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| Subject: | Application for the Variation of a 7-Day Annual Entertainments Licence for Oh Yeah Music Centre, 15-21 Gordon Street. |
| Date: | 17 April 2024 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, Ext. 2435 |
| Contact Officer: | Quintin Thompson, Senior Building Control Surveyor, Ext 2570 |

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

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

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| 1.0 | Purpose of Report or Summary of main Issues | | | | | | |
| 1.1 | <p>To consider an application for the variation of a 7-Day Annual Entertainments Licence based on the Council's standard conditions, to provide music, singing, dancing or any other entertainment of a like kind.</p> <table><tr><td>Area and Location</td><td>Ref. No.</td><td>Applicant</td></tr><tr><td>Oh Yeah Music Centre 15 – 21 Gordon Street Belfast, BT1 2LG</td><td>WK/2022/03526</td><td>Mr Ryan O' Neill, Oh Yeah Music Centre Limited.</td></tr></table> | Area and Location | Ref. No. | Applicant | Oh Yeah Music Centre 15 – 21 Gordon Street Belfast, BT1 2LG | WK/2022/03526 | Mr Ryan O' Neill, Oh Yeah Music Centre Limited. |
| Area and Location | Ref. No. | Applicant | | | | | |
| Oh Yeah Music Centre 15 – 21 Gordon Street Belfast, BT1 2LG | WK/2022/03526 | Mr Ryan O' Neill, Oh Yeah Music Centre Limited. | | | | | |
| 1.2 | A location map is attached as Appendix 1 | | | | | | |

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| 2.0 | Recommendations |
| 2.1 | <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> <ul style="list-style-type: none"> a) Approve the application for the variation of the 7-Day Annual Entertainments Licence to vary the hours during which entertainment may be provided as requested, or b) Approve the application for the variation with special conditions, or c) Refuse the application for the variation of the 7-Day Annual Entertainments Licence. |
| 2.2 | <p>If an application is refused, or special conditions are attached to the licence to which the applicant does not consent, then the applicant may appeal the Council's decision within 21 days of notification of that decision to the County Court. In the case that the applicant subsequently decides to appeal, entertainment may not be provided to the later hours requested until any such appeal is determined.</p> |
| 3.0 | Main report |
| | <u>Key Issues</u> |
| 3.1 | <p>The days and hours during which entertainment may be provided under the terms of the current Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday – Friday 8:00 am to 1.00am the following morning • Saturday 8:00 am to 2.00am the following morning • Sunday 8:00 am to 12.00 midnight. |
| 3.2 | <p>The nature of the variation is to extend the hours during which entertainment may be provided to 2.00am the following morning on Friday nights.</p> |
| 3.3 | <p>At present entertainment is provided in the form of live bands playing from Monday to Sunday inclusive.</p> |
| 3.4 | <p>The licensee has stated that they would like the variation to extend the permitted hours until 2.00am on a Friday night to bring the hours in line with a Saturday night. Some promoters have shown interest in booking the venue on a Friday night until 2.00am. They have also stated that the facility to provide entertainment to 2.00am on a Friday night would only be used occasionally.</p> |
| 3.5 | <p>A layout plan is attached as Appendix 2.</p> |
| | <u>Representations</u> |
| 3.6 | <p>Public notice of the application has been placed and no written representation has been lodged as a result of the advertisement.</p> |
| | <u>PSNI</u> |
| 3.7 | <p>The Police Service of Northern Ireland have been consulted in relation to the application and have confirmed that they have no objection to the application.</p> |
| 3.8 | <p>A copy of their response is included as Appendix 3 to this report.</p> |

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| | <p><u>NIFRS</u></p> <p>3.9 The Northern Ireland Fire and Rescue Service have been consulted in relation to the application and have confirmed that they have no objection to the application.</p> <p><u>Health, safety and welfare</u></p> <p>3.10 The premises have been subject to inspections as part of the licensing application process and all technical requirements and associated operational and management procedures have been checked and are satisfactory.</p> <p><u>Noise</u></p> <p>3.11 No noise complaints have been received by the Service in the past 12 months.</p> <p>3.12 Members are reminded that the Clean Neighbourhood and Environment Act 2011 gives the council additional powers in relation to the control of entertainment noise after 11.00 pm.</p> <p><u>Applicant</u></p> <p>3.13 The applicant, and/or their representative will be available at your meeting to answer any queries you may have in relation to the application.</p> |
| 4.0 | Financial & Resource Implications |
| 4.1 | None |
| 5.0 | Equality or Good Relations Implications/Rural Needs Assessment |
| 5.1 | There are no issues associated with this report. |
| 6.0 | Appendices – Documents Attached |
| | <ul style="list-style-type: none"> • Appendix 1 – Location map • Appendix 2 – Layout plan • Appendix 3 – PSNI Comments |