



<b>Subject:</b>	<b>Application for the Entertainments Licence to run beyond 11.00pm at Falls Park for the Feile An Phobail event</b>
<b>Date:</b>	20th May, 2015
<b>Reporting Officer:</b>	Trevor Martin, Head of Building Control, ext. 2450
<b>Contact Officer:</b>	Stephen Hewitt, Building Control Manager, ext. 2435

<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 or Summary of main Issues</b>
1.1	To consider a request from the organisers of Féile an Phobail to hold a 10 day music event within a marquee at Falls Park, running from Friday 31 <sup>st</sup> July to Sunday 9 <sup>th</sup> August, and to permit the entertainment to run beyond 11.00pm to 12.00am on 8 of the nights.
1.2	It is a condition of the Falls Park licence that all requests to operate beyond the permitted hours of entertainment must be considered by the Licensing Committee.
1.3	A Location Map is attached as Appendix 1.
<b>2.0</b>	<b>Recommendations</b>
2.1	Taking into account the information presented and any representations received you are required to consider the request to extend the hours of entertainment and, subject to all technical requirements being met, either:  1. Agree that the eight proposed events should be permitted to take place beyond the standard hours of Licence to 12.00am or;  2. Refuse to extend any or all of the hours as requested.
<b>3.0</b>	<b>Main report</b>
3.1	<b>Key Issues</b> Members are advised that a 7-Day Annual Outdoor Entertainments Licence and a 14-Day Occasional Licence for a Marquee has been granted for Falls Park and both have been used to hold numerous events in the past, primarily this event. The Licences are held by the Parks and Leisure Department of the Council and are transferred to the promoter for the duration of their event.

3.2	The days and hours during which entertainment may be provided both outdoors and in a marquee are Monday to Sunday from 11.30am to 11.00pm.
3.3	In addition, the following special conditions are attached to both the Marquee and Outdoor licence:
	<ol style="list-style-type: none"> <li>1. Maximum numbers will be agreed at the discretion of the Building Control Service and will vary depending upon individual concert set up proposals.</li> <li>2. Prior to any event taking place the promoters are required to demonstrate evidence of early consultation and have in place a robust system of dealing with any complaints, which has been agreed in advance with the Council.</li> <li>3. Any requests to provide entertainment later than 23:00hrs must be considered by the Licensing Committee and therefore must be made at least 3 months in advance of the proposed event.</li> <li>4. Should the Council receive a significant number of noise complaints for any event which has successive nights of entertainment permitted beyond 23:00hrs or if a complaint about an event beyond 23:00hrs is of major concern, then those successive nights with later hours may be subject to reduction and the promoter should have appropriate arrangements in place should this occur.</li> </ol>
3.4	The organisers have not yet finalised the artists to perform at this year's event but they have confirmed that the genre and type of entertainments will be similar to previous years. In previous years the entertainments have ranged from traditional Irish music, rock, indie rock, folk to ska music.
3.5	The organisers have requested that you give consideration to permitting 8 nights of entertainment to run beyond 11.00pm to 12.00am. The proposed dates for this extension are Friday 31 <sup>st</sup> July and 1 <sup>st</sup> , 3 <sup>rd</sup> , 4 <sup>th</sup> , 5 <sup>th</sup> , 6 <sup>th</sup> , 7 <sup>th</sup> , and 8 <sup>th</sup> August.
3.6	As this is not an application to vary the terms of the marquee licence, but a request for Council's permission to extend the hours under an existing licence condition, there is no requirement for public advertisement in this case.
3.7	Members may recall that last year you agreed to grant the organisers permission to operate on five nights of the event beyond the standard hours of 11.00pm to 12.00am.
3.8	The Service has received a copy of the Event Management Plan and other relevant event details. Officers are currently liaising with the organisers to ensure that all technical requirements will be met and work is ongoing in this regard.
3.9	The event organisers have provided a detailed list of contacts who they will engage with closer to the event taking place. The contacts comprise of Resident Associations and local community representatives in the area. In previous years the organisers have engaged with the local community prior to the event taking place in the form of consultation meetings with residents and by means of a resident's notification letter.
3.10	The Service has not received any complaints about this year's event.
3.11	Representatives of Féile an Phobail will be available at your meeting should you wish to seek further information about their proposals.
3.12	<p><b><u>PSNI</u></b></p> <p>The PSNI have been consulted in relation to the event and have confirmed that the organisers have already been in contact with them about this year's proposals. The police have also been informed of the proposed extension of hours. A copy of their comments is</p>

	attached as Appendix 2.
3.13	Members are advised that, as with all such events, a series of detailed planning meetings will be held, some of which have begun, to look at traffic management, transport and any wider operational policing issues.
	<b><u>NIFRS</u></b>
3.14	The Northern Ireland Fire and Rescue Service have also been consulted about the application. As with other similar events they will be invited to a pre-event meeting and provided with relevant documentation in advance of that meeting.
	<b><u>Health, safety and welfare issues</u></b>
3.15	Officers from the Service have carried out during performance inspections over previous years events organised by Féile An Phobail and have always found the organisers to be professional in their approach and have had no issues with the health, safety and welfare management of the events during that time.
	<b><u>Noise issues</u></b>
3.16	The Environmental Protection Unit (EPU) has been consulted in relation to the request for late night entertainment to run to 12.00 am on eight occasions for the event at Falls Park.
3.17	However, given the cumulative impact of several late consecutive nights and potential sleep disturbance to nearby residents, Officers are concerned that there is a greater potential for complaints after 11.00pm. Members are reminded that the Clean Neighbourhood and Environment Act (Northern Ireland) 2011 gives councils additional powers in relation to entertainment noise after 11.00pm.
3.18	Last year a total of two complaints were received over the course of the 10 day event, neither complaint resulted in any formal action being taken by the Council. In 2013 a total of 22 noise complaints were received to the event which was also held over 10 days.
3.19	As in previous years, Officers are currently working with the organisers and their representatives regarding a suitable noise assessment and noise management plan for the festival. The noise assessment must demonstrate that noise from the event will not cause unreasonable disturbance to commercial and residential premises.
3.20	Officers will consider all reports and supporting information to ensure the technical requirements are in accordance with all the relevant legislation and guidance.
3.21	An officer from EPU will be available at your meeting to advise on any concerns regarding the proposed event and any potential noise impact it may have on nearby residents.
	<b><u>Applicant / Organisers</u></b>
3.22	The applicant and organisers, and/or their representative, will be available at your meeting to answer any queries you may have in relation to the request.
	<b><u>Financial and Resource Implications</u></b>
3.23	Officers will be required to carry out inspections at the event but this is catered for within existing budgets.
	<b><u>Equality and Good Relations Implications</u></b>
3.24	There are no equality or good relations issues associated with this report.

**4.0****Appendices – Documents Attached**

- Appendix 1 – Location map
- Appendix 2 – PSNI correspondence