



Subject:	Social Clauses for the use of our Parks & Open Spaces
Date:	5 th March 2019
Reporting Officer:	Nigel Grimshaw, Strategic Director of City & Neighbourhood Services
Contact Officer:	Rose Crozier, Director Neighbourhood Services

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 checked="" type="checkbox"/> No <input type="checkbox"/>

1.0	Purpose of Report or Summary of main Issues
1.1	<p>Members will recall that at its October meeting it granted authority to Belsonic to hold a maximum of 10 concerts at Ormeau Park in June of each year during the period 2019-2023, subject to satisfactory terms in line being agreed annually with the Strategic Director of City and Neighbourhood Services and on condition that:</p> <ul style="list-style-type: none">- The promoter resolves all operational issues to the councils' satisfaction;- An appropriate legal agreement is completed, to be prepared by the City Solicitor; and- The promoter meets all statutory requirements of the Building Control Service including the terms and conditions of the Parks Entertainments Licence.

1.2	Committee also granted authority to the Strategic Director of City and Neighbourhood Services to negotiate an appropriate fee annually for use of Ormeau Park taking in to account costs to the Council, minimising negative impact on the immediate area but also the potential wider benefit to the city economy.
1.3	Officers have been in discussion with Legal Services in respect of the latter point and this report sets out a proposal for members to endorse.
2.0	Recommendations
2.1	<p>Members are asked to endorse that:</p> <ol style="list-style-type: none"> 1. For Events where the venue capacity is between 5,000 and 20,000 persons, a 5% levy shall be charged on the Licence fee 2. For Events where the venue capacity exceeds 20,000 persons, a 10% levy shall be charged on the Licence fee. <p>Members are asked to note that further work is required to establish a mechanism to allocate funds accumulated from events.</p>
3.0	Main report
3.1	<p><u>Key Issues</u></p> <p>Following advice from Legal Services it was agreed that the best way to integrate 'social clauses' into these Agreements would be by adding a percentage levy onto the fee charged to the Promoter, with the money being used for social/community purposes in the local area.</p>
3.2	<p>Promoters and Others who wish to run commercial events (ie events for which they are charging an admission and keeping the profits) in the Council's Parks shall only be permitted to hold their Event on the basis that they agree to pay a levy on their Licence fee from the Council. The Levy shall be used by the Council for the purposes of funding socially focused Projects in the area local to the Concert venue. As an example, this could be the upgrade or provision of local amenities. The levy will only be chargeable for those Concerts where the venue capacity exceeds 5,000.</p>
3.3	<p>The levy shall be payable at the following rates :</p> <ol style="list-style-type: none"> 1. For Events where the venue capacity is between 5,000 and 20 000 persons, a 5% levy shall be charged on the Licence fee

	<p>2. For Events where the venue capacity exceeds 20,000 persons, a 10% levy shall be charged on the Licence fee.</p>
3.4	<p>Payment of the levy must be made by the Promoter before they begin set-up of their event.</p>
3.5	<p>Further work is required to establish a mechanism to allocate funds accumulated from events.</p>
3.6	<p><u>Financial & Resource Implications</u> Officers will need to agree with elected members a mechanism for how the fund will be utilised.</p>
3.7	<p><u>Equality or Good Relations Implications /Rural Needs Assessments</u> None</p>
4.0	<p>Appendices – Documents Attached</p>
	<p>None</p>