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| <b>Subject:</b>           | <b>Application for the Renewal of a Seven-day Annual Entertainments Licence - Irish National Foresters, 14-18 Albert Street</b> |
| <b>Date:</b>              | 15 <sup>th</sup> April 2015   |
| <b>Reporting Officer:</b> | Trevor Martin, Head of Building Control, ext. 2450  |
| <b>Contact Officer:</b>   | Stephen Hewitt, Building Control Manager, ext. 2435   |

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| <b>Is this report restricted?</b>            | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| <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</b>   |                       |          |           |  |              |                 |
| 1.1  | <p>An application has been received from Mr Gerry Lappin for the renewal of a Seven-day Annual Entertainments Licence for the Irish National Foresters 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>Ref. No.</td><td>Applicant</td></tr><tr><td>Irish National Foresters<br/>14-18 Albert Street<br/>Belfast, BT12 4HJ</td><td>WK/201401335</td><td>Mr Gerry Lappin</td></tr></table> | Premises and Location | Ref. No. | Applicant | Irish National Foresters<br>14-18 Albert Street<br>Belfast, BT12 4HJ | WK/201401335 | Mr Gerry Lappin |
| Premises and Location  | Ref. No.   | Applicant             |          |           |  |              |                 |
| Irish National Foresters<br>14-18 Albert Street<br>Belfast, BT12 4HJ | WK/201401335   | Mr Gerry Lappin       |          |           |  |              |                 |
| 1.2  | <p>This application is placed before the Committee as the club representative, Mr Gerry Lappin, was convicted of an offence under the Local Government Miscellaneous Provisions (NI) Order 1985 at Belfast Magistrates Court on 22<sup>nd</sup> November 2011 after a during performance inspection found a padlocked emergency exit at the rear of the premises. As a result Mr Lappin was fined a total of £400 and ordered to pay court costs of £66 for the offence.</p>                                       |                       |          |           |  |              |                 |
| 1.3  | <p>Members are advised that the previous Council committee considered previous renewal applications for the Irish National Foresters at its meetings on 17<sup>th</sup> October 2012 and 20<sup>th</sup> November 2013 and, after consideration, agreed to renew the licence on each occasion.</p>   |                       |          |           |  |              |                 |
| <b>2.0</b>   | <b>Recommendation</b>  |                       |          |           |  |              |                 |
| 2.1  | <p>Taking into account the information presented, you are required to consider the application for the renewal of this licence and to:</p>   |                       |          |           |  |              |                 |

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|            | <p>1. approve the application for the renewal, or</p> <p>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.</p>   |
| <b>3.0</b> | <b>Main report</b>   |
|            | <b><u>Key Issues</u></b>   |
| 3.1        | Members are reminded that the normal process for dealing with Entertainment Licence renewals, which are not the subject of objections, is that the Director of Health and Environmental Services will grant the licence as provided for in the Councils Scheme of Delegation. However, in light of the fact that the applicant has been found guilty of committing an offence within 5 years of the application for the licence being submitted to the Council you are required to consider the application. |
| 3.2        | Under the terms of the Local Government Miscellaneous Provisions (NI) Order 1985, in considering any application for the grant, renewal, or transfer of an Entertainments Licence, the Council must have regard to any conviction of the applicant of an offence under the Order within the period of five years immediately preceding the date when the application was made.   |
|            | <b><u>Representations</u></b>  |
| 3.3        | Public notices of the application were placed in the newspapers and no objections were received within the 28 day period.  |
|            | <b><u>PSNI</u></b>   |
| 3.4        | The PSNI has been consulted and has confirmed that it has no objection to the application.   |
|            | <b><u>Health, safety and welfare inspections</u></b>   |
| 3.5        | A total of three during performance inspections have been carried out on the premises.   |
| 3.6        | One of the inspections uncovered some problems where the log book was not completed for that night's entertainment and one leaf of the front doors and outer gate were locked.   |
| 3.7        | As a result Officers of the Service convened a meeting with the management of the club to discuss the problems and, following the meeting, were satisfied that the appropriate measures were in place to ensure the safe evacuation from the premises should an emergency situation occur.   |
| 3.8        | Two further during performance inspections were conducted by the Service after these problems were discovered and both confirmed that the matter had been addressed. All other conditions of the Entertainments Licence were being adhered to and the Officers were satisfied that all operational and management procedures were being implemented effectively.   |
|            | <b><u>Financial and Resource Implications</u></b>  |
| 3.9        | None   |
|            | <b><u>Equality or Good Relations Implications</u></b>  |
| 3.10       | There are no equality or good relations issues associated with this report.  |
| <b>4.0</b> | <b>Documents Attached – None</b>   |