



**DUBLIN CITY COUNCIL**  
**PLANNING AND DEVELOPMENT ACT 2000 (as amended)**  
**PLANNING AND DEVELOPMENT REGULATIONS 2001 (as amended)**  
**LOCAL GOVERNMENT ACT 2001 (as amended)**

**PLANNING & PROPERTY DEVELOPMENT DEPARTMENT**

**NOTIFICATION OF DECISION PURSUANT TO SECTION 231(3) OF THE  
PLANNING & DEVELOPMENT ACT 2000 (AS AMENDED) & ARTICLE 192 OF  
THE PLANNING & DEVELOPMENT REGULATIONS 2001 (AS AMENDED) TO  
GRANT OUTDOOR EVENT LICENCE**

**GRANT OF OUTDOOR EVENT LICENCE**

**OUTDOOR EVENT LICENCE REFERENCE NUMBER: OEL 06/2023**

To:

POD Festivals Limited  
19 Fitzwilliam Street Upper  
Dublin 2

**Applicant:** POD Festivals Limited

**Proposal:** Forbidden Fruit 2023

**Proposed Events:** Music Festival to take place over 2 days at Royal Hospital  
Kilmainham.

**Artist(s):** Various Artists – Saturday 3<sup>rd</sup> of June 2023  
Various Artists – Sunday 4<sup>th</sup> of June 2023

**Date of application:** 26<sup>th</sup> of January 2023

In accordance with the provisions of the Planning and Development Act 2000 (as amended), the Planning and Development Regulations 2001 (as amended), including Part 16 thereof, and the Local Government Act 2001 (as amended), an Order of the Assistant Chief Executive of the Planning and Property Development Department of

Dublin City Council, dated 4<sup>th</sup> of May 2023 accepted and adopted the Report and Recommendation OEL 06/2023 dated 4<sup>th</sup> of May 2023, from the Acting Planning Enforcement Manager & Outdoor Event Licencing Officer and further ordered that an Outdoor Event Licence be granted for the reasons and considerations contained in the said Report and Recommendation and the reasons and considerations under and subject to the 19 conditions set out hereunder.

Accordingly, in accordance with the said Order of the Assistant Chief Executive of the Planning and Property Development Department of Dublin City Council and pursuant to the provisions of the Planning and Development Act 2000 (as amended), including section 231(3) thereof, and the Planning and Development Regulations 2001 (as amended), including Part 16 and Article 192 thereof, Dublin City Council do hereby **GRANT** an **OUTDOOR EVENT LICENCE** to the aforesaid Applicant to hold the event known as Forbidden Fruit 2023 on the 3<sup>rd</sup> & 4<sup>th</sup> of June 2023 based on the reasons and considerations under and subject to the following conditions:

1. The plans, proposals and particulars submitted as part of the Licence application shall be complied with, and in particular the Event Management Plan received on the 26<sup>th</sup> of January 2023, other than where required by the amendments/additions outlined below.

*Reason: in the interests of proper event planning and safety.*

2. The scope of this Licence application approval relates to the two festival dates outlined in the application namely the 3<sup>rd</sup> of June 2023 and 4<sup>th</sup> of June 2023.

The events permitted under the grant of this licence shall only take place between the times specified in the Event Management Plan received on the 26<sup>th</sup> of January 2023.

*Reason: in the interest of clarity.*

3. The approved event shall be conducted in compliance with the Code of Practice for Safety at Outdoor Concerts (Department of Education 1996) where practicable.

*Reason: in the interests of proper event planning and safety.*

4. Accreditation should be made available to the local authority and the prescribed bodies, namely An Garda Síochána and the HSE a minimum of 48hrs prior to each event day.

*Reason: in the interests of proper event planning.*

5. A final event management plan shall be submitted to Dublin City Council and circulated to all parties electronically as early as possible prior to the event but no later than 14 days prior to the event taking place. This plan should include a detailed final production schedule, a detailed entrancing plan, a fully integrated traffic management plan and also the final agreed medical plan.

*Reason: in the interests of proper event planning and safety.*

6. A detailed stewarding/security plan (including internal and external) shall be submitted as part of the final event management plan. This plan should outline details of the companies engaged, the personnel numbers, their specific roles, external barrier and fencing configurations and external traffic and pedestrian management arrangements both at ingress and egress.

*Reason: To ensure the proper safety of attendees and to ensure road safety in the external areas where patrons will be arriving to, queueing and subsequently exiting.*

7. The requirements of An Garda Síochána in connection with this event shall be complied insofar as is practical, including a requirement to make a contribution towards the reasonable costs of An Garda Síochána associated with this event and the provision and agreement of a finalised integrated traffic management /pedestrian management plan.

*Reason: in the interest of the maintenance of public order, securing the safety of persons at the place in connection with the event and to minimise disruption to the neighbourhood in which the event is to take place.*

8. All bars must close by 22:00hrs each night. Drinks can only be dispensed in plastic/paper cups, open plastic bottles or open cans. Appropriate stewarding and checks must be in place at all times to ensure that no underage person is sold or is consuming alcohol on the event site. Signage must be in situ to clearly indicate this condition. No alcohol may be carried in or out of the event site by patrons.

*Reason: in the interest of securing the safety of persons at the place in connection with the event and to minimise disruption to the neighbourhood in which the event is to take place.*

9. The specific requirements of the Emergency Planning Office and the Ambulance Service of the HSE in connection with this event shall be complied with, including the requirements to agree and provide a final fully integrated event medical plan. The applicants appointed Medical officer/Coordinator shall liaise directly with the HSE to resolve any further issues relating to medical provision for this event.

*Reason: to ensure the provision of adequate facilities for health and welfare.*

10. The requirements of the Environmental Health Section of Dublin City Council in relation to sanitary accommodation, drinking water, signage and stewarding associated with the event is to be complied with in full.

*Reason: to ensure the provision of adequate facilities for health and welfare and to minimise disruption to the neighbourhood in which the event is to take place.*

11. The requirements in relation to noise control and monitoring shall be adhered to, unless any variation is agreed, in writing, with Dublin City Council. These requirements are as follows,
  - The control limits set at the mixer position shall be adequate to ensure that the music noise level shall not, at any noise sensitive premises, exceed LAeq 75 dB over a 15 minute period throughout any rehearsal or sound check for the event.
  - A suitably qualified and experienced noise control consultant shall be appointed to the approval of Dublin City Council. The noise control consultant shall liaise between the promoter and the sound engineer on all matters relating to noise control prior to and during the events. The appointed noise control consultant shall continually monitor noise levels at the sound mixer position and advise the sound engineer accordingly to ensure that the noise limits are not exceeded
  - The control limits set at the mixer position shall be adequate to ensure that the music noise level shall not at any noise sensitive premises exceed LAeq 75 dB over a 15 minute period throughout the duration of the event.
  - The monitoring results must be forwarded to Dublin City Council within 3 working days after the event(s)

*Reason: to minimise disruption to the neighbourhood in which the event is to take place.*

12. The requirements of the Building Control Section of Dublin City Council in connection with the approved event is to be complied with, including a requirement that all temporary structures must be certified by an experienced Chartered Structural Engineer post construction and prior to use. All electrical

installations associated with the event must also be certified by an experienced suitably qualified electrical engineer. The relevant structural/safety/electrical certificates should be e-mailed to [pat.nestor@dublincity.ie](mailto:pat.nestor@dublincity.ie) and [john.downey@dublincity.ie](mailto:john.downey@dublincity.ie) post certification and prior to the event commencing.

Any funfair equipment associated with these events must be provided in accordance with the Planning and Development (Certification of Fairground Equipment) Regulations, 2003 (as amended) with appropriate notifications submitted to Dublin City Council Building Control Section. The relevant safety certificates and notifications may be e-mailed to [buildingcontrol@dublincity.ie](mailto:buildingcontrol@dublincity.ie) and copied to [john.downey@dublincity.ie](mailto:john.downey@dublincity.ie).

*Reason: in the interests of general safety at the event.*

13. All reasonable and practicable efforts shall be made to ensure the event is inclusive and accessible to all people, particularly disabled persons.

*Reason: in the interests of securing the safety and appropriate accessibility to all persons at the event.*

14. The requirements of Dublin Fire Brigade in connection with this event shall be complied with.

*Reason: in the interests of public safety.*

15. The applicant shall continue to liaise with the NTA, Irish Rail, Transdev/Luas and Bus service providers in respect of this event.

*Reason: to minimise disruption to the neighbourhood in which the event is to take place and to ensure adequate means of transport to and from the event.*

16. Dublin City Council requires that the following locations and any other required areas be monitored and cleaned during the course of the events: from Military Road to St. John's Road West, left on to South Circular Road, left on to Kilmainham Lane and associates side Roads and right to Military Road. Particular attention paid to outside of Public Houses in the vicinity of RHK, at any checkpoints and the outside of the Hilton Hotel, from 15.00hrs to 23.00hrs each event day and then a full clean to take place overnight and be completed by 7 am each day. The Cleaning Contractor shall take photos of



Kilmainham Lane after the event and the early morning sweep (06:00 - 07:00hrs) and forward to [bernie.lillis@dublincity.ie](mailto:bernie.lillis@dublincity.ie)

*Reason: to minimise disruption to the neighbourhood in the interest of proper planning and minimise environmental concerns*

17. Local businesses, residents, building sites and hospitals in the vicinity of the event location shall be notified of the relevant event details, road closures, parking restrictions and any other likely disruption associated with each event date granted under this licence a minimum 14 days in advance of the commencement of the first event.

An information letter should be sent to local residents and businesses adjacent to the Royal Hospital Kilmainham a minimum of 10 days prior to the event, giving notice of the event including a brief summary of the event and contact numbers and an e-mail address that residents can contact if they wish to make a complaint on any issue surrounding the event. The numbers/email must be in service and have somebody from the event organiser's staff in a position to answer them from production load in to final production load out during hours of work, sound testing and show days.

The event organisers shall liaise directly with local residents groups regarding the provision of temporary signage in connection with the event. Any reasonable request for signage by local residents should be complied with as a matter of course.

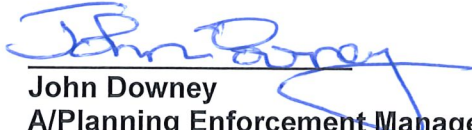
*Reason: In the interest of proper planning and to minimise disruption in the areas that the events are due to take place.*

18. A copy of the public liability insurance cover associated with the approved events shall be submitted to Dublin City Council Planning and Property Development Department, by e-mail a minimum of 14 days prior to the first event.

*Reason: to ensure the maintenance of public liability insurance in association with the events.*

19. If, due to exceptional circumstances, the event or part thereof has to be postponed at short notice, the applicants may hold the event(s) on new date(s)/ times in 2023, only with the prior written approval of Dublin City Council, the Health Service Executive and An Garda Síochána.

*Reason: to ensure the safety of participants, workers, spectators and general public.*



**John Downey**  
**A/Planning Enforcement Manager**  
**Outdoor Event Licencing Officer**  
**Planning & Property Development Department**  
**Dublin City Council**

**Date: 4<sup>th</sup> of May 2023**