



Subject:	Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Jubilee Gardens, Victoria Street
Date:	18th October, 2017
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	Patrick Cunningham, Assistant Building Control Manager, ext. 6446

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	To consider an application from the City and Neighbourhood Services Department for the grant of a Seven-day Annual Outdoor Entertainments Licence for Jubilee Gardens, based upon the Council's standard conditions to provide outdoor musical entertainment. <table><tr><td>Area and Location</td><td>Ref. No.</td><td>Applicant</td></tr><tr><td>Jubilee Gardens Victoria Street Belfast BT1 4QN</td><td>WK/201701237</td><td>Ms Rose Crozier Parks Service, City and Neighbourhoods Department, Belfast City Council</td></tr></table>	Area and Location	Ref. No.	Applicant	Jubilee Gardens Victoria Street Belfast BT1 4QN	WK/201701237	Ms Rose Crozier Parks Service, City and Neighbourhoods Department, Belfast City Council
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Jubilee Gardens Victoria Street Belfast BT1 4QN	WK/201701237	Ms Rose Crozier Parks Service, City and Neighbourhoods Department, Belfast City Council					
1.2	A copy of the Application Form is attached as Appendix 1.						

1.3	A location map is attached as Appendix 2.
1.4	Members are reminded that all applications for the grant of Outdoor Entertainments Licences must be brought before Committee for consideration.
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> <ol style="list-style-type: none"> 1. Approve the application for the grant of the 7-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 7-Day Annual Outdoor 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, outdoor entertainment may not be provided until any such appeal is determined.</p>
3.0	Main report
3.1	<p><u>Key Issues</u></p> <p>The standard days and hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30 am to 11.00 pm.
3.2	<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 11.00 pm must be considered by the Licensing Committee and therefore must be made at least 3 months in advance of the proposed event. 4. Should an application to provide entertainment beyond 11.00 pm 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 Planning and Place, in consultation with the City 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.

3.3	Jubilee Gardens is located adjacent to the Bullitt Hotel bordering Victoria Street and High Street.
3.4	The venue is owned and maintained by the Parks Service which intends to offer the use of the space for small events as they do for other parks and open spaces.
3.5	The Parks Service have recently received a request from Mr Bill Wolsey of Cathedral Leisure Limited for the use of Jubilee Gardens to host a series of events at the venue. Mr Wolsey is the owner and licensee of the Bullitt Hotel, 40a Church Lane, Belfast.
3.6	Mr Wolsey hopes to run a series of tailored events at the venue over the course of the next 12 months designed to complement both the venue and hotel, which sit immediately adjacent to one another on Victoria Street. Mr Wolsey intends to operate low-key but prestigious events the first of which is proposed to be held over Friday 27 and Saturday 28 October 2017.
3.7	Members are advised that use of any Parks space is firstly subject to Council approval therefore this request from Mr Wolsey was presented to the People and Communities Committee on 10 October 2017.
3.8	After consideration, the People and Communities Committee agreed to grant authority to Mr Wolsey to hold the two proposed events on 27 and 28 October, on condition that: <ul style="list-style-type: none"> <li data-bbox="258 958 1225 992">1. Mr Wolsey resolves all operational issues to the Council's satisfaction; <li data-bbox="258 992 1374 1025">2. An appropriate legal agreement is completed, to be prepared by the City Solicitor; <li data-bbox="258 1025 1410 1093">3. Mr Wolsey meets all statutory requirements of the Building Control Service, including the terms and conditions of the Parks Entertainments Licences; and <li data-bbox="258 1093 1410 1193">4. Mr Wolsey be advised that the two events are planned at his own risk and he should consider contingency arrangements should the Entertainments Licence applications not be granted in time for the event.
3.9	The Committee deferred consideration of any further events at Jubilee Gardens pending a more detailed report on those events being submitted to a future meeting of the People and Communities Committee.
3.10	Whilst Mr Wolsey has expressed an interest in running events at the venue it will equally be offered for use to other prospective parties.
<u>Representations</u>	
3.11	Public notice of the application has been placed and no written representation has been lodged as a result of the advertisement.
<u>PSNI</u>	
3.12	The Police Service of Northern Ireland has been consulted and has confirmed that it has no objection to the application. It will be consulted on future planned events, such as Mr Wolsey's event regarding traffic management and wider operational policing issues. A copy of the police response is attached at Appendix 3.
<u>NIFRS</u>	
3.13	The Northern Ireland Fire and Rescue Service was also consulted and has no objection to the application. It will be consulted on future planned events, such as Mr Wolsey's event, and

will be provided with any associated event documentation for comment.

Health, Safety and Welfare

3.14 Officers from the Service have engaged with Parks representatives regarding the general long term use of the space.

3.15 Should you decide to grant the licence Officers will also engage with prospective event organisers to ensure that the appropriate documentation is developed and that all safety and technical requirements are met in advance of each event taking place.

3.16 Measures to ensure the event set up does not impact adversely upon the surrounding public areas and road traffic on Victoria Street or High Street. will also be arranged in conjunction with the Community Parks Manager and relevant statutory agencies.

Noise

3.17 The Environmental Protection Unit (EPU) has been informed of the application and will comment on each individual event, when information relevant to it has been provided, such as the Noise Management Plan.

3.18 EPU are also aware of Mr Wolsey's proposed event and that he has not yet confirmed his proposed hours of operation. However, given the potential scale and nature of events that could be held at the venue, they do not anticipate significant noise disturbance.

Applicant

3.19 The applicant, and/or their representatives, will be available at your meeting to answer any queries you may have in relation to the application.

Financial and Resource Implications

3.20 Officers will be required to carry out inspections for each outdoor event and attend any planning meetings which are catered for within existing budgets.

Equality or Good Relations Implications

3.21 There are no equality or good relations issues associated with this report.

4.0 Appendices – Documents Attached

- Appendix 1 – Application form
- Appendix 2 – Location Map
- Appendix 3 – PSNI correspondence