

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



**Belfast
City Council**

MEETING OF LICENSING COMMITTEE

Dear Alderman/Councillor,

The above-named Committee will meet in the Lavery Room - City Hall on Wednesday, 11th December, 2019 at 5.00 pm, for the transaction of the business noted below.

You are requested to attend.

Yours faithfully,

SUZANNE WYLIE

Chief Executive

AGENDA:

1. **Routine Matters**

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

2. **Delegated Matters**

- (a) Applications Issued Under Delegated Authority (Pages 1 - 4)
- (b) Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for the Wellington Park Hotel (Pages 5 - 24)
- (c) Application for the Variation of a 7-Day Annual Entertainments Licence for The Deer's Head - 3am (Pages 25 - 34)
- (d) Consideration of Designating Resolutions for Street Trading Sites (Pages 35 - 50)

(e) Houses in Multiple Occupation (HMO) Licenses Issued Under Delegated Authority (Pages 51 - 54)

3. **Non-Delegated Matters**

4. **Update on Institute of Licensing National Training Event (Pages 55 - 58)**



Subject:	Licences Issued Under Delegated Authority
Date:	11 December 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext. 2435
Contact Officer:	James Cunningham, Regulatory Services Manager, Ext. 3375

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

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

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

Key Issues

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

Premises and Location	Type of Application	Applicant
Belfast Indoor Bowls, 115 Milltown Road, Shaw's Bridge, Belfast, BT8	Renewal	Mr Kenneth Armstrong
Botanic Gardens Bowling Pavilion, College Park, Botanic Avenue, Belfast.	Renewal	Mr Ryan Black, Belfast City Council
Campbell College, Belmont Road, Belfast, BT4 2ND.	Renewal	Mr Wayne Harper
Castlereagh Presbyterian Church Hall, 79 Church Road, Belfast, BT6 9SA.	Renewal	Mr Trevor Busby
Cregagh Youth & Community Centre, Mount Merrion Avenue, Belfast, BT6 0FL.	Renewal	Ms Catherine Taggart, Belfast City Council
Crowne Plaza Hotel, 117 Milltown Road, Shaw's Bridge, Belfast, BT8 7XP.	Renewal & Variation	Mr Rajesh Rana, Andras House Ltd
Dan's Bar, 221-223 Springfield Road, Belfast, BT12 7DD.	Renewal	Ms Sinead Keenan, MMK (Belfast) Limited
Donegall Pass Community Centre, Apsley Street, Belfast, BT7 1BL.	Renewal	Ms Catherine Taggart, Belfast City Council
Empire Bar, 42 Botanic Avenue, Belfast, BT7 1JQ.	Renewal (Outdoor)	Mr Robert Davis, Wine Inns Ltd
Empire Bar, 42 Botanic Avenue, Belfast, BT7 1JQ.	Renewal (Indoor)	Mr Robert Davis, Wine Inns Ltd
Falls Bowling Pavilion, Falls Park, Falls Road, Belfast, BT12 6AN.	Renewal	Mr Ryan Black, Belfast City Council
Fountain Lane, 16-20 Fountain Street, Belfast, BT1 5ED.	Renewal & Transfer	Mr Paul Langsford, Clover Pubs NI No.2 Ltd.
John Hewitt Bar, 51 Donegall Street, Belfast, BT1 2FG.	Renewal	Mr David Moore
Kelly's Cellars Ltd, 32 Bank Street, Belfast, BT1 1HL.	Renewal (Outdoor)	Mr Kieran Uprichard, Kelly's Cellars Ltd
Kelly's Cellars Ltd, 32 Bank Street, Belfast, BT1 1HL.	Renewal (Indoor)	Ms Elizabeth Mulholland, Kelly's Cellars Ltd
Knock Golf Club, Summerfield, Upper Newtownards Road, Belfast, BT16 2QX.	Renewal	Ms Anne Armstrong, Knock Golf Club Ltd
Premises and Location	Type of Application	Applicant

Ligoniel Sports and Social Club, 186a Ligoniel Road, Belfast, BT14	Renewal	Mr James Sullivan
Nancy Mulligans Bar, 95-97 Castle Street, Belfast, BT1 1GJ.	Grant	Mr Sean Duffy, Walfrid Inns Ltd
Parlour Bar, 2-4 Elmwood Avenue, Belfast, BT9 6AY.	Renewal (Outdoor)	Mr Robert Davis, Wine Inns Ltd
Parlour Bar, 2-4 Elmwood Avenue, Belfast, BT9 6AY.	Renewal (Indoor)	Mr Robert Davis, Wine Inns Ltd
Pug Uglys, 21 Bedford Street, Belfast, BT2 7EJ.	Renewal	Mr Paul Langsford, Bedford Taverns Ltd
RAOB Headquarters Club & Institute, 17 Church Street, Belfast, BT1 1PG.	Renewal	Mr Tom McNaught
Royal British Legion, 13 Sandbrook Gardens, Belfast, BT4	Renewal	Mr George Roberts
Sandy Row Community Centre, Sandy Row, Belfast, BT12 5ET.	Renewal	Ms Catherine Taggart, Belfast City Council
Shankill Leisure Centre, 100 Shankill Road, Belfast, BT13 2BD.	Renewal	Mr Stephen Rosling, Greenwich Leisure Ltd
The Albany & Miel Et Moi, 701-703 Lisburn Road, Belfast, BT9	Renewal	Mr Michael Moreland, Calla House Ltd
The Bear and The Doll, 2-14 Little Donegall Street, Belfast, BT1 2JD.	Renewal	Mr Gareth Nethercott, Gracemount Enterprises Ltd
The Ivory Restaurant/Bar, House of Fraser, Unit 41 Victoria Square, Belfast, BT1 4QG.	Renewal	Mr Adam Stockman, Spirit Restaurants Ltd
Westbourne Supporters of Glentoran, 3 Solway Street, Belfast, BT4 1HL.	Renewal	Mr Curtis Harvey
Woodvale Park Bowling Pavilion, Woodvale Road, Belfast.	Grant	Mr Ryan Black, Belfast City Council

3.2

Under the terms of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 the following Entertainments Licences were issued since your last meeting. In each case the Licence holder has been convicted of an offence under the Order within five years of the application for a Licence being submitted to the Council, however each conviction has previously been considered by the Committee and delegated authority has only been exercised on the basis that:

- a) All safety, technical and managerial matters have been maintained in accordance with the terms, conditions and restrictions of the Entertainments Licence,
- b) There has been no recurrence of the breach for which the applicant was convicted, or any other offences have been committed,
- c) There are no representations in respect of the application.

Premises and Location	Type of Application	Applicant
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Chester Park Inn,
466-468 Antrim Road, Belfast.

Grant

Mr Eamon Diamond,
Chester Park Inn Ltd.

3.3

Under the terms of the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985 there were no Amusement Permits issued since your last meeting.

3.4

Under the terms of the Street Trading Act (Northern Ireland) 2001 there were no Street Trading Licences issued since your last meeting.

3.5

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

Location	Type of Activity	Date and Hours permitted	Applicant
Belfast City Centre	Christmas Lights Switch On	15 November 11.00 pm to 16 November 2019 11.00 pm	Belfast City Council

Financial & Resource Implications

3.6

None

Equality or Good Relations Implications/Rural Needs Assessment

3.7

There are no issues associated with this report.



Subject:	Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for the Wellington Park Hotel
Date:	11th December, 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext. 2435
Contact Officer:	Quintin Thompson, Senior Building Control Surveyor, Ext. 2570

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

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

1.0	Purpose of Report or Summary of main Issues				
1.1	<p>To consider an application for the Grant of a 7-Day Annual Outdoor Entertainments Licence based on the Council's Standard Conditions to provide outdoor musical entertainment.</p> <table style="width: 100%; border: none;"> <thead> <tr> <th style="text-align: left; width: 50%;">Premises and Locations</th> <th style="text-align: left;">Applicant</th> </tr> </thead> <tbody> <tr> <td style="vertical-align: top;">Wellington Park Hotel 19-21 Malone Road Belfast BT9 6RU</td> <td style="vertical-align: top;">Mr Felix Mooney Dunadry Development Company Ltd Wellington Park Hotel 19-21 Malone Road Belfast, BT9 6RU.</td> </tr> </tbody> </table>	Premises and Locations	Applicant	Wellington Park Hotel 19-21 Malone Road Belfast BT9 6RU	Mr Felix Mooney Dunadry Development Company Ltd Wellington Park Hotel 19-21 Malone Road Belfast, BT9 6RU.
Premises and Locations	Applicant				
Wellington Park Hotel 19-21 Malone Road Belfast BT9 6RU	Mr Felix Mooney Dunadry Development Company Ltd Wellington Park Hotel 19-21 Malone Road Belfast, BT9 6RU.				
1.2	A location map is attached as Appendix 1.				

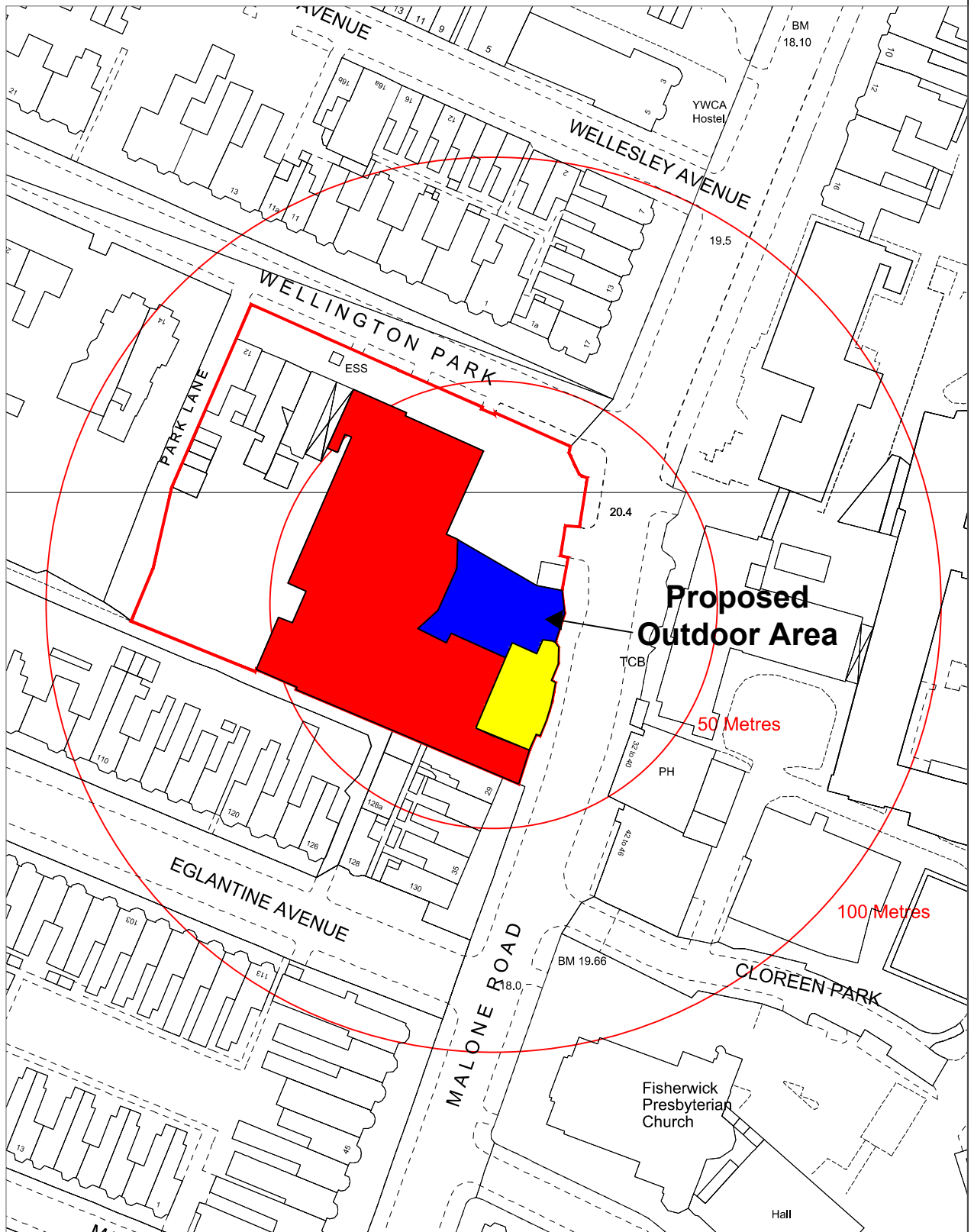
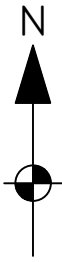
2.0	Recommendations
2.1	<p>Taking into account the information presented and any representations made you are required to make a decision to either:</p> <ol style="list-style-type: none"> 1. Approve the application for the grant of the Entertainments Licence, or 2. Approve the application for the grant of the Entertainments Licence with Special Conditions, or 3. Refuse the application for the grant of the Entertainments Licence.
2.2	<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>
3.0	Main report
	<p><u>Key Issues</u></p> <p>3.1 Members are reminded that all applications for the Grant of Outdoor Entertainments Licences are brought before Committee for your consideration.</p> <p>3.2 Committee are advised that an application for this outdoor area was considered at your meeting of 18 April 2018 and, whilst objections had been received in respect of the application, the Committee agreed to grant the outdoor entertainments licence for a period of six months.</p> <p>3.3 However, the applicant did not apply to renew the licence and it subsequently expired.</p> <p>Details of Premises and Proposals</p> <p>3.4 The applicant proposes to provide outdoor entertainment within the external beer garden, which is located to the front of the Wellington Park Hotel. The external area will be utilised by both the Botanic Inn and the Wellington Park Hotel.</p> <p>3.5 The previous Licence, a copy of which is attached as Appendix 2, was issued with the following terms and conditions:</p> <p>(a) Occupancy of the external beer garden to be 350 persons.</p> <p>(b) The days and hours during which entertainment may be provided are:</p> <ul style="list-style-type: none"> • Monday to Saturday 11.30 am to 11.00 pm, and • Sunday 12.30 pm to 10.00 pm. <p>(c) Special Conditions:</p> <ol style="list-style-type: none"> 1. The capacity of 350 persons for the outdoor area will be included in the existing overall maximum occupancy of the indoor areas; it is not in addition to this occupancy. 2. The maximum indoor occupancy for both premises will be managed in conjunction with the external area to ensure numbers in all areas do not exceed capacity. 3. Entertainment to be provided to the outdoor area must be no greater than 75 dBLAeq, 5mins at 1m from the loudspeaker. 4. Outdoor area must be managed in accordance with the Noise Management Strategy dated January 2018.

<p>3.6</p> <p>3.7</p> <p>3.8</p> <p>3.9</p> <p>3.10</p> <p>3.11</p> <p>3.12</p> <p>3.13</p> <p>3.14</p> <p>3.15</p> <p>3.16</p>	<p>5. Music must be provided through the in-house sound system.</p> <p>The applicant has advised that, if a Licence is granted for the area, it is his intention to provide low key entertainment in the form of solo performers, live bands or a DJ through the in-house speaker system.</p> <p>Layout plans of the proposed external area are attached as Appendix 3.</p> <p>The applicant has provided a Noise management Plan which is attached as Appendix 4.</p> <p>Representations Notice of the application has been advertised and no written representations have been lodged.</p> <p>Police Service of Northern Ireland The police have offered no objection to the application. A copy of their correspondence is attached as Appendix 5.</p> <p>Northern Ireland Fire Rescue Service The Fire and Rescue Service have offered no objection to the application.</p> <p>Health, Safety and Welfare Issues The premises will continue to be inspected as part of our During Performance Inspection regime to ensure the applicant adheres to their Licence Conditions.</p> <p>Noise Issues The Council's Environmental Protection Unit (EPU) has been consulted in relation to the application and they have confirmed that two complaints were received in the past 12 months relating to noise break out from the premises, neither of which related to noise arising from entertainment.</p> <p>Applicant The applicant and/or their representatives will be available at your meeting should you choose to hear from them or have any queries in relation to the application.</p> <p><u>Financial and Resource Implications</u> Officers carry out during performance inspections on premises providing entertainment which is catered for within existing budgets.</p> <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u> There are no issues associated with this report.</p>
<p>4.0</p>	<p>Appendices – Documents Attached</p>
	<ul style="list-style-type: none"> • Appendix 1 – Location Map • Appendix 2 – Previous Outdoor Entertainments Licence • Appendix 3 – Layout Plans of Proposed External Area • Appendix 4 - The Proposed Noise and Nuisance Management Strategy for Botanic Inn, Wellington Park Hotel and the common beer garden • Appendix 5 – Copy of PSNI correspondence



Building Control Service

Belfast Mapping Data v3.0
Prepared by I.S.B.
Based upon the Ordnance Survey
Of Northern Ireland map with the
permission of the Director & Chief Executive.
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**Proposed
Outdoor Area**

50 Metres

100 Metres

DRAWN BY M Treacy

DATE 4/12/2019

The Wellington Park Hotel
Malone Road

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Subject:	Application for the Variation of a 7-Day Annual Entertainments Licence for The Deer's Head
Date:	11th December, 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	Moira Dougherty, Senior Building Control Surveyor, ext. 2458

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

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

1.0	Purpose of Report or Summary of main Issues				
1.1	<p>To consider an application for the variation of the 7-Day Annual Indoor Entertainments Licence for The Deer's Head, based on the Council's Standard Conditions to provide music, singing, dancing or any other entertainment of a like kind.</p> <table style="width: 100%; margin-top: 10px;"> <tr> <td style="width: 50%; text-align: center;">Premises and Location</td> <td style="width: 50%; text-align: center;">Applicant</td> </tr> <tr> <td style="text-align: center;">The Deer's Head 1-3 Lower Garfield Street Belfast, BT1 1FP</td> <td style="text-align: center;">Mr David Neely JAR (IRE) Ltd. 4 Fallon Road Belfast BT12 6ST</td> </tr> </table>	Premises and Location	Applicant	The Deer's Head 1-3 Lower Garfield Street Belfast, BT1 1FP	Mr David Neely JAR (IRE) Ltd. 4 Fallon Road Belfast BT12 6ST
Premises and Location	Applicant				
The Deer's Head 1-3 Lower Garfield Street Belfast, BT1 1FP	Mr David Neely JAR (IRE) Ltd. 4 Fallon Road Belfast BT12 6ST				
1.2	The nature of the variation is to extend the hours during which entertainment may be provided on Monday to Saturday nights from 1.00am to 3.00am the following morning and on Sunday from midnight to 3.00am the following morning.				

1.3	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 Planning and Building Control will grant the Licence as provided for in the Council's Scheme of Delegation.
1.4	However, in light of the fact that the applicant has applied for a variation to extend the hours of entertainment beyond 1.00am, the application is being presented to you for your consideration.
1.5	A location map is attached as Appendix 1.
2.0	Recommendations
2.1	<p>Taking into account the information presented and representations received 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 variation of the 7-Day Annual Indoor Entertainments Licence, or 2. Approve the application for the variation of the 7-Day Annual Indoor Entertainments Licence with special conditions, or 3. Refuse the application for the variation of the 7-Day Annual Indoor Entertainments Licence.
2.2	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.
2.3	Should the Committee decide to refuse the variation application, and the applicant decides to appeal, the Licence will continue with its present Conditions until the Appeal is determined.
3.0	Main report
	<u>Key Issues</u>
3.1	<p>The areas currently Licensed to provide indoor entertainment are the:</p> <ul style="list-style-type: none"> • Ground floor bar, with a maximum capacity of 150 persons. • First floor venue, with a maximum capacity of 220 persons. • No.1 Goose Entry, with a maximum capacity of 40 persons.
3.2	<p>The days and hours during which the premises are currently licensed to provide entertainment are:</p> <ul style="list-style-type: none"> • Monday to Saturday: 11.30am to 1.00am the following morning, and • Sunday: 12.30pm to midnight
3.3	<p>The days and hours during which the applicant proposes to provide entertainment are:</p> <ul style="list-style-type: none"> • Monday to Saturday: 11.30am to 3.00am the following morning, and • Sunday: 12.30pm to 3.00am the following morning.

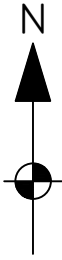
	<p>Reasons for the Variation</p>
3.4	<p>The applicant has stated the main reason they wish to extend the hours of entertainment is to compete with other city centre premises that offer entertainment to such times. They consider the current 1.00am Licence leaves them at a disadvantage and, as the area they are situated in is severely underdeveloped, they need to make themselves a destination venue with a key role to play in the regeneration of the North Street area.</p>
3.5	<p>A copy of the applicant's submission is appended to this report as Appendix 2.</p>
	<p><u>Representations</u></p>
3.6	<p>Notice of the application has been advertised and no written representations have been lodged.</p>
	<p>Police Service of Northern Ireland</p>
3.7	<p>The police have offered no objection to the application. A copy of their response is attached as Appendix 3.</p>
	<p>Northern Ireland Fire and Rescue Service</p>
3.8	<p>The Fire and Rescue Service have offered no objection to the application.</p>
	<p>Health, Safety and Welfare Issues</p>
3.9	<p>The premises will continue to be inspected as part of our During Performance Inspection regime to ensure the applicant adheres to their Licence Conditions.</p>
	<p>Noise Issues</p>
3.10	<p>The Council's Environmental Protection Unit (EPU) has been consulted in relation to the application and confirmed that no noise complaints have been received in the last 12 months.</p>
	<p>Applicant</p>
3.11	<p>The applicant, and/or their representatives, will be available at your meeting to answer any queries you may have in relation to the application.</p>
	<p><u>Financial & Resource Implications</u></p>
3.12	<p>Officers carry out during performance inspections on premises providing entertainment, but this is catered for within existing budgets.</p>
	<p><u>Equality or Good Relations Implications</u></p>
3.13	<p>There are no equality or good relations issues associated with this report.</p>
4.0	<p>Appendices – Documents Attached</p>
	<ul style="list-style-type: none"> • Appendix 1 – Location Map • Appendix 2 – Applicant submission for later hours • Appendix 3 – PSNI response

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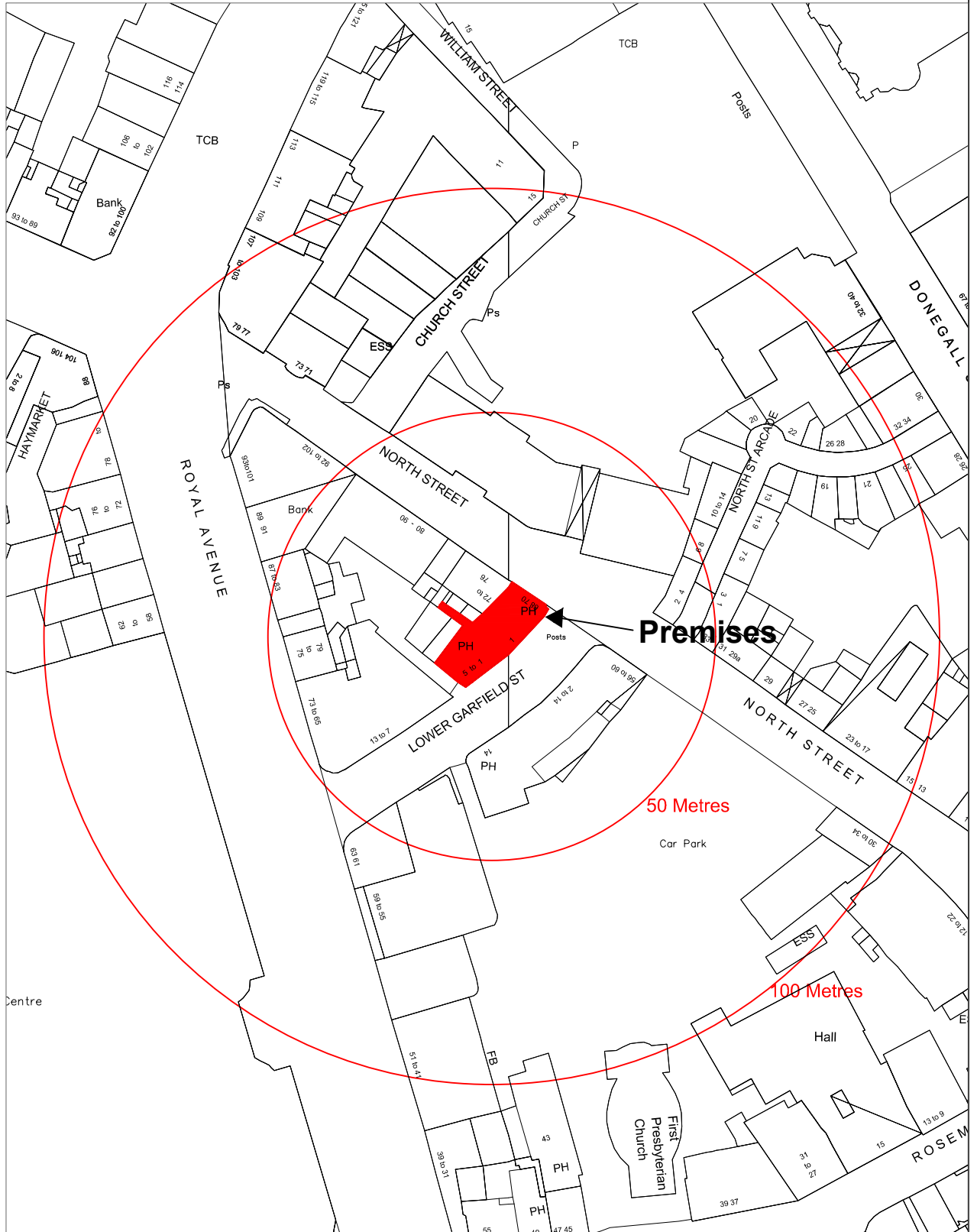


Building Control Service

Belfast Mapping Data v3.0
Prepared by I.S.B.
Based upon the Ordnance Survey
Of Northern Ireland map with the
permission of the Director & Chief Executive.
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100 METRES



Premises

50 Metres

100 Metres

DRAWN BY M Treacy

DATE 4/12/2019

The Deers Head
Page 29
Lower Garfield Street

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Subject:	Consideration of Designating Resolutions for Street Trading Sites
Date:	11th December, 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext 2435
Contact Officer:	James Cunningham, Regulatory Services Manager, Ext. 3375

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

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

1.0	Purpose of Report or Summary of main Issues
1.1	Members will recall that, at your meeting of 19 June this year, the Committee granted approval to initiate the statutory process for the designation of a new street trading site at the entrance into Victoria Square from Ann Street for the sale of hot and cold food and non-alcoholic beverages or similar commodities.
1.2	At that meeting the Committee also granted approval to initiate the statutory process for the rescinding of the designating resolution for the 3 Designated sites at Queen's Quay.
2.0	<u>Recommendations</u>
2.1	Based on the information presented the Committee is requested to consider each proposal in turn and to decide whether to:
2.2	A) New designation

<p>2.3</p> <p>2.4</p> <p>2.5</p> <p>2.6</p>	<p>1. Approve a Designating Resolution to designate the entrance into Victoria Square from Ann Street for the sale of hot and cold food and non-alcoholic beverages or similar commodities. The Designating Resolution will include the operational date, or</p> <p>2. Decide not to proceed with the proposal.</p> <p>In addition to making any Designating Resolution, Members may, having considered all comments, record any reasonable Conditions that should be applied to a subsequent Licence. For example, these may include hours of trade, days of trade, duration of Licence, etc.</p> <p>Members are reminded that once the site becomes designated the Council will subsequently have to consider any applications that may be received for a Street Trading Licence.</p> <p>At that time, an assessment will be made of the suitability and quality of the proposal within the requirements of the Act. Any Street Trading Licence granted may also be subject to reasonable conditions which can be used to control the commodities being sold, and potential nuisance, etc.</p> <p>B) Rescinding of designation</p> <p>1. Approve the rescinding of the Designating Resolution for Queen’s Quay and include the operational date, or</p> <p>2. Decide not to proceed with the proposal.</p>
<p>3.0</p>	<p>Main report</p>
<p>3.1</p> <p>3.2</p> <p>3.3</p> <p>3.4</p> <p>3.5</p>	<p><u>Key Issues</u></p> <p>The designation process involved seeking comments from interested parties, including relevant statutory bodies, through public advertisement and consultation.</p> <p>The Street Trading Act (NI) 2001 requires the Council to ensure that each application is fairly and objectively assessed, that all relevant factors are considered and, in doing so, the Council must consult with the:</p> <p>a) PSNI, and</p> <p>b) Department for Infrastructure - Roads.</p> <p>The Council may also consult other persons as it considers appropriate. Such consultees may include:</p> <p>a) Belfast City Centre Management Company (BCCM)</p> <p>b) Local residents, business and commercial premises in the vicinity of the site in respect of which the application has been received.</p> <p>Subsequently, the Service has received responses to the applications from a variety of interested parties and individuals.</p> <p>The purpose of this report is to enable the Committee to consider each of the proposals in conjunction with any submissions received and make a decision on whether or not to designate or rescind the sites.</p> <p><u>A) Designation of new Site</u></p>

3.6	Victoria Square Management have applied to the Council requesting that a site, measuring 14ft by 15ft, is designated on their land at the entrance into Victoria Square from Ann Street for the sale of hot and cold food and non-alcoholic beverages or similar commodities.
3.7	A map of the proposed site is attached as Appendix 1.
3.8	Committee may wish to note that the Act applies to land which is privately owned, if the public have access to it.
3.9	<p>Police Service of Northern Ireland</p> <p>The police have offered no objection to the proposal.</p>
3.10	<p>DFI Roads</p> <p>The Department have advised that this location is not part of the adopted road network and consequently they have no objection to the application. However, it is likely that patrons queuing at the stall will cause an obstruction of the footway, taking into account the density of pedestrians expected during its hours of operation and the presence of existing street furniture.</p>
3.11	<p>Belfast City Centre Management</p> <p>BCCM state there are already a number of businesses in the vicinity of Ann Street which all sell similar items.</p>
3.12	<p>Commerz Real</p> <p>Commerz Real is the landowner of Victoria Square and have confirmed they have no objection to the proposal.</p>
3.13	<p>Boojum – Victoria Square at the Ann Street entrance.</p> <p>They have objected to the proposal because:</p> <ul style="list-style-type: none"> • They have an existing exclusivity agreement with the Landlords of Victoria Square Shopping Centre which is in place to protect their business against competition in and around the space that is being proposed for designation. • Designating a new site for the sale of hot and cold food and non-alcoholic beverages in this location brings direct competition. They believe there will be no control over the business, which could be direct competitors, discounting on the same products or even something that is not well managed, and this would reduce footfall. • They pay substantial occupational costs including rates as part of their unit. • They have existing sight lines from Ann Street to their front door which is crucial to customers knowing where they are. The proposed location will severely diminish that and have an impact on their trade. Shopping Centre customers sit and relax in this location and that will be taken away.
3.14	<p>In response to this objection Victoria Square Management have confirmed there is an exclusivity agreement with Boojum, however, it only relates to Mexican fast casual dining, and it expires in February 2020. It is also never their intention to introduce a direct competitive offer with any of their tenants, this would not be in any of their interests. The sole purpose is to create activity and have the ability to have food trucks offering additionality, for periods of time.</p>
3.15	<p>Victoria Square Management have met with Boojum, to reassure them of their intentions, however, Boojum still wish to maintain their objection.</p>

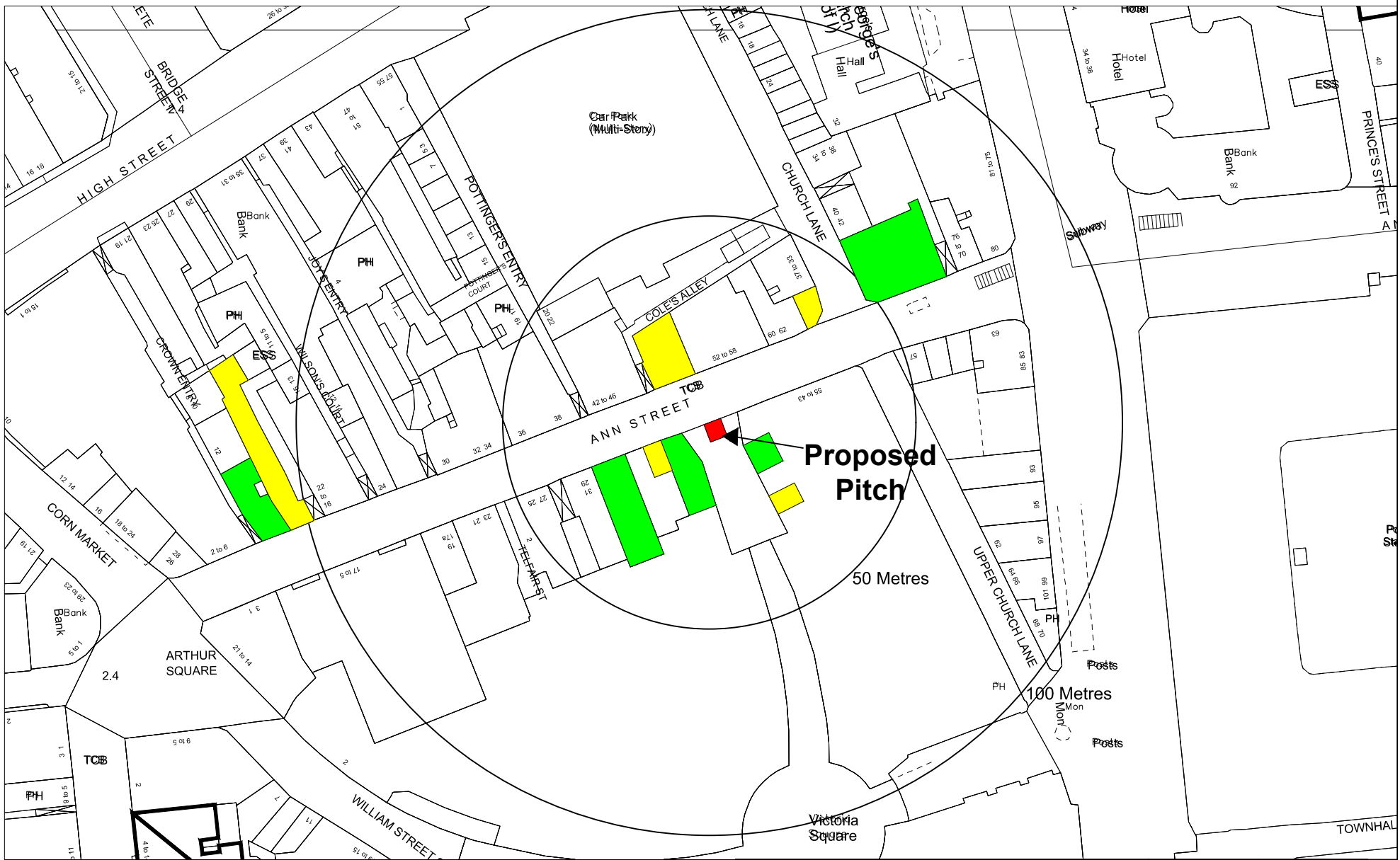
<p>3.16</p> <p>3.17</p> <p>3.18</p> <p>3.19</p> <p>3.20</p> <p>3.21</p> <p>3.22</p> <p>3.23</p> <p>3.24</p> <p>3.25</p>	<p>Fish City - 33 Ann Street Belfast Fish City do not want another vendor selling similar commodities as their business and they do not want any structure to block their sight lines on Ann Street.</p> <p>Copies of all the responses are attached to this report for your information as Appendix 2.</p> <p>Published 28-day Notice No responses were received to the public notice.</p> <p><u>B) Rescinding the Designation of sites</u></p> <p>The procedures that must be followed for rescinding a Designating Resolution are the same as those for making the Designation in the first place.</p> <p>The Department for Communities, Belfast Regeneration Directorate, as landowner of Queen’s Quay, had asked that the designation of 3 sites on their land at Queen’s Quay is rescinded.</p> <p>PSNI The police have offered no objection to the proposal.</p> <p>DFI Roads Dfi Roads have offered no objection to the proposal.</p> <p>Published 28 day Notice No responses were received to the public notice.</p> <p><u>Financial and Resource Implications</u></p> <p>The cost of all notices is included in current revenue budgets.</p> <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>There are no issues associated with this report.</p>
<p>4.0</p>	<p>Appendices – Documents Attached</p>
	<ul style="list-style-type: none"> • Appendix 1 – Map for Victoria Square • Appendix 2 – Copies of correspondence received



Building Control Service

Belfast Mapping Data v3.0
Prepared by I.S.E.
Based upon the Ordnance Survey
Of Northern Ireland map with the
permission of the Director & Chief Executive.
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Cafe Restaurant

DRAWN BY Treacym
DATE 03/12/2019

Victoria Square
Ann Street

SCALE 1:1250 @ A4

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By virtue of paragraph(s) 1 of Part 1 of Schedule 6
of the Local Government Act (Northern Ireland) 2014.

Document is Restricted

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Subject:	Houses in Multiple Occupation (HMO) Licences Issued Under Delegated Authority
Date:	11 December 2019
Reporting Officer:	Kevin Bloomfield, NIHMO Manager, ext. 5910
Contact Officer:	Valerie Brown, City Services Manager, tel. 9027 0668 & Kevin Bloomfield, NIHMO Manager, ext. 5910

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

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

1.0	Purpose of Report or Summary of main Issues
1.1	Under the Scheme of Delegation, the Director of City & Neighbourhood Services Department is responsible for exercising all powers in relation to the issue and variation, but not refusal, of HMO Licences, excluding provisions relating to the issue of HMO Licences where adverse representations have been made. Those applications which were dealt with under the Scheme are listed below.
2.0	Recommendations
2.1	The Committee is requested to note the applications that have been issued under the Scheme of Delegation.

3.0	Main report																																																																																																															
3.1	<p><u>Key Issues</u></p> <p>Under the terms of the Houses in Multiple Occupation Act (Northern Ireland) 2016 the following HMO Licences were issued since your last meeting.</p> <table border="1"> <thead> <tr> <th>Applicant</th> <th>Type of Application</th> <th>HMO Location</th> </tr> </thead> <tbody> <tr> <td>Mr Liam Doherty</td> <td>Renewal</td> <td>13 Nicholson Square, Londonderry, BT48 7LN</td> </tr> <tr> <td>Mr John Colthurst</td> <td>Renewal</td> <td>14 Cabin Hill Gardens, Belfast, BT5 7AP</td> </tr> <tr> <td>Mr Christopher Blayney</td> <td>Renewal</td> <td>7 DONNYBROOK STREET, BELFAST, ANTRIM, BT9 7DB</td> </tr> <tr> <td>Mr Christopher Blayney</td> <td>Renewal</td> <td>7 DONNYBROOK STREET, BELFAST, ANTRIM, BT9 7DB</td> </tr> <tr> <td>Mrs Rosalynnd Barbara Price</td> <td>Renewal</td> <td>99 Melrose Street, Belfast, BT9 7DP</td> </tr> <tr> <td>Mr Gerry McAleenan</td> <td>Renewal</td> <td>17 Ardmore Avenue, Ormeau, BT7 3HD</td> </tr> <tr> <td>Mr Gerry McAleenan</td> 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	Mr Brendan Donnelly	Renewal	65 Agincourt Avenue, Belfast, BT7 1QB	
	Mrs Mary Macaulay	Renewal	15 Agincourt Street, Belfast, BT7 1RB	
	Mr Ronan Sheehy	Renewal	34 St Ives Gardens, Belfast, BT9 5DN	
	Mr Peter Gormley	Renewal	24 St Ives Gardens, Belfast, BT9 5DN	
	Mr William Rooney	Renewal	APARTMENT 1, 75 DUNLUCE AVENUE, BELFAST, ANTRIM, BT9 7AW	
	Mr Patrick McConville	Renewal	APARTMENT 2, 83 UNIVERSITY AVENUE, BELFAST, ANTRIM, BT7 1GX	
	Mr Colm McKenna	Renewal	33 Damascus Street, Belfast, BT7 1QQ	
	Mr Murty Gerald Young	Renewal	16 Elaine Street, Belfast, BT9 5AR	
3.3	<u>Financial & Resource Implications</u>			
	None			
3.4	<u>Equality or Good Relations Implications/Rural Needs Assessment</u>			
	There are no issues associated with this report.			

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Subject:	Update on Institute of Licensing National Training Event
Date:	11 December, 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext 2435
Contact Officer:	James Cunningham, Regulatory Services Manager, Ext. 3375

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

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

1.0	Purpose of Report or Summary of main Issues
1.1	The Institute of Licensing (IoL) is the professional body for licensing practitioners in local government, the police, private sector, trade and the legal profession. The Institute was established to provide education and training and to disseminate knowledge in all matters relating to licensing. The Institute operates throughout England, Wales, Northern Ireland and Scotland.
1.2	Members are reminded that the IoL's National Training Event was in Stratford-Upon-Avon from 20 to 22 November 2019 and the Committee had authorised the attendance of the Chair, the Deputy Chair, the Director of Planning and Building Control and the Building Control Manager or their nominees to attend.
1.3	The National Training Event was a great opportunity to meet with licensing professionals from across the UK and keep abreast of changes to licensing in other jurisdictions.
1.4	

1.5	<p>To meet the objectives of the event a selection of high profile speakers and contributors with a range of disciplines were engaged to deliver presentations and respond to questions from delegates. The training event delegates came from local government, industry, police, central government and the legal profession.</p> <p>The keynote addresses, discussions, question and answer sessions and networking opportunities created a vibrant environment for information exchange that is likely to have lasting value for contributors and delegates alike.</p>
2.0	Recommendations
2.1	Members are asked to note the report.
3.0	Main report
3.1	<p><u>Key Issues</u></p> <p>Some of the main themes from the two and half day conference included presentations on:</p> <p>3.2</p> <ul style="list-style-type: none"> • Cumulative Impact areas – this investigated the genesis of cumulative impact policies arising from the Licensing Act 2003, their status, the pros and cons of cumulative impact policies and legal challenges arising from them. <p>3.3</p> <ul style="list-style-type: none"> • Drug Trends – this provided an overview of the main drugs used and their effects, a look at how new drugs are affecting the current drugs market and their impact on entertainment venues. <p>3.4</p> <ul style="list-style-type: none"> • Public Sector Equality Duty in Licensing - the session looked at local authorities' requirements under 'Equality' and questioned whether local authorities review policies regularly to reflect changing equality issues. <p>It was also reported that Westminster City Council had commissioned a report into access to and diversity in Westminster's dance entertainment venues (nightclubs). In particular this looked at the experiences of people being excluded from venues because of a protected characteristic.</p> <p>3.5</p> <ul style="list-style-type: none"> • Partnership approach to enforcement ... is there a better way? – this looked at the effectiveness of partnership working between the trade, their advisors and the Licensing Authority. <p>3.6</p> <ul style="list-style-type: none"> • Safeguarding in Licensing - the session looked at the over-riding importance of safeguarding and that all licensable activities should be carefully considered in this context even if it is not specifically required within the legislation. Consideration of this will be given when undertaking a review of the Council's Amusement Permit Policy. <p>3.7</p> <ul style="list-style-type: none"> • Fit and Proper Person Criteria – The speaker explored its definition, use and utility defining it as "An expression directed to ensuring that an applicant for permission to do something has the personal qualities and professional qualities reasonably required of a person doing whatever it is the applicant seeks permission to do". <p>3.8</p> <ul style="list-style-type: none"> • Public safety Challenges for Licensed Events - The Purple Guide (a Guide written by the Events Industry Forum to help event organisers to manage health and safety at large-scale music and similar events) now has a new section on adverse weather. The speaker

	<p>outlined practical issues with preparing for and managing crowds where adverse weather occurs or is expected including their own experience at the Boardmasters music festival in Cornwall that was cancelled in August due to severe weather warnings.</p> <p><u>Financial & Resource Implications</u></p>
3.9	<p>None associated with this report.</p> <p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p>
3.10	<p>There are no issues associated with this report.</p>
4.0	Appendices – Documents Attached
	<p>None.</p>

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