle or vessel;

(iv) the possibility of undue public nuisance; or

(v) public order or public safety; or

(d) there is other good reason for refusing the application;

**and otherwise shall grant the application.**