

REPORT OF CORPORATE DIRECTOR CITY DEVELOPMENT

APPLICATION FOR VARIATION OF ENTERTAINMENTS LICENCE
ISIS/SENORITAS, REDFIELD WAY, LENTON, NOTTINGHAM

1.0 **SUMMARY**

1.1 This is an application to extend the terminal hour and to open on Sundays at Seniorita's on the first floor of the premises known as Isis, in line with the operating hours for Isis. Seniorita's provides music and dancing by performers only. This was adjourned from the Licensing Committee meeting on 7 October.

2.0 **RECOMMENDATIONS**

2.1 **IT IS RECOMMENDED THAT the Committee determine the application having regard to the special licence condition 3 and to the City Council's Entertainments Licensing Policy No 1;**

- 'That the licence holders have had due regard to, and are able to comply with the Standard Conditions of the licence and any Special Conditions attached to the licence';
- 'Matters that impact on local crime and disorder have been identified and suitable measures to the satisfaction of the Police have been established to minimise or prevent avoidable incidents';
- Matters that might present an adverse impact on the neighbourhood from the licensed activity have been assessed and suitable measures put in place to minimise or prevent the impact;
- That the licence holders have taken steps to ensure good order inside and outside the premises;
- The licence holders can (or have put) in place such effective measures as given above to the satisfaction of the Council and Police; and to Licensing Policy No 1;
- 'Normally the preferred terminal hour for Public Entertainment Licence will be 11pm. Any later terminal hour applied for will need to be supported and justified as part of the application'.

3.0 **BACKGROUND**

3.1 James Eftekhari and Sashah Eftekhari hold an entertainments licence, to provide music and dancing on the ground floor of Isis during the following hours:-

Monday to Wednesdays	-	Noon to 2 am
Thursdays	-	Noon to 3 am
Fridays & Saturdays	-	Noon to 4 am
Sundays	-	Noon to 2 am
Sundays preceding bank holidays (except Easter)	-	Noon to 6 am

and music and table dancing etc by performers only on the first floor known as Senioritas during the following hours:-

Mondays to Fridays	-	noon to 2 am
Saturdays	-	7 pm to 2 am

3.2 A condition of the licence currently requires that the premises do not provide public entertainments beyond the hours of the permitted hours for alcohol ie:

‘On Sundays this licence will not be utilised beyond the permitted hours for the sale of alcohol’.

4.0 PROPOSALS

4.1 James and Sashah Eftekhari have applied to vary the licence for Senoritas to be the same as Isis by extending the terminal hour on Thursdays to Saturdays and to include Sundays, as follows:-

Thursdays	-	Noon to 3 am
Fridays & Saturdays	-	Noon to 4 am
Sundays	-	Noon to 2 am
Sundays preceding bank holidays (except Easter)	-	Noon to 6 am

4.2 The upper and lower floors will operate independently. However both will have the same operating times.

4.3 The Police and the Chief Fire Officer have raised no objection and a copy of the current licence is attached at Appendix 1

4.4 Ward Councillors, the Pollution Control Officer and the Planning Applications & Advice Officer have been consulted and have no objection.

4.5 The applicants have been invited to attend the meeting and a map showing the location of the premises is attached.

4 LEGAL IMPLICATIONS

Legal implications will be reported at the meeting.

5 EQUAL OPPORTUNITIES IMPLICATIONS

None

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

- ◆ Application form dated 6 August 2004
- ◆ Letter from Nottinghamshire Police dated 17 August 2004
- ◆ Letter from applicant dated 20 August 2004
- ◆ Memo from planning applications and advice dated 2 September 2004

8.0 CRIME & DISORDER IMPLICATIONS

Licensing for public entertainments is an opportunity for the City Council to work in partnership with the Police to reduce the risk of crime and disorder occurring both within and immediately outside licensed premises, having regard to the effect of the proposals on both customers and residents.

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Date 8 September 2004 amended 12 October 2004



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NOTTINGHAM

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LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 ENTERTAINMENTS LICENCE

By virtue of the powers conferred in it by the Local Government (Miscellaneous Provisions) Act 1982 and the Sunday Entertainments Act 1932 (the Acts), NOTTINGHAM CITY COUNCIL hereby grant to **James Eftekhar-Khonssari & Sashah Eftekhar-Khonssari**

Of Bentinck Hotel, Station Street, Nottingham, NG2 3AJ

this licence to keep or use the premises known as **Isis (Ground Floor) & Seniorita's(First Floor), Redfield Way, Lenton, Nottingham NG7 2UW**

for the purpose of **music and dancing on Ground Floor**

music and dancing by performers only on the First Floor

This licence shall continue in force from **8 July 2004** until **5 April 2005**

or until sooner revoked, and is granted subject to the provisions of the Acts, and any special conditions set out below and to the standard conditions imposed by the City Council, a copy of which is attached to this licence. The premises shall not be used for the above purposes except between the hours as set out below

Signed

Licensing Officer

Dated 8 July 2004

SPECIAL CONDITIONS:

1. Maximum occupancy (excluding staff) :-

Ground floor	-	1000 persons
First floor bar when operated as a nightclub in conjunction with the ground floor	-	900 persons
First floor when operated as Seniorita's	-	600 persons

2. Hours of operation for Isis:-

Monday to Wednesdays	-	Noon to 2 am
Thursdays	-	Noon to 3 am
Fridays & Saturdays	-	Noon to 4 am
Sundays	-	Noon to 2 am
Sundays preceding bank holidays (except Easter)	-	Noon to 6 am

Hours of Operation for Seniorita's:-

Mondays to Fridays	-	noon to 2 am
Saturdays	-	7 pm to 2 am

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3. On Sundays this licence will not be utilised beyond the permitted hours for the sale of alcohol.
4. Both music and dancing are permitted on the ground floor. There shall however, be no public dancing on the first floor though music and dancing by performers/entertainers only are permitted.
5. (a) The Instructions and Guidance contained in the operating manual provided for use with the gas extraction system installed in the building shall always be complied with. No amendments shall be made to the contents of the manual without the written consent of the City Council.

(b) A copy of the operating manual shall be kept on the premises at all times and shall be readily available for reference by staff.

(c) A log book shall be provided and maintained on the premises and the following information recorded:-
 - (i) Details of the daily and weekly checks following the closure of the premises for 48 hours or more, including details of the results of the checks and any renewal action taken.
 - (ii) Details of the 3 monthly and 6 monthly checks maintenance and servicing checks required to be carried out by a specialist contractor, indicating faults found and remedial action taken. Alternatively the Contractor may provide service sheets which shall include the above information and these service sheets shall be kept with the log book.
- (d) The log book and any service sheets referred to above shall be kept at the premises at all times and shall be available for inspection by an authorised officer of the City Council
6. A CCTV system must be installed and maintained to the satisfaction of the police. All video tapes/recorded images must be retained for a minimum period of 31 days and made available for inspection by the police or authorised officers of the City Council on request.

Only the first floor, to be known by the name "Senoritas", shall be used for table dancing etc, and when used for this purpose the premises shall operate in accordance with operational guidelines and plans previously approved by the Nottingham City Council, or relevant Licensing Authority, and the following Special Conditions apply:-
7. Whilst General Condition 24 shall apply the provision of tableside dancing shall not be regarded as a breach of that condition provided that the licensee adheres to the operational guidelines for the time being in force.
8. General Condition 25 shall be amended to read as follows:-

"Lap dancing, pole dancing, and all forms of entertainment, dancing or displays that include nudity or sexual performances of any kind are prohibited with the exception of tableside dancing and dancing on the stage carried out in accordance with the operational guidelines for the time being in force."
9. There shall be compliance with the operational guidelines at all times in respect of all matters contained therein and no alterations shall be made to the operational guidelines (except with regard to the drugs policy) without the written consent of the City Council.

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10. There shall be annual meetings with the police in relation to revision of the clubs drugs policy and the licensee shall lodge any amendments to this policy with the Council. The drug policy shall relate not only to customers but also to all staff, security and performers employed at the club.
11. The premises shall be constructed and maintained in accordance with plans previously approved by the City Council (or relevant Licensing Authority) and no alteration shall be made to the premises without the agreement in writing of the Council, or relevant Licensing Authority.
12. No person under the age of 18 shall be admitted to this area.
13. The dancing permitted by this licence shall only be given by paid performers/ entertainers engaged for the purpose and the performance will be restricted to dancing and the removal of clothes. There shall be no audience participation during the performance and physical contact with the audience save for the receipt of payment in the hand or garter is prohibited.
14. Dancers shall re-clothe immediately at the conclusion of their dance/performance. Dancers/entertainers who are not performing/dancing shall not appear in any public area wearing less than a G string for males, and G string/bikini bottom and top for females.
15. No performer /entertainer shall be less than 18 years old.
16. No Photographs or other images indicating the type of entertainment which takes place in the club shall be displayed outside the premises.
17. There shall be notices displayed at the entrance to the premises in a prominent position so that they can be easily read by persons entering the premises signs in the following terms:-

"No person under 18 years of age will be admitted"
18. Performers shall at no time during the entertainment display their anus and, (if female,) their genitalia and shall not perform any actual or simulated sexual acts.
19. This licence on Sundays will not be utilised beyond the permitted hours for the sale of alcohol.
20. (a) The Instructions and guidance contained in the operating manual provided for use with the gas extraction system installed in the building shall always be complied with. No amendments shall be made to the contents of the manual without the written consent of the City Council.
 - (b) A copy of the operating manual shall be kept on the premises at all times and shall be readily available for reference by staff.
 - (c) A log book shall be provided and maintained on the premises and the following information recorded:-
 - (i) Details of the daily and weekly checks and checks following the closure of the premises for 48 hours or more, including details of the results of the checks and any renewal action taken.

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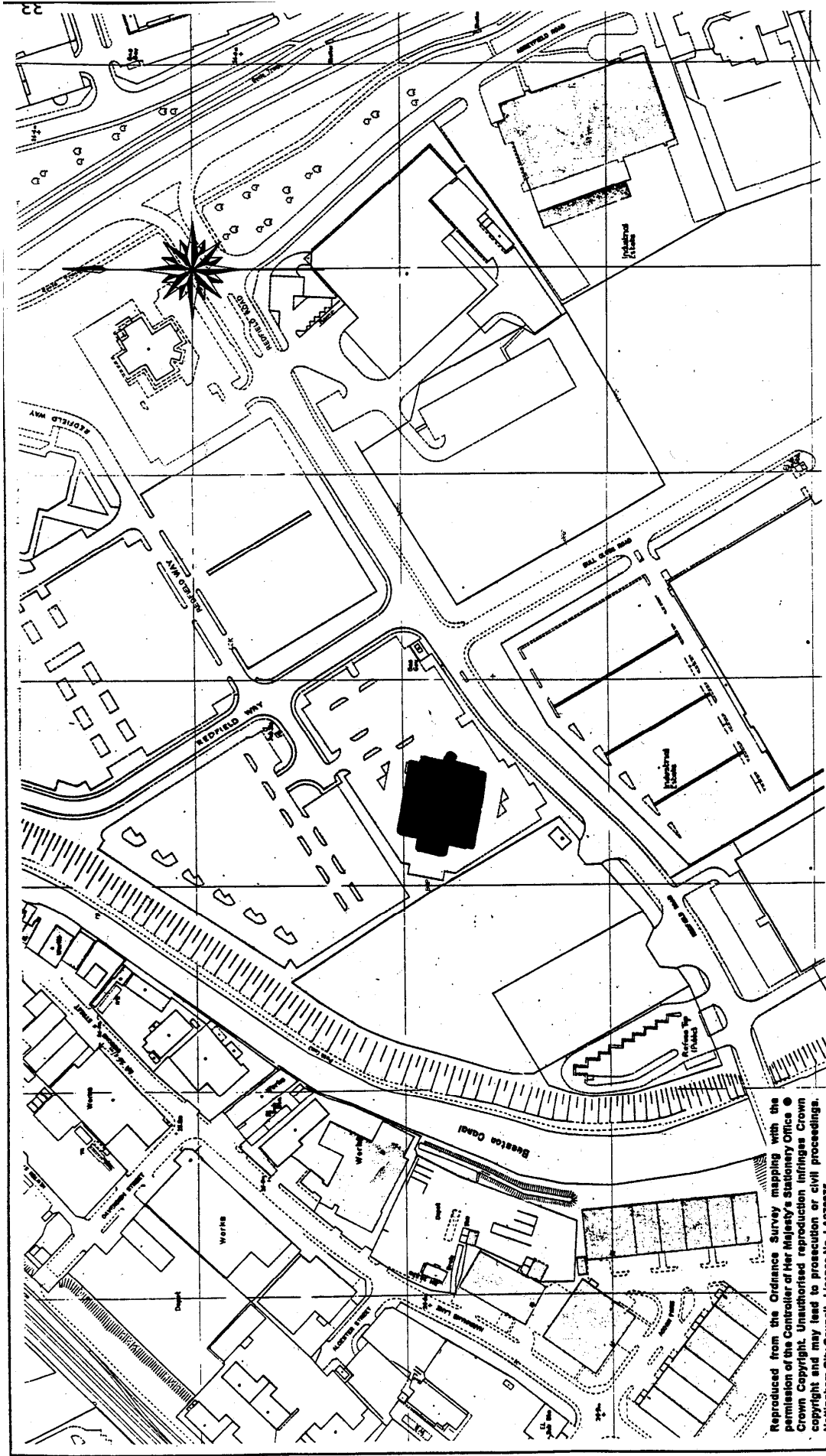
(ii) Details of the 3 monthly and six monthly checks maintenance and servicing checks required to be carried out by a specialist contractor, indicating faults found and remedial action taken. Alternatively the contractor may provide service sheets which shall include the above information and these service sheets shall be kept with the log book.

(d) The log book and any service sheets referred to above shall be kept on the premises at all times and shall be available for inspection by an authorised officer of the City Council.

21 The licence holder will grant to the Police Vice Squad access to the premises at all times.

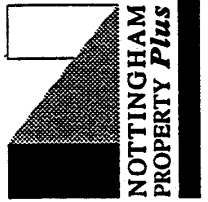
22 The operational guidelines are amended as follows:-

- (i) Paragraph 11 of the Code of Conduct for Dancers:- delete "purposely"
- (ii) Operating Policy – Gender Guidelines: amend to show that the club shall not operate mixed gender sessions;



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