

AGENDA

LICENSING COMMITTEE MEETING



Date: Thursday 9 May 2013
Time: 10.00 am
Venue: Town Hall, High Street,
Maidstone

Membership:

Councillors Barned, Mrs Gibson, Mrs Gooch,
Mrs Grigg, Mrs Hinder, Mrs Joy,
B Mortimer, Naghi, Parvin (Chairman),
Mrs Parvin and Yates (Vice-Chairman)

Page No.

1. Apologies for Absence
2. Notification of Substitute Members
3. Notification of Visiting Members
4. Disclosures by Members and Officers
5. Disclosures of Lobbying

Continued Over/:

Issued on 30 April 2013

The reports included in Part I of this agenda can be made available in **alternative formats**. For further information about this service, or to arrange for special facilities to be provided at the meeting, **please contact JANET BARNES on 01622 602242** To find out more about the work of the Committee, please visit www.maidstone.gov.uk

**Alison Broom, Chief Executive, Maidstone Borough Council,
Maidstone House, King Street, Maidstone, Kent ME15 6JQ**

6. To consider whether any items should be taken in private because of the possible disclosure of exempt information.
7. Report of the Head of Democratic Services - Local Government (Miscellaneous Provisions) Act 1982, Schedule 3 - Renewal Application for Sex Establishment Licence for Players, 57 High Street, Maidstone, Kent ME14 1SY 1 - 308

PART II

To move that the public be excluded for the items set out in Part II of the Agenda because of the likely disclosure of exempt information for the reasons specified having applied the Public Interest Test.

- | | Head of Schedule 12A
and Brief Description | |
|--|---|-----------|
| 8. Exempt Appendix to the Report of the Head of Democratic Services - Local Government (Miscellaneous Provisions) Act 1982, Schedule 3 - Renewal Application for Sex Establishment Licence for Players, 57 High Street, Maidstone, Kent ME14 1SY | 1 = Individual
3 = Financial/Business
Affairs | 309 - 317 |

MAIDSTONE BOROUGH COUNCIL

LICENSING COMMITTEE

9 MAY 2013

REPORT OF THE HEAD OF DEMOCRATIC SERVICES

Report prepared by Lorraine Neale

1. **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, SCHEDULE 3 – RENEWAL APPLICATION FOR SEX ESTABLISHMENT LICENCE – FOR PLAYERS, GENTLEMENS’ CLUB, 57 HIGH STREET, MAIDSTONE, KENT, ME14 1SY**

1.1 Issue for Decision

1.1.1 To consider and determine the renewal application made on 24 March 2013 by James Elliot Pemble for a Sex Establishment Licence for a Sexual Entertainment Venue which has been made under the Local Government (Miscellaneous Provisions) Act 1982, Schedule 3 as amended by the Policing and Crime Act 2009

1.2 Recommendation of the Head of Democratic Services

Prior to consideration of the application

The Committee operate their discretion to have regard to early objections received prior to the making of the application being considered by this Committee. These objections were received in reponse to an identical application made on 04, March 2013, withdrawn and resubmitted to allow correction of the time period notified for objections.

Application

That the Committee consider and determine the renewal application for a sexual entertainment venue licence received from James Elliot Pemble Ltd for Players, Gentlemens’ Club, 57 High Street, Maidstone, Kent, ME14 1SY, following the tiered approach set out in the report.

1.3 Reasons for Recommendation

1.3.1 On 2 March 2011 the Council resolved to adopt the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 27 of the

Policing and Crime Act 2009; therefore, subject to limited exceptions and exemptions, or in the absence of a waiver, premises offering relevant entertainment require a Sexual Entertainment Venue (SEV) licence to operate in Maidstone. The new powers took effect locally from the 1 May 2011.

- 1.3.2 Where a licence is granted any standard conditions adopted by the Council will automatically be imposed unless expressly excluded or varied. The Council has adopted standard conditions and a policy to facilitate consideration of applications and guidance is provided to the committee in subsequent paragraphs of this report.

Players have provided adult entertainment since the grant of their Licensing Act 2003 premise licence issued on 30 July 2007 Appendix G. Players made an application for their sexual entertainment venue licence on 28 October 2011 and no objections were received. At the meeting on 5 March 2012 Licensing Committee granted their sexual entertainment venue licence with variations to conditions 2,4,14,20 and 37, and additional Security and CCTV conditions see 1.4.3 and Appendix H, this licence came into operation on 1 May 2012.

- 1.3.3 A renewal application was received on 24 March 2013 from James Elliot Pemble for a Sexual Entertainment Venue licence in respect of Players, 57 High Street, Maidstone, Kent, ME14 1SY and a copy plus supporting documentation is attached as Appendix A.
- 1.3.4 The application is for the provision of sexual entertainment during the following hours Monday to Sunday 19:00 – 02:00 and New Years Eve 19:00 – 03:00.
- 1.3.5 The applicant is required to serve a copy of their application on the Chief Officer of Police and to give notice to other interested parties by way of a notice on site for 21 days and in the local paper once within 7 days of application. An application was made on 04, March 2013 and a notice was placed at the site on the 4 March 2013 and in Kent News, w/e 10, March 2013 but incorrectly gave the date for objections to be received by the 25 March 2013. A 21 day objection period rather than the required 28 day period. After discussion with the applicant they decided to resubmit the application and re-advertise for a correct period. A further notice was displayed on the premises from the 26 March 2013 and in the Kent on Sunday 31 March 2013 giving objectors until 24 April 2013 in this instance giving objectors 30 days to object. The applicant was advised but was happy to allow up to that date to include objections. There were 107 objections received in response to the incorrect notice. It has been agreed with the applicant's solicitor that members will be advised to accept them as early objections, to avoid any prejudice that would be caused by requiring objectors to resubmit their objections, he has no objections to this approach. A copy of the correct site notice and newspaper advertisement are

attached as Appendix B. Any objections being required by 24 April 2013

1.3.6 No observations have been received in response to the notices of application from the police in respect of either the 4 March 2013 application or the resubmitted application on 24 March 2013

1.3.7 107 letters of objection were received up to 25 March 2013, in relation to the identical application made on 04, March 2013 In summary their objections are:-

- The area is inappropriate, having regard to the character of the relevant locality and the use to which premises in the vicinity will be put. The uses referred to include; shops, Post Office, youth café, schools, churches, residences, cafes and businesses that are family orientated.
- The potential effect on crime and anti social behaviour in the area.
- That families/children walking by would be affected by the presence of an SEV.
- The premises are on a route to and from the town centre to the river, Lockmeadow and new hotels.
- the numerous bus stops where children wait after school
- That a use of this nature would not be appropriate in a town which encourages families and the creation of housing in the town.
- Refusals have been made for other similar establishments in Bank Street and Gabriel's Hill.
- recent regeneration improvements, including Jubilee Square and work due to the Lower High Street makes the area no longer appropriate for these kinds of establishments as they are not in keeping with the positive changes.
- set a nil number for such establishments in Maidstone.

Members should note that licences cannot be refused on solely moral grounds i.e. sex establishments are immoral and none should be allowed. They need to confine their considerations to matters relevant to the statutory grounds, (12.3 policy).

Copies of the objections providing full details of the comments are attached as Appendix C. Names and addresses have been redacted as no objectors have consented to their details being revealed.

1.3.8 The definition of a Sexual Entertainment Venue is any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer. An application for a licence for such a premises can only be refused on statutory grounds, some of these are mandatory grounds, see 1.3.19 and some discretionary, see 1.3.20. The Committee, therefore, have to consider only objections relevant to the statutory grounds of refusal.

1.3.9 In considering this application the Committee should have regard to:

- Schedule 3 Local Government (Miscellaneous Provisions) Act 1982, as amended by Policing and Crime Act 2009 (Appendix E)

In considering this application the Committee may be assisted by having regard to:

- The Council's Sex Establishments Policy (Appendix F)
- Home Office – Sexual Entertainment Licence – Guidance for England and Wales, (Appendix G)

1.3.10 Additionally Section 1 and Schedule 1 Parts I & II of The Human Rights Act 1998 will apply to this application:

Article 1 – Every person is entitled to the peaceful enjoyment of his or her possessions including the possession of a licence and shall not be deprived of the possession except in the public interest

Article 6 – That in the determination of civil rights and obligations everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

Article 10

1. Everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.

2. The exercise of these freedoms, since it carries with it duties and responsibilities, may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

See item 7, page 7 of the Council's 'Sex Establishments Policy.

1.3.11 The Provision of Services Regulations 2009 imposes three tests on any refusal of a licence under the Act, they must be:-

- Non discriminatory

- Necessary
- Proportionate

1.3.12 Section 17 of the Crime and Disorder Act 1998 imposes a duty on Licensing Authorities to have due regard to the likely effect of the exercise of their functions on and the need to do all they reasonably can to prevent Crime and Disorder.

1.3.13 The Equality Act 2010, Section 149 requires public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination, harassment and victimisation, to advance equality of opportunity between the sexes and foster good relations between them. Consideration of this may inform Conditions. This duty also covers religious belief and disability.

1.3.14 Players situated at 57 High Street, Maidstone, Kent, ME14 1SY, holds a premises licence under the Licensing Act 2003 which was issued on 30 August 2007 and adult entertainment was covered by it. On 2 March 2011 the Council resolved to adopt the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 27 of the Policing and Crime Act 2009 and the new powers took effect locally on the 1 May 2011. Players applied for a SEV on 28 October 2011 and Committee agreed at a meeting on 5 March 2012 to grant Players a SEV licence.

Players SEV licence was issued on 1 May 2012 and expires on 30 April 2013. The licence is now due for renewal. The premises has run with no issues or complaints being reported to the Licensing Department. A copy of the current premise licence is attached as Appendix G and a copy of the current SEV licence is attached as Appendix H.

1.3.15 Renewal of a licence is an occasion on which the licensing authority can revisit the principle of the licence, the legislation does not differentiate between discretion to refuse to grant and to refuse to renew a licence. Case law has confirmed that a licensing authority is entitled to refuse to renew a licence for a sex establishment on grounds under paragraph 12 (3) (d) of schedule 3 of the Local Government (Miscellaneous provisions) Act 1982 ,(grant or renewal would be inappropriate having regard to the character of the relevant locality or the use to which any premises in the vicinity are put etc.), despite there not having been any change of circumstances since the last grant, provided that due weight is given to the fact that the licence has been previously granted and gave rational reasons for the refusal. If, however, the decision purports to rely on a change of character of the relevant locality, if there was in fact no evidence of such a change sufficient to justify the refusal to renew the licence an appeal could be allowed.

In a further case it was found that even where during the period of a licence the holder had upgraded their shop front in keeping with the changed character of the area, and had received planning consent to do, so the authority could find it had contributed to the change in the character of the area that made the continued presence of the business inappropriate. The Court found that the Act contemplated the possibility of the circumstances changing between grant and renewal and so an existing licence holder cannot expect to be granted a licence in perpetuity for any given set of premises.

An authority can take into account changing considerations so as to refuse a licence even where the licensee has done nothing wrong.

1.3.16 Extent and Nature of the Relevant Entertainment.

The application is for the provision of sexual entertainment, specifically lap dancing, pole dancing, performances of dance in a dance area and striptease. Monday to Sunday 19:00 – 02:00 and New Years Eve 19:00 – 03:00.

1.3.17 Mandatory Grounds of Refusal.

Paragraph 12(1) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 and

Section 12.1 of the Sex Establishments Policy detail the mandatory grounds for refusal of an SEV licence which are:-

- (a) to a person under the age of 18 years; or
- (b) to a person who is for the time being disqualified due to having had a previous licence revoked in the area of the appropriate authority within the last 12 months ;or
- (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 that 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.

There is no evidence that any of these grounds are applicable to this application and none are raised by Police observations or representations by the objectors to this application.

1.3.18 Discretionary Grounds of refusal.

Paragraph 12(3) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 and Section 12.2 of the Sex Establishments Policy detail discretionary grounds for refusal of an SEV licence.

(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

(c) the number of sex establishments or sex establishments of a particular kind in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for the locality

(d) the grant or renewal of the licence would be inappropriate, having regard:

(i) to the character of the relevant locality; or

(ii) to the use to which any premises in the vicinity are put; or

(iii) to the lay out, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

1.3.19 Suitability of Applicant/ Business to be Managed or Carried on for the Benefit of a Person who Would be Refused- (paragraph 12.4 a) and b) policy).

The applicant of the premises is James Pemble.

The following are named in the application as the persons responsible for the management of the establishment.

- James Pemble (Manager, Designated Premises Supervisor and Owner) Annex A, Appendix A, in Part II, provides information on suitability.
- Rico Andreas Brandmuller (Deputy Manager) Annex A, Appendix B, in Part II, provides information on suitability.

This is an existing operation that has offered adult entertainment since 2007, there have been no issues or problems reported in relation to the premises. There is no evidence that these grounds are applicable to this application and none were raised by Police observations or representations by objectors to this application. On making enquiries with the Licensing Officer at Ashford Council we were informed that Mr Pemble has premises there and that there had been no issues or problems reported in relation to the premises. We were also advised that their licence was granted on 21 August 2012 and that the premises did open and trade but have not been trading in recent months.

1.3.20 Appropriateness of the layout, character or condition the Premises Paragraph 12(3) (d) (iii) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and

(paragraph 12.12 Policy).

The premises is on two levels with one main door that leads directly into the High Street with minimal signage on the street which is subject to any planning requirements and the approval of the licensing department.

The applicant has applied for lap dancing, pole dancing, performance of dance in a dance area and striptease Monday to Sunday 19:00 – 02:00 and New Years Eve 19:00 – 03:00.

The premises utilise the following documents, customer house rules, Players house rules, private dance rules, dancers welfare policy and staff training policy. These documents combined provide a sufficient management system in regard to these premises.

1.3.21 What is the Relevant Locality?

This is relevant to Paragraphs 12(3) (c) and (d) (i) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and Paragraphs 12.5 to 12.10 policy refer.

The building is located in Lower High Street, an area with mixed uses, see paragraphs 1.3.24 and 1.3.25 for further detail. Members should consider the locality at the time of this decision and consider the locality at the time when it is proposed the premises will be operating as an SEV. Parties at the hearing will be able to make submissions on this issue.

Locality may be a large area, probably larger than vicinity, but the locality is a matter for members and will depend on the circumstances of the case. It has been held that locality cannot be the entire administrative area and further that locality is likely to be a homogenous area. Case law has held that a whole town may be too large. There does not have to be a clearly predefined area or precise boundaries.

1.3.22 What is the Character of the Relevant Locality?

Paragraph 12(3)(d)(i) of Schedule 3 to the Local Government (Miscellaneous provisions) Act 1982 and paragraph 12.10 policy.

The area is in the Maidstone Town Centre conservation area, there are some listed building in the vicinity including 57 High Street for further details see the plan attached at Appendix I

There are no residences located immediately adjacent to the premises, but there are residential premises in the area. In general there are 6 residential properties in the High Street and 11 in Mill Street, with the nearest residence being 39 High Street which is almost opposite Players. There does not appear to be anyone in residence on the Players side of the High Street, the nearest being Mill Street where there are 11 flats and 9 residents.

There are other licensed premises, (Licensing Act 2003), in the lower end of the High Street and nearby that also form part of the night time economy, they are:-

Name of premises	Address	Opening Hours
Buddha Belly	22 – 23 High Street	Mon to Sun – 09:00 – 03:00
Kullar News	30 High Street	Mon – Sun 00:00 – 24:00
Pizza Chicken Hot 4 You	31 High Street	Mon – Sat 11.00 – 04.00 Sunday 11.00 – 23.00
Fortify Cafe	32 High Street	Mon to Sun 08:00 – 00:00
Dinos Pizza	34 High Street	Fri & Sat 11:30 – 05:00 Sun – Thurs 23:00 – 00:00
Wok Inn	38 High Street	Mon to Sun 11:00 – 05:00
Maidstone Grill	54 High Street	Mon – Sun 00:00 – 24:00
Chicago Rock	60 – 61 High Street	Mon – Sun 11:00 – 03:30
Turning Tables/Rafters	62 High Street	Sun – Wed 08:00 – 00:00 Thurs – Sat 08:00 – 04:00
Buenos Aires	63 High Street	Mon – Sat 12:00-16:00 and 18:00 -00:00 Sun 12:00 – 23:00

There are shops/businesses that operate during the day immediately around the premises. High Street is a retail thoroughfare and pedestrian street, see policy paragraph 12.13

There are bus stops located in High Street however the premises would not operate until 19:00 hours, which would be after schools finish and normal commuting times.

At 34A High Street, there is a youth café called switch which is used by young people and any local organisations involved with them. Its hours of operation are Tuesday –Friday 15:30 – 17:30 and Saturday 15:00 – 18:00, they are not open during the operational hours for Players. However, at night the premises are used as a base by Maidstones street pastors.

There is a newly established space approximately 200 – 250 metres from Players called Jubilee Square which is used for civic and community events and is used by the public as a meeting and resting place also during the summer months there are children’s funfair rides in position there. Jubilee Square and the High Street was Phase I of Maidstone Borough Council regeneration scheme and was completed in May 2012. Phase II which is scheduled to go ahead from April to October 2013 will see the lower end of the High Street undergoing regeneration which it is intended when finished will encourage public use into that area, attached is a plan showing the design of Phase II of the High Street. Appendix I

Parties at the hearing will be able to make submissions on the character of the locality and their reasons at the hearing.

1.3.23 What is the vicinity and What are the Uses of Other Premises in the Vicinity?

Paragraph 12(3)(d)(ii) of schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 and paragraph 12.11 policy.

Vicinity is likely to be a narrower area than “relevant locality” and parties will be able to make representations on this issue. Paragraph 1.3.24 describes the character of the locality and here I concentrate on the uses of premises which may be relevant to members consideration if they are considered to be in the vicinity of the premises.

The nearest residential property is at 39 High Street which is opposite the premises, there are other Licensing Act 2003 premises nearby that attract a significant number of customers.

The nearest churches are Maidstone Baptist Church at the corner of Knightrider Street and Mill Lane and All Saints Church which is directly opposite on College Road (0.5 mile). There is also the United Reform in Week Street (0.3 mile) and the Life Church and Methodist Church in Brewer Street (0.3 mile).

The nearest schools are Maidstone Boys Grammar School at Barton Road (0.8mile) Invicta Girls Grammar School and Valley Park School are at Huntsman Lane (0.9 mile) Maidstone Girls Grammar School and Maplesden Noakes at Buckland Road (0.9 mile).

The nearest public recreation spaces are the Archbishop's Palace Gardens, amphitheatre by the riverside and Brenchley Gardens.

Bus stops are situated on High Street not far from the premises.

The premises are within the Maidstone conservation area and the nearest historic buildings are Archbishops Palace, All Saints Church, Carriage Museum and the Town Hall. Some of the buildings in High Street are also listed see the plan attached at Appendix I

The premises in the area mainly reflect two types of economy namely the retail outlets during the day and those establishments relevant to the night time economy. High Street is a mix of these.

1.3.24 Would a Sex Establishment of this Type be Appropriate?

Would an SEV of the nature proposed be appropriate having regard to the premises, the character of the relevant locality and the use of the premises in the vicinity? Members should consider the facts that have been established from the application, representations in writing and all submissions made at the hearing and determine whether a grant in these circumstances would be appropriate.

1.3.25 What is the Appropriate Number of Sex Establishments in the Relevant Locality?

Paragraph 12(3) (c) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 and paragraph 12.4 c and 12.5 - 9 policy.

The Council has currently resolved not to determine localities and appropriate numbers of establishments in advance of applications being received. It will consider each application on its merits and determine the locality and appropriate number for all, or the relevant type of premises, at the time of deciding on the application.

At a licensing Committee meeting on 22, March 2012 the first application for Players at 57, High Street, Maidstone was considered. These premises were already in operation as a lap and pole dancing venue covered by the Licensing Act 2003 premise licence until 30, April 2011. Members at that meeting considered the relevant locality and how many sex establishments or SEVs would be appropriate, if any. They considered the relevant locality to be the High Street area between Mill Street and the bridge area, (Bishops Way/Fairmeadow). An appropriate number of one was set for sexual entertainment venues for that locality at that time.

In considering this application the relevant locality has been considered at paragraph 1.3.23 and 1.3.24 and should take into account all the circumstances at the time of this decision. The number considered appropriate, if any, at the time of this decision may be for

all sex establishments or only SEVs taking into account all the circumstances at this time.

1.4 Conclusions and Options.

Members should consider all the matters set out at paragraphs 1.3.12 – 1.3.16 of this report.

1.4.1 In having regard to the Councils Sex Establishments Policy (attached as appendix E) the principle is that each application will be determined on its own merit.

A licence if granted would last for one year and is subject to renewal annually.

The Committee may:

- Grant the application as applied for with Standard Conditions, or
- Grant the application as applied for with Standard Conditions and additional conditions, or
- Grant the application on varied terms, with or without additional conditions.
- Refuse the application on one or more of the statutory grounds.

1.4.2 Conditions.

Under Paragraph 8 of Schedule 3 of the Act the Council may grant a Sex Establishment Licence on such terms and conditions and subject to any restrictions as may be specified and that these specific terms and conditions will be tailored for each individual premises.

1.4.3 The Council has approved a set of Standard Conditions which are applicable to the type of licence that may be granted, unless, the application has requested that one or more of the Standard Conditions are removed or varied or if this appears to the Members to be necessary and proportionate in this particular case. This is a matter for the Committee to consider in their determination should they be minded to renew a licence. At the meeting on 22, March 2012 licensing Committee amended the standard conditions set out below and added the additional conditions as set out in the standard conditions for Security and CCTV:-

2. The name of the person responsible for the management of the sex establishment being either the Licensee or a manager approved by the Council, shall be displayed within the sex establishment throughout the period during which he is responsible for its conduct.

4. A notice showing the name of the person responsible for the management of the sex entertainment venue on that day to be displayed within the sex establishment throughout the period during which he is responsible for its conduct.

14. The licence holder shall not display outside the premises, or on any advertising material, photographs or other images that indicate and suggest striptease or similar dancing takes place on the premises and which may be offensive. Any promotional advertising in respect of the premises must have prior approval of the licensing Authority before its display/distribution.

20. All temporary dance booths or cubicles are covered by CCTV which will be monitored throughout all performances by an SIA registered member of staff.

37. During any lap dancing performance, or private dance, performers may not:

- Touch any customers with their fingers.
- Perform within 6" from any part of a patron save that they are allowed to sit on the lap of a customer provided they sit with their backs to the customer.
- Climb onto furniture provided for patrons.
- Simulate sex acts.
- Use sex articles.

Security

Condition b

Door supervisors, registered in accordance with the Security Industry Authority (SIA) shall be on duty at all times when relevant entertainment is taking place.

Condition d

CCTV to be installed to a standard agreed by Police to cover all public areas, including all access and egress points in accordance with CCTV Code of Practice. Maintained and serviced on a regular basis and records to be kept. The system to have an incorporated recording facility and recordings to be stored for one calendar month. The CCTV system to be fully operational throughout the hours that the premises are open for licensable activity. Access of the recordings to be made available at any reasonable time to Police and Local Authority officers upon request. Staff will be fully trained in the CCTV system and there will be at least one member of staff on duty during trading hours who

is able to provide a recording of any incident in a format that can be taken away to be viewed.

There will be an opportunity at the hearing for all parties to make representations about possible conditions and the amended conditions should the licence be granted. This does not indicate that a licence will be granted.

If Members are minded to grant the application I can confirm that during the current licence period there have been no breaches of conditions of which I am aware. The authority may also amend or attach conditions on renewal, whether or not such conditions have been attached before. This may correct a previous oversight or improve previous standards.

1.4.4 Policy- Locality and Numbers.

An authority may publish a policy but that cannot prevent any individual application from being considered on its merits at the time of the decision, when submissions can be made by all parties. Thus a policy predetermining localities and numbers would have to be reviewed on each application, in any event, and the circumstances of any area may change over time.

At the meeting on the 5 March 2013, when Players first made application for a Sexual Entertainment Venue Licence (SEV) the Licensing Committee decided at that time that the appropriate number of such establishments in the locality of the Lower High Street between Mill Street and the bridge area (Bishops Way/Fairmeadow) was one. The Committee should now revisit their decision and make a decision at this time. Determination will be made on individual merit of the application, at the time the application is decided

1.4.5 Appeals.

A statutory right of appeal against any decision to refuse in this case, or to impose conditions, is given to the applicant, in respect of mandatory grounds of refusal only on the basis that the ground does not apply to the applicant and in respect of discretionary grounds in paragraph 12 (3) (a) and (b), (suitability of applicant, manager and beneficiary of the operation). This is to the Magistrates' Court, by way of complaint for an order, within 21 days beginning with the date the decision is notified. There is no right for other parties to appeal in this way but they can apply to the Court to be heard at any appeal. In respect refusal for grounds under paragraph 12 (3) (c) and (d) (i) – (iii) these rights do not apply. Any other appeal would be by way of judicial review.

1.4.6 When Decision is Effective.

If there should be a refusal to renew on grounds under schedule 3 paragraphs 12 (3) (c) or (d) the decision takes immediate effect and the licence lapses with the decision. If there is a refusal on other grounds then the decision is not effective until the time for appeal expires and if an appeal is brought until that is abandoned or determined.

1.5 Alternative Action and why not Recommended

1.5.1 The only alternative would be to fail to consider an application made and failure to determine this application would be likely to result in legal challenge.

1.6 Impact on Corporate Objectives

1.6.1 Arriving at a carefully considered decision meets the Councils objective of corporate and customer excellence

1.7 Risk Management

1.7.1 The amendments to the legislation were introduced in order to regulate premises offering sexual entertainment. The Committee are to consider the application and decide whether or not to grant the licence. The Committee must have regard to all matters set out at paragraphs at paragraphs 1.3.911– 1.3.16 and must carefully consider the applicant’s rights balanced against the public interest. The only grounds on which a licence can be refused are set out in legislation.

1.8 Other Implications

1.	Financial	X
1.	Staffing	
2.	Legal	X
3.	Equality Impact Needs Assessment	X
4.	Environmental/Sustainable Development	
5.	Community Safety	X
6.	Human Rights Act	X
7.	Procurement	
8.	Asset Management	

- 1.8.1 **Financial** – The appropriate application fee has been paid in accordance with the Council’s fees and charges.
- 1.8.2 **Legal** – The relevant legislation is the Local Government (Miscellaneous Provisions) Act 1982, Schedule 3, as amended. Considerations are as set out in the report.
- 1.8.3 **Equality Impact Assessment** - The Equality Act 2010, Section 149 requires public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination, harassment and victimisation, to advance equality of opportunity between the sexes and foster good relations between them. Consideration of this may inform Conditions. This duty also covers religious belief and disability. An assessment was made at the time at the time of the adoption of the Policy.
- 1.8.4 **Community Safety** - Section 17 of the Crime and Disorder Act 1998 gives authorities a duty to have regard to the likely effect of the exercise of their functions on the need to do all they reasonably can to prevent, crime and disorder.
- 1.8.5 **Human Rights - The** Human Rights Act 1998 should be taken into consideration when reaching a decision. The rights potentially engaged are:-

Art 10 – right to freedom of expression – the right to expression through sexual entertainment or sex articles may be included. The right is a qualified one and may be subject to conditions and restrictions as are necessary, in the interests of public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights or others etc.

Art 1, First Protocol – peaceful enjoyment of possessions. Possessions may include a premises, goodwill of a business and the benefits of an existing licence. There may be removal of possessions if the law provides for it and it is in the public interest.

Article 6 – That in the determination of civil rights and obligations everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

The Licensing Authority taking a decision need to demonstrate that these rights have been taken into account and formed part of the factors balanced in making the decision.

- 1.9 Relevant Documents
Appendix A Application form

- Appendix B Applicants site notice and newspaper notice
- Appendix C representations from objectors.
- Appendix D Schedule 3 Local Government (Miscellaneous Provisions) Act 1982, as amended by Policing and Crime Act 2009
- Appendix E Sex Establishments Policy
- Appendix F Home Office – Sexual Entertainment Licence – Guidance for England and Wales.
- Appendix G Copy of Premises Licence
- Appendix H Copy of sexual entertainment venue licence
- Appendix I Plan of the Area showing conservation area and listed buildings & standard plan of the area
- Appendix J Drawing showing lower High Street Regeneration
- Appendix K MBC Standard conditions
- Appendix L Hearing Procedure

IS THIS A KEY DECISION REPORT?

Yes

No

If yes, when did it first appear in the Forward Plan?

.....

This is a Key Decision because:

.....

Wards/Parishes affected:

.....

MAIDSTONE BOROUGH COUNCIL
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 SCHEDULE 3
POLICING AND CRIME ACT 2009 SECTION 27
APPLICATION FOR A GRANT/RENEWAL/TRANSFER (DELETE AS APPLICABLE) OF A
LICENCE TO USE ANY PREMISES, VEHICLE, VESSEL OR
STALL AS A SEX ESTABLISHMENT

RECEIVED

04 MAR 200

A. APPLICANT DETAILS:

1. Is the application being made by:-		Tick or enter where appropriate:									
(a) An individual? Please go to question 2	YES										
(b) A Company or other Body Corporate? Please go to question 3 & 5											
(c) A Partnership or other unincorporated body? Please answer questions 4 & 5											
2. If the applicant is an individual please give the following information:-											
(a) Full name of the applicant.	JAMES ELLIOTT PEMBLE										
(b) If the applicant has ever been known by a different name, please state the former name. Please go to question 5	NONE										
3. If the applicant is a Company or other corporate body please give the following information:-											
(a) The name of the Applicant?	N/A										
(b) Where is the Applicant registered?	N/A										
(c) What is the registered number of the Applicant?	N/A										
(d) Has the Applicant previously been known by any and if so what name?	N/A										
(e) Has the Applicant:	N/A <ul style="list-style-type: none"> • Ever been convicted of a criminal offence? • Ever had a grant or renewal of a sex establishment licence refused or a sex establishment licence revoked? • Ever been served with a winding up petition? 	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">YES</th> <th style="width: 50%;">NO</th> </tr> </thead> <tbody> <tr> <td style="height: 30px;"></td> <td style="height: 30px;"></td> </tr> <tr> <td style="height: 30px;"></td> <td style="height: 30px;"></td> </tr> <tr> <td style="height: 30px;"></td> <td style="height: 30px;"></td> </tr> </tbody> </table>	YES	NO							
YES	NO										
If the answer to any of these questions is Yes, provide full details.											
(f) What are the names of the Applicant's Directors.											

(g) Are there persons responsible for the management of the Applicant other than the Directors and the Company Secretary? If so, state their names. **N/A**

(h) State the names of all persons with a shareholding greater than 10% in the Applicant. **N/A**

(i) Is the Applicant a wholly owned subsidiary of another company or corporate body? If so state the name, place of registration and identity of its Directors and Company Secretary. **N/A**

Please go to question 5

4. If the applicant is a partnership or other unincorporated body please give the following information:-

(a) The name of the Applicant.	N/A		
(b) The name of the Applicant's partners.	N/A		
(c) Are there persons responsible for the management of the Applicant other than the partners? If so, state their names	N/A		
(e) Has the Applicant ever had a grant or renewal of a sex establishment licence refused or a sex establishment licence revoked?	N/A	YES	NO

If the answer is Yes, provide full details.

Please go to question 5

5. Does the Applicant have a trading name different from that given in answer to questions 2, 3 or 4 above?

If so, state the trading name.

PLAYERS

6. What is the Applicant's trading address?

57, High Street,
Maidstone
Kent ME14 1SY

7.

Will the business for which a licence is sought be carried on for the benefit of a person other than the Applicant?

YES

NO



If the answer is Yes, state the name of such person(s). If such person(s) are a company or other corporate body state their place of registration and registered number, and the identity of all Directors, the Company Secretary, and those with a greater than 10% shareholding.

8. Does the Applicant operate any other sex establishments, whether licensed or not?

If so, state the name, address and type of sex establishment (e.g. sex cinema, sex shop, sexual entertainment venue) of each.

PLAYERS
7, NEW STREET
ASHFORD
KENT TN24 8TN

9.

For each of the individuals named in the answers to Questions 2, 3, 4, 7 and 8, please confirm that the form at Annex A to this application has been completed and submitted as part of this application.

YES

NO



B. THE PREMISES, VEHICLE VESSEL OR STALL TO BE THE SUBJECT OF A LICENCE

10. Is the application in respect of:-

(a) Premises	YES
(b) Vehicle	
(c) Vessel	
(d) Stall	

11. Answer only where the application is for a vehicle, vessel or stall

Where is it proposed to use the vehicle, vessel or stall?

N/A

12. Answer only where the application is for a premises

What is the full address of the premises for which a licence is sought?

PLAYERS GENTLEMENS CLUB
57, HIGH STREET, MADSTONE, KENT ME14 1SY

13.

YES NO

(a) Is the whole of the premises to be used as a sex establishment?

✓

(b) If not, state the use of the remainder of the premises

N/A

(c) State the names of those who are responsible for managing the remainder of the premises.

N/A

14.

(a) State the nature of the Applicant's interest in the premises, vehicle, vessel or stall, e.g. owner, lessee, sub-lessee.

LESSEE

(b) If the Applicant is a lessee or sub-lessee, state:

(i) the name and address of the landlord;

ADMIRAL TAVERNS NEVADA PROPERTIES LTD
150, ALDERGATE STREET, LONDON EC1A 4EJ

(ii) the name and address of the superior landlord (if any);

N/A

(iii) the amount of the annual rental;

£ 31,200

(iv) the length of the unexpired term

18 YEARS

(v) the length of notice required to terminate the tenancy.

6 months

15

(a) State the current use of the premises.

(b) Is there a planning permission for the use of the premises, vehicle, vessel or stall as a sex establishment?

YES	NO
<input checked="" type="checkbox"/>	<input type="checkbox"/>

(c) If so, state the date of the planning permission.

Existing use established more than 10 years ago

(d) If not, state whether and why the use as a sex establishment is lawful, e.g. because there is a certificate of lawful use, giving full details.

Premises have been licensed for about 30 years for leisure purposes, planning consent granted in 1980s

16

(a) Are the premises, vehicle, vessel or stall licensed under any other Act, e.g. the Licensing Act 2003? Provide full details including the name of any Designated Premises Supervisor.

(b) Does the Applicant intend to obtain a licence under any other Act or to apply to vary any existing licence under any other Act? If so, provide full details.

YES	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

(c) Does the Applicant intend to operate the sex establishment in conjunction with any other licence? If so, provide full details.

Premises licence

17.

a) Is each customer access to the premises, vehicle, vessel or stall:

• Directly from the street or a public thoroughfare?

• From other premises? If so where from.

YES	NO
✓	

if from other premises, provide full details.

N/A

(b) Is each customer access from the street to be supervised at all times the premises are open to the public?

YES	NO

If the answer is No give full details of proposed door control and supervision.

(c) State whether all door supervisors are to be licensed with the Security Industry Authority.

YES	NO
✓	

18.

Are the premises, vehicle, vessel or stall so constructed or adapted and laid out as to permit access to, from and within the premises (including WC facilities) for members of the public who are disabled?

YES	NO
	✓

If the answer is No, state the Applicant's proposals for affording such access.

Anyone who is disabled is advised by door staff. As discussed with MBC at grant of the application if persons need to use the facilities they will be lifted manually up the stairs. This has been going for many years.

19.

(a) Are the premises, vehicle, vessel or stall being used as a sex establishment at the date of this application?

YES	NO
✓	

(b) If the answer is yes, state the name and address of the person or body now operating the business.

JAMES ELLIOTT PEMBLE

C. THE BUSINESS

20.

Under what name ~~will~~^{is} the business ~~be~~ known?

PLAYERS GENTLEMEN'S CLUB

21.

Is the application in respect of:

a. A sex shop?

h. A sex cinema?

c. A sexual entertainment venue?

22.

Has the Applicant entered into any agreement (whether written or oral) in connection with the business, other than a tenancy agreement or lease, for example, a management agreement, partnership agreement or profit share arrangement? If so, provide full details together with a copy of any such agreement.

No

23.

Give the name and addresses of any lenders, mortgagees or others providing finance with the full terms of such agreements.

None

24.

Is the business required to purchase merchandise from a particular person or body? If so provide full details.

N/A

D. MANAGEMENT OF THE BUSINESS

25.

(a) State the identity of the person who will be responsible for the day to day management of the business at the premises, vehicle, vessel or stall ('the Manager').

JAMES ELLIOTT PEMBLE

(b) Confirm that the Manager will be based at the premises, vehicle, vessel or stall and that management of the business there will be his/her sole and exclusive occupation.

The manager is based at the premises and during opening hours it is his sole + exclusive occupation.

(c) Which person(s) will be responsible for the day to day management of the business in the absence of the Manager ('the Relief Manager(s)')?

Rico Andreas Brand Muller

(d) Confirm that the Relief Manager(s) or one of them will be based at the premises full-time in the absence of the Manager.

YES

(e) For each of the Manager and Relief Manager(s), confirm that the form at Annex A to this application has been completed and submitted as part of this application.

YES

26.

This question need not be answered in the case of renewals

Give details of the times during which it is proposed to open the business.

Days of the week MONDAY - SUNDAY

Hours of the day 19.00 - 02.00 and

NEW YEARS EVE - 19.00 - 03.00

27

State proposals in respect of exterior signage and advertising, including the nature, content and size of such signage, and any images to be used.

Please note that a plan of the exterior showing such signage and advertising is required to be submitted with this application.

Existing signage was approved when the licence was granted on 1st May 2012. Windows are blacked out so that the interior cannot be seen. Documentation was lodged with the application when the grant was approved. Photographs of the exterior will follow in the post.

28.

(1) What steps are to be taken to prevent the interior of the premises being visible to passers-by?

Windows are blacked out and there is a closed lobby entrance. This means that upon entry the front door will be closed before the lobby door is opened preventing accidental vision into the premises.

(2) What if any window displays are to be exhibited? Please indicate the size and nature of any intended display.

None

29.

State any proposals for solicitation of business in public areas, e.g. through fliers, business cards, billboard advertising, personal solicitation or advertising on motor vehicles.

Bill board as agreed with the council located in Bank Streets. Fliers as agreed with the council. Any alteration is to be made to fliers this is agreed with the council before going to print.

30.

State what age restrictions are to be applied in respect of admissions, and how are these to be enforced. In answering, state what forms of identity will be accepted and whether it is proposed to use electronic identification systems. For sex shops provide details of arrangements for preventing proxy sales.

No person under the age of 18 is admitted to the premises.

ID accepted is Driving licence, Passport or PASS approved ID.

31.

State the arrangements for CCTV and for retention of recordings. In answering, state whether all public areas are to be covered by CCTV at all times the business is open and whether the feed from all cameras will be recorded

Existing condition applies. CCTV is in operation throughout the trading period + recordings are kept for 31 days

Answer only where the application is for a sexual entertainment venue

(1) State whether the proposal is for full nudity.

YES	NO
✓	

(2) Give full details of the nature of the entertainment, e.g. lap- dancing, pole dancing, stage strip-tease.

lap dancing, pole dancing, performance of dance in dance area (set aside for performers - no stage) and strip tease

(3) State what if any separation between performers and audience is proposed, e.g. performers on stage, 1 metre, no contact or full contact.

There is CCTV coverage which is permanently monitored when the premises are in operation. There are no private booths - but there is a private room located at the back - conditions cover this operation.

(4) State whether arrangements are proposed for private booths or areas. If so, provide full details, including proposals for supervision of such areas.

This question need not be answered in the case of renewals

Renewal.

N/A

(1) State proposals for preventing nuisance to residents and businesses in the locality.

(2) State proposals for promoting public safety

(3) State proposals for preventing crime or disorder

(4) State proposals for protecting children from harm

(5) Set out the Applicant's system for checking the age and right to work in the UK for all employees.

6) For sexual entertainment venues, set out the system for training all staff in the Code of Practice for performers, and for monitoring and enforcing compliance.

Note, the Code of Practice must be attached to this form.

(7) For sexual entertainment venues, set out the system for notifying customers of the Rules for Customers, and for monitoring and enforcing compliance.

Note, the Rules for Customers must be attached to this form.

(8) For sexual entertainment venues, set out the system for monitoring compliance with the venue's Policy for Welfare of Performers.

Note, the Policy for Welfare of Performers must be attached to this form.

34

Set out any further information which you wish the authority to take into account. Include here any proposed conditions (you may attach a schedule of such conditions) or any reason relied upon to provide an exception to the authority's Sex Establishment Licensing Policy.

The applicant has run these premises without complaint for the past 3.5 years.

35

Is there any information on this form which you do not wish to be seen by members of the public? If so, state which information and the reasons why you do not wish it to be seen.

Anything relating to the private address of the Applicant, or the agent acting for applicant

APPLICANT CONTACT DETAILS

Please give the contact details which you would like used for the purposes of this application

Name **Stephen Thomas**
Organisation **Stephen Thomas Ltd**
Address
Telephone Number **01732 321114**
Mobile Number **07774 612651**
Fax Number **01732 321078**
E-mail address **st@stephentomaslaw.co.uk.**

APPLICANTS ARE WARNED THAT ANY PERSON WHO, IN CONNECTION WITH AN APPLICATION FOR THE GRANT, RENEWAL OR TRANSFER OF A LICENCE MAKES A FALSE STATEMENT WHICH HE KNOWS TO BE FALSE IN ANY MATERIAL RESPECT, OR WHICH HE DOES NOT BELIEVE TO BE TRUE, IS GUILTY OF AN OFFENCE AND LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING TWENTY THOUSAND POUNDS (£20,000).

F. SIGNATURE AND DECLARATION


The following declaration must be signed in all cases:

- a. If the Applicant is an individual, by that individual;
- b. If the Applicant is a partnership, by all individuals who are partners;
- c. If the Applicant is a company, by a director or the company secretary;
- d. In any other case, by a duly authorised officer of the Applicant.

Should the information provided in relation to this application form cease to be correct, or if there are any changes in the information provided in the application form between the date the application is submitted and the date it is determined, the Applicant must advise the licensing authority immediately. Failure to do so may result in any licence issued being revoked.

I/we certify to the best of my/our knowledge and belief that the information given in this application is complete and correct in every respect.

I/we agree to notify the Council should any of the information given in this application change.

Name	JAMES ELLIOTT PEMBLE
Position in organisation	MANAGER, DPS + OWNER
Date	18.2.13
Signature	

Name	
Position in organisation	
Date	
Signature	

Name	
Position in organisation	
Date	
Signature	

Name	
Position in organisation	
Date	
Signature	

Name	
Position in organisation	
Date	
Signature	

THIS APPLICATION SHOULD BE COMPLETED IN FULL AND RETURNED TO THE LICENSING DEPARTMENT, MAIDSTONE BOROUGH COUNCIL, MAIDSTONE HOUSE, KING STREET, MAIDSTONE, KENT, ME15 6JQ.

MAIDSTONE BOROUGH COUNCIL

**Notice of application for renewal
of a Sex Establishment Licence pursuant to Schedule 3
Local Government (Miscellaneous Provisions) Act 1982**

TAKE NOTICE that on 26th March 2013 James Pemble applied to Maidstone Borough Council for the renewal of a sex establishment licence in respect of

Players Gentlemen's Club, 57, High Street, Maidstone, Kent ME14 1SY

DAYS AND HOURS OF OPERATION: Mondays to Sundays inclusive from 19.00 to 02.00 hours and on New Year's Eve – 19.00- 03.00

ACTIVITY: sexual entertainment venue

The application may be inspected at the offices of the Licensing Department, Maidstone Borough Council, Maidstone House, King Street, Maidstone, ME15 6JQ

ANY PERSON wishing to make objections on the application shall do so in writing at the Council Offices to the Senior Licensing Officer, Maidstone Borough Council, Maidstone House, King Street, Maidstone, ME15 6JQ or by e-mail at licensing@maidstone.gov.uk. The grounds of the objection must be stated in general terms. The objection must be received by the Council no later than 24th April 2013.

Name: James Pemble
Organisation: Players,
Address: 57, High Street,
MAIDSTONE
KENT ME14 1SY

Signed 

Date: 26th March 2013



Public Sector

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LEGAL AND PUBLIC NOTICES

NOTICE OF INTENDED LAND DISPOSAL LOCAL GOVERNMENT ACT 1972 SECTION 123 (2A)

NOTICE IS HEREBY GIVEN that Tunbridge Wells Borough Council intends to dispose of the freehold interest in the areas of land, which are for identification purposes described in the schedule to this notice. This notice is given in so far as each area of land consists of or forms part of an open space within the meaning of the above Section.

A plan of each area of land is available to view at the Gateway, 8 Grosvenor Road, Royal Tunbridge Wells, Kent TN11 2AB or at the Weald Information Centre, The Old Fire Station, Stone Street, Cranbrook TN17 3HF. Objections to any of the proposed disposals must be made in writing to the Legal Services Manager, Town Hall, Royal Tunbridge Wells, Kent TN11 1RS by no later than 19 April 2013.

SCHEDULE

Land off Brookes Way, Southborough, Tunbridge Wells (approximately 0.160223 hectares)
Land at Crayles Road, Matfield (approximately 0.512528 hectares)
Land at rear of Hartnokes, White's Lane, Hawkhurst (approximately 0.110355 hectares)
Land at Pixot Hill, Brendoley (approximately 0.375797 hectares)
Land at Sandrock Road, Tunbridge Wells (approximately 0.088834 hectares)
Paul Cummins,
Legal Services Manager
Dated 28th March 2013



Application for Premises Licence

An application has been validated for the premises from Kent Entertainment Ltd, trading as The Hop Farm Country Park - CORE AREA, Belting, Paddock Wood, Tonbridge, Kent TN112 6PY on the date of 26 March 2013. Summary of the proposed licensable activities and the proposed hours of opening: Performance of Plays from 12:00 hours until 23:00 hours every day; Exhibition of Films from 07:00 hours until 02:00 hours every day; Indoor Sporting Events from 07:00 hours until 02:00 hours every day; Boxing or Wrestling from 12:00 hours until 23:00 hours every day; Live Music from 07:00 hours until 02:00 hours every day; Recorded Music from 07:00 hours until 02:00 hours every day; Performance of dance from 07:00 hours until 02:00 hours every day; Late Night Refreshment from 23:00 hours until 03:00 hours every day; Supply of alcohol from 07:00 hours until 02:00 hours every day.

LICENSING ACT 2003:



Maidstone Borough Council ("the Council")

Notice of Dog Control Orders

Clean Neighbourhoods and Environment Act 2005

Dog Control (Prescribed Offences and Penalties etc) Regulations On 19th March 2013 the Council made the following Dog Control Orders under section 55 of the Clean Neighbourhoods and Environment Act 2005. The orders will come into force on 8th April 2013.

1) The Fouling of Land by Dogs (Maidstone) Order 2013

Under the order if a dog defecates at any time on land to which this Order applies and a person who is in charge of the dog at that time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence subject to certain defences and exemptions.

The order applies to land within the borough area open to the air and to which the public are entitled or permitted to have access (with or without payment). (Any land that is covered shall be treated as land that is 'open to the air' if it is open to the air on at least one side).

2) The Dog Exclusion (Maidstone) Order 2013

Under the order a person in charge of a dog, at any time, takes the dog onto, or permits the dog to enter or to remain on, any land to which the order applies shall be guilty of an offence subject to certain defences and exemptions.

The order applies to all children's play areas which are (1) enclosed by means of a fence, hedge or wall and/or gate and (2) owned or maintained by Maidstone Borough Council or by any county, parish or town council or by any Registered Social Landlord within the borough area where a "no dog sign" is displayed.

And
Maidstone Crematorium, Winters Park

The orders may also be viewed online at www.maidstone.gov.uk

Goods Vehicle Operator's Licence

Iason Bellamy trading as JB's Haulage Ltd of 34 Tupman Close, Rochester, Kent ME1 1RS is applying to change an existing license as follows

To add an operating centre to keep 4 goods vehicles and 3 trailers at Ryarsh Business Park, Roughetts Road, Ryarsh, West Malling, Kent ME19 5LR and which applies at the operating centre at Hillcrest House, 386 Harehills Lane, Leeds LS9 6NF

Owners or occupiers of land (including buildings) near the operating centre(s) who believe that their use or enjoyment of that land would be affected, should make written representations to the Traffic Commissioner at Hillcrest House, 386 Harehills Lane, Leeds LS9 6NF, stating their reasons within 21 days of this notice. Representatives must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A Guide To Making Representations is available from the Traffic Commissioner's office.

MAIDSTONE BOROUGH COUNCIL

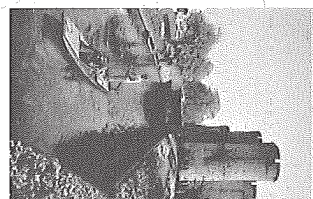
Notice of application for renewal
of a Sex Establishment Licence pursuant to
Schedule 3
of the Local Government (Miscellaneous Provisions)
Act 1982

TAKE NOTICE that on 26th March 2013 James Pemble applied to Maidstone Borough Council for the renewal of a sex establishment licence in respect of Payers Gentlemen's Club, 57, High Street, Maidstone, Kent ME14 1SY

ANY PERSON wishing to make objections on the application shall do so in writing at the Council Offices to the Senior Licensing Officer, Maidstone Borough Council, Maidstone House, King Street, Maidstone, ME15 6UO or by e-mail at licensing@maidstone.gov.uk. The grounds of the objection must be stated in general terms. The objection must be received by the Council no later than 24th April 2013.

Name: James Pemble
Organisation: Payers
Address: 57 High Street, MAIDSTONE, KENT ME14 1SY
Date: 26th March 2013

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www.kentnews

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Lorraine Neale

From: [REDACTED]
Sent: 19 March 2013 08:55
To: Licensing (MBC)
Subject: Objection to renewal of licence
Attachments: Objection to renewal of licence for Players.doc

Please find attached my Objection to application for renewal of Sex Establishment License by Players Gentlemen's Club, 57 High Street, Maidstone Kent
I have made good positive reasons.

Kind Regards
[REDACTED]

[REDACTED]
[REDACTED]
Maidstone
[REDACTED]

19-Mar-2013

To: Senior Licensing Officer,
licensing@maidstone.gov.uk
Maidstone House,
King Street,
Maidstone,
Kent, ME15 6JQ

**Objection to application for renewal of Sex Establishment License by
Players Gentlemen's Club, 57 High Street, Maidstone Kent**

In the past 2 years much has been done to change and improve the centre of Maidstone, for which I know, I and many others are grateful. There is the Jubilee Square, widened pavements and the minimising of traffic in the High Street – meaning the High Street now is suitable for the socialising of families and friends, for shopping, banking, offices and business. It is the route to stroll down from town to the River area which is now a pleasant attractive area after much regeneration in years gone by. This is tainted by the presence of Players Gentlemen's Club at 57 High Street, Maidstone Kent.

I object to the above application for having a Sex Establishment at Player's current location or indeed anywhere in Maidstone. The town's improvements have changed the nature of Maidstone for the better and as such I would prefer Player's premises at 57 High Street to be put to use for the benefit of residents and visitors – with its use appropriate for all ages and both genders. It concerns me that males having had a few (maybe too many) drinks hyped up with sexual thoughts having frequented Players, could possibly go on to behave in an antisocial manner especially towards single ladies out in the evening or to commit crimes of disturbing the peace.

So I ask for the application of Sex Establishment licence to NOT be renewed making the premises available at such a good location for a more wholesome business to open there. This decision would be a positive step in the ongoing process to continue the improvements in Maidstone.

Yours faithfully,

[REDACTED]

Lorraine Neale

From: [Redacted]
Sent: 19 March 2013 10:02
To: Licensing (MBC)
Subject: Objection to License Renewal Application, attn: Senior Licensing Officer.

To: Senior Licensing Officer

Tuesday 19 March 2013

Objection to renewal of Sex Establishment License for the Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to object strongly to the application for the renewal of this licence on the grounds that the renewal would be inappropriate having regard to the character of the locality.

I have been extremely impressed with the recent regeneration of the High Street area - it has greatly improved the character of the locality, and is an exciting improvement for the town and future generations. Things have clearly changed since the Gentlemen's Club licence was last granted - Maidstone is becoming a better place for me and my family, and renewing this licence is at odds with that investment. I sincerely believe that the premises are no longer an appropriate venue for a Sexual Entertainments Establishment.

I grew up in the town, and now live in an outlying village, with my two boys attending Maidstone Grammar School, and my daughter successfully completing her A levels at Invicta Grammar School and now at one of the top Architecture Schools in Sheffield. My children love the town and its diversity and speak fondly about the improvements. It is really important to me and my family that the town council continues to invest and improve Maidstone for the benefit of my extended family and all families in the town and surrounding areas. If the quality of the locality is allowed to decline with establishments like Players, then we will question whether Maidstone is the place for us - and Maidstone needs our business if it is to prosper!

I do hope you will take account of my objection on the grounds that the renewal would be wholly inappropriate having regard to the character of the locality, which has changed and improved since the time the licence was last awarded.

Your sincerely

[Redacted]
[Redacted]
[Redacted]
[Redacted]
Maidstone
[Redacted]

Lorraine Neale

From: [REDACTED]
Sent: 19 March 2013 11:22
To: Licensing (MBC)
Subject: objection to Sex Establishment

[REDACTED] Maidstone, [REDACTED]
[REDACTED]

To: Senior Licensing Officer,

licensing@maidstone.gov.uk

Tuesday 19 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to object to the above application for the renewal of a Sex Establishment Licence in the High Street on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment.

The town is visited by many individuals and families and such a premises in that vicinity would have a detrimental effect on them. It would deter people from visiting the town and the area. There is the potential

for an increase in crime and antisocial behaviour. And it would deter people from visiting that part of town, which would also have a detrimental effect on the livelihood of other shops in that area.

Yours faithfully,

[Redacted signature]

[Redacted text]

[Redacted text]

[Redacted text]

Maidstone [Redacted text]

Lorraine Neale

From: [REDACTED]
Sent: 19 March 2013 11:25
To: Licensing (MBC)
Subject: Objection to an application

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Tuesday 19 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment.

In order to keep our town centres alive, we really need to be bringing a different kind of entertainment to the centre, especially now that the Jubilee Square has been revitalised. Shops and businesses are suffering and one of our [REDACTED] had to close in October last year. It's time for new things in the town that will draw families and good clean entertainment back to our town centres.

Yours sincerely,

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 19 March 2013 19:47
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

To: Senior Licensing Officer,

Objection to application for renewal of Sex Establishment License in respect of Players Gentleman's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application because it would be inappropriate having taken into consideration the character of the relevant locality.

I welcome the recent regeneration of the High Street area (which I suspect has required a great deal of public money being invested) that has greatly improved the character of the locality which as a result I feel that the premises are no longer an appropriate venue for a Sex Establishment.

I appreciate you considering my objection and trust that the application will be rejected on unsuitable ground.

Yours faithfully,

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 08:06
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License

[REDACTED]
[REDACTED]
[REDACTED]
Maidstone,
[REDACTED]

To: Senior Licensing Officer,

Tuesday 19 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment. Personally I would love to see people flocking to Maidstone on the basis of the excellence of our town not for a night club scene.

I have further concerns over crime rates and anti-social behaviour. By opening a venue such as this you will be attracting the type of people to our town that are simply here to use and abuse rather than add something positive to the town.

Yours faithfully,

[REDACTED]

--
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 12:05
To: Licensing (MBC)
Subject: 57 High Street, Maidstone Kent ME14 1SY

Dear Sirs

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to register my objection to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has made a vast improvement to the environment and this central location is totally unsuitable for a *Sex Establishment*. I help to run a *Kent Youth* organisation in Maidstone and one of my main concerns is that the area is frequented by many families and young people during the course of a week and the overall impact of such an establishment will be negative and morally detrimental.

Please take these views into consideration. Many thanks.

Yours faithfully,

[REDACTED]
[REDACTED] Maidstone [REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 12:53
To: Licensing (MBC)
Subject: SEV License

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

Dear Sir/Madam,

I respect the decisions you have to make with regard to the licensing of applications that come into the council but I am writing to object to the above application on a number of grounds.

Having just gone through a major refurbishment the High Street is beginning to have factors that will hopefully encourage a wide variety of people to come into the town. However the renewal of the above mentioned License would be inappropriate having regard to the upgraded character of the area which would be off putting to many. The majority of people visit towns to experience pleasant shopping and decent places of entertainment but the more venues Maidstone has that lower the tone of the area the less appealing it will become, defeating the object of the refurbishing which has cost the tax payer so much.

To make such premises available in a busy vicinity and the antisocial behaviour that often results from people participating in them, through heightened sexual feelings and the effects of alcohol, in my opinion would make the area unpleasant and possibly unsafe for vulnerable ladies.

Consideration must be given to the other establishments in the area and the effect the relicensing would continue to have on them.

Thank you for giving consideration to my objections.
Yours faithfully,

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 13:00
To: Licensing (MBC)
Subject: Objection to the application for renewal of Sex establishment license for Players Gentlemen's club

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Wednesday 20 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the area it is in. I would like to thank the Borough for the recent regeneration of the High Street area which has greatly improved the character of the locality. This has deemed the premises no longer an appropriate venue for a Sex Establishment. In any case we have been enjoying that locality as a family and will no longer do this if there is a sex club. The area is also in the vicinity of a popular bus stage which is used very frequently by our children.

I hope that this objections meets your most humble consideration.

Yours faithfully,

[REDACTED]
[REDACTED]

Maidstone [REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 14:04
To: Licensing (MBC)
Subject: Players Gentlemen's Club

[REDACTED]
[REDACTED]
[REDACTED]
Maidstone
[REDACTED]

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Wednesday 20 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment.

I also object on the basis of the impact these premises have on people using the local area and concern over the crime and antisocial behaviour that premises such as these engender.

Yours faithfully,
[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 15:36
To: Licensing (MBC)
Subject: Sex Establishment Licence

[REDACTED]
[REDACTED]
Maidstone
[REDACTED]

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Wednesday 20 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would demean the character of this locality. The recent regeneration of the High Street has greatly improved the look, feel and safety of the area for all age groups and introducing a Sex Establishment would remove that improvement.

Yours faithfully,

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 16:54
To: Licensing (MBC)
Subject: Objection to the renewal of Sex Establishment License

Dear Sir/Madam,

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY.

I write to object to the above application. I consider the renewal would be inappropriate to this locality. Thankfully the regeneration of the area has much improved the character of the locality and it would no longer be appropriate to have a venue for a Sex Establishment.

I have real concerns regarding the impact a sex establishment would have on crime and antisocial behaviour and in turn the impact this would have on Maidstone's citizens.

Yours faithfully,

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 18:53
To: Licensing (MBC)
Subject: SEV license renewal application

Dear sirs

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment.

I am shocked to see how young women and girls dress and behave in the night time in Maidstone. I believe that by allowing these types of clubs to operate that some men may get frustrated having been in them and take advantage of of the women in town.

I personally know some of the Maidstone Street Pastors and the things I hear are shocking.

Please do NOT degrade Maidstone by allowing this club to renew its license.

Regards

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 20 March 2013 20:31
To: Licensing (MBC)
Subject: ref: Proposed Maidstone's sex club

Importance: High

20th March 2013

Dear Senior Licensing Officer

**Objection to application for renewal of Sex Establishment License in respect of
Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY**

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment.

The Club would have a negative impact on that locality, attracting the wrong kind of people, problems with crime and antisocial behaviour. As for myself I would like to think that I could walk down that part of the High Street alone late in the evening and still feel safe without worrying about the type of people that are around which would be attracted to that type of Club.

Lets keep Maidstone a nice town without having to establish a ceedy club.

I look forward to hearing from you.

Yours faithfully

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 07:56
To: Licensing (MBC)
Subject: Objection letter to renewal
Attachments: objection letter re renewal application.docx

Dear Sir or Madam
Please find att.

Yours faithfully

[REDACTED]

[Redacted]
[Redacted]
[Redacted]
Maidstone [Redacted]
[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location. This goes against so much of my family and I hold dear to what Maidstone as the county town represents as a role model for the rest of Kent.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of local high street shops, local schools, general family shopping and residence for older and more mature residents.

As one of the senior managers [Redacted] I would strongly object to its location due to the release of our residents on ROTL (Release on temporary license) who are allowed out for the day who potentially might want to visit and be drawn to this establishment. The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would ask with the nature of my job and to protect my privacy that my address is not publicly made known however I do want to have recorded my objection to the application and would request an email/letter acknowledgement that this has been received.

Yours faithfully

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 13:30
To: Licensing (MBC)
Subject: Objection to Sex Establishment in Maidstone
Attachments: Objection letter re Maidstone.docx

Dear Sir/Madam,

Please see attached for your attention.

Kind regards,
[REDACTED]

16

Senior Licensing Officer
Maidstone Borough Council,
Maidstone House,
King Street,
Maidstone.
ME15 6JQ

21st March 2013

**Re: Application for the renewal of a Sex Establishment License in respect of Players
Gentlemen's Club at 57 High Street, Maidstone, Kent, ME14 1SY.**

Dear Sir/Madam,

I am writing to make an objection to the above application. I make this application on the grounds that the renewal of this license will be inappropriate and unsuitable for the character of this locality.

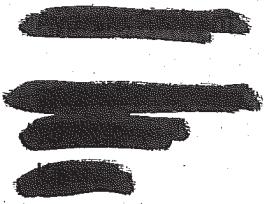
The High Street has recently been regenerated to improve and enhance its character. As such these premises will no longer be an appropriate venue for a Sex Establishment.

We need to consider the impact that such an establishment will have on other local businesses and neighboring premises. Given the economic climate we should be avoiding any scenario that would result in the reduction of trade and foreclosure of thriving local trades and small businesses which are providing jobs.

The curiosity of our youth is insatiable. Such an establishment will invariably cause an unwanted distraction for our young people, particularly those from unstable homes. This can ultimately lead to antisocial behavior, causing the council an epidemic of cost that could have been better utilised elsewhere.

We need to carefully consider the holistic impact that this establishment will have on Maidstone, on families and our society as a whole.

Yours faithfully,



Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 14:54
To: Licensing (MBC)
Subject: SEV licence for 'Players'

Dear Sir/Madam,

Re: 'Players' 57 High Street Maidstone.

Application for renewal of Sexual Entertainment Venue licence.

I am writing to express my objection to the renewal of an SEV licence at the above address.

My main reason to object is that this area is used by families, children and visitors to Maidstone and is therefore inappropriate for this kind of venue.

In view of the recent applications for similar venues here and in Gabriels Hill which were refused, I believe Maidstone would further benefit from the refusal to renew this licence. A lot of money has gone in to improving the High Street with further plans intended to attract families and visitors to Maidstone which is to be welcomed and supported.

I am further concerned about the effect a venue such as this may have on crime and anti-social activity especially at night. Therefore, I believe it's in the interests of the people of Maidstone, our children, our teenagers and our visitors to be able to visit a town which promotes positive influences and entertainment.

I would be grateful if you would record my objection and acknowledge receipt. I do not give permission for my details to be released to the applicant.

Yours faithfully,

[REDACTED]

Lorraine Neale

From: [Redacted]
Sent: 21 March 2013 15:12
To: Licensing (MBC)
Subject: 'Players' 57 High Street - Objection to renewal of SEV

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent, ME15 6JQ

Dear Sir/Madam

'Players' 57 High Street, Maidstone - Application for renewal of a Sexual Entertainment Venue Licence

It's come to my attention that 'Players' are due to renew their Sexual Entertainment Venue (SEV) licence in the High Street and I would like to express my strong objection to such an application.

In my opinion, this is not a suitable venue for such an venture, especially on our High Street which is being nicely upgraded and think it is inappropriate due to it's location in the centre of town and although it currently operates, it could set a precedence of other such venues in town, namely the Bank Street application and Gabrielle's Hill application.

I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that renewing a licence will have on the area.

When the council meets to determine this application, I would like to ask that it takes a strong stand and refuse this type of establishment within Maidstone - like the other two applications that were refused.

Maidstone was voted the 8th best place to live in the UK and I would like Maidstone to reach the number ONE spot - not plummet down the scale!

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently

Yours faithfully

[Redacted signature and contact information]

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Lorraine Neale

From: [Redacted]
Sent: 21 March 2013 15:38
To: Licensing (MBC)
Subject: Gentlemans Players Club

Dear Sir,

I am writing to request that a sex entertainment venue licence is not granted to the Gentleman's Players Club in the High st, Maidstone.

The High street has recently been beautifully regenerated, with increasing numbers of people using this particular area of Maidstone, for transport reasons, taxis, buses, and socialising in general. With our increase in the number of families living and working in Maidstone, there will be more young children around and to have such a club in a fairly prominent place is not appropriate.

Following the requests for licences for other such establishments, there was a flurry of letters in the KM supporting such clubs, so I do recognise there is part of the population that has a need for these clubs. Sadly I feel that the benefits of these clubs for a few, outweigh the negative impact on society in general. We already have many night clubs in Maidstone(not sex entertainment venues) and the impact on Maidstone in a negative way is huge. They may generate a lot of money , but surely our society is more important and worthy of protecting than generating pounds.

Yours sincerely

[Redacted Signature]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 16:08
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone

[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21.3.13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the location above.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. My concerns are based around the impact that the venue has on the high street and the potential clientele that such a venue attracts. My wife and I almost rented very close to the venue but after visiting during the night the street felt quite unsafe and hostile. The venue would be better suited elsewhere away from the high street. There is also often school kids in the area that I don't think should be exposed to such a venue (even if the windows are blacked out). I have grave concerns that the potential impact of crime, anti-social behavior and the general effect that a renewal of the licence will have on the area will be negative. We need something that brings the atmosphere of the high street up, not something that potentially will bring it down.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 17:33
To: Licensing (MBC)
Subject: Renewal of Sexual Entertainment Licence for Players Gentlemen's Club

[REDACTED]

Your name [REDACTED]
Your address [REDACTED]

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Thursday 21st March 2013

**Objection to application for renewal of Sex Establishment License in respect of
Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY**

I write to object to the above application on the grounds that the renewal would be inappropriate when the work on the lower end of High Street is completed. It is an area frequented by thousands of young people enjoying the night time economy and on completion of the improvements it will no longer be an appropriate venue for a Sex Establishment. The main street of the town should contain shops, cafes, and restaurants suitable for all ages at all times. (There should also be free toilets for both sexes open in the daytime and evenings in the vicinity.)

Yours faithfully,
[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 18:01
To: Licensing (MBC)
Subject: Objection to 'Players'
Attachments: objection letter re renewal application.docx

To whom it may concern,

Please find attached Objection letter to renewal of licence for 'Players Night Club.'

Many thanks,

[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/2013

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, school children, local shops, and the family nature of our town make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours sincerely,

[Redacted Signature]

Stephen Noble

From: [Redacted]
Sent: 21 March 2013 18:26
To: Licensing (MBC)
Subject: Sex Establishment Licence

**To: Senior Licensing Officer
Maidstone Borough
Council**

**I have read the NOTICE that on 4th March 2013 James Pemble applied to MBC for the renewal of a sex establishment licence in respect of:
Players Gentlemen's Club at 57 High Street, Maidstone, Kent ME14 1SY**

I am writing in OBJECTION TO A LICENCE being renewed at this venue as I'm sure it would draw back into our town characters who easily become instigators of antisocial behaviour. Over recent years MBC together with voluntary organisations & the Police ,have been seeking successfully to push back from our town both crime & antisocial behaviour. Unfortunately a licence of this sort would actually attract those sort of behaviours again.

There has also been vast sums of money spent on improving the High Street in order to bring back into town shoppers & browsers, & visitors where they can have good access via buses & taxis into the town centre, of which the High Street needs to continue to be a big attraction for them.

I am sure that many of these people would refrain from coming into the High Street should they become aware of the use of the premises at No:57 for the purposes for which a licence has been requested. For many this will create fear & disapproval rather than a sense of safety & healthy environment.

Please note that I believe it is totally inappropriate for MBC to issue a licence at these premises for a sex establishment.

Yours faithfully,

[Redacted signature block]

21st March 2013

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 18:34
To: Licensing (MBC)
Subject: Objection to SEV licence

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to give my objection towards the Sexual Entertainment Venue which is housed at the above address.

The reason for my objection is that the premises are in a totally inappropriate as the location has nearby Schools, churches, family shopping centres, so this in my opinion is a inappropriate place to be. My concern is that this type of venue will only impact Maidstone area in a negative way such as crime and antisocial behaviour which should impact the renewal of the licence.

Personally I really don't wish to have this type of venue in my local town, a place where I am so proud to live, I only think that this kind of entertainment brings down the morals of the town.

I am aware that the Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I will be willing to expand on these points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted signature]

[Redacted signature]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 19:58
To: Licensing (MBC)
Subject: Players SEV Licence

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of young children, family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently.

Yours faithfully

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 19:59
To: Licensing (MBC)
Subject: Players' 57 SEV licence

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21 March 2013

Dear Sir/Madam

**Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence**

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully


Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:03
To: Licensing (MBC)
Subject: Players SEV Licence

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21 March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise

this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

A solid black rectangular redaction mark covering the signature area.

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:04
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence

21/03/2013

Dear Sir/Madam

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of children under the age of 18 and the type of person these places attract, make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:06
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence

[REDACTED]

[REDACTED]

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

licensing@maidstone.gov.uk

Thursday 21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of the local schools and families that come through the town centre. Is this the kind of behaviour we want our children to be exposed to every day? It would effect family outings because they would have to steer clear of the area. I personally believe that it would take away customer traffic from local businesses and make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

It is bad enough that children are exposed to news stands with pornographic material let alone business that carry out morally unacceptable behavior. Everything it stands for is against 'family' and promotes sex outside of relationship. What will this mean to young teenagers passing through? If we let this happen, it is like setting a standard for them to look at, saying that its ok to treat each other as objects of selfish sexual gratification. What does it say about the values we have about a young man or woman's worth? Is this what Maidstone wants to be known for?

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:09
To: Licensing (MBC)
Subject: objection letter for renewal of a sexual entertainment venue

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

21.03.2013

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, churches, family shopping, entertainment and residential premise make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:10
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

Dear Sir/Madam,

I am writing to you to ask that you please do not renew the licence of this venue. I could list below all the unethical reasons as to why I disagree but I am sure you will already have many such emails. I am an 18 year old man/boy, depending on where you stand, and despite living in a society that, to quote my teacher, "Get's pissed every Saturday," I would like to break this stereotype that has been limiting Maidstone and many other towns for as long as I've been alive. By denying this licence to be renewed, you will be taking the first steps towards breaking these social barriers that have been built between the people of Maidstone, and working towards forming a united town. This path will be demanding and may seem unappealing, but I assure you that this town is in need of a revival.

Thank you for reading this, and I hope you will consider what I have written.

Yours faithfully,

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:10
To: Licensing (MBC)
Subject: 'Players' 57 High Street, Maidstone

21/3/13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of [schools, churches, family shopping, entertainment and residential premises] make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

As a teaching professional, I feel that this kind of establishment is inappropriate. I feel strongly that the welfare of all children is at risk as children are very impressionable, often with photographic memories which poses great concern for the things that they may be exposed to. Children are often keen to share new experiences with their school friends and teachers; which ultimately causes a negative ripple effect in local educational establishments. Young children do not have the level of moral understanding that would cause the realisation that such an establishment is inappropriate and will therefore not realise the impact that it has.

A number of children and teenagers spend a large amount of time in the town of Maidstone at the weekends and in school holidays which heightens the level of impact that such an establishment has. The well-being of children is of high importance and the exposure to such establishments has a lasting effect on individuals, not only immediately but in the long term.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:21
To: Licensing (MBC)
Subject: Objection to the renewal of SEV licence

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. I am a primary school teacher in the local community and the presence of the venue is extremely detrimental to the development of the next generation's perceptions of women at such a vulnerable age. I also have concerns about the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area. It seems as if there is a lot of positivity surrounding the area of Maidstone with the new development of Jubilee square and it would be a huge shame if it was tainted by this premise remaining in the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[REDACTED SIGNATURE]

34

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:28
To: Licensing (MBC)
Subject: Renewal of licence - Players

To: Senior Licensing Officer

Objection to renewal of the Sex Establishment License for the Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to strongly object to the application for renewal on the grounds it is not appropriate having regard to the character of the locality.

The High Street which has had so many lovely improvements recently is a place where I want me and my family to enjoy the retail and entertainments appropriate to young people and having a Sexual Entertainments Establishment here is completely at odds with what the council has invested in.

Two of my children still go to school in the town and catch their bus near to the location of this establishment - it is not right to have this sort of entertainment in this vicinity.

If the quality of the locality is allowed to decline with establishments like Players, then I don't think Maidstone is the place for us.

Your sincerely

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent from my iPhone

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:29
To: Licensing (MBC)
Subject: License renewal for 'players'

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone.
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

With the redevelopment of the area that this premises is located in and the location of more family orientated premises' such as nearby schools, churches and shops, I believe that this is not the town for this type of venue to be located.

It brings in a type of clientele that doesn't fit in with the family focus that our town is moving in, and I am also concerned about the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

If this venue is granted a renewal of its license then I believe it would be in conflict with the character of our town and the area, and would instead draw in bad elements that would not benefit the development and prosperity of our town

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted signature]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:31
To: Licensing (MBC)
Subject: Renewal of Sexual Entertainment Venue Licence

Dear Sir/Madam

Further to my previous emails objecting to the applications at Gabriels Hill and Bank Street for a sexual entertainment venue licence, please record this as my formal objection to the renewal of the licence at Players (57 High Street).

I am especially concerned about the threat to Maidstone's desirability as a town in which to live and raise a family. As somebody who is personally involved in initiatives to raise the profile of and celebrate the positive aspects of Maidstone (e.g. the 'Celebrate Maidstone' event in May), I feel strongly that a club of such a nature would damage the reputation of Maidstone.

Furthermore I find the location (in close proximity to schools, churches, family shops and residential premises) totally inappropriate and unsuitable, regardless of what conditions are attached to a license. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that granting a licence will have on the area.

When the council meets to determine this application, I would like to ask that it considers making a 'nil' determination on the number of such establishments within Maidstone.

I would be grateful if you would record my objection and acknowledge receipt, and forward this message to the Senior Licensing Officer, Maidstone House, King Street, Maidstone ME15 6JQ.

Please note that I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to expand the points that I have made for consideration by the committee when it meets to consider the application.

Many thanks,

Yours faithfully

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:31
To: Licensing (MBC)
Subject: Players Licence Renewal

[REDACTED]
Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk
22/03/2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully
[REDACTED]

Stephen Noble

From: [Redacted]
Sent: 21 March 2013 20:34
To: Licensing (MBC)
Subject: Players Licence Renewal

Dear Sir/Madam,

I am emailing to express my strong opinion against the renewal of the Sexual Entertainment Venue licence for 'Players', 57 High Street, Maidstone.

The basis of my objection is that the premises are in an unsuitable location, given the character of the area. I feel this because of the presence of local shops and residential premises and the fact that the town centre attracts many families and young people. I have been impressed by the recent redevelopment of the high street and feel that the location of Players is unsuitable and may increase crime and anti-social behaviour if it is renewed, undoing all the work the Council is doing to improve the town centre.

The Council has previously refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,

[Redacted signature block]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:35
To: Licensing (MBC)
Subject: Licence Renewal for Players

[REDACTED]

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

As a young man in my 20s I strongly oppose these types of establishments in our community. They are degrading and demoralising for those who attend these clubs and for the women having to work there. The image it sends out, is a bad image to the community that this type of activity is acceptable to the young and impressionable. The town is the heart of Maidstone where the area is constantly full with families and young people on a daily bases the town centre is full of life and promising future potential it does not need this type of revenue polluting the morals of the community.

Maldstone is better than that!

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application

Yours Faithfully



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Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:39
To: Licensing (MBC)
Subject: Re - objections to the renewal of sex club licence

Dear Senior Licensing officer,

RE-Players, 57 High street , Maidstone.

I am writing to object to to the renewal of the licence for the sex club. As a resident of maidstone I have been so impressed with the recent improvements to the town centre, it is now a place I am pleased to visit to shop and to eat with my family. I am now proud to bring visitors to Maidstone, to show them the Historical buildings and stay to enjoy the various restaurants. With the new Jubilee square and the family entertainment shown there, the proximity of a sex club in Bank Street seems unsuitable. Bank street is a regular walk though area from Lockmedow through to the new Square and I feel that having a sex establishment in the vicinity is inappropriate and not in keeping with the positive changes that have been made.

kind regards

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:40
To: Licensing (MBC)
Subject: Players, 57 High Street, Maidstone - Application for Renewal of Sexual Entertainment Venue Licence

Dear Sir/Madam

I am writing to object to the renewal of the above licence, for the following reasons:

1. I believe that it is totally inappropriate to have a sexual entertainment venue in the town centre, which is the centre of the local community, where families shop and socialise. This area has recently been redeveloped by the council, and a venue of this nature is not in keeping with the much improved area.
2. I am concerned about increases of crime and anti-social behaviour, associated with the sexual entertainment industry.
3. I understand that licences of this nature for other venues have recently been declined by the council for these reasons.

I do not give consent for my name and address to be released to the applicant.

Yours Faithfully,

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 20:46
To: Licensing (MBC)
Subject: Objection to 'Players' renewal
Attachments: ObjectiontoRENEWAL.docx

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[REDACTED]

Please consider the environment before printing this email.

The information contained in this e-mail is intended only for the individual or entity to whom it is addressed. Its contents (including any attachments) may contain confidential and/or privileged information. If you are not an intended recipient you must not use, disclose, disseminate, copy or print its contents. If you receive this e-mail in error, please notify the sender by reply e-mail or office@jubileetc.org.uk and destroy this message.

</p>

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ
licensing@maidstone.gov.uk

21 March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of children, churches, family shopping, and residential, make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

Main Royal Mail Post Office which provides essential services are located nearby. The positive and critical contribution of this post office to the community is undermined by the fact that it is sited in close proximity to 'Players'. Those who both provide and receive these valuable services ought to be able to make the best use of the local post office without the disturbance associated with the sex industry on the doorstep.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully
[Redacted]

Lorraine Neale


From: [REDACTED]
Sent: 21 March 2013 20:50
To: Licensing (MBC)
Subject: Players Objection Letter
Attachments: objection letter re renewal application.docx

Dear Sir/Madam,

Please find attached my letter of objection to the license renewal of Players.

Kindest regards

This transmission is intended for the named addressee(s) only and may contain sensitive or protectively marked material up to RESTRICTED and should be handled accordingly. Unless you are the named addressee (or authorised to receive it for the addressee) you may not copy or use it, or disclose it to anyone else. If you have received this transmission in error please notify the sender immediately. This email has been scanned for viruses and all reasonable precautions have been taken to ensure that none are present. Medway Council cannot accept responsibility for any loss or damage arising from the use of this email or attachments. Any views expressed in this email are those of the individual sender and not necessarily those of Medway Council unless explicitly stated. Please be aware that emails sent to or received from Medway Council may be subject to recording and/or monitoring in accordance with relevant legislation.



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

March 21st 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

As a Maidstone resident and a mother I place high importance on my daughter and other children growing up in an environment known for its innovation, business, reputation for good schools amongst other things. These are some of the reasons why our family moved here and my husband has chosen to work here.

Therefore I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location. The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of local amenities such as schools and local businesses. In my view this makes this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I understand that this is not a new application but I would like to see the reputation of Maidstone continue as a place that families would decide to bring their children up. For me this includes my daughter having a positive experience of growing up in her community.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 20:54
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence

[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/2013

Dear Sir/Madam

**Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence**

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping makes this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I live in Medway, however, I study business in Maidstone and am a potential business owner. Therefore, as a woman in business the reputation of Maidstone is important to me.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Lorraine Neale


From: [REDACTED]
Sent: 21 March 2013 21:10
To: Licensing (MBC)
Subject: Objection to Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence
Attachments: Objection.docx

Dear Sir/Madam

Please find attached my objection letter.

Regards,

[REDACTED]



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping, public eating places, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 21:26
To: Licensing (MBC)
Subject: Player's Club Maidstone
Attachments: Objection Letter.docx

Please find attached my objection to the renewal of this license.

Thank you

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21.3.13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

- I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:32
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License

To: Senior Licensing Officer,

Tuesday, 21 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment. Personally I would love to see people flocking to Maidstone on the basis of the excellence of our town not for a night club scene.

I have further concerns over crime rates and anti-social behaviour. By opening a venue such as this you will be attracting the type of people to our town that are simply here to use and abuse rather than add something positive to the town.

Yours faithfully,

[REDACTED]

"Dancing is music made visible."
— George Balanchine —

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:39
To: Licensing (MBC)
Subject: Complaint about SEV licence renewal

[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of local shopping facilities and even the fact that it is directly opposite a youth cafe make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I feel at this current time in Maidstone when many improvements are being made, now would be a prime time to remove a SEV from town. As you must be well aware, the placement of 'Players club' is currently at the bottom end of the high street, which is known amongst many Maidstonians as the seedy part of town, whether you choose to accept that or not, it is the common view reflected amongst the people of this town. This I feel is because of the direct relation to the strip club being there. I also implore you to consider the next generation when thinking about this application. It is simply opening the door to young women getting involved in the sex

trade, which will lead to much hurt and pain, whether it is through their free will or not. This could be prevented by you making your governmental responsibility known and taking action for the benefit of the next generation. If your young children can walk past this place and see that it is ok for men to go and ogle at naked women, it means it is also ok for, later in life, those same children to treat their wives and daughters as no more than a piece of meat.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:39
To: Licensing (MBC)
Subject: SEV License objection

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to give my objection towards the Sexual Entertainment Venue which is housed at the above address.

I am objecting because of the degrading nature of the club and the negative impact it is already having on the community. The club is situated in the center of town, near to Schools, shops and churches surrounded by young children. This club has only a negative impact on the town and lowers the character and quality of the places around it. I feel it really isn't what Maidstone should be representing especially when it has so many positive things to show.

I think it's important for people to remember and be attracted to Maidstone for the right reasons and for that to happen we need to ensure we are not bringing down the standards of the town with clubs like these. I am aware that a grant for a SEV licence has been recently refused and feel this needs to be taken into account. We should be focusing on impacting our near by towns and the rest of Kent in a positive way and not degrading it.

I have been living in Maidstone for 20 years and there are many great attributes of the town that I am proud to represent, however having this type of venue in my town does not make me want to bring people in.

We need to, as a town, be less focused on money and more focused on morals. I would be grateful if you would record my objection and acknowledge receipt, however I do not give consent for my details to be released to the applicant unless I specifically authorize for it. I will be willing to expand on these points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted signature]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 21:40
To: Licensing (MBC)
Subject: Objection to SEV license
Attachments: objection letter re renewal application (4).docx

Please find attached my objection to the renewal of the SEV license.

[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

15 March, 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools makes this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I have recently read reviews of this venue, and have heard that it is a very low-brow venue where cat-calling and other derogatory behaviour is encouraged.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:43
To: Licensing (MBC)
Subject: Objection to SEV license

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, close to the heart of Maidstone. In particular it's proximity to Maidstone's schools, churches and retail areas, I feel the presence of this establishment is therefore unsuitable. Particularly as it may lead to an increased levels of crime and anti-social behaviour in the area, which will be detrimental to the development of Maidstone as a cultural centre.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to consider, highlighting the opinion of Maidstone to a SEV.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:44
To: Licensing (MBC)
Subject: Objection to SEV license

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing this email to express my concern regarding the plan to open a Sexual Entertainment Venue called 'Players' on Maidstone's High Street.

The reason for my concern is that Maidstone is a town whose heart is focused on family. It is a safe area where children can be brought up. Opening this Sexual Entertainment venue will have no benefit whatsoever in the development of children, both young and old.

Personally, I feel that we need venues of influence that can positively input into the lives of our children. The nature of this business is degrading, demoralising and does not set a good example.

Please consider my suggestions to refuse the opening of this venue. Could you kindly honour my request not to pass on the details within this email to the applicant. Please feel free to contact me if you need further details.

Yours Faithfully
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 21:56
To: Licensing (MBC)
Subject: SEV License

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

To whome it may concern
Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my objection to the renewal of the SEV licence at the above location. Maidstone is a great town to live in and I believe this venue does not improve or bring any value to the town, and in fact as has been seen in the past these types of venues increase violence and unsociable behaviour in the town. As an example this article in the Kent Online highlights this issue: http://www.kentonline.co.uk/kentonline/home/2011/october/11/man_glassed.aspx

The Council has already blocked previous licenses and this improves the case that the people of Maidstone are not interested in these type of establishments in the town..

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this in the future.

Many thanks

[REDACTED]

Lorraine Neale

From: [Redacted]
Sent: 21 March 2013 22:37
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence
Attachments: Objection Letter.docx

Dear Sir/Madam,

Please find attached a document registering my complaint to the application for a strip club at 57 High Street Maidstone.

I hope the letter includes everything you need and details my thoughts on the matter in enough depth.

I look forward to hearing from you regarding this matter

Regards

[Redacted signature and contact information]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of other respectable businesses, as well as a high concentration of commuting school children make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

Maidstone has had a lot of money and effort put into the redevelopment and enhancement of the town centre and this application goes against everything that is great about our town.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 22:39
To: Licensing (MBC)
Subject: Objection against SEV licence.
Attachments: Objection against SEV licence.docx

Please find letter attached.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

21 March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to share my objection against renewing the Sexual Entertainment Venue (SEV).

The reason for my objection is that Maidstone is a beautiful town and a safe place for families and children to live. However by renewing this licence and allowing this SEV to be in town, around school and churches my concern is that it will allow crime and other damaging effects on not only our Town but also the families and children growing up in this Town.

I know that the previous SEV licences has been denied to Bank Street and Gabriel's Hill with valid reasons to consider for this licence as well.

I ask that my objection will be taken into account when this licence is considered. But I do not give consent to release my details to the applicant.

Yours faithfully
[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 22:45
To: Licensing (MBC)
Subject: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence
Attachments: SEV objection letter re renewal application.docx; SEV objection letter re renewal application.pdf

Dear Sir/Madam,

Please find attached my objection letter concerning the above mentioned subject.

Kind regards,

[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I have heard recently that the SEV license for the above mention venue is up for renewal. I am writing to you to register my strong objection to this renewal.

The reason for my objection to this is that the venue is on Maidstone High Street, in a location that has school children walking passed it every day. Not only school children but it is also not far from the River Medway which is an attraction for tourists and this kind of place does not exactly make Maidstone High Street look like the beautiful place I could and should be. If I am honest, I have not always been of the same view, I have visited places like this in the past and I dread to think of what could happen to the town if we have young men walking around our town with the kind of mind-set that can come out of these places. It could contribute to a higher crime rate and anti-social behaviour.

I recall that the Council has refused SEV licenses recently in the town, on Gabriel's Hill and Bank Street and I think this is definitely the right way for this town to be moving and I believe it is important to have continuity in these decisions.

Please register my strong objection and acknowledge the receipt of this objection. I do not give any consent for the release of my details to the applicant. Also, please keep me informed as to the date of the committee meeting when this will be discussed, as if I am available, I would like to attend and stress my concern.

Yours faithfully,

[Redacted]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 22:47
To: Licensing (MBC)
Subject: Objection letter: 'Players' 57 High Street, Maidstone
Attachments: objection letter re renewal application.docx

To whom it may concern,

Please read the attached letter that expresses my objection to the application for renewal licence of Players' 57 High Street Maidstone.

Thank you.

[REDACTED]
--
[REDACTED]
[REDACTED]

Training Tomorrow's Leaders Today!

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21 March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

This letter is to address my stance and strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

Maidstone is a town that is flourishing and that has a positive reputation. I am proud to live in this town due to the reputation it carries. The strong concern I have is the fact that there are many families with children that walk in this area. What message is this conveying to the children? And what a negative effect and impact it will have on the young children. The location is filled with shops, coffee shops, offices, residences and churches that attract a lot of young people, families that will be negatively influenced by it.

I am requesting that my objection be recorded and also ask that my details not be released unless I specifically authorise this.

Thank you for taking the time to read and acknowledge my thoughts and objection.

Yours sincerely,

[REDACTED]

58

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 22:51
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

To: Senior Licensing Officer

21st March 2013

**Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club,
57 High Street, Maidstone Kent ME14 1SY**

I write to object to the above application on the grounds that the renewal would be inappropriate having regard to the character of the relevant locality. The recent regeneration of the High Street area has greatly improved the character of the locality, deeming the premises no longer an appropriate venue for a Sex Establishment. I am dance teacher and I work in a youth cafe in the local area. The youth are struggling as it is to cope with their hormones and their craving for sexual activities and now are pressuring their fellow friends into sex. Having a Strip club in the centre of town on a street which young boys and girls walk past everyday to get to school and back is not an ideal place for it to be. Having the option to go into a strip club should be no option at all, it only encourages to satisfy the need for sex and also distorts the respect men and women should have for one another. This strip club does not promote Maidstone to have moral integrity to protect the younger generation, it shows that Maidstone is willing to except was comes around and effect our youth.


Yours faithfully,
[REDACTED]

59.

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 22:53
To: Licensing (MBC)
Subject: Objection to Players Sexual Entertainment Venue Licence Renewal
(licensing@maidstone.gov.uk)
Attachments: objection letter re renewal application.docx.html

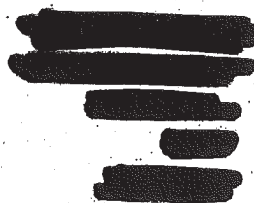
Attached: objection letter re renewal application.docx

 objection letter re renewal application.docx

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59.



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

Thursday 21st March 2013

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. I am frequent shopper & user of the town centre, an area recognised for its quality shopping experience & a family friendly environment. The area is heavily used with foot passengers from all ages & is the essential route on foot from the town centre to the entertainment venues at Lockmeadow including the cinema. I believe that this venue would have the potential negative impact upon my hometown that I personally would wish to avoid.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

59

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 22:55
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence
Attachments: Objection Letter.pages

Dear Sir/Madam,

Please find attached my objection letter with regards to the Application for renewal of a Sexual Entertainment Venue Licence, at 'Players' 57 High Street, Maidstone.

Kind regards

[REDACTED]

--
[REDACTED]

Sent with Sparrow



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21/03/13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of other respectable businesses, as well as children, families and the elderly passing nearby this location. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

Maidstone has seen a lot of regeneration recently and it is becoming a town to be proud of, this application goes against everything that is great about our town and as a new mum I strongly object against this application.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

A black rectangular redaction mark covering the signature of the sender.

61

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 22:56
To: Licensing (MBC)
Subject: RE: Application to renew SEV at Players, 57 High St, Maidstone.

21st March 2013.

To the Licencing Officer:-

Sir/Madam, I should like to lodge my objection to the renewal of the SEV (Sexual Entertainment Venue) licence of this establishment, Players, at 57 High Street, Maidstone.

It seems very sad that any consideration at all should be given to renewing this licence, at a time when Maidstone is finally starting to look like an attractive town, perfect for families, commutable to London and with excellent schools and the beautiful, huge, Mote Park.

We can boast of so many improvements in Maidstone; new pavements, well maintained pedestrianised areas, really good shopping facilities, churches, cinemas, hotels, an excellent little theatre and museum as well as a variety of interesting and historic buildings...and our beautiful river. Why on earth would we need a sleazy venue for sexual entertainment in the High Street? The clientele it attracts are not going to be spending money elsewhere in the town...they will be coming simply to use the facilities on offer at Players. Maidstone can survive and improve without them!

Although I have added my name and address to the bottom of this email, I should prefer that these are not disclosed to the applicant for the licence.

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 22:59
To: Licensing (MBC)
Subject: RE: Objection to Application for renewal of a Sexual Entertainment Venue Licence "Players"

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21 March 2013

Dear Sir/Madam

**Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence**

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. It is in close proximity to residential area, schools, shopping and entertainment areas which makes this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

A premises of this nature does not aid in growing healthy, strong family relationships which are the foundation of a healthy society. It is degrading to women and does not reflect a good perception of how they are to be treated. The location that it is in detract from the family environment that is created by the surrounding businesses and facilities.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted signature]

--
[Redacted name]

[Redacted address]

Email: [Redacted email address]

Web: [Redacted website]

Please consider the environment before printing this email.

The information contained in this e-mail is intended only for the individual or entity to whom it is addressed. Its contents (including any attachments) may contain confidential and/or privileged information. If you are not an intended recipient you must not use, disclose, disseminate, copy or print its contents. If you receive this e-mail in error, please notify the sender by reply e-mail and destroy this message.

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 23:13
To: Licensing (MBC)
Subject: Objection agains Players renewal of SEV license
Attachments: objection letter re renewal application.docx

To whom it may concern,

I would like to submit an objection against the SEV licence renewal application of Players gentlemens club in Maidstone town centre.

Please find my objection letter attached.

Best Regards,
[REDACTED]



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of surrounding schools and shopping malls is not conducive to a family environment, in fact its purposefully detrimental. For these reasons I think the location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area as well as the other bad business its attracting to the ally ways of town centre. These facilities could be much better used to fuel a good reputation of our community and our town centre.

Personally I avoid walking down that walk way, as I'm sure many families do, because of the nature of a handful of businesses there.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 23:14
To: Licensing (MBC)
Subject: Objection to SEV Club in Maidstone Town Centre
Attachments: objection letter re renewal application.docx

Please see attached letter of objection

' The principal basis of my objection is, since over the last few years Maidstone Council has been improving its town centre with the opening of Fremlins Walk & the redevelopment of the High Street with Jubilee Square, I feel that having an SEV Club in such close proximity to the centre is totally inappropriate & certainly not in keeping with the character of the area. '

Regards

--
[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

20/03/2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is, since over the last few years Maidstone Council has been improving its town centre with the opening of Fremlins Walk & the redevelopment of the High Street with Jubilee Square, I feel that having an SEV Club in such close proximity to the centre is totally inappropriate & certainly not in keeping with the character of the area. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted]

Lorraine Neale

From: [REDACTED]
Sent: 21 March 2013 23:38
To: Licensing (MBC)
Subject: Players bar bid for entertainment licence renewal
Attachments: objection letter re renewal application.docx

To who it may concern,

Please find the attached letter concerning the 'Players' bar request for renewal of their sexual entertainment venue licence renewal.

[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I have recently become aware of the up and coming bid for the renewal of a Sexual Entertainment Venue licence at 'Players' club in Maidstone town centre. I would like to formally present my objection to this.

The main reason for my objection is that 'Players' club is in an area that has schools, family shopping, churches and residential homes. I feel that this makes its location unsuitable. I also feel that a renewal of the license would encourage behavior that is not becoming of the reputation I know Maidstone's residents, including myself, want for the town.

I must admit I do not enjoy passing the bar knowing what is happening inside the premises. I really hope that my concerns are heard, as I'm sure they will be. I understand that the Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would greatly appreciate the recording of my objection however, I do not wish for my details to be released to 'Players' club as the applicant unless I am specifically asked and authorise this specifically.

Yours faithfully

[Redacted]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 23:40
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone objection

[REDACTED]

21/03/13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to voice my objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location. The central location of the venue is a principle concern. With all of Maidstone's people being exposed to the venue on a daily basis, I am especially worried of the impact it will have on the many young children who pass by with their parents. The twisted views of women and relationships in general, that are encouraged by such establishments ought to (in my opinion,) be thwarted from the off. There is such a negative view of my generation, (I myself am 20 years old,) not only older members of our community, but today's youth themselves feel hopeless towards their own situations. It is hard for me to hear that people are disregarding the quality of life children that will follow us are going to find themselves in, it is like we are giving up on them already. I do not want to hear in ten years time that my friends little girl has started working in a strip club because she grew up in a society that taught her she wasn't worth more than that. I have seen first hand some of the projects the Council are organising to help our youth. I have witnessed the positive changes in young peoples lives. Please don't insult this incredible progress by allowing such a venue to operate in the middle of our town.

I was one of (I believe) many who submitted an objection to grant SEV licences to premises on Bank Street and Gabriel's Hill. I was so relieved to hear both licenses were refused. It gave me a sense of pride and hope that our towns representatives also believe our town is better than what these establishments stand for. It encouraged me to think that my friend's children will grow up in an environment where they may understand how to engage in healthy relationships and respect the people around them.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 23:46
To: Licensing (MBC)
Subject: Renewal of Licence

21st March 2013

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of a public area where there are a lot of children around, families, elderly folk, as well as it being a residential area, make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this

subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

A black rectangular redaction mark covering the signature area.

Stephen Noble

From: [REDACTED]
Sent: 21 March 2013 23:47
To: Licensing (MBC)
Subject: Players gentlemen's club licence renewal

To whom it concerns,

I wanted to voice my opinion about the application from Players gentlemen's club to renew it's licence.

Maidstone is a town that I have lived in from my teenage years to now being in my mid-twenties. It has been so encouraging to see money and thought being invested into the town centre and sports/education facilities; the YMCA, the Gallagher stadium, New Line Learning centre and Cornwallis school to name but a few. This has challenged mindsets about what Maidstone is on the map for and given people things to be proud of. It's such a great feeling (and privilege) to wander round our town on a Saturday before walking round the corner to watch us play football.

I am aware of licences being rejected for two new Gentlemen's clubs opening and again want to object to these establishments being on our streets. Given it's location at the entrance to King St, and being so close to the recent development to Jubilee square, it is not the 'welcome' that I would want for visitors to Maidstone. It is an area heavily used by families and young people during the day and night giving an unsavoury taste to being in town.

The recent input into the town promotes family, enjoying time together and similar to the London Olympics, leaving a legacy and building up the next generation. This Sex Establishment does none of the above and in fact works against each of these things.

I don't believe renewing this licence will in any way, shape or form promote or build up Maidstone. Please consider the legacy and the standard that you are setting to the not only the next generation but also to all the people of Maidstone, Kent and country-wide.

Best Regards,

[REDACTED]

[REDACTED]

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 00:07
To: Licensing (MBC)
Subject: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence
Attachments: Objection Letter.doc

To whom it may concern,

Please accept the attached document as my objection to the application for the renewal of the SEV license in Maidstone.

Many thanks,

--

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

21st March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to you today to express my firm objection to the renewal of the Sexual Entertainment Venue (SEV) licence on the Maidstone High Street.

The main reason of my objection is that Maidstone town centre is currently improving however a venue offering entertainment of this description is lowering the tone of the area. The location of the venue is inappropriate for the area especially as it is passed by children; this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

In recent months the Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted]

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 00:42
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

licensing@maidstone.gov.uk

Friday 22nd March 2013

Dear Sir/Madam,

70
Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping make this location unsuitable. The location of the venue is part of a thoroughfare for large numbers of family shoppers – particularly those going between the town centre and the Lockmeadow and Broadway shopping centres, not to mention access to the riverside walks. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

As we have seen Maidstone Town Centre improve the venue has become increasingly inappropriate for the character of the town. The principal aims of the council is what is best and most appropriate for the development of Maidstone and as we anticipate a continued improvement of the town, I also believe it would be short-sighted to continue to allow a venue of this nature in this location. Even the listed address of the venue, 57 'High Street' implicitly states something about the character and caliber of the town which I believe no resident in Maidstone wishes for.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 00:59
To: Licensing (MBC)
Subject: Players' 57 High Street, Maidstone

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

22 March 2013

Dear Sir/Madam

Re: Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing this letter to you to express my strong objection for a Sexual Entertainment Venue (SEV) licence at the above location.

This area is a place where families with young children live, it is unsavoury and they do not need a business of that nature in their local neighbourhood. In addition several schools, churches, and businesses are in that area and I strongly believe that this is not the image our town wants to portray. Maidstone has been voted one of the best places to live in the UK. I believe that, and I strongly believe that this Sexual Entertainment Venue will not add to the reputation of our town, but rather degrade it. I also have concern for the following points:

- 1. Increase in Crime
- 2. Anti-social behaviour
- 3. Increase in litter and pollution in the area

When the council meets to determine this application, I would like to ask that it considers making a 'nil' determination on the number of such establishments within Maidstone.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant or to any other persons unless I specifically authorise this subsequently. I may wish to expand the points that I have made for consideration by the committee when it meets to consider the application.

Yours Sincerely,

[Redacted signature]

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 01:56
To: Licensing (MBC)
Subject: 'Players' 57 High Street, Maidstone Application for renewal of a Sexual Entertainment Venue Licence

Dear Sir/Madam,

I am e-mailing to express my objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

i feel that the premises are in a totally inappropriate location, given the character of the area. There are a lot of families that go to the surrounding coffee shops and eating places that are close to this venue, thus making this location unsuitable. I am also concerned about the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area. The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account. I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently.

Your Faithfully

[REDACTED]
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 08:24
To: Licensing (MBC)
Subject: Players SEL renewal

> [REDACTED]
> [REDACTED]
> [REDACTED]
> [REDACTED]
> [REDACTED]
> [REDACTED]
>

> We are writing to object to the renewal of the Sex Establishment License for Players Club on the High street.

> As people who work closely with budding young business people in the Maidstone, it seems out of character with the vision and direction of the town to allow the renewal of the Players' license. We really appreciate all the hard work that many are putting in to make Maidstone a family focused town that we can all be proud of.

> 60% of our students this year are also young ladies and, in our opinion, such establishments which have mostly if not all female performers only fuels the gender inequality gap that many of us are trying to reduce, especially in the workplace environment.

> Our desire at the Young Entrepreneurs Business School is to see our students go on to launch thriving businesses in and around the Maidstone area which would help be part of the answer in the regeneration of our town. Starting a business takes a great deal of time and effort and if there is any way in which we can make the business culture more amenable and equal then surely we need to do it.

> Sincerely

> [REDACTED]
> [REDACTED]

> Sent from my iPhone

74.

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 10:31
To: Licensing (MBC)
Subject: Application for renewal of Sexual Entertainment Venue Licence

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

22/03/2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I am concerned about sexual predators that this venue is attracting and will continue to attract if you renew their licence.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 10:35
To: Licensing (MBC)
Subject: Objection to renewal of SEV licence for Players

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

Friday 22nd March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the close proximity of jubilee square and the royal star arcade, and the families that access these areas, make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 10:44
To: Licensing (MBC)
Subject: Players Application 57 High Street Maidstone

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer

Maidstone House

King Street

Maidstone

Kent

ME15 6JQ

[REDACTED]

22.3.13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location. Particularly as it is in a very central area of town frequented by all ages including the young and vulnerable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,



77.

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 11:12
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

[REDACTED]

22nd March 2013

To: Senior Licensing Officer, licensing@maidstone.gov.uk

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to express my strong objection to the renewal application for a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. The improvements to the High Street area in the last year have made such a positive impact on the town and I strongly feel that such a venue would detract from the great family feel the town currently has. The High Street is the key area in the whole of the town centre, and it also where school children are getting on/off buses to and from schools throughout Maidstone and children walking from schools on the other side of the river into the town centre. Due to the layout of the subways across the river and the pedestrian crossings, this means that they have to walk straight past the front door of the Club to reach the shopping area of the town. I strongly believe that this location is therefore completely unsuitable for such a venue no matter what conditions are attached to a licence.

I also have concerns over the impact of crime, anti-social behaviour and the general effect that renewing this licence will have on the area.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently.

Yours faithfully,

A black rectangular redaction mark covering the signature area.

Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 11:46
To: Licensing (MBC)
Subject: Objection to renewal of SEV at 57 High Street Maidstone

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone, Kent
ME15 6JQ

licensing@maidstone.gov.uk

22 March 2013

[REDACTED]

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of Sexual Entertainment Venue License

I am writing to express my sting objection to the renewal of a Sexual Entertainment Venue (SEV) license at the above location.

The main basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. Specifically, the presence of schools, churches, family shopping facilities as well as residential

premises are in very close proximity from this location, making it extremely unsuitable no matter what conditions are attached to a licence.

Granting a licence for such establishment concerns me as an inhabitant of Maidstone, as it would increase the potential impact of crime, anti-social behaviour and a general negative effect on the area, thus undermining the superb efforts undertaken by the council to rejuvenate this part of our town. And this is before even mentioning the threat such promiscuous establishment would represent to Maidstone's desirability as a town in which to visit or live - not exactly what we want to promote as part of Maidstone being the eighth best place to live in in the United Kingdom...

The council has already refused to grant SEV licenses to premises on Bank Street and Gabriel's Hill, and I believe this is a key factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to expand the points that I have made for consideration by the committee when it meets to consider the application.

Yours Faithfully,



Stephen Noble

From: [REDACTED]
Sent: 22 March 2013 11:48
To: Licensing (MBC)
Subject: Renewal of Sex Establishment License 57 high Street Maidstone

[REDACTED]
[REDACTED]
[REDACTED]

To: Senior Licensing Officer

Friday 22nd March 2013

**Objection to the application to renewal of Sex Establishment License in respect of
Players Gentlemen's Club, 57 High Street Maidstone, Kent ME14 1SY**

I wish to object to the renewal of the above license. The reasons for this are as follows:-

- The recent & intended regeneration of the the High Street have done & will do much to enhance the attraction of the area, particularly for families. In view of the intended use from time to time of this area for public events, this premises, of a Sex Establishment is no longer appropriate for this locality.
- Many families and other people regularly use this route to & from the town and to have such a venue prominently displayed is unacceptable.

Yours faithfully

[REDACTED]

Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 12:09
To: Licensing (MBC)
Subject: objection to players
Attachments: objection letter re renewal application.docx

please see attachment.



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

22/03/13

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I would like to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, churches, family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Stephen Noble

From: [Redacted]
Sent: 22 March 2013 12:18
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone - SEV License

[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone, Kent
ME15 6JQ
licensing@maidstone.gov.uk
22 March 2013

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of Sexual Entertainment Venue License

As a father, and husband, the purpose of this letter is to state my opposition to the renewal of a Sexual Entertainment Venue (SEV) license at the above location.

The reasons for my objection are as follows:

The location is unsuitable. 'Players' finds itself on a major thoroughfare into the town centre which is used extensively by school children. It is not acceptable to have children exposed to marketing and business of a sexual nature. This is not what I want my children to bear witness to, upon shopping in Maidstone.

To approve such a license is to support the degrading of woman, displaying them as an object to be owned and to create an atmosphere of sexual lewdness. Maidstone

The council has already refused to grant SEV licenses to premises on Bank Street and Gabriel's Hill, and I believe this is a key factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to expand the points that I have made for consideration by the committee when it meets to consider the application.

Yours Faithfully,

[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 13:11
To: Licensing (MBC)
Subject: Licence renewal for PLAYERS
Attachments: objection letter renewal application 22032013.docx

Dear Sir./Madam,

Please see the attached letter. I feel very strongly about this licence renewal.

Kind regards,
[REDACTED]

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* www.poferries.com

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

22nd March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am wishing to register our strong objection to the renewal of the above licence. We have a young family of 2 daughters and see this whole business as inappropriate.

Maidstone should be persevered and be protected from these types of business. We want to encourage family type activities and should be looking to promote anything business that want to encourage family unity and proper social behaviours. Not one of exploitation of women/young girls!

Also we want to promote family values and build a society with these values. So we very strongly object to this and would like this objection to be taken on board.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[REDACTED]

Stephen Noble

From: [Redacted]
Sent: 22 March 2013 14:08
To: Licensing (MBC)
Subject: Objection to License Renewal

Follow Up Flag: Follow up
Flag Status: Flagged

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

22 March 2012

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above locatio

The primary basis of my objection is the totally inappropriate location for such a venue. The location of Players, at the lower end of the High street towards the river, is an area frequented by families, professionals, and especially school children commuting from town to other parts of Maidstone. Being a main thoroughly re, especially used by public transport buses, mean this needing to use buses have little alternative but to pass this location, and even wait at bus stops nearby. I personally try to avoid the area, as have 2 very young children and don't feel safe due to things. I've heard. This includes people leaving or hanging around the area who are heavily intoxicated with alcohol, and often behaving in inappropriate, sexualised manners. Although there are many fine restaurants in the area, we avoid going there as a family for evening meals because of this. When I have been there during the day, the area if often littered with evidence of people relieving themselves on the side of building, and evidence of vomit on the roads. It really degrades the area and puts to shame all the effort and money the council has put into regenerating the town centre.

I also worry about the impact it has on the local community, with the impact it can have on anti-social behaviour, leading to an increase in crime.

I also worry about what it says about Maidstone as a town, condoning that such enterprises are acceptable in our city and what it reflects on our moral fabric of the society.




Having children, I would hate for them to believe that the only purpose and sense of significance young women can get is by making themselves vulnerable by showing off their bodies in proactive dances. And as for men, they its ok to think so little of women but to treat them as cheap forms of sexual entertainment.

As council leaders in the town, I would hope that you'd seriously consider the social and community impact this has, for not just the forthcoming year, but the generations of children and families that can be impacted by this being given the go ahead.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

Sent from my iPad so please ignore typos.

The information contained in this e-mail is intended only for the individual or entity to whom it is addressed. Its contents (including any attachments) may contain confidential and/or privileged information. If you are not an intended recipient you must not use, disclose, disseminate, copy or print its contents. If you receive this e-mail in error, please destroy this message.

Stephen Noble

From: [Redacted]
Sent: 22 March 2013 15:37
To: Licensing (MBC)
Subject: Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sir / Madam

We are writing to you to extend our most explicit objection to the above application on the grounds that:

- The location – with Maidstone having transitioned through a period of transformation, such a venue would begin to detract from the regeneration taking place within the town centre and surrounds;
- The locality to general population especially children and the message that such a trade would be passing on to the more vulnerable – that the practice of sexual exploitation is okay and that it is alright to use people in this way;
- That the venue it makes it more accessible to the more vulnerable people as it takes place within their midst;
- The sex trade as a whole has a more profound deeper darker background with respect to sex slavery and the buying and selling of people, and such a practice as undertaken by 'Players' is the first step to the degrading and devaluing the value of people and women in particular.
- The moral and ethical breakdown of the family, as such practice cheapens the value of women and portrays them as objects for self gratification, rather than as people who have a legitimate role to play in society.
- The impact that is will have on local business in the area. The potential exists that people will move their business away from the vicinity because of the sex trade, and the vacuum will be filled by those who wish to add to the practices in support of 'Players' and their practices.
- The sex trade also has the added attraction of the criminal elements and the drawing in of people from the more dubious corners of society which would lead to an increase in the crime rate in the area.

Yours faithfully,

[Redacted Signature]

Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 17:45
To: Licensing (MBC)
Subject: Licensing
Attachments: Letter of objection.docx; ATT00001.htm

To whom it may concern:

Please find attached a letter of objection to the current licensing application being submitted by the "Players" night club in Maidstone.

Regards

[REDACTED]



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

22nd March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I would hereby like to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of our town centre. In particular, the presence of family restaurants and local shops owned by those in our community. I also have concerns about the potential impact of this venue on crime, anti-social behavior and the general effect that a renewal of the licence will have on the area.

As a citizen, a husband and father in Maidstone, I have seen the impact that such establishments can have on the social fabric of society and on the lives of the people that are associated with such business, not to mention those that frequent such establishments. With the many families and school children that frequent our lovely town centre, it concerns me as to what message we are sending as a community, if we give place to the message that these establishments propagate.

The Council has also recently refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt there of, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to highlight the above points which I have made for consideration by the committee, when it convenes to consider the above mentioned application.

Yours faithfully



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Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 19:49
To: Licensing (MBC)
Subject: No to sex club

Sent from my iPhone

Lorraine Neale

From: [REDACTED]
Sent: 22 March 2013 22:39
To: Licensing (MBC)
Subject: Application for renewal of an SEV licence
Attachments: 130322 Objection letter re SEV renewal application.docx

Sir/Madam

Please see the attached letter which contains my formal objection to the renewal of an SEV licence at Players, High Street, Maidstone.

Thank you and regards

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

22 March 2013

Senior Licensing Officer
Maidstone Borough Council
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

Unsigned for submitting by electronic mail

Dear Sir/Madam

**APPLICATION FOR RENEWAL OF A SEXUAL ENTERTAINMENT VENUE
LICENCE
'PLAYERS', 57 HIGH STREET, MAIDSTONE**

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools including passing children of an impressionable age, churches, family shops, restaurants and cafes make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

With the regeneration of the High Street into Jubilee Square and other tangible improvements within our town, there is beginning to be a renaissance in Maidstone. Such things help to bring out pride in its residents. Despite the recession, the town centre, Jubilee Square and the High Street are popular places to shop, meet and have fun. An SEV is totally out of context here and is only likely to have a negative and impressionable effect on people, particularly children.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

Continued/...

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

A large, solid black rectangular redaction covering the signature area of the letter.

Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 11:34
To: Licensing (MBC)
Subject: Fw: Application for renewal of a Sexual Entertainment Venue Licence

[REDACTED]

Re. 'Players' 57 High Street Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

Dear Sir/Madam,

I am formally writing to you by both letter and email in objection to the renewal application of the sexual entertainment club in Maidstone High Street, on the basis that not only is it now out of character to Maidstone High Street, but Maidstone itself and the present ethos the town wishes to portray.

Over the last 12 months the Council has spent much time, energy and money improving and developing Maidstone (The County Town of Kent.) Recent improvements include those at Mote Park, Maidstone High Street and the establishing of Jubilee Square as a community focal point. Furthermore, in April this vision is to continue with the rejuvenation of the lower High Street. These much needed and welcomed improvements come at a time when Maidstone itself is gaining a resurgence in confidence. It was only April last year that the new central Maidstone Library was built. The extension to Maidstone museum and the new Art gallery was also opened in 2012. The Gallagher Football Stadium built for Maidstone United to play in, again only opened less than 10 months ago.

This new confidence in our town, has led to a local group in Maidstone establishing a 'Celebrate Maidstone' gala event, attended by local civil dignitaries, publically recognising, celebrating and thanking the hard work of individuals in Maidstone be they, public sector workers, private or volunteers. (And again this event is to be repeated in the coming months.)

In the last 7 months the council on the advice of the governments' Mary Portas Report, have helped set up a Maidstone Town Team (of which I am a member) to promote High Streets and local shops. Four groups consisting of Marketing, Events, Regeneration and Culture.

Similarly, 'Love Maidstone' is another new initiative, running in 2013, set up to help promote the town and bring community together.

As the manager of a local, independent retail shop in Maidstone, I very much welcome all these latest events and developments. I believe that it was the culmination of such factors which led 'The Halifax Quality of Life Survey' last year to publish a list naming Maidstone as the 8th best place to live in the UK.

At the end of last year our council took the correct and brave decision not to allow the opening of two similar sexual entertainment clubs. This bold action led not only to it being reported in the local Kent Messenger (on both occasions), but also in a leading national newspaper (Daily Mail). Furthermore, news of this even spread to the popular BBC Programme 'Have I got News for You' (who have regular viewing of over 5 million). If the council and people of Maidstone wanted to promote their town, look to investment or wished to attract middle income families looking to locate to commuter towns, then this was a clear sign to do so.

In light of all the above recent evidence, and looking further to reaffirm the vision and ethos of Maidstone, I again urge our council to take another brave, long term decision and decline the renewal of this sexual entertainment venue as it does not reflect the identity or character of the present, modern High Street in Maidstone.

Yours Faithfully


No virus found in this message.

Checked by AVG - www.avg.com

Version: 2013.0.2904 / Virus Database: 2641/6195 - Release Date: 03/21/13

Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 11:44
To: Licensing (MBC)
Subject: To Senior Licensing Officer

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone, Kent ME14 1SY

23 March 2013

I am writing to object to the above application on the following grounds -

- * It is inappropriate to the area with regard to it's locality.
- * The regeneration of the High Street has improved the character of the area and this License is inappropriate for the character expected in that area.
- * The area is frequented by many under age young people and it would fail in giving the right message to their developing minds.
- * Maidstone is trying to improve it's image to shoppers and as they would pass this area in the centre of town, it would fail in this respect.
- * It would add to the potential for crime and antisocial behaviour in an area that is a focus for such behaviour and is already over populated with bars.

Yours faithfully

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 14:35
To: Licensing (MBC)
Subject: Objection to the renewal of a sexual entertainment license for 'Player' 57 High Street Maidstone Kent

Dear Sir/Madam

I am writing to object to the renewal of a sexual entertainment license for 'Players' 57 High Street Maidstone.

The lower high street is about to be refurbished to the high standard that has been set at the top of the town. The area is used by families, shoppers, school children and many people using the subway to get to the High Street. As mentioned this area is about to be refurbished to a high standard which will enhance our lovely town and the river area attracting visitors and making Maidstone a great place to live and work. I am proud of Maidstone and very interested in seeing the town become the best it can be for the community already living here and visitors. 'Players' is not in keeping with the character of this area and the refurbishment that is soon to happen.

I object to 'Players' sexual entertainment license being renewed. Please acknowledge receipt of this email and please make my objections known at any meeting where decisions will be made on this matter.

I live in Maidstone at [REDACTED] but I do not give permission for my name and address to be given to 'Players' or any other persons involved with them or to anyone else other than yourselves. I've given my address to you to prove I am part of the Maidstone community and therefore would like you to voice my opinion for me at meetings on this matter.

Thank you for taking the time to read this email. I look forward to hearing from you.

Yours Faithfully
[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 15:10
To: Licensing (MBC)
Subject: addition to my previous letter of objection to a renewal of the sexual entertainment license for 'Players' club 57 High street maidstone

Dear Sir/Madam

I also want to say that two other licenses for sexual entertainment at Bank street and Gabriel's Hill have been refused so I think that this one should too. Please attach this comment to my previous email.

Thank you for taking the time to read them.

Yours faithfully
[REDACTED]

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Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 15:14
To: Licensing (MBC)
Subject: Objection to Players S.E.L. renewal

FOR ATTENTION: Senior Licensing Officer

Saturday 23 March 2013

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am aware that Players Gentlemen's Club is due to renew their Sex Establishment License.

I cannot begin to tell you how wonderful the new Maidstone Town Centre and High Street is looking after its revamp and it feels ever so spacious, very light and open and an overall very safe place to visit with my family.

However I strongly feel that Players sticks out like a "sore thumb" has no place in our wonderful new Town Centre. A "Gentlemen's Club" is not a fitting venue for a High Street, especially not in a county town and one which I am very proud of. It attracts sleazy characters into Maidstone Town Centre and with sexual criminal offences, paedophilia and pornography on the increase and with children walking around in town or young teenage girls at night, I feel this is an absolute recipe for disaster!

Sex needs to be kept to people's private homes as you will find that sexual practises and cheating on partners outside of the home DESTROYS families and causes life long suffering and emotional trauma to all those involved and I fear over stimulated men (or women) attending Players may take their pent up sexual emotions out on young innocent children at home afterwards.

PLEASE, having experienced sexual abuse from my father it has taken many, many years to trust men again and to advertise and taunt sex in public places is not promoting a healthy family community with stable homes where children can grow up in freedom from abuse and be encouraged to get good educations and jobs and put back into the community and country.

I highly support and salute our wonderful Maidstone Council for creating such a wonderful new fresh look and a safe feel to our Town Centre High Street, please do not allow Players to renew their license.

Please keep up your wonderful work!!!!

[REDACTED]

Stephen Noble

From: [REDACTED]
Sent: 23 March 2013 21:19
To: Licensing (MBC)
Subject: Objection to SEV License of "Players" club, 57 High Street Maidstone.

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

23rd March 2013

Dear Sir/Madam

**Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue License**

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) license at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the license will have on the area.

Maistone is an up and coming town and has been voted as being a good place to live (nationally not just in Kent). A lot of money has been invested in regenerating the town centre in the last few years, but I feel that the Players club lowers the tone of the town, and sends out the wrong message to people. Many people, including school children pass this area everyday, and Players gives them the message that "Women are for sale", and that their "Services" in whatever capacity can be bought. How can money be spent on improving the image and appearance of the town when such a venue exists?

I work in the rehabilitation of offenders, many of whom have committed offences of a sexual nature, and this can be traced to a "sexualisation of women", meaning that people see women only as sex objects and are there for their own gratification. When this improper view of women is then acted upon is when crimes of a devastating nature are committed. This can be anything from sexual assault to rape. I believe that if this license is granted then the sexualisation of women will continue. Do we want to see this in our town?

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I

believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours Faithfully

[Redacted signature block]

Lorraine Neale

From: [REDACTED]
Sent: 23 March 2013 22:46
To: Licensing (MBC)
Subject: objection letter re renewal application.
Attachments: objection letter re renewal application..doc; ATT00001.htm

To whom it may concern.

Please see attached my letter of objection regarding the renewal of the SEV venue.



(Please keep my details confidential)

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

23/03/2013

Dear Sir/Madam,

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, churches, family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The effects that a venue like this has on people and on a town is detrimental. It's one of the main causes of broken families and a total disrespect to the other gender.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically

authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

A thick black horizontal bar used to redact the signature of the sender.

Stephen Noble

From: [Redacted]
Sent: 24 March 2013 16:10
To: Licensing (MBC)
Subject: letter of objection about renewal application

Senior Licensing Officer
Maidstone House
King Street
Maidstone
ME15 6JQ

24/03/2013

Dear Sir/Madam

We are writing to express our strong objection to the **application for renewal of a Sexual Entertainment Venue License by Players at 57 High Street, Maidstone.**

The main reason for our objection is that the premises are in an inappropriate location. In particular, due to the presence of schools and shops in that area. Our own children have to walk past that way every day to school and to catch buses, and it is in an area where we go shopping with our family. We have concerns about the general effect that a renewal of the license will have on the area, and the potential impact on crime and anti-social behaviour.

We have heard that the council has already refused to grant SEV licenses to premises on Bank Street and Gabriel's Hill, and we believe that this is an important factor to take into account.

Please could you record our objection. We do not give consent for our details to be released to the applicant unless we specifically authorise this subsequently.

Yours faithfully

[Redacted signature block]

Lorraine Neale

From: [REDACTED]
Sent: 24 March 2013 16:36
To: Licensing (MBC)
Subject: Objection to SEV licence renewal application
Attachments: objection letter re renewal application.doc

Dear Sir/Madam

Please find attached my objection to the renewal of the SEV licence for 'Players' 57 High Street, Maidstone.

Yours faithfully,

[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

24th March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. The recent redevelopment of the High Street has greatly improved the area and helped to create a family friendly shopping environment. There are many schools in the area and the High Street is the main bus route which is used for most children to get to and from school. Alongside this there are several churches and charity organisations that operate in the local area that make this location highly unsuitable for a venue of this nature. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt of this letter. I would like my details to remain confidential unless I am contacted regarding this and give my consent.

Yours faithfully

[Redacted Signature]

Lorraine Neale

From: [REDACTED]
Sent: 24 March 2013 17:13
To: Licensing (MBC)
Attachments: objection letter re renewal application.docx

Dear Sir/Madam
Please see my attached letter above.
Regards
[REDACTED]



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

24 March 2012

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, churches, family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

I lived in Maidstone until I married and moved to Lenham and my elderly parents and brother still live near the town centre. I also work in Maidstone and my son attends the college there. The majority of residents and visitors to Maidstone do not want these unsavoury venues dragging down the reputation of our county town.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



Lorraine Neale

From: [REDACTED]
Sent: 24 March 2013 20:49
To: Licensing (MBC)
Subject: Objection to Players licensing renewal
Attachments: Ojection to Players licensing renewal.docx

DEar Sir/Madame,

Please find attached a letter expressing my objection to the renewal of the SEV license at 57 High street maidstone.

Yours

[REDACTED]



Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

24th March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

Our town council has invested a lot of money to upgrade our high street in order to improve it for locals and to make it more attractive to visitors. I don't believe that this venue adds to the character of the town.

Our high street is now more pedestrian friendly and the school children will be walking past this venue which is not good.

We moved to Maidstone because it's a beautiful town and a fantastic place to bring up our children.

I want to urge the council to take this opportunity to remove this venue from our high street as it does not add value to the community and this town does not need this type of establishment.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully



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Stephen Noble

From: [REDACTED]
Sent: 24 March 2013 21:48
To: Licensing (MBC)
Subject: Venue licence for 57 High Street maidstone.

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

Dear Sir or Madam

I am writing to object to the renewal of the licence for sexual entertainment venue at the above address. I feel this is a totally inappropriate establishment for Maidstone. It is not giving our young people a true view of life. It is also near schools, shops and homes. It will invite crime onto our streets and is in totally the wrong area.

I would like you to note my objection to the renewal of Players licence.

Yours faithfully

[REDACTED]

Sent from my iPad

Stephen Noble

From: [Redacted]
Sent: 25 March 2013 00:09
To: Licensing (MBC)
Subject: FW: Objection to application for renewal of Sex Establishment Licence in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

From: [Redacted]
Sent: 25 March 2013 00:08
To: 'mailto:licensing@maidstone.gov.uk'
Subject: Objection to application for renewal of Sex Establishment Licence in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

FAO: Senior Licensing Officer

Dear Sir,

We write to object to the renewal of the licence for Players Gentlemen's Club as above. We feel strongly that in the recently regenerated and attractively furnished High Street area, such an establishment is now inappropriate as it would lower the general tone of the area.

If a license is granted, the area is likely to attract unsavoury characters and antisocial behaviour. We want Maidstone Town Centre to be a safe place for our youngsters, and one of which we can be justly proud.

Please oppose the relicensing.

Thank you in advance.

Yours faithfully,

[Redacted signature]

[Redacted signature]

24 March 2013

Stephen Noble

From: [Redacted]
Sent: 25 March 2013 09:04
To: Licensing (MBC); Lorraine Neale
Subject: Objection to application for renewal of Sex Establishment Licence in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

Senior Licensing Officer, licensing@maidstone.gov.uk

I wish to register an objection to the application by Players Gentlemen's Club for renewal of Sex Establishment Licence at 57 High Street.

Maidstone's town centre is benefiting from positive regeneration leading to a significant improvement in the locality around 57 High Street. The original licence was granted at a time when the High Street area had a different character to that which it has started to enjoy since the regeneration work in 2012.

Yet it is not simply the regeneration of the locality that makes a Sex Establishment Licence inappropriate. The lower High Street has significant footfall of passing pedestrians, including schoolchildren. Girls from Maidstone Grammar School from Girls are among those who have to pass outside of the venue during opening hours in order to walk from their school to transport links in the town centre. Other pedestrians use the lower end of the High Street to travel on foot between the High Street and shopping and leisure facilities located in St Peters Street, Lockmeadow, and the Tonbridge Road/London Road area.

The area across the river is being developed further with the opening of new hotels, increasing pedestrian volume in the Lower High Street area.

For these reasons I hope that the Licensing committee will agree that both the character of the locality of the Lower High Street, and the use to which it is put, especially by pedestrians, is no longer compatible with a Sex Establishment Licence.

Yours faithfully

[Redacted signature block]

Stephen Noble

From: [REDACTED]
Sent: 25 March 2013 09:47
To: Licensing (MBC)
Subject: Ref: objection to renewal of SEV licence

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

25th march 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

My objections are as follows:

1) That the location of the premises is totally inappropriate. The daytime activity in that area is family based. Families shop and go to cafes and restaurants. There are residential properties in the area. Children walk to school and wait for buses, meet their friends and the Switch youth cafe is just opposite. Even if the business is not operating in daytime hours it is still a prominent and central part of Maidstone and young people will be more than aware of it.

2) It is a low grade business which will attract large groups of men in and out of it at all times of night. I have concerns about anti-social behaviour and the general effect that a renewal of the licence will have on the area, particularly for the safety and wellbeing of women and young people moving around the lower area of town in the evenings.

3) Thirdly my concerns lie in the message that SEVs give about our town. As you drive into Maidstone town, most people will drive past the bottom of the High Street. Players is visible from the road; what must visitors think of our town as they enter? There are enough low grade businesses around the lower end of town (pool club, tattoo shops, tatty bingo hall, kebab shops) Do we really want another 'seedy' venue in Maidstone? In the MBC draft Community Strategy I read that amongst the Corporate priorities for the town is this part of the vision: "For Maidstone to be a decent place to live- that it continues to be a clean and attractive environment for people who live in and visit the Borough." SEVs have no place in a "decent" town.

4) Lastly, I have social concerns regarding the continued inequality of women through Sexual Entertainment in Maidstone. I am a teacher at Cornwallis Academy. It is not beyond the realms of possibility that there may be girls that I teach now who may one day work in that place, selling the view of their bodies for a small wage and tips. It is (and will continue to be) either our local women, even mothers, being exposed in this place- or it will be foreign women drafted in for the purposes of dancing for men. We already know there is a problem with women and their families from outside the UK living in Maidstone on poor wages and in poor conditions in this town. We have a duty to continue to provide decent and honest, dignified work for people that live in Maidstone.

The community strategy states the aim "...to create a safe, healthy, quality environment with education, employment and entrepreneurial opportunities to help people realise their aspiration." No woman's childhood aspiration is to bare her body in a lap dancing club. We cannot support this type of economy in Maidstone and perpetuate this inequality for its women.

Sexual entertainment venues have no place in an improving and growing town. Maidstone has had a poor reputation which is slowly but definitely improving. The council has a vision to make it the best place to live and work that we possibly can. Chris Garland's foreword to the strategy states that people should feel proud of where they live. No one is proud of a town with sex shops and clubs.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully,
[Redacted signature]

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Lorraine Neale

From: [REDACTED]
Sent: 24 March 2013 18:46
To: Licensing (MBC)
Subject: SEV licensing application "Players" 57 High Street Maidstone

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

24th March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

I object upon the basis that the premises are in an entirely inappropriate location, given the character of the area. In particular, the presence of family shopping & entertainment venues close by & the high foot fall of family passers by as a result.

I also have concerns as to the generally detrimental effect that a renewal of the licence will have on the area, transforming this into a family-friendly locality into an area that is unsuitable for daytime passers by. Maidstone is a town that should promote positive, healthy family values to its residents. As a specialist family lawyer, dealing everyday with the tragic impact of family breakdown upon the lives not only of the parties involved but

particularly upon their children, I am only too aware of the role that the sex-industry often plays in marital breakdown. Whilst I of course realise that it is not for the Borough Council to police the morality of its residents, nevertheless, the Council must accept some responsibility for the consequences of making those facilities readily & too easily available. SEV licences can only impact, in the long- term, to the detriment of society in Maidstone.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently.

Yours faithfully

[Redacted signature]

[Redacted address]

25 MAR 2013

[Redacted]

To: Senior Licensing Officer

Friday 22nd March 2013

**Objection to application for renewal of Sex Establishment License in respect of
Players Gentleman's Club, 57 High Street, Maidstone, Kent ME14 1SY**

I am writing to object to the above application.

The locality has recently undergone much structural progress, improving its appearance, lightening up the area, and generally making it more attractive. It would therefore seem to be inappropriate to renew the license for a Sex Establishment in this locality.

Yours Faithfully

[Redacted Signature]

Stephen Noble

From: [REDACTED]
Sent: 25 March 2013 13:34
To: Licensing (MBC)
Subject: SEV Licence Objection - Players

[REDACTED]

Wednesday 25th March 2013

To whom it may concern

Objection to application for renewal of Sex Establishment License in respect of Players Gentlemen's Club, 57 High Street, Maidstone Kent ME14 1SY

I am writing to strongly object to the above application for the renewal of the Sexual Entertainment Licence. The reasons for this are as follows:

- The recent effort put into the building and re-design of the High Street has vastly improved the image of the town centre. It beautifully captures the history of Maidstone and portrays it with the positive image that it deserves. I strongly believe continuing to allow a sexual entertainment club has a huge impact on the image of our town and the re-design of the High Street. It makes us look unclean, dirty, cheap and doesn't represent the town in the way I and so many other residents feel it should.
- More importantly than the above, the nature of men that a club like this attracts I believe is strongly unwanted in our town. Recently there have been news articles about convicted pedophiles seen walking the streets of Maidstone and a Gentlemen's club such as Players is a place that attracts this kind of character. It makes our streets unsafe, it puts our children at risk and I certainly do not want to see a club like this contribute to any potential future harm that may come to children or even adults in Maidstone.
- Lastly, the premises of the Player's club is a fantastic location. If the licence is refused, I have no doubt that the premises will attract new tenants within a short period and by a business that actually contributes something positive to the image of our town.

Yours faithfully,

[REDACTED]

Lorraine Neale

105

From: [REDACTED]
Sent: 25 March 2013 14:39
To: Licensing (MBC)
Subject: Objection Letter
Attachments: objection letter re renewal application.1.docx

Dear Sir/Madam

See enclosed letter Re: 'Players' 57 High Street, Maidstone

Application for renewal of a Sexual Entertainment Venue Licence

Yours faithfully

[REDACTED]

[Redacted]

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

licensing@maidstone.gov.uk

25th March 2013

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone
Application for renewal of a Sexual Entertainment Venue Licence

I am writing to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The principal basis of my objection is that the premises are in a totally inappropriate location, given the character of the area. In particular, the presence of schools, churches, family shopping, entertainment and residential premises make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The Council has already refused to grant SEV licences to premises on Bank Street and Gabriel's Hill and I believe this is an important factor to take into account.

I would be grateful if you would record my objection and acknowledge receipt, but I do not give consent for my details to be released to the applicant unless I specifically authorise this subsequently. I may wish to amplify the points that I have made for consideration by the committee when it meets to consider the application.

Yours faithfully

[Redacted]

106

Stephen Noble

From: [REDACTED]
Sent: 25 March 2013 15:05
To: Licensing (MBC)
Subject: Re: 'Players' 57 High Street, Maidstone. Application for renewal of a Sexual Entertainment Venue Licence

Senior Licensing Officer
Maidstone House
King Street
Maidstone
Kent
ME15 6JQ

Dear Sir/Madam

Re: 'Players' 57 High Street, Maidstone. Application for renewal of a Sexual Entertainment Venue Licence

I would like to register an objection to the above application.

Maidstone was recently voted the 8th best place to live in the UK. This application to renew their licence would threaten that position by encouraging other such establishments and lowering the tone of an improving section of Maidstone town centre. I am part of an organisation called Celebrate Maidstone that is trying hard to improve the Maidstone residents' perception of the town and promote businesses, charities, employers, employees and the general community to make good decisions that will benefit the next generation. This application will not benefit the current or the next generation.

I want to express my strong objection to the renewal of a Sexual Entertainment Venue (SEV) licence at the above location.

The local presence of schools, restaurants, community organisations such as youth cafes and churches, local government premises, and residential areas make this location unsuitable. I also have concerns of the potential impact of crime, anti-social behaviour and the general effect that a renewal of the licence will have on the area.

The local people living in and visiting Maidstone town centre can see the area improving and it is therefore no longer appropriate to have a business of this nature at this location.

The Council has already refused to grant Sexual Entertainment Venue licences to premises on Gabriel's Hill and Bank Street, demonstrating the improvement of the area and importance of not renewing the existing licence.

Yours faithfully

[REDACTED SIGNATURE]

107
Lorraine Neale

From: [REDACTED]
Sent: 25 March 2013 15:15
To: Licensing (MBC)
Subject: For attention of SLO Re 57 High Street Maidstone
Attachments: Objection to SEV Licence 57 High Street S Thompson.docx

Dear Senior Licensing Officer,

Please find attached my letter objecting to the application for SEV Licence at 57 High Street Maidstone Kent.

Thank you

Yours faithfully
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

24.3.13

For the attention of the Senior Licensing Officer, (licensing@maidstone.gov.uk)
RE: application for renewal of Sex Entertainment License for the business known as 'Players Gentlemen's Club' at the premises of 57 High Street, Maidstone, Kent, ME14 1SY.

I note that public notice has been given of the business owners' request for their License to be renewed, known as a SEV Licence. Thank you for implementing the processes which enabled this notice to be given in public. I am writing to you to object to the renewal of the license as this venue is certainly not a suitable one given the central position of the business in Maidstone town centre. It would be difficult to suggest that No 57 High Street, at the terminus of Bank Street and the High Street, and the junction with Mill Street, is anything but the most conspicuous premises in this area and fundamentally unsuitable as a site for this kind of business activity. As a parent of teenage children I have recently become aware of the nature of the kinds of business carried out in the locality, and I accept the responsibility which I and parents of other young families bear for guiding our young people in the ways that they socialise and the kinds of leisure venues, including clubs and pubs, that they might visit as and when they are of legal age. I am therefore content to walk past certain businesses in the Bank Street area with my family in the late hours of a weekend having made these decisions and expecting that the other people who may come and go at such premises are likely to be behaving in an appropriate manner. However, it is clearly the case that the activities at 57 High Street have gone beyond these bounds, and I regret not being sufficiently aware of this formal process of objection in the past. I would like to apologise to you for not having objected previously in this manner. Please accept that this was though ignorance on my part in the past. This business (Players) is sited in the middle of the main thoroughfare through our town centre. It is not reasonable to expect families or individuals to take a detour from these streets in moving through our town centre at any time of day to avoid the potential antisocial behaviour that can reasonably be expected in the vicinity of a business holding an active SEV license. It may be that the council already recognises that the character of the locality is only suitable for businesses which are of a completely unbiased (i.e. not discriminatory in a sexual or other manner) and inclusive family nature, as it is about to complete the regeneration of the fabric of the High Street in front of no 57 High Street. I submit that this refurbishment process is itself evidence that the High Street is not a site for a venue which the council should ever consider appropriate for granting a SEV Licence. This building

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overlooks and is overlooked by passing taxis and public transport and will, once the existing road restrictions are modified as advertised in the local press, again be a passing route for drop off and pick up by private drivers into the lower centre of town. These facts all combine, in my view, to demonstrate that if there is a suitable venue for this kind of business activity in Maidstone, 57 High Street is most certainly not it!

Please refuse the renewal of the SEV Licence. Thank you.

May I further thank all the councillors and administrators for their service to our town, in serving on this committee and elsewhere.

Yours faithfully,

[Redacted signature]



24.3.13

For the attention of the Senior Licensing Officer,

(licensing@maidstone.gov.uk)

RE: application for renewal of Sex Entertainment License for the business known as 'Players Gentlemen's Club' at the premises of 57 High Street, Maidstone, Kent, ME14 1SY.

I note that public notice has been given of the business owners' request for their License to be renewed, known as a SEV Licence. Thank you for implementing the processes which enabled this notice to be given in public.

I am writing to you to object to the renewal of the license as this venue is certainly not a suitable one given the central position of the business in Maidstone town centre. It would be difficult to suggest that No 57 High Street, at the terminus of Bank Street and the High Street, and the junction with Mill Street, is anything but the most conspicuous premises in this area and fundamentally unsuitable as a site for this kind of business activity. As a parent of teenage children I have recently become aware of the nature of the kinds of business carried out in the locality, and I accept the responsibility which I and parents of other young families bear for guiding our young people in the ways that they socialise and the kinds of leisure venues, including clubs and pubs, that they might visit as and when they are of legal age. I am therefore content to walk past certain businesses in the Bank Street area with my family in the late hours of a weekend having made these decisions and expecting that the other people who may come and go at such premises are likely to be behaving in an appropriate manner. However, it is clearly the case that the activities at 57 High Street have gone beyond these bounds, and I regret not being sufficiently aware of this formal process of objection in the past. I would like to apologise to you for not having objected previously in this manner. Please accept that this was through ignorance on my part in the past. This business (Players) is sited in the middle of the main thoroughfare through our town centre. It is not reasonable to expect families or individuals to take a detour from these streets in moving through our town centre at any time of day to avoid the potential antisocial behaviour that can reasonably be expected in the vicinity of a business holding an active SEV license. It may be that the council already recognises that the character of the locality is only suitable for businesses which are of a completely unbiased (i.e. not discriminatory in a sexual or other manner) and inclusive family nature, as it is about to complete the regeneration of the fabric of the High Street in front of no 57 High Street. I submit that this refurbishment process is itself evidence that the High Street is not a site for a venue which the council should ever consider appropriate for granting a SEV Licence. This building overlooks and is overlooked by passing taxis and public transport and will, once the existing road restrictions are modified as advertised in the local press, again be a passing route for drop off and pick up by private drivers into the lower centre of town. These facts all combine, in my view, to demonstrate that if there is a suitable venue for this kind of business activity in Maidstone, 57 High Street is most certainly not it!

107.

Please refuse the renewal of the SEV Licence. Thank you.

May I further thank all the councillors and administrators for their service to our town, in serving on this committee and elsewhere.

Yours faithfully,

A thick black horizontal bar used to redact the signature of the sender.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Local Government (Miscellaneous Provisions) Act 1982. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 3

CONTROL OF SEX ESTABLISHMENTS

Annotations:

Modifications etc. (not altering text)

- C1** Sch. 3 applied (24.7.1996) by 1996 c. viii, s. 3(1) Sch. 3: functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of S.I.2000/2853, reg. 2(1), Sch.1
- C2** Sch. 3: power to apply certain amendments conferred by Greater London Council (General Powers) Act 1986 (c. iv), Pt. III s. 12(1) (The said power includes power to apply a para. 3A as set out in Greater London Council (General Powers) Act 1986 (c. iv) Pt. III, s. 12(4)(b) and by London Local Authorities Act 1990 (c. vii), s. 18 it is provided that in Sch. 3 of this 1982 Act, in para. 3A, proviso (ii) is repealed (with application as mentioned in s. 5 of the 1990 Act))

Saving for existing law

- 1 Nothing in this Schedule—
- (a) shall afford a defence to a charge in respect of any offence at common law or under an enactment other than this Schedule; or
 - (b) shall be taken into account in any way—
 - (i) at a trial for such an offence; or
 - (ii) in proceedings for forfeiture under section 3 of the ^{M1}Obscene Publications Act 1959 or section 5 of the ^{M2}Protection of Children Act 1978; or
 - (iii) in proceedings for condemnation under Schedule 3 to the ^{M3}Customs and Excise Management Act 1979 of goods which section 42 of the ^{M4}Customs Consolidation Act 1876 prohibits to be imported or brought into the United Kingdom as being indecent or obscene; or
 - (c) shall in any way limit the other powers exercisable under any of those Acts.

Annotations:

Marginal Citations

- M1** 1959 c. 66.
M2 1978 c. 37.
M3 1979 c. 2.
M4 1876 c. 36.

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Meaning of “sex establishment”

- 2 In this Schedule “sex establishment” means a sex cinema or a sex shop.

Meaning of “sex cinema”

- 3 (1) In this Schedule, “sex cinema” means any premises, vehicle, vessel or stall used to a significant degree for the exhibition of moving pictures, by whatever means produced, which—
- (a) are concerned primarily with the portrayal of, or primarily deal with or relate to, or are intended to stimulate or encourage—
 - (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity; or
 - (b) are concerned primarily with the portrayal of, or primarily deal with or relate to, genital organs or urinary or excretory functions,
- but does not include a dwelling-house to which the public is not admitted.
- (2) No premises shall be treated as a sex cinema by reason only—
- (a) if they are licensed under [^{F1}section 1 of the Cinemas Act 1985], of their use for a purpose for which a licence under [^{F1}that section] is required; or—
 - [^{F2}(b) of their use for an exhibition to which section 6 of that Act (certain non-commercial exhibitions) applies given by an exempted organisation within the meaning of section 6(6) of that Act.]

Annotations:

Amendments (Textual)

F1 Words substituted by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(1), **Sch. 2 para. 16(a)**

F2 Sch. 3 para. 3(2)(b) substituted by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(1), **Sch. 2 para. 16(b)**

Meaning of “sex shop” and “sex article”

- 4 (1) In this Schedule “sex shop” means any premises, vehicle, vessel or stall used for a business which consists to a significant degree of selling, hiring, exchanging, lending, displaying or demonstrating—
- (a) sex articles; or
 - (b) other things intended for use in connection with, or for the purpose of stimulating or encouraging—
 - (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity.
- (2) No premises shall be treated as a sex shop by reason only of their use for the exhibition of moving pictures by whatever means produced.
- (3) In this Schedule “sex article” means—
- (a) anything made for use in connection with, or for the purpose of stimulating or encouraging—
 - (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity;
 and
 - (b) anything to which sub-paragraph (4) below applies.

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- (4) This sub-paragraph applies—
- (a) to any article containing or embodying matter to be read or looked at or anything intended to be used, either alone or as one of a set, for the reproduction or manufacture of any such article; and
 - (b) to any recording of vision or sound,
- which—
- (i) is concerned primarily with the portrayal of, or primarily deals with or relates to, or is intended to stimulate or encourage, sexual activity or acts of force or restraint which are associated with sexual activity; or
 - (ii) is concerned primarily with the portrayal of, or primarily deals with or relates to, genital organs, or urinary or excretory functions.

Miscellaneous definitions

- 5 (1) In this Schedule—
- “the appropriate authority” means, in relation to any area for which a resolution has been passed under section 2 above, the local authority who passed it;
 - “the chief officer of police”, in relation to any locality, means the chief officer of police for the police area in which the locality is situated; and
 - “vessel” includes any ship, boat, raft or other apparatus constructed or adapted for floating on water.
- (2) This Schedule applies to hovercraft as it applies to vessels.

Requirement for licences for sex establishments

- 6 (1) Subject to the provisions of this Schedule, no person shall in any area in which this Schedule is in force use any premises, vehicle, vessel or stall as a sex establishment except under and in accordance with the terms of a licence granted under this Schedule by the appropriate authority.
- (2) Sub-paragraph (1) above does not apply to the sale, supply or demonstration of articles which—
- (a) are manufactured for use primarily for the purposes of birth control; or
 - (b) primarily relate to birth control.
- 7 (1) Any person who—
- (a) uses any premises, vehicle, vessel or stall as a sex establishment; or
 - (b) proposes to do so,
- may apply to the appropriate authority for them to waive the requirement of a licence.
- (2) An application under this paragraph may be made either as part of an application for a licence under this Schedule or without any such application.
- (3) An application under this paragraph shall be made in writing and shall contain the particulars specified in paragraph 10(2) to (5) below and such particulars as the appropriate authority may reasonably require in addition.
- (4) The appropriate authority may waive the requirement of a licence in any case where they consider that to require a licence would be unreasonable or inappropriate.

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- (5) A waiver may be for such period as the appropriate authority think fit.
- (6) Where the appropriate authority grant an application for a waiver, they shall give the applicant for the waiver notice that they have granted his application.
- (7) The appropriate authority may at any time give a person who would require a licence but for a waiver notice that the waiver is to terminate on such date not less than 28 days from the date on which they give the notice as may be specified in the notice.

Grant, renewal and transfer of licences for sex establishments

- 8 Subject to paragraph 12(1) below, the appropriate authority may grant to any applicant, and from time to time renew, a licence under this Schedule for the use of any premises, vehicle, vessel or stall specified in it for a sex establishment on such terms and conditions and subject to such restrictions as may be so specified.
- 9 (1) Subject to paragraphs 11 and 27 below, any licence under this Schedule shall, unless previously cancelled under paragraph 16 or revoked under paragraph 17(1) below, remain in force for one year or for such shorter period specified in the licence as the appropriate authority may think fit.
- (2) Where a licence under this Schedule has been granted to any person, the appropriate authority may, if they think fit, transfer that licence to any other person on the application of that other person.
- 10 (1) An application for the grant, renewal or transfer of a licence under this Schedule shall be made in writing to the appropriate authority.
- (2) An application made otherwise than by or on behalf of a body corporate or an unincorporated body shall state—
 - (a) the full name of the applicant;
 - (b) his permanent address; and
 - (c) his age.
- (3) An application made by a body corporate or an unincorporated body shall state—
 - (a) the full name of the body;
 - (b) the address of its registered or principal office; and
 - (c) the full names and private addresses of the directors or other persons responsible for its management.
- (4) An application relating to premises shall state the full address of the premises.
- (5) An application relating to a vehicle, vessel or stall shall state where it is to be used as a sex establishment.
- (6) Every application shall contain such particulars as the appropriate authority may reasonably require in addition to any particulars required under sub-paragraphs (2) to (5) above.
- (7) An applicant for the grant, renewal or transfer of a licence under this Schedule shall give public notice of the application.
- (8) Notice shall in all cases be given by publishing an advertisement in a local newspaper circulating in the appropriate authority's area.
- (9) The publication shall not be later than 7 days after the date of the application.

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- (10) Where the application is in respect of premises, notice of it shall in addition be displayed for 21 days beginning with the date of the application on or near the premises and in a place where the notice can conveniently be read by the public.
 - (11) Every notice under this paragraph which relates to premises shall identify the premises.
 - (12) Every such notice which relates to a vehicle, vessel or stall shall specify where it is to be used as a sex establishment.
 - (13) Subject to sub-paragraphs (11) and (12) above, a notice under this paragraph shall be in such form as the appropriate authority may prescribe.
 - (14) An applicant for the grant, renewal or transfer of a licence under this Schedule shall, not later than 7 days after the date of the application, send a copy of the application to the chief officer of police.
 - (15) Any person objecting to an application for the grant, renewal or transfer of a licence under this Schedule shall give notice in writing of his objection to the appropriate authority, stating in general terms the grounds of the objection, not later than 28 days after the date of the application.
 - (16) Where the appropriate authority receive notice of any objection under sub-paragraph (15) above, the authority shall, before considering the application, give notice in writing of the general terms of the objection to the applicant.
 - (17) The appropriate authority shall not without the consent of the person making the objection reveal his name or address to the applicant.
 - (18) In considering any application for the grant, renewal or transfer of a licence the appropriate authority shall have regard to any observations submitted to them by the chief officer of police and any objections of which notice has been sent to them under sub-paragraph (15) above.
 - (19) The appropriate authority shall give an opportunity of appearing before and of being heard by a committee or sub-committee of the authority—
 - (a) before refusing to grant a licence, to the applicant;
 - (b) before refusing to renew a licence, to the holder; and
 - (c) before refusing to transfer a licence, to the holder and the person to whom he desires that it shall be transferred.
 - (20) Where the appropriate authority refuse to grant, renew or transfer a licence, they shall, if required to do so by the applicant or holder of the licence, give him a statement in writing of the reasons for their decision within 7 days of his requiring them to do so.
- 11
- (1) Where, before the date of expiry of a licence, an application has been made for its renewal, it shall be deemed to remain in force notwithstanding that the date has passed until the withdrawal of the application or its determination by the appropriate authority.
 - (2) Where, before the date of expiry of a licence, an application has been made for its transfer, it shall be deemed to remain in force with any necessary modifications until the withdrawal of the application or its determination, notwithstanding that the date has passed or that the person to whom the licence is to be transferred if the application is granted is carrying on the business of the sex establishment.

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Refusal of licences

- 12 (1) A licence under this Schedule shall not be granted—
- (a) to a person under the age of 18; or
 - (b) to a person who is for the time being disqualified under paragraph 17(3) below; or
 - (c) to a person, other than a body corporate, who is not resident in the United Kingdom 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 the United Kingdom; 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.
- (2) Subject to paragraph 27 below, the appropriate authority may refuse—
- (a) an application for the grant or renewal of a licence on one or more of the grounds specified in sub-paragraph (3) below;
 - (b) an application for the transfer of a licence on either or both of the grounds specified in paragraphs (a) and (b) of that sub-paragraph.
- (3) The grounds mentioned in sub-paragraph (2) above are—
- (a) that the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
 - (b) that 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;
 - (c) that the number of sex establishments in the relevant locality at the time the application is made is equal to or exceeds the number which the authority consider is appropriate for that locality;
 - (d) that the grant or renewal of the licence would be inappropriate, having regard—
 - (i) to the character of the relevant locality; or
 - (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.
- (4) Nil may be an appropriate number for the purposes of sub-paragraph (3)(c) above.
- (5) In this paragraph “the relevant locality” means—
- (a) in relation to premises, the locality where they are situated; and
 - (b) in relation to a vehicle, vessel or stall, any locality where it is desired to use it as a sex establishment.

Power to prescribe standard conditions

- 13 (1) Subject to the provisions of this Schedule, the appropriate authority may make regulations prescribing standard conditions applicable to licences for sex establishments, that is to say, terms, conditions and restrictions on or subject to which licences under this Schedule are in general to be granted, renewed or transferred by them.

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- (2) Regulations under sub-paragraph (1) above may make different provision—
 - (a) for sex cinemas and sex shops; and
 - (b) for different kinds of sex cinemas and sex shops.
- (3) Without prejudice to the generality of sub-paragraphs (1) and (2) above, regulations under this paragraph may prescribe conditions regulating—
 - (a) the hours of opening and closing of sex establishments;
 - (b) displays or advertisements on or in such establishments;
 - (c) the visibility of the interior of sex establishments to passersby; and
 - (d) any change of a sex cinema to a sex shop or a sex shop to a sex cinema.
- (4) Where the appropriate authority have made regulations under sub-paragraph (1) above, every such licence granted, renewed or transferred by them shall be presumed to have been so granted, renewed or transferred subject to any standard conditions applicable to it unless they have been expressly excluded or varied.
- (5) Where the appropriate authority have made regulations under sub-paragraph (1) above, they shall, if so requested by any person, supply him with a copy of the regulations on payment of such reasonable fee as the authority may determine.
- (6) In any legal proceedings the production of a copy of any regulations made by the appropriate authority under sub-paragraph (1) above purporting to be certified as a true copy by an officer of the authority authorised to give a certificate for the purposes of this paragraph shall be prima facie evidence of such regulations, and no proof shall be required of the handwriting or official position or authority of any person giving such certificate.

Copies of licences and standard conditions

- 14 (1) The holder of a licence under this Schedule shall keep exhibited in a suitable place to be specified in the licence a copy of the licence and any regulations made under paragraph 13(1) above which prescribe standard conditions subject to which the licence is held.
- (2) The appropriate authority shall send a copy of any licence granted under this Schedule to the chief officer of police for the area where the sex establishment is situated.

Transmission and cancellation of licences

- 15 —In the event of the death of the holder of a licence granted under this Schedule, that licence shall be deemed to have been granted to his personal representatives and shall, unless previously revoked, remain in force until the end of the period of 3 months beginning with the death and shall then expire; but the appropriate authority may from time to time, on the application of those representatives, extend or further extend the period of three months if the authority are satisfied that the extension is necessary for the purpose of winding up the deceased's estate and that no other circumstances make it undesirable.
- 16 The appropriate authority may, at the written request of the holder of a licence, cancel the licence.

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Revocation of licences

- 17 (1) The appropriate authority may, after giving the holder of a licence under this Schedule an opportunity of appearing before and being heard by them, at any time revoke the licence—
- (a) on any ground specified in sub-paragraph (1) of paragraph 12 above; or
 - (b) on either of the grounds specified in sub-paragraph (3)(a) and (b) of that paragraph.
- (2) Where a licence is revoked, the appropriate authority shall, if required to do so by the person who held it, give him a statement in writing of the reasons for their decision within 7 days of his requiring them to do so.
- (3) Where a licence is revoked, its holder shall be disqualified from holding or obtaining a licence in the area of the appropriate authority for a period of 12 months beginning with the date of revocation.

Variation of licences

- 18 (1) The holder of a licence under this Schedule may at any time apply to the appropriate authority for any such variation of the terms, conditions or restrictions on or subject to which the licence is held as may be specified in the application.
- (2) The appropriate authority—
- (a) may make the variation specified in the application; or
 - (b) may make such variations as they think fit; or
 - (c) may refuse the application.
- (3) The variations that an authority may make by virtue of sub-paragraph (2)(b) above include, without prejudice to the generality of that sub-paragraph, variations involving the imposition of terms, conditions or restrictions other than those specified in the application.

Fees

- 19 An applicant for the grant, renewal or transfer of a licence under this Schedule shall pay a reasonable fee determined by the appropriate authority.

Enforcement

- 20 (1) A person who—
- (a) knowingly uses, or knowingly causes or permits the use of, any premises, vehicle, vessel or stall contrary to paragraph 6 above; or
 - (b) being the holder of a licence for a sex establishment, employs in the business of the establishment any person known to him to be disqualified from holding such a licence; or
 - (c) being the holder of a licence under this Schedule, without reasonable excuse knowingly contravenes, or without reasonable excuse knowingly permits the contravention of, a term, condition or restriction specified in the licence; or
 - (d) being the servant or agent of the holder of a licence under this Schedule, without reasonable excuse knowingly contravenes, or without reasonable excuse knowingly permits the contravention of, a term, condition or restriction specified in the licence,

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shall be guilty of an offence.

- 21 Any person who, in connection with an application for the grant, renewal or transfer of a licence under this Schedule, makes a false statement which he knows to be false in any material respect or which he does not believe to be true, shall be guilty of an offence.
- 22 (1) A person guilty of an offence under paragraph 20 or 21 above shall be liable on summary conviction to a fine not exceeding [^{F3}£20,000].
- (2) A person who, being the holder of a licence under this Schedule, fails without reasonable excuse to comply with paragraph 14(1) above shall be guilty of an offence and liable on summary conviction to a fine not exceeding [^{F4}level 3 on the standard scale].

Annotations:

Amendments (Textual)

F3 "£20,000" substituted by S.I. 1984/447, art. 2(1), Sch. 1

F4 Words substituted by virtue of Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 46

Modifications etc. (not altering text)

C3 Sch. 3 para. 22(1): power to amend conferred by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 143(2)(b) (as added by Criminal Justice Act 1982 (c. 48, SIF 39:1), s.48(1)(b))

Offences relating to persons under 18

- 23 (1) A person who, being the holder of a licence for a sex establishment—
- (a) without reasonable excuse knowingly permits a person under 18 years of age to enter the establishment; or
- (b) employs a person known to him to be under 18 years of age in the business of the establishment,
- shall be guilty of an offence.
- (2) A person guilty of an offence under this paragraph shall be liable on summary conviction to a fine not exceeding [^{F5}£20,000].

Annotations:

Amendments (Textual)

F5 "£20,000" substituted by S.I. 1984/447, art. 2(1), Sch. 1

Modifications etc. (not altering text)

C4 Sch. 3 para. 23(2): power to amend conferred by Magistrates' Courts Act 1980 (c. 43, SIF 82), s. 143(2)(m) (as added by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 48(1)(b))

Powers of constables and local authority officers

- 24 If a constable has reasonable cause to suspect that a person has committed an offence under paragraph 20 or 23 above, he may require him to give his name and address, and if that person refuses or fails to do so, or gives a name or address

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which the constable reasonably suspects to be false, the constable may arrest him without warrant.

- 25 (1) A constable may, at any reasonable time, enter and inspect any sex establishment in respect of which a licence under this Schedule is for the time being in force, with a view to seeing—
- (i) whether the terms, conditions or restrictions on or subject to which the licence is held are complied with;
 - (ii) whether any person employed in the business of the establishment is disqualified from holding a licence under this Schedule;
 - (iii) whether any person under 18 years of age is in the establishment; and
 - (iv) whether any person under that age is employed in the business of the establishment.
- (2) Subject to sub-paragraph (4) below, a constable may enter and inspect a sex establishment if he has reason to suspect that an offence under paragraph 20, 21 or 23 above has been, is being, or is about to be committed in relation to it.
- (3) An authorised officer of a local authority may exercise the powers conferred by sub-paragraphs (1) and (2) above in relation to a sex establishment in the local authority's area.
- (4) No power conferred by sub-paragraph (2) above may be exercised by a constable or an authorised officer of a local authority unless he has been authorised to exercise it by a warrant granted by a justice of the peace.
- (5) Where an authorised officer of a local authority exercises any such power, he shall produce his authority if required to do so by the occupier of the premises or the person in charge of the vehicle, vessel or stall in relation to which the power is exercised.
- (6) Any person who without reasonable excuse refuses to permit a constable or an authorised officer of a local authority to exercise any such power shall be guilty of an offence and shall for every such refusal be liable on summary conviction to a fine not exceeding [^{F6}level 5 on the standard scale].

Annotations:

Amendments (Textual)

F6 Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 46

Offences by bodies corporate

- 26 (1) Where an offence under this Schedule committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate, or any person who was purporting to act in any such capacity, he, as well as the body corporate, shall be guilty of the offence.
- (2) Where the affairs of a body corporate are managed by its members sub-paragraph (1) above shall apply to the acts and defaults of a member in connection with his function of management as if he were a director of the body corporate.

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Appeals

- 27 (1) Subject to sub-paragraphs (2) and (3) below, any of the following persons, that is to say—
- (a) an applicant for the grant, renewal or transfer of a licence under this Schedule whose application is refused;
 - (b) an applicant for the variation of the terms, conditions or restrictions on or subject to which any such licence is held whose application is refused;
 - (c) a holder of any such licence who is aggrieved by any term, condition or restriction on or subject to which the licence is held; or
 - (d) a holder of any such licence whose licence is revoked,
- may at any time before the expiration of the period of 21 days beginning with the relevant date appeal to the magistrates' court acting for the relevant area.
- (2) An applicant whose application for the grant or renewal of a licence is refused, or whose licence is revoked, on any ground specified in paragraph 12(1) above shall not have a right to appeal under this paragraph unless the applicant seeks to show that the ground did not apply to him.
- (3) An applicant whose application for the grant or renewal of a licence is refused on either ground specified in paragraph 12(3)(c) or (d) above shall not have the right to appeal under this paragraph.
- (4) In this paragraph—
- “the relevant area” means—
- (a) in relation to premises, the petty sessions area in which they are situated; and
 - (b) in relation to a vehicle, vessel or stall, the petty sessions area in which it is used or, as the case may be, desired to be used as a sex establishment; and
- “the relevant date” means the date on which the person in question is notified of the refusal of his application, the imposition of the term, condition or restriction by which he is aggrieved or the revocation of his licence, as the case may be.
- (5) An appeal against the decision of a magistrates' court under this paragraph may be brought to the Crown Court.
- (6) Where an appeal is brought to the Crown Court under sub-paragraph (5) above, the decision of the Crown Court shall be final: and accordingly in section 28(2)(b) of the ^{M5}Supreme Court Act 1981 for the words “or the Gaming Act 1968” there shall be substituted the words “, the Gaming Act 1968 or the Local Government (Miscellaneous Provisions) Act 1982”.
- (7) On an appeal to the magistrates' court or the Crown Court under this paragraph the court may make such order as it thinks fit.
- (8) Subject to sub-paragraphs (9) to (12) below, it shall be the duty of the appropriate authority to give effect to an order of the magistrates' court or the Crown Court.
- (9) The appropriate authority need not give effect to the order of the magistrates' court until the time for bringing an appeal under sub-paragraph (5) above has expired and,

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if such an appeal is duly brought, until the determination or abandonment of the appeal.

- (10) Where a licence is revoked or an application for the renewal of a licence is refused, the licence shall be deemed to remain in force—
- (a) until the time for bringing an appeal under this paragraph has expired and, if such an appeal is duly brought, until the determination or abandonment of the appeal; and
 - (b) where an appeal relating to the refusal of an application for such a renewal is successful and no further appeal is available, until the licence is renewed by the appropriate authority.
- (11) Where—
- (a) the holder of a licence makes an application under paragraph 18 above; and
 - (b) the appropriate authority impose any term, condition or restriction other than one specified in the application,
- the licence shall be deemed to be free of it until the time for bringing an appeal under this paragraph has expired.
- (12) Where an appeal is brought under this paragraph against the imposition of any such term, condition or restriction, the licence shall be deemed to be free of it until the determination or abandonment of the appeal.

Annotations:

Marginal Citations

M5 1981 c

Provisions relating to existing premises

- 28 (1) Without prejudice to any other enactment it shall be lawful for any person who—
- (a) was using any premises, vehicle, vessel or stall as a sex establishment immediately before the date of the first publication under subsection (2) of section 2 above of a notice of the passing of a resolution under that section by the local authority for the area; and
 - (b) had before the appointed day duly applied to the appropriate authority for a licence for the establishment,
- to continue to use the premises, vehicle, vessel or stall as a sex establishment until the determination of his application.
- (2) In this paragraph and paragraph 29 below “the appointed day”, in relation to any area, means the day specified in the resolution passed under section 2 above as the date upon which this Schedule is to come into force in that area.
- 29 (1) This paragraph applies to an application for the grant of a licence under this Schedule made before the appointed day.
- (2) A local authority shall not consider any application to which this paragraph applies before the appointed day.
 - (3) A local authority shall not grant any application to which this paragraph applies until they have considered all such applications.

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- (4) In considering which of several applications to which this paragraph applies should be granted a local authority shall give preference over other applicants to any applicant who satisfies them—
- (a) that he is using the premises, vehicle, vessel or stall to which the application relates as a sex establishment; and
 - (b) that some person was using the premises, vehicle, vessel or stall as a sex establishment on 22nd December 1981; and
 - (c) that—
 - (i) he is that person; or
 - (ii) he is a successor of that person in the business or activity which was being carried on there on that date.

Commencement of Schedule

- 30 (1) So far as it relates to sex cinemas, this Schedule shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint, and accordingly, until the day so appointed, this Schedule shall have effect—
- (a) with the omission—
 - (i) of paragraph 3 above; and
 - (ii) of paragraph 13(3)(d) above;
 - (b) as if any reference to a sex establishment were a reference only to a sex shop; and
 - (c) as if for paragraphs (a) and (b) of paragraph 13(2) above there were substituted the words “for different kinds of sex shops”.
- (2) Subject to sub-paragraph (1) above, this Schedule shall come into force on the day on which this Act is passed.
- (3) Where, in relation to any area, the day appointed under sub-paragraph (1) above falls after the day specified in a resolution passed under section 2 above as the day upon which this Schedule is to come into force in that area, the day so appointed shall, for the purposes of paragraphs 28 and 29 above, be the appointed day in relation to sex cinemas in the area.

Annotations:

Modifications etc. (not altering text)

C5 13.10.1982 appointed under para. 30(1) by [S.I. 1982/1119](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- Sch. 3 applied (with modifications) by 2007 c. 2 s. 33
- Sch. 3 para. 3A(ii) excluded by 2003 c. 17 Sch. 8
- Sch. 3 para. 28 excluded by S.I. 2010/1395 art. 4
- Sch. 3 para. 29 excluded by S.I. 2010/1395 art. 4
- Sch. 3 para. 2A inserted by 2009 c. 26 s. 27(3)
- Sch. 3 para. 25A inserted by 2009 c. 26 s. 27(8)
- Sch. 3 para. 27(10A) inserted by 2009 c. 26 s. 27(9)
- Sch. 3 para. 27A inserted by 2009 c. 26 s. 27(10)
- Sch. 3 para. 8(2) inserted by S.I. 2005/1541 Sch. 2 para. 26(3)(iii)
- Sch. 3 para. 13(1A) inserted by S.I. 2005/1541 Sch. 2 para. 26(3)(b)
- Sch. 3 para. 18(4) inserted by S.I. 2005/1541 Sch. 2 para. 26(3)(d)
- Sch. 3 modification of earlier affecting provision 2007 c. ii s. 33 by S.I. 2010/723 art. 4(9)
- Sch. 3 para. 5 modified by 2009 c. 26 Sch. 3 para. 2(4)
- Sch. 3 para. 24 repealed by 2005 c. 15 Sch. 7 para. 22 Sch. 17
- Sch. 3 repealed in part by S.I. 2010/723 art. 2(1)(b)
- Sch. 3 para. 12(3)(c) savings for effects of 2009 c. 26 s. 27(5) by S.I. 2010/1395 art. 9(1)
- Sch. 3 para. 19 savings for effects of 2009 c. 26 s. 27(7) by S.I. 2010/1395 art. 9(2)
- Sch. 3 para. 25A savings for effects of 2009 c. 26 s. 27(8) by S.I. 2010/1395 art. 9(3)
- Sch. 3 para. 27(10A) savings for effects of 2009 c. 26 s. 27(9) by S.I. 2010/1395 art. 9(4)
- Sch. 3 para. 3(2)(a) substituted by 2003 c. 17 Sch. 6 para. 85(2)(a)
- Sch. 3 para. 3A(Proviso)(i)(ii) substituted by 2003 c. 17 Sch. 6 para. 85(3)
- Sch. 3 para. 12(3)(c) substituted by 2009 c. 26 s. 27(5)
- Sch. 3 para. 13(3)(d) substituted by 2009 c. 26 s. 27(6)(c)
- Sch. 3 para. 10(14)(14A) substituted for Sch. 3 para. 10(14) by S.I. 2009/2999 reg. 47(2)
- Sch. 3 para. 2 text amended by 2009 c. 26 s. 27(2)
- Sch. 3 para. 9(1) text amended by 2009 c. 26 s. 27(4)
- Sch. 3 para. 13(2)(a) text amended by 2009 c. 26 s. 27(6)(a)
- Sch. 3 para. 13(2)(b) text amended by 2009 c. 26 s. 27(6)(b)
- Sch. 3 para. 19 text amended by 2009 c. 26 s. 27(7)
- Sch. 3 para. 8 text amended by S.I. 2005/1541 Sch. 2 para. 26(3)(i)(ii)
- Sch. 3 para. 18(2) text amended by S.I. 2005/1541 Sch. 2 para. 26(3)(c)
- Sch. 3 para. 10(20) text amended by S.I. 2009/2999 reg. 47(3)
- Sch. 3 para. 12(1)(c)(d) text amended by S.I. 2009/2999 reg. 47(4)
- Sch. 3 para. 27(4) words omitted by S.I. 2005/886 Sch. para. 41(b)
- Sch. 3 para. 3(2)(b) words substituted by 2003 c. 17 Sch. 6 para. 85(2)(b)
- Sch. 3 para. 1(b)(ii) words substituted by 2006 c. 48 Sch. 14 para. 7
- Sch. 3 para. 27(1) words substituted by S.I. 2005/886 Sch. para. 41(a)

Changes and effects yet to be applied to the whole Act, associated Parts and Chapters:

- Blanket Amendment words substituted by 2005 c. 4 Sch. 11 para. 1(2)

Commencement Orders yet to be applied to the Local Government (Miscellaneous Provisions) Act 1982:

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/124 art. 4 5 commences (2002 c. 32)
- S.I. 2003/1115 art. 3 commences (2002 c. 32)
- S.I. 2003/1667 art. 3 4 5 commences (2002 c. 32)
- S.I. 2003/1718 art. 4-6 Sch. commences (2002 c. 32)
- S.I. 2003/2938 art. 7(a) commences (2003 c. 26)
- S.I. 2003/2961 art. 5 6 7 Sch. Pt. 2 3 4 commences (2002 c. 32)
- S.I. 2003/3034 art. 2 commences (2003 c. 26)
- S.I. 2004/1728 art. 5 Sch. Pt. 2 commences (2002 c. 32)
- S.I. 2004/2304 art. 2 commences (2004 c. 21)
- S.I. 2004/2917 art. 2 commences (2004 c. 21)
- S.I. 2005/3056 art. 2(2) commences (2003 c. 17)
- S.I. 2005/3495 art. 2 commences (2005 c. 15)
- S.I. 2006/172 Sch. commences (2002 c. 32)
- S.I. 2008/917 art. 2-5 commences (2007 c. 28)
- S.I. 2008/3068 art. 2-5 commences (2008 c. 17)
- S.I. 2009/1604 art. 2 commences (2005 c. 4)
- S.I. 2009/3318 art. 2-4 commences (2009 c. 20)
- S.I. 2010/722 art. 3 commences (2009 c. 26)
- S.I. 2010/862 art. 2 commences (2008 c. 17)
- S.I. 2010/1375 art. 2 3 commences (2009 c. 26)
- S.I. 2011/3019 art. 3 Sch. 1 commences (2011 c. 13)
- S.I. 2012/628 art. 2-8 commences (2011 c. 20)

purpose of preventing or detecting an offence under any of the provisions listed in subsection (7).

- (7) Those provisions are –
- (a) section 1 of the Protection of Children Act 1978 (showing or taking etc an indecent photograph of a child: England and Wales);
 - (b) Article 3 of the Protection of Children (Northern Ireland) Order 1978 (S.I. 1978/1047 (N.I. 17)) (corresponding offence for Northern Ireland);
 - (c) section 52 or 52A of the Civic Government (Scotland) Act 1982 (showing or taking etc or possessing an indecent photograph of a child: Scotland);
 - (d) section 160 of the Criminal Justice Act 1988 (possessing an indecent photograph of a child: England and Wales);
 - (e) Article 15 of the Criminal Justice (Evidence, Etc.) (Northern Ireland) Order 1988 (S.I. 1988/1847 (N.I. 17)) (corresponding offence for Northern Ireland)."
- (4) The amendments made by this section apply in relation to cases in which the section 49 notice was given after the commencement of this section.

Sex establishments

27 Regulation of lap dancing and other sexual entertainment venues etc

- (1) Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (c. 30) (control of sex establishments) is amended as follows.
- (2) In paragraph 2 (meaning of "sex establishment") after "means a" insert "sexual entertainment venue,".
- (3) After paragraph 2 insert –

"Meaning of "sexual entertainment venue"

- 2A (1) In this Schedule "sexual entertainment venue" means any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer.
- (2) In this paragraph "relevant entertainment" means –
- (a) any live performance; or
 - (b) any 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).
- (3) The following are not sexual entertainment venues for the purposes of this Schedule –
- (a) sex cinemas and sex shops;
 - (b) premises at which the provision of relevant entertainment as mentioned in sub-paragraph (1) is such that, at the time in question and including any relevant entertainment which is being so provided at that time –

- (i) there have not been more than eleven occasions on which relevant entertainment has been so provided which fall (wholly or partly) within the period of 12 months ending with that time;
 - (ii) no such occasion has lasted for more than 24 hours; and
 - (iii) no such occasion has begun within the period of one month beginning with the end of any previous occasion on which relevant entertainment has been so provided (whether or not that previous occasion falls within the 12 month period mentioned in sub-paragraph (i));
 - (c) premises specified or described in an order made by the relevant national authority.
- (4) The relevant national authority may by order amend or repeal sub-paragraph (3)(b).
- (5) But no order under sub-paragraph (4) may –
- (a) increase the number or length of occasions in any period on which sub-paragraph (3)(b) as originally enacted would permit relevant entertainment to be provided; or
 - (b) provide for shorter intervals between such occasions.
- (6) The relevant national authority may by order provide for descriptions of performances, or of displays of nudity, which are not to be treated as relevant entertainment for the purposes of this Schedule.
- (7) Any power of the relevant national authority to make an order under this paragraph –
- (a) is exercisable by statutory instrument;
 - (b) may be exercised so as to make different provision for different cases or descriptions of case or for different purposes; and
 - (c) includes power to make supplementary, incidental, consequential, transitional, transitory or saving provision.
- (8) A statutory instrument containing an order under sub-paragraph (4) may not be made by the Secretary of State unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (9) A statutory instrument containing an order made under sub-paragraph (3)(c) or (6) by the Secretary of State is subject to annulment in pursuance of a resolution of either House of Parliament.
- (10) A statutory instrument containing an order under sub-paragraph (4) may not be made by the Welsh Ministers unless a draft of the instrument has been laid before, and approved by a resolution of, the National Assembly for Wales.
- (11) A statutory instrument containing an order made under sub-paragraph (3)(c) or (6) by the Welsh Ministers is subject to annulment in pursuance of a resolution of the National Assembly for Wales.

- (12) For the purposes of this paragraph relevant entertainment is provided if, and only if, it is provided, or permitted to be provided, by or on behalf of the organiser.
- (13) For the purposes of this Schedule references to the use of any premises as a sexual entertainment venue are to be read as references to their use by the organiser.
- (14) In this paragraph—
- “audience” includes an audience of one;
 - “display of nudity” means—
 - (a) in the case of a woman, exposure of her nipples, pubic area, genitals or anus; and
 - (b) in the case of a man, exposure of his pubic area, genitals or anus;
 - “the organiser”, in relation to the provision of relevant entertainment at premises, means any person who is responsible for the organisation or management of—
 - (a) the relevant entertainment; or
 - (b) the premises;
 - “premises” includes any vessel, vehicle or stall but does not include any private dwelling to which the public is not admitted;
 - “relevant national authority” means—
 - (a) in relation to England, the Secretary of State; and
 - (b) in relation to Wales, the Welsh Ministers;
- and for the purposes of sub-paragraphs (1) and (2) it does not matter whether the financial gain arises directly or indirectly from the performance or display of nudity.”
- (4) In paragraph 9(1) (duration of licence) after “paragraph 16” insert “or 27A below”.
- (5) In paragraph 12(3) (refusal of licences) for paragraph (c) substitute—
- “(c) that the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;”.
- (6) In paragraph 13 (power to prescribe standard conditions)—
- (a) in sub-paragraph (2)(a) after “for” insert “sexual entertainment venues,”,
 - (b) in sub-paragraph (2)(b) after “of” insert “sexual entertainment venues,” and
 - (c) in sub-paragraph (3) for paragraph (d) (as originally enacted) substitute—
 - “(d) any change from one kind of sex establishment mentioned in sub-paragraph (2)(a) above to another kind of sex establishment so mentioned.”
- (7) In paragraph 19 (fees in relation to applications) after “grant,” insert “variation,”.

- (8) After paragraph 25 (powers of constables and local authority officers) insert—
- “25A(1) A person acting under the authority of a warrant under paragraph 25(4) may seize and remove anything found on the premises concerned that the person reasonably believes could be forfeited under sub-paragraph (4).
- (2) The person who, immediately before the seizure, had custody or control of anything seized under sub-paragraph (1) may request any authorised officer of a local authority who seized it to provide a record of what was seized.
- (3) The authorised officer must provide the record within a reasonable time of the request being made.
- (4) The court by or before which a person is convicted of an offence under paragraph 20 or 23 of this Schedule may order anything—
- (a) produced to the court; and
- (b) shown to the satisfaction of the court to relate to the offence; to be forfeited and dealt with in such manner as the court may order.
- (5) But the court may not order the forfeiture of anything under sub-paragraph (4) if it (whether alone or taken together with other things being forfeited which appear to the court to have been in the custody or control of the same person) is worth more than the amount of the maximum fine specified in paragraph 22(1).
- (6) Sub-paragraph (7) applies if a person claiming to be the owner of, or otherwise interested in, anything that may be forfeited applies to be heard by the court.
- (7) The court may not order the forfeiture unless the person has had an opportunity to show why the order should not be made.”
- (9) After paragraph 27(10) (appeals) insert—
- “(10A) Sub-paragraph (10) does not apply if the grounds for refusing an application for the renewal of a licence are those set out in paragraph 12(3)(c) or (d) of this Schedule.”
- (10) After paragraph 27 (appeals) insert—
- “Premises which are deemed sexual entertainment venues*
- 27A (1) This paragraph applies if—
- (a) premises are subject to a licence for a sexual entertainment venue; and
- (b) their use would be use as such a venue but for the operation of paragraph 2A(3)(b).
- (2) This Schedule applies as if—
- (a) the premises were a sexual entertainment venue; and
- (b) the use or business of the premises was use as, or the business of, such a venue.
- (3) But the appropriate authority must cancel the licence if the holder of the licence asks them in writing to do so.

- (4) In this paragraph “premises” has the same meaning as in paragraph 2A.”
- (11) Schedule 3 (provisions which are transitional on this section) has effect.

PART 3

ALCOHOL MISUSE

28 Selling alcohol to children

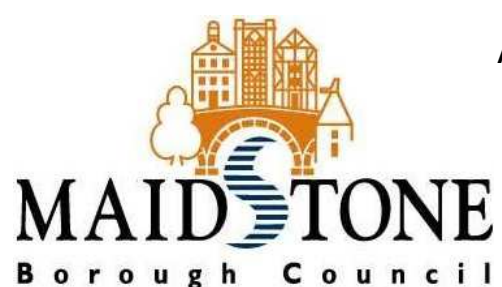
In section 147A(1)(a) of the Licensing Act 2003 (c. 17) (offence of selling alcohol to children on different occasions) for “3 or more different occasions” substitute “2 or more different occasions”.

29 Confiscating alcohol from young persons

- (1) Section 1 of the Confiscation of Alcohol (Young Persons) Act 1997 (c. 33) (confiscation of alcohol from young persons in a public place etc) is amended as follows.
- (2) In subsection (1) omit “and to state his name and address”.
- (3) After subsection (1) insert –
- “(1AA) A constable who imposes a requirement on a person under subsection (1) shall also require the person to state the person’s name and address.
- (1AB) A constable who imposes a requirement on a person under subsection (1) may, if the constable reasonably suspects that the person is under the age of 16, remove the person to the person’s place of residence or a place of safety.”
- (4) Subsection (1A) is omitted.
- (5) In subsection (3) after “subsection (1)” insert “or (1AA)”.
- (6) In subsection (4) after “that subsection” insert “or (1AA)”.
- (7) In subsection (6) omit “and (1A)”.

30 Offence of persistently possessing alcohol in a public place

- (1) A person under the age of 18 is guilty of an offence if, without reasonable excuse, the person is in possession of alcohol in any relevant place on 3 or more occasions within a period of 12 consecutive months.
- (2) “Relevant place”, in relation to a person, means –
- any public place, other than excluded premises, or
 - any place, other than a public place, to which the person has unlawfully gained access.
- (3) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 2 on the standard scale.
- (4) For the purposes of subsection (2) a place is a public place if at the material time the public or any section of the public has access to it, on payment or otherwise, as of right or by virtue of express or implied permission.



**Policy
in respect
of the
Licensing
Of
Sex Shops,
Sex Cinemas
and
Sexual Entertainment Venues**

March 2011

1. Overview

- 1.1 The Local Government (Miscellaneous Provisions) Act 1982 (as amended by Section 27, Policing and Crime Act 2009) provides that a local authority may, by resolution, adopt schedule 3 to that Act.
- 1.2 The Maidstone Borough Council adopted Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and the amendment under Section 27 of the Policing and Crime Act 2009.
- 1.3 The adoption of schedule 3 as amended will enable the licensing authority, within its area, to discharge its function in relation to the following:
 - sexual entertainment venues (providing relevant entertainment)
 - sex shops
 - sex cinemas
- 1.4 Schedule 7 to the Policing and Crime Act 2009 amends the Licensing Act 2003 to ensure that premises for which a sexual entertainment venue licence is required or held (or for which the requirement has been waived under paragraph 7 of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982) do not also require a premises licence, club premises certificate or temporary event notice in order to provide relevant entertainment. This is because such entertainment is expressly excluded from the definition of regulated entertainment found in the Licensing Act 2003. However, if the premises also carries on other licensable activities (e.g. the sale of alcohol or the provision of regulated entertainment) then this is not a provision of relevant entertainment and they will nevertheless continue to require a premises licence, club premises certificate or temporary events notice under the Licensing Act 2003 for those other activities, subject to any exceptions contained in that Act.
- 1.5 In practice this will mean that the vast majority of lap dancing clubs and similar venues will require both a sexual entertainment venue licence for the provision of relevant entertainment and a premises licence or club premises certificate for the sale of alcohol or provision of other types of regulated entertainment not covered by the definition of relevant entertainment.
- 1.6 Live music or the playing of recorded music which is integral to the provision of relevant entertainment, such as lap dancing, for which a sexual entertainment licence is required, is specifically excluded from the definition of regulated entertainment in the Licensing Act 2003. Therefore, a sexual entertainment venue will not require a premises licence or club premises certificate just because it plays recorded music for a performer to dance nor will providing entertainment facilities for the purposes of the provisions of relevant entertainment be regulated entertainment under the Licensing Act 2003.
- 1.7 If a local authority has not made a resolution to adopt the provisions introduced by section 27, Policing and Crime Act 2009 within one year of the Act coming into force it must, as soon as is reasonably practicable, consult local people about whether they should make such a resolution. The purpose of this duty is to ensure that local authorities consider the views of local people whether, for whatever reason, they have not adopted the provisions. This duty should be seen to be an extension to existing general duties on local authorities to consult and involve local people when exercising their functions.

- 1.8 The Licensing Authority have also taken into consideration the provisions of Section 17 Crime and Disorder Act 1998 that requires responsible authorities to consider crime and disorder (including antisocial behaviour and other behaviour adversely affecting the local environment) and the misuse of drugs, alcohol and other substances in the exercise of all their duties, activities and decision-making. This means that in all policies, strategies and service delivery there is a need to consider the likely impact on crime and disorder.
- 1.9 The Licensing Authority is also aware that, at the time of formulating this policy, there is no evidence of any crime or disorder directly attributable to the operation of such establishments in the Maidstone area.
- 1.10 This policy helps to promote efficient and effective approaches to regulatory inspection and enforcement which is in compliance with:
- a) The Regulator's Compliance Code (set out under the Legislative and Regulatory Reform Act 2006) not to impede progress by the regulations we set out and, particularly, to consider the impact of regulations on small businesses; and
 - b) The Provisions of Services Regulations 2009 to ensure requirements are:
 - i) Non-discriminatory
 - ii) justified by an overriding reason relating to the public interest
 - iii) proportionate to that public interest objective
 - iv) clear and unambiguous
 - v) objective
 - vi) made public in advance
 - vii) transparent and accessible
- 1.11 In certain instances we may conclude that a provision in the policy is either not relevant or is outweighed by other provisions. We will ensure that any decision to depart from the policy will be properly reasoned, based on material evidence and documented; giving clear and compelling reasons for doing so.
- 1.12 The Council sees the licensing process as an integral part of its approach to achieving its strategic and corporate objectives which encompasses the visionary goals of:
1. A place to achieve, prosper and thrive
 2. A place that is clean and green
 3. A place that has strong healthy and safe communities
 4. A place to live and enjoy
 5. A place with efficient and effective public services

2. Policy

2.1 The purpose of this policy is to:

- Set out the expectations of the local authority in meeting the requirements of the legislation
- Provide guidance on the process for making an application and the process the Council will follow in considering and determining an application.
- Assist any persons making representations in respect of an application to make properly directed and evidenced representations.

2.2 Notwithstanding this policy, each application will be assessed on its individual merit and granted or refused purely on that merit. Whilst this policy will set out the broad scope of expectations, it should not be seen as restricting or predetermining the outcome of any application or representation in respect of the licensing of any premises.

3. Functions

3.1 Under section 101 of the Local Government Act 1972, local authorities may arrange for the discharge of these responsibilities by a committee or sub-committee of the appropriate authority.

3.2 This authority delegates its functions to those who sit on its Licensing Committee, or a sub-committee appointed for the purpose, with the exception of a renewal of a licence to which no objections are received, which will be delegated to officers as set out in the Council's constitution.

4. Consultations

4.1 The Policing and Crime Act 2009 is not prescriptive about how local authorities should consult with local people in order to comply with this duty. The Council has extensive experience of engaging with local people and will utilise that knowledge to ensure that any consultation exercise carried out under this duty will be fair and meaningful. The Council will seek to make any relevant information available to local people in order to inform them of the legislation, criteria and outcomes of the consultation.

4.2 For the purpose of this duty 'local people' are defined as anyone who lives or works in the local authority area.

4.3 The council will seek to consult with all those consulted on the Licensing Act 2003 and current sex establishment licence holders. A full list of those consulted is attached at Appendix C.

5. Definitions

5.1 For the purposes of this policy the following definitions will apply:

5.2 Sex Shop

Any premises, vehicle, vessel or stall used for a business which consists to a significant degree of selling, hiring, exchanging, lending, displaying or demonstrating

- a) sex articles; or
- b) other things intended for use in connection with, or for the purpose of stimulating or encouraging:

- i) sexual activity; or
- ii) acts of force or restraint which are associated with sexual activity.

No premises shall be treated as a sex shop by reason only of their use for the exhibition of moving pictures by whatever means produced

5.3 Sex Article

Anything made for use in connection with, or for the purpose of stimulating or encouraging—

- a) sexual activity; or
- b) acts of force or restraint which are associated with sexual activity; and anything to which sub-paragraph below applies.

This sub-paragraph applies

- a) to any article containing or embodying matter to be read or looked at or anything intended to be used, either alone or as one of a set, for the reproduction or manufacture of any such article; and
- b) to any recording of vision or sound, which
 - i) is concerned primarily with the portrayal of, or primarily deals with or relates to, or is intended to stimulate or encourage, sexual activity or acts of force or restraint which are associated with sexual activity; or
 - ii) is concerned primarily with the portrayal of, or primarily deals with or relates to, genital organs, or urinary or excretory functions.

5.4. Sex Cinema

Any premises, vehicle, vessel or stall used to a significant degree for the exhibition of moving pictures, by whatever means produced, which

- a) are concerned primarily with the portrayal of, or primarily deal with or relate to, or are intended to stimulate or encourage
 - i) sexual activity; or
 - ii) acts of force or restraint which are associated with sexual activity; or
- b) are concerned primarily with the portrayal of, or primarily deal with or relate to, genital organs or urinary or excretory functions, but does not include a dwelling-house to which the public is not admitted.

No premises shall be treated as a sex cinema by reason only

- a) if they may be used for an exhibition of film (within the meaning of paragraph 15 of Schedule 1 to the Licensing Act 2003) by virtue of an authorisation (within the meaning of Section 136 of that Act), of their use in accordance with that authorisation.
- b) of their use for an exhibition to which section 6 of that Act (certain noncommercial exhibitions) applies given by an exempted organisation within the meaning of section 6(6) of the Cinemas Act 1985.

5.5. Sexual Entertainment Venue:

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

Exemptions from being a Sexual Entertainment Venue

The following are not sexual entertainment venues for the purposes of this policy:

- a) sex cinemas and sex shops;
- b) premises at which the provision of relevant entertainment is such that, at the time in question and including any relevant entertainment which is being so provided at that time
 - i) there have not been more than eleven occasions on which relevant entertainment has been so provided which fall (wholly or partly) within the period of 12 months ending with that time;
 - ii) no such occasion has lasted for more than 24 hours; and
 - iii) no such occasion has begun within the period of one month beginning with the end of any previous occasion on which relevant entertainment has been so provided (whether or not that previous occasion falls within the 12 month period mentioned in subparagraph (i));
- c) premises specified or described in an order made by the relevant national authority.

5.6. Relevant entertainment:

Any live performance or any 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).

Home Office Guidance states relevant entertainment would therefore 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

However this list is not exhaustive and local authorities will judge each case on its merits. Decisions will be based on the content of the entertainment provided and not the name given to it.

5.7 Nudity

Schedule 3 sets out the definition of a 'display of nudity'. In the case of a woman, it means exposure of her nipples, pubic area, genitals or anus and, in the case of a man; it means exposure of his pubic area, genitals or anus.

5.8 Spontaneous Entertainment

Where activities that would otherwise be considered to involve the provision of relevant entertainment take place, but are not provided for the financial gain of the organiser or entertainer, such as a spontaneous display of nudity or a lap dance by a customer or guest, the premises will not be considered a sexual entertainment venue by virtue of those circumstances alone. This is because the relevant entertainment must be provided for the financial gain of the organiser or entertainer. However, it should be noted that an organiser might be considered to have provided the entertainment where he has permitted the activity to take place, whether expressly or impliedly.

5.9 The 'Organiser'

Any person who is responsible for the organisation or management of the relevant entertainment or the premises at which the relevant entertainment is provided. In most circumstances, this will refer to the manager of the premises, but could also refer to someone who is responsible for organising the relevant entertainment on behalf of the persons responsible for the management of the premises.

The 'organiser' must be someone who is in a position of responsibility over the provision of the relevant entertainment and should not be interpreted to mean a member of staff who is merely employed to work during the provision of relevant entertainment. It is only necessary for one person to hold a sexual entertainment venue licence for premises, even if there is more than one person who is responsible for the organisation or management of the relevant entertainment or the premises.

6. Planning

6.1 The Licensing Authority will not normally undertake action where another, more appropriate, regime exists to resolve matters. Failure to obtain planning permission is not a ground for refusal of the grant of an application under the Local Government (Miscellaneous Provisions) Act 1982 and such a failure to obtain planning permission will normally be dealt with as part of the normal planning process.

6.2 Operators and persons making representations should be aware that in many cases there would be a need to obtain planning permission before a premise may be used for the purposes relevant to this policy. The Licensing Authority will not normally consider planning matters such as 'need' in determining a licence application as this is more appropriately dealt with by Planning legislation.

6.3 Applicants are advised to seek independent advice in relation to both planning and licensing prior to making any application under Schedule 3 Local Government (Miscellaneous Provisions) Act 1982

7 European Convention on Human Rights

- 7.1 The Local Authority fully supports the European Convention on Human Rights. When determining applications for licences under this policy the Licensing Authority will give consideration to any rights an existing operator may have under Article 1, Protocol 1 of the European Convention on Human Rights (ECHR) which entitles every person to the peaceful enjoyment of their possessions and Article 10 (freedom of expression).
- 7.2 The Secretary of State has certified that the Policing and Crime Act 2009 is covered by Section 19, Human Rights Act 1998 as being in compliance with the ECHR.
- 7.3 Whilst the rights under Article 1 and 10 may be activated the weight to be accorded to these rights in this context is low level. The right of freedom of expression to participate in the activities of sex shops, sex cinemas and sexual entertainment venues is not prohibited but may be controlled by licensing. Similarly the right to possession of an existing licence is proportionally protected subject to a fair balance of the rights of the holder and the public interest.

8. The Application Process

- 8.1 Applications for licences for sex shops, sex cinemas and sex entertainment venues must be made on the prescribed form and accompanied by the requisite fee.
- 8.2 A site plan of radius of $\frac{1}{4}$ of a mile (scale 1:500) clearly outlining the locality in which the proposed sexual entertainment venue will be situated. The plan should clearly identify the proposed sexual entertainment venue marking the site/premises boundary with a red line and define other types of businesses and residential properties around the site as listed at 12.11.
- 8.3 A plan of the premises (scale 1:100) showing the part(s) of the premises that it is proposed to licence as a sexual entertainment venue. All areas requiring to be licensed should be outlined in red on the plan. If a part of the premises is within a licensed premises under the Licensing Act 2003 which will have a dual purpose then the plan should show the site where facilities for the public are shared such as toilets and bar.
- 8.4 The plan of the premises must show the position of all CCTV cameras and shall be with the approval of Kent Police and in accordance with the CCTV code of practice.
- 8.5 Plans may be considered in other scales with prior agreement with the licensing authority.
- 8.6 The council will not usually determine an application for the grant of a licence, unless, the applicant allows an authorised officer a reasonable opportunity to enter the proposed sex establishment to make such examination and enquiries as may be necessary to determine the suitability of the premises.

9. Notices

- 9.1 Applicants for a sexual establishment licence must give public notice of the application by publishing an advertisement in a local newspaper that is circulated in the local authority area no later than seven days after the date the application is made.
- 9.2 Where the application relates to premises, a notice should also be displayed on or near the premises in a place where it can be conveniently read by members of the public. The

notice should be displayed for a period of 21 days beginning with the date the application was made.

- 9.3 All notices should be in the form prescribed by the appropriate authority as detailed in Appendix B and identify the premises or, if the application relates to a vehicle, vessel or stall, specify where it will be used as a sex establishment.
- 9.4 The applicant is required to submit a copy of any application to the Chief Officer of Police for the area within seven days of submitting the original application to the local authority. The requirement does not apply in the case of electronic applications as it is the duty of the local authority to send a copy to the police.

10. **Objections**

- 10.1 Any person can object to an application but the objection should be relevant to the grounds set out in paragraph 12, of Schedule 3, Local Government (Miscellaneous Provisions) Act 1982 for refusing a licence. Objections should not be based on moral grounds/values and local authorities cannot consider objections that are not relevant to the grounds set out in paragraph 12. Objectors must give notice of their objection in writing, stating the general terms of the objection.
- 10.2 When considering an application for the grant, renewal or transfer of a licence the Licensing Authority will have regard to any observations submitted to it by the Chief Officer of Police and any objections that they have received from anyone else, (including statutory agencies such as Kent Fire and Rescue Service, UK Border Agency, The Local Safeguarding Childrens Board) within 28 days of the application.
- 10.3 Where the Licensing Authority receives notice of any objection the authority will, before considering the application, give notice in writing of the general terms of the objection to the applicant. However, the appropriate authority will not without the consent of the person making the objection reveal their name or address to the applicant.

11. **Hearings**

- 11.1 Under paragraph 10(19) of Schedule 3, before refusing an application, renewal or application to transfer a licence all applicants will be given the opportunity to appear before and be heard by the Licensing Committee or Sub-Committee that is responsible for determining the application.
- 11.2 Whilst Schedule 3 does not make explicit provision for objectors to be heard, this Council believes it right to offer an oral hearing to objectors. This does however remain within their discretionary powers. Although a local authority is under a duty to consider any objections made within 28 days of the application, it has discretion to hear later objections provided the applicant is given the opportunity to deal with those objections.
- 11.3 Persons making written objections will also be informed of the date and time of the licensing sub-committee hearing where they will be invited to address the committee and ask questions relating to the application.

- 11.4 All objectors and applicants are reminded that they can if they wish be legally represented at their own expense at the hearing. Alternatively they may if they wish ask a Councillor to represent them.
- 11.5 In determining an application the Licensing Committee (or Sub-Committee) will consider the applicant's presentation, the Council's authorised officer report, police observations and objections.
- 11.6 All parties may use witnesses and supporting documentation however, copies of documents and details of witnesses must be submitted to the Licensing Committee (or Sub-Committee) for consideration prior to the hearing and in special circumstances with approval of all parties at the hearing.
- 11.7 The Licensing Committee (or Sub-Committee) will consider all the evidence presented to it during the hearing and members may ask questions of officers, applicant and objectors. After the evidence has been presented all parties will be asked to leave to allow for Licensing Committee (or Sub-Committee) to come to a decision on the application.
- 11.8 When a decision is reached the Licensing Committee (or Sub-Committee) will inform the applicant and relevant parties of their decision and the reasons for coming to that particular decision.
- 11.9 The decision of the Licensing Committee (or Sub-Committee) will be confirmed, in writing, to the applicant within seven working days of the meeting at which the application was considered giving reasons for the decision.

12. Refusal of a Licence

- 12.1 Paragraph 12 of Schedule 3 sets out the grounds for refusing an application for the grant, renewal or transfer of a licence. A licence **must not** be granted:
- a) to a person under the age of 18;
 - 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 appropriate authority within the last 12 months;
 - c) to a person, other than a body corporate, who is not resident in an European Economic Area (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.
- 12.2 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;
- c) the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
- d) that the grant or renewal of the licence would be inappropriate, having regard
 - i) to the character of the relevant locality; or
 - 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.

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

12.4 In making any determination to refuse an application, renewal or transfer the local authority will give consideration to:

a. Suitability of the applicant

In determining the suitability or otherwise of an applicant the local authority will consider any previous convictions and in particular those that have been imposed in respect of offences involving violence, dishonesty, drugs, offences of a sexual nature or a breach of the requirements of the legislation covering the type of establishment in respect of which the application is made.

Any other reasonable cause, arising from:

- previous knowledge and experience of the applicant
- any evidence of the operation of any existing/previous licence held by the applicant, including any licence held in any other local authority area
- any report about the applicant and management of the premises received from objectors

b. Business carried out on behalf of a person who would be refused

The local authority takes a serious view of any application that seeks to subvert the underlying principles of the Act. Where it is considered that the applicant is effectively operating the business on behalf of a person who would, for whatever reason, be refused or disqualified from the grant of a licence due to the mandatory or discretionary grounds for refusal there will be a presumption towards refusal unless overwhelming reasons are accepted for the contrary decision to be made.

c. The application exceeds the limit set on the number of the specific type of sex establishments generally or of a specific type in an area

d. Appropriateness having regard to character of locality, use of premises in the vicinity or layout, character or condition of premises

The local authority may refuse applications on grounds related to an assessment of the relevant locality. A licence can be refused if either, at the time the application is determined the number of sex establishments or sex establishments of a particular kind, in the relevant locality is equal to or exceeds the number that the authority considers appropriate for that locality; or that a sex establishment would be inappropriate having regard to the character of the relevant locality the use to which any premises in the vicinity are put or the layout, character or condition of the premises.

12.5 Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 does not define 'relevant locality' further than to say that:

- In relation to premises, it is the locality where they are situated
- In relation to a vehicle, vessel or stall, any locality where it is desired to use it as a sex establishment.

12.6 Once the Council has determined the relevant locality, it should seek to make an assessment of the 'character' of the relevant locality and how many, if any, sex establishments, or sex establishments of a particular kind, it considers appropriate for that relevant locality. The Council may consider a particular locality is suitable for a sex shop but is not suitable for a sexual entertainment venue or vice versa.

12.7 Case law has indicated however that in defining the relevant locality the local authority should not seek to specify wide areas.

12.8 Although a ward area could be considered as a relevant locality it is determined that certain wards are substantial in size and would cover a wide area. It could also raise a problem with borders of other wards where there could be a cluster of sex establishments.

12.9 The Licensing Authority has determined not to set specific relevant localities in respect of each type of sex establishment, instead judging each application it receives on its own individual merits and the character of the locality at the time of the decision.

In determining the relevant locality each case will be decided on its merit having consideration to the individual circumstances of the application.

12.10 In licensing of sex entertainment venues the Licensing Authority will consider the impact of such premises and their operation on the character of an area. This would include but not be limited to:

- The type of location (residential, commercial, industrial)
- The likely effects of any increased footfall or vehicular traffic
- Any advertising or displays of an erotic or pseudo-erotic nature
- Localities where the cumulative impact of the venue, taken with other licensed premises or commercial interests, is likely to have an adverse effect on crime and disorder and public nuisance
- Any evidence of complaints about noise and/or disturbance caused by the premises
- The levels of crime and disorder in the area.

- 12.11 The Local Authority would consider use of other premises in the vicinity which would include but not be limited to:
- Establishments whose patrons are likely to be adversely affected by the operation of the premises
 - The proximity of residential premises, including any sheltered housing and accommodation for vulnerable people
 - The proximity of educational establishments to the premises
 - The proximity of places of worship to the premises
 - Access routes to and from schools, play areas, nurseries, children's centres or similar premises in proximity to the premises
 - The proximity to shopping centres
 - The proximity to community facilities/halls and public buildings such as swimming pools, leisure centres, public parks, youth centres/clubs (this list is not exhaustive)
 - The proximity to conservation areas, historic buildings and tourist attractions
 - The proximity of other sex establishments
- 12.12 When considering an application for the grant, renewal, variation or transfer of a licence the Council will also take into account the layout, character or condition of the premises including but not limited to the following
- The type of activity to which the application relates
 - The duration of the proposed licence
 - The days and hours of operation of the activity.
 - Suitability of management systems to take into account the safety of its performers, customers and staff.
- 12.13 Visibility to passers by on retail thoroughfares or pedestrian routes. In more sensitive locations applicants should consider whether it would be appropriate to locate such premises at basement level or locate entrances away from retail thoroughfares or busy pedestrian routes.

13. Waivers

- 13.1 The amendments to Schedule 3, Local Government (Miscellaneous Provisions) Act 1982 allow for the Licensing Authority to waive the need for a sex entertainment venue licence under certain circumstances.
- 13.2 An applicant can apply for a waiver either as part of the application for a licence or separately. The Local Authority can grant a waiver if they consider that to require a licence would be unreasonable or inappropriate. Where a waiver is granted the appropriate authority should inform the applicant that a waiver has been granted. The waiver may last for such a period that the appropriate authority think fit, but can be terminated by the appropriate authority at any time with 28 days notice.
- 13.3 The Licensing Authority will consider applications for such waiving of the need for licences on an individual basis. However, it is felt that unless clear and unambiguous evidence can be produced to support such a waiving of licence, the default position will be that a licence will be required.

14. Conditions

- 14.1 The Local Government (Miscellaneous Provisions) Act 1982 allows the Licensing Authority to attach both standard and specific conditions to a licence. The Licensing Authority has set out standard conditions (APPENDIX A) in respect of each type of licensed premises for which conditions may be taken and provided a pool of conditions. However, this list is not exhaustive and is merely to give an indication of what may be considered necessary for any individual licence.
- 14.2 The standard conditions will be placed on the particular type of establishment and others may be applied only where a perceived necessity exists and in a manner that is both proportionate and reasonable to promote a safe and well managed premises. Each case will be dealt with on its individual merit.
- 14.3 Whilst conditions may be prescribed on any matter it is likely that the following considerations will attract the attachment of conditions:
- Hours of opening and closing
 - Visibility of the interior of the premises
 - Displays of advertisements
 - Any change to the type of premises
 - Minimum distance between audience and performers
 - The control of access to changing room facilities
 - The control of private viewings
- 14.4 The authority may specify other conditions specific to individual premises dependant on the type of activity undertaken. Such condition may not be listed in the pool of conditions.

15. Duration of Licences

- 15.1 Licences for sex establishments will be granted for up to one year.

16. Appeals

- 16.1 The Local Government (Miscellaneous Provisions) Act 1982, paragraph 27 permits appeals against the decision of the Council in relation to sexual entertainment venues. Appeals will be heard in the first instance by the Magistrates Court. An appeal must be made within 21 days of the decision of the Licensing Sub-Committee to the Magistrates Court.
- 16.2 An appeal can be made in the following circumstances:-
- Refusal of an application for grant, renewal or transfer of a licence
 - Refusal of an application to vary terms, conditions or restrictions on or subject to which any licence is held
 - A grievance relating to any term, condition or restriction on or subject to which a licence is held
 - Revocation of a licence
- 16.3 There is no right of appeal for objectors.

- 16.4 There is no right of appeal against refusal on the ground that there are sufficient sex establishments in the locality or that to grant would be inappropriate having regard to the character of the locality, use of premises in the vicinity and the layout, character, condition and location of the premises.
- 16.5 A person wishing to appeal against the council decision is strongly advised to seek assistance from a solicitor.



Home Office

Sexual Entertainment Venues

Guidance for England and Wales

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MINISTERIAL FOREWORD



In September 2008, the previous Home Secretary announced the Government's intention to give local people greater say over the number and location of lap dancing clubs in their area. This followed a consultation with local authorities which highlighted concerns that existing legislation did not give communities sufficient powers to control where lap dancing clubs were established.

In order to address these concerns, section 27 of the Policing and Crime Act 2009 reclassifies lap dancing clubs as sexual entertainment venues and gives local authorities in England and Wales the power to regulate such venues as sex establishments under Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982.

These new measures, which take effect on 6th April 2010 in England and on 8th May in Wales, will, if adopted by local authorities, give local people a greater say over where and how many lap dancing clubs open and operate in their neighbourhoods.

These are important reforms to further empower local communities and the purpose of this guidance is to provide advice to local authorities, operators, local people and other interested parties on the new measures introduced by section 27 and the associated secondary legislation.

Alan Campbell

A handwritten signature in cursive script that reads "Alan Campbell".

Parliamentary Under-Secretary of State for Crime Reduction

March 2010

INTRODUCTION

Definitions

1.1 In this guidance –

The “2009 Act” means the Policing and Crime Act 2009

The “1982 Act” means the Local Government (Miscellaneous Provisions) Act 1982

The “2003 Act” means the Licensing Act 2003

“Section 27” means section 27 of the Policing and Crime Act 2009

“Schedule 3” means Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982

Policing and Crime Act 2009

1.2 Section 27 introduces 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.

1.3 Section 27 gives local authorities more powers to control the number and location of lap dancing clubs and similar venues in their area. These powers are not mandatory and will only apply where they are adopted by local authorities. Where adopted, these provisions will allow local authorities to refuse an application on potentially wider grounds than is permitted under the 2003 Act and will give local people a greater say over the regulation of lap dancing clubs and similar venues in their area.

The Guidance

1.4 The guidance is provided for local authorities carrying out their functions under Schedule 3, as amended by section 27. It will also be of use to operators, the police and the general public.

- 1.5 Interpretation of the relevant primary and secondary legislation is ultimately a matter for the courts. However, local authorities are encouraged to have regard to the guidance when exercising their functions (although there is no statutory requirement to do so) in order to promote best practice and consistency across England and Wales.
- 1.6 The guidance is composed of 3 sections. Section 2 focuses on the 2009 Act and the definition of 'sexual entertainment venue'. Section 3 provides an explanation of the meaning and effect of Schedule 3 to the 1982 Act and section 4 provides guidance on the transitional provisions as set out in the transitional orders: *The Policing and Crime Act 2009 (Commencement No.1 and Transitional and Saving Provisions)(England) Order 2010* and the *Policing and Crime Act 2009 (Consequential Provisions)(England) Order 2010* and any equivalent orders made by Welsh Ministers in respect to Wales.
- 1.7 Apart from extending the scope of the 1982 Act to cover the licensing of sexual entertainment venues and removing the sex encounter establishment category in those local authority areas that adopt the new provisions, the 2009 Act and the associated secondary legislation makes only minor changes to the operation of Schedule 3.
- 1.8 Section 27 of, and Schedule 3 to, the 2009 Act come into force in England on 6th April as does the *Policing and Crime Act 2009 (Consequential Provisions) (England) Order 2010*. In Wales, the equivalent provisions come into force on 8th May 2010.

POLICING AND CRIME ACT 2009

Meaning of Sexual Entertainment Venue

- 2.1 Paragraph 2A of Schedule 3 as inserted by section 27 sets out the meaning of a 'sexual entertainment venue' and 'relevant entertainment' for the purposes of these provisions. 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.”*
- 2.2 The meaning of '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 an 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).
- 2.3 While local authorities should judge each case on its merits, we 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
- 2.4 The above list is not exhaustive and, as the understanding of the exact nature of these descriptions may vary, should only be treated as indicative. Ultimately, decisions to licence premises as sexual entertainment venues shall depend on the content of the entertainment provided and not the name it is given.

- 2.5 For the purposes 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.

Nudity

- 2.6 It is important to note that although the definition of relevant entertainment makes reference to a 'live display of nudity', the mere fact that there is a display of nudity does not mean that a sex establishment licence will necessarily be required. For example, if the display forms part of a drama or dance performance in a theatre, in most cases it cannot reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience.
- 2.7 Paragraph 2A(14) of Schedule 3 sets out the definition of a 'display of nudity'. In the case of a woman, it means exposure of her nipples, pubic area, genitals or anus and, in the case of a man; it means exposure of his pubic area, genitals or anus.

The Organiser

- 2.8 The relevant entertainment must be provided for the financial gain of the 'organiser' or 'entertainer'. The 'organiser' means any person who is responsible for the organisation or management of the relevant entertainment or the premises at which the relevant entertainment is provided. In most circumstances, this will refer to the manager of the premises, but could also refer someone who is responsible for organising the relevant entertainment on behalf of the persons responsible for the management of the premises.
- 2.9 The 'organiser' must be someone who is in a position of responsibility over the provision of the relevant entertainment and should not be interpreted to mean a member of staff who is merely employed to work during the provision of relevant entertainment. It is only necessary for

one person to hold a sexual entertainment venue licence for premises, even if there is more than one person who is responsible for the organisation or management of the relevant entertainment or the premises.

Spontaneous Entertainment

2.10 Where activities that would otherwise be considered to involve the provision of relevant entertainment take place, but are not provided for the financial gain of the organiser or entertainer, such as a spontaneous display of nudity or a lap dance by a customer or guest, the premises will not be considered a sexual entertainment venue by virtue of those circumstances alone. This is because the relevant entertainment must be provided for the financial gain of the organiser or entertainer. However, it should be noted that an organiser may be considered to have provided the entertainment where he has permitted the activity to take place, whether expressly or impliedly.

Premises that are not sexual entertainment venues

2.11 Paragraph 2A(3) of Schedule 3 sets out those premises that are not sexual entertainment venues. These are:

- sex shops and sex cinemas (which are separately defined in Schedule 3 to the 1982 Act);
- premises which provide relevant entertainment on an infrequent basis. These are defined as premises where-
 - a) no relevant entertainment has been provided on more than 11 occasions within a 12 month period;
 - b) no such occasion has begun within a period of one month beginning with the end of the previous occasions; and
 - c) no such occasion has lasted longer than 24 hours.
- other premises or types of performances or displays exempted by an order of the Secretary of State.

2.12 Premises which provide relevant entertainment on an infrequent basis will continue to be regulated under the 2003 Act, insofar as they are

providing regulated entertainment under that Act, either by virtue of a premises licence or club premises certificate issued under Part 3 or Part 4 or a temporary events notice issued under Part 5 of that Act. Any premises that provide relevant entertainment on more occasions, more frequently or for a longer period of time than is permitted under the exemption will be operating as a sexual entertainment venue and will have committed an offence under Schedule 3 unless they hold a sexual entertainment venue licence or the local authority has waived the requirement for such a licence.

Amendments to the Licensing Act 2003

- 2.13 Schedule 7 to the 2009 Act amends the 2003 Act to ensure that premises for which a sexual entertainment venue licence is required or held (or for which the requirement has been waived under paragraph 7 of Schedule 3 to the 1982 Act) do not also require a premises licence, club premises certificate or temporary events notice in order to provide relevant entertainment. This is because such entertainment is expressly excluded from the definition of regulated entertainment found in the 2003 Act. However, if the premises also carry on other licensable activities (e.g. the sale of alcohol or the provision of regulated entertainment that is not relevant entertainment), they will nevertheless continue to require a premises licence, club premises certificate or temporary events notice under the 2003 Act for those other activities, subject to any exceptions contained in that Act.
- 2.14 In practice, this will mean that the vast majority of lap dancing clubs and similar venues will require both a sexual entertainment venue licence for the provision of relevant entertainment and a premises licence or club premises certificate for the sale of alcohol or provision of other types of regulated entertainment not covered by the definition of relevant entertainment.
- 2.15 Live music or the playing of recorded music which is integral to the provision of relevant entertainment, such as lap dancing, for which a sexual entertainment licence is required, is specifically excluded from

the definition of regulated entertainment in the 2003 Act. Therefore, a sexual entertainment venue will not require a premises licence or club premises certificate just because it plays recorded music for a performer to dance to. (Nor will providing entertainment facilities for the purposes of the provision of relevant entertainment be regulated entertainment under the 2003 Act).

- 2.16 Premises which fall under the exemption created for infrequent entertainment do not require a sexual entertainment venue licence but will instead need an appropriate authorisation under the 2003 Act, for example, to cover the performance of dance. The exemption from requirements of the 2003 Act for live music or the playing of recorded music which is integral to relevant entertainment does not apply to such venues.

Consultation with Local People

- 2.17 If a local authority has not made a resolution to adopt the provisions introduced by section 27 within one year of it coming into force it must, as soon as is reasonably practicable, consult local people about whether they should make such a resolution.
- 2.18 The purpose of this duty is to ensure that local authorities consider the views of local people where, for whatever reason, they have not adopted the provisions.
- 2.19 This duty should be seen to be an extension to existing general duties on local authorities to consult and involve local people when exercising their functions.
- 2.20 The 2009 Act is not prescriptive about how local authorities should consult with local people in order to comply with this duty. Local authorities have extensive experience of engaging with local people and will know what works best in their individual areas. Clearly, the Secretary of State expects that any consultation exercise carried out under this duty will be fair and meaningful. Local authorities should

seek to make any relevant information available to local people in order to inform their understanding and publish the outcomes of the consultation on the internet.

- 2.21 In practice, local authorities may decide to consult local people on this matter when they consult and involve local people on broader local priorities and crime and disorder or anti-social behaviour priorities as part of their work to develop Local Area Agreements/Local Delivery Agreements and crime and disorder strategies, as required under various existing duties, including, section 138 of the Local Government and Public Involvement in Health Act 2007 and regulation 12 of the Crime and Disorder (Formulation and Implementation of Strategy) Regulations 2007. This will ensure that consultations are not onerous and form part of the ongoing engagement with local communities undertaken by all local authorities.
- 2.22 For the purposes of this duty 'local people' are defined as anyone who lives or works in the local authority area.

SCHEDULE 3 TO THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

The Appropriate Authority

- 3.1 The appropriate authority is responsible for determining applications for sex establishment licences. For the purposes of the 1982 Act 'appropriate authority' means the local authority which passed a resolution under section 2 of that Act to adopt Schedule 3 in their area. 'Local authority' means—
- (a) the council of a district (including a unitary County Council) or, in Wales, the principal council¹;
 - (b) the council of a London borough; and
 - (c) the Common Council of the City of London.

Committee or Sub-Committee

- 3.2 Functions under Schedule 3 are the responsibility of the full council of the appropriate authority, as defined above. Under section 101 of the Local Government Act 1972, local authorities may arrange for the discharge of these responsibilities by a committee or sub-committee of the appropriate authority.
- 3.3 An authority may delegate its functions to those who sit on its licensing committee set up to discharge licensing functions under the 2003 Act. However, when dealing with an application for a sex establishment licence, the members of the committee would not be acting as the licensing committee under the 2003 Act and would instead be exercising their functions under Schedule 3.

¹ See section 2 of the 1982 Act. Section 17 of the Local Government (Wales) Act 1994 provides that legislative references to district councils are to be interpreted as references to principal councils in Wales. Unitary County Councils have all the functions and powers of district councils.

Adopting the Provisions

- 3.4 Section 27 comes into force on 6th April 2010 in England and 8th May in Wales². On or following this date local authorities may resolve to adopt Schedule 3 to the 1982 Act as amended by the 2009 Act so that it has effect in their area.
- 3.5 Although many local authorities will have already adopted Schedule 3 to the 1982 Act for the licensing of sex shops and sex cinemas, a further resolution is necessary before the provisions introduced by Section 27 will have effect in the local authority area. However, where a local authority has not resolved to adopt Schedule 3 to the 1982 Act before the coming into force of Section 27, the amendments made to Schedule 3 by section 27 will apply automatically if a resolution to adopt Schedule 3 is made subsequently (see Schedule 3 to the 2009 Act).
- 3.6 The procedure for local authorities to adopt Schedule 3 as amended by section 27 is set out in section 2 of the 1982 Act. Firstly, the local authority must pass a resolution specifying that Schedule 3 or, in the case of an authority where Schedule 3 is already in force, the amendments made by section 27 to that Schedule, shall apply to their area and the day on which it or they shall come into force in the area. The specified day must be more than one month after the day on which the resolution was passed.
- 3.7 The local authority shall publish notice that they have passed a resolution under section 2 of the 1982 Act or (in cases where Schedule 3 is already in force but the local authority is adopting the amendments made by section 27) paragraph 2(2) of Schedule 3 to the 2009 Act for two consecutive weeks in a local newspaper that is circulated in their area. The first publication shall not be later than 28 days before the day specified in the resolution for the provisions to come into force in the

² Section 27 (11) was brought into force on 2nd March 2010 but only for the purpose of making the transitional orders.

local authority's area. The notice should state the general effect of Schedule 3.

- 3.8 While there is no statutory duty to do so, prior to deciding whether to pass a resolution, local authorities may, as a matter of good practice, wish to seek the views of local people and businesses. The Secretary of State also encourages local authorities to engage with known sexual entertainment venues at the earliest possible opportunity once a decision to adopt the provisions has been made, to ensure affected businesses are aware of what action they will need to take in order to comply with the new regime.

Requirement for a Sex Establishment Licence

- 3.9 Any person wishing to operate a sex establishment as defined by Schedule 3 requires a sex establishment licence, unless the requirement for a licence has been waived by the appropriate authority.
- 3.10 An applicant can apply for a waiver either as part of the application for a licence or separately. The local authority can grant a waiver if they consider that to require a licence would be unreasonable or inappropriate. Where a waiver is granted the appropriate authority should inform the applicant that a waiver has been granted. The waiver may last for such a period that the appropriate authority think fit, but can be terminated by the appropriate authority at any time with 28 days notice.

Premises that are deemed to be Sexual Entertainment Venues

- 3.11 Paragraph 27A of Schedule 3 deems premises with licences to operate as sexual entertainment venues to be sexual entertainment venues whilst their licence remains in force, irrespective of how frequently they are or have been providing relevant entertainment. This remains the case even if premises operate within the exemption for infrequent events.

- 3.12 If an operator with a sexual entertainment venue licence is operating within the exemption for infrequent events and no longer wants their premises to be treated as a sexual entertainment venue (e.g. because they are no longer operating as a lap dancing club) they may write to the relevant local authority to request that their licence be cancelled. Upon receiving such a request from a licence-holder a local authority must cancel the licence in question.

Notices

- 3.13 Applicants for a sex establishment licence must give public notice of the application by publishing an advertisement in a local newspaper that is circulated in the local authority area no later than 7 days after the date the application is made.
- 3.14 Where the application relates to premises, a notice should also be displayed on or near the premises in a place where it can be conveniently read by members of the public. The notice should be displayed for a period of 21 day beginning with the date the applications was made.
- 3.15 All notices should be in the form prescribed by the appropriate authority and identify the premises or, if the application relates to a vehicle, vessel or stall, specify where it will be used as a sex establishment.
- 3.16 There are similar notification requirements for applications made under the 2003 Act. Where an applicant is making an application under both Schedule 3 and the 2003 Act at the same time they may wish to combine these requirements where permitted.

Application Forms

- 3.17 Unlike the 2003 Act there is no prescribed application form for an application made under Schedule 3 to the 1982 Act. However, the application must be in writing and contain the details set out in paragraph 10 of Schedule 3 along with such other details as the

appropriate authority may reasonably require. Local authorities must provide for applications to be made electronically and may produce and publish recommended application forms for sex establishment licences setting out all the details required.

Single Point of Contact

- 3.18 Following amendments to sub-paragraph 10(14) made by the Provision of Services Regulations 2009, where an application for the grant, renewal or transfer of a licence is made by means of a relevant electronic facility it will be the responsibility of the appropriate authority to send a copy of an application to the chief officer of police, not later than 7 days after the date the application is received.
- 3.19 Where an application is made by any other means the responsibility to send a copy of the application to the chief officer of police within 7 days of the application being made will remain the responsibility of the applicant.
- 3.20 For the purpose of Schedule 3 a relevant electronic facility means the electronic assistance facility referred to in regulation 38 of the Provision of Services Regulations 2009 or any facility established and maintained by the appropriate authority for the purpose of receiving applications under this Schedule electronically.

Fees

- 3.21 Schedule 3 to the 1982 Act states that an application for the grant, renewal, variations or transfer of a sex establishment licence shall pay a reasonable fee determined by the appropriate authorities, but does not expand on what would be considered to be reasonable.
- 3.22 However, local authorities should have regard to the following documents when determining their fee: *The European Services*

Directive: Guidance for Local Authorities³ and LACORS Guidance on the impact of the Services Directive on councils setting and administering local licence fees within the service sector.⁴

Objections

- 3.23 When considering an application for the grant, renewal or transfer of a licence the appropriate authority should have regard to any observations submitted to it by the chief officer of police and any objections that they have received from anyone else within 28 of the application. Any person can object to an application but the objection should be relevant to the grounds set out in paragraph 12 for refusing a licence. Objections should not be based on moral grounds/values⁵ and local authorities should not consider objections that are not relevant to the grounds set out in paragraph 12. Objectors must give notice of their objection in writing, stating the general terms of the objection.
- 3.24 Where the appropriate authority receives notice of any objection the authority shall, before considering the application, give notice in writing of the general terms of the objection to the applicant. However, the appropriate authority shall not without the consent of the person making the objection reveal their name or address to the applicant.

Hearings

- 3.25 Under paragraph 10(19) of Schedule 3, before refusing an application, all applicants should be given the opportunity to appear before and be heard by the local authority committee or sub-committee that is responsible for determining the application.
- 3.26 Schedule 3 does not make explicit provision for objectors to be heard, but this does not mean that such hearings cannot take place. Rather, case law on this matter states that while local authorities are under no

³ <http://www.berr.gov.uk/files/file50026.pdf>

⁴ www.lacors.gov.uk

⁵ R v Newcastle upon Tyne City Council ex parte The Christian Institute [2001] B.L.G.R. 165

obligation to offer an oral hearing to objectors, they may do so at their discretion. Although a local authority is under a duty to consider any objections made within 28 days of the application, it has discretion to hear later objections provided the applicant is given the opportunity to deal with those objections.⁶

Refusal of a Licence

3.27 Paragraph 12 of Schedule 3 sets out the grounds for refusing an application for the grant, renewal or transfer of a licence.

A licence must not be granted:

- (a) to a person under the age of 18;
- (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 appropriate 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.

3.28 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;

⁶ R v Plymouth City Council v Quietlynn [1998] Q.B. 114.

- (c) the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
- (d) that the grant or renewal of the licence would be inappropriate, having regard—
 - (i) to the character of the relevant locality; or
 - (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.

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

3.30 When determining a licence application, the local authority must have regard to any rights the applicant may have under Article 10 (right to freedom of expression) and Article 1, Protocol 1 (protection of property) of the European Convention on Human Rights.⁷

3.31 The Provision of Services Regulations 2009⁸ amended Schedule 3 to the 1982 Act to state that, if having considered an application for the grant, renewal or transfer of a licence, the appropriate authority decides to refuse it on one or more of the above grounds, it must provide the applicant with reasons for the decision in writing.

Relevant Locality

3.32 Paragraph 12(3)(c) and 12(3)(d) of Schedule 3 allow appropriate authorities to refuse applications on grounds related to an assessment of the “relevant locality”. A licence can be refused if either, at the time the application is determined the number of sex establishments, or sex establishments of a particular kind, in the relevant locality is equal to or exceeds the number that the authority considers appropriate for that locality; or that a sex establishment would be inappropriate having

⁷ *Belfast City Council v Miss Behavin’ Ltd (Northern Ireland) (2007) [2007] UKHL 19*

⁸ Regulation 47

regard to the character of the relevant locality, the use to which any premises in the vicinity are put or the layout, character or condition of the premises. Nil may be the appropriate number.

3.33 Schedule 3 to the 1982 Act does not define “relevant locality” further than to say that:

- (a) in relation to premises, it is the locality where they are situated;
and
- (b) in relation to a vehicle, vessel or stall, any locality where it is desired to use it as a sex establishment.

3.34 Clearly, the decision regarding what constitutes the ‘relevant locality’ is a matter for the appropriate authority. However, such questions must be decided on the facts of the individual application.⁹

3.35 Therefore, it is reasonable and potentially useful to future applicants, for a local authority to decide in advance of receiving any applications that certain areas are, or are not, appropriate locations for a sex establishment or a particular number of sex establishments. Nevertheless, all applications must be considered on their individual merits.

3.36 When considering a particular application case law has indicated that the relevant locality does not have to be a clearly pre-defined area nor are local authorities required to be able to define its precise boundaries. Therefore, while a local authority is not prevented from defining the exact area of the relevant locality, it is equally free to conclude that it simply refers to the area which surrounds the premises specified in the application and does not require further definition. Nevertheless a local authority’s view of what constitutes a locality could be open to challenge if they took a completely unreasonable view of the area covered, for example, by concluding that two sex establishments 200 miles away from one another were in the same

⁹ See R v Peterborough City Council ex parte Quietlynn 85 L.G.R. 249 for further guidance.

locality. Case law also indicates that a relevant locality cannot be an entire local authority area or an entire town or city.¹⁰

- 3.37 Once the appropriate authority has determined the relevant locality, it should seek to make an assessment of the 'character' of the relevant locality and how many, if any, sex establishments, or sex establishments of a particular kind, it considers appropriate for that relevant locality.
- 3.38 Section 27 amends paragraph 12(3)(c) of Schedule 3 to allow local authorities to determine an appropriate number of sex establishments of a particular kind. In practice, this means that the appropriate authority may, for example, decide that a particular locality is suitable for a sex shop but is not suitable for a sexual entertainment venue or vice versa.

Licence Conditions

- 3.39 Once the appropriate authority has decided to grant a licence they are able to impose terms, conditions and restrictions on that licence, either in the form of conditions specific to the individual licence under paragraph 8 of Schedule 3 or standard conditions applicable to all sex establishments, or particular types of sex establishments, prescribed by regulations made by the appropriate authority under paragraph 13 of Schedule 3.
- 3.40 Paragraph 13 provides examples of the matters that standard conditions may address which include but are not restricted to:
- The hours of opening and closing
 - Displays and advertisements on or in sex establishments
 - The visibility of the interior of a sex establishment to passers-by
 - Any change of use from one kind of sex establishment to another

¹⁰ R v Peterborough City Council ex parte Quietlynn 85 L.G.R. 249

- 3.41 Where the appropriate authority decides to produce standard conditions under paragraph 13 they will apply to every licence granted, renewed or transferred by the authority unless they have been expressly excluded or varied.
- 3.42 Most sexual entertainment venues will require a 2003 Act licence as well as a sex establishment licence. Where this is the case, local authorities should avoid duplicating licence conditions and should ensure that conditions imposed on the each licence are relevant to the activities authorised by that licence. For example, conditions relating to the sale of alcohol should only appear on a premises licences or clubs premises certificate and should not be imposed on sexual entertainment venue licence. Likewise, conditions relating the provisions of relevant entertainment should appear on the sexual entertainment venue licence and not a premises licence or club premises certificate. Local authorities should also avoid imposing conditions on either licence that are contradictory.

Duration of Licences

- 3.43 Licences for sex establishments can be granted for up to one year.

Appeals

- 3.44 In the event that the appropriate authority refuses an application for the grant, renewal or transfer of a sex establishment licence the applicant may appeal the decision in a magistrates' court, unless the application was refused under 12(3)(c) or (d), in which case the applicant can only challenge the refusal by way of judicial review.

Licensing Policies

- 3.45 While local authorities are not required to publish a licensing policy relating to sex establishments they can do so if they wish as long as it

does not prevent any individual application from being considered on its merits at the time the application is made.¹¹

- 3.46 A licensing policy for sex establishments might include statements about where local authorities are likely to consider to be appropriate or inappropriate locations for such venues. This could be set out in general terms by reference to a particular type of premises, such as a school or place of worship, or more specifically, by reference to a defined locality.
- 3.47 Local authorities could also use a licensing policy to indicate how many sex establishments, or sex establishments of a particular kind, they consider to be appropriate for a particular locality.
- 3.48 Local authorities can also produce different policies or a separate set of criteria for different types of sex establishments. This might be appropriate to reflect distinctions between the operating requirements of different sex establishments or the fact that the location that a local authority considers appropriate for a sex shop may be different to that of a sexual entertainment venue.

Offences

- 3.49 The offences under Schedule 3 are set out in paragraphs 20 to 23 of that Schedule and include:
- knowingly causing or permitting the use of any premises as a sex establishment without a licence;
 - being the holder of a licence, knowingly employing a person in a sex establishment who is disqualified from holding a licence;
 - being the holder of a licence, knowingly contravenes, or without reasonable excuse knowingly permits the contravention of, a term, condition or restriction specified in a licence;
 - being the servant or agent of the holder of a licence, without reasonable excuse knowingly contravenes, or without reasonable

¹¹ R v Peterborough City Council ex parte Quietlynn Ltd (1986) 85 LGR 249

excuse knowingly permits the contravention of, a term, condition or restriction specified in a licence;

- being the holder of a licence, without reasonable excuse knowingly permits a person under the age of 18 to enter the establishment
- being the holder of a licence, employs a person known to them to be under 18 years of age in the business of the establishment.

3.50 A person guilty of any of the above offences is liable on summary conviction to a fine not exceeding £20,000.

3.51 It is also an offence for the holder of a licence, without reasonable excuse to fail to exhibit a copy of the licence and any standard conditions applicable to the licence in a suitable place as specified in the licence. A person guilty to this offence shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Provisions Relating to Existing Premises

3.52 Where a local authority resolves that Schedule 3 apply in their area having not previously made such a resolution, paragraphs 28 and 29 will have effect for the purpose of sex shop, sex cinemas and hostess bars, but will not have effect for the purpose of sexual entertainment venues. The transitional provisions relating to sexual entertainment venues are explained in part 4 of this guidance.

The Services Directive

3.53 Schedule 3 to the 1982 Act constitutes an authorisation scheme under Article 9 of the EU Services Directive 2006/123/EC (“the Directive”) which was implemented in the UK by the Provision of Services Regulations 2009 (“2009 Regulations”), which came into force on 28th December 2009. Local authorities must ensure they comply with the Regulations when applying the licensing provisions in Schedule 3.

3.54 The Department of Business, Innovation and Skills (BIS) has produced guidance for both businesses and local authorities to assist in

understanding the impact of the Directive and 2009 Regulations and what service providers and relevant authorities must do in order to comply. Both guidance documents can be found on the BIS website: <http://www.berr.gov.uk/whatwedo/europeandtrade/europe/services-directive/page9583.html>

- 3.55 In particular, the 2009 Regulations may affect the way in which local authorities set application fees, process applications and grant licences.

TRANSITIONAL PROVISIONS

- 4.1 This section provides guidance on the transitional provisions as set out in the *Policing and Crime Act 2009 (Commencement No.1, and Transitional and Saving Provisions)(England) Order 2010* (“the *Transitional Order*”) and the *Policing and Crime Act 2009 (Consequential Provisions)(England) Order 2010* (“the *Consequential Order*”) and the equivalent orders made by Welsh Ministers for Wales.

Transitional Period

- 4.2 The ‘transitional period’ will last for 12-months beginning with the date that the local authority resolves that Schedule 3 as amended by the 2009 Act will come into force in their area (‘the 1st appointed day’). Six months following the 1st appointed day will be known as the ‘2nd appointed day’ and the day on which the transitional period ends will be known as the ‘3rd appointed day’.
- 4.3 The appointed days will vary across local authority areas depending on when individual local authorities resolve that the provisions will come into force in their area.

Existing Operators

- 4.4 To allow time to comply with the new regime, existing operators, who, immediately before the 1st appointed day, have a 2003 Act licence and lawfully use premises as a sexual entertainment venue under that licence or are undertaking preparatory work to use the venue in that way will be allowed to continue to provide relevant entertainment until the 3rd appointed day or the determination of any application they have submitted before that time (including any appeal against the refusal to grant a licence), whichever is later.

- 4.5 “Preparatory work” refers to work carried out by an operator, such as a refurbishment or refit, in order that they can use the premises as a sexual entertainment venue in the future. The operator will have been granted a 2003 Act licence before the 1st appointed day but will not have used the premises as a sexual entertainment venue by that date. It is likely that such operators will be known to a local authority. However, where a dispute arises between a local authority and an licence-holder over whether the licence-holder qualifies as an existing operator by virtue of this provision the local authority will need to seek evidence from the licence-holder to demonstrate that they clearly intended to operate a sexual entertainment venue in the future and work had been done to achieve this end.
- 4.6 For the purposes of the Transitional Order a “2003 Act Licence” means a premises licence or club premises certificate under which it is lawful to provide relevant entertainment.

New Applicants

- 4.7 New applicants are people who wish to use premises as a sexual entertainment venue after the 1st appointed day but do not already have a premises licence or club premises certificate to operate as such under the 2003 Act or do have such a licence but have not taken any steps towards operating as such. After the 1st appointed day new applicants will not be able to operate as a sexual entertainment venue until they have been granted a sexual entertainment venue licence.

Determining Applications Received On or Before the 2nd Appointed Day

- 4.8 Applicants will be able to submit their application for a sexual entertainment venue from the 1st appointed day onwards.

- 4.9 As the appropriate authority is able to refuse applications having regard to the number of sex establishments they consider appropriate for a particular locality, all applications made on or after the 1st appointed day but on or before the 2nd appointed day shall be considered together. This will ensure that applicants are given sufficient time to submit their application and all applications received on or before the 2nd appointed day are considered on their individual merit and not on a first come first serve basis.
- 4.10 No applications shall be determined before the 2nd appointed day. After the 2nd appointed day the appropriate authority shall decide what if any licences should be granted. If a new applicant is granted a licence it will take effect immediately. If an existing operator is granted a licence, it will not take effect until the 3rd appointed day, up to which point they will be allowed to continue to operate under their existing premises licence or club premises certificate.

Determining Applications Received After the 2nd Appointed Day

- 4.11 Applications made after the 2nd appointed day shall be considered when they are made but only once all applications made on or before that date have been determined. However, reference to determination here does not include references to the determination of any appeal against the refusal of a licence.
- 4.12 As with applications received on or before the 2nd appointed day, licences granted to new applicants shall take effect immediately and licences granted to existing operators shall take effect from the 3rd appointed day or, if later, the date the application is determined.

Outstanding Applications

- 4.13 Local authorities should attempt where possible to determine outstanding applications made under the 2003 Act, which include an application for the provision of relevant entertainment, before the date

that Schedule 3 as amended by the 2009 Act comes into force in their area.

- 4.14 Where it has not been possible to determine application before the 1st appointed day, local authorities should advise applicants that they will need to submit an application for a sex establishment licence as set out in Schedule 3 if they wish to provide relevant entertainment. From the 1st appointed day onwards outstanding applicants shall be dealt with as though they are new applicants.

Existing Licence Conditions

- 4.15 In many cases licences granted under the 2003 Act to existing operators will contain conditions that relate expressly and exclusively to the provision of relevant entertainment. Such a condition might prohibit contact between a performer and customer during a lap dance. In these cases, in order to avoid duplication, where conditions on premises licences or club premises certificates relate only to the provision of relevant entertainment, they shall be read as if they were deleted from the 3rd appointed day onwards.
- 4.16 In cases where conditions on a premises licence or clubs premises certificate are inconsistent with, and less onerous than, the conditions in the licence granted under the 1982 Act they shall likewise be read as though they have been deleted.
- 4.17 Where a local authority decides to grant a sex establishment licence to an existing operator, who is subject to conditions on their existing premises licence or club premises certificate that relate expressly to the provision of relevant entertainment, they may wish to replicate the existing conditions on the new sex establishment licence if they believe that the existing conditions are sufficient. However, they could equally decide to impose new conditions consistent with Schedule 3 if they believe that new or additional conditions are necessary.

4.18 Although the Transitional Order does not require redundant conditions to be physically removed from a premises licence or club premises certificate, operators and local authorities may agree that this is desirable in order to clarify the operator's legal obligations. Such changes can be made via the minor variations procedure under section 41A of the 2003 Act.

ECHR Considerations

4.19 The Transitional Order allows local authorities to refuse applications, whether they are from existing operators or new applicants, on one or more grounds set out in paragraph 12 of Schedule 3. When making such decisions, local authorities must take into account any rights the existing operators may have under Article 1, Protocol 1 of the European Convention on Human Rights (which entitles every person to the peaceful enjoyment of their possessions) and Article 10 (freedom of expression).

4.20 In light of the leading case of *Belfast City Council v Miss Behavin' Ltd* (Northern Ireland)¹² it would be prudent for local authorities to assume that freedom of expression includes the right to use particular premises as sexual entertainment venues and that a person who is denied the right to use his premises as a sexual entertainment venue where he already has a licence to do so under the 2003 Act (or in future under the 1982 Act) has been deprived of possessions. (Some Lords did not decide this point or disagreed that such rights were engaged and therefore it would still be open to local authorities to argue that such rights were not engaged in a particular case). However, in any event, the House of Lords were agreed that such rights would only be engaged at a low level. This led Lord Hoffman to say that if the local authority exercises its powers rationally and in accordance with the purposes of the statutory provisions, it would require very unusual facts for it to amount to a disproportionate restriction on Convention rights.

¹² [2007] UKHL 19

4.21 Nevertheless, local authorities would be well advised to consider whether any interference with the applicant's rights under Article 10 or Article 1, Protocol 1 of the European Convention on Human Rights is necessary and proportionate for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others or, in the case of Article 1, Protocol 1, can be justified in the general interest.

Changes to Licensing Policies

4.22 Many local authorities who have already adopted Schedule 3 will have published a licensing policy for sex establishments. Such policies may provide a useful guide to potential applicants about whether a particular application is likely to be successful or not.

4.23 Upon resolving to adopt the sexual entertainment venue provisions introduced by the 2009 Act, local authorities should ensure that their licensing policies for sex establishments are up to date and reflect the changes introduced by Section 27. This could mean updating existing policies or producing a policy specific to regulation of sexual entertainment venues.

London

Sex Encounter Establishments

4.24 London local authorities which have adopted Schedule 3 to the 1982 Act as amended by the Greater London Council (General Powers) Act 1986 are able to regulate sex encounter establishments. However, under sub-paragraph 3A(i) premises that hold a premises licence or club premises certificate for the provision of regulated entertainment or late night refreshment are not regarded as sex encounter establishments. This means that, in practice, there are very few, if any, premises that are licensed as sex encounter establishments.

- 4.25 Therefore, the transitional provisions set out that where a local authority, which has previously adopted provisions to regulate sex encounter establishments, passes a resolution to adopt Schedule 3, as amended by section 27, the existing sex encounter establishment category will be replaced by the new sexual entertainment venue category.
- 4.26 In these circumstances, an existing sex encounter establishment licence will be treated as though it had been granted under the new sexual entertainment venue regime with any terms, conditions and restrictions carried over.

Hostess Bars

- 4.27 The hostess bar category of sex establishment, as introduced by section 33 of the London Local Authorities Act 2007, is largely unaffected by the 2009 Act provisions.
- 4.28 In cases where a London local authority has already resolved that the hostess bar category has effect in their area, they will be able to retain this category after the amendments made by the 2009 Act have been adopted and the sex encounter establishment category has been repealed, subject to the amendments made to Schedule 3 by the 2009 Act. Where London local authorities have not adopted the sexual entertainment venue provisions, it will still be open for them to resolve to adopt the hostess bar category after the 2009 Act provisions have been adopted without having to adopt the sex encounter establishment category.

Soliciting for Custom

- 4.29 Under Section 22 of the London Local Authorities Act 2004, as amended by Section 72 of the London Local Authorities Act 2007, it is an offence in London to solicit for custom for a sex establishment. However, paragraph 2A provides a defence if the premises concerned are licensed under Part 3 of the 2003 Act.

4.30 When a London local authority resolves to adopt the provisions introduced by Section 27, it will be a defence if the premises are licensed as a sexual entertainment venue under Schedule 3 of the 1982 Act or are operating lawfully under a 2003 Act licence during the transitional period at the time of the alleged offence.

ANNEX A: GUIDE TO TRANSITIONAL PERIOD AND EXISTING OPERATORS

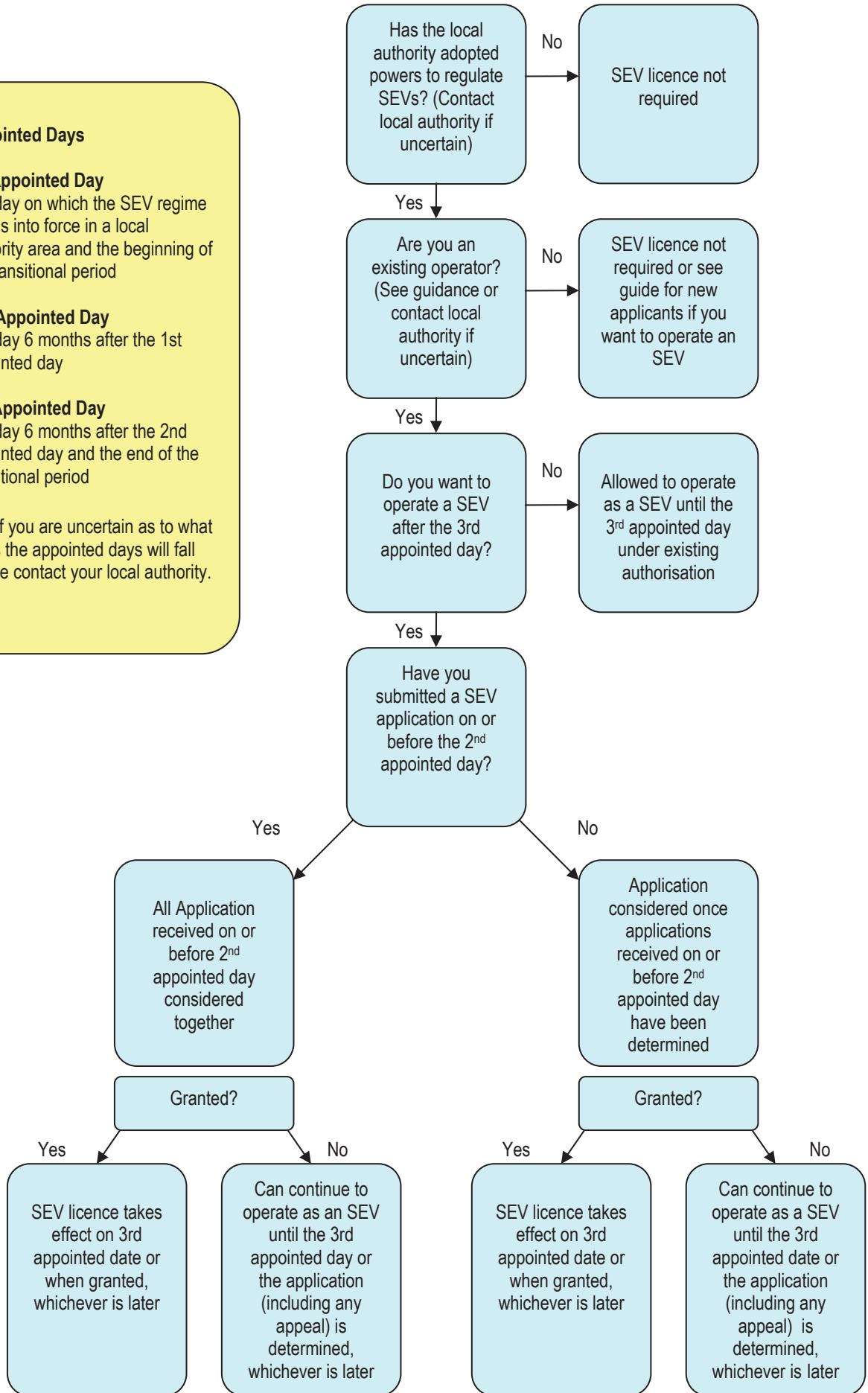
Appointed Days

1st Appointed Day
The day on which the SEV regime comes into force in a local authority area and the beginning of the transitional period

2nd Appointed Day
The day 6 months after the 1st appointed day

3rd Appointed Day
The day 6 months after the 2nd appointed day and the end of the transitional period

NB: If you are uncertain as to what dates the appointed days will fall please contact your local authority.



ANNEX B: GUIDE TO TRANSITIONAL PERIOD AND NEW APPLICANTS

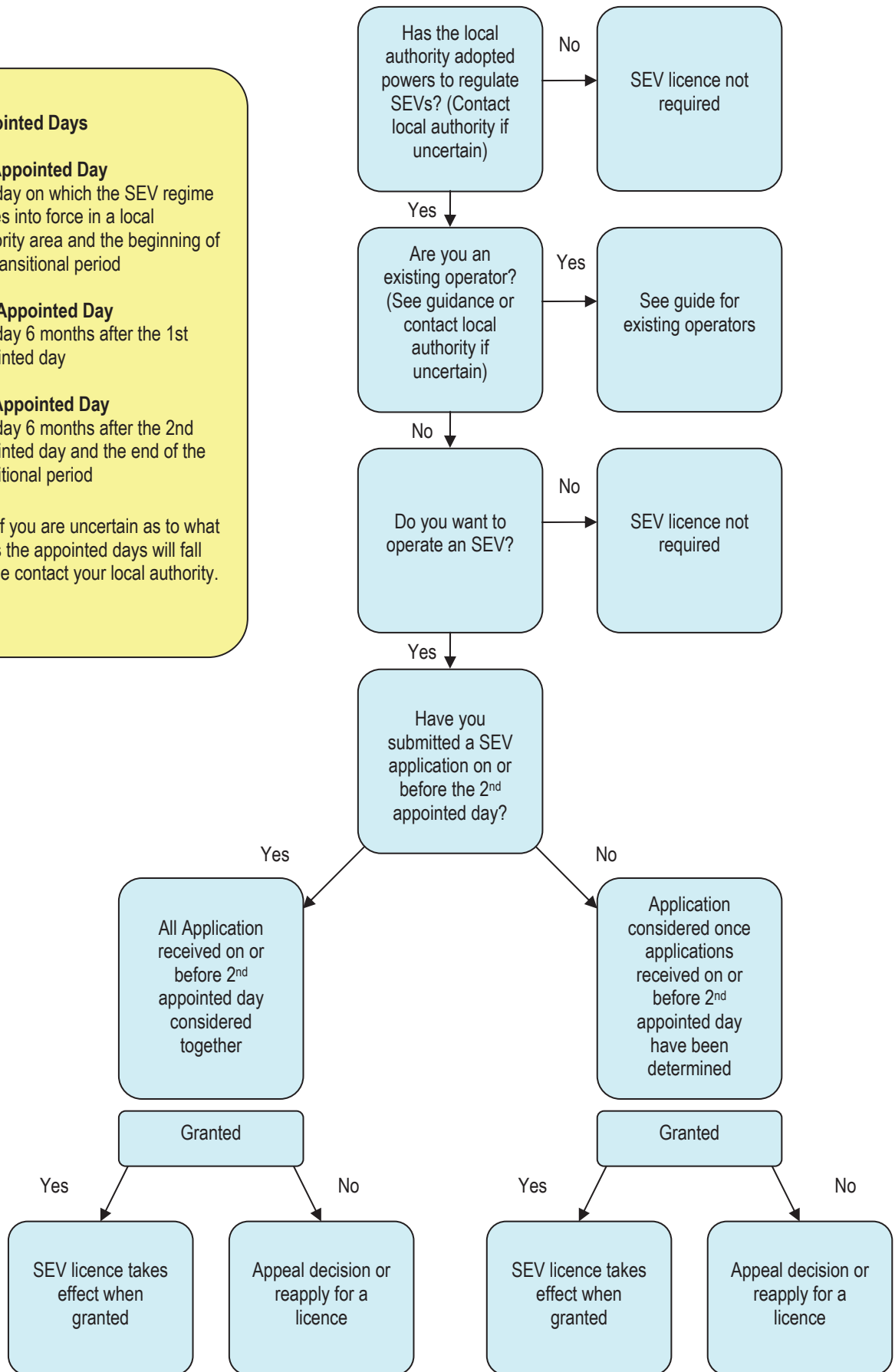
Appointed Days

1st Appointed Day
The day on which the SEV regime comes into force in a local authority area and the beginning of the transitional period

2nd Appointed Day
The day 6 months after the 1st appointed day

3rd Appointed Day
The day 6 months after the 2nd appointed day and the end of the transitional period

NB: If you are uncertain as to what dates the appointed days will fall please contact your local authority.



All Bank Holidays, Christmas Eve, Boxing Day and from end of permitted hours on New Years Eve until start of permitted hours on New Years Day

Sale or Supply of Alcohol

Every Day 12:00 - 04:00

All Bank Holidays, Christmas Eve, Boxing Day and from end of permitted hours on New Years Eve until start of permitted hours on New Years Day

Late Night Refreshment (Outdoors)

Every Day 23:00 - 04:00

All Bank Holidays, Christmas Eve, Boxing Day and from end of permitted hours on New Years Eve until start of permitted hours on New Years Day

The opening hours of the premises

Every day 12:00 - 04:20

The non-standard opening hours of the premises

For Live Music, Recorded Music, Facilities for Making Music and Facilities for Dancing, on New Year's Eve from 12:30 hours until 03:00 hours

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption both on and off the premises

Part 2

Name, (registered) address, telephone number and email address (where relevant) of holder of premises licence

Admiral Taverns Limited
Milton Gate
60 Chiswell Street
London
EC1Y 4AG

Registered number of holder, for example company number, charity number (where applicable)

Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr James Elliott Pemble
Little Rhoden Farm
Lucks Lane
Paddock Wood
Tonbridge
Kent. TN12 6PA

Licence Number: 12/01691/LAPRE
Issue Date: 11/07/2012

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Licence issued by:
The Licensing Partnership P.O. Box 182 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Licence Number: 817/2270
Licence Authority: Tunbridge Wells Borough Council



Neil Harris
Democratic Services Manager
Maidstone Borough Council

Licence Number: 12/01691/LAPRE
Issue Date: 11/07/2012

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Licence issued by:
The Licensing Partnership P.O. Box 132 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

Annex 1 – Mandatory conditions

The supply of alcohol

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

- (a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his 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.

Mandatory Conditions in force from 06 April 2010

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.

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 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.

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).

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The Licensing Partnership P.O. Box 182 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

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

4. 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.

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.

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.

Annex 2 – Embedded conditions

Not applicable

Annex 3 – Conditions consistent with the Operating Schedule

The Premises Supervisor in situ will ensure that all existing Health and Safety checks will be carried out, and that all existing policies that ensure the care and safety of patrons are observed.

Prevention of Crime and Disorder:-

The last sale of alcohol will take place at least 60 minutes prior to closing time to allow for a 'wind down' period.

Door Supervisors conducting security activities as a condition of any premises licence or club premises certificate shall be registered with the Security Industry Authority (S.I.A.) and shall display or be able to display at least one of the following articles upon request by the Licensing Authority, the Police Authority, a responsible authority, and/or any other relevant authority including the Security Industry Authority (S.I.A.);

(i) A Security Industry Authority (S.I.A.) name badge.

(ii) Proof of registration to the Security Industry Authority (S.I.A.) scheme, allowing them to carry out security activities at licensed premises.

Premises employing or using the services of Door Supervisors licensed under the Security Industry Authority scheme must maintain a register to be completed by all door supervisors (on payment or otherwise or from agencies or temporarily registered staff) showing the following:

(i) Their name and unique licence registration number as issued by the Security Industry Authority (S.I.A.)

(ii) The date (s) of employment at the premises/club

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The Licensing Partnership P.O. Box 270 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004

(iii) The start and finish times of all or any work periods for each door supervisor. (Footnote: All door supervisors must sign and date (at the completion of his or her duties) each door supervisor work period contained in the premises licence door supervisor register).

(iv) The time their duties finished.

(v) Their signatures at the completion of their duties

(vi) The manager or Designated Premises Supervisor's name (s) and any comments he or she wishes to make regarding work periods completed by door supervisors.

The register shall be kept and made available to Licensing Authority Officers, the Fire Authority, the Police Authority and / or any other responsible or relevant authority such as the Security Industry Authority (S.I.A.). Once completed the door supervisor register must be kept in a secure location within the premises for a period of no less than 18 months from the date of completion.

All premises where female customers are subject to body searches must ensure that at least one female Door Supervisor will be made available to lawfully carry out such searches.

Door Supervisors shall prohibit all /any customer or guest suspected of being drunk and / or disorderly from entering the premises, and ensure that all such patrons and guests leave the premises in an orderly manner.

All persons who have previously been excluded from entering the premises (exclusions include all / any court or entry bans imposed by the premises) shall not be permitted entry.

Door supervisors shall be responsible for the lawful searching and / or exclusion of those suspected of carrying illegal drugs, offensive weapons and / or instruments who attempt to gain entry into the premises.

All door supervisors must ensure that they monitor and organise an orderly queuing system outside the premises.

The following licensed activities that have the potential to create public nuisance shall not be permitted unless they are done so in accordance with the controls below:

Activity	Control
Playing of live and recorded music	Sound shall be contained within the premises
performances of live or recorded music	Doors and windows to remain shut during

The licensee or a nominated representative shall receive and respond to complaints throughout the duration of all noisy events.

Protection of Children from Harm

Anyone who appears to be under 18 and is attempting to purchase alcohol in the licensed premises or is consuming alcohol in the licensed premises shall, upon request, provide any member of staff of the licensed premises with adequate and acceptable proof of age.

Proof of age may be illustrated by a:-

Connexions card - as promoted by Kent Trading Standards and Kent Police

'New type' driving licence with photograph

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Valid UK passport

Official identity card issued by HM Armed Forces

It may be acceptable for children under the age of 18 to consume alcohol as part of a meal whilst under adult supervision. In this instance, it may not be necessary to request proof of age.

Annex 4 – Conditions attached after a hearing by the licensing authority

Not applicable

Annex 5 – Plans

Please see attached

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The Licensing Partnership P.O. Box 172 Sevenoaks Kent TN13 1GP
Telephone number: 01732 227004



APPENDIX H

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
as amended by the POLICING AND CRIME ACT 2009
(Section 2 and Schedule 3)**

**SEX ESTABLISHMENT LICENCE
for a SEXUAL ENTERTAINMENT VENUE**


MAIDSTONE BOROUGH COUNCIL being the licensing Authority under Schedule 3 of the above Act as amended by the Policing and Crime Act 2009, **GRANT A LICENCE** to **James Elliot Pemble** to use the premises situated and known as **Players Gentlemans Club, 57 High Street, Maidstone, Kent, ME14 1SY**.

The licence is issued subject to the standard conditions contained in the regulations made by Maidstone Borough Council on 2nd March 2011 relating to such licences and also to the varied and additional conditions set out in the attached Schedule.

This Licence shall remain in force from **1st May 2012** until and including **30 April 2013** (unless previously revoked).

Granted on **1 May 2012** Signed

(Designation) **Democratic Services Manager**

<p>LICENCE HOLDER</p> <p>MR JAMES ELLIOT PEMBLE</p>	
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Sexual Entertainment Venue Conditions

Times of Opening

Condition 1

The premises shall not open unless otherwise permitted:

Monday to Sunday 19:00 – 02:00

New Years Eve 19:00 – 03:00

Conduct and Management of Premises

Condition 2

The name of the person responsible for the management of the sex establishment being either the Licensee or a manager approved by the Council, shall be displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 3

The licensee or the responsible person shall maintain a daily register to be kept on the premises and produced to an authorised officer on request. The register to be completed each day within 30 minutes of the Sex Entertainment Venue opening for business and will record the name and contact details of any person who is to be responsible for managing the Sex Entertainment Venue in the absence of the licensee and details of all staff employed at the premises including performers.

Condition 4

A notice showing the name of the person responsible for the management of the sex entertainment venue on that day to be displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 5

Where the licensee is a body corporate or an unincorporated body any change of director, company secretary or other person responsible for the management of the body is to be notified in writing to the Council within 14 days of such change.

Condition 6

The licensee shall ensure that no part of the building or its boundary is used by prostitutes (male or female) for the purposes of soliciting or any other immoral purposes. Neither the licensee nor any employee or other person shall seek to obtain custom by means of personal solicitation outside or in the vicinity of the premises.

Condition 7

The licensee shall ensure that the public are not admitted to any part or parts of the premises other than those that have been approved by the Council.

Condition 8

Licensee shall maintain good order on the premises and in particular shall ensure that no

- lewd conduct
- indecent behaviour
- unlawful possession and/or supply of controlled drugs
- conduct likely to cause a breach of the peace on the premises
- offers of any sexual or indecent service for reward
- any acts of violence against person or property and/or the attempt or threat of such acts

takes place on the premises or in its immediate vicinity

Condition 9

A management operation manual detailing all aspects of procedure when the premises is operating relevant entertainment shall be produced and approved by the Licensing Authority. This document shall be on going and under constant review.

Condition 10

All members of staff (except performers) shall be easily identifiable. If required by the Council or Kent Police in writing the licensee shall ensure that during the hours the premises are open for relevant entertainment staff will wear a badge of a type/format approved by the Council indicating their name and that they are an employee or person working in the premises.

Age Restriction

Condition 11

No person under the age of 18 shall be admitted to the premises or employed in the business of the sex establishment.

Condition 12

A prominent clear notice shall be displayed at each entrance to the premises advising customers that no person under 18 will be admitted and they may be asked to produce evidence of their age.

PERSONS UNDER 18 CANNOT BE ADMITTED TO THESE PREMISES

Advertising

Condition 13

No display, advertisement, word, letter, model, sign, light, placard, board, notice, device, representation, drawing, writing or any matter or thing (where illuminated or not) shall be exhibited so as to be visible from outside the premises without approval by the Council.

Condition 14

The licence holder shall not display outside the premises, or on any advertising material, photographs or other images that indicate and suggest striptease or similar dancing takes place on the premises and which may be offensive. Any promotional advertising in

respect of the premises must have prior approval of the licensing Authority before its display/distribution.

Condition 15

The premises should not advertise by means of cruising vehicles or use of any other form of solicitation to invite people into the premises.

External and Internal access to an area holding relevant entertainment

Condition 16

The entrances to the premises shall be of a material or covered with a material that will render the interior of the premises invisible to passers by.

Condition 17

Windows and openings within the premises other than entrances will have curtains / blinds of a type and size that covers windows and openings which render the interior of the premises where relevant entertainment is taking place invisible to passers by and/or other areas within the building that are open to the public for other activities.

Condition 18

Windows will remain closed whilst the premises or part of that premises is being used for relevant entertainment.

Layout of the premises

Condition 19

No fastening of any description shall be fitted upon any booth or cubicle within the premises.

Condition 20

All temporary dance booths or cubicles are covered by CCTV which will be monitored throughout all performances by an SIA registered member of staff.

Condition 21

Any changes to layout of the premises must be informed to the licensing authority in writing submitting plans. Alteration must not take place without prior written consent by the Licensing Authority

Condition 22

The licensee shall ensure that noise from the premises or vibration be transmitted through the structure of the premises does not give rise to a nuisance to the occupiers of premises in the vicinity of the venue.

Condition 23

The external doors to the premises shall be fitted with a device to provide for their automatic closure and such devices shall be maintained in good working order.

Condition 24

Doors and openings which lead to parts of the premises to which the public are not permitted to have access shall have notices placed over them marked 'private' and remain closed other than for the purposes of the ingress and egress of management, staff and performers.

Entertainers/Performers

Condition 25

An appropriate room shall be set aside to provide a changing and rest area for entertainers. Arrangements shall be made to ensure that there is restricted public access to this room which shall be maintained at all times whilst the licensable activities are taking place and until such time as all performers using the dressing room have finished.

Condition 26

At all times during the performance, performers shall have direct access to a dressing room without passing through or in close proximity to the audience.

Condition 27

On leaving the premises performers, who wish to be, shall be escorted by a staff member to their vehicle or other safe location

Condition 28

Performers shall be aged not less than 18 years old.

Condition 29

Only the performers shall provide the entertainment, no audience participation shall be permitted.

Condition 30

No performance shall include a sex act with any other performer, persons in the audience or with the use of any object or animal.

Condition 31

In the event of the relevant entertainment being performed for private viewing, the patron shall be informed of the duration and price of the relevant entertainment and the details shall be specified in a clearly visible notice in each area designed for private relevant entertainment.

Condition 32

Any person who can be observed from the outside of the premises must be properly and decently dressed. Scantily clad individuals shall not exhibit in the entranceway or in an area of the premises open to the public that is not designated area for relevant entertainment.

Condition 33

All performers shall be aware of the management operation that will include a written policy on the conduct of performers.

Condition 34

Photography or videoing of performances should not be allowed.

Condition 35

There shall be routine checking of employment records and evidence that all prospective staff and performers have the right to work in the UK.

Condition 36

Performers should not be permitted to arrange contacts or liaisons, exchange telephone numbers or other means of making contact while on the premises

Staffing

Condition 37

During any lap dancing performance, or private dance, performers may not:

- Touch any customers with their fingers.
- Perform within 6" from any part of a patron save that they are allowed to sit on the lap of a customer provided they sit with their backs to the customer.
- Climb onto furniture provided for patrons.
- Simulate sex acts.
- Use sex articles.

Sale of Goods

Condition 38

Neither sex articles nor other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity shall be displayed, sold, hired, exchanged, loaned or demonstrated in a Sex Entertainment Venue.

Display of Tariff and Charges

Condition 39

There shall be prominently and legibly displayed a comprehensive tariff of all charges and prices which shall be illuminated and placed in such a position that it can easily and conveniently be read by persons before entering the premises. No employee shall stand in such a position as to obscure the notice.

Condition 40

Where a charge is to be made for the company of a hostess or other companion this shall be identified on the tariff of charges to the satisfaction of the Council.

Condition 41

No order shall be accepted unless the customer has been provided with a copy of the said tariff and has been given sufficient time and opportunity to read it.

Condition 42

No charge shall be made to the customer for any drink provided for the hostess or companion unless that customer has specifically ordered it having first been made aware of the cost.

Use of Premises

Condition 43

No change from a sex shop or sex cinema to a sexual entertainment venue cinema or from a sex entertainment venue to a sex shop or sex cinema shall be effected without the consent of the Council.

Additional Conditions

Security

Condition b

Door supervisors, registered in accordance with the Security Industry Authority (SIA) shall be on duty at all times when relevant entertainment is taking place.

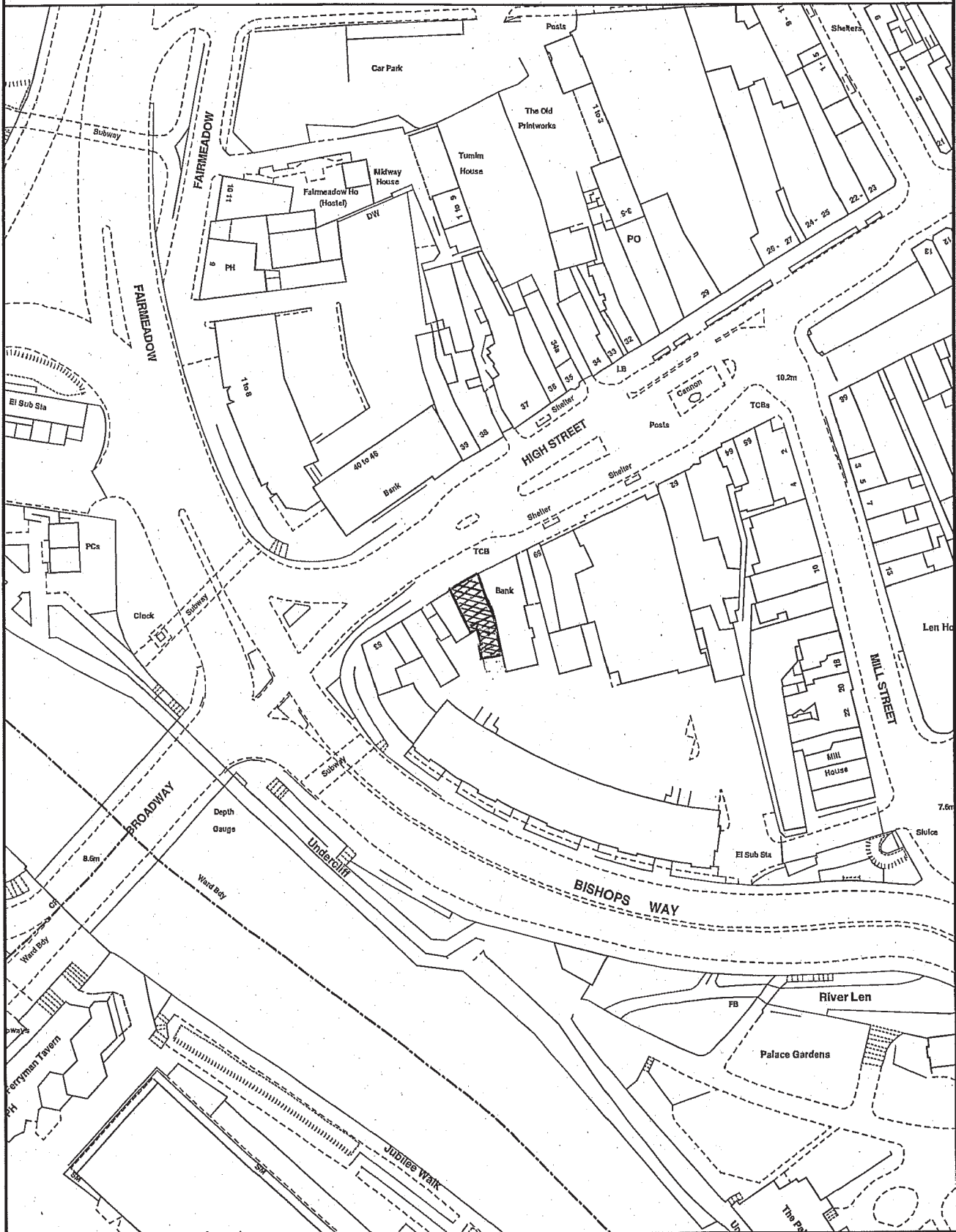
Condition c

An adequate number of door supervisors shall be on duty on the premises whilst relevant entertainment takes place. There shall be at least one door supervisor on each entrance, in each separate part of the premises and on the door to the dressing room.

Condition d

CCTV to be installed to a standard agreed by police to cover all public areas, including all access and egress points in accordance with CCTV Code of Practice. Maintained and serviced on a regular basis and records to be kept. The system to have an incorporated recording facility and recordings to be stored for one calendar month. The CCTV system to be fully operational throughout the hours that the premises are open for licensable activity. Access of the recordings to be made available at any reasonable time to Police and Local Authority officers upon request. Staff will be fully trained in the CCTV system and there will be at least one member of staff on duty during trading hours who is able to provide a recording of any incident in a format that can be taken away to be viewed.

**PLAYERS, 57 HIGH STREET,
MAIDSTONE, KENT, ME14 1SY**



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Pink - Conservation Area
Blue = listed Buildings
I = Paved



Notes

APPENDIX J

CONSTRUCTION ISSUE
 Rev A - 03.04.13
 Platform Crossing Removed

Date
 25.02.13

Scale
 NTS

Revision
 A

Drawing No.
 320

Drawing Title
 View from North-East
 down Lower High Street,
 including Cannon & Plinth

Project
 Maidstone High St
 Improvement Project
 PHASE 2

Studio 10
 Ayr Street Workshops
 Ayr Street
 Nottingham
 NG7 4FX

Telephone
 0115 911 0734
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 lettswheeler.com

LettsWheelerArchitects
 www.lettswheeler.com

STANDARD TERMS, CONDITIONS & RESTRICTIONS RELATING TO SEX ESTABLISHMENTS

These regulations apply to the licences for sex establishments granted, renewed or transferred by the Council under the provisions of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982.

Definitions

In these regulations, save where the context otherwise requires, the following expressions shall have the following meanings:-

- i) "Sex Establishments", "Sex Cinema", "Sex Shop", "Sex Article", "Sexual Entertainment Venues" and "relevant entertainment and nudity" shall have the meanings ascribed to them in the Third Schedule of the Local Government (Miscellaneous Provisions) 1982 as amended.
- ii) "Premises" means a building or part of a building and any forecourt, yard or place of storage used in connection with a building or part of building, which is subject of a licence for a sex establishment granted under the Third Schedule.
- iii) "Approval of the Council" or "Consent of the Council" means the approval or consent of the Council in writing.
- iv) "Approved" means approved by the Council in writing.
- v) "The Council" means the Maidstone Borough Council.
- vi) "Film" shall have the meaning ascribed to it in the Films Act 1985

General

The following terms, conditions and restrictions are applicable to sex establishment licences. In the event of a conflict between these and any special conditions contained in a licence relating to a sex establishment the special condition shall apply.

The grant of a licence for a sex establishment shall not be deemed to convey any approval or consent which may be required under any other enactment by law or regulation other than the Third Schedule to the Local Government (Miscellaneous Provisions) Act 1982 as amended.

Sex Shops

Times of Opening

Condition 1

Except with the previous consent of the Council the premises shall not open to the public before 9.00am and shall not be kept open after 6.00pm

Except with the previous consent of the Council, the sex establishment shall not open on Sundays or any other Bank Holidays or any Public Holidays.

A notice displaying the times when the premises are open or closed shall be displayed on the entrance to the premises in a form and manner approved by the Council.

Conduct and Management of Premises

Condition 2

Where the Licensee is a body corporate or an unincorporated body, any change of director, company secretary or other person responsible for the management of the body is to be notified in writing to the Council within 14 days of such change and such written details as the Council may require in respect of any new director, secretary or manager, are to be furnished within 14 days of a request in writing from the Council.

Condition 3

The Licensee or some responsible person nominated by him in writing for the purpose of managing a sex establishment in his absence and whom details (including photographs) have been supplied to and approved in writing by the Council, shall be in charge of and upon the premises during the whole time they are open to the public.

Condition 4

The holder of the licence shall keep exhibited in a suitable place within the shop premises, so that it can be easily seen by premises users, a copy of the licence and any conditions and regulations made and they shall be readily available for inspection by any of the following officers:-

- a) Duly authorised officer of the Maidstone Borough Council
- b) Police Officer, and
- c) Officer of the Fire Authority

Condition 5

The name of the person responsible for the management of the sex establishment being either the Licensee or a manager approved by the Council, shall be prominently displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 6

The Licensee shall retain control over all portions of the premises and shall not let, licence or part with possession of any part of the premises.

Condition 7

The Licensee shall maintain good order in the premises at all times and shall ensure that persons entering or leaving the licensed premises conduct themselves in an orderly manner and do not in any way cause annoyance to residents and persons passing by.

Condition 8

No person under the age of 18 shall be permitted entry to the premises or be employed in the business of sex establishments.

Condition 9

The Licensee shall ensure that the public are not admitted to any part or parts of the premises other than those which have been approved by the Council.

Condition 10

The Licensee shall ensure that no part of the premises shall be used by prostitutes (Male or Female) for soliciting or for any immoral purpose.

Condition 11

Neither the Licensee nor any employee or other person shall seek to obtain custom for the sex establishment by means of the personal solicitation outside or in the vicinity of the premises.

Condition 12

The Licensee shall ensure that during the hours the sex establishment is open for business, every employee wears an identifying badge, of a type approved by the Council, indicating his name and that he is an employee.

Condition 13

No refreshment of any kind shall be provided nor any consumed on the licensed premises other than for any bona fide staff in a part of the premises not open to the public.

Use of the Premises

Condition 14

The sex shop shall be conducted primarily for the purpose of the sale of goods for retail and change of use of any portion of the premises from that licensed by the Council, shall not be made until the consent of the Council has been obtained thereto.

Condition 15

No change from a sex cinema or sexual entertainment venue to a sex shop or from a sex shop to a sex cinema or sexual entertainment venue shall be effected without the consent of the Council and neither sex articles nor other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity shall be sold, hired, exchanged, loaned or demonstrated in a sex cinema or sexual entertainment venue.

Goods available in sex establishments

Condition 16

All sex articles and other things displayed for sale, hire, exchange or loan within the sex shop, shall be clearly marked to be shown to the persons who are inside the sex shop the respective charge being charged.

Condition 17

All printed matter for sale, hire, exchange or loan shall be available for inspection prior to purchase, and a notice to this effect is to be prominently displayed within the sex establishment.

Condition 18

No film shall be exhibited, sold or supplied unless it has been passed by the British Board of Film Classification or such other authority performing a similar scrutinising function as may be notified to the licensee by the Council and bears a certificate to that effect and is a reproduction authorised by the owner of the copyright of the film so certified.

- a) The screen of any equipment used should be no more than 12 inches and placed in such a position so as not to be visible to the public outside the premises.
- b) The screen shall be placed in such a position approved by the Council.
- c) Only clips for advertising purposes shall be shown and no individual clip shall be shown for longer than three minutes.
- d) No film will be shown in its entirety.
- e) Films will not be shown at the customer's request.
- f) All trailers shown are to be approved by the British Board of Film Classification
- g) A warning notice will be placed on the screen stating "For staff use only" or "No customers allowed to operate".

External Appearances

Condition 19

No advertisement, words, letter, model, sign, placard, board, notice, device, representation, drawing, writing or any other matter or thing (whether illuminated or not) shall be exhibited so as to be visible from the outside of the premises except:- (i) Any notice of a size and in the form approved by the Council which is required to be displayed so as to be visible from outside the premises by law, or by any condition of a licence by a Council.

Such display, advertisement, word, letter, model, sign, placard, notice, device, representation, drawing, writing or any matter or thing as shall have been approved by the Council.

Condition 20

A prominent clear notice shall be displayed at each entrance to the premises advising customers that no person under 18 will be admitted and they may be asked to produce evidence of their age.

Suggested notice 'PERSONS UNDER 18 CANNOT BE ADMITTED TO THESE PREMISES'

Condition 21

The entrance doors to the premises shall be obscured, screened or arranged so as to effectively prevent the interior of the premises being seen by passers by.

The obscuration, screening or other arrangements shall be to the satisfaction of and approved by the Council.

Condition 22

- (a) The windows of the licensed premises fronting the pavement shall not be as obscured other than with the consent of the Council, but shall have suspended behind them, in a position and attitude approved by the Council, such opaque blinds or screen or such other arrangements as approved by the Council.
- (b) This condition shall not be construed as lessening any obligation of the Licensee under Licence Condition 21.
- (c) Any such special precautions as may be necessary shall be taken to maintain the screening of the shop window during any cleaning process.

State, Condition and Layout of the Premises

Condition 23

The premises shall be maintained in good repair and condition throughout, including the front fascia of the shop and entrance to the satisfaction of the Council.

Condition 24

Lighting in all parts of the premises shall be to a level approved by the Council and shall be in operation continuously during the hours when the sex establishment is open to the public.

Condition 25

The number, size and position of all doors or openings provided for the purpose of the ingress and egress of the public shall be approved by the Council and shall comply with the following requirements:-

- (i) All such doors or openings approved by the Council shall be clearly indicated on the inside by the word "Exit" or "Fire Exit".
- (ii) Doors and openings that lead to parts of the premises to which the public are not permitted to have access, shall have notices placed over them marked "Private – no access to the public".
- (iii) Save in the case of emergency no access shall be permitted through the premises adjoining or adjacent.

Condition 26

The external door/doors to the sex establishment shall be fitted with a device to provide for their automatic closure and such device shall be maintained in good working order.

Condition 27

No alterations or additions either internal or external, whether permanent or temporary to the structure, lighting or layout of the premises, shall be made except with the prior approval of the Council.

Condition 28

All parts of the premises shall be kept in a clean and wholesome condition to the complete satisfaction of the Council.

Safety

Condition 29

The Licensee shall take all reasonable precautions for the safety of the public and employees.

Condition 31

The Maidstone Borough Council reserves the right after grant, renewal or transfer of this licence at any time to dispense with or modify or relax any of these terms, conditions and restrictions and to make such additional terms, conditions and restrictions as they may deem requisite to meet the circumstances of any particular case.

Condition 32

The licence may be revoked by the Maidstone Borough Council if at any time the holder is convicted of any offence of using the licensed premises, or other premises for which a similar licence has been granted other than in accordance with the terms, conditions or restrictions of the licence or is convicted of any offence under any enactment defined in Paragraph 1 of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982.

Sex Cinemas

Film Categories

Condition 1

The categories U, PG, 12, 15, 18 and restricted 18 have the following effect:

- U—Universal - suitable for all
- PG — Parental Guidance — some scenes may be unsuitable for young children
- 12 — Passed only for persons of 12 years and over
- 15 — Passed only for persons of 15 years and over
- 18 — Passed only for persons of 18 years and over
- Restricted 18 - Passed only for persons of 18 or over who are members (or their guests) of a properly constituted club.

Unclassified Films

Condition 2

The licences must notify the Council in writing no later than twenty-eight days prior to exhibiting any other film that has not been classified as specified in the film categories. Such a film may only be exhibited if the Council's gives written consent prior to the event and must comply in accordance with the terms of any such consent given.

Restricted Films

Condition 3

Films restricted 18 (R18) may be shown at the premises only with the Council's prior written consent and in accordance with the terms of any such consent.

Persons Under 18

Condition 4

No person appearing to be under the age of 18 shall be admitted to any part of the programme and the licensee shall display in a conspicuous position at each entrance to the premises a notice in clear letters in the following terms:

PERSONS UNDER 18 CANNOT BE ADMITTED TO THIS CINEMA FOR ANY PART OF THE PROGRAMME

Condition 5

No persons under 18 years of age shall be employed in any capacity at the premises in an area operating as sex cinema club.

Advertising

Condition 6

No advertisement displayed at the premises where a film is to be exhibited shall depict any scene or incident from a film that has been classified by the British Board of Film Classification, Board of Film Censors or approved for exhibition by the Licensing Authority.

Condition 7

The licensee shall display in a conspicuous position, to the satisfaction of the Council at each entrance to the premises, during the whole time the public are admitted to the premises and so as to be easily seen and read by the public, a timetable of the films on exhibition.

Condition 8

When the programme includes a film restricted 18, the licensee shall display in a conspicuous position at each entrance to the premises a notice in clear letters in the following terms:

CINEMA CLUB — MEMBERS AND GUESTS ONLY. PERSONS UNDER 18 CANNOT BE ADMITTED TO THIS CINEMA FOR ANY PART OF THE PROGRAMME.

Condition 9

The entrance doors to the premises shall be obscured, screened or arranged so as to effectively prevent the interior of the premises being seen by passers by.

The obscuration, screening or other arrangements shall be to the satisfaction of and approved by the Council.

Restricted 18

Condition 10

A register of all members and all visitors books of their guests shall be available for immediate inspection by authorised officer of the Council during any performance or at any other reasonable time.

Condition 11

Tickets shall in no circumstances be sold to persons other than to members.

Membership

Condition 12

The club rules must be submitted to the Council 14 days before the club commences operation and notice of all rule changes shall be given to the Council within 14 days of the change.

Condition 13

Membership shall be open to persons of both sexes of not less than 18 years of age

Condition 14

Applications for membership, including both name and address, shall be in writing, signed by the applicant and if deemed necessary such applicant shall provide satisfactory references and proof of age.

Condition 15

No persons shall be admitted to membership until the expiration of at least 24 hours after such written application has been approved by the management of the club.

Condition 16

New members shall be supplied with a personal copy of the club rules before being admitted to membership and be given a copy of any rule changes within 14 days of the change.

Condition 17

An annual subscription shall be fixed for the club and shall run for 12 months from the date of registration. Membership may be renewed annually at the subscription for the time being in force, but the management may refuse to renew any membership without assigning reason for such refusal.

Condition 18

Members shall be entitled on any day to bring no more than one guest to accompany the member, and the name of the guest shall be entered in the visitors book and counter signed by the member.

Condition 19

Tickets shall be sold only to members on the production of a membership card, and members shall if required sign and acknowledgement for the ticket or tickets issued.

Condition 20

Membership cards shall be personal to the member and carry a photograph of the holder.

Condition 21

Neither membership tickets nor guest tickets shall be transferable.

Condition 22

Guest may be asked for proof of identity, or of age, or of any particulars of any guest shall be produced by any member of guest if demanded by the management.

Condition 23

Members shall undertake to behave in a proper and orderly manner. Any member or guest acting in a manner which is offensive, or a nuisance or annoyance to others may be refused admission or expelled from the premises. A member may also be deprived of membership.

Sale of Sex Articles

Condition 24

Neither sex articles nor other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint

which are associated with sexual activity shall be displayed, sold, hired, exchanged, loaned or demonstrated in a sex cinema.

Display of Tariff and Charges

Condition 25

There shall be prominently and legibly displayed a comprehensive tariff of all charges and prices which shall be illuminated and placed in such a position that it can easily and conveniently be read by persons before entering the premises. No employee shall stand in such a position as to obscure the notice.

Conduct and Management of Premises

Condition 26

The name of the person responsible for the management of the sex establishment being either the Licensee or a manager approved by the Council, shall be prominently displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 27

A notice showing the name of the person responsible for the management of the sex cinema on that day to be prominently displayed within the sex cinema throughout the period during which he is responsible for its conduct.

Condition 28

The Licensee shall ensure that no part of the premises shall be used by prostitutes (Male or Female) for soliciting or for any immoral purpose.

Condition 29

Neither the Licensee nor any employee or other person shall seek to obtain custom for the sex establishment by means of the personal solicitation outside or in the vicinity of the premises.

Condition 30

The Licensee shall ensure that during the hours the sex establishment is open for business, every employee wears an identifying badge, of a type approved by the Council, indicating his name and that he is an employee.

Condition 31

The Licensee or some responsible person nominated by him in writing for the purpose of managing a sex establishment in his absence and whom details (including photographs) have been supplied to and approved in writing by the Council, shall be in charge of and upon the premises during the whole time they are open to the public.

Condition 32

All parts of the premises shall be kept in a clean and wholesome condition to the complete satisfaction of the Council.

Internal access to cinema

Condition 33

Windows and openings within the premises where films are shown should have blinds of a type and size that covers windows and openings which render the interior of the cinema where films are being shown invisible to passers by and/or other areas within the building that are open to the public for other activities.

Condition 34

The licensee shall ensure that no noise shall emanate from the cinema that can be heard from within another area of the building or from outside.

Security

Condition 35

A member of staff to remain in the vicinity of the entrance to the cinema to prevent under 18's or non-members from illegal entry.

Use of Premises

Condition 36

No change from a sex shop or sexual entertainment venue to a sex cinema or from a sex cinema to a sex shop or sexual entertainment venue shall be effected without the consent of the Council.

Safety

Condition 37

The Licensee shall take all reasonable precautions for the safety of the public and employees.

Sexual Entertainment Venue

Times of Opening

Condition 1

The premises shall not open unless otherwise permitted:

[TIMES WILL BE SPECIFIED FOR EACH LICENCE]

Conduct and Management of Premises

Condition 2

The name of the person responsible for the management of the sex establishment being either the Licensee or a manager approved by the Council, shall be prominently displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 3

The licensee or the responsible person shall maintain a daily register to be kept on the premises and produced to an authorised officer on request. The register to be completed each day within 30 minutes of the Sex Entertainment Venue opening for business and will record the name and contact details of any person who is to be responsible for managing the Sex Entertainment Venue in the absence of the licensee and details of all staff employed at the premises including performers.

Condition 4

A notice showing the name of the person responsible for the management of the sex entertainment venue on that day to be prominently displayed within the sex establishment throughout the period during which he is responsible for its conduct.

Condition 5

Where the licensee is a body corporate or an unincorporated body any change of director, company secretary or other person responsible for the management of the body is to be notified in writing to the Council within 14 days of such change.

Condition 6

The licensee shall ensure that no part of the building or its boundary is used by prostitutes (male or female) for the purposes of soliciting or any other immoral

purposes. Neither the licensee nor any employee or other person shall seek to obtain custom by means of personal solicitation outside or in the vicinity of the premises.

Condition 7

The licensee shall ensure that the public are not admitted to any part or parts of the premises other than those that have been approved by the Council.

Condition 8

Licensee shall maintain good order on the premises and in particular shall ensure that no

- lewd conduct
- indecent behaviour
- unlawful possession and/or supply of controlled drugs
- conduct likely to cause a breach of the peace on the premises
- offers of any sexual or indecent service for reward
- any acts of violence against person or property and/or the attempt or threat of such acts

takes place on the premises or in its immediate vicinity

Condition 9

A management operation manual detailing all aspects of procedure when the premises is operating relevant entertainment shall be produced and approved by the Licensing Authority. This document shall be on going and under constant review.

Condition 10

All members of staff (except performers) shall be easily identifiable. If required by the Council or Kent Police in writing the licensee shall ensure that during the hours the premises are open for relevant entertainment staff will wear a badge of a type/format approved by the Council indicating their name and that they are an employee or person working in the premises.

Age Restriction

Condition 11

No person under the age of 18 shall be admitted to the premises or employed in the business of the sex establishment.

Condition 12

A prominent clear notice shall be displayed at each entrance to the premises advising customers that no person under 18 will be admitted and they may be asked to produce evidence of their age.

PERSONS UNDER 18 CANNOT BE ADMITTED TO THESE PREMISES

Advertising

Condition 13

No display, advertisement, word, letter, model, sign, light, placard, board, notice, device, representation, drawing, writing or any matter or thing (where illuminated or not) shall be exhibited so as to be visible from outside the premises without approval by the Council.

Condition 14

The licence holder shall not display outside the premises, or on any advertising material, photographs or other images that indicate and suggest striptease or similar dancing takes place on the premises and which may be offensive.

Condition 15

The premises should not advertise by means of cruising vehicles or use of any other form of solicitation to invite people into the premises.

External and Internal access to an area holding relevant entertainment

Condition 16

The entrances to the premises shall be of a material or covered with a material that will render the interior of the premises invisible to passers by.

Condition 17

Windows and openings within the premises other than entrances will have curtains / blinds of a type and size that covers windows and openings which render the interior of the premises where relevant entertainment is taking place invisible to passers by and/or other areas within the building that are open to the public for other activities.

Condition 18

Windows will remain closed whilst the premises or part of that premises is being used for relevant entertainment.

Layout of the premises

Condition 19

No fastening of any description shall be fitted upon any booth or cubicle within the premises.

Condition 20

All dance booths or cubicles are to be equipped with a panic alarm for safety.

Condition 21

Any changes to layout of the premises must be informed to the licensing authority in writing submitting plans. Alteration must not take place without prior written consent by the Licensing Authority

Condition 22

The licensee shall ensure that noise from the premises or vibration be transmitted through the structure of the premises does not give rise to a nuisance to the occupiers of premises in the vicinity of the venue.

Condition 23

The external doors to the premises shall be fitted with a device to provide for their automatic closure and such devices shall be maintained in good working order.

Condition 24

Doors and openings which lead to parts of the premises to which the public are not permitted to have access shall have notices placed over them marked 'private' and remain closed other than for the purposes of the ingress and egress of management, staff and performers.

Entertainers/Performers

Condition 25

An appropriate room shall be set aside to provide a changing and rest area for entertainers. Arrangements shall be made to ensure that there is restricted public access to this room which shall be maintained at all times whilst the licensable

activities are taking place and until such time as all performers using the dressing room have finished.

Condition 26

At all times during the performance, performers shall have direct access to a dressing room without passing through or in close proximity to the audience.

Condition 27

On leaving the premises performers, who wish to be, shall be escorted by a staff member to their vehicle or other safe location

Condition 28

Performers shall be aged not less than 18 years old.

Condition 29

Only the performers shall provide the entertainment, no audience participation shall be permitted.

Condition 30

No performance shall include a sex act with any other performer, persons in the audience or with the use of any object or animal.

Condition 31

In the event of the relevant entertainment being performed for private viewing, the patron shall be informed of the duration and price of the relevant entertainment and the details shall be specified in a clearly visible notice in each area designed for private relevant entertainment.

Condition 32

Any person who can be observed from the outside of the premises must be properly and decently dressed. Scantily clad individuals shall not exhibit in the entranceway or in an area of the premises open to the public that is not designated area for relevant entertainment.

Condition 33

All performers shall be aware of the management operation that will include a written policy on the conduct of performers.

Condition 34

Photography or videoing of performances should not be allowed.

Condition 35

There shall be routine checking of employment records and evidence that all prospective staff and performers have the right to work in the UK.

Condition 36

Performers should not be permitted to arrange contacts or liaisons, exchange telephone numbers or other means of making contact while on the premises
Staffing

Condition 37

During any lap dancing performance, or private dance, performers may not:

- Touch customers in any way
- Performer must not be within 30cms (12") from any part of a patron
- Climb onto furniture provided for patrons
- Simulate sex acts
- Use sex articles

Sale of Goods

Condition 38

Neither sex articles nor other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity shall be displayed, sold, hired, exchanged, loaned or demonstrated in a Sex Entertainment Venue.

Display of Tariff and Charges

Condition 39

There shall be prominently and legibly displayed a comprehensive tariff of all charges and prices which shall be illuminated and placed in such a position that it can easily and conveniently be read by persons before entering the premises. No employee shall stand in such a position as to obscure the notice.

Condition 40

Where a charge is to be made for the company of a hostess or other companion this shall be identified on the tariff of charges to the satisfaction of the Council.

Condition 41

No order shall be accepted unless the customer has been provided with a copy of the said tariff and has been given sufficient time and opportunity to read it.

Condition 42

No charge shall be made to the customer for any drink provided for the hostess or companion unless that customer has specifically ordered it having first been made aware of the cost.

Use of Premises

Condition 43

No change from a sex shop or sex cinema to a sexual entertainment venue cinema or from a sex entertainment venue to a sex shop or sex cinema shall be effected without the consent of the Council.

Pool of Possible Additional Conditions

Age Restriction

Condition a

All members of staff at the premises shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking access to the premises. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or proof of age card carrying a 'PASS' logo.

Security

Condition b

Door supervisors, registered in accordance with the Security Industry Authority (SIA) shall be on duty at all times when relevant entertainment is taking place.

Condition c

An adequate number of door supervisors shall be on duty on the premises whilst relevant entertainment takes place. There shall be at least one door supervisor on each entrance, in each separate part of the premises and on the door to the dressing room.

Condition d

CCTV to be installed to a standard agreed by police to cover all public areas, including all access and egress points in accordance with CCTV Code of Practice. Maintained and serviced on a regular basis and records to be kept. The system to have an incorporated recording facility and recordings to be stored for one calendar month. The CCTV system to be fully operational throughout the hours that the premises are open for licensable activity. Access of the recordings to be made available at any reasonable time to Police and Local Authority officers upon request. Staff will be fully trained in the CCTV system and there will be at least one member of staff on duty during trading hours who is able to provide a recording of any incident in a format that can be taken away to be viewed.

Entertainers/Performers

Condition e

Whilst dancers are performing there shall be a minimum distance of one metre between the dancer and the seated customers and prominent, clear notices shall be displayed at each table stating this requirement

Condition f

There shall be no physical contact between customers and the dancers at any time except for the placing of money or tokens in a garter or into the hands of the dancer at the beginning or conclusion of a performance.

Staffing

Condition g

All staff employed to work at any premises licensed as a sex establishment shall be required to provide an enhanced criminal records bureau disclosure to the Licensing Authority in which the premises is located.

MAIDSTONE BOROUGH COUNCIL LICENSING COMMITTEE

Hearing Procedure for Determining Applications for Sex Establishment Licences Following Representations

Introduction and Procedure

i) The Chairman will request those persons participating in the hearing to identify themselves, starting with the:

- ✘ Members of the Committee.
- ✘ Head of Democratic Services.
- ✘ Legal Advisor.
- ✘ Committee Clerk.
- ✘ The applicant.
- ✘ Those making representations, who wish to speak.

ii) The Chairman will:

- ✘ Confirm that all parties are aware of the Committee hearing procedure and have a copy.
- ✘ Confirm that all Committee Members have read all the report and any other documents regarding this application.
- ✘ Ask whether there are any amendments to the application and/or whether any conditions put forward by objectors are considered acceptable to the applicant.

The Hearing

- ✘ The Chairman will ask the Legal Advisor or Head of Democratic Services to briefly outline the application and his report and the representations regarding the application.

The Applicant

- ⌘ Opening remarks by the applicant (or representative).
- ⌘ Evidence from the applicant and any witnesses.
- ⌘ Any questions of each person giving evidence by persons making representations (at the discretion of the Committee).
- ⌘ Any questions of each person giving evidence by Members.
- ⌘ If necessary the applicant (or representative) may clarify any matter that arose during questioning.

Those making representations:-

The Chairman will ask, where appropriate, whether a spokesperson has been appointed. At the discretion of the Committee those making representations may each or through the spokesperson, in the order determined by the Committee:

- ⌘ Make opening remarks.
- ⌘ Present any evidence and/or witnesses.
- ⌘ Any questions of each person giving evidence by the applicant, (at the discretion of the Committee).
- ⌘ Where appropriate, at the discretion of the Committee, a question may be asked between parties making representations.
- ⌘ Any questions of each person giving evidence by Members.
- ⌘ If necessary those making representations may clarify any matter that arose during questioning.

The Legal Advisor will indicate if any further matters should be raised by the Committee.

Closing Speeches

- ⌘ Those making representations will be given the opportunity to sum up their case.
- ⌘ The applicant will be given the opportunity to sum up their case.

End of Hearing

The Chairman will confirm with the Members of the Committee and then the Legal Advisor that there are no further matters to be raised or resolved before the hearing is closed.

The Chairman will bring the hearing to a close and declare that the Committee will consider the application, all relevant representations, evidence, legislation, any guidance and policy in private session if it so wishes.

The Chairman may ask the Legal Advisor to remain to advise, if necessary, during deliberations.

The Chairman shall ask all other persons to withdraw.

The Decision

- ⌘ The parties will be invited to return and the Chairman will announce the decision of the Committee.
- ⌘ The decision and reasons will be confirmed to the applicant and those making representations in writing within 7 days.
- ⌘ The applicant can appeal a refusal or against conditions [in relation to mandatory grounds of refusal, only where it is said the ground does not apply to the applicant and NOT in relation to discretionary grounds sch3 para 12(3) (c) and (d), (character of locality, number of premises in locality, use of premises in the vicinity or layout character or condition of premises) within 21 days of notification of decision to the Magistrates' Court. Those making representations have no statutory right of appeal but can apply to the Court to permit them to take part in any appeal made.

N.B. The Committee may amend the above procedure should it consider it necessary on the grounds of fairness or to meet the need to establish facts.

Agenda Item 8

By virtue of paragraph(s) 1, 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

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of the Local Government Act 1972.

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