

REPORT OF THE DIRECTOR OF DEVELOPMENT & ENVIRONMENTAL SERVICES

SEX ESTABLISHMENT LICENCE, 18 CARRINGTON STREET, NOTTINGHAM

1.0 SUMMARY

1.1 Conditions attached to a licence were varied upon representation by the licensee and advice from officers due to difficulties in complying with the conditions within a reasonable time as a result of the delays being encountered with responses from the statutory body, and consistency of decision making having regard to other similar applications.

2.0 RECOMMENDATION

2.1 The Committee is requested to note the report and action taken.

3.0 REPORT

3.1 Following the grant of a licence with conditions for the above premises on 26th July 2002, the applicant made representation regarding Special Conditions 7, 8 and 9. These Special Conditions related to checks being undertaken by the licensee on existing and prospective employees.

3.2 The licensee put forward the argument that such checks were unnecessary for the existing employee as no objection had been raised to his status in the operational management of the shop as a result of the application. Further that future employees would be disadvantaged from starting their employment due to well publicised delays being experienced through dealings with the statutory body responsible for responding to such checks. Also that similar conditions had not been applied to other recent licences of this type granted by the Council.

3.3 Upon advice from Legal Service and following consultation with the Chair, Vice Chair and Opposition Spokesperson the licensee was advised that Special Conditions 7, 8 and 9 would be removed from the licence.

3.4 The licence has now been issued and is in force. All other conditions have been complied with to the satisfaction of the Licensing Service.

4.0 LEGAL IMPLICATIONS

4.1 Legal implications will be reported at the meeting.

5.0 EQUAL OPPORTUNITIES IMPLICATIONS

5.1 This action ensures that licensee is being treated fairly under the Council's Equal Opportunities Policy.

6.0 CRIME & DISORDER IMPLICATIONS

- 6.1 The licensing process is an opportunity for the City Council to work in partnership with the Police and other stakeholders to reduce the risk of crime and disorder occurring both within and immediately outside licenced premises, having regard to the effect of the proposals on both customers and residents.

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List of background papers other than published works or those disclosing confidential or exempt information

None

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