



Subject:	Application for the Grant of a 7-Day Annual Outdoor Entertainments Licence for Haymarket, 84 Royal Avenue
Date:	18 August, 2021
Reporting Officer:	Stephen Hewitt, Building Control Manager, Ext. 2435
Contact Officer:	Darren McCamphill, Lead Building Control Surveyor, Ext 2444

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	To consider an application for the grant of a 7-Day Annual Outdoor Entertainments Licence based on the Council's standard conditions to provide outdoor musical entertainment. <table><tr><td>Area and Location</td><td>Ref. No.</td><td>Applicant</td></tr><tr><td>Haymarket 84 Royal Avenue Belfast, BT1 1DJ</td><td>WK/2020/01303</td><td>Mr Gareth Murphy Coobet Trading Limited</td></tr></table>	Area and Location	Ref. No.	Applicant	Haymarket 84 Royal Avenue Belfast, BT1 1DJ	WK/2020/01303	Mr Gareth Murphy Coobet Trading Limited
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1.2	A location map is attached as Appendix 1.						

1.3	The Health Protection (Coronavirus, Restrictions) Regulations continue to place limitations on the provision of outdoor music at licensed premises and the financial pressures on the hospitality sector still remain.
1.4	To assist further with sector recovery, as was the case with applications considered at June Committee, this application is brought forward in the absence of information that would normally be available prior to a report being brought to Members.
1.5	Should Members be minded to grant the application this will give the applicant the ability to commence operating at the earliest opportunity rather than waiting to be considered at the September Committee.
2.0	Recommendations
2.1	<p>Taking into account the information presented Members of the Committee are asked to recommend that, in accordance with the Council decision of 4th May 2021, the Chief Executive exercise her delegated authority, subject to no written representations being received, a satisfactory response from statutory consultees and all technical requirements being met, and either:</p> <ul style="list-style-type: none"> a) Approve the application for the grant of the 7-Day Annual Outdoor Entertainments Licence with the hours requested, or b) Approve the application for the grant with special conditions, or c) Refuse the application for the grant of the 7-Day Annual Outdoor Entertainments Licence.
2.2	If an 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. In the case that the applicant subsequently decides to appeal, outdoor entertainment may not be provided until any such appeal is determined.
3.0	Main report
	<u>Key Issues</u>
3.1	The applicant has applied to provide entertainment within the outdoor arcade which runs between the rear of properties located on Royal Avenue and Gresham Street. The outdoor arcade will serve an existing licensed premises operating at 14 Gresham Street. If the Committee is minded to grant the Outdoor Entertainments Licence, it will not be issued until such time as all technical requirements are completed to the satisfaction of the Service.
3.2	<p>The standard days and hours for an Outdoor Entertainments Licence are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30am to 11.00pm.
3.3	<p>The applicant proposes to provide entertainment in the form of live music, such as DJ's. The days and hours for entertainment requested by the applicant are:</p> <ul style="list-style-type: none"> • Monday to Sunday: 11.30am to 1.00am the following morning.
3.4	An Outdoor Entertainments Licence was previously in place for the arcade when the premises was operated by a former licensee.

3.5	Members are reminded that all applications for the grant of Outdoor Entertainments Licences and requests to provide outdoor entertainment beyond 11.00pm are subject to consideration by Committee.
3.6	A layout plan of the outdoor area is attached as Appendix 2.
	<u>Representations</u>
3.7	Public notice of the application has been placed and to date no written representation has been lodged as a result of the advertisement. However, the 28-day statutory period has not yet expired. Should Members be minded to recommend that the licence be granted this should be subject to there being no written representation received as a result of the advertisement.
	<u>PSNI</u>
3.8	The Police Service of Northern Ireland have been consulted in relation to the application. At the time of writing this report the Service have not received a response. An update will be provided for Committee at your meeting.
	<u>NIFRS</u>
3.9	The Northern Ireland Fire and Rescue Service have been consulted in relation to the outdoor application. When additional fire safety information is available to permit an assessment being made the NIFRS will provide a consultation response.
	<u>Health, safety and welfare</u>
3.10	The applicant is developing a management plan outlining how the area will be managed to ensure the health and safety of their patrons and staff. Policies on customer social distancing, staff social distancing, PPE, handwashing and waiter service will be included in the plan.
3.11	When received, the Service will provide a copy of the applicant's proposals to mitigate the spread of COVID-19 to the Health and Safety section of City and Neighbourhood Services for their consideration.
	<u>Noise</u>
3.12	The applicant has been requested to provide the Service with an acoustic report for the outdoor area. This is being developed and will be provided to our Environmental Protection Unit (EPU) for evaluation.
	<u>Applicant</u>
3.13	The applicant, and/or their representatives, will be available at your meeting to answer any queries you may have in relation to the application.
3.14	A supplementary letter from the applicant outlining their reasons for applying for an outdoor licence is attached as Appendix 3.
	<u>Financial & Resource Implications</u>
3.15	None.

3.16	<p><u>Equality or Good Relations Implications/Rural Needs Assessment</u></p> <p>There are no issues associated with this report.</p>
4.0	Appendices – Documents Attached
	<ul style="list-style-type: none">• Appendix 1 – Location map• Appendix 2 – Proposed layout of outdoor area• Appendix 3 – Supplementary letter from the applicant.