



Subject:	Application for the Variation of a 7-Day Annual Entertainments Licence for Fountain Lane
Date:	18 th September, 2019
Reporting Officer:	Stephen Hewitt, Building Control Manager, ext. 2435
Contact Officer:	Moira Dougherty, Senior Building Control Surveyor, ext. 2458

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	<p>To consider an application for the variation of the 7-Day Annual Indoor Entertainments Licence for Fountain Lane, based on the Council's standard conditions to provide indoor music, singing, dancing or any other entertainment of a like kind.</p> <table><thead><tr><th>Premises and Location</th><th>Applicant</th></tr></thead><tbody><tr><td>Fountain Lane 16-20 Fountain Street Belfast BT1 5ED</td><td>Mr Paul Langsford Clover Pubs NI No2 Ltd. Aisling House 50 Stranmillis Embankment Belfast BT9 5FL</td></tr></tbody></table>	Premises and Location	Applicant	Fountain Lane 16-20 Fountain Street Belfast BT1 5ED	Mr Paul Langsford Clover Pubs NI No2 Ltd. Aisling House 50 Stranmillis Embankment Belfast BT9 5FL
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<p>1.2</p> <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 on Monday to Saturday nights from 1.00 am to 2.00 am the following morning and on Sunday night from midnight to 2.00 am the following morning.</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 Building Control 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 am, the application is being presented to you for your consideration.</p> <p>A renewal application is pending and will be issued under delegated authority after the variation application has been considered.</p> <p>A location map is attached as Appendix 1.</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 7-Day Annual Indoor Entertainments Licence, or 2. Approve the application for the variation of the 7-Day Annual Indoor Entertainments Licence with special conditions, or 3. Refuse the application for the variation of the 7-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"> • Ground Floor, with a maximum capacity of 50 persons. • First Floor, with a maximum capacity of 90 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 Saturday: 11.30 am to 1.00 am the following morning, and • Sunday: 12.30 pm to midnight <p>The days and hours during which the applicant proposes to provide entertainment are:</p> <ul style="list-style-type: none"> • Monday to Saturday: 11.30 am to 2.00 am the following morning, and

	<ul style="list-style-type: none"> • Sunday: 12.30 pm to 2.00 am the following morning. <p><u>Reasons for the Variation</u></p> <p>3.4 The applicant has stated the main reason they wish to extend the hours of entertainment is to compete with other premises in the City centre providing late night entertainment.</p> <p>3.5 A copy of the applicant's submission is appended to this report as Appendix 2.</p> <p><u>Representations</u></p> <p>3.6 Notice of the application has been advertised and no written representations have been lodged.</p> <p><u>PSNI</u></p> <p>3.7 The Police Service of Northern Ireland has been consulted in relation to the application and confirmed that they have no objections to the application. A copy of their response is attached as Appendix 3.</p> <p><u>Health, Safety and Welfare Issues</u></p> <p>3.8 A Building Regulations application has been submitted for the refurbishment works currently being carried out. The premises are currently closed and are being inspected under both Building Regulations and Licensing legislation.</p> <p><u>Applicant</u></p> <p>3.9 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> <p>3.10 The Environmental Protection Unit (EPU) has been consulted in relation to the application and confirmed that it has received no noise complaints in the last 12 months.</p> <p><u>Financial & Resource Implications</u></p> <p>3.11 Officers carry out during performance inspections on premises providing entertainment but this is catered for within existing budgets.</p> <p><u>Equality or Good Relations Implications</u></p> <p>3.12 There are no equality or good relations issues associated with this report.</p>
4.0	Appendices – Documents Attached
	<ul style="list-style-type: none"> • Appendix 1 – Location Map • Appendix 2 – Submission for later hours from the applicant • Appendix 3 – PSNI response