



**THE LOCAL GOVERNMENT (MISCELLANEOUS
PROVISIONS)(NORTHERN IRELAND) ORDER
1985**

LICENSING OF PLACES FOR ENTERTAINMENT

**TERMS, CONDITIONS AND RESTRICTIONS
WHICH ARE TO APPLY TO A LICENCE ISSUED
BY DUNGANNON AND SOUTH TYRONE
BOROUGH COUNCIL**

DEFINITIONS

“approval of Council” “consent of Council” means the prior approval or prior consent of the Council in writing.

“approved” “permitted” means approved or permitted by the Council in writing.

“children” means any persons under the age of 16 years unless otherwise stipulated by current legislation.

“Council” means the District Council for the area in which the entertainment takes place, namely **Dungannon and South Tyrone Borough Council** acting in accordance with Article 3 Schedule 1 of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985.

“authorised officer of the Council” means an officer who carries written authorisation and proof of identity.

“licence” means a licence granted, renewed, varied or transferred as the case may be by the Council for the purpose of providing the types of entertainment on premises mentioned in the Licence.

“licensee” means a person or persons, a corporate body or an association of persons licensed by a Council to keep and use premises for the types of entertainment as set out in a Licence.

“licensing conditions” are the terms, conditions and restrictions under which a licence is granted, renewed, varied or transferred by the Council.

“notice” means notice in writing.

“premises” means any place subject to the licensing provisions in Schedule 1 of the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985, and includes all parts of the property to which persons have access in connection with the entertainment.

“nominated person” means a person not less than 18 years of age authorised in writing by the licensee as the person responsible for ensuring that the terms and conditions of the entertainment's licence are complied with.

“staff” means any person paid or unpaid who assists the licensee or nominated person in the provision of the entertainment.

NOTE

The Council reserve the right to revoke any Entertainment Licence on the breach of any Terms, Conditions or restrictions on or subject to which the Licence is held, or suspend the Licence if it considers the provision of entertainment is causing or is likely to cause a serious threat to public order or fire safety.

Nothing in these Conditions shall absolve any person from liability to observe and carry out the requirements and provisions contained in Article 3 and Schedule 1 of the Local Government Miscellaneous Provisions (NI) Order 1985.

PART 1 - GENERAL

- 1.01 The entertainments licence shall be displayed in a conspicuous part of the premises in which the entertainment is taking place, in close proximity to the entrance and in a place where it may be easily read by patrons, performers and staff.
- 1.02 A copy of the licence conditions shall be kept on the premises and shall be readily available for inspection by an authorised officer of the Council, a constable or an officer of the Northern Ireland Fire Brigade.
- 1.03 The premises shall not be used for any of the purposes for which the premises are licensed except on the days and between the hours set out in the licence unless provided for by legislation. Where a licence is granted for a maximum number of unspecified days per annum, the licensee shall notify the Council at least **14 days** before the date on which the entertainment is to be provided on the premises. In exceptional circumstances, the permitted hours of use for the purposes authorised by the licence may be varied with the consent of the Council. In this respect not less than **2 months** notice of application for permission to vary the permitted hours of use shall be given to the Council.
- 1.04 Premises which are also licensed under the Licensing (NI) Order 1990 shall only be used for entertainment purposes during the permitted hours on those premises under the said Licensing (NI) Order 1990 **unless additional hours have been approved by the Council.**
- 1.05 Overcrowding shall not be permitted in any part of the licensed premises and the occupancy figures stated on the licence must not be exceeded for the type of entertainment provided in each section of the premises.
- 1.06 A system of accounting and recording the number of persons on the premises at any one time shall be kept for inspection by an authorised officer of the Council, a constable or an officer of the Northern Ireland Fire and Rescue Service.
- 1.07 A valid policy of insurance shall be held by the licensee throughout the period of the licence and for the type of entertainment provided, insuring him in respect of any liability which may be incurred by him in respect of the death of or bodily injury to any person while on or about

the premises and shall be available for inspection by an authorised officer of the Council.

- 1.08 All parts of the premises shall be accessible at all reasonable times for inspection by an authorised officer of the Council, constable or an authorised officer of the Northern Ireland Fire and Rescue Service with a view to seeing whether the terms, conditions and restrictions subject to which the licence is held are complied with. **The licensee shall ensure that such officers are given immediate and unrestricted access and any necessary assistance required to conduct the inspection.**
- 1.09 No alteration in construction, layout, furnishings, decoration or otherwise of the premises shall be made without the consent of the Council.
- 1.10 Where the licensee of the licensed premises permits for hire, reward or otherwise the premises to be used for the purposes of entertainment by any other person or persons, the licensee shall be responsible for taking all steps necessary to ensure that the conditions upon and subject to which the licence is granted are strictly complied with.
- 1.11 The licensee or the nominated person shall be present and in charge at all times while entertainment is being provided. The licensee or nominated person shall take all necessary measures to ensure compliance with the conditions upon and subject to which the licence is granted.
- 1.12 The licensee shall be responsible for ensuring that in his absence the nominated person is issued with a copy of these terms and conditions and that the nominated person and all staff are conversant and comply with the terms and conditions of the Entertainment Licence.
- 1.13 The Council shall require the licensee to submit any certificates at such times as may be required to ensure the general safety or welfare of persons on the premises.
- 1.14 No entertainments which are either:-
- a) stand-up pop concerts, ie not including a closely seated audience;
 - b) likely to present special risks; or
 - c) specially presented for children;

shall be provided until the Council as the licensing authority has been notified as additional licence conditions may be applicable (see 2.13).

For entertainments referred to at (a), 2 months notice of any such entertainment shall be given to the Council together with either names of the groups or artists booked to appear or, if that information is not available, an indication of the age of the audience such entertainment is expected to attract.

For entertainments referred to at (b) or (c), 21 days notice of any such entertainment shall be given to the Council.

PART 2 - CONTROL AND OPERATION

- 2.01 The Licensee or the nominated person shall be responsible for the maintenance of good order in the premises.
- 2.02 (a) Nothing shall be displayed, acted, represented, recited or sung on the premises which is obscene or which may contribute to a breach of the peace or to jeopardising the safety of persons on the premises.
- (b) ***The premises shall not be used for striptease or entertainment of a like kind to dancing which involves nudity, without the approval of the Council. In these cases the Additional Licence Conditions laid down in Appendix X (See condition 2.13) shall be applicable.***
- (c) ***Condition 2.02(b) above, shall not apply where the nudity is an integral part of a licensed play or theatrical performance.***
- (D) ***42 DAYS, (6 WEEKS) NOTICE IN WRITING OF THE INTENDED PROVISION OF ANY SUCH ENTERTAINMENT SHALL BE GIVEN TO THE COUNCIL TOGETHER WITH DETAILS OF THE PROPOSED CONTENT OF THE ENTERTAINMENT UNLESS THE PREMISES HAVE BEEN SPECIFICALLY LICENSED FOR THE REGULAR PROVISION OF ENTERTAINMENT OF THE TYPE REFERRED TO IN PARAGRAPH 2.02(B) ABOVE.***
- 2.03 Music or noise arising from the entertainment provided on ***or in the vicinity of the premises*** shall not cause unreasonable disturbance or annoyance to the occupiers of other properties in the neighbourhood. Control measures may be required in order to address this problem to the satisfaction of the Council.
- 2.04 The Licensee shall take all due precautions for the safety of the public, the performers and employees and shall not permit the premises to be used for performances involving animals or naked flame or for any other purpose or in any other manner which may cause undue danger to the public or employees, unless adequate safety precautions are in place and have been approved to the satisfaction of the Council.
- 2.05 All parts of the premises shall be kept sufficiently illuminated to ensure the safe movement of persons on the premises. All floor surfaces are to be maintained so as not to cause a hazard due to slips, trips or falls.
- 2.06 The whole of the premises shall be kept clean, ventilated and free from any accumulation of dirt or rubbish.
- 2.07 Refuse or flammable materials shall not be permitted to accumulate on or about the premises unless stored in a suitable manner so as not to present a fire hazard or a risk to health and safety.

2.08 Sanitary accommodation and washing facilities provided in the premises shall be maintained in good working order, kept clean, ventilated, disinfected and supplied with all proper requisites.

2.09 (a) All corridors, gangways, passageways and stairways shall be maintained free from obstruction.

(b) All doors on a means of escape route shall be maintained unobstructed, easily openable and free from restrictive fastenings unless otherwise approved by the Council.

NOTE: The installation of any other type of locks, bolts, restrictive fasteners or lockable securing devices is strictly forbidden unless special approval in writing has been obtained from the Council .

2.10 Suitable changing facilities for performers shall be provided where necessary.

2.11 (a) Cylinders for the storage of compressed air, oxygen, hydrogen or other gases shall be stored in a suitable manner so as not to present a health, safety or fire hazard.

(b) Where a liquefied petroleum gas (LPG) supply or mains gas installation is provided to the premises for whatever purpose, the whole of the installation shall comply with the current industry health and safety standards.

(c) No portable cooking or heating appliances shall be used except with the approval of the Council.

2.12 (a) All fire doors shall be self-closing and shall never be maintained in the open position unless devices, approved by the Council, are fitted and maintained by the licensee.

(b) Doors to rooms from which the public are to be excluded are to be kept locked at all times when the rooms are not occupied (provided they do not form part of a means of escape).

2.13 Additional licence conditions for premises licensed for specific type of entertainment are contained in the following appendices:-

- APPENDIX A: Theatrical performances in theatres;
- APPENDIX B: Indoor children's entertainment and where children may be accommodated on the premises.
- APPENDIX C: Indoor pop concerts.
- APPENDIX D: Indoor boxing, snooker, darts and similar types of public contests, matches, exhibitions or displays.
- APPENDIX E: Safer Dancing Guidelines.
- APPENDIX X: Conditions applicable to premises providing Entertainment involving striptease and/or nudity.
- APPENDIX Z: Circuses, marquees and other tented structures.

PART 3 - FIRE AND GENERAL SAFETY PRECAUTIONS

- 3.01 The premises shall comply with the requirements of the Council and shall be constructed and maintained in such a manner as to minimise the risk of fire or other risk to the health, safety or welfare of the general public, performers and employees.
- 3.02 Fire fighting equipment as required by the Council shall be provided by the Licensee and kept in a position as agreed by the Council. The equipment shall be maintained to the current safety standard. Annual Test Certificates will be required to be provided to the Council.
- 3.03 The Licensee shall take all reasonable measures for securing adequate access to and egress from the premises for all emergency vehicles.
- 3.04 Where no permanent fixed telephone is provided on the premises, suitable alternative arrangements for contacting the emergency services shall be provided to the satisfaction of the Council.

3.05 Electrical Safety Certification

(a) Periodic electrical inspection and testing

- (i) All periodic inspection and testing shall be carried out in accordance with the current edition of the IEE Regulations for Electrical Installations Inspection and Testing and as recommended in BS 7671. The maximum period between inspections shall be 3 years unless declared otherwise by the inspecting contractor. (This does not exclude the requirement to carry out an annual routine check.)

- (ii) The type of acceptable periodic inspection report shall be as set out in BS 7671 Form 6, titled "Periodic Inspection Report for an Electrical Installation". This report shall consist of a minimum of 4 pages incorporating schedules of both the inspection and test results. This is a minimum requirement. Any variation to this type of report must be approved by the Council.

(b) Emergency lighting inspection and test certificate

- (i) All emergency lighting systems shall be inspected and tested annually in accordance with the current edition of BS 5266: Part 1, 1999, Annual Test.
- (ii) The type of test certificate is to be as recommended in BS 5266: Part 1, 1999, Appendix C. Any variation to this type of certificate must be approved by the Council.

(c) Fire alarm inspection and test certificate

- (i) All fire alarms shall be inspected and tested annually in accordance with the current edition of BS 5839: Part 1, 1988, incorporating amendments 1, 2 and 3 with particular reference to Section 4, User Responsibilities Annual Inspection and Test.
- (ii) The type of test certificate is to be as recommended in BS 5839: Part 1, 1988, Appendix C.

- (d) Any alteration to any of the aforementioned systems shall require further certification (also see condition 1.07).

- (e) Certificates will be accepted from the following bodies:

- (i) Institute of Electrical Engineers (IEE)
- (ii) National Inspection Council for Electrical Installation Contracting (NICEIC)
- (iii) Electrical Contractors Association (ECA) or the Electrical Contractors Association of Scotland.
- (iv) An Insurance Company/Agent specialising in electrical inspections and testing.
- (v) Any suitably qualified engineer/contractor or company deemed to be competent to carry out such inspecting and testing.

Note:

A competent person, will as appropriate to their function in undertaking such inspections and tests, have a sound

knowledge and experience relevant to the nature of the work undertaken and to the technical standards set down in BS 7671, be fully versed in the inspection and testing procedures contained in BS 7671 and employ adequate testing equipment.

All approved bodies must have in force a Policy of Public and Employees Liability Insurance Cover insuring them to carry out electrical inspections and testing.

If the contractor is not a member of any of the groups listed in (i) to (iv) above, they should be approved by the Council **prior to any work being commenced** and hold acceptable insurance indemnity.

3.06 The licensee or the nominated person must complete safety checks to ensure that the following points have been addressed prior to any entertainment taking place on the premises. The Licensee or nominated person must also ensure that the required standard is maintained throughout the time the entertainment is taking place.

- (i) Ensure all escape routes and doors are available for immediate use and are unobstructed.
- (ii) Normal lighting levels are adequate to ensure safe movement throughout the premises.
- (iii) Illuminated "exit" and "emergency exit" signs are visible and lit.
- (iv) Fire fighting equipment is readily available and operational.
- (v) Self-closing fire doors are kept in the closed position except as in circumstances noted in 2.12.
- (vi) Doors to stores and cupboards containing electrical installations are kept locked shut.

These safety checks must be recorded for each occasion when entertainment is provided on the premises and the records retained for inspection by an authorised Officer of the Council.

3.07 All fixed heating appliances shall be properly guarded and no combustible materials shall be situated close to such appliances. Where open coal or log fires are in use adequate fireguards shall be provided and securely fixed in position.

3.08 Adequate receptacles shall be provided for discarded cigarette ends, matches, etc and the contents of such receptacles shall be safely disposed of at the closing of the premises.

- 3.09 The licensee shall ensure that all staff present during the provision of entertainment, shall be trained in emergency evacuation procedures, the use of fire fighting equipment and general fire safety and fire prevention. Records of all such training given must be recorded and these records retained for inspection by the Council.
- 3.10 Where closely seated audiences are involved, an announcement shall be made at the start of each performance indicating the location of the exits.
- 3.11 All upholstery, seat covers, etc shall be maintained in good repair and shall comply with the current flame-proofing standards at the time of installation.
- 3.12 All hangings, decorative displays and curtains shall be of non-combustible, inherently non-flammable, durably flame retarded material or of a material rendered non-flammable and shall be maintained in such condition. Certificates regarding the flame-proofing of materials shall be supplied to the Council as required.
- 3.13 All strobe light effects must operate on a fixed rate of not more than 8 flashes per second. Where more than one strobe light is used, the flashes must be synchronised. Where strobe lights are in use, warning notices of their use on the premises shall be conspicuously displayed at the entrance.
- 3.14 Where laser effects are intended to be used on the premises, the licensee shall submit to the Council a Certificate from an approved laser manufacturer and installer to the effect that the laser equipment and associated safety devices have been recently examined and tested and are in a safe condition and efficient order. Lasers shall be installed and used in accordance with current Health and Safety guidelines.
- 3.15 Smoke machines shall be operated in accordance with the manufacturer's written instructions and shall not produce toxic or flammable smoke.
- 3.16 Where pyrotechnics are to be used, seven days notice in writing shall be given to the Council. This should include details of the proposed use and if required, the date and time on which a demonstration can be witnessed by a representative of the Council.
- 3.17 Lighted candles or naked flame will only be permitted where special permission has been obtained from the Council.
- 3.18 The licensee shall ensure that whenever less able-bodied persons may be present, adequate arrangements are made to enable their safe evacuation in the event of an emergency and that they are made aware of these arrangements.
- 3.19 Where the licensed premises are to be used **solely for a closely seated audience** the seating shall be firmly fixed to the floor.

- 3.20 Where the licensed premises is multi-use and is **used only occasionally for a closely seated audience**, a seating plan showing the seating arrangements, including gangways and access to all exits shall be submitted to the Council for approval **14 days** before the proposed entertainment is due to take place.
- 3.21 Any of the conditions herein may be modified with the permission of the Council if they are satisfied that such modifications would not be detrimental to public safety. The Council shall have the right to impose any additional conditions, which it considers necessary.

These conditions have been approved by the Council on 3 July 2006

APPENDIX A – ADDITIONAL CONDITIONS FOR THEATRICAL PERFORMANCES IN THEATRES

DEFINITIONS

'stage' means that part of the premises which is constructed or arranged for the performance thereon of plays or entertainments of a like kind.

'separated stage' means a stage that is separated from the remainder of the premises and will include the provision of a safety curtain in the proscenium opening.

'open stage' means a stage that is not separated from the remainder of the premises.

'stage area' means in addition to the stage itself, any scene dock, workshop, stage basement, staff or orchestra room, store or other portion ancillary to the stage.

A.1

- i) the stage shall be so constructed as to minimise the risk of fire
- ii) the stage shall not be congested with scenery or properties, and the exits from the stage shall be maintained free from obstruction.
- iii) Smoking within the stage area shall be prohibited except as may be necessary as part of the performance, provided that adequate measures are taken against the risk of fire. Notices that smoking is prohibited shall be prominently displayed.
- iv) During the performance the under- stage area shall not be used for any purpose other than access by performers or movement of stage settings. Stage settings shall not remain in the under stage area unless immediately required.
- v) The under- stage area shall be maintained free from storage at all times, other than storage mentioned in iv) above.
- vi) The public shall not be seated within the stage area during the performance without the consent of the council and only when there is no scenery or properties on the stage during the performance.

A.2

- i) the scenery and properties used on an open stage shall only be constructed of the following:
 - a) non- combustible materials; or
 - b) inherently non- flammable material; or
 - c) timber or timber based material with a surface spread of flame rating of not less than Class 1 as defined by British Standard 476: Part 7; or
 - d) durable flame retardant material; or
 - e) rigid polyvinyl chloride sheeting which is classified as self-extinguishing when tested in accordance with British Standard 2782.

- ii) the ropes attached to counterweights of scenery shall be tested by a competent person appointed by the licensee at such intervals as may be necessary as a safeguard against failure.

A.3

- i) all scenery, properties etc. other than those required for use in the current production or rehearsals or impending productions shall be stored in rooms specifically designed for such purpose.
- ii) Scenery, properties etc shall be kept clear of gangways, exits, escape routes and final exits at all times.

A.4

- i) any workshop or store shall be separated from the stage and the workshop kept closed when the public is in the premises.
- ii) Shutters or openings for the passage of scenery between the stage and the workshop shall be kept closed when the public is on the premises.

A.5

- i) Fire fighting equipment as required by the Council shall be kept ready for use on the stage area, dressing rooms and in the passages immediately approaching the dressing rooms, and attention shall be directed to the equipment by notices fixed immediately above the equipment.

A.6

- i) Explosives or highly flammable substances shall not be used except with the consent of the Council. Where performances incorporate these substances a member of the Fire Brigade shall remain within the stage area during the whole time the public are on the premises. The responsibility for hiring such person rests with the Licensee, who shall also be responsible for paying such services.

A.7

- i) Where scenery, properties etc. are used on stage at least one person shall have practical training in Fire Prevention and extinction. This person shall act as fireman and remain within the stage area during the whole time the premises are open to the public. This person shall be easily identified, for example by uniform or armband etc.

A.8

- i) Corridors and staircases which form the means of escape from the stage area, and the signs indicating the exits, shall be adequately and continuously lit while the premises are in use.

RULES APPLICABLE ONLY TO PLACES HAVING A SEPARATED STAGE

A.9

- i) On premises where a safety curtain is provided to the proscenium opening, a person trained to operate the safety curtain shall remain within the stage area during the whole of the time that the premises are in use for the presentation of the production and the public are on the premises.

A.10

- i) In the case of fire the safety curtain must be lowered at once and its descent should not be stopped once started.
- ii) Drop curtains shall not be lowered in place of the safety curtain.
- iii) At the safety curtain release position there shall be displayed clear instructions on its operation together with notices to the effect of A.10 i and ii.
- iv) The words SAFETY CURTAIN shall be painted conspicuously on the curtain so as to be clearly visible to the audience.
- v) The safety curtain shall be lowered and raised in the presence of each audience and the following notice printed on the programme performance:- " The safety curtain will be lowered and raised in the presence of each audience."
- vi) In the event of the safety curtain being out of order the licensee will immediately notify the Council.
- vii) Whenever the safety curtain has been lowered, sufficient lights shall be immediately lighted in addition to the minimum lighting to give effective general illumination in the auditorium.
- viii) No scenery, properties or other apparatus shall at any time during the performance cross the plane of the safety curtain and shall not interfere with its descent.

A.11

- i) Where there is a lantern light over the stage, the moving parts shall be tested periodically to ensure that they are in efficient working order. There shall be no obstruction to the upward flow of air from the stage to the lantern light and the release lines and other controlling gear shall be kept readily accessible and secured in such a manner as to permit their immediate release.
- ii) Each test and statement of the result shall be recorded in the Log Book
- iii) Release lines shall be indicated by a conspicuous notice, which must not be obscured. Spare fusible links shall be kept in reserve.

APPENDIX B – ADDITIONAL CONDITIONS WHERE CHILDREN'S ENTERTAINMENT IS PROVIDED OR WHERE CHILDREN MAY BE ACCOMODATED ON THE PREMISES.

B.1

- i) The Licensee shall comply with the provisions of Section 30 of the Children and Young Persons Act (NI) 1968.

B.2

- i) Standing or sitting by children in the gangways is prohibited.

B.3

- i) When children are either accompanied or unaccompanied by parents or guardians then:
 - a) when special performances or entertainments are given for children, or are attended by large parties of children, the number of adult attendants on duty in the auditorium, hall or assembly enclosure shall be on the scale of 1 attendant for every 50 children or part thereof, but shall be increased to 1 per every 20 children or part thereof if the children are accommodated on a floor above or below ground level. As far as conditions permit it shall be arranged that such children sit in a group together.
 - b) The attendants shall be stationed at appropriate places on the premises, and be properly instructed as to their duties to enable them to take charge of and take all reasonable precautions for the safety of the children whilst on the premises, and to control the movement of the children and other persons entering, on, or leaving the premises.
 - c) The attendants shall wear a white armlet not less than 100 mm wide with a badge thereon bearing either the words "Children's Attendant" or other suitable symbol, or otherwise be recognisable as such.
 - d) Unless accompanied by parents or guardians, or included in an organised party of children, children shall not be admitted to floors or tiers more than one storey above or below the level at which the final exits discharge, and shall not be permitted to sit in the front row unless so accompanied.
 - e) Where children are accommodated above or below ground level, an attendant shall be stationed at each exit leading to an escape route.
 - f) No child apparently under the age of 5 years shall be admitted to a children's entertainment unless during the whole time the child is accompanied by an adult person bona fide in charge of the child, e.g. parent or guardian.
 - g) The level of lighting in the auditorium shall be as great as possible consistent with the effective presentation of the entertainment.

B.4

- i) If provision is made on the premises for accommodating parents or guardians of children separately from the children then:
 - (a) the accommodation for children shall be at the level at which the final exits discharge. In no circumstances shall the children's accommodation be on a floor above the level at which their parents or guardians are accommodated, or at basement level.
 - (b) the part of the premises provided for children shall be adjacent to an external wall and shall have at least two exits, one of which is a final exit or leads directly to a final exit.
 - (c) If the accommodation for children adjoins the parents' or guardians' accommodation then there shall be a sufficient aggregate width of exits for both groups.
- ii) The number of staff in charge of the children shall be sufficient to evacuate them speedily in an emergency, but in no case shall there be less than required by B.3 (i).
- iii) Staff shall be specially instructed in their duties with regard to any order which may be given to evacuate the children. (see also 3.09)
- iv) If the accommodation for children is on a different level to that of the parents or guardians, then parents or guardians shall be advised that in the event of an emergency their children will be evacuated by the Licensee's supervising staff, and in no circumstances shall the parents or guardians attempt to reach the children's accommodation.
- v) The parents or guardians shall be advised of, or shown, the exit that the children will use and the place of safety to which they will be taken to be collected if it is necessary to evacuate the premises. Notices setting out the procedure to be followed in an emergency shall be prominently displayed, and copies of the procedure notice shall be given to the parents or guardians for their information when they leave their children.

B.5

- i) The Licensee shall comply with Section 40 of the Children and Young Persons Act (NI) 1968 and the Children (Performances) Regulations (NI) 1971.
- ii) Children shall not take part in any entertainment on the premises if the arrangements for the said children have not been approved by the Council.
- iii) The Licensee shall give at least two months notice to the Council of any proposed entertainment involving children, detailing numbers of children, sex, ages and their participation in the performance.

- iii) The Licensee shall comply with any terms, conditions or restrictions the Council may impose.

B.6

- i) Where any entertainment for children and persons under the age of 18 is provided and where the premises has been granted a licence to sell alcohol, the licensee shall ensure that the provision of such entertainment does not contravene the Licensing (NI) Order 1996.

APPENDIX C – ADDITIONAL CONDITIONS FOR INDOOR PLACES OF ENTERTAINMENT PROVIDING POP CONCERTS.

C.1

- i) If not provided as a permanent feature of the premises the following details shall be submitted to the Council **no later than four weeks prior to the Pop Concert taking place**:
 - (a) proposed temporary platform or stage and associated safety barriers
 - (b) stage lighting towers, control console platforms and associated safety barriers
 - (c) special effects, e.g. laser and strobe lighting and other special effects
 - (d) proposals for televising or filming, including the number and positioning of vehicles, equipment and associated vehicles
 - (e) electrical supply arrangements for amplification and public address systems

C.2

- i) Unless the audience reaction to performance warrants a higher level of supervision, the number of attendants shall not be less than 1 for every 100 persons in a place without seating, or 1 for every 200 persons for a closely seated audience of over 16 years of age.

C.3

- i) When required by the Council admission to the premises shall be by ticket only. If some tickets are for sale at the entrance then their number shall be limited to that which, together with the tickets sold in advance, does not exceed the maximum number stated on the licence.

C.4

- i) To assist with the control of the audience the Licensee shall ensure that the services of a competent compere are engaged, and shall ensure that the concert starts promptly at the advertised time, and finishes not less than one half hour before the time specified by the Council.

C.5

- i) At least one fully equipped First Aid point shall be located on the premises to the Council's satisfaction and such point shall be sited remote from the stage and shall be clearly signposted.

C.6

- i) Noise levels shall be controlled in order not to cause annoyance to occupiers living close to the premises and to minimise the risk of hearing damage to the audience, performers and staff.
- ii) In certain cases the Council will require that an approved Leg Meter or Sound Level Meter shall be provided at the console, and shall be available for inspection at all times by the Council's authorised officers.

C.7

- i) Notices shall be provided throughout the premises to clearly indicate the location of all facilities such as toilets, refreshments, drinking water, first aid points etc., all of which shall be clearly signposted.

C.8

- i) A protective barrier of adequate strength and minimum height of 1200mm shall be provided between the stage and auditorium for a non- closely seated audience. A minimum distance of 3000mm between the stage and barrier shall be maintained throughout the duration of the performance.
- ii) Any barrier shall be formed in the shape of an arc with the sides curving away from the audience. Suitable relief outlets shall be so arranged that they do not provide vantage points for viewing the concert with consequent obstruction of the outlets.

C.9

- i) Dressing rooms shall be so sited in relation to the stage as to ensure that no member of the public can gain access to the backstage area and should, where possible, be at least 6000mm away from stage and area occupied by the public.

C.10

- i) No glass containers shall be permitted for the service of any drinks and no glass bottles shall be sold or distributed to any member of the audience.
- ii) The licensee shall ensure that every effort is made to prevent any member of the public from bringing glass containers onto the premises. Warnings to this effect shall be displayed in conspicuous positions outside the premises and at the entrance. Such warnings shall clearly state that failure to comply with this requirement shall result in admission being refused or, if entry has been gained, the eviction of the offender.

C.11

- i) The permanent electrical installation of the premises shall, so long as member of the public are present, be in the charge of a

competent electrician with sufficient knowledge of the installation to enable him to maintain and control it as may be necessary to keep it in a safe working order.

- ii) Wherever extensive stage lighting and special effects are provided, a competent electrician shall remain within the stage area as long as the equipment is in use.

APPENDIX D – ADDITIONAL CONDITIONS FOR INDOOR PREMISES LICENSED FOR BOXING, SNOOKER, DARTS AND SIMILAR TYPES OF PUBLIC CONTESTS, MATCHES EXHIBITIONS OR DISPLAYS.

D.1

- i) Before any public contest, match, exhibition or display takes place the Licensee shall ensure that the Council is informed at least **TWO MONTHS** in advance of the number of contests and competitors taking part.

D.2

- i) All temporary seating shall be firmly fixed to the floor or to the base of the stepped tiers or otherwise secured so that such seating cannot be displaced.
- ii) Rostra or other removable or demountable units, used to support temporary seating, shall be of rigid construction and be capable of supporting all persons who use it plus all other imposed and dead loads without deflection, movement or other danger to the public, staff or performers. Suitable means shall be made for interlocking adjacent rostra in position.
- iii) All temporary seating shall be constructed so as to present no danger to any person using it.
- iv) If temporary seating is provided on a platform supported by tubular scaffolding or similar demountable structures, the space beneath the platform on which the seats are placed shall not be used for any purpose and shall be maintained entirely clear of all storage and rubbish.

D.3

- i) There shall be a clear space of 2500mm around wrestling rings inside which the public shall not be permitted.

D.4

- i) Boxing and wrestling rings shall be in a position approved by the Council, and the Licensee and the promoter shall satisfy themselves as to the strength and stability of the ring when installed.
- ii) A skirt shall be used around the base of the ring and shall be made of rigid non- combustible material to the Council's satisfaction.
- iii) At no time shall the public enter the confines of the ring.

D.5

- i) Dressing rooms and washing/ showering facilities, including an adequate supply of hot and cold water, shall be supplied for use on the premises to the Council's satisfaction.
- ii) The fire fighting equipment as required by the Council shall be provided in each dressing room and shall be ready for use.

D.6

- i) A fully equipped First Aid facility shall be provided on the premises to the Council's satisfaction.

APPENDIX X – ADDITIONAL LICENCE CONDITIONS APPLICABLE TO PREMISES PROVIDING ENTERTAINMENT INVOLVING STRIPTease AND/ OR NUDITY

Where the council has approved, (as per condition 2.02(B) of the conditions for the licensing of places of entertainment), that premises be used for striptease or entertainment of a like kind to dancing which involves nudity, the following additional conditions shall be applicable:

X1.

- i) The approved entertainment shall take place only in the areas designated by the Council and the approved access to the dressing room(s) shall be maintained while the striptease or dancing involving nudity is taking place and immediately thereafter.
- ii) Striptease or dancing involving nudity shall not be permitted in any location where the performance can be seen from the street.
- iii) The entertainment shall only be given or provided by the performers or entertainers and the audience shall not be permitted to participate.
- iv) Whilst entertainment such as striptease or dancing involving nudity is taking place, no person under the age of 18 years shall be on the premises. A clear notice, which can be easily read by persons entering the premises, shall be displayed in a prominent position at each entrance to the premises stating, NO PERSON UNDER THE AGE OF 18 WILL BE ADMITTED.
- v) Except as permitted by additional licence condition 7, the licensee shall not encourage or permit encouragement to be made to the audience to throw money at or otherwise to give gratuities to the performers.

Additional conditions for tableside type dancing.

X2.

- i) Entertainment of this kind, where approved, may be provided solely by dancers to customers seated at tables in parts of the premises designated and approved by the council.
- ii) There shall be no physical contact between the customers and the dancers other than the transfer of money or tokens at the beginning or conclusion of the performance.
- iii) CCTV shall be installed and maintained in working order to cover all the areas where dancing will take place if required by the council.

iv) While dancing is taking place an adequate number of Door Supervisors (to the satisfaction of the council) shall be employed in that part of the premises used for dancing.

APPENDIX Z – ADDITIONAL LICENCE CONDITIONS APPLICABLE TO CIRCUSES AND THE PROVISION OF ENTERTAINMENT IN MARQUEES AND OTHER TENTED STRUCTURES

Z1.

- i) Fire fighting equipment as required by the Council shall be provided by the Licensee and kept in a position as agreed by the Council. The equipment shall be maintained to the current safety standard and an annual test certificate will be required to be provided to the Council.
- ii) The complete electrical installation, including emergency lighting, illuminated emergency exit signs, generators, etc shall be maintained in a safe condition and a valid electrical certificate of inspection and testing by a competent contractor shall be provided to the Council.
Note: The bodies acceptable to the Council and the definition of a competent person are as laid down in section 3.05 of the Entertainment Licence Conditions
- iii) The on site installation of all electrical equipment shall be carried out by a competent person.
- iv) The tent material shall be of inherently flame resisting material and a certificate to this effect supplied to the Council.

Z2.

- i) There shall be readily available, to the satisfaction of the Council, a means to summon the emergency services to the site.
- ii) Access and egress for emergency service vehicles shall be maintained at all times and car parking shall be controlled so as not to obstruct such vehicles.
- iii) There shall be suitable and sufficient exits to evacuate all persons in the event of an emergency. Exits should be “easy opening” to the satisfaction of the Council and shall be clearly indicated with an illuminated exit sign.
- iv) A secondary lighting system should be available in the form of self-contained luminaires or an automatic start generator. All secondary lighting systems (including exit and emergency exit signs) shall be of the maintained type in accordance with BS 5266 Part 1.
- v) All exit and emergency exit routes shall be kept clear and unobstructed at all times.

Z3.

- i) No smoking shall be allowed within any circus tent and signs to that effect shall be prominently displayed or an announcement made prior to the start of the performance.

- ii) Any flammable liquids shall be stored outside the tented structure in suitable closed containers.
- iii) Barbecues should not be in or close to the tent in which the entertainment is taking place.
- iv) Heaters and heat producing luminaires or lighting shall be kept clear of the tent fabric.
- v) Generators shall be kept at a safe distance from the structure and be equipped with a suitable fire extinguisher.
- vi) Prior to the commencement of any performance an announcement shall be made detailing the type of audible warning to be sounded in the event of an emergency and the evacuation procedure.
- vii) The Licensee or the nominated person shall at all times consider the forecast weather conditions and their potential to adversely effect the stability of the structure. Where extreme conditions such as very high winds, etc are forecast, it may be necessary to cancel or postpone the performance.
- viii) Sanitary accommodation and washing facilities shall be provided and be maintained in good working order, kept clean, ventilated, disinfected and supplied with all proper requisites to the satisfaction of the Council.
- ix) Any of the conditions herein may be modified with the permission of the Council if they are satisfied that such modifications would not be detrimental to public safety. The Council shall have the right to impose any additional conditions, which it considers necessary.