



Subject:	Application for the Variation of a 7-Day Annual Entertainments Licence for The Deer's Head
Date:	11th December, 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 The Deer's Head, based on the Council's Standard Conditions to provide music, singing, dancing or any other entertainment of a like kind.</p> <table><tr><td>Premises and Location</td><td>Applicant</td></tr><tr><td>The Deer's Head</td><td>Mr David Neely</td></tr><tr><td>1-3 Lower Garfield Street</td><td>JAR (IRE) Ltd.</td></tr><tr><td>Belfast, BT1 1FP</td><td>4 Fallon Road</td></tr><tr><td></td><td>Belfast BT12 6ST</td></tr></table>	Premises and Location	Applicant	The Deer's Head	Mr David Neely	1-3 Lower Garfield Street	JAR (IRE) Ltd.	Belfast, BT1 1FP	4 Fallon Road		Belfast BT12 6ST
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Belfast, BT1 1FP	4 Fallon Road										
	Belfast BT12 6ST										
1.2	<p>The nature of the variation is to extend the hours during which entertainment may be provided on Monday to Saturday nights from 1.00am to 3.00am the following morning and on Sunday from midnight to 3.00am the following morning.</p>										

<p>1.3</p> <p>1.4</p> <p>1.5</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 1.00am, the application is being presented to you for your consideration.</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 bar, with a maximum capacity of 150 persons. • First floor venue, with a maximum capacity of 220 persons. • No.1 Goose Entry, with a maximum capacity of 40 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: 11.30am to 1.00am the following morning, and • Sunday: 12.30pm 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: 11.30am to 3.00am the following morning, and • Sunday: 12.30pm to 3.00am the following morning.

	<p>Reasons for the Variation</p>
3.4	<p>The applicant has stated the main reason they wish to extend the hours of entertainment is to compete with other city centre premises that offer entertainment to such times. They consider the current 1.00am Licence leaves them at a disadvantage and, as the area they are situated in is severely underdeveloped, they need to make themselves a destination venue with a key role to play in the regeneration of the North Street area.</p>
3.5	<p>A copy of the applicant's submission is appended to this report as Appendix 2.</p>
	<p><u>Representations</u></p>
3.6	<p>Notice of the application has been advertised and no written representations have been lodged.</p>
	<p>Police Service of Northern Ireland</p>
3.7	<p>The police have offered no objection to the application. A copy of their response is attached as Appendix 3.</p>
	<p>Northern Ireland Fire and Rescue Service</p>
3.8	<p>The Fire and Rescue Service have offered no objection to the application.</p>
	<p>Health, Safety and Welfare Issues</p>
3.9	<p>The premises will continue to be inspected as part of our During Performance Inspection regime to ensure the applicant adheres to their Licence Conditions.</p>
	<p>Noise Issues</p>
3.10	<p>The Council's Environmental Protection Unit (EPU) has been consulted in relation to the application and confirmed that no noise complaints have been received in the last 12 months.</p>
	<p>Applicant</p>
3.11	<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>Financial & Resource Implications</u></p>
3.12	<p>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>
3.13	<p>There are no equality or good relations issues associated with this report.</p>
4.0	<p>Appendices – Documents Attached</p>
	<ul style="list-style-type: none"> • Appendix 1 – Location Map • Appendix 2 – Applicant submission for later hours • Appendix 3 – PSNI response