



Subject:	Application for the Variation of a Seven-Day Annual Indoor Entertainments Licence - The Bear and The Doll, 2-14 Little Donegall Street
Date:	9th November, 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/Summary of main Issues						
1.1	<p>To consider an application for the variation of the Seven-Day Annual Indoor Entertainments Licence for The Bear and The Doll, 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>The Bear and The Doll, 2-14 Little Donegall Street, Belfast, BT1 2JD</td><td>WK/201701241</td><td>Mr. Gareth Nethercott, Gracemount Enterprises Ltd 2-14 Little Donegall Street, Belfast, BT1 2JD</td></tr></tbody></table>	Premises and Location	Ref. No.	Applicant	The Bear and The Doll, 2-14 Little Donegall Street, Belfast, BT1 2JD	WK/201701241	Mr. Gareth Nethercott, Gracemount Enterprises Ltd 2-14 Little Donegall Street, Belfast, BT1 2JD
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1.2	A copy of the application form is attached at Appendix 1.						

<p>1.3</p> <p>1.4</p> <p>1.5</p> <p>1.6</p>	<p>The nature of the variation is to extend the hours during which entertainment may be provided from 1.00 a.m. to 3.00 a.m. the following morning from Monday to Friday and from midnight to 1.00 a.m. the following morning on Sunday.</p> <p>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 Place will grant the licence as provided for in the Council's Scheme of Delegation.</p> <p>However, in light of the fact that the applicant has applied for a variation to extend the hours of entertainment beyond 1.00 a.m., the application is being presented to you for consideration.</p> <p>A location map is attached at Appendix 2.</p>
<p>2.0</p>	<p>Recommendations</p>
<p>2.1</p> <p>2.2</p> <p>2.3</p>	<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 Seven-Day Annual Indoor Entertainments Licence, or 2. approve the application for the variation of the Seven-Day Annual Indoor Entertainments Licence with special conditions, or 3. refuse the application for the variation of the Seven-Day Annual Indoor Entertainments Licence. <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> <p>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.</p>
<p>3.0</p>	<p>Main Report</p>
<p>3.1</p> <p>3.2</p> <p>3.3</p>	<p><u>Key Issues</u></p> <p>The areas currently licensed to provide indoor entertainment are the:</p> <ul style="list-style-type: none"> • Titanic, with a maximum capacity of 250 persons; and • Yard 401, with a maximum capacity of 180 persons. <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 Friday: 11.30 a.m. to 1.00 a.m. the following morning; • Saturday: 11.30 a.m. to 3.00 am the following morning, and • Sunday: 12.30 p.m. to midnight <p>The premises operate as a public house with entertainment currently provided in the form of DJ's and live band performances.</p>

3.4	<p>The days and hours during which the applicant proposes to provide entertainment are:</p> <ul style="list-style-type: none">Monday to Friday: 11.30 a.m. to 3.00 a.m. the following morning, andSunday: 12.30 p.m. to 1.00 a.m. the following morning. <p><u>Reasons for the Variation</u></p>
3.5	<p>The main reason the applicant has applied to extend the hours of entertainment is to compete with other premises in the vicinity.</p>
3.6	<p>The applicant states that the venue is surrounded by other licensed premises that have the ability to operate to 3.00 a.m. and that an extension to its operating hours would allow it to operate on a level playing field.</p>
3.7	<p>A copy of the applicant's submission is attached at Appendix 3.</p> <p><u>Representations</u></p>
3.8	<p>Notice of the application has been advertised and no written representations have been lodged.</p> <p><u>PSNI</u></p>
3.9	<p>The Police Service of Northern Ireland has been consulted in relation to the application and has confirmed that it has no objections to the application. A copy of its response is attached at Appendix 4.</p> <p><u>NIFRS</u></p>
3.10	<p>The Northern Ireland Fire and Rescue Service has been consulted in relation to the application and has confirmed that it has no objections to the application.</p> <p><u>Health, Safety and Welfare Issues</u></p>
3.11	<p>A total of three during performance inspections have been carried out on the premises by officers from the Service in the last 12 months. The premises have also been subject to inspections as part of the licensing process.</p>
3.12	<p>The inspections revealed that the conditions of the Entertainments Licence were being adhered to and all operational and management procedures were being implemented effectively.</p> <p><u>Applicant</u></p>
3.13	<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>Noise Issues</u></p>
3.14	<p>The Environmental Protection Unit (EPU) has been consulted in relation to the application and has confirmed that no noise complaints have been received in the last 12 months.</p>

3.15	EPU is aware of the locations of other licensed premises in the vicinity and their ability to operate beyond 1.00 a.m. As a result, it has not raised any concerns about the application.
3.16	Members are reminded that the Clean Neighbourhood and Environment Act 2011 gives Councils additional powers in relation to the control of entertainment noise after 11.00 p.m.
	<u>Financial and Resource Implications</u>
3.17	Officers carry out during performance inspections on premises providing entertainment but this is catered for within existing budgets.
	<u>Equality or Good Relations Implications</u>
3.18	There are no equality or good relations issues associated with this report.
4.0	Documents Attached
	<p>Appendix 1 – Application Form</p> <p>Appendix 2 – Location Map</p> <p>Appendix 3 – Rationale submission from the applicant</p> <p>Appendix 4 – PSNI response</p>