

Document Pack

**Democratic Services Section
Chief Executive's Department
Belfast City Council
City Hall
Belfast
BT1 5GS**



11th August, 2014

MEETING OF LICENSING COMMITTEE

Dear Alderman/Councillor,

The above-named Committee will meet in the Lavery Room (Room G05), City Hall on Wednesday, 20th August, 2014 at 4.30 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) Minutes
- (b) Apologies
- (c) Declarations of Interest

2. Delegated Matters

- (a) Licences issued under Delegated Authority (Pages 3 - 10)
- (b) Application for the Grant of a Seven-day Outdoor Entertainments Licence - Drumglass Park (Pages 11 - 26)

- (c) Application for the Renewal of a Seven-day Annual Outdoor Entertainments Licence - Holy Cross Boys' Primary School, Brookfield Street (Pages 27 - 40)
- (d) Application for the Renewal of a Seven-day Annual Entertainments Licence/Review of Hours Granted - The Menagerie, 130 University Street (Pages 41 - 54)
- (e) Application for the Renewal of a Seven-day Annual Entertainments Licence/Review of Hours Granted – Errigle Inn, 312-320 Ormeau Road (Pages 55 - 68)
- (f) Revocation of a Stationary Street Trading Licence – Berry Street (Pages 69 - 70)
- (g) Revocation of a Mobile Street Trading Licence – Malone/Ormeau/Skegoneill/Windsor (Pages 71 - 72)
- (h) Application for the Renewal of a Stationary Street Trading - Berry Street (Pages 73 - 76)
- (i) Application for the Grant of a Sex Establishment Licence – 2-8 Gresham Street (Pages 77 - 78)

3. Non-Delegated Matters

- (a) Review of Procedures Governing the Licensing Committee (Pages 79 - 94)
- (b) Alcohol Misuse/Consumption on Buses and Proposed Measures for Entertainments Events (Pages 95 - 120)
- (c) Guidance Document on Outdoor Events (Pages 121 - 154)



Belfast City Council

Report to:	Licensing Committee
Subject:	Licences issued under Delegated Authority
Date:	20th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext 2435

1	Relevant Background Information
1.1	Under the Scheme of Delegation, the Director of Health and Environmental Services 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 entertainments licences where adverse representations have been made. For your information those applications dealt with under the Scheme are listed below.

2	Key Issues			
2.1	Under the terms of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 the following Entertainment Licences were issued since your last meeting:			
	Premises and Location	Type of application	Hours licensed	Applicant
	T-Street Warehouse, 10-14 Tomb Street, Belfast, BT1	Variation	Mon – Sat: 11.30-03.00 Sun 12.30-03.00	Ms Orla Wallace & Mr Desmond Lynchehaun
	Duffy's Circus, Hillview Retail Park, Crumlin Road, Belfast, BT14.	Renewal	Mon – Sat: 08.00-23.00 Sun: 08.00-23.00	Mr Mark McFerran
	Culturlann McAdam O' Fiach, 216 Falls Road, Belfast, BT12	Renewal	Mon – Sun: 08.00-01.00	Ms Eimear Ni Mhathuna
	Grove Playing Fields, Jellicoe Avenue, Belfast.	Grant (Marquee)	Mon – Sat: 11.30-23.00	Mrs Rose Crozier
	Royal Naval Association, 79-81 Great Victoria Street, Belfast, BT2	Renewal	Mon-Sat: 11.30-23.00 Sun: 12.30-22.00	Mr Robert E White
	The Black Box, 18-22 Hill Street, Belfast, BT1	Renewal	Mon-Sat: 11.30-01.00 Sun: 12.00-00.00	Mr Andrew Mason

Grand Opera House, Great Victoria Street, Belfast, BT2	Renewal	Mon-Sat: 08.00 – 01.00 Sun: 08.00-00.00	Mr Gerard McGinn
Eglantine Inn, 32-40 Malone Road, Belfast, BT9	Renewal	Mon-Tue: 11.30-23.00 Wed-Sat 11.30-01.00 Sun:12.30-00.00	Mr Robert Davis
Chester Park Inn, 466-468 Antrim Road, Belfast, BT15	Renewal	Mon-Sat:08.00-03.00 Sun:08.00-01.00	Mr Eamon Diamond
McHugh's Bar, 29-31 Queens Square, Belfast, BT1	Transfer & Renewal	Mon-Sat: 11.00-01.00 Sun:11.00-01.00	Mr Henry Downey
Basement Bar & Grill, 18 Donegall Square East, Belfast, BT1	Renewal	Mon-Thurs: 11.30-01.00 Fri-Sat: 11.30-03.00 Sun:12.30-01.00	Ms Bernadette Fullerton
Saphyre Restaurant, 135 Lisburn Road, Belfast, BT9	Grant	Mon-Sat: 11.30-01.00 Sun: 12.30-00.00	Mr Kris Turnbull
Lyric Theatre NI, 55 Ridgeway Street, Belfast, BT9	Renewal	Mon-Sun: 08.00-01.00	Mr Keith Ginty
Wilgar Park Football Pitch, 1-9 Wilgar Street, Belfast, BT4	Grant (Marquee)	Mon-Sun: 11.30-23.00	Mr Gordon Floyd
Duke of York, 11-13 Commercial Court, Belfast, BT1	Renewal	Mon-Thurs: 11.30-01.00 Fri and Sat: 11.30-02.00 Sun:12.30-00.00	Mr Willie Jack
Ryan's, 116-118 Lisburn Road, Belfast, BT7	Transfer & Renewal	Mon-Sat: 11.30-01.00 Sun:12.30-00.00	Mr Gavin Bates
The Merchant Hotel, 16 Skipper Street, Belfast, BT1	Renewal	Mon-Sat: 11.30-01.00 Sun:12.30-00.00	Mr William Wolsey
Horatio Todd's, 406-408 Upper Newtownards Road, Belfast, BT4	Renewal	Mon-Sat: 11.30-01.00 Sun:12.30-00.00	Mr Stephen Magorrian
Madisons, 59-65 Botanic Avenue, Belfast, BT7	Renewal	Mon-Thurs: 11.30-01.00 Fri and Sat: 11.30-03.00 Sun: 11.30-03.00	Mr Stephen Magorrian
Park Avenue Hotel, 158 Holywood Road, Belfast, BT4	Renewal	Mon-Sun: 11.30-01.00	Mrs Mandy Patrick
Northern Whig House, 2-10 Bridge Street, Belfast, BT1	Renewal	Mon-Sat: 11.30-03.00 Sun: 12.30-03.00	Mr Stephen Magorrian
Wellington Park Hotel, 19-21 Malone Road, Belfast, BT9	Renewal	Mon-Sat: 11.30-01.00 Sun: 12.30-22.00	Mr Felix Mooney

The Metropolitan Arts Centre, 10 Exchange Street West, Belfast, BT1	Renewal	Mon-Sun: 08.00-01.00	Ms Anne Mc Reynolds
Sir William Whitla Hall, University Road, Belfast, BT7	Renewal	Mon-Sun: 08.00-01.00	Mr J P J O' Kane
Elmwood Hall At Queens, 89 University Road, Belfast, BT7	Renewal	Mon-Fri 08.00-01.00 Sat:08.00 to 00.00 Sun:08.00-23.00	Mr J P J O' Kane
QUB Students Union, 79 University Road, Belfast, BT7	Renewal	Mon-Sun: 08.00-03.00	Mr J P J O' Kane
Riddel Hall, 185 Stranmillis Road, Belfast, BT9	Renewal	Mon-Sun: 08.00-01.00	Mr J P J O' Kane
Centre For Drama & Film Studies	Renewal	Mon-Sat: 10.30-01.00 Sun: 11.30-00.30	Mr J P J O' Kane
Sonic Arts & Computer Science Research	Renewal	Mon-Sun: 08.00-01.00	Mr J P J O' Kane
QUB South Dining Hall	Renewal	Mon-Fri: 08.00-01.00 Sat: 08.00-00.00	Mr J P J O' Kane
QUB Harty Room, University Square, Belfast, BT7	Renewal	Mon-Fri: 08.00-01.00 Sat: 08.00-00.00 Sun: 08.00-23.00	Mr J P J O' Kane
The Club House, Dub Lane, Upper Malone Road, Belfast	Renewal	Mon-Sat: 11.30-01.00 Sun 12.30-00.00	Mr J P J O' Kane
The Great Hall, University Road, Belfast, BT7	Renewal	Mon-Sat: 08.00-01.00 Sun: 08.00-12.00	Mr J P J O' Kane
Centre For Drama & Film Studies, 20 University Square, Belfast, BT7	Renewal	Mon-Sat: 11.30-01.00 Sun: 12.30-00.30	Mr J P J O' Kane
Elms Student Centre, 78 Malone Road, Belfast, BT9	Renewal	Mon-Sat: 08.00-01.00 Sun: 08.00-12.00	Mr J P J O' Kane
Crescent Arts Centre, 2-4 University Road, Belfast, BT7	Renewal	Mon-Sun: 08.00-01.00	Mr Keith Acheson
Writers Square, Donegall Street, Belfast, BT1	Renewal (Marquee)	Mon-Sun: 11.30-23.00	Mr Ciaran Donnelly
Bank Square, Chapel Lane, Belfast	Grant (Marquee)	Mon-Sun: 11.30-23.00	Mr Ciaran Donnelly
Lavery's Bar, 12-18 Bradbury Place, Belfast, BT7	Renewal	Mon-Fri: 11.30-01.00 Sat: 11.30-02.00 Sun: 12.30-00.00	Mr Bernard Lavery
Whites Tavern, 2-4 Winecellar Entry, Belfast, BT1	Transfer	Mon Sat: 11.30-01.00 Sun: 12.30-00.00	Mr William Wolsey
Ronnie Drews, 79-83 May Street, Belfast, BT1	Renewal	Mon-Thurs:11.30-01.00 Fri and Sat: 11.30-03.00 Sun: 12.30-00.00	Mr Dominic Malone

	Chelsea Wine Bar, 346 Lisburn Road, Belfast, BT9	Renewal	Mon-Sat: 11.30-01.00 Sun: 12.30-00.00	Mr Robert Davis
	Deane and Decano, 537 Lisburn Road, Belfast, BT9	Grant	Mon-Sat: 11.30-01.00 Sun: 12.30-00.00	Mr Michael Deane
	Turf Lodge Tenants Association, 35A Norglen Gardens, Belfast, BT11	Renewal	Mon-Sat: 11.30-23.00 Sun: 12.30-22.00	Ms Mary Corr
	Titanic Belfast, 1 Olympic Way, Belfast, BT3	Renewal	Mon-Sun: 08.00-01.00	Mr Tim Husbands
	Inchmarlo Preparatory School, Cranmore Park, Belfast, BT9	Grant	Mon-Sat: 08.00-01.00	Ms Elaine Davidson

2.2	Under the terms of the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985, the following Amusement Permits were renewed since your last meeting:			
	Premises and Location	Type of Permit	Hours Licensed	Applicant
	Funland Amusement Arcade, 133B Andersonstown Road, Belfast, BT11	£25 awp	Mon – Sun: 10.00 – 22.00	Mrs Deirdre Fitzsimons
	Winners Amusements, 22a Shaftesbury Square, Belfast, BT2	£25 awp	Mon – Sun: 09.00 – 20.00	Mr John Bailie
	Winners Amusements, Units 5 & 6, 133-137 Lisburn Road, Belfast, BT9	£25 awp	Mon – Sun: 09.00 – 20.00	Mr John Bailie
	Oasis Gaming Centre, 7 Wellington Place, Belfast, BT1	£25 awp	Mon – Sun: 00.01 – 00.00	Mr Gerald Steinberg
	Oasis Gaming Centre, 19 North Street, Belfast, BT1	£25 awp	Mon – Sun: 09.00 – 00.00	Mr Gerald Steinberg
	Twilight Zone, 100-150 York Street, Belfast, BT15	£25 awp	Mon – Sun: 09.00 – 20.00	Ava Leisure Limited
	Twilight Zone, 13 North Street, Belfast, BT1	£25 awp	Mon – Sun: 08.00 – 22.30	Ava Leisure Limited
2.3	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
	Royal Avenue at junction with North Street	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	08.00 – 19.00
				Mr Stephen Baxter, 13 Lyndhurst View Park, Belfast BT13 3XZ

Royal Avenue at junction with North Street	12 th July Temporary	Hot food and non alcoholic beverages	08.00 – 19.00	Mr Stephen Baxter, 13 Lyndhurst View Park, Belfast Bt13 3XZ
Dublin Road opposite public toilets near Movie House	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	08.00 – 19.00	Mr Stephen Baxter, 13 Lyndhurst View Park, Belfast Bt13 3XZ
Dublin Road opposite public toilets near Movie House	12 th July Temporary	Donuts, candyfloss and non alcoholic beverages	07.00 – 19.00	Mr Stephen Baxter, 13 Lyndhurst View Park, Belfast Bt13 3XZ
Dublin Road beside Movie House	12 th July Temporary	Flags, hats, scarves and badges.	06.00 – 19.00	Miss Donna Ward, 127 Mansion Street, Glasgow G22 5LL
Dublin Road at junction with Marquis Ward Street	12 th July Temporary	Hot food and non alcoholic beverages	06.00 – 18.00	Miss Kathy Finn, 182 Church Road, Holywood BT18 9RN
Dublin Road outside Pronto	12 th July Temporary	Hot food and non alcoholic beverages	07.00 – 19.00	Miss Jacqueline Gray, Pronto, 32-36 Dublin Road, Belfast BT2 7HD
Dublin Road at junction with Salisbury Street near Oxfam shop	12 th July Temporary	Hot food and non alcoholic beverages	07.00 – 20.00	Mr Hakan Sen, 101 Donegall Avenue, Belfast BT12 6LT
Dublin Road at junction with Pakenham Street	12 th July Temporary	Hot food and non alcoholic beverages	06.00 – 18.00	Miss Kathy Finn, 182 Church Road, Holywood BT18 9RN
Dublin Road at junction with Fulton Street	12 th July Temporary	Hot food and non alcoholic beverages	06.00 – 18.00	Miss Kathy Finn, 182 Church Road, Holywood BT18 9RN
Shaftesbury Square at Equality House	12 th July Temporary	Flags, scarves, hats, badges and cd's	07.00 – 19.00	Mr James Dunseath, 248 Ballygomartin Road, Belfast BT13 3NG
Fulton Street at junction with Dublin Road	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 18.00	Mr George Pirie, 152 Albertbridge Road, Belfast BT5 4GS
Shaftesbury Square beside Halifax building	12 th July Temporary	Hot food and non alcoholic beverages	09.00 – 18.00	Mr George Pirie, 152 Albertbridge Road, Belfast BT5 4GS
Lisburn Road at junction with Bradbury Place/ Sandy Row outside Spar shop	12 th July Temporary	Hot food and non alcoholic beverages	07.00 – 19.00	Miss Marion Dougan, 2 Ballyduff Brae, Newtownabbey BT36 6XN
Donegall Road near junction with Sandy Row	12 th July Temporary	Hot food and non alcoholic beverages	07.00 – 19.00	Miss Marion Dougan, 2 Ballyduff Brae, Newtownabbey BT36 6XN

Malone Place at junction with Sandy Row and Lisburn Road	12 th July Temporary	Flags, hats, drinks, scarves and confectionery.	07.00 – 20.00	Mrs Margaret Gibson, 8 Mcadam Gardens, Belfast BT12 5BP
Lisburn Road beside Bradbury Clinic opp Fountainville Ave	12 th July Temporary	Flags, hats, drinks, scarves and confectionery	07.00 – 20.00	Mrs Margaret Gibson, 8 Mcadam Gardens, Belfast BT12 5BP
Lisburn Road outside Doorsteps, 54 Lisburn Road	12 th July Temporary	Hot food and non alcoholic beverages	08.00 – 20.00	Mrs Julie Hughes, Doorsteps, 54 Lisburn Road, Belfast BT9 6AF
Lisburn Road outside 98-102 Lisburn Road	12 th July Temporary	Flags, drums, band poles, toys hats and novelties.	07.00 – 21.00	Miss Deborah McLoughlin, 4 Drumcree Place, Newtownabbey BT37 9JA
Lisburn Road at junction with Jubilee Road	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 21.00	Mr John Gibson, 13 Elm Drive, Newtownards BT23 4HF
Lisburn Road outside 133 Lisburn Road	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages.	07.00 – 21.00	Mr James Larmour, Mace, 133 Lisburn Road, Belfast BT9 7AG
Lisburn Road near junction with Tate's avenue	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 18.00	Mr George Pirie, 152 Albertbridge Road, Belfast BT5 4GS
Lisburn Road near junction with Edinburgh Street outside Windsor Social club	12 th July Temporary	Hats, flags, toys and novelties.	09.00 – 18.00	Mr Robert Crooks, 64 Sherbrook Terrace, Belfast Bt13 1ET
Lisburn Road outside 237 Lisburn Road	12 th July Temporary	Donuts and non alcoholic beverages	07.00 – 19.00	Miss Elizabeth Sharpe, 22 Macedon Court, Newtownabbey BT36 6XN
Lisburn at junction with Lower Windsor Ave	12 th July Temporary	Hot food and non alcoholic beverages	08.00 – 18.00	Mrs Lorene Johnston, 56 Westway Crescent, Belfast BT13 3NU
Lisburn Road at junction with Derryvolgie Avenue	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 21.00	Mr John Gibson, 13 Elm Drive, Newtownards BT23 4HF
Lisburn Road outside Doorsteps, 455 Lisburn Road	12 th July Temporary	Hot food and non alcoholic beverages	08.00 – 20.00	Mrs Julie Hughes, Doorsteps, 54 Lisburn Road, Belfast BT9 6AF
Lisburn Road outside 801 Lisburn Road	12 th July Temporary	Hot food and non alcoholic beverages	09.00 – 17.00	Mr Robert Crooks, 64 Sherbrook Terrace, Belfast Bt13 1ET

Lisburn Road outside 789 Lisburn Road	12 th July Temporary	Toys, drums, flags, hats and novelties.	09.00 – 17.00	Mr Robert Crooks, 64 Sherbrook Terrace, Belfast Bt13 1ET
Lisburn Road near bridge over Stockman's Lane	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 21.00	Mr John Gibson, 13 Elm Drive, Newtownards BT23 4HF
Balmoral Avenue near junction with Malone Park Lane	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	08.00 – 18.00	Mr Wayne Adair, 39 Bayview Road, Bangor BT19 6AR
Balmoral Avenue near junction with Malone Road	12 th July Temporary	Ice cream, confectionery and non alcoholic beverages	09.00 – 21.00	Mr John Gibson, 13 Elm Drive, Newtownards BT23 4HF
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Crepes and non alcoholic beverages.	08.00 – 19.30	Mrs Elaine Morrison, 11 Carnvue Road, Newtownabbey Bt36 6RD
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Cold food and non alcoholic beverages	08.00 – 19.00	Mr Stephen Baxter, 13 Lyndhurst View Park, Belfast Bt13 3XZ
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Donuts and non alcoholic beverages	08.00 – 18.00	Mr Desmond Hill, 10 Cambrai drive, Newt/abbey BT37 0AN
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Toys, flags, drums, drumsticks, hats and band poles. Confectionery	07.00 – 19.00	Mr James Bell, 129 Benmore Drive, Belfast BT10 0EJ
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Hot food and non alcoholic beverages	07.30 – 17.30	Mr David Deacon, 4 Copperwood Way, Carrickfergus BT38 9BL
Shaw's Bridge roundabout on grass verge in front of House of Sport	12 th July Temporary	Hot food and non alcoholic beverages	08.30 – 17.30	Mr David Deacon, 4 Copperwood Way, Carrickfergus BT38 9BL
Dublin Road, Shaftsbury Square, Bradbury Place, Lisburn Road, Balmoral Avenue and Malone Road	12 th July Temporary Mobile	Flags, hats, scarves, toys and poles.	08.00 -18.00	Mr Marc Thompson, 88 Glen Road Belfast BT5 7LU

	Site at Falcon Road	Stationary Licence (new grant)	Hot food and non alcoholic beverages	Mon-Sat: 08.00 – 16.00 from 24/6/2014 to 23/06/2015	Mr Christopher Heggan, 16 Ashvale Heights, Lisburn, BT28 3JA
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3	Resource Implications
3.1	<u>Financial</u> None
3.2	<u>Human Resources</u> None
3.3	<u>Asset and Other Implications</u> None

4	Equality and Good Relations Implications
4.1	There are no equality and good relations issues.

5	Recommendation
5.1	The Committee is requested to note the applications which have been issued under the Scheme of Delegation

6	Decision Tracking
This item is for noting only.	

7	Key to Abbreviations
None	



Belfast City Council

Report to:	Licensing Committee
Subject:	Application for the Grant of a Seven-day Outdoor Entertainments Licence - Drumglass Park
Date:	20th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

1	Relevant Background Information						
1.1	<p>An application was received on 18th June 2014 from the Parks and Leisure Department for the grant of a Seven-day Annual Outdoor Entertainments Licence for Drumglass Park, Lisburn Road.</p> <table border="0" style="width: 100%;"> <thead> <tr> <th style="text-align: left;">Premises and Location</th> <th style="text-align: left;">Ref. No.</th> <th style="text-align: left;">Applicant</th> </tr> </thead> <tbody> <tr> <td>Drumglass Park Lisburn Road</td> <td>WK/201400968</td> <td>Ms Rose Crozier Parks & Leisure Department</td> </tr> </tbody> </table>	Premises and Location	Ref. No.	Applicant	Drumglass Park Lisburn Road	WK/201400968	Ms Rose Crozier Parks & Leisure Department
Premises and Location	Ref. No.	Applicant					
Drumglass Park Lisburn Road	WK/201400968	Ms Rose Crozier Parks & Leisure Department					
1.2	<p>The standard days and hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30 a m to 11.00 p m. 						
1.3	<p>In addition, the following special conditions are usually attached to Outdoor licences:</p> <ol style="list-style-type: none"> 1. Maximum numbers will be agreed at the discretion of the Building Control Service and will vary depending upon individual concert set up proposals 2. 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. 3. Any requests to provide entertainment later than 11.00pm must be considered by the Licensing Committee and therefore must be made at least 3 months in advance of the proposed event and 4. Should an application to provide entertainment beyond 11.00pm 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 Health and Environmental Services, in consultation with the Town 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. 						

2	Key Issues
2.1	Members are reminded that the normal process for dealing with Entertainments Licence applications which are not the subject of objections, is that the Director of Health and Environmental Services will grant the licence, as provided for in the Council's Scheme of Delegation.
2.2	However, at your meeting on 21 st November 2012, you agreed that all future applications for the grant of Outdoor Entertainments Licences be brought before Committee for your consideration.
	Representations
2.3	Public notices of the application were placed in the newspapers and no objections were received within the 28 day statutory period.
	PSNI
2.4	The PSNI has been consulted and has confirmed that it has no objection to the application. It will also be consulted in advance of any proposed event at the venue to consider traffic management and wider operational policing issues.
	NIFRS
2.5	The Northern Ireland Fire and Rescue Service, as with the PSNI and other partner agencies, will be invited to pre-event meetings and their views will be taken into consideration in advance of any planned event.
	Health, safety and welfare inspections
2.6	The Service will engage with organisers and other interested parties to ensure that the appropriate documentation is developed and that all safety and technical requirements are met in advance of each specific event taking place.
2.7	If a licence is granted, the venue will be added to the proposed list of available outdoor venues as part of the Outdoor Events Policy.
	Noise Issues
2.8	The Environmental Protection Unit of the Department have been informed of the application and will make comment on each individual outdoor event, when information relevant to it has been provided, relating to noise management proposals.
	Licensee
2.9	The applicant, or their representative, will be available at your meeting to answer any queries you may have in relation to the application.

3	Resource Implications
	<u>Financial</u>
3.1	Officers will be required to carry out inspections for each outdoor event which is catered for within existing budgets.
	<u>Human Resources</u>
3.2	None.
	<u>Asset and Other Implications</u>
3.3	None.

4	Equality and Good Relations Considerations
4.1	There are no equality or good relations issues.

5	Recommendations
5.1	<p>Taking into account the information presented and any representations made in respect of the application you are required to make a decision to either:</p> <ol style="list-style-type: none"> 1. approve the application for the grant of the Seven-day Annual Outdoor Entertainments Licence, or 2. approve the application for the grant with special conditions, or 3. refuse the application for the grant of the Seven-day Annual Outdoor Entertainments Licence.
5.2	<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. In the case that the applicant subsequently decides to appeal, outdoor entertainment may not be provided until any such appeal is determined.</p>

6	Decision Tracking
<p>If the Licence is granted assuming all outstanding technical matters have been dealt with, the applicant will be sent a copy of the Licence within 7 days of the Council decision. The person responsible for this action is Trevor Martin, Head of Building Control.</p> <p>If the application is refused, or special conditions are attached to the Licence, the applicant will be advised in writing within 7 days of the right to appeal the Council's decision to the County Court. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executives Department.</p>	

7	Documents Attached
<p>Appendix 1 - Application form</p> <p>Appendix 2 - Location map</p> <p>Appendix 3 - PSNI comments</p>	

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By virtue of paragraph(s) 1 of the Council's Policy on the
Publication of Committee Reports on the Internet.

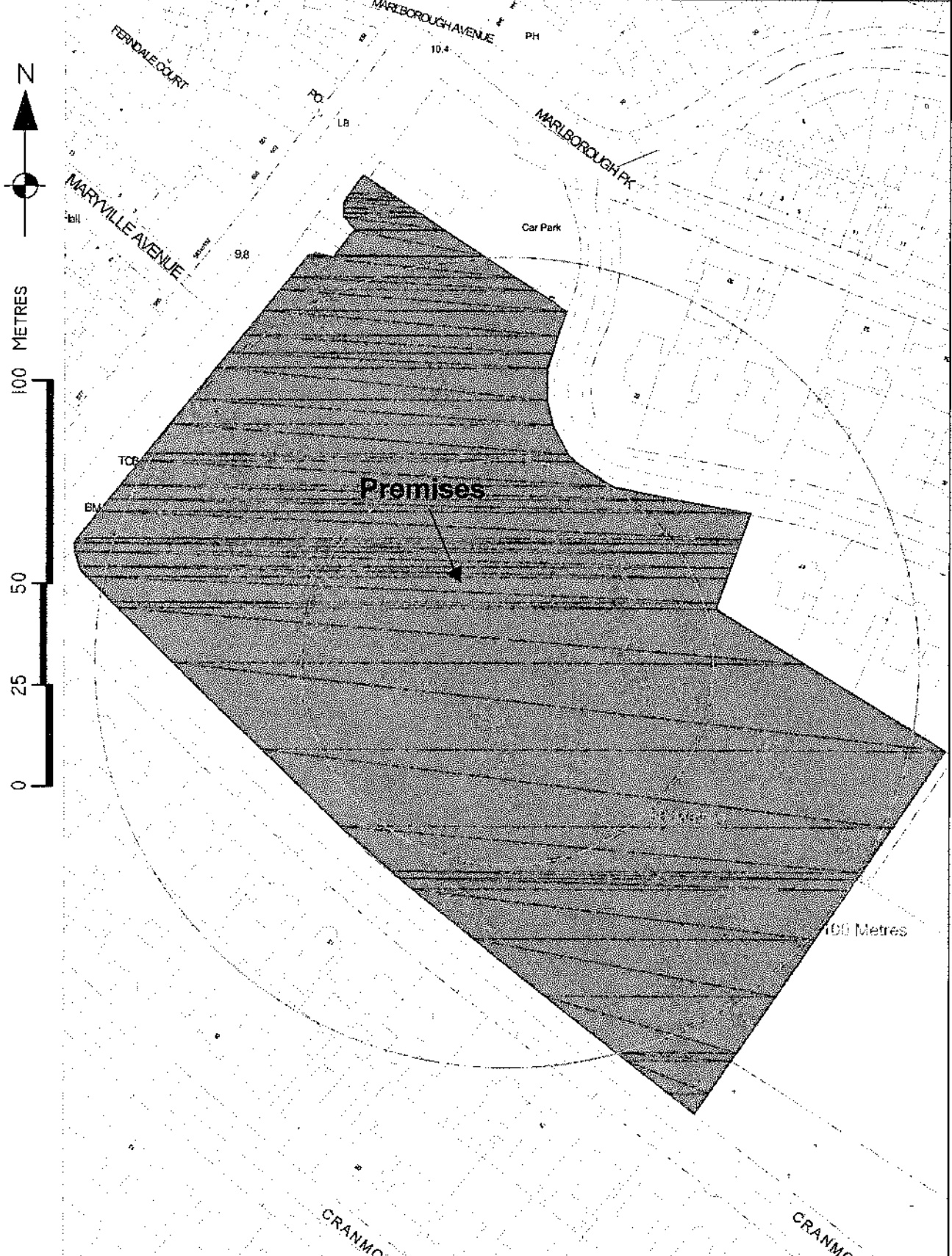
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Building Control Service

Detail Mapping Data v3.0
Prepared by L.S.B.
Based upon the Ordnance Survey
Of Northern Ireland map with the
permission of the Director, Civil Executive
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DRAWN BY A McCarten
DATE 29/07/2014

Drumglass Park
Upper Lisburn Road

SCALE 1:1250 @ A4

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Belfast City Council Licensing

01/06/2014- 30/06/2014

Licence/Permit Application Details										PSNI		
App Type	Building/Control Reference	Amended	Premises	Address	Applicant	Licence Type	Nature Of Ent.	Nature Of Variation	Hours Of Opening	Max Number Of Persons	Ref	Comments

G	WK/201400968	Yes	Drumglass Park	Upper Lisburn Road	Mrs Rose Crozier, Parks & Leisure,	E OD 7	7					No Objections
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Belfast City Council

Report to:	Licensing Committee
Subject:	Application for the Renewal of a Seven-day Annual Outdoor Entertainments Licence - Holy Cross Boys' Primary School, Brookfield Street
Date:	20th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

1.0 Relevant Background Information							
1.1	The Committee will recall that, at your meeting on 18 th June, it considered an application for the renewal of a Seven-day Annual Outdoor Entertainments Licence for Holy Cross Primary School.						
1.2	The Committee also considered a request from the licensee to operate the 3 day Ardoyne Fleadh event from 22 nd till 24 th August beyond the standard hours of 11.00 p m i.e. to midnight.						
	<table border="0"> <thead> <tr> <th>Premises and Location</th> <th>Ref. No.</th> <th>Applicant</th> </tr> </thead> <tbody> <tr> <td>Holy Cross Boys Primary School Brookfield Street Belfast BT14 7EX</td> <td>WK/201400732</td> <td>Mr Paul McCusker Ardoyne Fleadh Project Ardoyne Community Centre 40 Herbert Street BT14 7FE</td> </tr> </tbody> </table>	Premises and Location	Ref. No.	Applicant	Holy Cross Boys Primary School Brookfield Street Belfast BT14 7EX	WK/201400732	Mr Paul McCusker Ardoyne Fleadh Project Ardoyne Community Centre 40 Herbert Street BT14 7FE
Premises and Location	Ref. No.	Applicant					
Holy Cross Boys Primary School Brookfield Street Belfast BT14 7EX	WK/201400732	Mr Paul McCusker Ardoyne Fleadh Project Ardoyne Community Centre 40 Herbert Street BT14 7FE					
1.3	Members will also recall that the Committee agreed to defer consideration of the renewal application as the PSNI representation wasn't available at that time.						
1.4	However, due to the previous Entertainments Licence still being valid, the Committee agreed to grant the request to operate the 3 day event to midnight on each night.						
1.5	A copy of the minutes of that meeting is attached at Appendix 1.						

2.0 Key Issues	
2.1	It was also agreed that a report would be brought back to the Committee to reconsider the renewal application.

<p>2.2</p> <p>2.3</p> <p>2.4</p> <p>2.5</p> <p>2.6</p> <p>2.7</p>	<p>PSNI</p> <p>A response from the PSNI has now been received and it confirmed that it has no objection to the application.</p> <p>A copy of its response is attached at Appendix 4.</p> <p>NIFRS</p> <p>The Northern Ireland Fire and Rescue Service was also consulted and have no objection to the application. However, as with the PSNI and other partner agencies, it will be invited to pre-event meetings and provided with the relevant documentation in advance of any planned event.</p> <p>Health, safety and welfare inspections</p> <p>As with all such Outdoor Entertainments Licences, the Service will engage with organisers and other interested parties to ensure that the appropriate documentation is developed and that all safety and technical requirements are met in advance of each specific event taking place.</p> <p>Noise Issues</p> <p>The Environmental Protection Unit of the Department have been informed of the application and will comment on each individual outdoor event when information relevant to it has been provided, such as the appropriate noise management plan.</p> <p>Licensee</p> <p>The applicant, and/or a representative, will be available at your meeting to answer any queries you may have in relation to the application.</p>
---	--

<p>3.0 Resource Implications</p>	
<p>3.1</p> <p>3.2</p> <p>3.3</p>	<p><u>Financial</u></p> <p>None.</p> <p><u>Human Resources</u></p> <p>None.</p> <p><u>Asset and Other Implications</u></p> <p>None.</p>

<p>4.0 Equality and Good Relations Considerations</p>	
<p>4.1</p>	<p>There are no equality or good relations issues.</p>

<p>5.0 Recommendations</p>	
<p>5.1</p> <p>5.2</p>	<p>Taking into account the information presented and representations made in respect of the application you are required to make a decision to either:</p> <ol style="list-style-type: none"> 1. Approve the application for the renewal of the 7-day Annual Outdoor Licence, or 2. Approve the application for the renewal with special conditions, or 3. Refuse the application for the renewal of the 7-day Annual Outdoor Licence. <p>If the application is refused, or special conditions are attached to the licence, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the Recorders Court.</p>

6.0 Decision Tracking

If the application is granted, the applicant will be sent a copy of the Licence within 7 days of the Council decision. The person responsible for this action is Trevor Martin, Head of Building Control.

If the application is refused, or special conditions are attached to the Licence, the applicant will be advised in writing within 7 days of his right to appeal the Council's decision within 21 days of notification of that decision to the County Court. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executive's Department.

7.0 Documents Attached

Appendix 1 - Minutes of meeting of 18th June

Appendix 2 - Application form

Appendix 3 - Location map

Appendix 4 - PSNI response

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Extract of Minutes of Meeting of 18th June, 2014

Application for the Renewal of a Seven-Day Annual Outdoor Entertainments Licence/
Request for Additional Hours – Holy Cross Boys’ Primary School, Brookfield Street

The Committee was advised that an application had been received from the Ardoyne Fleadh Project for the renewal of the 7-day annual outdoor entertainments licence for the Holy Cross Boys’ Primary School. The licence was based on the Council’s standard conditions to provide outdoor musical entertainment and the standard days and hours were Monday – Sunday, 11:30a.m. – 11:00p.m.

The Head of Building Control reported that, in addition to the renewal application, the applicant was also requesting permission to run each night of this year’s event beyond the standard hours of 11.00p.m. until 12.00 midnight. The organisers proposed to hold the event over 3 days from Friday, 22nd – Sunday, 24th August, 8.00p.m. – 12.00 midnight. The organisers had advised that the primary purpose of the licence was to provide a facility for the school and local Community Centre to hold outdoor events and provide entertainment in a controlled, managed and safe environment. He pointed out that the Ardoyne Fleadh Project was now in its 23rd year and played host to a number of local acts of music, drama, comedy and family entertainment. The organisers had informed the Building Control Service that the acts for this year’s event had still to be confirmed, however, they were expected to be of the same nature and genre as in previous years.

The Head of Building Control reported that public notices of the applications had been placed and that no objections had been received within the 28 day statutory period. However, the Police Service of Northern Ireland had been consulted also and at present its response was outstanding.

After discussion, it was

Moved by Councillor M.E.Campbell,
Seconded by Councillor Beattie,

That the Committee agrees, in its capacity as Licensing Authority, to defer consideration of the renewal of a 7-day annual outdoor entertainments licence until a response had been received from the Police Service of Northern Ireland but that the application for additional hours be granted under the current licence, with entertainment being permitted until midnight on the nights of Friday 22nd, Saturday 23rd and Sunday 24th August, 2014.

On a vote by show of hands five Members voted for the proposal and five against. There being an equality of votes the Chairman (Councillor Ekin) exercised his second and casting vote for the proposal and it was accordingly carried.

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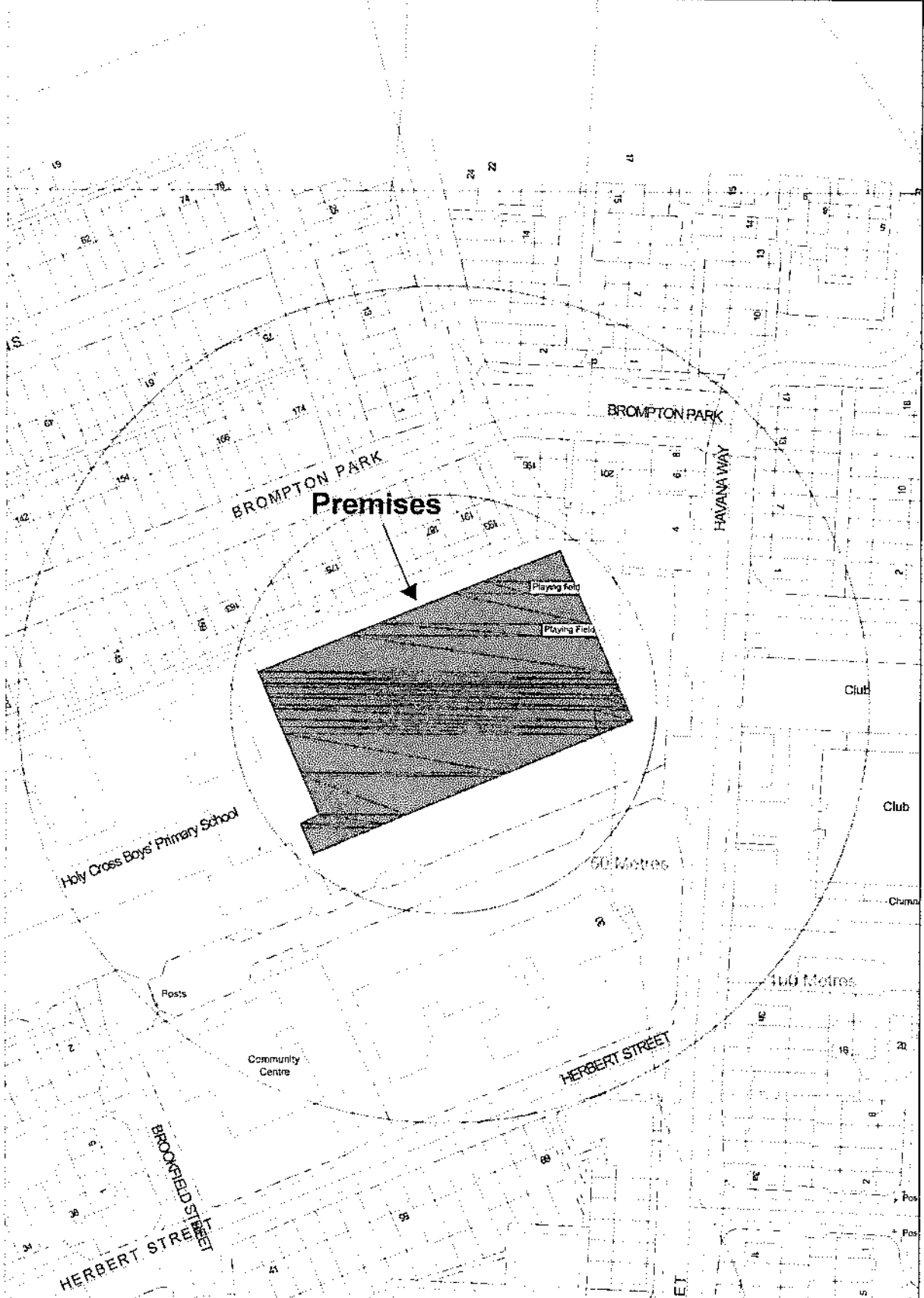
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Building Control Service

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DRAWN BY **A McCarten**
DATE **09/06/2014**

Holy Cross Boys Primary School (Outdoor)
Brookfield Street

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Belfast City Council

Report to:	Licensing Committee
Subject:	Application for the Renewal of a Seven-day Annual Entertainments Licence/Review of Hours Granted - The Menagerie, 130 University Street
Date:	20 th August 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

1	Relevant Background Information						
1.1	<p>An application was received on 18th June for the renewal of a Seven-day Annual Entertainments Licence for The Menagerie, based on the Council's standard conditions to provide music, singing, dancing or any other entertainment of a like kind.</p> <table border="0"> <thead> <tr> <th>Premises and Location</th> <th>Ref. No.</th> <th>Applicant</th> </tr> </thead> <tbody> <tr> <td>The Menagerie 130 University Street Belfast, BT7 1HH</td> <td>WK/201400979</td> <td>Menagerie Inns Limited 130 University Street</td> </tr> </tbody> </table>	Premises and Location	Ref. No.	Applicant	The Menagerie 130 University Street Belfast, BT7 1HH	WK/201400979	Menagerie Inns Limited 130 University Street
Premises and Location	Ref. No.	Applicant					
The Menagerie 130 University Street Belfast, BT7 1HH	WK/201400979	Menagerie Inns Limited 130 University Street					
1.2	Members may recall that, at your meeting on 20 th November 2013, you granted a variation in hours for the Seven-day Annual Entertainments Licence. The variation which was granted was for an extension in hours from 1.00 am to 2.00 am on Friday and Saturday for a period of 6 months.						
1.3	At the time of the initial application, the licensee set out his rationale for the extension in hours. This included a need to compete on an equal commercial footing with other venues in the City which operated till that time.						
1.4	A copy of the minute of your meeting of 20 th November 2013 is attached.						

2	Key Issues
2.1	<p>Objections</p> <p>No written representation has been lodged as a result of the public notices of the application.</p>
2.2	<p>PSNI</p> <p>The PSNI have been consulted regarding the premises and have confirmed they have no objections to the application. A copy of their correspondence is attached at Appendix 4.</p>

2.3	<p>Health, safety and welfare inspections</p> <p>Since the last renewal, two during performance inspections have been carried out by Officers from the Service. The two inspections revealed that the conditions of licence were being adhered to and that the management of the premises was satisfactory.</p>
2.4	<p>Noise issues</p> <p>The Environmental Protection Unit has confirmed that, since the Licence was renewed in November 2013 they have received no complaints.</p>
2.5	<p>Licensee</p> <p>The applicant and/or his representative will be available to discuss any matters relating to the application should they arise during your meeting.</p>

3	Resource Implications
3.1	<p><u>Financial</u></p> <p>None</p>
3.2	<p><u>Human Resources</u></p> <p>None</p>
3.3	<p><u>Asset and Other Implications</u></p> <p>None</p>

4	Equality and Good Relations Considerations
4.1	There are no relevant equality or good relations issues.

5	Recommendations
5.1	<p>Taking into account the information presented and any representations received you are required to consider the application for the renewal of this licence and to review the hours during which entertainment may be provided, granted at your meeting of 20th November 2013, and to:</p> <ol style="list-style-type: none"> 1. approve the application for renewal with the extended hours during which entertainment may be provided to 2.00am the following morning, or 2. approve the application with special conditions; in addition to the standard conditions, or 3. refuse the application for renewal of the licence.
5.2	<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>

6	Decision Tracking
<p>If the application is granted, assuming all outstanding technical matters have been dealt with, the applicant will be sent a copy of the Licence within 7 days of the Council decision. The person responsible for this action is Trevor Martin, Head of Building Control.</p> <p>If the application is refused, or special conditions are attached to the Licence to which the applicant does not consent the applicant will be advised in writing within 7 days of his right to appeal the Council's decision within 21 days of notification of that decision to the Magistrates' Court. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executive's Department.</p>	

7	Documents Attached
	<p>Appendix 1 - Minutes of meeting of 20th November 2013</p> <p>Appendix 2 – Application form</p> <p>Appendix 3 - Location Map</p> <p>Appendix 4 - PSNI Comments</p>

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Extract of Minutes of Meeting of 20th November, 2013

Application for the Renewal and Variation of a Seven-day Annual Indoor Entertainments Licence – The Menagerie, 130 University Street

The Committee was advised that an application had been received for the renewal and variation of a Seven-day Annual Indoor Entertainments Licence in respect of the above-mentioned premises. The Building Control Manager reported that, whilst the premises were licensed currently to provide entertainment from Monday to Saturday till 1.00 a.m. and on a Sunday till midnight, it was provided primarily on Thursday, Friday and Saturday nights and took the form of either a DJ or a live band. The applicant had sought to vary the Licence to enable him to offer entertainment from Monday to Saturday till 2.00 a.m., on the basis that it would enable The Menagerie to compete on an equal commercial footing with others in the City which operated till that time.

The Building Control Manager informed the Members that no written representations had been received in relation to the application and that the Police Service of Northern Ireland had not objected. In addition, the Council's Environmental Protection Unit had confirmed that it had not received any complaints over the course of the past year. Since the current Entertainments Licence had been renewed, officers of the Building Control Service had conducted four inspections of the premises whilst entertainment had been taking place, two of which had uncovered minor issues and had been addressed immediately by the licensee.

He drew the Members' attention to a map which highlighted the position of the premises in relation to residential properties in the area and pointed out that the Committee had, in the past, refused to vary Entertainments Licences for premises outside the City centre to enable entertainment to be provided beyond 1.00 a.m. Such decisions had been taken on the grounds that the premises were located close to residential properties and that there was potential for persons in the neighbourhood to be unreasonably disturbed by noise and due to the fact that no other licensed premises in the area were permitted to provide entertainment later than 1.00 a.m. He suggested that the Committee, in assessing the current application, might wish to have regard to those considerations.

The Committee agreed that it would be beneficial to obtain further information on the proposed variation and, accordingly, Mr. L. McCandless, the manager of the premises, who had attended on the applicant's behalf, was admitted to the meeting.

Mr. McCandless informed the Members that The Menagerie, like other licensed premises across the City, had experienced difficulties due to the current economic recession. He made the point that patrons were now waiting until 11.00 p.m. and beyond before visiting licensed premises, which limited the trading time available to licensees and, ultimately, their turnover. Accordingly, the applicant was seeking to vary the Entertainments Licence to enable entertainment to be provided till 2.00 a.m., which would permit him to compete commercially with others across the City which operated to that time.

He explained that The Menagerie differed from other licensed premises in the immediate vicinity in that it was not surrounded exclusively by residential properties, it was regarded as being a music venue rather than a bar, it catered for an older clientele, as opposed to students, and it did not sell draught beer. He stressed that the premises had never experienced problems with issues such as noise disturbance or anti-social behaviour which had necessitated intervention by the Police Service of Northern Ireland. Mr.

McCandless concluded by stating that the applicant would be prepared to accept the Entertainments Licence being varied for a trial period to permit entertainment to take place till 2.00 a.m. on Friday and Saturday nights only and for the premises to be monitored by Council officers during that time.

Having been thanked by the Chairman, Mr. McCandless retired from the meeting.

During discussion, several Members stated that the points which had been highlighted by Mr. McCandless, in terms of the premises' position in relation to residential properties, the nature of its clientele and the fact that it was a music venue rather than a bar and did not sell draught beer, confirmed that The Menagerie occupied a niche market in that part of the City and represented sufficient grounds on which to grant the variation. However, the Committee was of the view that it wished to ensure that the arrangement would not cause disturbance to residents and, therefore, the Licence should be varied for a probationary period and the extended hours which had been sought by the applicant should be limited to two nights per week.

Accordingly, it was

Resolved – That the Committee, in its capacity as Licensing Authority, agrees to grant, for a period of six months, a variation of a Seven-day Annual Indoor Entertainments Licence in respect of The Menagerie, 130 University Street, with entertainment being permitted to take place till 2.00 a.m. on Friday and Saturday nights only and the premises being monitored by officers of the Building Control Service.

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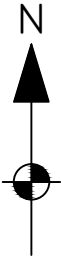
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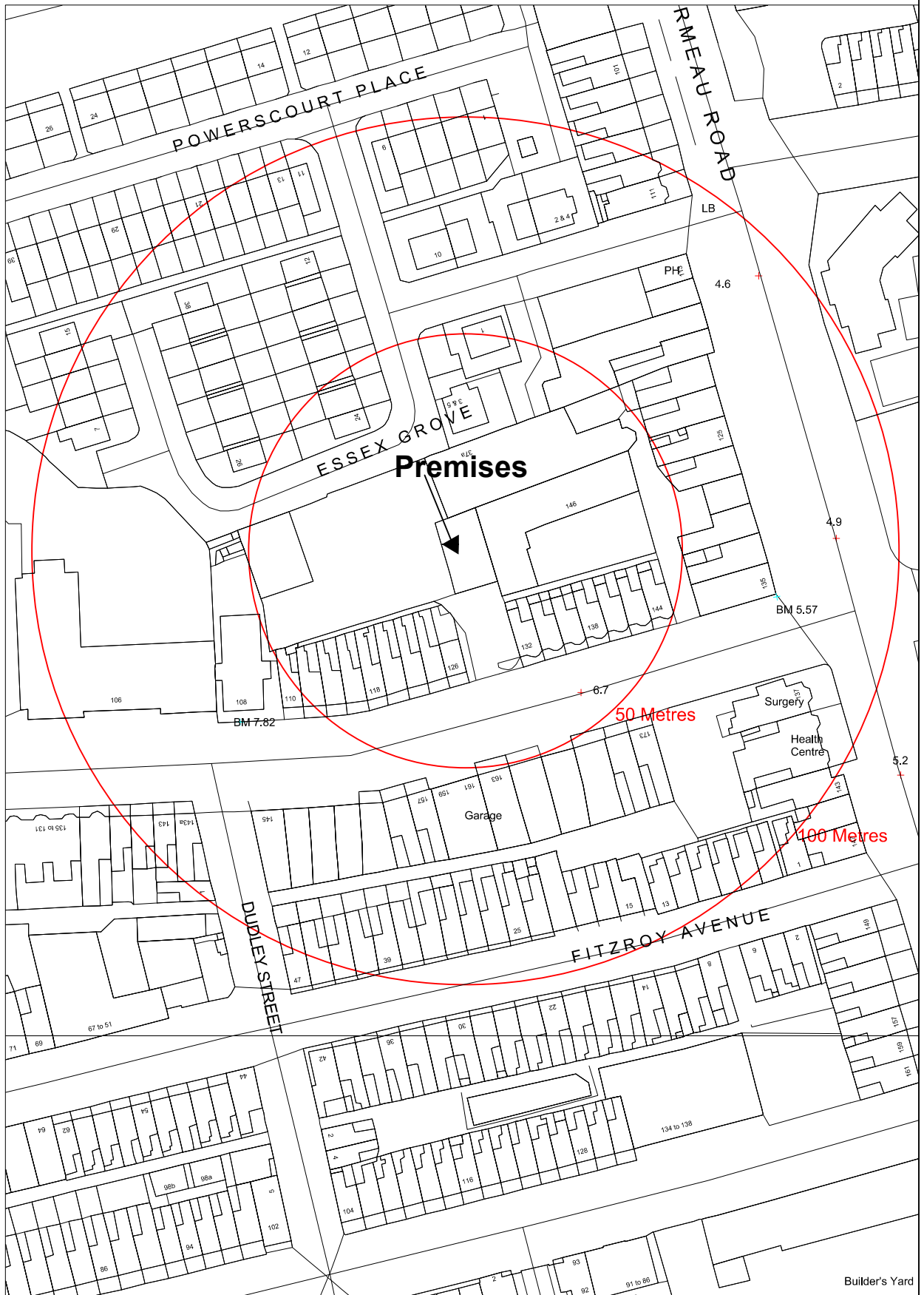


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100 METRES



DRAWN BY **A McCarten**
DATE **24/10/2013**

The Menagerie
130 University Street

SCALE **1:1250 @ A4**

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Personal, Professional, Protective Policing



Patrick Cunningham
Health & Environmental Services Department,
Building Control,
Belfast City Council,
5th Floor,
9 Lanyon Place,
Belfast,
BT1 3LP

7th August 2014

Dear Mr Cunningham,

Re: Application for the variation of an Entertainments Licence for The Menagerie, 130 University Street, Belfast.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985: LICENSING OF PLACES OF ENTERTAINMENT

I refer to the above application for renewal and I can confirm that Police have no objections.

Yours faithfully

A handwritten signature in black ink, appearing to be 'John Guinness', written in a cursive style.

John Guinness
Licensing Officer, Musgrave Station, Belfast

B District

60 Victoria Street, Belfast, BT1 3GL
Tel 028 90650222 Ext 17500 Fax 028 90700855 LicensingBDistrict@psni.pnn.police.uk

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Belfast City Council

Report to:	Licensing Committee
Subject:	Application for the Renewal of a Seven-day Annual Entertainments Licence/Review of Hours Granted – Errigle Inn, 312-320 Ormeau Road
Date:	20 th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

1	Relevant Background Information						
1.1	<p>An application was received on 1st July, 2014 for the renewal of a Seven-day Annual Entertainments Licence for the Errigle Inn, based on the Council's standard conditions to provide music, singing, dancing or any other entertainment of a like kind.</p> <table border="0"> <thead> <tr> <th>Premises and Location</th> <th>Ref. No.</th> <th>Applicant</th> </tr> </thead> <tbody> <tr> <td>The Errigle Inn 312-320 Ormeau Road Belfast BT7 2GE</td> <td>WK/201301660</td> <td>Mr Phillip McGurran</td> </tr> </tbody> </table>	Premises and Location	Ref. No.	Applicant	The Errigle Inn 312-320 Ormeau Road Belfast BT7 2GE	WK/201301660	Mr Phillip McGurran
Premises and Location	Ref. No.	Applicant					
The Errigle Inn 312-320 Ormeau Road Belfast BT7 2GE	WK/201301660	Mr Phillip McGurran					
1.2	Members may recall that, at your meeting on 11 th December 2013, you granted a variation in hours of entertainment for the Seven-day Annual Entertainments Licence. The variation which was granted was for an extension in hours from 1.00 am to 2.00 am, for a period of 6 months, on Fridays, Saturdays and Bank Holidays.						
1.3	At the time of the initial application, the licensee had set out his rationale for the extension in hours. This included a need to compete with other venues operating to similar hours and patrons entering the premises later in the evening.						
1.4	A copy of the minute of your meeting of 11 th December, 2013 is attached at Appendix 1.						

2	Key Issues
2.1	<p>Objections</p> <p>No written representation has been lodged as a result of the public notices of the application.</p>
2.2	<p>PSNI</p> <p>The PSNI have been consulted regarding the premises and have confirmed they have no objections to the application. A copy of the PSNI correspondence is attached at Appendix 4.</p>

2.3	<p>Health, safety and welfare inspections</p> <p>In the last 12 months, two during performance inspections have been carried out by Officers from the Service. The two inspections revealed that the conditions of licence were being adhered to and that the management of the premises was satisfactory.</p>
2.4	<p>Noise issues</p> <p>The Environmental Protection Unit has confirmed that, since the Licence was renewed in 2012, they have received no complaints.</p>
2.5	<p>Licensee</p> <p>The applicant and/or his representative will be available to discuss any matters relating to the application should they arise during your meeting.</p>

3	Resource Implications
3.1	<p><u>Financial</u></p> <p>None.</p>
3.2	<p><u>Human Resources</u></p> <p>None.</p>
3.3	<p><u>Asset and Other Implications</u></p> <p>None.</p>

4	Equality and Good Relations Considerations
4.1	There are no equality or good relations issues.

5	Recommendations
5.1	<p>Taking into account the information presented and any representations received you are required to consider the application for the renewal of this Licence and to review the hours during which entertainment may be provided, granted at your meeting on 11th December 2013, and to:</p> <ol style="list-style-type: none"> 1. approve the application for renewal with the extended hours during which entertainment may be provided to 2.00 am the following morning, or 2. approve the application with special conditions; in addition to the standard conditions, or 3. refuse the application for renewal of the licence.
5.2	<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>

6	Decision Tracking
<p>If the application is granted, the applicant will be sent a copy of the Licence within 7 days of the Council decision. The person responsible for this action is Trevor Martin, Head of Building Control.</p> <p>If the application is refused, or special conditions are attached to the Licence, the applicant will be advised in writing within 7 days of his right to appeal the Council's decision within 21 days of notification of that decision to the County Court. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executive's Department.</p>	

7	Documents Attached
<p>Appendix 1 - Minutes of the Licensing Committee meeting of 11th December 2013</p> <p>Appendix 2 - Application form</p> <p>Appendix 3 - Location map</p> <p>Appendix 4 - PSNI comments</p>	

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Extract of Minutes of Meeting of 11th December 2013

Application for the Variation of a Seven-day Annual Entertainments Licence – Errigle Inn, 312-320 Ormeau Road

The Committee was advised that an application had been received for the variation of a Seven-day Annual Indoor Entertainments Licence in respect of the above-mentioned premises. The Head of Building Control reported that, whilst the premises were licensed currently to provide entertainment from Monday to Saturday till 1.00 a.m. and on a Sunday till midnight, it was offered primarily on Thursday, Friday and Saturday nights and took the form of either a DJ or a live band. The variation had been sought to enable the premises to operate from Monday to Saturday till 2.00 a.m., which would permit it to compete with other venues which operated till that time. The applicant had confirmed that, should it be granted, it was the intention that entertainment would be provided on Thursday, Friday and Saturday nights and that the remaining three nights would be used for special occasions only.

The Head of Building Control informed the Members that no written representations had been received in relation to the application and that the Police Service of Northern Ireland had not objected. Since the current Entertainments Licence had been renewed, officers of the Building Control Service had conducted two inspections of the premises whilst entertainment had been taking place, neither of which had given rise to any issues. In addition, the Council's Environmental Protection Unit had received no complaints over the course of the past year.

He highlighted the location of the Errigle Inn in relation to residential properties in the area and pointed out that the Committee had, in the past, refused to vary Entertainments Licences for premises outside the City centre to enable them to offer entertainment beyond 1.00 a.m., due to the potential for noise disturbance and the fact that no other establishments in the area were permitted to operate till a later time. However, it had agreed more recently, at its meetings on 21st August and 20th November, to vary Entertainments Licences for two premises outside the City centre to enable entertainment to take place till 2.00 a.m. on a limited number of nights. Those decisions had taken into account the representations which had been made by the applicants regarding the unique nature of their premises and the need to ensure that local residents were not adversely affected by undue noise disturbance.

The Committee agreed that it would be beneficial to obtain from the applicant further information on the proposed variation and, accordingly, Mr. P. McGurran was admitted to the meeting.

Mr. McGurran informed the Members that he was seeking to provide entertainment in the Errigle Inn till 2.00 a.m. in order to enable it to enhance its service for tourists and also patrons attending venues such as the Ravenhill Rugby Ground. That, in turn, would permit it to compete commercially with other premises in the City which operated beyond 1.00 a.m. and would create additional employment. He reviewed the arrangements which were in place currently to address any issues which were raised by residents regarding the operation of premises and confirmed that, should the Committee agree to vary his Licence, they would be extended to include the additional hours.

In response to a question from a Member, he confirmed that he would be agreeable to the variation being granted initially for Friday and Saturday nights and for a trial period and requested that the Committee give consideration to including within the variation a number of Bank Holidays which fell outside those days.

Mr. McGurran was thanked for being in attendance and he left the meeting.

After discussion, it was

Moved by Councillor Attwood,
Seconded by Councillor Ó Donnghaile and

Resolved – That the Committee, in its capacity as Licensing Authority, agrees to grant, for a period of six months, a variation of a Seven-day Annual Indoor Entertainments Licence in respect of the Errigle Inn, 312-320 Ormeau Road, with entertainment being permitted to take place till 2.00 a.m. on Friday and Saturday nights and on Bank Holidays.

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BALLYNAFEIG

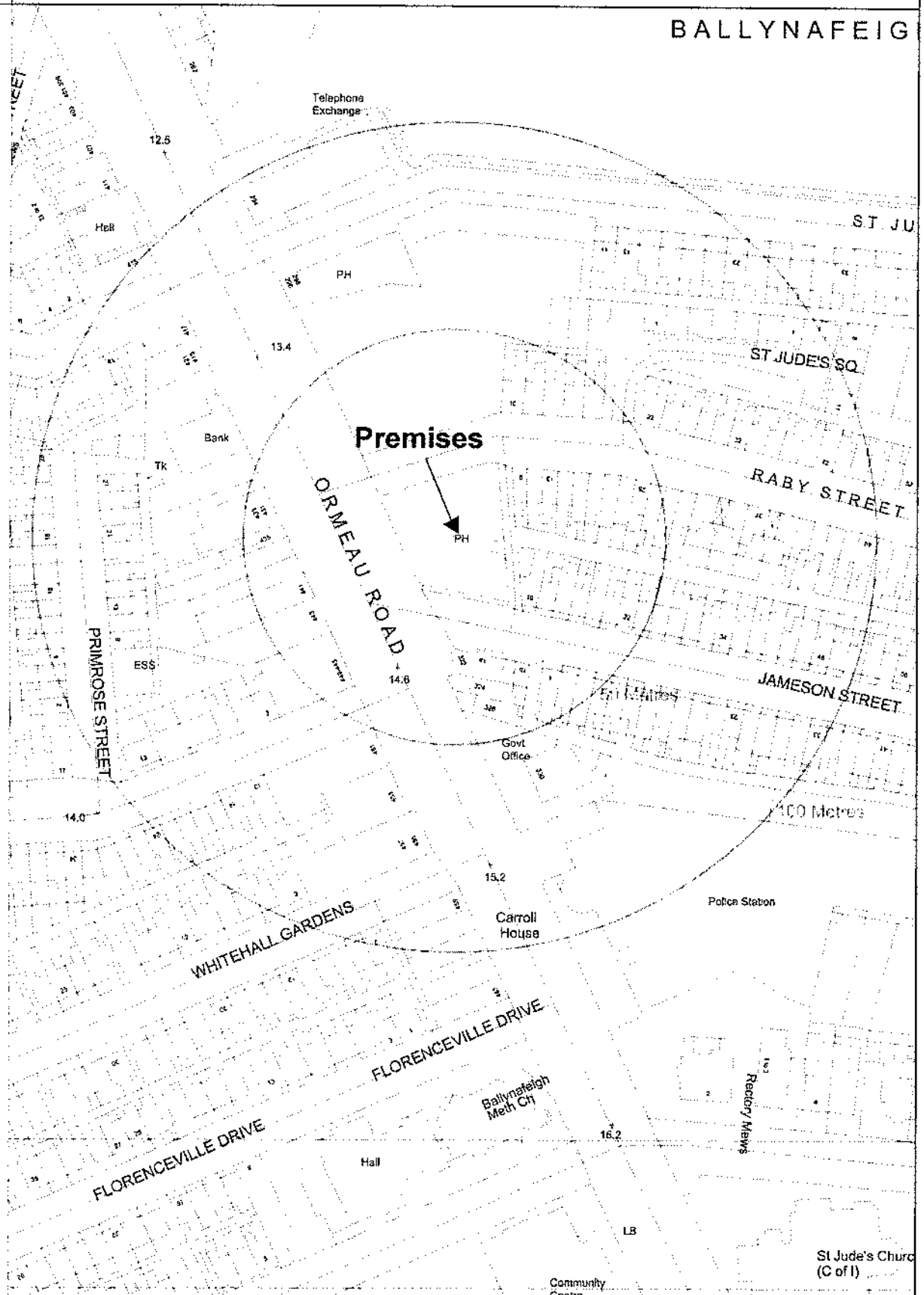


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DRAWN BY	A McCarten
DATE	02/12/2013

The Errigle Inn
312-320 Ormeau Road

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Personal, Professional, Protective Policing



Patrick Cunningham
Health & Environmental Services Department,
Building Control,
Belfast City Council,
5th Floor,
9 Lanyon Place,
Belfast,
BT1 3LP

6th August 2014

Dear Mr Cunningham,

Re: Application for the variation of an Entertainments Licence for The Errigle Inn, 312 to 320 Ormeau Road, Belfast.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985: LICENSING OF PLACES OF ENTERTAINMENT

I refer to the above application for variation and I can confirm that Police have no objections.

Yours faithfully

A handwritten signature in black ink, appearing to be 'JG', with a long horizontal line extending to the right.

John Guinness
Licensing Officer, Musgrave Station, Belfast

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Belfast City Council

Report to:	Licensing Committee
Subject:	Revocation of a Stationary Street Trading Licence – Berry Street
Date:	20 th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext 2435

1	Relevant Background Information
1.1	Committee is reminded that, at your meeting on 18 th June, you considered the revocation of a Stationary Street Trading Licence previously granted to Miss Monika Szczesna to sell hand crafts, e-cigarettes, e-cigarette accessories and refills, seasonal accessories (Christmas, Easter, Halloween, etc.) leather goods and jewellery from Monday to Sunday from a traditional market stall in Berry Street.
1.2	The Committee, having considered the matter, agreed, in its capacity as Licensing Authority, that it was minded to revoke the Licence, as it was satisfied that the licence holder had, without reasonable explanation, failed to pay any fees or charges due to the Council pursuant to Section 10 (1) (f) and has, without reasonable excuse, failed to avail herself to a reasonable extent of her Licence pursuant to Section 10 (1) (c) of the Street Trading Act (N.I.) 2001.
1.3	As a consequence of that decision, Miss Szczesna was notified of the Committee's decision and was informed that she would be permitted to make personal and written representation to Committee regarding this.
1.4	No representation has been received.
1.5	At the time of writing this report, no payments have been made and the debt, which remains outstanding, is £423.75

2	Key Issues
2.1	Miss Szczesna has been invited to appear before the Committee and make a brief presentation and to answer any questions from Members. To date, she has not confirmed that she will be attending but you are required to hear from her should she do so.

3	Resource Implications
3.1	<p><u>Financial</u></p> <p>If the licence is revoked, there will be the potential loss of an annual Licence Fee of £1,017. The outstanding debt will be recovered.</p>

3.2	<u>Human Resources</u> None
3.3	<u>Asset and other Implications</u> None

4	Equality and Good Relations Considerations
4.1	There are no equality or good relations issues.

5	Recommendation
5.1	<p>Taking into account the information presented and after considering Miss Szczesna representation, you are required to either:</p> <ol style="list-style-type: none"> 1. Affirm your decision of 18th June and revoke the Street Trading Licence, or 2. Reverse your decision of 18th June and decide not to revoke the Street Trading Licence in order to allow Miss Szczesna the opportunity to pay off the debt.
5.2	If the Committee decides not to revoke the Licence, Members are asked to consider making it a requirement upon renewal that Miss Szczesna must pay her Licence fee in full, instead of the current Council policy of offering any applicant the opportunity to pay their fee over the term of the licence, and that any subsequent licence must be renewed annually.
5.3	If the Licence is revoked, the licensee may appeal the Council's decision within 21 days of notification of that decision to the Magistrates' Court. If an appeal is lodged the Licensee may continue to operate under the terms of the existing Licence until such times as the Court make a determination in relation to the appeal.

6	Decision Tracking
<p>If you affirm your decision and revoke the Licence, the Licensee will be advised in writing within 7 days of their right of appeal regarding this decision. The person responsible for this action is Henry Downey, Democratic Services Officer.</p>	



Belfast City Council

Report to:	Licensing Committee
Subject:	Revocation of a Mobile Street Trading Licence – Malone/Ormeau/Skegoneill/Windsor
Date:	20th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext 2435

1	Relevant Background Information
1.1	The Committee is reminded that, at your meeting of 18th June 2014, you agreed to defer consideration, for a period of two months, of the revocation of a Mobile Street Trading Licence previously granted to Mr Terry Horner for the sale of ice cream, confectionery and non-alcoholic beverages which allows him to trade from Monday to Sunday in the Ormeau, Malone, Windsor and Skegoneill areas of the City.
1.2	The two month deferral was to enable Mr Horner to complete the payment of the arrears on the Mobile Street Trading Licence fee.

2	Key Issues
2.1	Members are advised that Mr Horner has now paid his outstanding debt.
2.2	Mr Horner has been invited to appear before Committee should you be so minded to hear from him.

3	Resource Implications
3.1	<u>Financial</u> If the licence is revoked, there will be the potential loss of an annual Licence Fee of £882.
3.2	<u>Human Resources</u> None
3.3	<u>Asset and other Implications</u> None

4	Equality and Good Relations Considerations
4.1	There are no equality or good relations issues.

5	Recommendations
5.1	<p>Taking into account the information presented and after considering any representation received, you are required to make a decision to either:</p> <ol style="list-style-type: none"> 1. affirm your decision of 19th March and revoke the Street Trading Licence, or 2. reverse your decision of 19th March and decide not to revoke the Street Trading Licence, as Mr Horner has taken the opportunity to pay off the debt.
5.2	<p>If the Committee decides not to revoke the Licence, Members are asked to consider making it a requirement upon renewal that Mr Horner must pay his Licence fee in full, instead of the current Council policy of offering any applicant the opportunity to pay their fee over the term of the licence, and that any subsequent licence must be renewed annually.</p>
5.3	<p>If the licence is revoked, the licensee may appeal the Council's decision within 21 days of notification of that decision to the Magistrates' Court. If an appeal is lodged the Licensee may continue to operate under the terms of the existing licence until such times as the Court make a determination in relation to the appeal.</p>

6	Decision Tracking
	<p>If you confirm your decision and revoke the licence, the Licensee will be advised in writing within 7 days of their right of appeal regarding this decision. The person responsible for this action is Henry Downey, Democratic Services Officer.</p>

Agenda Item 2h

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Belfast City Council

Report to: Licensing Committee

Subject: **Application for the Grant of a Sex Establishment Licence –
2-8 Gresham Street**

Date: 20th August, 2014

Reporting Officer: Trevor Martin, Head of Building Control, ext. 2450

Contact Officer: Stephen Hewitt, Building Control Manager, ext. 2435

1	Relevant Background Information						
1.1	<p>An application was received on 13th February 2014 from Mr Brian Hope for the grant of a Sex Establishment Licence under Article 4, Schedule 2 of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985.</p> <table border="0" data-bbox="252 1171 1141 1272"> <thead> <tr> <th data-bbox="252 1171 582 1205">Premises and Location</th> <th data-bbox="651 1171 767 1205">Ref. No.</th> <th data-bbox="959 1171 1098 1205">Applicant</th> </tr> </thead> <tbody> <tr> <td data-bbox="252 1205 582 1272">2-8 Gresham Street Belfast, BT1</td> <td data-bbox="651 1205 834 1238">WK/2014/0116</td> <td data-bbox="946 1205 1141 1238">Mr Brian Hope</td> </tr> </tbody> </table>	Premises and Location	Ref. No.	Applicant	2-8 Gresham Street Belfast, BT1	WK/2014/0116	Mr Brian Hope
Premises and Location	Ref. No.	Applicant					
2-8 Gresham Street Belfast, BT1	WK/2014/0116	Mr Brian Hope					
1.2	<p>The applicant has previously applied for a Sex Establishment Licence for 2 Gresham Street. The property at 4-8 Gresham Street was formerly occupied as Miss Behavin' Ltd.</p>						

2	Key Issues
2.1	<p>Members are reminded that the Licensing Committee is responsible for determining all applications relating to the grant of Sex Establishment Licences.</p>
	<p>Representations</p>
2.2	<p>Public notices of the application were placed in three newspapers and no objections were received either within the 28 day statutory period or subsequently.</p>
2.3	<p>A notice of the application was also attached to the premise, as required by the Order, and no objections were received as a result of this either.</p>
	<p>PSNI</p>
2.4	<p>At the time of writing this report, a response from the police in relation to the application is outstanding.</p>
2.5	<p>The Licensing Committee is responsible for considering all applications in relation to the grant of sex shop licences.</p>

3	Resource Implications
3.1	<u>Financial</u> None.
3.2	<u>Human Resources</u> None.
3.3	<u>Asset and Other Implications</u> None.

4	Equality and Good Relations Considerations
4.1	There are no equality or good relations issues.

5	Recommendation
5.1	The Committee is requested to agree that a special meeting be held to consider the application and to receive the applicant, and/or their representatives.

6	Decision Tracking
Once the date for the Special Meeting is arranged, all relevant parties will be notified of that meeting and the procedure that applies. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executive's Department.	



Belfast City Council

Report to:	Licensing Committee
Subject:	Review of Procedures Governing the Licensing Committee
Date:	20 th August, 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext 2435

1	Relevant Background Information
1.1	Members may recall that, at your meeting on 22 nd January, the Committee endorsed the need for a protocol as a guide for this Committee in exercising its functions. The Committee agreed that the consultation document be referred to the Political Parties on the Council for consideration and noted that any comments would be incorporated into a revised document for submission to a future meeting.
1.2	A copy of the minute of that meeting is attached at Appendix 1.

2	Key Issues
2.1	Officers from Building Control and Legal Services met subsequently with each of the Political Parties to discuss the protocol and the procedures governing the operation of the Committee. Summary of feedback on operating protocols for the Licensing Committee <i>a) <u>Applicants and objectors to hear each other's representations</u></i>
2.2	There was general agreement from all Parties that it would be appropriate to allow both applicants and objectors to be present whilst representations were being made in relation to licensing applications. This will enable both parties to hear everything that is said by the other in relation to the application and leave the Council in a stronger position to resist any potential legal challenge relating to the transparency of our decision making process. However, it is not intended that either party is present during the decision making process. Additionally, parties must remain silent when the other side is presenting and cannot engage in cross questioning of each other or the Committee.
2.3	Whilst it is recognised that this is a departure from the Council's current procedure of holding its Committee Meetings 'in camera', Members were generally content that this system could be introduced given that it will be a requirement that all Council and Committee meetings are open to the public after 31st March, 2015.

2.4	Some concerns were raised in connection with possible unfair pressure being placed on objectors either through 'force of arms' i.e. objectors who are mostly residents being intimidated by applicants' legal teams or residents' fear of exposing themselves to coercion. Whilst the former may be a consequence of the process, the latter can be taken care of by permitting the Chairman the right when there is demonstrable evidence of concern, and advised by officers, to revert to 'in camera' meetings.
2.5	Members queried how the process would be managed and felt it would be important that guidelines are drawn up to manage 'open' meetings generally and deal with matters such as ensuring order is maintained, preventing cross examination taking place between parties, determining the number of people that may attend for each party, etc. and to examine if there should be scope for rebuttal presentations to be made.
b) <u>Representations to Committee</u>	
2.6	There was agreement from Members on the need to ensure that the Committee is presented with better information from officers, applicants and objectors and that any contentious matters are clarified before the meeting. Early information from both parties means that officers have an opportunity to verify any statement made by either side or research any assertions or allegations in advance of the Meeting.
2.7	The idea of each party providing a prepared statement in advance of the meeting which would then be read out, or used as a basis for, presentation at Committee was discussed at Party briefings. These statements would be supplied to both parties along with any other supporting information in advance so that everyone is fully informed of the matters under discussion prior to the meeting. As with item 2.5 if deemed necessary measures will be taken to ensure anonymity of statements where there might be a risk of coercion or intimidation.
2.8	Generally Members saw merit in this proposal as they have concerns about the time taken by some applicants and objectors in making representation to Committee. A prepared statement forming the basis of the representations means everyone is fully cognisant of the matters under discussion, will speed the process for those making representations and focus the Committee Meeting directly on relevant matters only.
2.9	Some Members were uneasy about those making representations only being permitted to read out their prepared statement at Committee and not being allowed to depart from this if necessary so we intend to incorporate some degree of flexibility where it appears that the circumstances warrant it, and/or under legal advice from officers.
2.10	Discussion also took place about dealing with information that was submitted by parties just prior to Committee taking place including information which was circulated to Members by either party without the knowledge of officers.
2.11	All Members agreed that this was unacceptable as it put the other party concerned at a disadvantage and did not provide officers with sufficient time to verify or investigate any evidence submitted. Whilst all late submissions could not be ruled out it was suggested that all information, whether late or otherwise, must be tabled through the officers to ensure fairness, transparency and underpin the legal robustness of the process.
c) <u>Role of Committee Chairman</u>	
2.12	It was recognised that the Chairman is key to ensuring that all evidence is forthcoming, all issues are clarified and that matters are fully debated before any decision is made. The principle is that decisions made in the absence of information or those in which relevant considerations have not been taken into account are susceptible to intervention by the courts either on appeal or through judicial review.

2.13	<p>Whilst acknowledging that there are rules under the Council's Standing Orders generally all Elected Members expressed the desire that the Meetings have a better structure. They endorsed the idea of the Chairman being robust in exercising control within the Committee and acknowledged that clearer guidelines would lead to more efficient and effective meetings.</p> <p>d) <u>Legal advice</u></p>
2.14	<p>The final section of the protocol reaffirms the availability of legal advice to the Committee in making decisions and underscores the requirement for this to be properly considered before any decision is taken.</p>
2.15	<p>Members acknowledged the importance of being able to avail of legal advice at Committee meetings.</p>

3	Resource Implications
3.1	<p><u>Financial</u> None.</p>
3.2	<p><u>Human Resources</u> None</p>
3.3	<p><u>Assets and other Implications</u> None</p>

4	Equality Implications
4.1	<p>There are no equality and good relations issues.</p>

5	Recommendations
5.1	<p>Based on discussions at the Party briefings, Members are asked to confirm that the content of this report is a fair reflection of their views and that Officers should now proceed to develop detailed proposals that will include guidelines on matters including:</p> <ul style="list-style-type: none"> (i) arranging, making provision for and managing the meetings (ii) rules on submission of representations to Council (iii) rules on exchange of submissions between relevant parties (iv) guidance on the role of the Chairman
5.2	<p>Given that the governance arrangements for the new Council and its Committees are under review as part of the Local Government Reform process, the foregoing issues and those regarding the role of Members of Committee generally must be taken into account in the drafting of these guidelines. As this is not a delegated power, any recommendation must go to full Council for ratification. Additionally, a report will also be brought to the appropriate Transition Committee.</p>
5.3	<p>Members are asked to note that the outworking of the wider governance review may cause some delay with the formulation of the final protocol document.</p>

6	Documents attached
<p>Appendix 1 – Minute of meeting</p> <p>Appendix 2 - Draft Protocol Document and Counsel Opinion (restricted)</p>	

Extract of Minutes of Meeting of 22nd January, 2014

Review of Procedures Governing the Licensing Committee

The Committee was reminded that, at its meeting on 20th November, it had agreed at the request of a Member that a report be submitted to its meeting in January on the feasibility of amending the procedures governing the operation of the Committee to allow for both applicants and objectors to be present whilst representations were being made in relation to licensing applications.

The Head of Building Control reported that the Licensing Committee had, since 2007, operated under the delegated authority of the Council. He explained that there had, since that time, been only a limited number of occasions on which the decisions taken by the Licensing Committee had elicited criticism and, therefore, it was the view of the Town Solicitor that it should continue to operate in its current format. However, he had advocated the development of an appropriate protocol in order to offer guidance around the operation of the Committee and strengthen the decision-making process. Accordingly, the Head of Building Control submitted for the Committee's consideration a draft protocol which had been formulated by the Town Solicitor in consultation with Senior Counsel. He provided an overview of the document, which sought to address four main areas, namely, the role of the Chairman, the making of representations, integrity and transparency and the provision of legal advice.

After discussion, during which the Head of Building Control undertook to incorporate a suggested amendment into that part of the document relating to the making of representations, the Committee endorsed the need for the protocol, as outlined. The Committee agreed that the consultation document be referred to the Political Parties on the Council for consideration and noted that any comments would be incorporated into a revised document for submission to a future meeting.

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Belfast City Council

Report to:	Licensing Committee
Subject:	Alcohol Misuse/Consumption on Buses and Proposed Measures for Entertainments Events
Date:	20 th August 2014
Reporting Officer:	Trevor Martin, Head of Building Control, ext. 2450
Contact Officer:	Stephen Hewitt, Building Control Manager, ext. 2435

1	Relevant Background Information
1.1	Members are reminded that, at your meeting on 16 th April, you received representation from Mr Robert Fitzpatrick, Chief Executive of the Odyssey Trust Company, and Mr Adrian Doyle, General Manager, Odyssey Arena, regarding the Hardwell concert which took place in the Odyssey Complex on 7 th February this year. Members will recall that a major incident was declared following large numbers of young people turning up at the venue having misused alcohol. Mr Fitzpatrick wanted to discuss the incident and to explore how we might work together to try and tackle the wider and long running societal problems of alcohol abuse in N. Ireland.
1.2	Members will also recall that similar problems were encountered on the final night of last year's Tennents Vital at the Avicii concert when there were incidents of anti-social behaviour mainly caused by young patrons attending the event by bus/coach.
1.3	In both events, many of those attending by bus/coach arrived already intoxicated having 'pre-loaded' with alcohol on their journey. Some of those attending also had made considerable journeys spending lengthy periods on the bus.
1.4	Whilst it is against the law to consume alcohol on coaches it is widely acknowledged that this is difficult for both operators and the PSNI to enforce. The other related problem is the ready availability of alcohol to young people attending these events and there is a need to assist in the work that is being done to address this.
1.5	Following April's meeting you agreed that a report be submitted to a future meeting providing further details on the extent of that work, including advice around the consumption of alcohol on buses, and outlining ways in which the Council could coordinate the work.

2	Key Issues
2.1	The issue of people arriving at events for entertainments having consumed excessive alcohol is a widespread and persistent problem. Whilst it is exceptionally difficult to control and neither

	<p>the legal responsibility of the venue owner/licensee or the Council we all invariably are involved in the subsequent fallout. We therefore all need to look at working together to tackle the problem, to protect the people abusing alcohol, to ensure people living in the area of the event are not inconvenienced and to ensure the event runs safely for everyone.</p>
2.2	<p>To that end, primarily officers have been in close contact the Roads Division and their Vehicle Policy Branch within DOE to establish the current law relating to this issue. These details, including interventions by various Ministers can be found in Appendix 1.</p>
2.3	<p>Essentially the Vehicle Policy Branch is responsible for vehicle safety, regulation and bus operator licences. Last year they conducted a consultation on proposals for a new licensing regime to include more powers for them to deal with vehicle regulation, such as the conduct of operators to ensure that no alcohol is consumed on board their buses.</p>
2.4	<p>Discussions with the Vehicle Policy Branch centred on how we could work with them to prevent or reduce the ability of patrons to consume alcohol en route to a concert. Building Control has suggested utilising the upcoming Tennents Vital event as an ideal test case for a joint operation.</p>
2.5	<p>Several meetings have been held to discuss a campaign to raise awareness on the dangers of consuming alcohol on buses and a potential enforcement operation to support the campaign. The Vehicle Policy Branch has a member database of approximately 285 bus operators who will be the main target of the campaign.</p>
2.6	<p>In addition to consulting with the main enforcing authority Officers also set up a working group to examine the Tennents Vital event of last year and, in the longer term, to look at any indoor or outdoor concert which might be of concern. The group included:</p> <ul style="list-style-type: none"> ▪ Belfast City Council <ul style="list-style-type: none"> ○ Building Control ○ Communications ○ Community Safety ▪ DOE Roads Division, Vehicle Policy Branch ▪ PSNI ▪ Federation of Passenger Transport ▪ Translink (Metro / Ulsterbus / Rail Operations) ▪ MCD Promotions ▪ EventSec ▪ Dr Aisling Diamond ▪ Tennents ▪ Drinkaware ▪ Pubs Of Ulster ▪ Police Community Safety Partnership's (PCSP's)
2.7	<p>A full resume of the lessons learned at those meetings is contained in Appendix 2 of this report.</p>
2.8	<p>Learning from those lessons and wider experiences it was thought useful to try to establish measures and test their viability in tackling the issues. Meetings have been held in preparation for this year's Tennents Vital which have been very productive in identifying some short term measures that will be put in place for this event and also how the group could work together to help address the issue in the absence of robust legislation to tackle the problem.</p>
2.9	<p>The group has agreed a number of actions to be completed specifically in connection with the upcoming Tennents Vital event being held on the 21st and 24th August. Full details of those measures including the accompanying documents are contained in Appendix 3.</p>
2.10	<p>It is the intention that the working group would be replicated for any similar future event in Belfast and indeed across the province and any future campaign. It is also the intention that</p>

	<p>this type of campaign would be used for any indoor concert event, such as those held at the Odyssey complex. However, a campaign would only be proposed, if required and at the agreement of any promoter and organiser.</p>
2.11	<p>The Building Control Service will lead a review of these measures with the working group to judge their effectiveness. Any improvements or lessons learned will be incorporated into any future campaign.</p>

3	Resource Implications
3.1	<p><u>Financial</u> None. Current budgets will cater for officers coordinating and attending meetings for the campaign and in providing the use of Council billboards for advertising space.</p>
3.2	<p><u>Human Resources</u> None.</p>
3.3	<p><u>Asset and Other Implications</u> None.</p>

4	Equality and Good Relations Considerations
4.1	<p>There are no equality or good relations issues.</p>

5	Recommendation
5.1	<p>Taking into account the information presented, the Committee is requested to endorse the campaign and provide any advice or feedback on how it could be further promoted.</p>

6	Documents Attached
	<p>Appendix 1 - Law in Relation to Consumption of Alcohol on Public Transport Vehicles Appendix 2 - Lessons Learnt from Tennents Vital 2013 Appendix 3 - Measures put in place for Tennents Vital 2014</p>

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**Vehicle Policy Branch – Press release
DOE Road Safety & Vehicle Regulation Division**

Lyle Bailie

Planning a big night out or going to an event

Drinking alcohol on a bus is illegal!

Not only is it unsafe and distracting for the driver.....

But if you are caught you could be hit with a fine of up to £1,000

And that's nothing to celebrate!

Remember – the road is no place to party

From DOE

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Belfast City Council

Report to: Licensing Committee

Subject: **Guidance Document on Outdoor Events**

Date: 20th August, 2014

Reporting Officer: Trevor Martin, Head of Building Control, ext 2450

Contact Officer: Stephen Hewitt, Building Control Manager, ext 2435

1	Relevant Background Information
1.1	Members will recall that, at your meeting on 16 th April, you requested that the Service prepare a draft Outdoor Events Policy for consideration following a series of Party Briefings in March of this year.
1.2	In drafting the document, we have consulted with various agencies such as the PSNI, DRD Roads Service, Northern Ireland Fire and Rescue Service and Northern Ireland Ambulance Service. Officers of the Environmental Protection Unit and Night Time Noise Team have also been consulted regarding noise levels at various outdoor sites.
1.3	Importantly, to ensure that proposals are practical and realistic, Officers have also engaged with various promoters that regularly host events in Belfast on an annual basis.
1.4	Another factor considered has been the nature and extent of any objection or cause for complaint associated with events held on a particular site to date and the likely impact that entertainment will have on the surrounding neighbourhood.
1.5	It is intended that the proposed policy will simplify the current process for dealing with applications for outdoor entertainment, assist the Committee in its decision-making, balance the needs of the wider community with those living in the immediate vicinity and provide guidance which will enable licensees and promoters to plan for events more effectively.
1.6	Through the development work we have undertaken it has become clear that what we have been referring to as a policy should more appropriately be deemed as a guidance document. Developing a Council policy requires us to undertake extensive public consultation and will result in a protracted process that will delay the document unnecessarily.
2	Key Issues
2.1	The primary aim in the development of the document has been to identify a range of outdoor concert venues of varying sizes which promoters can refer to if they are planning an event. This document will also outline how frequently a venue can be used, when the entertainment must finish and what, if any, other restrictions there may be relating to the use of the site.

2.2	If all these sites are pre-approved by Committee then an applicant can book an act well in advance secure in the knowledge that the site for the event will be licensed for the days and hours required.
2.3	The proposed guidance document will include a spreadsheet of venues and an associated map showing their location. For each site there is also an assessment sheet providing information about that site. The spreadsheet will be updated and amended as the guidance document is developed and implemented through the Committee process.
2.4	The spreadsheet also identifies venues that do not currently have an Entertainments Licence in place but which have potential to be used as a venue for certain types of event.
2.5	These mainly consist of venues owned by the Council's Parks and Leisure Department. Officers of the Service have liaised extensively with Officers of the Department whilst developing the guidance and it has been confirmed that events held at these venues in recent years did not require an Entertainments Licence and were unlikely to do so in the foreseeable future.
2.6	The Parks and Leisure Department has also advised that whilst it may be advantageous to increase the number of sites licensed for entertainment purposes it is not considered economically viable to spend money on a licence which may never be utilised.
2.7	Members are advised that this will not prevent a site from being used by prospective promoters as long as an appropriate application is made within the required timeframe to enable Committee to consider it.
2.8	As part of the discussions with Parks and Leisure we have also helped them to improve how they manage their licence applications thereby identifying considerable costs and efficiency savings; particularly in relation to advertising costs.
2.9	As well as a mechanism to facilitate applications for venues which are not licensed, there will also be guidance on how to deal with requests for additional events when the prescribed quota for the number at a venue has already been reached.
2.10	Other venues may wish to apply for an Outdoor Entertainments Licence and can be added to the guidance information in due course.
2.11	Discussions at post event meetings will afford organisers and promoters the opportunity to comment on the guidance documents. This can be reported to Committee to enable you to make any necessary amendments required to refine and complete the guidance documentation.
2.12	It is proposed that the guidance and supporting documents will be available online for prospective promoters and organisers wishing to hold events in Belfast.
2.13	Copies of the draft guidance document, the revised spreadsheet, associated location map and proposed assessment sheets are appended to this report for your information.
	Consideration of Assessment Sheets
2.14	In order to populate the spreadsheet of outdoor sites each must be considered by Committee in turn as the licence for the site falls due for renewal.
2.15	A number of applications to renew Outdoor Licences are currently pending and are held subject to consideration at your meeting of the assessment sheet for each of them. If Members are content with the format and relevant information provided on each assessment sheet the licence will be renewed, as provided for in the Council's Scheme of Delegation, as none are the subject of objections. The spreadsheet of outdoor venues will then be updated and the assessment sheets will be incorporated into the guidance documentation.

2.16	<p>The assessment sheets you are asked to consider are attached as appendices to this report and relate to the following:</p> <p><u>Department of Social Development (DSD)</u></p> <ol style="list-style-type: none"> 1. Custom House Square 2. Writers Square 3. Cotton Court 4. Donegall Quay, Lagan Lookout & Lagan Weir 5. Bank Square <p><u>Parks & Leisure Department</u></p> <ol style="list-style-type: none"> 1. Boucher Road Playing Fields 2. Falls Park 3. Ormeau Park 4. Botanic Gardens 5. Woodvale Park 6. Waterworks Park 7. Alexandra Park 8. Cathedral Gardens 9. Grove Playing Fields <p><u>Others</u></p> <ol style="list-style-type: none"> 1. Holy Cross Boys Primary School – Brookfield Street
2.17	<p>Members may recall that applications to renew the Outdoor licences for Boucher Road Playing Fields and Custom House Square were granted at your meeting of the 18th June.</p>
2.18	<p>As reported to the Committee at your meeting of the 16th April 2014 the promoters who hold events in Custom House Square have advised the Service that they would not be keen to hold them in another location, particularly those which are now regular events on the social calendar and synonymous with the venue.</p>
2.19	<p>Officers of the Service are endeavouring to identify suitable alternative venues within the City Centre and will liaise with the Council's Events Unit as part of this process. The matter is also being discussed with perspective promoters to look at viable alternative sites.</p>
2.20	<p>Two other venues, namely Drumglass Park and Holy Cross Boys School, are being presented to you for consideration in separate reports at this meeting. If Members are minded to grant these Licences they will then also be added to the spreadsheet and their assessment sheets will be incorporated into the guidance documentation.</p>
2.21	<p>It is envisaged that the Guidance will be fully implemented next year and as a result we propose to present further updates over the coming months as various Outdoor Licences fall due for renewal.</p>
2.22	<p>Attached to this report for approval are the proposed Assessment Sheets for the abovementioned venues which will be included with the Guidance Document on Outdoor Events.</p>
	<p>Other points for consideration</p>
2.23	<p>How to make areas remote from the city centre more appealing Promoters have advised the Service that venues such as Giants Park are not an attractive or viable location for them. However we will continue to work with the relevant Department to consider if any improvements could be made to address this issue.</p>

2.24 2.25 2.26 2.27 2.28	<p>Informing residents of events</p> <p>Officers of the Parks and Leisure Department have agreed that they will now notify all local residents of an event, if it is considered to be significant in size, which is being held within a Parks and Leisure venue.</p> <p>The Building Control Service has also included another article in the summer edition of City Matters magazine in order to raise awareness about proposed outdoor events being held in Belfast.</p> <p>Officers will also notify Members and local Community Groups about major events in their area.</p> <p>Local Government Reform</p> <p>Officers of the Service are currently liaising with Lisburn and Castlereagh Councils to identify any potential outdoor sites that will be transferring to Belfast. If necessary these will be placed before you next year for consideration and inclusion with the guidance accordingly.</p> <p>It is also the case that a number of sites currently licensed by the DSD, including Custom House Square, will be transferring to Belfast as part of the Reform process.</p>
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3	Resource Implications
3.1	<p><u>Financial</u> This provision will be catered for within existing budgets.</p>
3.2	<p><u>Human Resources</u> None</p>
3.3	<p><u>Assets and other Implications</u> None</p>

4	Equality and Good Relations Implications
4.1	There are no equality and good relations issues.

5	Recommendations
5.1	<p>The Committee is requested to consider the information presented and agree, with amendments if necessary:</p> <ol style="list-style-type: none"> 1. The Guidance Document on Outdoor Events 2. Any/all of the attached assessment Sheets for Outdoor Entertainment venues.

6	Documents attached
	<p>Appendix 1 - Draft Guidance Document on Outdoor Events</p> <p>Appendix 2 - Assessment Sheets for DSD venues</p> <p>Appendix 3 - Assessment Sheets for Parks and Leisure venues</p> <p>Appendix 4 - Assessment Sheet for Holy Cross Primary School</p> <p>Appendix 5 - Revised spreadsheet listing all Outdoor venues</p> <p>Appendix 6 - Revised map of the venues</p>

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