

Application for Transfer of a Licence for a Sexual Entertainment Venue (SEV)

Local Government (Miscellaneous Provisions) Act 1982
as amended by the Policing and Crime Act 2009

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

Please read the following instructions and any guidance leaflet enclosed with this document before completing your application form.

1. If you are completing the form by hand please write legibly in BLOCK CAPITALS and write in BLACK INK.
2. In all cases ensure that your answers are inside the boxes. Use additional sheets as necessary.
3. The Licensing Authority will notify you of any error or omission in the application. If you fail to rectify any error the Licensing Authority may refuse your application.
4. The completed application must be returned to The Licensing Team, East Lindsey District Council, Tedder Hall, Manby Park, Louth. Lincolnshire, LN11 8UP.
5. The application must be accompanied by the appropriate application fee. Details of application fees are available by contacting the Licensing Team.
Cheques should be made payable to 'East Lindsey District Council'.
Please note that we no longer accept cash for the payment of licence application fees.
The Licensing Team is able to provide facilities for licence payments by credit and debit cards. Further information on payment by credit or debit card is available by contacting the Licensing Team direct.
6. The Licensing Authority will consult with the Chief Officer of Police in relation to the licence transfer application.
7. The licence transfer application must be advertised at the premises and in a local newspaper circulating in the area of the premises concerned. A template

for the required notice is available by contacting the Licensing Team. A copy of the newspaper in which notice of the application has been published must be forwarded in due course to the Licensing Team.

8. You are advised to fully acquaint yourself with the Council's Sex Establishment Licensing Policy and Standard Licence Conditions in relation to SEVs before submitting a licence transfer application.
9. Private Booths and Private Performing Areas - There will be a presumption against granting consent for private booths or private performing areas on the premises, unless the Council are satisfied that the relevant risk assessments have been undertaken and adequate safety measures and assurances are in place.
10. A Sexual Entertainment Venue (SEV) is defined as 'any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer'. 'Relevant entertainment' is defined as '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. in a private booth.

The category 'sexual entertainment venues' includes the following forms of entertainment as they are commonly understood:

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

Section A – General Information (including applicant details)

1. Name of Premises:

2. Address of Premises (including post code):

3. a) Telephone number of the premises:

b) Website address:

4. Please state whether you are applying for a premises licence as:

An individual or individuals (Answer Question 5)

A person other than an individual(s) (i.e. a partnership, limited company, etc.)..... (Answer Question 6)

5. Individual Applicants (fill in as applicable):

Full Name:

Postal Address (including post code):

Date of Birth:

Daytime Contact
Telephone Number:

E-Mail Address:

Full Name:

Postal Address (including post code):

Date of Birth:

Daytime Contact
Telephone Number:

E-Mail Address:

6. Applicants other than an individual person (fill in as applicable):

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture, please give the name and address of each party concerned.

Name:

Address (including post code):

Registered Number
(where applicable):

Description of applicant
(for example partnership,
company):

Telephone Number:

E-Mail Address:

7. Name, address (including post code), telephone and e-mail of agent (e.g. solicitor) if submitted on behalf of the applicant:

8. Address (including post code) to which communications are to be sent:

9. What is the nature of the applicant's interest in the premises?

Please state whether it is:

a) freehold; or If freehold go to question 14.

b) leasehold: If leasehold answer questions 12 and 13.

10. If leasehold, please state the name, address and postcode of the landlord:

11. To the applicant's knowledge, has the landlord consented to the use of the premises as a sexual entertainment venue?

YES NO If YES, what evidence is available to support this?

Section B - Operation of the Business

12. Under what name will the business be known?

13. What is the nature of the entertainment to be provided?

Lap dancing YES NO

Pole dancing YES NO

Table dancing YES NO

Strip shows YES NO

Peep shows YES NO

Live sex shows YES NO

14. Please describe the arrangements for the welfare of staff who are to work in the premises, particularly those involved in any performances:

15. Please describe the stewarding arrangements, including the means by which physical contact between the audience and performers will be prevented:

16. Please describe the appearance and content of any proposed advertising material outside and inside the premises. This description must include any proposed advertisements or displays to be exhibited, providing examples where available, including those to be displayed on the front, façade or fascia of the premises; on leaflets; or on the internet:

17. Please describe the means by which potential customers will be made aware of the nature of the performance:

18. What means will be taken to:

a) Prevent the interior of the premises being visible to passers-by?

b) Prevent under 18s gaining entry to the premises?

19. Give details of the proposed opening hours (hours and days of the week):

20. Please provide details of those persons involved in the management of the SEV premises in the absence of the licence holder:

Date of birth	
Permanent address	
Former name (if any)	
Surname	
Forename	

21. In respect of all persons listed in this SEV licence application give details of their occupations during the 5 years immediately prior to the application being made.

These must include the names and addresses of all employers and the nature and dates of employment.

Period of employment from/to	
Description or nature of work	
Employer's name and address	
Permanent address during period of relevant employment	
Surname	
Forename	

22. In respect of all persons or the body / company listed in this SEV licence application please give details of all previous convictions (apart from those deemed 'spent' under the terms of the Rehabilitation of Offenders Act 1974) and relevant cautions:

Forename	
Surname	
Date of conviction	
Place of conviction	
Nature of offence	
Sentence	

23. Have you any reason to believe that any prosecutions are pending against any of the persons / bodies whose names are given in this SEV licence application?

YES NO If 'YES' give details:

24. Has any person / body named in this application been associated in any way with any other application for a licence for a SEV or sex establishment in the United Kingdom (including where an application for a licence was refused)?

YES NO

If 'YES' give full details (including the name and address of the premises and the name of the Local Authority).

25. Is there in force, against the applicant or any of the persons whose names appear in the application, a disqualification from holding a licence for a sex establishment under Section 17(3) of the Local Government (Miscellaneous Provisions) Act 1982?

YES NO If 'YES' give full details:

26. Is there any further information which the applicant would wish the Council to take into account when considering this application? This space may also be used to amplify any replies to other questions.

YES NO If 'YES' give full details:

Continue on separate sheet if necessary

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 £20,000.

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

Your information will be processed in accordance with the law, in particular the Data Protection Act 1998 and the Freedom of Information Act 2000. The information that you provide will only be used for Council purposes unless there is a legal authority to do otherwise.

DECLARATION

I

declare that the information given above is true and complete in every respect.

Dated this day of 20

Signature:

Designation of Signatory:

Application for Sexual Entertainment Venue (SEV) Licence

Statement of Policy about Relevant Convictions

When submitting an application for a SEV Licence you are requested to declare any convictions or cautions you may have unless they are regarded as "spent" under the Rehabilitation of Offenders Act, 1974. The information you give will be treated in confidence and will only be taken into account in relation to your application.

The disclosure of a criminal record or other information will not debar you from gaining a licence unless the Authority considers that the conviction or caution renders you unsuitable. In making this decision the Authority will consider the nature of the offence, how long ago and what age you were when it was committed and any other factors, which may be relevant.

Any applicant refused a SEV Licence on certain specific grounds has a right of appeal to a Magistrates' Court. However, not all grounds of refusal carry a right of appeal. Further information on rights of appeal is available by contacting the Licensing Team.

If you would like to discuss what effect a conviction or caution might have on your application you may contact the Council's Licensing Team.

Form Last Revised September 2018

Contact Details:

Licensing Team
East Lindsey District Council
Tedder Hall
Manby Park
Louth
Lincolnshire
LN11 8UP

Tel: 01507 601111
E-Mail: licensing@e-lindsey.gov.uk
Website: www.e-lindsey.gov.uk

For Office Use Only

Payment received:

Data Protection Notice – Sex Establishment Licence

East Lindsey District Council is a Data Controller and can be contacted at:
Tedder Hall, Manby Park, Louth, Lincolnshire, LN11 8UP
Tel: 01507 601111

The Data Protection Officer for this Authority can be contacted at the same address.

We are collecting your personal data in order to process your application under Licensing Legislation as we are the Licensing Authority.

Your data will not be shared with third parties but may be used for Council purposes, in order to prevent or detect crime, to protect public funds or where we are required or permitted to share data under other legislation.

In line with our retention policy your data will be kept for the period of time that you hold a licence with this Authority and then for a further 6 years after your last licence expires. The data will then be deleted / destroyed at the end of the aforementioned 6 year period.

You have the right to access your data and to rectify mistakes, erase, restrict, object or move your data in certain circumstances. Please contact the Data Protection Officer for further information or go to our website where your rights are explained in more detail. If you would like to receive an explanation of your rights in paper format please contact the Data Protection Officer.

Any complaints regarding your data should be addressed to the Data Protection Officer in the first instance. If the matter is not resolved you can contact the Information Commissioner's Office at:
Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF
Tel: 0303 123 1113

If you do not provide the information required on the form then we will not be able to process your application for a licence.

For further information on our Data Protection Policies please go to our website: www.e-lindsey.gov.uk