



Belfast City Council

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| Report to: | Licensing Committee |
| Subject: | Application for the Renewal of a Seven-day Annual Entertainments Licence - Ulster Maple Leaf Sports and Social Club, 41-43 Park Avenue |
| Date: | 18th June, 2014 |
| Reporting Officer: | Trevor Martin, Head of Building Control, ext. 2450 |
| Contact Officer: | Stephen Hewitt, Building Control Manager, ext. 2435 |

| 1 | Relevant Background Information | | | | | | |
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| 1.1 | <p>An application was received from Mr Fred Brady for the renewal of a 7-day annual Entertainments Licence for the Ulster Maple Leaf Sports and Social Club based on the Council's standard conditions to provide music, singing, dancing or any other entertainment of a like kind.</p> <table border="1"><thead><tr><th>Premises and Location</th><th>Ref. No.</th><th>Applicant</th></tr></thead><tbody><tr><td>Ulster Maple Leaf Sports and Social Club 41-43 Park Avenue Belfast, BT4 1PU</td><td>WK/201400321</td><td>Mr Fred Brady</td></tr></tbody></table> | Premises and Location | Ref. No. | Applicant | Ulster Maple Leaf Sports and Social Club 41-43 Park Avenue Belfast, BT4 1PU | WK/201400321 | Mr Fred Brady |
| Premises and Location | Ref. No. | Applicant | | | | | |
| Ulster Maple Leaf Sports and Social Club 41-43 Park Avenue Belfast, BT4 1PU | WK/201400321 | Mr Fred Brady | | | | | |
| 1.2 | <p>Under the terms of the Local Government Miscellaneous Provisions (NI) Order 1985, in considering any application for the grant, renewal, or transfer of an Entertainments Licence, the Council must have regard to any conviction of the applicant of an offence under the Order within the period of five years immediately proceeding the date when the application was made.</p> | | | | | | |
| 1.3 | <p>This application is placed before the Committee as Mr Fred Brady, Honorary Secretary of the club, was convicted of an offence under the Order at Belfast Magistrates Court on the 20th April 2010, after a during performance inspection found that two of the final exits were blocked, which would have prevented safe means of escape from the premises in the event of an emergency.</p> | | | | | | |
| 1.4 | <p>As a result Mr Brady was fined £500.00 and the Council was awarded costs of £66.00 for the offence.</p> | | | | | | |
| 1.5 | <p>Members may recall that previous applications to renew the Entertainments Licence were brought before your meetings of 19th May 2010, 22nd June 2011, 16th May 2012 and 15th May 2013. After consideration, you agreed to renew the licence on each occasion.</p> | | | | | | |

| 2 | Key Issues |
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| 2.1 | <p>Members are reminded that the normal process for dealing with Entertainment Licence renewals, 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 Councils Scheme of Delegation.</p> |

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| 2.2 | However, in light of the fact that the applicant has been found guilty of committing an offence within 5 years of the application for the licence being submitted to the Council you are required to consider the application. |
| | Representations |
| 2.3 | Public notices of the application were placed in the newspapers and no objections were received. |
| | PSNI |
| 2.4 | The PSNI has been consulted and has confirmed that they have no objection to the application. |
| | Health, safety and welfare inspections |
| 2.5 | Since the renewal of the licence last year two during performance inspections have been carried out on the premises and were satisfactory on each occasion. |
| 2.6 | As part of this year's renewal application an Officer of the Service has met with the management of the club to review their fire safety procedures and was satisfied that appropriate measures are in place to ensure the safe evacuation of patrons from the club should an emergency situation occur. |

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

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| 4 | Equality and Good Relations Considerations |
| 4.1 | There are no relevant equality or good relations issues associated with this report. |

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| 5 | Recommendation |
| 5.1 | Notwithstanding the opportunity to refuse the application on any other grounds, the Council may refuse an application for an Entertainments Licence on the grounds that the applicant has been convicted of an offence under the Order within the period of five years immediately preceding the date when the application was made. |
| 5.2 | Taking into account the information presented, you are required to consider the application for the renewal of this licence and to:- <ol style="list-style-type: none"> 1. approve the application for the renewal, or 2. should you be of a mind to refuse the application, or approve the application with additional special conditions, an opportunity of appearing before and of being heard by the Committee must be given to the applicant. |

Decision Tracking

If the renewal 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.

If you are of a mind to refuse the application or attach special conditions to the licence within 7 days from the date of the Council's decision the applicant will be advised in writing of their right to an opportunity of appearing before and of being heard by the Committee. The person responsible for this action is Henry Downey, Democratic Services Officer, Chief Executive's Department.