

**Democratic Services Section
Legal and Civic Services Department
Belfast City Council
City Hall
Belfast
BT1 5GS**



**Belfast
City Council**

13th August, 2021

MEETING OF THE MEMBERS OF THE LICENSING COMMITTEE

Dear Alderman/Councillor,

The Members of the above-named Committee will meet remotely via Microsoft Teams on Wednesday, 18th August, 2021 at 5.00 pm, for the transaction of the business noted below.

You are requested to attend.

Yours faithfully,

SUZANNE WYLIE

Chief Executive

AGENDA:

1. Routine Matters

- (a) Apologies
- (b) Minutes
- (c) Declarations of Interest

2. Delegated Matters

- (a) Houses of Multiple Occupation (HMO) Licenses Issued Under Delegated Authority (Pages 1 - 4)
- (b) Update on an application for the Grant of a 14-Day Occasional Outdoor Entertainments Licence for Holy Cross Boy's School Pitch (Pages 5 - 8)
- (c) Application for the Grant of a 14-Day Occasional Outdoor Entertainments Licence for Wedderburn Playing Fields (Pages 9 - 18)
- (d) Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Haymarket, 84 Royal Avenue (Pages 19 - 28)

- (e) Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Vault Artist's Studios, 4-48 Tower Street (Pages 29 - 34)



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| Subject: | Houses in Multiple Occupation (HMO) Licences Issued Under Delegated Authority |
| Date: | 18 August 2021 |
| Reporting Officer: | Kevin Bloomfield, NIHMO Manager, 07584 270820 |
| Contact Officer: | Vivienne Donnelly, City Protection Manager Kevin Bloomfield, NIHMO Manager, 07584 270820 |

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| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Some time in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

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| Call-in | |
| Is the decision eligible for Call-in? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

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| 1.0 | Purpose of Report or Summary of main Issues |
| 1.1 | Under the Scheme of Delegation, the Director of City & Neighbourhood Services Department is responsible for exercising all powers in relation to the issue and variation, but not refusal, of HMO Licences, excluding provisions relating to the issue of HMO Licences where adverse representations have been made. Those applications which were dealt with under the Scheme are listed below. |
| 2.0 | Recommendations |
| 2.1 | The Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority to note the applications that have been issued under the Scheme of Delegation. |

3.0Main report

3.1

Key Issues

Under the terms of the Houses in Multiple Occupation Act (Northern Ireland) 2016 the following HMO Licences were issued during June and July 2021.

| Premise Name | Licensee | Ward | HMO Policy Area or Development Node |
|--------------------------|------------------------------|-------------|-------------------------------------|
| 76 Carmel Street | Mr Caolan Cassidy | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| Flat 2, 21 Ashley Avenue | Inveterate Ltd | WINDSOR | ULSTERVILLE HMO 2/21 |
| 67 Carmel Street | Mr Vincent Dynes | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 22 Landseer Street | Mr Barry Clarke | CENTRAL | STRANMILLIS HMO 2/19 |
| 88 Carmel Street | Mr Peter O'Hare | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 33 Rugby Avenue | M.R.Concrete Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 115 The Mount | Innov8 Living Ltd | BEERSBRIDGE | Not applicable |
| 1 Palestine Street | Mr Gabriel McCaffrey | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 48 Palestine Street | Mr Gabriel McCaffrey | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 16 Palestine Street | Mr Cathal McCormack | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 7 Curzon Street | Mr Wilson Reid | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 3 Jerusalem Street | Miss Catherine Cullen | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 54 Agincourt Avenue | D.M Property Estates Limited | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| 9 Ridgeway Street | Latner Ltd | STRANMILLIS | STRANMILLIS HMO 2/19 |
| 41 Landseer Street | Mr Stephen Henderson | CENTRAL | STRANMILLIS HMO 2/19 |
| 64 North Parade | Mr Gerard McElwee | ORMEAU | SOUTH PARADE HMO 2/18 |
| 18 Riverview Street | Mrs Rose Handley | STRANMILLIS | STRANMILLIS HMO 2/19 |
| 11 Farnham Street | Ms Catherine McKay | CENTRAL | LOWER ORMEAU HMO 2/13 |
| 33 Chadwick Street | Mr Alan Lowry | WINDSOR | MEADOWBANK HMO 2/15 |
| 61 Edinburgh Street | Mr Martin Spollen | WINDSOR | EDINBURGH ST HMO 2/08 |
| 23 Claremont Street | Mr Blair Young | WINDSOR | FITZWILLIAM HMO 2/10 |
| 9 Thomas Street | Mr Raymond Watters | NEW LODGE | Not applicable |
| 7 Lisburn Avenue | Mr Neil Conlon | WINDSOR | ADELAIDE HMO 2/01 |
| 102 Ashley Avenue | Mr Eugene McGurk | WINDSOR | ULSTERVILLE HMO 2/21 |
| 157 Broadway | Mr Gareth Hughes | BLACKSTAFF | Not applicable |

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| | 57 Carmel Street | Mr Gavin McCormack | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 36 Rugby Avenue | Mrs Noreen Taggart | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 2, 16 Canterbury Street | Provincial Properties | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 28 University Avenue | Belfast Student Property Investment Company Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 26 Lisburn Road | Mr Darren Stronge | WINDSOR | FITZWILLIAM HMO 2/10 |
| | 13 Ridgeway Street | Ms Elizabeth Lavery | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 93 Dunluce Avenue | Mr Patrick McComiskey | WINDSOR | ULSTERVILLE HMO 2/21 |
| | 20 Ridgeway Street | Dr Eamon Phoenix | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 29 Ridgeway Street | Mr Gerard Catney | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 107 Melrose Street | Mrs Joan Arnold | WINDSOR | EDINBURGH ST HMO 2/08 |
| | Apartment 6, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 5, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 4, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 3, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 2, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Apartment 1, 97 Fitzroy Avenue | Gemin Properties Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 9 Rossmore Avenue | Mr Brendan McGrath | ROSETTA | Not applicable |
| | 1 Wellington Park Avenue | Mrs Grainne McKay | WINDSOR | EGLANTINE HMO 2/09 |
| | 80 Rugby Road | Mr Simon Charlton | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 9 Dunluce Avenue | Mr Gerard Catney | WINDSOR | ULSTERVILLE HMO 2/21 |
| | 23 Sandhurst Drive | Mr Leo Joseph Martin | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 64 South Parade | Mr Brian Young | ORMEAU | SOUTH PARADE HMO 2/18 |
| | 55 Wellesley Avenue | J. & A. Murphy Limited | WINDSOR | EGLANTINE HMO 2/09 |
| | 14 Raby Street | TJ McGurran LTD | ORMEAU | JAMESON HMO 2/12 |
| | 11 Stranmillis Street | Mr. John Oliver Mallon | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 3 Sandymount Street | Mr. John Oliver Mallon | STRANMILLIS | SANDYMOUNT HMO 2/17 |
| | 48 Malone Avenue | Mr Richard Newell | WINDSOR | EGLANTINE HMO 2/09 |
| | 41 Ridgeway Street | Mr Daniel Brennan | STRANMILLIS | STRANMILLIS HMO 2/19 |

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| | 36 Stranmillis Street | Mr Daniel Brennan | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 2 Strandview Street | Mrs Anne Irvine | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | 4 Surrey Street | Mr Patrick Harney | WINDSOR | MEADOWBANK HMO 2/15 |
| | 62 Hopefield Avenue | Mr Francis Hughes | CHICHESTER PARK | CAVEHILL HMO 2/05 |
| | 117 Cavehill Road | Mr Francis Hughes | CHICHESTER PARK | CAVEHILL HMO 2/05 |
| | 115 Cavehill Road | Mr Francis Hughes | CHICHESTER PARK | CAVEHILL HMO 2/05 |
| | Flat 2, 63 Eglantine Avenue | Mr Aidan O'Neill | WINDSOR | EGLANTINE HMO 2/09 |
| | Flat 1, 63 Eglantine Avenue | Mr Aidan O'Neill | WINDSOR | EGLANTINE HMO 2/09 |
| | 34 Stranmillis Street | Mr Daniel Brennan | STRANMILLIS | STRANMILLIS HMO 2/19 |
| | Flat 3, 82 Rugby Avenue | Ms Frances Matthews | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 99 Alexandra Park Avenue | Mr Eugene Carragher | DUNCAIRN | Not applicable |
| | 7 Ireton Street | Mr Glen McMahon | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | Flat C, 24 Brookvale Avenue | Sheetrim Developments Ltd | WATER WORKS | CLIFTONVILLE HMO 2/06 |
| | 22c Brookvale Avenue | Sheetrim Developments Ltd | WATER WORKS | CLIFTONVILLE HMO 2/06 |
| | Flat 3, 89 Fitzroy Avenue | Kiez 2017 Ltd | CENTRAL | BOTANIC, HOLYLAND, RUGBY HMO 2/22 |
| | 6 Beechmount Street | Mr Kieran McNulty | BEECHMOUNT | BEECHMOUNT SANDYMOUNT HMO 2/17 |
| | 8 St Albans Gardens | Mr Paul McKeever | STRANMILLIS | 2/17 |
| | 105 Malone Road | Douglas Huston Limited | WINDSOR | Not applicable |
| <u>Financial & Resource Implications</u> | | | | |
| 3.2 | None | | | |
| <u>Equality or Good Relations Implications/Rural Needs Assessment</u> | | | | |
| 3.3 | There are no issues associated with this report. | | | |



Belfast
City Council

LICENSING COMMITTEE

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| Subject: | Update on an application for the Grant of a 14-Day Occasional Outdoor Entertainments Licence – Holy Cross Boy's School |
| Date: | 18 August, 2021 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, Ext. 2435 |
| Contact Officer: | Moira Dougherty, Senior Building Control Surveyor, Ext. 2458 |

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| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Some time in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

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| Call-in | |
| Is the decision eligible for Call-in? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

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| 1.0 | Purpose of Report or Summary of main Issues |
| 1.1 | To update Committee on the application from Cllr Paul McCusker, on behalf of the Ardoyne Association, for the Grant of a 14-Day Occasional Outdoor Entertainment Licence for the Holy Cross Boy's School Pitch which was considered at your meeting of 16 June 2021. |
| 2.0 | Recommendations |
| 2.1 | Taking into account the information presented Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to all technical requirements being met, and either: |

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| 2.2 | <ol style="list-style-type: none"> 1. Approve the application for the grant of the Entertainments Licence for the dates specified, or 2. Approve the application for the grant of the Entertainments Licence for the dates specified with special conditions, or 3. Refuse the application for the grant of the Entertainments Licence. <p>If the application is refused, or special conditions are attached to the licence to which the applicant does not consent, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the County Court.</p> |
| 3.0 | Main report |
| | <p><u>Key Issues</u></p> <p>3.1 At your meeting in June Members recommended that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to no representations being received and all technical requirements being met, to approve the application for the grant of the 14-Day Occasional Outdoor Entertainments Licence and for permission to provide entertainment to the hours after 11.00 pm as requested.</p> <p>3.2 The application was in relation to the Ardoyne Community Festival which is planned to take place from the 15 August to the 22 August. Outdoor entertainment is planned for Friday 20 and Saturday 21 August. Entertainment will finish before 11.00pm on Friday and will run until 12 midnight on Saturday.</p> <p>3.3 Whilst public notice of the application has been placed in the press the date of the advertisement is such that the 28-day statutory period during which representations to the application may be made will not expire until 23 August; after the outdoor events are scheduled to take place.</p> <p>3.4 At the time of writing this report no representations have been received to the application.</p> <p>3.5 In the circumstances where a significant number of tickets have been issued, and there being no suitable alternative outdoor licenced venue to re-locate to, Members are asked to agree to grant approval for the events only and issue a licence for the 20 and 21 August.</p> <p>3.6 To issue the licence, from a regulatory and enforcement perspective, is preferable to an event proceeding unlicensed.</p> <p>3.7 The 14-day Occasional Outdoor Licence, if granted by Committee, will expire on 31 July 2022.</p> <p><u>Applicant</u></p> <p>3.8 The applicant and/or their representatives will be available at your meeting should you choose to speak with them and request them to answer any queries you may have in relation to the application.</p> <p><u>Financial and Resource Implications</u></p> <p>3.9 Officers carry out inspections for each outdoor event and attend any planning meetings which are catered for within existing budgets.</p> |

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| 3.10 | <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>There are no issues associated with this report.</p> |
| 4.0 | Appendices – Documents Attached |
| | None attached. |

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Belfast
City Council

LICENSING COMMITTEE

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| Subject: | Application for the Grant of a 14-Day Occasional Outdoor Entertainments Licence for Wedderburn Playing Fields |
| Date: | 18 August, 2021 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, Ext. 2435 |
| Contact Officer: | Moira Dougherty, Senior Building Control Surveyor, Ext 2458 |

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| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Some time in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

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| Call-in |
| Is the decision eligible for Call-in? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

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| 1.0 | Purpose of Report or Summary of main Issues | | |
| 1.1 | To consider an application for the grant of a 14-Day Occasional Outdoor Entertainments Licence and for permission to provide entertainment after 11.00 pm in respect of Wedderburn Playing Fields based on the Council’s standard conditions to provide outdoor musical entertainment. | | |
| | Area and Location | Ref. No. | Applicant |
| | Wedderburn Playing Fields 5 Wedderburn Gardens Belfast BT10 0FZ | WK/2020/01494 | Mr Ryan Black City and Neighbourhood Services Department Belfast City Council |
| 1.2 | A location map is attached as Appendix 1. | | |

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| 1.3 | Given the recent restrictions under the Health Protection (Coronavirus, Restrictions) Regulations there remained significant uncertainty as to whether live outdoor music events would be permitted in August and, if they were, whether mitigation measures would be such that it would have rendered the provision of the event unviable. |
| 1.4 | The uncertainty meant that event organisers were reluctant to make a financial commitment to preparing event management information that would normally be provided to the Service prior to a report being brought to Committee. |
| 1.5 | The proposed dates of the forthcoming Finaghy Residents event are such that this is the only Committee meeting at which this matter can be considered. |
| 2.0 | Recommendations |
| 2.1 | <p>Taking into account the information presented Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to no representations being received, a satisfactory response from statutory consultees and all technical requirements being met, and either:</p> <ul style="list-style-type: none"> a) Approve the application for the grant of the 14-Day Occasional Outdoor Entertainments Licence, or b) Approve the application for the grant with special conditions, or c) Refuse the application for the grant of the 14-Day Occasional Outdoor Entertainments Licence. |
| 2.2 | <p>Should you recommend approval of the application you may then recommend that:</p> <ul style="list-style-type: none"> d) Either or both of the events should be permitted to take place beyond the standard hours of licence to 11.30 pm; or e) Refuse to extend either or both of the hours of the events as requested. |
| 2.3 | If an application is refused, or special conditions are attached to the licence to which the applicant does not consent, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the County Court. In the case that the applicant subsequently decides to appeal, outdoor entertainment may not be provided until any such appeal is determined. |
| 3.0 | Main report |
| | <u>Key Issues</u> |
| 3.1 | As for all licences associated with Council parks the applicant is Ryan Black, Director of Neighbourhood Services. |
| 3.2 | <p>The standard days and hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30am to 11.00pm. |
| 3.3 | <p>In addition, the following Special Conditions are attached to Outdoor Entertainments Licences:</p> <ul style="list-style-type: none"> • Maximum numbers will be agreed at the discretion of the Building Control Service and will vary depending upon individual concert set up proposals. |

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| | <ul style="list-style-type: none"> • Prior to any event taking place the promoters are required to demonstrate evidence of early consultation and have in place a robust system of dealing with any complaints, which has been agreed in advance with the Council. • Any requests to provide entertainment later than 11.00 pm must be considered by the Licensing Committee and therefore must be made at least 3 months in advance of the proposed event. • Should an application to provide entertainment beyond 11.00 pm be granted and the Council then receive a significant number of complaints regarding noise or the complaint is of such significant impact, authority is granted to the Director of Planning and Building Control, in consultation with the City Solicitor, to reduce the finishing time for any subsequent nights of the event, in which case the promoter will be required to make contingency arrangements. |
| 3.4 | The applicant for the additional hours past 11.00 pm is Lynda Courtney on behalf of the Finaghy Residents Group. The Residents' Group has applied to provide outdoor entertainment on the playing fields for a community cultural festival running from Friday 27 to Sunday 29 August. |
| 3.5 | The residents group proposes to provide entertainment in the form of live music on Friday 27 August and to provide traditional music and live singers on Saturday 28 August until 11.30 pm. The Sunday event ends at 5 pm. |
| 3.6 | <p>The meeting of the Members of the People and Communities Committee on 8 June 2021, agreed to recommend that the Chief Executive use her delegated powers to authorise the use of the park for this event subject to satisfactory terms being agreed with the Director of City and Neighbourhood Services including:</p> <ul style="list-style-type: none"> • The completion of an appropriate event management plan • Satisfying all statutory licensing responsibilities • Relevant consultation and agreement of satisfactory terms by the Director for City and Neighbourhood Services <p><u>Rationale for additional hours</u></p> |
| 3.7 | The residents group indicated that their community cohesion has suffered greatly over the past 17 months and the three-day event aims to help build stronger relationships and help bring all the community together. |
| 3.8 | As the main evening event is not commencing until 9.00pm, the residents group believe it would benefit their program of events if they could have the extra half an hour on each of the two nights, Friday 27 and Saturday 28 August. |
| 3.9 | A Supporting statement from Finaghy Residents Group requesting the additional hours is attached as Appendix 2. |
| 3.10 | Members are reminded that all applications for the grant of Outdoor Entertainments Licences and requests to provide outdoor entertainment beyond 11.00pm are subject to consideration by Committee. |
| | <u>Representations</u> |
| 3.11 | Public notice of the application has been placed and to date no written representation has been lodged as a result of the advertisement. However, the 28-day statutory period has not yet expired. Should Members be minded to recommend that the licence be granted this |

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| | <p>should be subject to there being no written representation received as a result of the advertisement.</p> <p><u>PSNI</u></p> <p>3.12 The Police Service of Northern Ireland has been consulted in relation to the application. At the time of writing this report the Service have not received a response. An update will be provided for Members at your meeting.</p> <p><u>NIFRS</u></p> <p>3.13 The Northern Ireland Fire and Rescue Service has been consulted in relation to the application. When additional fire safety information is available to permit an assessment being made the NIFRS will provide a consultation response.</p> <p><u>Health, safety and welfare</u></p> <p>3.14 Given the current restrictions under the Health Protection (Coronavirus, Restrictions) Regulations there remained significant uncertainty as to whether live outdoor music events would be permitted in August.</p> <p>3.15 Officers from the Service will engage with the applicant and event organisers in the lead up to the event to ensure all documentation and technical information is in place.</p> <p>3.16 When received, the Service will provide a copy of the applicant's proposals to mitigate the spread of COVID-19 to the Health and Safety section of City and Neighbourhood Services for their consideration.</p> <p>3.17 Additionally, officers will inspect the site during the build of the event space and following its completion to ensure they are satisfied all safety and management procedures are in place.</p> <p><u>Noise</u></p> <p>3.18 The applicant has been requested to provide the Service with an acoustic report for the event. When received, it will be provided to the Environmental Protection Unit (EPU) for evaluation.</p> <p>3.19 A consideration for EPU will be the proposal to provide outdoor entertainment after 11.00pm. Members are reminded that the Clean Neighbourhood and Environment Act 2011 gives the council additional powers in relation to the control of entertainment noise after 11.00 pm.</p> <p>3.20 When a report has been developed for the event it will be considered by Officers to ensure the technical requirements are in accordance with all relevant legislation and guidance. The noise mitigation strategy must demonstrate that noise from the event will not cause unreasonable disturbance to commercial and residential premises.</p> <p>3.21 The organisers will also be required to produce a suitable neighbourhood notification letter and officers will agree the extent of its distribution prior to the event taking place.</p> <p><u>Applicant</u></p> <p>3.22 The applicant, and/or their representatives, for both the licence and the event will be available at your meeting to answer any queries you may have in relation to the application.</p> |
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| 3.23 | <p><u>Financial & Resource Implications</u></p> <p>None.</p> |
| 3.24 | <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>There are no issues associated with this report.</p> |
| 4.0 | Appendices – Documents Attached |
| | <ul style="list-style-type: none"> • Appendix 1 – Location map • Appendix 2 – Supporting statement from Finaghy Residents Group |

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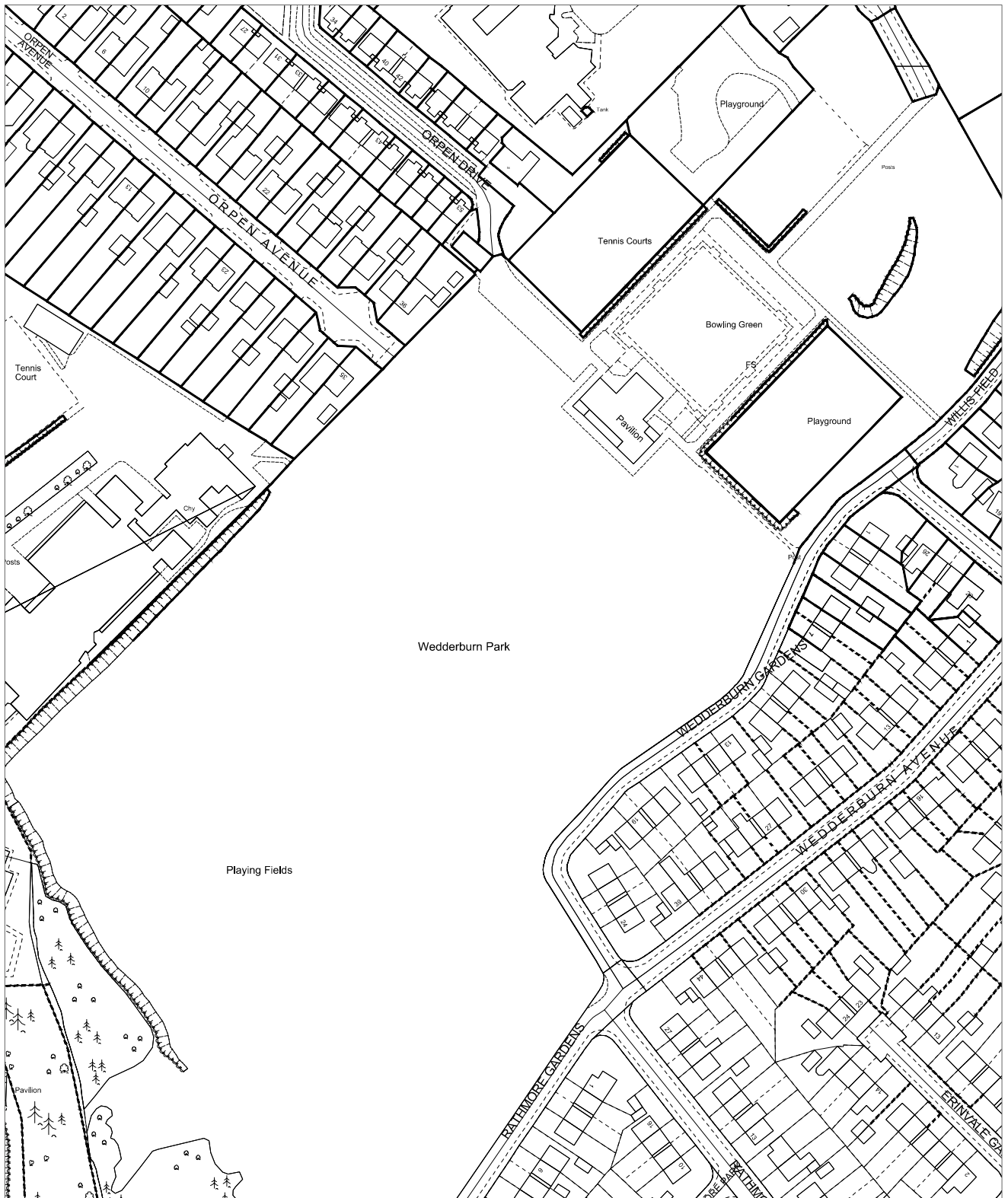


Building Control Service

Belfast Mapping Data v3.0
Prepared by I.S.B.
Based upon the Ordnance Survey
Of Northern Ireland map with the
permission of the Director & Chief Executive.
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To Members of Belfast City Council Licensing Committee:

Dear Members

We would like to request that you consider our request for an extension to the standard hours of an outdoor entertainments license and grant permission for an extra half hour to permit entertainment be provided until 11:30pm.

Our community cohesion has suffered greatly over the past 17 months and our three-day event in August aims to help build those relationships stronger and therefore help bring all the community together.

As our main evening event is not starting until 9pm on the Friday and Saturday nights we believe it would benefit the program of events if we could have the extra half an hour on each of the two nights.

Thank you

Lynda Courtney

Finaghy Residents Group.

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Belfast
City Council

LICENSING COMMITTEE

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| Subject: | Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Haymarket, 84 Royal Avenue |
| Date: | 18 August, 2021 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, Ext. 2435 |
| Contact Officer: | Darren McCamphill, Lead Building Control Surveyor, Ext 2444 |

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| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Some time in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

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| Call-in | |
| Is the decision eligible for Call-in? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

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| 1.0 | Purpose of Report or Summary of main Issues | | |
| 1.1 | To consider an application for the grant of a 7-Day Annual Outdoor Entertainments Licence based on the Council's standard conditions to provide outdoor musical entertainment. | | |
| | Area and Location Haymarket 84 Royal Avenue Belfast, BT1 1DJ | Ref. No. WK/2020/01303 | Applicant Mr Gareth Murphy Coobet Trading Limited |
| 1.2 | A location map is attached as Appendix 1. | | |

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| 1.3 | The Health Protection (Coronavirus, Restrictions) Regulations continue to place limitations on the provision of outdoor music at licensed premises and the financial pressures on the hospitality sector still remain. |
| 1.4 | To assist further with sector recovery, as was the case with applications considered at June Committee, this application is brought forward in the absence of information that would normally be available prior to a report being brought to Members. |
| 1.5 | Should Members be minded to grant the application this will give the applicant the ability to commence operating at the earliest opportunity rather than waiting to be considered at the September Committee. |
| 2.0 | Recommendations |
| 2.1 | <p>Taking into account the information presented Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to no written representations being received, a satisfactory response from statutory consultees and all technical requirements being met, and either:</p> <ul style="list-style-type: none"> a) Approve the application for the grant of the 7-Day Annual Outdoor Entertainments Licence with the hours requested, or b) Approve the application for the grant with special conditions, or c) Refuse the application for the grant of the 7-Day Annual Outdoor Entertainments Licence. |
| 2.2 | If an application is refused, or special conditions are attached to the licence to which the applicant does not consent, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the County Court. In the case that the applicant subsequently decides to appeal, outdoor entertainment may not be provided until any such appeal is determined. |
| 3.0 | Main report |
| | <u>Key Issues</u> |
| 3.1 | The applicant has applied to provide entertainment within the outdoor arcade which runs between the rear of properties located on Royal Avenue and Gresham Street. The outdoor arcade will serve an existing licensed premises operating at 14 Gresham Street. If the Committee is minded to grant the Outdoor Entertainments Licence, it will not be issued until such time as all technical requirements are completed to the satisfaction of the Service. |
| 3.2 | <p>The standard days and hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30am to 11.00pm. |
| 3.3 | <p>The applicant proposes to provide entertainment in the form of live music, such as DJ's. The days and hours for entertainment requested by the applicant are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30am to 1.00am the following morning. |
| 3.4 | An Outdoor Entertainments Licence was previously in place for the arcade when the premises was operated by a former licensee. |

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| 3.5 | Members are reminded that all applications for the grant of Outdoor Entertainments Licences and requests to provide outdoor entertainment beyond 11.00pm are subject to consideration by Committee. |
| 3.6 | A layout plan of the outdoor area is attached as Appendix 2. |
| | <u>Representations</u> |
| 3.7 | Public notice of the application has been placed and to date no written representation has been lodged as a result of the advertisement. However, the 28-day statutory period has not yet expired. Should Members be minded to recommend that the licence be granted this should be subject to there being no written representation received as a result of the advertisement. |
| | <u>PSNI</u> |
| 3.8 | The Police Service of Northern Ireland have been consulted in relation to the application. At the time of writing this report the Service have not received a response. An update will be provided for Committee at your meeting. |
| | <u>NIFRS</u> |
| 3.9 | The Northern Ireland Fire and Rescue Service have been consulted in relation to the outdoor application. When additional fire safety information is available to permit an assessment being made the NIFRS will provide a consultation response. |
| | <u>Health, safety and welfare</u> |
| 3.10 | The applicant is developing a management plan outlining how the area will be managed to ensure the health and safety of their patrons and staff. Policies on customer social distancing, staff social distancing, PPE, handwashing and waiter service will be included in the plan. |
| 3.11 | When received, the Service will provide a copy of the applicant's proposals to mitigate the spread of COVID-19 to the Health and Safety section of City and Neighbourhood Services for their consideration. |
| | <u>Noise</u> |
| 3.12 | The applicant has been requested to provide the Service with an acoustic report for the outdoor area. This is being developed and will be provided to our Environmental Protection Unit (EPU) for evaluation. |
| | <u>Applicant</u> |
| 3.13 | The applicant, and/or their representatives, will be available at your meeting to answer any queries you may have in relation to the application. |
| 3.14 | A supplementary letter from the applicant outlining their reasons for applying for an outdoor licence is attached as Appendix 3. |
| | <u>Financial & Resource Implications</u> |
| 3.15 | None. |

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| 3.16 | <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>There are no issues associated with this report.</p> |
| 4.0 | Appendices – Documents Attached |
| | <ul style="list-style-type: none"> • Appendix 1 – Location map • Appendix 2 – Proposed layout of outdoor area • Appendix 3 – Supplementary letter from the applicant. |

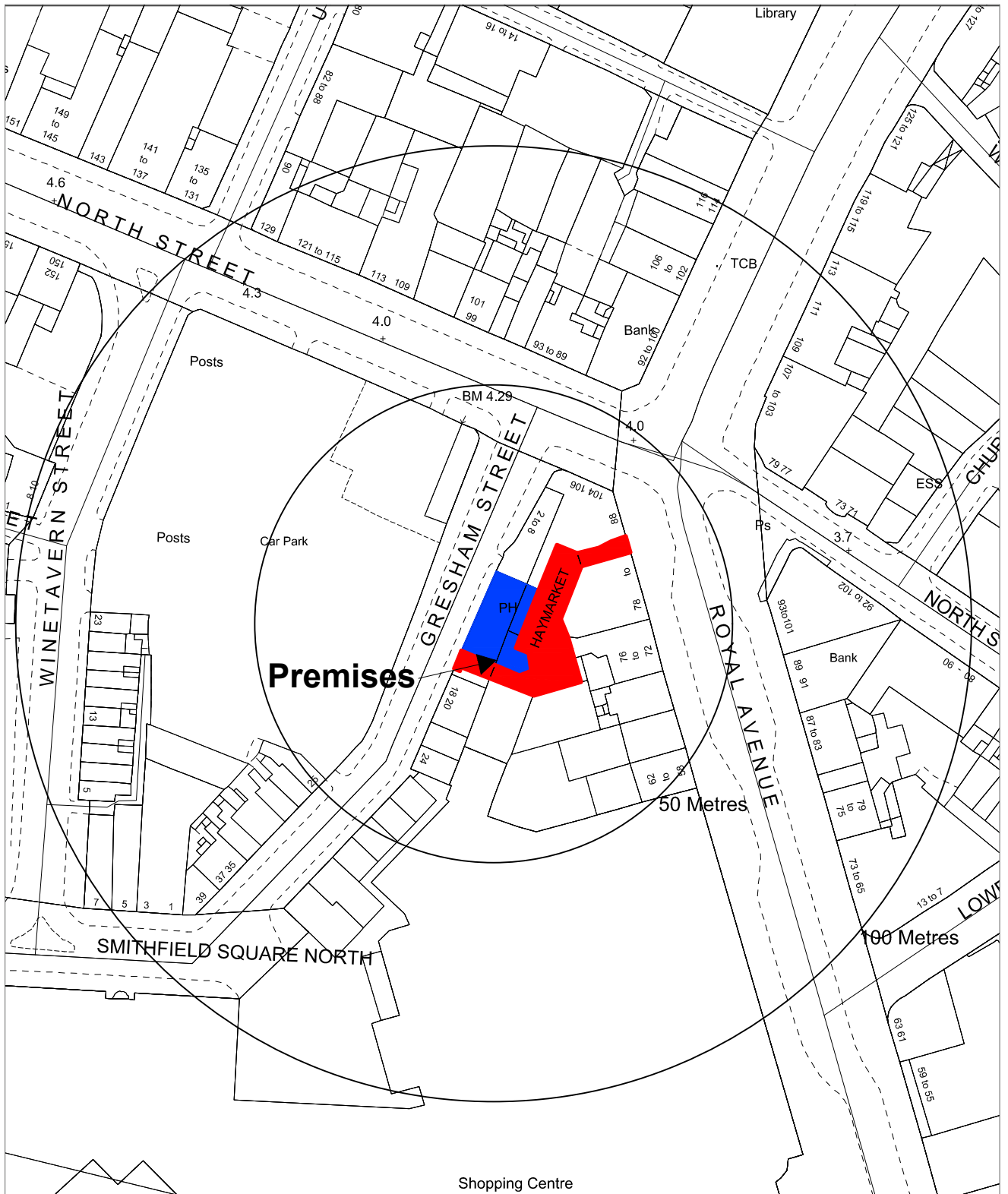


Building Control Service

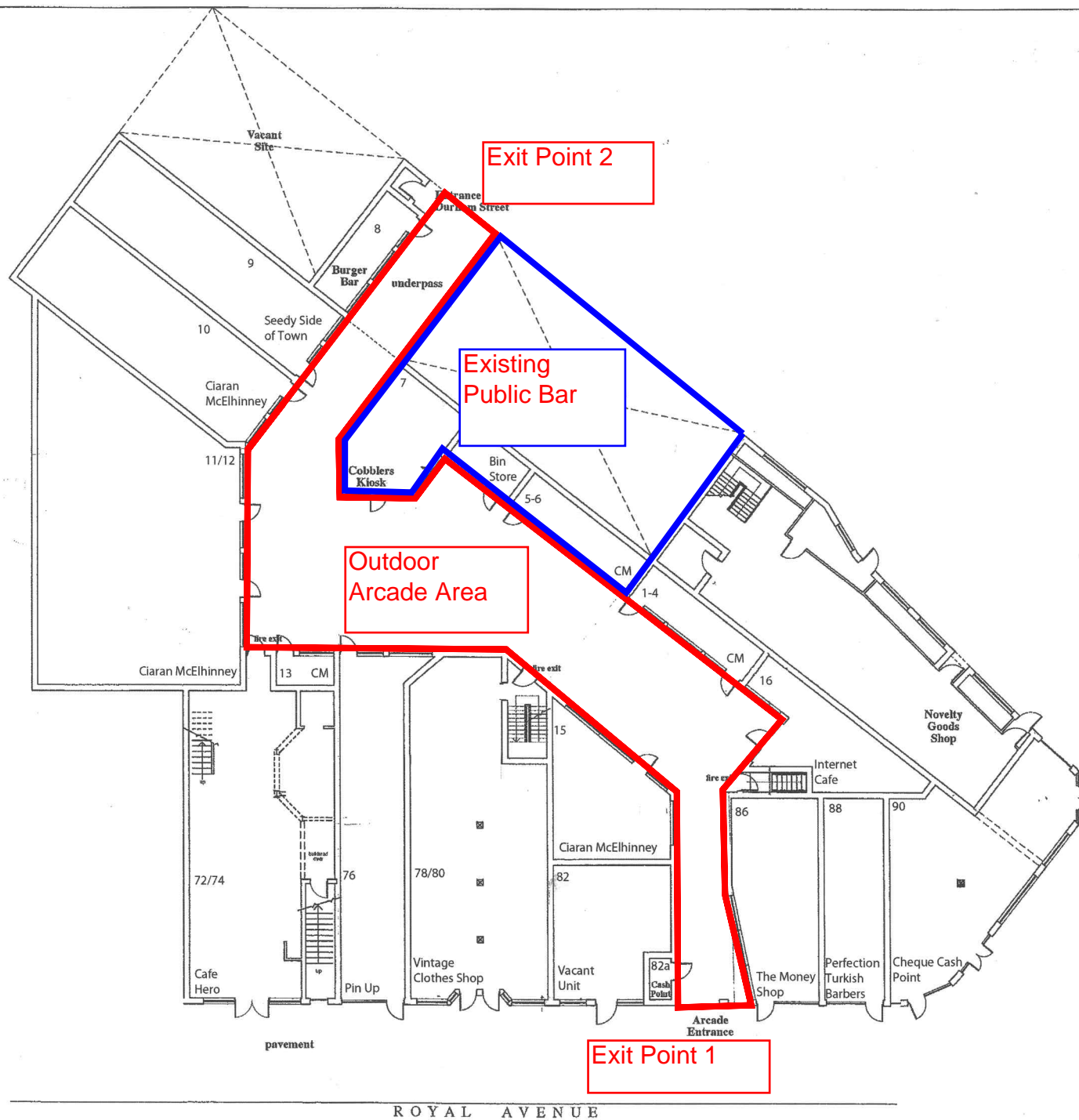
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76-88 ROYAL AVENUE,
104-106 NORTH STREET,
2-8 & 16-20 GRESHAM STREET
BELFAST BT1
PROPOSED MIXED USE RETAIL
& RESIDENTIAL DEVELOPMENT

EXISTING GROUND
FLOOR PLAN

scale 1:100 @ A1
date APR 09
drawn AW checked

drawing number
07.002.200



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Darren McCamphill

From: [REDACTED]
Sent: 12 August 2021 08:50
To: Darren McCamphill
Subject: Re: Haymarket Entertainments Liscence

Dear Darren

In regard to the application of an outdoor entertainments licence valid until 1am, we would like to request this for a number of reasons. We believe that this would allow continuity with our indoor entertainments licence, allowing both to provide entertainment until the same time. This would also aid use to positively contribute to the night-time economy, as we begin to move out of the restrictions. We are also aware of other licenced premises in the surrounding area that have a 1am outdoor entertainments licence, and we would not want to be disadvantaged as we begin to regenerate a previously underutilised area of Belfast's City Centre. Furthermore, with a later licence, it allows us to stagger the leaving times of guests and maintain our minimal level of noise disturbance.

James Joyce
Operations Manager
We Are Vertigo

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Belfast
City Council

LICENSING COMMITTEE

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| Subject: | Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Vault Artist's Studios, 4-48 Tower St. |
| Date: | 18 August, 2021 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, Ext. 2435 |
| Contact Officer: | Monica Gallagher, Senior Building Control Surveyor, Ext. 2567 |

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|---|---|
| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Some time in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

| |
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| Call-in |
| Is the decision eligible for Call-in? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

| 1.0 | Purpose of Report or Summary of main Issues | | |
|-----|--|-----------------|-------------------|
| 1.1 | To consider an application for the grant of a 7-Day Annual Outdoor Entertainments Licence Based on the Council's standard conditions to provide outdoor musical entertainment. | | |
| | Area and Location | Ref. No. | Applicant |
| | Vault Artist's Studio | WK/2020/01330 | Mr. Neal Campbell |
| | 4-48 Tower St. | | 4-48 Tower St. |
| | Belfast | | Belfast |
| | BT5 4FH | | BT5 4FH |
| 1.2 | A location map is attached as Appendix 1. | | |

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| 1.3 | The Health Protection (Coronavirus, Restrictions) Regulations continue to place limitations on the provision of outdoor music and uncertainty remains about mitigation measures that are required. |
| 1.4 | To assist further with recovery, as was the case with applications considered at June Committee, this application is brought forward in the absence of information that would normally be available prior to a report being brought to Members. |
| 1.5 | Should Members be minded to grant the application this will give the applicant the ability to commence operating at the earliest opportunity rather than waiting to be considered at the September Committee. |
| 2.0 | Recommendations |
| 2.1 | <p>Taking into account the information presented Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to a satisfactory response from statutory consultees and all technical requirements being met and either:</p> <ul style="list-style-type: none"> a) Approve the application for the grant of the 7-Day Annual Outdoor Entertainments Licence, or b) Approve the application for the Grant, with special conditions, or c) Refuse the application for the Grant of the 7-Day Annual Outdoor Entertainments Licence. |
| 2.2 | If an application is refused, or special conditions are attached to the licence to which the applicant does not consent, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the County Court. In the case that the applicant subsequently decides to appeal, outdoor entertainment may not be provided until the decision of the appeal is determined. |
| 3.0 | Main report |
| | <u>Key Issues</u> |
| 3.1 | The applicant has applied to provide outdoor entertainment to the car parking enclosure to the main front entrance of Vault Artist's Studio in Tower Street. The building, which was formally a technical college, is being used as a community driven workshop and studio areas for creatives. |
| 3.2 | If the Committee is minded to grant the Outdoor Entertainments licence, it will not be issued until such times as any outstanding technical requirements are completed to the satisfaction of the Service. |
| 3.3 | <p>The standard hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11:30 am until 11:00 pm |
| 3.4 | The applicant proposes to provide entertainment in the form of live music. The space will also be used for performance art, comedy and exhibitions but these do not fall within the scope of outdoor entertainment licensing. |
| 3.5 | Members are reminded that all applications for the grant of an Outdoor Entertainments Licence must be brought before Committee for consideration. |

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| | <p><u>Representations</u></p> |
| 3.6 | No written representation has been lodged as a result of the public notice of the application. |
| | <p><u>PSNI</u></p> |
| 3.7 | The Police Service of Northern Ireland have been consulted in relation to the application. At the present time of writing this report, the Service has not yet received a response. An update will be provided for Committee at your meeting. |
| | <p><u>NIFRS</u></p> |
| 3.8 | The Northern Ireland Fire and Rescue Service have been consulted in relation to the outdoor application. When additional fire safety information is available to permit an assessment being made the NIFRS will provide a consultation response. |
| | <p><u>Health, safety and welfare</u></p> |
| 3.9 | The applicant will develop an event management plan outlining how the area will be managed to ensure the health and safety of their patrons and staff. Policies on customer social distancing, staff social distancing, PPE, handwashing, etc. will be included in the plan. |
| 3:10 | When received, the Service will provide a copy of the applicant's proposals to mitigate the spread of Covid-19 to the Health and Safety section of City and Neighbourhood Services for their consideration. |
| | <p><u>Noise</u></p> |
| 3:11 | It is not anticipated that the scale, frequency and nature of the entertainment proposed will have a significant adverse impact on nearby noise sensitive premises. Should any entertainment provided give rise to noise complaints an acoustic report will require to be developed and will be provided to our Environmental Protection Unit (EPU) for evaluation. |
| | <p><u>Applicant.</u></p> |
| 3:12 | The applicant, and/or their representatives, will be present at your meeting to answer any queries you may have in relation to the application. |
| | <p><u>Financial & Response Implications</u></p> |
| 3:13 | None |
| | <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> |
| 3:14 | There are no issues associated with this report. |
| 4.0 | Appendices – Documents Attached |
| | <ul style="list-style-type: none"> Appendix 1-Location Map |

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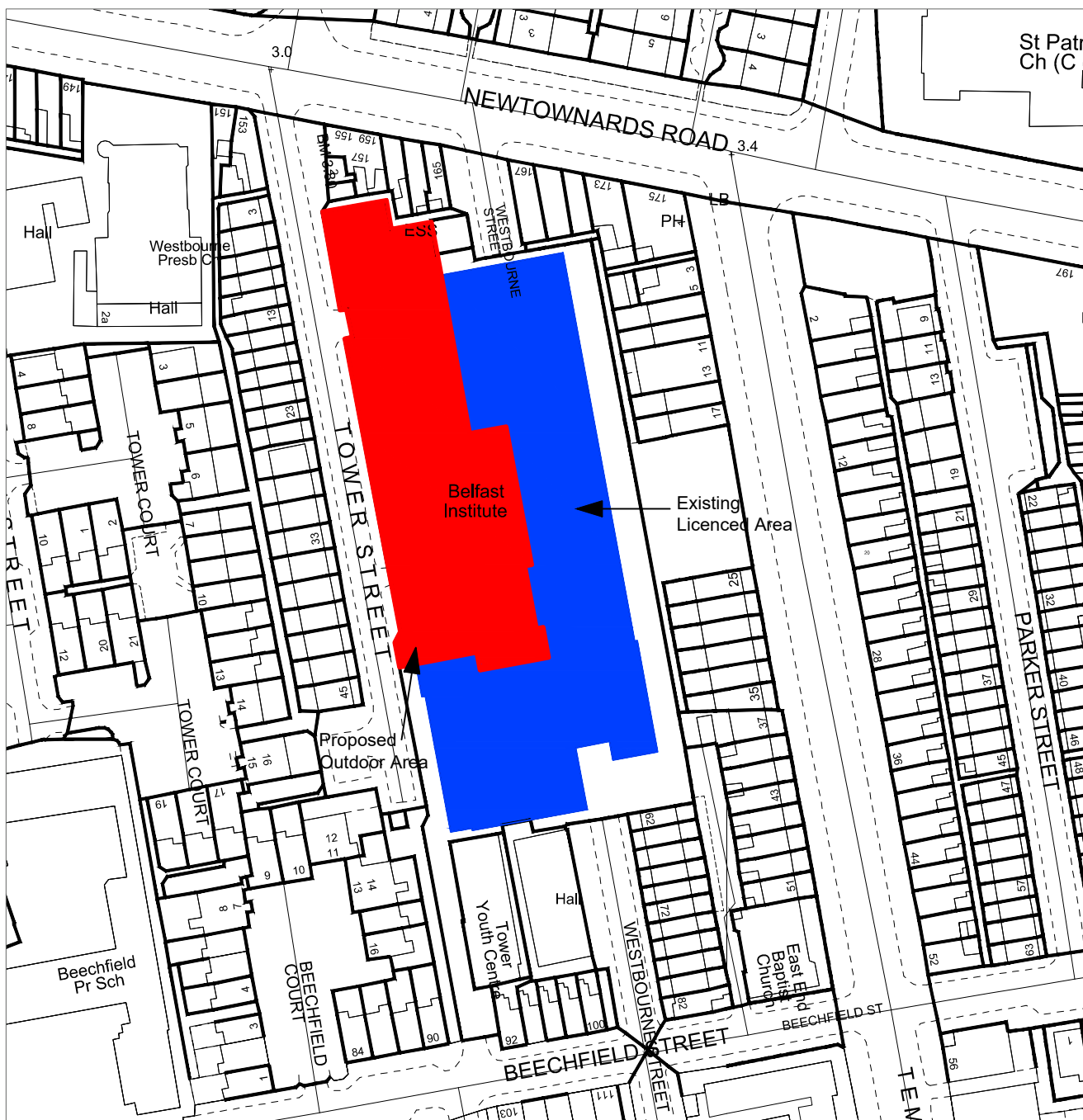


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