



<b>Subject:</b>	<b>Applications for the Renewal of Entertainments Licences with Previous Convictions – Belfast Barge/Glenowen Inn</b>
<b>Date:</b>	15th August, 2018
<b>Reporting Officer:</b>	Stephen Hewitt, Building Control Manager, ext. 2435
<b>Contact Officer:</b>	James Cunningham, Regulatory Services Manager, ext 3375

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

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

<b>1.0</b>	<b>Purpose of Report/Summary of Main Issues</b>
1.1	To consider applications for the renewal of Entertainments Licences where the applicant has been convicted of an offence under the Local Government (Miscellaneous Provisions) (NI) Order 1985 (the Order) within the previous five years.
<b>2.0</b>	<b>Recommendations</b>
2.1	Taking into account the information presented, you are required to consider the application and to:  1. approve the application, 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.

3.0	<b>Main Report</b>															
3.1  3.2	<b><u>Key Issues</u></b>															
	Members are reminded that the normal process for dealing with Entertainments Licence application which are not the subject of objections is that the Licence will be granted, as provided for in the Council's Scheme of Delegation.															
	However, as each applicant or their company has been found guilty of committing an offence within five years of the application for a licence being submitted to the Council, you are required to consider the following applications.															
<table border="1"> <thead> <tr> <th data-bbox="272 544 576 645"><b>Premises and Location</b></th> <th data-bbox="576 544 791 645"><b>Applicant</b></th> <th data-bbox="791 544 979 645"><b>Application Type</b></th> <th data-bbox="979 544 1230 645"><b>Offence Details</b></th> <th data-bbox="1230 544 1457 645"><b>Date of Conviction &amp; Penalty</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="272 645 576 1070"> <p><b>The Belfast Barge</b></p> <p>Lanyon Quay, Belfast, BT1 3LQ</p> </td> <td data-bbox="576 645 791 1070"> <p>Ms Susan Doherty</p> </td> <td data-bbox="791 645 979 1070"> <p>Renewal</p> </td> <td data-bbox="979 645 1230 1070"> <p><b>July 2016</b></p> <p>Obstructed or locked doors on escape routes, logbook not completed and emergency exit light not illuminated.</p> </td> <td data-bbox="1230 645 1457 1070"> <p><b>23 May 2017</b></p> <p>£150 and £76 Court costs.</p> </td> </tr> <tr> <td data-bbox="272 1070 576 1910"> <p><b>The Glenowen Inn</b></p> <p>108 Glen Road Belfast, BT11 8BH</p> </td> <td data-bbox="576 1070 791 1910"> <p>The Keg Company (N.I.) Limited</p> </td> <td data-bbox="791 1070 979 1910"> <p>Renewal</p> </td> <td data-bbox="979 1070 1230 1910"> <p><b>October 2015</b></p> <p>A rear exit was blocked by combustible materials, including a table, music equipment and speakers. The rear exit alleyway was also partially obstructed by a parked vehicle. A number of exit signs were not operational and the Log Book for recording pre-event checks was not completed.</p> </td> <td data-bbox="1230 1070 1457 1910"> <p><b>24th May 2016</b></p> <p>£600 and £66 Court costs</p> </td> </tr> </tbody> </table>	<b>Premises and Location</b>	<b>Applicant</b>	<b>Application Type</b>	<b>Offence Details</b>	<b>Date of Conviction &amp; Penalty</b>	<p><b>The Belfast Barge</b></p> <p>Lanyon Quay, Belfast, BT1 3LQ</p>	<p>Ms Susan Doherty</p>	<p>Renewal</p>	<p><b>July 2016</b></p> <p>Obstructed or locked doors on escape routes, logbook not completed and emergency exit light not illuminated.</p>	<p><b>23 May 2017</b></p> <p>£150 and £76 Court costs.</p>	<p><b>The Glenowen Inn</b></p> <p>108 Glen Road Belfast, BT11 8BH</p>	<p>The Keg Company (N.I.) Limited</p>	<p>Renewal</p>	<p><b>October 2015</b></p> <p>A rear exit was blocked by combustible materials, including a table, music equipment and speakers. The rear exit alleyway was also partially obstructed by a parked vehicle. A number of exit signs were not operational and the Log Book for recording pre-event checks was not completed.</p>	<p><b>24th May 2016</b></p> <p>£600 and £66 Court costs</p>	
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3.3	<p>Notwithstanding the possibility of refusing an Entertainments Licence on any other grounds, the Council may refuse an application on the grounds that the applicant has been convicted of an offence under the Order.</p>
<p><b><u>Application History</u></b></p>	
<p><b>The Belfast Barge</b></p>	
3.4	<p>This application is being placed before Committee because the applicant Company, Lagan Legacy Ltd., was convicted of offences under the Order at Belfast Magistrates' Court on 23rd May 2017.</p>
3.5	<p>The Council had carried out a During Performance Inspection in July 2016. The inspection found that the rear exit door from the multi-function space was obstructed with band equipment, the external gate on the rear escape walkway was padlocked closed, and one leaf of the main entrance/exit door was locked closed with a barrel bolt. The above problems would have prevented the effective means of escape from the premises. Additionally, the pre-entertainment logbook was not completed for the evening and an emergency exit light was not illuminated.</p>
3.6	<p>This is the second time an application for this premises have been brought before Committee as you previously considered the application at your meeting on 21st June 2017 and, after consideration, you agreed to renew the licence.</p>
3.7	<p>Since the previous renewal the premises has been subject to four further during performance inspections as well as the recent renewal inspection to ensure that there has been no recurrence of the breach or any other safety issues. We have found that management procedures are being implemented effectively.</p>
<p><b>The Glenowen Inn</b></p>	
3.8	<p>This application is being placed before Committee because the applicant was convicted of offences under the Order at Belfast Magistrates' Court on 24th May 2016.</p>
3.9	<p>The Council had carried out a During Performance Inspection in October 2015. The inspection found that that the rear exit door from the premises was blocked by a folded table, music equipment and associated speakers. The rear exit alleyway was also partially obstructed by a parked vehicle. The above problems would have prevented the effective means of escape from the premises. Additionally, the pre-entertainment logbook was not completed for the evening and an emergency exit light was not illuminated.</p>
3.10	<p>This is the third time an application for this premises have been brought before the Committee as you previously considered the application at your meetings on 10th November 2016 and 9th November 2017 and, after consideration, you agreed to renew the licence.</p>
3.11	<p>Since the previous renewal, the premises has been subject to four further during performance inspections as well as the recent renewal inspection to ensure that there has been no recurrence of the breach or any other safety issues. We have found that management procedures are being implemented effectively.</p>
<p><b><u>Representations</u></b></p>	
3.12	<p>Public notice of the application has been placed and no written representations have been lodged as a result of the advertisement.</p>

<p>3.13</p> <p>3.14</p> <p>3.15</p> <p>3.16</p> <p>3.17</p>	<p><b><u>PSNI</u></b></p> <p>The PSNI has been consulted and has confirmed that it has no objection to the applications. A copy of its correspondence is attached at Appendix 1.</p> <p><b><u>NIFRS</u></b></p> <p>The Northern Ireland Fire Rescue Service has been consulted in relation to the application and confirmed that they have no objections.</p> <p><b><u>Applicants</u></b></p> <p>The respective applicants and/or their representatives will be available at your meeting to answer any queries you may have in relation to their applications. Copies of the application forms for the premises are attached at Appendix 2.</p> <p><b><u>Financial and Resource Implications</u></b></p> <p>Officers carry out during performance inspections on premises providing entertainment which is catered for within existing budgets.</p> <p><b><u>Equality or Good Relations Implications/Rural Needs Assessment</u></b></p> <p>There are no issues associated with this report.</p>
<p><b>4.0</b></p>	<p><b>Documents Attached</b></p>
	<p>Appendix 1 – PSNI Comments</p> <p>Appendix 2 – Application Forms</p>