

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



**Belfast
City Council**

14th September, 2022

MEETING OF THE LICENSING COMMITTEE

Dear Alderman/Councillor,

The above-named Committee will meet in the Council Chamber and via Microsoft Teams on Wednesday, 21st September, 2022 at 5.00 p.m., for the transaction of the business noted below.

You are requested to attend.

Yours faithfully,

John Walsh

Chief Executive

AGENDA:

1. Routine Matters

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

2. Delegated Matters

- (a) HMO Licences Issued Under Delegated Authority (Pages 1 - 4)
- (b) Licences Issued Under Delegated Authority (Pages 5 - 12)
- (c) Application for the Provisional Grant of a Seven-Day Annual Indoor Entertainments Licence with Extended Hours - QUB, One Elmwood Student Centre (Pages 13 - 20)

3. Non-Delegated Matters

- (a) Pavement Café Licensing Scheme (Pages 21 - 26)
- (b) Motion - Drink Spike Testing Kits in Licensed Premises (Pages 27 - 28)



Subject:	Houses in Multiple Occupation (HMO) Licences Issued Under Delegated Authority
Date:	21st September 2022
Reporting Officer:	Kevin Bloomfield, NIHMO Manager
Contact Officer:	Vivienne Donnelly, City Protection Manager Kevin Bloomfield, NIHMO Manager

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"/>
Sometime in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

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

1.0	Purpose of Report/Summary of Main Issues
1.1	Under the Scheme of Delegation, the Director of City and 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	Recommendation
2.1	The Committee is requested to note the list of licences that have been issued under the Scheme of Delegation during August 2022.

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 August 2022.

Premise Name	Licensee	Ward	HMO Policy Area or Development Node
37 Donnybrook Street	Mr. David Smyth	WINDSOR	EDINBURGH ST HMO 2/08
14 Agincourt Street	Mr. Barry McWilliams	CENTRAL	HOLYLAND HMO 2/22
Flat 3, 122 Fitzroy Avenue	D.M Property Estates Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 2, 122 Fitzroy Avenue	D.M Property Estates Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 1, 122 Fitzroy Avenue	D.M Property Estates Limited	CENTRAL	HOLYLAND HMO 2/22
50 Donegall Avenue	Mr. Jim Logan	BLACKSTAFF	None
24 Wellesley Avenue	Mrs. Vanessa McKay	WINDSOR	EGLANTINE HMO 2/09
43 Donnybrook Street	Mr. David Smyth	WINDSOR	EDINBURGH ST HMO 2/08
66 Edinburgh Street	Mrs. Annabel McCaffrey	WINDSOR	EDINBURGH ST HMO 2/08
2 Donnybrook Court	Mr. Keith Willis	WINDSOR	EDINBURGH ST HMO 2/08
38 Surrey Street	Mr. Richard Smyth	WINDSOR	MEADOWBANK HMO 2/15
26 Chadwick Street	Mrs. Fiona Duff	WINDSOR	MEADOWBANK HMO 2/15
24 Surrey Street	Mr. David Smyth	WINDSOR	MEADOWBANK HMO 2/15
16 Rushfield Avenue	Mr. Terence McCaffrey	ORMEAU	BALLYNAFEIGH HMO 2/03
13 Wolseley Street	Kendale Limited	CENTRAL	HOLYLAND HMO 2/22
33 Dunluce Avenue	MGK Property Ltd	WINDSOR	ULSTERVILLE HMO 2/21
232 Duncairn Gardens	YENTAC Ltd	NEW LODGE	None
23 Ulsterville Gardens	Mrs. Elizabeth McKee	WINDSOR	ULSTERVILLE HMO 2/21
16 Collingwood Avenue	Mr. Patrick Gerard Daly	CENTRAL	HOLYLAND HMO 2/22
45 Lower Windsor Avenue	Mr. Kieran Campbell	WINDSOR	MEADOWBANK HMO 2/15
Flat C, 6 Tates Avenue	Malone Holdings Limited	WINDSOR	EDINBURGH ST HMO 2/08
Flat B, 6 Tates Avenue	Malone Holdings Limited	WINDSOR	EDINBURGH ST HMO 2/08
Flat A, 6 Tates Avenue	Malone Holdings Limited	WINDSOR	EDINBURGH ST HMO 2/08
Flat 2, 107 University Avenue	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 4, 67 Malone Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09

Flat 3, 67 Malone Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 1, 67 Malone Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 3, 24 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 2, 24 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 1, 24 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
25 Melrose Street	Mr. Aidan Collins	WINDSOR	EDINBURGH ST HMO 2/08
22 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
17 Thorndale Avenue	Mr. Jarlath Rafferty	WATER WORKS	THORNDALE HMO 2/20
Flat 2 59 Cromwell Road	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 3, 27 Wellesley Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 2, 27 Wellesley Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 3, 20 Malone Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 2, 20 Malone Avenue	Malone Holdings Limited	WINDSOR	EGLANTINE HMO 2/09
Flat 3, 10 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 2, 10 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
Flat 1, 10 India Street	Malone Holdings Limited	CENTRAL	HOLYLAND HMO 2/22
89 Delhi Street	Ms. Aileen McLernan	ORMEAU	BALLYNAFEIGH HMO 2/03
90 Carmel Street	Mr. Kieran Boyle	CENTRAL	HOLYLAND HMO 2/22
11 Jerusalem Street	Mrs. Margaret Boyle	CENTRAL	HOLYLAND HMO 2/22
Flat 2, 4 Magdala Street	Mr. Joseph Nugent	CENTRAL	HOLYLAND HMO 2/22
Flat 3, 4 Magdala Street	Mr. Joseph Nugent	CENTRAL	HOLYLAND HMO 2/22
10 Canterbury Street	Mr. Aidan McCarron	CENTRAL	HOLYLAND HMO 2/22
24 Fitzroy Avenue	Mr. Thomas Doherty	CENTRAL	HOLYLAND HMO 2/22
53 Carmel Street	Mr. Kieran Boyle	CENTRAL	HOLYLAND HMO 2/22
22 Easton Crescent	Mr. Stephen McCloskey	WATER WORKS	None
18 Melrose Street	Mr. Alan McKinley	WINDSOR	EDINBURGH ST HMO 2/08
42 Wellesley Avenue	Mr. Malachy Hamill	WINDSOR	EGLANTINE HMO 2/09
12 Thorndale Avenue	MLC Projects No.50 Limited	WATER WORKS	THORNDALE HMO 2/20
125 Fitzroy Avenue	Mrs. Margaret Gray	CENTRAL	HOLYLAND HMO 2/22
138 Dunluce Avenue	MLC Projects No.50 Limited	WINDSOR	ULSTERVILLE HMO 2/21
106 University Avenue	Mr. Vincent Murphy	CENTRAL	HOLYLAND HMO 2/22

	81 Palestine Street	Mrs. Kelly Hughes	CENTRAL	HOLYLAND HMO 2/22
	132 University Avenue	Mr. Michael Hannon	CENTRAL	HOLYLAND HMO 2/22
	115 Dunluce Avenue	Mr. Eugene Patrick Doris	WINDSOR	ULSTERVILLE HMO 2/21
	Flat 2, 12 Lawrence Street	P&S Property Rentals Limited	CENTRAL	HOLYLAND HMO 2/22
	16 Cedar Avenue	Mrs. Mary Christine McCartney	CHICHESTER PARK	CAVEHILL HMO 2/05
<u>Financial and 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.			



Subject:	Licences Issued Under Delegated Authority
Date:	21st September, 2022
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext. 2435
Contact Officer:	James Cunningham, Senior Licensing Officer, Ext. 3375

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"/>
Sometime in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

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

1.0	Purpose of Report/Summary of Main Issues
1.1	Under the Scheme of Delegation, the Director of Planning and Building Control is responsible for exercising all powers in relation to the issue, but not refusal, of Permits and Licences, excluding provisions relating to the issue of Licences where adverse representations have been made.
2.0	Recommendation
2.1	The Committee is requested to note the various licences which have been issued under the Scheme of Delegation.

3.0

Main Report

Key Issues

3.1

Under the terms of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985, the following Entertainments Licences were issued since your last meeting.

Premises and Location	Type of Application	Applicant
Alexandra Park, Castleton Gardens, Belfast, BT15 3BY.	Renewal (Marquee)	Mr. Ryan Black, Belfast City Council
Alexandra Park, Castleton Gardens, Belfast, BT15 3BY.	Renewal (Outdoor)	Mr. Ryan Black, Belfast City Council
Alibi, 23-31 Bradbury Place, Belfast, BT7 1RR.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Ballysillan Leisure Centre, 71 Ballysillan Road, Belfast, BT14.	Renewal	Mr. John Marquess, Greenwich Leisure Ltd
Balmoral Hotel, Blacks Road, Belfast, BT10 0NF.	Renewal	Mr. Ryan Ace, HTH Hospitality Ltd
Becketts Bar, 241 Stewartstown Road, Dunmurry, Belfast, BT17 0LA.	Renewal	Ms. Carol Hughes, Sharp NI Ltd
Belfast Harbour Commissioners Office, Corporation Square, Belfast, BT1 3AL.	Renewal	Ms. Laura Morrison, Belfast Harbour Commissioners
Belfast Telegraph Printworks, 122-144 Royal Avenue, Belfast, BT1.	Renewal	Mr. Alan Simms, The Limelight Belfast Ltd
Bootleggers, 46 Church Lane, Belfast, BT1 4QN.	Renewal	Mr. Christopher Wolsey, Quay Street Merchants Ltd
C.S Lewis Square, Holywood Arches, Newtownards Road, Belfast , BT4 1HE.	Renewal (Marquee)	Mr. Ryan Black, Belfast City Council
Cafe Parisien, Cleaver House, 3a Donegall Square North, Belfast, BT1 5GA.	Renewal	Mr. Colin Johnston
Carlisle Memorial Church, 31 Carlisle Circus, Belfast, BT14 6AT.	New Application	Mr. Shane Quinn, Belfast Buildings Trust
Cathedral Park (Buoys Park), Academy Street, Belfast, BT1.	Renewal (Marquee)	Mr. Ryan Black, Belfast City Council
Chelsea Wine Bar, 346 Lisburn Road, Belfast, BT9 6GH.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Circusful, 23-25 Gordon Street, Belfast, BT1 2LG.	Renewal	Ms. Jenna Hall
Connswater Community Centre, Ballymacarrett Walkway, Belfast, BT4 1SX.	Renewal	Ms. Amanda Irvine, Connswater Community & Leisure Services
Cregagh Congregational Church, Graham Gardens, Belfast, BT6 9FB.	Renewal	Mr. Warnock Craig

Premises and Location	Type of Application	Applicant
Crusaders Football Club, 16 St Vincent's Street, Belfast, BT15.	Renewal	Mr. Bernard Thompson
Cumann Na Meirleach Poblachtach Eire, 537 Falls Road, Belfast, BT11 9AB.	Renewal	Mr. Thomas Rocks
Cutters Wharf, Lockview Road, Belfast, BT9 5BU.	Renewal (Outdoor)	Mr. Robert Davis, Regency Hotel (NI) Ltd
Cutters Wharf, Lockview Road, Belfast, BT9 5BU.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Dockworkers Social Club, 5 Pilot Place, Belfast, BT1 3AH.	Renewal	Mr. Terry Ward
Duke of York, 11-13 Commercial Court, Belfast, BT1 2NB.	Renewal	Mr. Willie Jack, Commercial Court Inns Ltd
Duncairn Culture & Arts Centre, Duncairn Avenue, Antrim Road, Belfast, BT14 6BP.	Renewal	Mr. William Orr
Dunmurry Inn, 195 Kingsway, Dunmurry, Belfast, BT17 9SB.	Renewal	Mr. Thomas Meharry
Eglantine Inn, 32-40 Malone Road, Belfast, BT9 5BQ.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Empire Bar, 42 Botanic Avenue, Belfast, BT7 1JQ.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Falls Leisure Centre, 15-17 Falls Road, Belfast, BT12 4PB.	Renewal	Ms. Jo Davison, Greenwich Leisure Ltd
Finaghy Community Centre, Geeragh Place, Belfast, BT10 0ER.	Renewal	Ms. Catherine Taggart, Belfast City Council
Fratelli Belfast, Unit 1, 60 Great Victoria Street, Belfast, BT2 7BB.	Renewal	Mr. Colin Johnston, Fratelli Belfast Ltd
Gallagher's Bar, Cityside Retail Park, 100-150 York Street, Belfast, BT15 1JH.	Variation	Mr. Samuel Stranaghan, GILTA Ltd
Hammer Main Hall, Agnes Street, Belfast, BT13 1GG.	Renewal	Ms. Catherine Taggart, Belfast City Council
Hibernian Sports & Social Club, 71 Falls Road, Belfast, BT12 4PD.	Renewal	Mr. Gerry McCloskey
Highfield Rangers Supporters Club, 9-15 Highgate Terrace, Belfast, BT13 3RQ.	Renewal	Mr. William McQuiston
Indoor Tennis Centre & Ozone Complex, Ormeau Embankment, Belfast, BT6 8LT.	Renewal	Mr. David Miller
Knockbreda Parish Church Hall, Purdy's Lane, Newtownbreda, Belfast, BT8 6AR.	Renewal	Mrs. Wilma Chrusciak
Lansdowne Hotel, 657 Antrim Road, Belfast, BT15 4EF.	Renewal	Mr. Andrew Simpson, JPE Hotels Ltd

Premises and Location	Type of Application	Applicant
Linfield Supporters Club, Jumna Street, Belfast, BT13 1NX.	Renewal	Mr. Charles Butler
McG's Kitchen Bar, 131-133 Kingsway, Dunmurry, Belfast, BT17 9NS.	Transfer	Mr. John Trainor, Brian Inns Ltd
McKenna's, 25-29 Garmoyle Street, Belfast, BT15 1DY.	Renewal	Mr. Brian McKenna
McLaughlin's Bar, 147-153 Antrim Road, Belfast, BT15 2GW.	Renewal	Mr. Kieran McGuigan, McGuiginns Ltd
Morton Community Centre, Lorne Street, Belfast, BT9 7DU.	Renewal	Ms. Catherine Taggart, Belfast City Council
Ormeau Park, Ormeau Embankment, Belfast, BT7.	Renewal (Marquee)	Mr. Ryan Black, Belfast City Council
Ox Cave Restaurant, 3 Oxford Street, Belfast, BT1 3LA.	Renewal	Mr. Stephen Toman, Varenne Restaurants Ltd
Parlour Bar, 2-4 Elmwood Avenue, Belfast, BT9 6AY.	Renewal (Outdoor)	Mr. Robert Davis, Regency Hotel (NI) Ltd
Parlour Bar, 2-4 Elmwood Avenue, Belfast, BT9 6AY.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Red Devil Bar, 194-198 Falls Road, Belfast, BT12 6AG.	Renewal	Mr. Martin Rooney, EMC Properties NI Ltd
Robinsons Bar, 38-40 Great Victoria Street, Belfast, BT2 7BA.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd
Ronnie Drews, 79-83 May Street, Belfast, BT1 3JL.	Renewal	Mr. Peirino Malone, Lameno Ltd
Royal Bar, 237 Shankill Road, Belfast, BT13 1FR.	Renewal	Mr. James Hanna, Bar None NI Ltd
Royal Bar, 33-35 Donegall Road, Belfast, Co. Antrim, BT12 5JJ.	Renewal	Mr. Ronald Brown
Sandy Row Rangers Club, 37-41 Donegall Road, Belfast, BT12.	Renewal	Mr. Daniel Bloomer
Shankill Leisure Centre, 100 Shankill Road, Belfast, BT13 2BD.	Renewal	Mr. Stephen Rosling, Greenwich Leisure Ltd
St Bartholomews Parochial Hall, 183 Stranmillis Road, Belfast, BT9.	Renewal	Mr. Stephen John Green
St Finnian's Church Hall, Cregagh Park, Belfast, BT6 9QH.	Renewal	Ms. Linda Leonard
Suffolk Community Centre, Carnamore Park, Belfast, BT11 9LX.	Renewal	Ms. Catherine Taggart, Belfast City Council
The Crown Bar, 46 Great Victoria Street, Belfast, BT2 7BA.	Renewal	Mr. Maclain Wilson, Mitchells & Butlers Leisure Retail
The Doyen, 829-831 Lisburn Road, Belfast, BT9 7GY.	Renewal	Mr. Robert Davis, Regency Hotel (NI) Ltd

Premises and Location	Type of Application	Applicant
The Skainos Centre, 239 Newtownards Road, Belfast, BT4.	Renewal	Ms. Emma Shields, Skainos Ltd
Westbourne Supporters of Glentoran Club, 3 Solway Street, Belfast, BT4.	Renewal	Mr. Curtis Harvey
Whiterock Community Centre, Whiterock Road, Belfast, BT12 1FW.	Renewal	Ms. Catherine Taggart, Belfast City Council
Woodvale Park, Woodvale Road, Belfast, BT13 3BW.	Renewal (Marquee)	Mr. Ryan Black, Belfast City Council
Woodvale Park, Woodvale Road, Belfast, BT13 3BW.	Renewal (Outdoor)	Mr. Ryan Black, Belfast City Council

- 3.2 Under the terms of the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985, the following Amusement Permits were issued since your last meeting.

Premises and Location	Type of Application	Applicant
Elite Gaming, 163 Stranmillis Road, Belfast, BT9 5AJ.	Renewal	Mr. Conor Forbes, Little Vegas (NI) Ltd
Funtime Amusements, 91 Castle Street, Belfast, BT1 1GJ.	Renewal	Mr. Patrick Quinn, P & F Group Ltd
Oasis Gaming Centre, 19 North Street, Belfast, BT1 1NA.	Renewal	Mr. Martin Trimble, Oasis Retail Service Ltd

- 3.3 Under the terms of the Cinemas (Northern Ireland) Order 1991, the following Cinema Licences were issued since your last meeting.

Premises and Location	Type of Application	Applicant
Fratelli Belfast, Unit 1, 60 Great Victoria Street, Belfast, BT2 7BB.	Renewal	Mr. Colin Johnston, Fratelli Belfast Ltd
Yorkgate - Movie House Cinemas, Cityside Mall, 100-150 York Street, Belfast, BT15 1WA.	Renewal	Ms. Nuala Stewart, Movie House Cinemas

- 3.4 Under the terms of the Petroleum Consolidation Act 1929, the following Petroleum Licences were issued since your last meeting.

Premises and Location	Type of Application	Applicant
Albertbridge Filling Station, 310 Albertbridge Road, Belfast, BT5 4GX.	Renewal	Mr. Richard Law
Belmont Service Station, 117-125 Holywood Road, Belfast, BT4 3BE.	Renewal	Mr. Frank Melia, The Maxol Group

Premises and Location	Type of Application	Applicant
Bridge End Filling Station, 62A Bridge End, Belfast, BT5 4AE.	Renewal	Mr. Alan Pollock, Maxol Oil Ltd
Clifton Street Service Station, 38-46 Clifton Street, Belfast, BT13.	Renewal	Mr. Feargal Woods, Wood Stores NI Ltd
Cooleys Filling Station, 200 Andersonstown Road, Belfast, BT11 9EB.	Renewal	Mr. Conor Cooley, Cooleys Ltd
Edenderry Filling Station, 298 Crumlin Road, Belfast, BT14 7EE.	Renewal	Ms. Sharon Bailey
Embankment Service Station, 287 Shore Road, Belfast, BT15 3PW.	Renewal	Mr. Arthur Eugene O' Reilly, Jesroe Services Ltd
Eurospar Ladas Drive Filling Station, 101 Ladas Drive, Belfast, BT6 9FH.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Fortwilliam Service Station, 452 Antrim Road, Belfast, BT15 5GB.	Renewal	Mr. Mark Nelson, Lislea Retail Ltd
Mace Mount Alverno, 703 - 705 Springfield Road, Belfast, BT12 7FP.	Renewal	Mr. Brendan Nugent, BN Hire LTD
Maguires Garage, 534 Falls Road, Belfast, BT12 6EQ.	Renewal	Mr. James Maguire
Moneen (Formerly Solo) Petrol Station, 331-339 Finaghy Road North, Belfast, BT11 9EH.	Renewal	Mr. Brendan Nugent, Andersonstown Services Ltd
PSNI Tennent Street, 134 Tennent Street, Belfast, BT13 3GF.	Renewal	Ms. Angela McAllister, PSNI Transport Services
Rosepark Service Station, 719-721 Upper Newtownards Road, Belfast, BT4 3NU.	Renewal	Mr. Frank Melia, Henderson Retail Ltd
Sainsburys Filling Station, 564-568 Falls Road, Belfast, BT11.	Renewal	Ms. Kathryn Park, Sainsbury's Supermarkets Ltd
Spar Filling Station, 211 Knock Road, Belfast, BT5 6QE.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Spar Musgrave Park, 136 Stockmans Lane, Belfast, BT9 7JE.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Spar/BP Filling Station, 70-74 Malone Road, Belfast, BT9 5BU.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Spar/BP Filling Station, 220-230 Holywood Road, Belfast, BT4 1PD.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Speedline Filling Station, 45 Kennedy Way, Belfast, BT11 9AP.	Renewal	Mr. Arthur Eugene O' Reilly, Jesroe Services Ltd
Tates Avenue Filling Station, 252 Tate Avenue, Belfast, BT12 6NE.	Renewal	Mr. Alan Armstrong, Henderson Retail Ltd
Top Boucher Road, Boucher Crescent, Belfast, BT12 6HU.	Renewal	Mr. Greg Murtagh, Top Boucher Road

3.5

Under the terms of the Street Trading Act (Northern Ireland) 2001, the following Street Trading Licences were issued since your last meeting.

Location	Type of Application	Commodity	Hours Licensed	Applicant
Boucher Plaza Carpark, Boucher Road, Belfast, BT12 6HR.	Temporary	Confectionary, Hot beverages	9/9/22 9:00 – 12:00 21:00 – 00:00	Mr. Russell Lever, ASG & Partners
Custom House Square, Belfast, BT1 3ET.	Temporary	Clothing accessories, Novelty Items, Souvenirs	30/7/22 10:00 – 18:00	Mr. Sean McDaid

3.6

Under the terms of the Road Traffic Regulation (Northern Ireland) Order 1997, the following Road Closure Orders were made since your last meeting.

Location	Type of Activity	Date and Hours permitted	Applicant
Cross Parade	Street Party	29 August 2022 08:00 – 14:00	Ms. Martina Klapkova
Orient Gardens	Street Party	27 or 28 August 2022 13:00 – 23:00	Mr. Stephen Maitland
Ormeau Embankment, Ravenhill Road, Albertbridge Road, Newtownards Road, Dee Street, Sydenham Bypass, Victoria Park, Airport Road, Sydenham Road, Queens Quay, High Street, Cornmarket, Donegall Square North, Queen Street, Castle Street, Divis Street, Falls Road, Grosvenor Road, Bruce Street, Dublin Road, Botanic Avenue, Ormeau Bridge, Park Road	Half Marathon	18 September 01:00 – 14:00	Ms. Claire O'Neill

3.7

Under the terms of the Licensing of Pavement Cafés Act (Northern Ireland) 2014, no Pavement Café Licences were issued since your last meeting.

Financial and Resource Implications

3.8

None

Equality or Good Relations Implications/Rural Needs Assessment

3.9

There are no issues associated with this report.

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Belfast
City Council

LICENSING COMMITTEE

Subject:	Application for the Provisional Grant of a Seven-Day Annual Indoor Entertainments Licence with Extended Hours - QUB, One Elmwood Student Centre
Date:	21st September, 2022
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	Fiona Millen, Building Control Surveyor, ext 2572

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"/>
Sometime in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

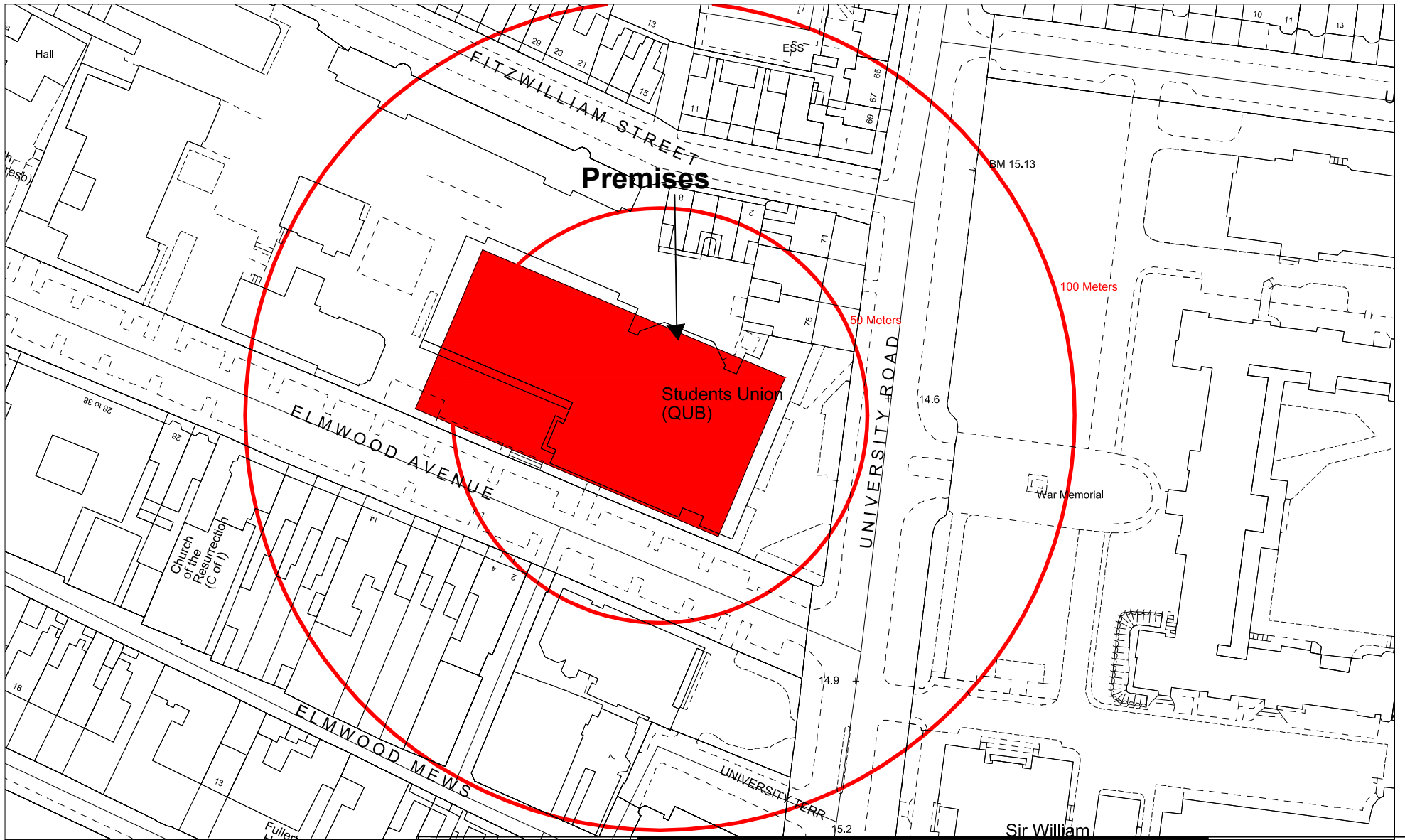
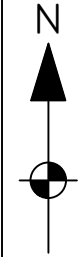
Call-in	
Is the decision eligible for Call-in?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

1.0	Purpose of Report/Summary of Main Issues		
1.1	To consider an application for the provisional grant of a Seven-Day Annual Indoor Entertainments Licence with extended hours for QUB, One Elmwood Student Centre.		
	Area and Location QUB 1 Elmwood Student Centre 77 University Road Belfast BT7 1NF	Ref. No. WK/2022/00490	Applicant Mr Brian Horgan Queens University Belfast, University Road, Belfast, BT7 1NN
1.2	A location map is attached at Appendix 1.		

2.0	Recommendations
2.1	<p>Taking into account the information presented and any representations received Members are required to consider the application and to:</p> <ul style="list-style-type: none"> a) approve the application for the provision of entertainment to 2.00 am from Thursday to Saturday, or b) approve the application with special conditions, or c) refuse the application for the provision of entertainment to 2.00 am from Thursday to Saturday.
2.2	<p>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, entertainment may not be provided until any such appeal is determined.</p>
3.0	Main Report
	<p><u>Key Issues</u></p> <p><u>Provisional Grant of a Licence</u></p>
3.1	<p>There is provision within the Local Government (Miscellaneous Provisions) (NI) Order 1985 (the Order), to make application for the grant of an entertainments licence in respect of premises which are to be, or are in the course of being, constructed, extended or altered.</p>
3.2	<p>If the Council is satisfied that the premises would, if completed in accordance with plans deposited, be such that it would grant the licence, the Council may grant the licence subject to a condition that it shall be of no effect until confirmed by the Council.</p>
3.3	<p>This is described as the provisional grant of a licence.</p>
3.4	<p>The circumstances in relation to the new Student Centre are that the building has now actually been completed and is ready to open. The Building Control Service has completed it for the purposes of the Building Regulations and all fire safety, structural and access requirements have been satisfied.</p>
3.5	<p>In relation to the Entertainments Licence, all statutory consultations have been completed satisfactorily and the certificates pre-requisite to the grant of licence have been received.</p>
3.6	<p>Under the Scheme of Delegation, the Director of Place and Economy has authority to issue any application for the grant of a licence where there are no representations in respect of it and the hours of operation applied for do not exceed 1.00am.</p>
3.7	<p>However, applications to provide indoor entertainment beyond 1.00 am are subject to consideration by the Committee and the Student Centre has applied for the following days and hours of use:</p> <ul style="list-style-type: none"> • Sunday to Wednesday: 12.00 am to 1.00 am the following morning • Thursday to Saturday: 12:00 am to 2:00 am the following morning

3.8	To assist the University in the circumstances where the building is ready to open for the start of the new term in advance of consideration of this application for an extension in hours to 2.00 am the Entertainment Licence has been issued permitting the premises to operate to 1.00 am.
3.9	The Committee is, therefore, only being asked to consider whether the provision of entertainment to 2.00 am may be permitted.
	<u>Details of the Premises and Proposals</u>
3.10	The premises is a new building, which replaces the former Queen's University Students' Union on the same site.
3.11	The areas proposed to be licensed to provide indoor entertainment and their maximum occupancies are: <ul style="list-style-type: none"> • Mandela Hall (Ground floor) – 1,300 • 2nd Floor Bar (Second floor) - 780
3.12	The days and hours during which entertainment is proposed to be provided, are: <ul style="list-style-type: none"> • Sunday to Wednesday: 12.00 am to 1.00 am the following morning • Thursday to Saturday: 12:00 am to 2:00 am the following morning
3.13	The applicant has stated that the extension of hours to 2.00 am from Thursday to Saturday is to enable them to offer their student population a comprehensive package of entertainment and to be competitive in the local area.
3.14	Members are reminded that the previous Students Union building which existed on this site operated with a Seven-Day Annual Entertainments Licence permitting entertainment to 3.00 am from Monday to Sunday.
	<u>Representations</u>
3.15	Public notice of the application has been placed and no written representation has been received as a result of this advertisement.
	<u>PSNI</u>
3.16	The Police Service of Northern Ireland has been consulted and has confirmed they have no objection to the application. Its response is attached at Appendix 2.
	<u>NIFRS</u>
3.17	The Northern Ireland Fire and Rescue Service has been consulted and has confirmed that it has no objection to the application.
	<u>Health, Safety and Welfare</u>
3.18	The premises has been inspected by the Building Control Service and it is now complete for the purposes of the Building Regulations.

	<u>Noise</u>
3.19	The applicant has submitted an Event Management Plan (EMP) which has been evaluated by the Environmental Protection Unit (EPU).
3.20	EPU has recommended that events within the One Elmwood Student Centre shall be operated in accordance with the Event Noise management Plan approved under condition 19 of the planning approval and suggest the following special condition be added to the Entertainments Licence: 1. When Mandela Hall is in use, all exiting from the Annex Bar, Union Bar and Mandela Hall after 11.00 pm shall be directed to University Road.
3.21	Members are reminded that the Clean Neighbourhood and Environment Act (Northern Ireland) 2011 gives the Council additional powers in relation to the control of entertainment noise after 11.00 pm.
	<u>Applicant</u>
3.22	The applicant, and/or their representatives, will be available at your meeting to answer any queries you may have in relation to the application.
	<u>Financial and Resource Implications</u>
3.23	None.
	<u>Equality or Good Relations Implications/Rural Needs Assessment</u>
3.24	There are no issues associated with this report.
4.0	Documents Attached
	<ul style="list-style-type: none"> • Appendix 1 – Location map • Appendix 2 – PSNI Response



DRAWN BY M Treacy
DATE 06/09/2022

QUB, One Elmwood Student Centre
University Road, Belfast

SCALE 1:1250 @ A4

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Building Control Service
Ground Floor
Cecil Ward Building
4-10 Linenhall Street
Belfast
BT2 8BP

8th September 2022

Dear Sir

RE:- One Elwood

Please note that at this time that are no current PSNI objections to the above application being further considered by Belfast City council, residents, other local business and NIFRS.

If the Licence is granted in due course please forward police a copy with any special conditions or restrictions with confirmation that all Belfast City Council requirements and conditions including all Building Regulations approvals have been adhered to and that any current, relevant COVID – 19 guidance will be considered by the licence holder.

Kind Regards

A handwritten signature in black ink, appearing to read "D. Tolan", is positioned below the "Kind Regards" text.

Donna Tolan
Licensing Officer, Musgrave Station, Belfast

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Belfast
City Council

LICENSING COMMITTEE

Subject:	Licensing of Pavement Cafés
Date:	21st September 2022
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext 2435
Contact Officer:	James Cunningham, Senior Licensing Officer, Ext 3375

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"/>
Sometime in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

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

1.0	Purpose of Report/Summary of Main Issues
1.1	The Licensing of Pavement Cafes Act (NI) 2014 ("the Act") came into operation on 1st October 2016. However, the Council, along with a number of other councils, did not implement the legislation at that time, as the Department for Infrastructure Roads had not issued its technical guidance for Councils in support of the Act.
1.2	The Committee is reminded that, in 2017, it previously determined a number of matters in relation to the administration of the Licensing of Pavement Cafés Act (NI) 2014.
1.3	This included setting Pavement Café Licence fees, agreeing the Standard Conditions to be attached to licences, agreeing the standard hours of operation for licences and amendments to the Scheme of Delegation to outline those matters that would be brought before the Licensing Committee for consideration.

1.4	The Council in June 2020, decided to introduce a temporary process for considering pavement café applications to assist the hospitality sector during the pandemic, as we had not implemented the legislation due to the lack of technical guidance. The temporary pavement café licensing scheme was extended last year and will expire on 30th September 2022.
1.5	This report is presented to seek guidance on how to progress from the temporary process for pavement café licences to a permanent scheme.

2.0	Recommendations
2.1	<p>Based on the information provided Members are asked to consider proposals that:</p> <ol style="list-style-type: none"> 1. A permanent pavement café licensing scheme should now be implemented. 2. A transition and implementation period of six months be introduced to allow existing licensed businesses to continue to operate until the grant of their permanent licence is determined and after which temporary licences will no longer be valid. 3. The application fees, as agreed by the Council in 2017, be introduced. 4. There will be a review of current Licence Conditions. 5. There will be a gradual return to normal and proportionate enforcement procedures.
2.2	Members are advised that the Licensing Committee does not have delegated powers in relation to policy decisions concerning licensing matters and, as such, your recommendation will be subject to ratification by the Council.
3.0	Background
3.1	The Licensing of Pavement Cafes Act (NI) 2014 (“the Act”) came into operation on 1st October 2016. However, the Council, along with a number of other councils, did not implement the legislation at that time as the Department for Infrastructure Roads had not, and still has not, issued their technical guidance for Councils in support of the Act.
3.2	That said, the Department for Infrastructure (DfI) has now evaluated and determined the appropriateness of 85 Temporary Pavement Café applications in Belfast, using their professional expertise following their own guidance documents.
3.3	As such, DfI’s technical guidance document for Council’s is no longer seen as crucial, as DfI is deemed to be the experts in determining the suitability for the use of the pavement.
3.4	The Council, in June 2020, decided to introduce a temporary process for considering pavement café applications to assist the hospitality sector during the pandemic, as we had not implemented the legislation due to the lack of technical guidance. The temporary pavement café licensing scheme was extended last year to 30 September 2022.
3.5	This process included drafting temporary guidance for applicants, which was based on the Department for Communities guidelines and supplementary guidance from the Licensing Forum Northern Ireland produced when the Act came into force.
3.6	The Council’s temporary guidance was issued to assist the hospitality sector during the pandemic. The principles contained in that guide will transfer into permanent guidance.

3.7	<p>One of the key aspects of the temporary process was the ability of businesses to start using the pavement café area whilst their licence application was being determined and statutory agencies were encouraged, by Government, to take a very liberal view when considering applications to allow the hospitality businesses to reopen. This meant permitting:</p> <ul style="list-style-type: none"> • Much larger pavement café areas, than would have been agreed in 'normal' circumstances. • DfI introducing 'Parklets' to be used as a pavement café area. • DfI closing or restricting roads so they could be used as a pavement café area <p>Current Situation</p>
3.8	<p>There are now 85 Pavement Cafés in Belfast that have received temporary licences. The majority of these are well run with no complaints to the Council. More than 40 other applications have been received which could not progress due to applicants failing to provide sufficient information to consult with DfI Roads. There are also a significant number of businesses operating who have not applied for a Temporary Pavement Café licence.</p>
3.9	<p>A few licensed pavement cafés, in particular in the City centre, are now becoming a source of complaint from adjacent businesses and from members of the public. The nature of those complaints relates to:</p> <ul style="list-style-type: none"> • The size of the area being used. • The area affecting footfall and trade to adjacent businesses. • Furniture not being removed at the end of trade. • Impact on early morning deliveries.
3.10	<p>We also have reports that the Council's cleansing and waste management crews are experiencing difficulties in getting their vehicles in to empty bins and clean the streets as pavement café furniture is not being removed at the end of trade. Additionally, the pavement is not being cleaned and litter generated by customers using the area is not being collected by the business. This is contributing to the ongoing cleanliness issues in the City.</p>
4.0	Key Issues
4.1	<p>There is an obvious desire to create a vibrant café culture in the City, with al fresco dining now an accepted part of the hospitality offer. In doing so, we must also be mindful of the impact this may have on the various needs of all those who use our City.</p>
4.2	<p>Temporary licences will expire at the end of September and several licensees have been enquiring about 'renewing' their licence.</p>
4.3	<p>It is therefore, proposed, that a permanent pavement café licensing scheme should now be implemented given that DfI has already evaluated the technical appropriateness of many temporary Pavement Café applications.</p>
4.4	<p>As previously determined by the Council in 2017, Pavement Café licences will be granted for a period of 5 years.</p>
4.5	<p>To implement pavement café licensing, it would be advisable to have a transition and implementation period of approximately six months. It is suggested that all grant applications from existing licensed pavement cafés should be made by the end of December 2022 at the</p>

	latest. The implementation period will allow existing licensed businesses to continue to operate until the grant of their permanent licence is determined.
4.6	The implementation period will also allow the Council time to process grant applications for permanent applications and for relevant statutory and public consultations to be undertaken. An implementation period will also avoid the prospect of an influx of grant applications having to be considered in a short space of time.
4.7	A cut-off date for transitional arrangements to enable a move to a permanent Pavement Café Licence scheme is suggested as 31 March 2023. Thereafter any temporary licences will no longer be valid and any that have not made an application for a Licence will be subject to routine enforcement procedures.
	Fees
4.8	Given the circumstances under which the temporary scheme was introduced, the Council waived any fees associated with a Pavement Café application.
4.9	In 2017, the Council agreed that fees should be charged for a Pavement Café Licence and determined the grant application fee to be £225.00, with an annual licence fee of £55.00 for the ensuing 4 years. (No annual licence fee is charged in the first year).
4.10	Whilst the legislation allows the Council to set fees at full cost recovery levels, Members decided to set a significantly reduced fee, equating to 25 pence per day for a 5-year licence.
4.11	It is, therefore, proposed that, in implementing the Pavement Café scheme, we also introduce the associated fees agreed by Council in 2017. In doing so, this would be similar in approach to several other councils.
4.12	The financial implications of not introducing fees for 5-year pavement café licences will be lost income of at least £37,825, based solely on the current number of applications granted at present.
	Licence Conditions
4.13	The Licensing Committee agreed, at its meeting in December 2016, to Standard Licence Conditions which would be applied to pavement café's.
4.14	The majority of those conditions have proven appropriate, however, there is scope to clarify and augment some of those Conditions, particularly in relation to street cleanliness issues.
4.15	Should it be agreed that the permanent scheme be implemented, a further report will be brought to the Committee in the coming months to consider revised conditions.
	Enforcement
4.16	Over the course of the pandemic, the Council has responded to requests from the Assembly and industry to assist recovery and we have, therefore, been endeavouring to provide support and minimise impact on small businesses.
4.17	For that reason, there has been a very 'light touch' approach to enforcement in relation to those who have not made application, failed to provide the necessary information to progress their application or who may not be operating in accordance with the terms of their licence.

4.18	As restrictions have ceased, there needs to be a gradual return to normal and proportionate enforcement procedures in line with established council policy guidance. This will include addressing applications which cannot progress because insufficient information has not been provided, commencing proactive action in relation to unlicensed pavement cafes and dealing with breaches of Licence Conditions.
5.0	Financial and Resource Implications
5.1	The grant application fee for a 5-year pavement café licence is £225.00, with an annual licence fee of £55.00 for the subsequent 4 years. If the fees are waived there will be a total lost income over 5 years of at least £37,825 on the basis of applications granted at present.
6.0	Equality or Good Relations Implications/Rural Needs Assessment
6.1	Full engagement with the Equality and Diversity Officer regarding the equality screening exercise undertaken in June 2020 and reviewed in 2021 will be undertaken prior to progressing to a permanent scheme.
7.0	Documents Attached
	None

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Subject:	Motion – Drink Spike Testing Kits in Licensed Premises
Date:	21st September, 2022
Reporting Officer:	Stephen Hewitt, Building Control Manager
Contact Officer:	Stephen Hewitt, Building Control Manager

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"/>
Sometime in the future	<input type="checkbox"/>
Never	<input type="checkbox"/>

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

1.0	Purpose of Report/Summary of Main Issues
1.1	To consider a motion in relation to the provision of Drink Spike Testing Kits in Licensed Premises, which was referred to the Licensing Committee by the Standards and Business Committee at its meeting on 23rd August.
2.0	Recommendation
2.1	The Committee are asked to consider the motion and, if adopted, to agree that a report on how this might be facilitated, resourced and managed be presented to a future meeting.

3.0	Main Report
3.1	<p><u>Key Issues</u></p> <p>At the meeting of the Standards and Business Committee on 23rd August, the following motion, which was proposed by Councillor Murray and seconded by Councillor Maghie, was referred to the Licensing Committee for consideration:</p>
3.2	<p><i>“This Council, in a bid to make our night-time economy a safer place, will work with licensed premises to introduce drink spike testing kits into their premises.</i></p> <p><i>This will include training for staff on how to administer the kits, what to do in the event of a positive result, and promotional material promoting how customers can access the kits.”</i></p>
3.3	<p><u>Financial and Resource Implications</u></p> <p>None.</p>
3.4	<p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>The motion, if agreed, will be subject to our normal screening process as appropriate.</p>
4.0	Documents Attached
	None.