

SHROPSHIRE COUNCIL

SEXUAL ENTERTAINMENT VENUE POLICY

The Policing and Crime Act 2009 (Section 27) introduces (from 6th April 2010) a new category of sex establishment called 'Sexual Entertainment Venue' which will allow local authorities to regulate lap dancing clubs and similar venues under Schedule 3 Local Government (Miscellaneous Provisions) Act 1982.

Meaning of 'Sexual Entertainment venue'

A Sexual Entertainment venue is defined as

'Any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer'

Relevant Entertainment is

'Any live performance or live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means)'

An audience can consist of just one person (e.g. where the entertainment takes place in private booths).

The Local Authority will judge each case on its merit but would expect that the definition of relevant entertainment would apply to the following forms of entertainment as they are commonly understood:

- Lap dancing
- Pole dancing
- Table dancing
- Strip shows
- Peep shows
- Live sex shows.

For the purpose of these provisions a premises includes any vessel, vehicle or stall, but does not include a private dwelling to which the public are not admitted.

A licence must not be granted:

- (a) to a person under the age of 18 years
- (b) to a person who is for the time being disqualified due to the person having had a previous licence revoked in the area of the authority within the last 12 months
- (c) to a person, other than a body corporate, who is not resident in an EEA State or was not so resident throughout the period of six months immediately preceding the date when the application was made; or

- (d) to a body corporate which is not incorporated in an EEA State; or
- (e) to a person who has within a period of 12 months immediately preceding the date when the application was made, been refused the grant or renewal of a licence for the premises, vehicle, vessel, or stall in respect of which the application is made, unless the refusal has been reversed on appeal.

A Licence may be refused where:

- (a) the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- (b) if the licence were to be granted, renewed or transferred the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal, or transfer of such a licence if he made the application himself or,
- (c) the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time of the application is determined is equal to or exceeds the number which the authority consider it appropriate for that locality; Nil may be an appropriate number
- (d) the grant or renewal of the licence would be inappropriate having regard -
 - i. to the character of the relevant locality;
 - ii. to the use to which any premises in the vicinity are put; or
 - iii. to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made

A decision to refuse a licence must be relevant to one or more of the above grounds.

Policy Statement

Shropshire Council will treat each case on its own merits but is unlikely to approve applications for a Sexual Entertainment Venue in areas that are predominantly residential or close to 'sensitive premises' such as schools, places of religious worship or places of education and learning, or where they consider such an application is inappropriate to the character of the relevant locality or the use or layout, character or condition of the premises, vessel or vehicle are deemed inappropriate.

CWSPA538299



CENTRAL
6 FEB 2013
£2,025 cheque

**APPLICATION FOR SEX ESTABLISHMENT LICENCE
Local Government (Miscellaneous Provisions) Act 1982**

1. If application is made on behalf of an individual please complete part A. If made on behalf of a corporate or unincorporated body please complete section B:

A Full name

Permanent address

Post Code:

Age Date of birth Place of birth

B Full name of body

Address of registered or principle office

Post Code:

2. Give full names and private addresses of all directors or other persons responsible for management of the establishment:

Name

Address

Post Code:

Age Date of birth Place of birth

Name

Address

Post Code:

Age Date of birth Place of birth

3. Do you have any convictions recorded against you, or if a body corporate or unincorporated body that body, or any of its directors, or other persons responsible for its management? (If renewal, since you last applied for a licence)

YES NO

If yes, please state:		
Date of Conviction	Offence	Sentence (including suspended sentence)

4. Have you been a resident in the United Kingdom throughout a period of six months immediately preceding the date of this application? YES NO

5. If the application is made on behalf of a body corporate is that body incorporated in the United Kingdom? YES NO

6. Full address of premises desired to be used as a sex establishment:

THE SOURCE VODKA BAR 8 BARKER STREET. SHREWSBURY	Post Code: SY1 1QJ
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Does this application relate to a vehicle/vessel/stall? YES NO

If yes, please give description and state where it is to be used as a sex establishment:

7. During which days and what hours do you wish to trade?

Day	Open Time	Closing Time
Monday		
Tuesday		
Wednesday		
Thursday	9pm	3am
Friday		
Saturday		
Sunday		

8. Are the premises to be used as:

- a sex shop? YES NO
a sex cinema? YES NO
a sex encounter establishment? YES NO

9. Have you ever been refused a licence for a sex establishment?

YES NO

If yes, please give details:

I declare that I have checked the information given on this application form and to the best of my knowledge and belief it is correct.

I have also enclosed the fee of £2,025 (Cheques made payable to Shropshire Council)

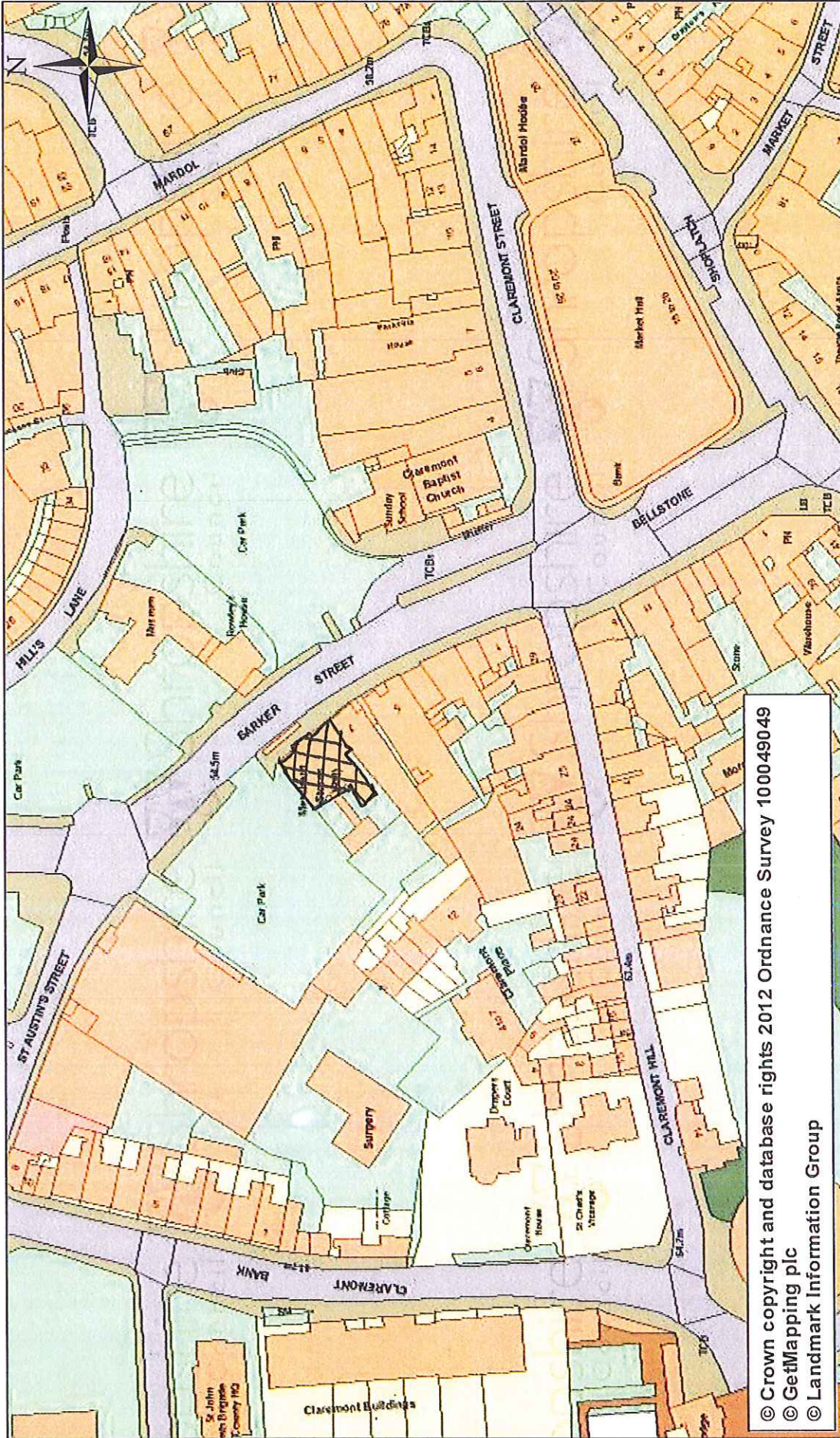
SIGNATURE  DATE 05/02/2013

This Authority is under a duty to protect the public funds it administers and to this end may use the information you have provided on this form within this Authority for the prevention and detection of fraud. The Authority may also share this information with other bodies administering public funds for these purposes.

DATA PROTECTION: This information will be used in the process of considering the application and may be sent to authorised bodies including: Police, Benefits, Councillors, Inland Revenue.

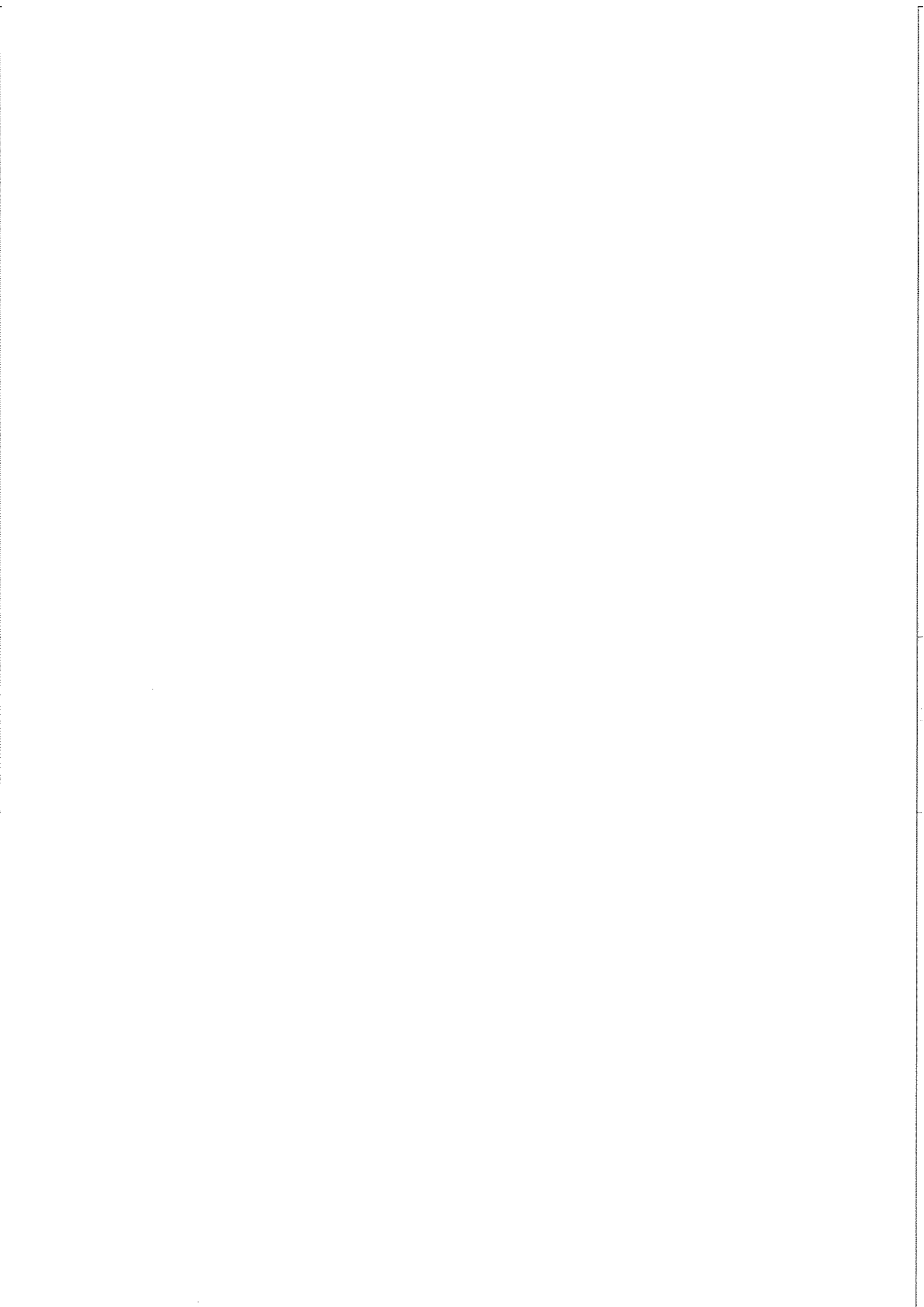
Please return the completed form and fee to the address below:

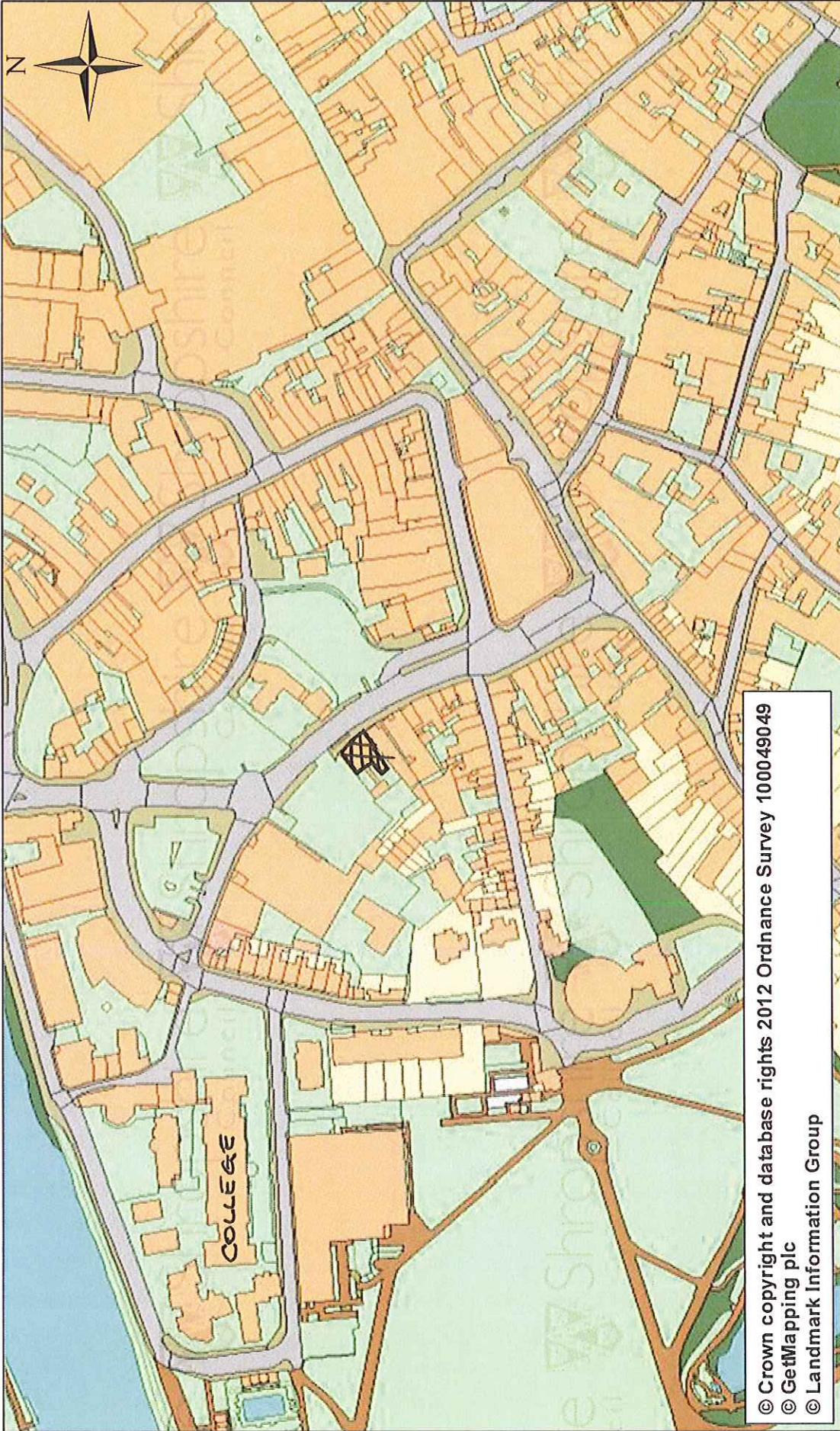
Licensing Department
Shropshire Council
Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND



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Date: 15/03/2013



2000

Licensing Act 2003

PL/SC1089

Premises Licence Summary

LOCAL AUTHORITY

**Shropshire Council**

Licensing
Shirehall
Abbey Foregate
Shrewsbury
Shropshire
SY2 6ND

tel: 0345 678 9000

web: www.shropshire.gov.uk

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Source Vodka Bar

Barker Street, Shrewsbury, Shropshire, SY1 1QJ.

Telephone 01743 241124

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday & Tuesday	9:00am	2:00am
	Wednesday to Saturday	9:00am	3:00am
	Sunday	Noon	2:00am
	Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.		
C. Indoor sporting event	Monday & Tuesday	9:00am	2:00am
	Wednesday to Saturday	9:00am	3:00am
	Sunday	Noon	2:00am



Licensing Act 2003

Premises Licence

PL/SC1089



Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
C. Indoor sporting event continued ...	<p>Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.</p>		
E. Performance of live music (Indoors)	<p>Monday & Tuesday 9:00am 2:00am Wednesday to Saturday 9:00am 3:00am Sunday Noon 2:00am</p> <p>Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.</p>		
F. Playing of recorded music (Indoors)	<p>Monday & Tuesday 9:00am 2:00am Wednesday to Saturday 9:00am 3:00am Sunday Noon 2:00am</p> <p>Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.</p>		
G. Performance of dance (Indoors)	<p>Monday & Tuesday 9:00am 2:00am Wednesday to Saturday 9:00am 3:00am Sunday Noon 2:00am</p> <p>Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.</p>		
I. Provision of facilities for making music (Indoors)	<p>Monday & Tuesday 9:00am 2:00am Wednesday to Saturday 9:00am 3:00am Sunday Noon 2:00am</p> <p>Non Standard Timings Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.</p>		



Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
J. Provision of facilities for dancing (Indoors)	Monday & Tuesday	9:00am	2:00am
	Wednesday to Saturday	9:00am	3:00am
	Sunday	Noon	2:00am
	Non Standard Timings		
	Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.		

L. Late night refreshment (Indoors)	Monday & Tuesday	11:00pm	2:00am
	Wednesday to Saturday	11:00pm	3:00am
	Sunday	11:00pm	2:00am
	Non Standard Timings		
	Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.		

M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday & Tuesday	9:00am	2:00am
	Wednesday to Saturday	9:00am	3:00am
	Sunday	Noon	2:00am
	Non Standard Timings		
	Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday & Tuesday	9:00am	2:30am
Wednesday to Saturday	9:00am	3:30am
Sunday	Noon	2:30am
Non Standard Timings		
Bank Holiday Sunday, Bank Holiday Monday, Christmas Eve and Boxing Day until 03:00am. New Years Eve: 10:00 am New Years Eve until the end of normal hours on New Years Day. On the occasion the clocks move forward to British Summertime then the terminal hour will move forward accordingly.		



Premises Licence Summary

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Robert Bywater
Source Vodka Bar, Barker Street, SHREWSBURY, Shropshire, SY1 1QJ.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Robert BYWATER

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Restricted



ANNEX 1**MANDATORY CONDITIONS****Supply of Alcohol**

Where a Premises Licence authorises the supply of alcohol, the following conditions are applicable:

No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence or at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Door Supervision/Supervisors

Whenever security operatives are employed at licensed premises to carry out any security function they must be licensed by the Security Industry Authority (SIA).

Cinemas

For all premises licences and club premises certificates authorising the exhibition of films, access will be restricted only to those who meet the required age limit in line with any certificate granted by the British Board of Film Classification.

For the admission of children to the exhibition of any film to be restricted in accordance with the recommendations given to films either by a body designated under Section 4 of the Video Recordings Act 1984 - the British Board of Film Classification is the only body so designated.

Mandatory Drinks Code Conditions

1.-(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee



Premises Licence

ANNEXES continued ...

to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

- Applicable from 6th April 2010

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

- Applicable from 6th April 2010

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

- Applicable from 6th April 2010

4.-(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

- Applicable from 1st October 2010

5. The responsible person shall ensure that-

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

- Applicable from 1st October 2010



ANNEX 2**CONDITIONS CONSISTENT WITH OPERATING SCHEDULE****Prevention of Crime and Disorder**

1. No person carrying open bottles would be admitted to the premises;
2. There would be CCTV coverage of internal areas and areas to the front of the premises.
3. CCTV recordings would be retained for 30 days and made available to the Police on request;
4. Drinks would not be removed from the premises in open containers;
5. No alcoholic drinks would be sold in open containers for consumption off the premises;
6. The maximum occupancy of the building (including staff and performers) would be restricted to 250 persons.

Public Safety

1. The Licensee would comply with fire regulations and building control legislation.

Prevention of Public Nuisance

1. Prominent, clear and legible notices would be displayed at all exits requesting customers respect local residents and leave the premises quietly;
2. Noise and vibration would not emanate from the premises so as to cause a nuisance to nearby properties;
3. The internal doors at the front of the premises would be kept closed at all times;
4. The windows at the front of the premises would be kept closed at all times;
5. There would be a last entry time onto the premises of one hour before closing.

Protection of Children from Harm

1. No films or videos would be shown so that they could be viewed by persons under the age of any applicable BBFC certification;
2. Children under 16 would not be allowed on the premises after 21:00 hours.

SPECIAL CONDITIONS OF LICENCE**Door Supervisors**

At all times when the premises are open to the public for purposes for which this licence is issued, there shall be on duty one Door Supervisor for every one hundred (100) persons, or part thereof, present on each level/floor or covering each section of the premises and two Door Supervisors at the entrance of the premises.

All Door Supervisors shall be identifiable to the public by means of some conspicuous clothing or marking system, which is visible under all lighting conditions. These Door Supervisors should be aware of the routine in case of fire, operation of the fire equipment provided and the evacuation of the public in an emergency.

All Door Supervisors are required to undertake a recognised training course and obtain a pass certificate.



Premises Licence

ANNEXES continued ...

Means of Escape

The doors indicated 1 to 7 are considered adequate to satisfy this condition. The doors indicated 1 to 7 should not be locked or fastened in such a way that prevents them being easily and immediately openable from inside without the aid of a key during the whole time that members of the public are in the building. Barrel bolts are not an acceptable form of fastening. Such doors should be provided with a sign stating '**Remove Security Fastenings When Premises Are Occupied**' on the approach side/both sides. The sign should conform to the HEALTH AND SAFETY (SAFETY SIGNS AND SIGNALS) REGULATIONS 1996.

Licence To Be Displayed

A copy of the Premises Licence Summary should be displayed in a prominent position where it is clearly visible to members of the public.

Occupant Capacity

The maximum number of persons admitted to the premises should not exceed two hundred & fifty (250).

The arrangement of chairs and/or tables within the licensed area shall be such that all exits and gangways leading to them shall be maintained unobstructed and freely accessible whilst the premises are being used for the purposes of the licence.

Prevention of Nuisance

A noise limiting device should be fitted to the amplification system in the premises and the operating level will be determined by Environmental Health.

Escape Routes

The notices at present provided in the positions indicated on the plan are considered adequate to satisfy this condition.

These notices must be illuminated:

- i) during the absence of daylight by the general lighting; and
- ii) on failure, by the secondary lighting referred to in the conditions relating to Emergency Lighting

ANNEX 3**CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING
AUTHORITY**

Not applicable.

ANNEX 4 - PLANS

Drawing Title: Proposed Ground Floor (Part & Rear)

Dated: June 2010

