



Subject:	Application for the Grant of a Seven-day Annual Outdoor Entertainments Licence - Kremlin Bar/Shoe Factory, 12-14 Union Street
Date:	17th August, 2016
Reporting Officer:	Patrick Cunningham, Assistant Building Control Manager, ext. 6446
Contact Officer:	Patrick Cunningham, Assistant Building Control Manager, ext. 6446

Is this report restricted?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Is the decision eligible for Call-in?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

1.0	Purpose of Report/Summary of Main Issues						
1.1	<p>To consider an application from Ms. Anthea Wilson for the grant of a Seven-Day Annual Outdoor Entertainments Licence for the Smoking Area on the roof of the Kremlin Bar based on the Council's standard conditions to provide outdoor musical entertainment.</p> <table border="0"><thead><tr><th>Premises and Location</th><th>Ref. No.</th><th>Applicant</th></tr></thead><tbody><tr><td>Shoe Factory 12-14 Union Street Belfast, BT1 2JF</td><td>WK/201600895</td><td>Ms. Anthea Wilson Shoe Factory 12-14 Union Street Belfast, BT1 2JF</td></tr></tbody></table>	Premises and Location	Ref. No.	Applicant	Shoe Factory 12-14 Union Street Belfast, BT1 2JF	WK/201600895	Ms. Anthea Wilson Shoe Factory 12-14 Union Street Belfast, BT1 2JF
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1.2	A copy of the application form is attached at Appendix 1.						
1.3	A location map is attached at Appendix 2.						
1.4	Members are reminded that all applications for the grant of Outdoor Entertainments Licences must be brought before Committee for consideration.						
2.0	Recommendations						
2.1	<p>Taking into account the information presented and any representations made in respect of the application you are required to make a decision to either:</p> <ol style="list-style-type: none">approve the application for the grant of a Seven-day Annual Outdoor Entertainments Licence, orapprove the application for the grant with special conditions, or						

<p>2.2</p>	<p>3. refuse the application for the grant of the Seven-day Annual Outdoor Entertainments Licence.</p> <p>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.</p>
<p>3.0</p>	<p>Main Report</p>
<p>3.1</p> <p>3.2</p> <p>3.3</p> <p>3.4</p> <p>3.5</p> <p>3.6</p> <p>3.7</p> <p>3.8</p> <p>3.9</p>	<p><u>Key Issues</u></p> <p>The applicant currently holds a Seven-day Annual Indoor Entertainments Licence for the Kremlin. The indoor areas licensed to provide entertainment are the:</p> <ul style="list-style-type: none"> • Long Bar, with a maximum capacity of 176 persons • Long Bar Mezzanine, with a maximum capacity of 110 persons • Square Function Room, with a maximum capacity of 200 persons • Square Function Room Mezzanine, with a maximum capacity of 200 persons • Union Street Bar Ground Floor, with a maximum capacity of 274 persons • Union Street Bar First Floor, with a maximum capacity of 60 persons • Shoe Factory, with a maximum capacity of 260 persons <p>The days and hours during which the premises are currently licensed to provide indoor entertainment are:</p> <ul style="list-style-type: none"> • Monday to Saturday: 11.30 am to 3.00 am the following morning, and • Sunday: 12.30 pm to 3.00 am the following morning. <p>The premise operates as a public bar and nightclub with indoor entertainment being provided in the form of DJs and live bands.</p> <p>The applicant proposes to provide entertainment within the nightclub's Smoking Area, which is located on the roof of the Shoe Factory on Little Donegal Street. A layout plan of the proposed outdoor area is attached at Appendix 3.</p> <p>The maximum occupancy of the Shoe Factory Roof will be 150 persons. Members are advised that the number of persons to be accommodated in the new outdoor area is included in the existing overall maximum occupancy of the indoor area of 1280 persons; they are not in addition to this occupancy.</p> <p>The area is also covered by the premises existing Liquor Licence.</p> <p>The days and hours during which entertainment is proposed to be provided in the new outdoor area is as follows:</p> <ul style="list-style-type: none"> • Monday and Sunday: 12.00 pm to 1.00 am the following morning. <p>The applicant has advised that, if a licence is granted for the area, it is the intention to provide low level entertainment to provide a chill out area.</p> <p><u>Representations</u></p> <p>Public notice of the application was placed and no written representations were lodged as a result of the notice.</p>

PSNI

- 3.10 The PSNI has been consulted and has confirmed that it has no objection to the application. A copy of its correspondence is attached at Appendix 4.

Health, safety and welfare inspections

- 3.11 A total of three during performance inspections have been carried out on the premises by Officers from the Service regarding the provision of indoor entertainment in the past 12 months.
- 3.12 The inspections revealed that the conditions of the Entertainments Licence were being adhered to and Officers were satisfied that all operational and management procedures were being implemented effectively.

NIFRS

- 3.13 The Northern Ireland Fire and Rescue Service has been consulted and has confirmed that it has no objections to the application.

Noise Issues

- 3.14 The Environmental Protection Unit (EPU) has been consulted in relation to the application and has confirmed that no noise complaints have been received within the past 12 months or prior to that.
- 3.15 An acoustic report outlining the measures to be taken when outdoor entertainment is being provided has been received and assessed by EPU. The report outlines the measures to be put in place to minimise disturbance to neighbouring premises, either due to noise breakout or from patron activity.
- 3.16 Following their assessment, the Unit has confirmed that it is satisfied with the report and the measures proposed and, as a result, has no concerns with the area being granted an Entertainments Licence.
- 3.17 Members are reminded that the Clean Neighbourhood And Environment Act 2011 gives councils additional powers in relation to the control of entertainment noise after 11.00 pm.

Applicant / Licensee

- 3.18 The applicant and/or their representatives will be available at your meeting to answer any queries you may have in relation to the applications.

Financial and Resource Implications

- 3.19 Officers carry out during performance inspections on premises providing entertainment but this is catered for within existing budgets.

Equality or Good Relations Implications

- 3.20 There are no equality or good relations issues associated with this report.

4.0	Documents Attached
	<p>Appendix 1 – Application Form</p> <p>Appendix 2 – Location map</p> <p>Appendix 3 – Layout plans of the proposed outdoor area</p> <p>Appendix 4 – PSNI comments</p>