

**REPORT OF CORPORATE DIRECTOR OF COMMUNITIES
APPLICATION FOR RENEWAL OF A SEX ESTABLISHMENT LICENCE
PRIVATE SHOP, 81- 85 UPPER PARLIAMENT STREET, NOTTINGHAM**

1.0 SUMMARY

- 1.1 This application is for a renewal of a sex establishment licence for premises at Private Shop, 81-85 Upper Parliament Street. The application was received on 18 March 2013, a copy of the application is attached to the report.

2.0 RECOMMENDATIONS

IT IS RECOMMENDED that the Committee determine the renewal application.

3.0 BACKGROUND

- 3.1 These premises have been licensed as a sex shop since 2004. The current licence was due to expire on 4 April 2013, however, as an application for renewal was made prior to expiry the licence remains in force until the application for renewal is determined. The current licence is attached at Appendix 1.
- 3.2 The renewal application has been advertised in accordance with the legislative requirements in the Nottingham Evening Post and exhibited on the premises. There has also been consultation with Ward Councillors (including those of the immediately adjacent wards,) Police, The Chief Fire Officer, Social Services, Trading Standards, Planning, Programmes & Strategies and the Health & Safety Officer. A copy of the application is attached at Appendix 2. No objections have been received to the application.
- 3.3 A letter was received on 27 March 2013 in support of the renewal of the sex establishment licence from Ms Winfindale and gives details that she has never seen any account of any problem with either the business or clientele and she feels that it is no different from the Ann Summers shop. The letter is attached at Appendix 3.
- 3.4 Private Shop, 81-85 Upper Parliament Street is situated next door to West End Arcade in an area of retail shops. There are no schools in the vicinity and it is not a residential area. There is a display of mannequins in the window, but not of an offensive nature. The premises cannot be seen into when the doors are open or when the glass door is opened. A map showing the location of the premises is attached.

3.5 No compliance issues or complaints have been reported to the Licensing Section relating to these premises.

4.0 FINANCIAL IMPLICATIONS

None

5.0 LEGAL AND POLICY IMPLICATIONS

5.1 Each application should be determined on its own merits. However applications may only be refused on certain defined mandatory or discretionary grounds.

5.2 Mandatory grounds

The Council must refuse an application if:-

- The applicant is under 18 years of age; or
- The applicant has been disqualified from holding a licence under Schedule 3 paragraph (17)(3) of the Act following revocation of a previous licence; or
- The person applying is not a resident of the UK, or was not resident during the six month period preceding the date of the application; or
- Where a company is the applicant it is not incorporated in the United Kingdom; or

The applicant has been refused a licence for the same premises within the preceding 12 months unless the refusal has been reversed on appeal.

5.3 Discretionary grounds

The Council may refuse an application for the grant or renewal of a licence if:-

- The applicant is unsuitable to hold the licence by reason of conviction of an offence or for any other reason: or
- The business would be managed or carried on for the benefit of a person other than the applicant who would be refused the licence if they made the application themselves: or
- The number of sex establishments, or sex establishments of a particular type, in the relevant locality at the time the application is made is equal to or exceeds the number which the Council considers appropriate for that locality: or
- The grant or renewal of the licence would be inappropriate, having regard to:-
 - (i) the character of the relevant locality, or
 - (ii) the use to which any premises in the vicinity are put, or
 - (iii) to the layout, character or condition of the premises to which the application applies.

5.4 On 17 January 2011 this Committee adopted a policy on Sex Establishments, The following sections of the Council's Policy may be relevant:

Section 4.4 -Suitability of the Applicant

The applicant will be required to demonstrate that he/she is a suitable person to hold a licence. In determining suitability, the Council will normally take into account:

- previous knowledge and experience of the applicant;
- information relating to the operation of any existing/previous licence held by the applicant, including any licence held in any other local authority area;
- information about the applicant and their management of the premises received from objectors, Council Officers or the Police including any known criminal convictions or cautions the applicant, or officers of any corporate applicants may have;
- any other relevant information.

The above factors are not an exhaustive list of considerations but are merely indicative of the types of factors which may be considered in dealing with an application. Similar considerations may also apply to persons whom it is alleged would benefit from the grant of the application but would be unsuitable to hold the licence themselves. In such cases the Council will also have regard to any evidence to show that the business would in fact be carried on for their benefit.

Section 4.5 -Character of the Relevant Locality and use of other premises in the vicinity

The Council will not grant or renew a licence for a Sex Establishment if, in the Council's opinion, it would be inappropriate to do so with regard to the character of the Relevant Locality or if the appropriate number of Sex Establishments, (or of a particular type of Sex Establishment,) in that Locality would be exceeded. Whilst not intended to be an exclusive list, the Council will have particular regard to the following matters:-

- The proximity of residential premises, including any sheltered housing and accommodation for vulnerable people;
- The proximity of educational establishments;
- The proximity of places of worship;
- 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 health facilities, community facilities/halls and public buildings such as swimming pools, leisure centres, public parks, youth centres/clubs, etc;
- Any planned or proposed regeneration of the area.
- Any relevant planning considerations such as whether the premises are in a Conservation Area or areas designated as primarily residential or prime retail frontage;
- Any complaints or reports of nuisance, disturbance, crime and /or disorder caused by or associated with the premises
- The proximity of other Sex Establishments

Many of these issues will also be relevant when considering the uses to which other premises within the vicinity are put.

Section 4.6 -Layout, Character and Condition

The Council will not grant or renew a licence for a Sex Establishment if, in the Council's opinion it would be inappropriate having regard to the layout, character and condition of the proposed Sex Establishment. Whilst not intended to be an exclusive list, the Council will have particular regard to the following:-

- The type of activity to which the application relates;
- The days and hours of operation of the Activity;
- The layout and condition of the premises with particular concern for public safety, health and safety and the prevention of crime and disorder

Section 4.8 – Conditions

Any licence granted by the Council, shall be subject to the relevant standard conditions (unless the Council determines to the contrary,) and to any special conditions which the Council imposes.

- 5.5 If the application is granted the licence will be subject to the standard conditions which are attached at Appendix 4 unless the Committee agrees otherwise. In addition the Committee has the power to attach further conditions or restrictions as it feels appropriate and this includes the power to determine operating hours for the premises.

6.0 EQUALITY AND DIVERSITY IMPLICATIONS

None

7.0 STRATEGIC AIMS

- **Creating a more attractive place to live, work and visit.**
- **Making Nottingham a safer city** – Working with communities and partners to reduce crime and fear of crime and promoting community safety.

8.0 CRIME AND DISORDER ACT IMPLICATIONS

Close partnership working between the City Council, applicants, the local community and enforcement agencies is key to the successful delivery of the licensing regime. A key aim of the City Council is to reduce the risk of crime and disorder occurring in local neighbourhoods and the community in general.

9.0 LIST OF BACKGROUND PAPERS OTHER THAN PUBLISHED WORKS OR THOSE DISCLOSING CONFIDENTIAL OR EXEMPT INFORMATION

- Memo from Compliance Officer dated 22 March 2013

10.0 PUBLISHED DOCUMENTS REFERRED TO IN COMPILING THIS REPORT

Local Government (Miscellaneous Provisions) Act 1982 as amended by Section 27 of the Policing and Crime Act 2009.

Sex Establishment Nottingham City Policy & Procedures.

11.0 COPYRIGHT ACKNOWLEDGEMENT

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**ANDREW ERRINGTON,
DIRECTOR COMMUNITY PROTECTION
CENTRAL POLICE STATION, NORTH CHURCH STREET, NOTTINGHAM
NG1 4BH**

Contact Officer: Zoey Mayes
Telephone number: 0115 876 1756
email: zoey.mayes@nottinghamcity.gov.uk
Legal Observations by: Ann Barrett
Telephone number: 0115 876 4411
email: ann.barrett@nottinghamcity.gov.uk

Communities
Licensing
Derwent Building
Eastcroft Depot
London Road
Nottingham
NG2 3AH
Tel: 0115 876 1751
Fax: 0115 876 1769

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

LICENCE FOR SEX ESTABLISHMENT

NOTTINGHAM CITY COUNCIL hereby grant to **Darker Enterprises Limited**

Of Unit 11B, Trade City, Ashton Road, Harold Hill, Romford, Essex, RM3 8UJ

this licence to use the premises situate at **Private Shop, 81- 85 Upper Parliament Street, Nottingham NG1 6LD**

for the purpose of a **sex shop**

This licence shall continue in force from **5 April 2012** until **4 April 2013**

or until sooner revoked and is granted subject to the conditions imposed by the City Council set out below.

Dated : 18 April 2012

Signed

Licensing Manager

STANDARD CONDITIONS

1. **No-one shall be admitted to the premises who is, or appears to be, under the age of 18.**
2. **The licensee or some responsible person nominated by him in writing for the purpose shall be in charge of and present on the premises while they are open to the public.**
3. **No change from a sex shop to a sex cinema or vice versa may be made without prior consent in writing of the City Council.**

Continued.....

4. There shall be maintained to the satisfaction of the City Council in all windows of the licensed premises a window display which shall not include any sex articles or other indecent matter.
5. No sex articles shall be so displayed within the premises as to be visible to passers by, whether the doors are open or closed.
6. For the purposes of Conditions 4 and 5 “sex article” has the meaning assigned to it in paragraph 4 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.
7. No person under the age of 18 shall be employed on the premises.

SPECIAL CONDITIONS

1. There must be CCTV coverage of the shop entrance while the premises are open to the public

Communities

Derwent Buildings
Eastcroft Depot
London Road
Nottingham
NG2 3AH
Tel: 0115 915 2180
Fax: 0115 915 2118

**NOTTINGHAM CITY COUNCIL
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982**

APPLICATION FOR RENEWAL OF SEX ESTABLISHMENT LICENCE

This application is for (please tick):-

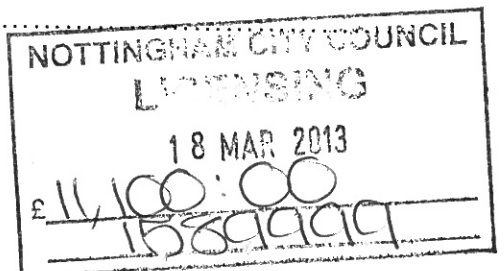
- New Licence
- Renewal
- Transfer
- Variation
- Premises
- Stall
- Vessel

Before completing this form, please read the accompanying notes.
Applicants should complete either section A or B, and all applicants must complete Sections C and D and E.

Please attach additional details to your application if there is insufficient room on this form.

(A) Individual applicants

1. Full name..... N/A
2. Former names..... N/A
3. Home Address..... N/A
-
-
4. Address to which communications are to be sent.....
- N/A
-



- 5. Daytime telephone number..... N/A
- 6. Date of birth..... N/A
- 7. Place of birth..... N/A
- 8. How long have you been resident in the UK?..... N/A
- 9. Have you ever been convicted of an offence or received a formal caution?¹
YES/NO

If YES, please give details..... N/A.....

- 10. Are you a member of or officer of any Companies involved in the sex industry?
YES/NO N/A

If YES, please give full name, registered office and Company registration number for all companies in which you are involved and indicate whether you are an officer of the Company (Director, Secretary, Manager etc) and/or if you are a shareholder. Please also indicate if you are the controlling shareholder.

.....

Have any of the above Companies ever been convicted of an offence or received a formal caution? ² **YES/NO**

If YES, give details
 N/A

¹ You do not need to disclose convictions which are spent under the terms of the rehabilitation of offenders Act 1974
² You do not need to disclose convictions which are spent under the terms of the rehabilitation of offenders Act 1974

(B) Application from Companies or partnerships

1. Name of Company or partnership...Darker Enterprises Limited
Name of contact officer...Colin Charles Mason.....
2. If a Company, is it incorporated in the UK? **YES**
If yes, give registration number 2021360 Date when incorporated 20th May 1986
.....
3. Daytime telephone number...0208 114 1007.....
4. Registered or principal office address
.....
Unit 11B, Trade City, Ashton Road, Harold Hill, Essex, RM3 8UJ.....
5. Trading address if different from registered or principal address
.....N/A.....
6. Details of all directors, Company Secretary or partners (continue on separate sheet if necessary)

Name	Date of Birth	Private Address	Details of convictions/cautions	Position in company
Colin Charles Mason	27.12.1954	Please see envelope marked Private & Confidential	None	Director
David Michael Brown	09.02.1955	Please see envelope marked Private & Confidential	None	Director
Limetime Services Limited	N/A	Unit 11B Trade City, Ashton Road, Harold Hill, Essex, RM3 8UJ	None	Company Secretary

7. Details of other persons with controlling interests in the Company (continue on separate sheet if necessary)

Name	Date of Birth	Private Address	Details of convictions/cautions	Position in company
Roldvale Trading Limited	N/A	Ramillies House, 2 Ramillies Street, London, W1V	No convictions	100% shareholder

8. Details of Manager of premises

Name	Date of Birth	Private Address	Details of convictions/cautions
		Please see attachment 1	

9 Is the applicant a wholly or partly owned subsidiary of another Company?

.....Yes.....

(a) What type of Company is the applicant (e.g public or private limited by share or guarantee etc)

.....Private Limited by shares

10. Is the applicant or any person named in the answers given to questions 6, 7 and 8 above concerned in any way financially or otherwise with any other business connected with the sex industry? **(Please tick)**

Yes No

Attachment 1

PRIVATE SHOP, 81/85 UPPER PARLIAMENT STREET, NOTTINGHAM

8. Details of Managers of premises

Keith Lickley (Regional Co-ordinator) No convictions	D.o.B. 26.07.1958
David Brunt (Area Supervisor) No convictions	D.o.B. 30.05.1954
Stephen Leinster (Area Supervisor) No convictions	D.o.B. 02.03.1971
Barry Maltby (area Supervisor) No convictions	D.o.B 08.02.1969
Patrick Cicierski (Full-time Sales Assistant) No convictions	D.o.B. 07.02.1968
Andrew William Meakin (Full-time Sales Asst.) No convictions	D.o.B. 01.09.1964
Kevin Jackson (Relief Sales Asst) No convictions	D.o.B 22.08.1958
Leigh Emma Fisher (Relief Sales Asst) No convictions	D.o.B 04/08/1975
Laura Williams (Part time Sales Asst) No convictions	D.o.B 01.10.1985
Amy-Jayne Kettle (Part time Sales Asst) No convictions	D.o.B 17.04.1993

For private addresses please see envelope marked "Private & Confidential"

The Supervisory staff members may be at the premises on an as needed basis.

11. If "yes" give the names of the persons concerned, full details of the other business and the nature and extent of the connection. Continue on a separate sheet if necessary

Darker Enterprises Limited owns and operates approximately 95 licensed sex shops nationwide

12. Has the applicant company or any of the persons named in the answers given to questions 6, 7 and 8 above ever been convicted of an offence or received a formal caution? ³

NO

If YES, give details (continue on a separate sheet if necessary)

There are no convictions to declare for any person or body named in this application.

.....

(C) Premises to be licensed

1. Is the application in respect of (**Please tick**) Sex Shop
 Sex Cinema
 Sexual Entertainment Venue

2. Trading name of premises Private Shop.....

3. Address of premises/stall/vessel.....81-85 Parliament Street, Nottingham, NG1 6LD.

.....

4. What is the nature of the applicant's interest in the premises? **Please tick**

Freehold Other

Leasehold

Does the applicant hold a licence to occupy the premises? **YES**

5. Give names and addresses of all freehold owners

Kathleen Cawkwell & Peter Harvey Payne, c/o Martyn Stubbs & Ass. Limited,
 Cheshunt House, Muston Lane, Easthorpe Bottesford, Nottingham, NG13 0DY.....

.....

³ You do not need to disclose convictions which are spent under the terms of the rehabilitation of offenders Act 1974

6. If the applicant's interest in the premises is a leasehold one, please state
- (i) Whether a head lease or an underlease Headlease
 - (ii) (a) The name and address of the landlord As overleaf for Freehold owners....
.....
 - (b) The name and address of the superior landlord (where applicable)
.....As overleaf for freeholders

7. Give names and addresses of any other person with an interest in the premises
.....None

8. Give details of any other person with an interest in the goodwill of the business
Darker Enterprises Limited is a wholly owned subsidiary of Roldvale Trading Limited and the ultimate beneficiary is Mr David Sullivan.....

9. Are the whole of the premises to be used under the licence? **(Please tick)**
Yes No

If "no", please state

- (a) which part of the premises is to be used for the purposes of the licence
Ground Floor.....
- (b) the use to which the remainder of the premises are put
..Vacant.....
- (c) the names of those who are responsible for the management of the remainder of the premises
The Applicant, Darker Enterprises Limited
.....

10. Are the premises which are to be used for the purposes of the licence constructed or adapted as to permit access to and from the premises for members of the public who are disabled?
Please tick Yes No

11. If the answer is "no" please state (on a separate sheet) the applicant's proposals for such access.

12. Are the premises, vehicle, vessel or stall in use as a sex establishment at the date of this application.

Yes No

13. If yes, give the name and address of the persons or body who now operate the business, and (where known), the date upon which the premises were first used as such.

Name	Address	Date
Darker Enterprises Limited	Unit 11B Trade City, Ashton Road, Harold Hill, Essex, RM3 8UJ	29 th March 2005

(D) Nature of the application

For New Applications, Renewals and Transfers

1 What hours do you intend to operate?

Monday	10.00am- 6.30pm.....
Tuesday	10.00am- 6.30pm.....
Wednesday	10.00am- 6.30pm
Thursday	10.00am- 6.30pm
Friday	10.00am- 6.30pm
Saturday	10.00am- 6.30pm.....
Sunday	10.30am-4.30pm.....

2 How many staff do you intend to employ and in what roles?

.....

Two full time staff, one part timer

.....

.....

.....

3 For **sexual entertainment venues**, please give full description of the nature of the entertainment which you intend to provide. You should include copies of any "house rules" or codes of practice which you intend to operate to and any conditions which you intend to apply to your staff, business, or customers (continue on a separate sheet if necessary)

.....N/A.....

.....

.....

.....

For variations

4 Please give full details of the variation sought (continue on a separate sheet if necessary)

.....N/A
.....
.....
.....
.....
.....
.....
.....
.....

For transfers

5 Please give details of existing licence holder

.....N/A

(E)General

1. Outline the applicant’s experience in running a sex establishment (as an individual or Company)

Darker Enterprises Limited has run licensed sex shops for over 20 years.....
.....

2. Has the applicant ever had a Sex Establishment Licence which has been revoked?
NO
If yes, give details surrounding revocation including date, revoking authority and reasons

.....N/A

2. Have you ever been refused the grant or renewal of a Sex Establishment Licence
YES

If yes, give details surrounding refusal including date, refusing authority and reasons

Please see attachment 2
.....

DARKER ENTERPRISES LIMITED – PREVIOUS APPLICATIONS REFUSED

Renewal / Grant	Date of Refusal	Authority	Grounds for Refusal	Subsequent outcome
R	13.7.89	Dacorum Borough Council	Para: 12(3)(d)(i) (ii)	Original decision quashed by High Court. Council ordered to review decision. Licence subsequently renewed.
G	20.7.89	Bradford Metropolitan Council	12(3)(d)(i) (ii)	Fresh application granted on 2 April, 2002
R	30.11.89	Shrewsbury & Atcham Borough Council	12(3)(d)(i)(ii)	Fresh application granted on 28.3.2001
R	03.05.90	Chesterfield Borough Council	12(3)(d)(i)	Original decision quashed by High Court. Council ordered to review decision. Licence subsequently renewed.
G	25.7.90	Cambridge City Council	12(3)(d)(ii)	Fresh application made 26.1.01 and Subsequently granted
R	26.2.91	Croydon Borough Council Croydon Shop	12(3)(d)(i)(ii)	
R	25.2.92	Croydon Borough Council Norbury Shop	12(3)(d)(i)(ii)	
R	26.4.93	City of Newcastle Upon Tyne	12(3)(a)	Appeal against decision made to Magistrates Court. Original decision quashed on appeal. Licence subsequently renewed.

G	5.7.94	Nottingham City Council	Para. 12(3)(c)	Fresh application made 30.4.02 and subsequently granted.
G	2.2.95	Peterborough City Council	12(3)(c)	Fresh application made 29.5.01 and subsequently granted
G	7.10.96	Leeds City Council	12(3)(c)(d)	Fresh application made 15.5.01 and subsequently granted
R	18.12.96	Wandsworth Borough Council	12(3)(d)(i)	Judicial Review of decision sought and granted. Council reheard application 7.8.97 and refused. Second Judicial Review sought and refused. Matter came before Court of Appeal. Appeal refused.
G	28.4.98	Stoke on Trent Borough Council	12(3)(c)(d)	Fresh application made 20.11.01 and subsequently granted
G	16.11.98	Preston Borough Council	12(3)(c)(d)	Fresh application made 31.12.01 and subsequently granted
G	16.12.01	Westminster City Council	12(3)(c)(d)	
G	5.3.02	Newham Borough Council	12(3)(d)	
G	30.4.02	Croydon Borough Council	12(3)(c)(d)	
G	8.7.02	Sunderland City Council	12(3)(di)(Dii)	
G	23.10.2002	Milton Keynes Borough Council	12(3)(c)(d)	Leave for Judicial Review sought on 17 th December, 2002. Leave refused.
G	10.2.2003	Aylesbury Vale District Council	12(3)(c)(d)	

G	10.4.03	Ashford Borough Council	12(3)(c) (d)	Subject of appeal to Ashford on 28.7.03 Appeal Upheld by Council Licence subsequently granted
G	10.7.03	Pembrokeshire County Council	12(3) (c) (d)	
G	22.9.03	Glasgow City Council	Civic Gov. Scotland Act	
G	25.9.03	Ipswich Borough Council	12(3)(c) (d)	
G	8.10.03	London Borough of Barnet	12(3)(c) (d)	
G	13.1.04	Gloucester City Council	12(3)(c) (d)	
R	11.3.04	Preston City Council	12(3) (c) (d)	Application for Judicial Review will be made. Subsequently granted licence for different premises. Judicial review withdrawn
G	17.3.04	Birmingham City Council	12(3) (c) (d)	
G	13.7.04	East Staffs. Borough Council	12(3) (c) (d)	
	24.1.04	Milton Keynes Council	12(3) (c) (d)	

G						
G	16.02.05	Birmingham City Council	12(3) (c)(d)			
G	10.3.05	London Borough of Camden	12(3)(c) (d)			
G	24.3.05	London Borough of Barnet	12(3) (c)(d)			
G	12.9.05	Aylesbury Vale District Council	12(3) (c) (d)			
R	16.1.06	Watford Borough Council	Para 3(c) Sch. 3			
R	9.5.06	South Somerset District Council	Para 12(3)(d)			
R	13.11.06	Halton Borough Council	Para 12(3)(d) Sch 3			
G	15.03.07	Merthyr Tydfil County Borough Council	Sch 3 Para 12 Sec.3(d)(i)			
G	9.10.07	Bournemouth Borough Council	Sec 12(3)(c)			
G	30.01.13	Blackpool Council	12 (3) (d) (i)	We will remain at our existing premises in Blackpool		

I enclose:- (tick relevant boxes)

- The application fee for a new licence or renewal of a licence is £13,840 (payable in full on application and is non-refundable).
- The fee for the renewal of a licence is £11,100 (payable in full on application and is non-refundable)
- The fee for variation is £2,366 (payable in full on application and is non-refundable)
- The fee for transfer of a licence is £1,394 (payable in full on application and is non-refundable)
- 3 copies of plans of the premises

Please note that the level of fees are due review in April of each year. Prior to sending your application please contact us to obtain the current fee if you intend to apply after 1 April.

APPLICANTS ARE WARNED THAT ANY PERSON WHO, IN CONNECTION WITH AN APPLICATION FOR THE GRANT, RENEWAL, VARIATION 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).

DECLARATION (tick relevant boxes)

- I declare that the information given above is true and complete in every respect.
- I confirm that I have served a copy of my application on the Chief Constable, Nottinghamshire Police, HQ(CJ) Liquor Licensing, Mansfield Police Station, Great Central Road, Mansfield, Nottinghamshire, NG18 2HQ
- I confirm that I will advertise the application in accordance with the Act

Signature of applicant:

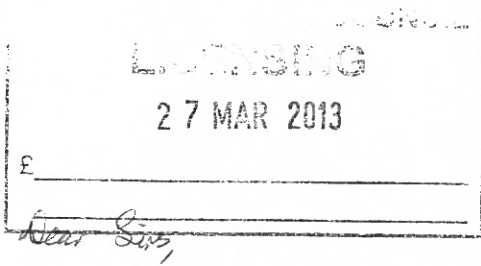


Date of application: 19th March 2013.....

This application should be completed in full and returned to:-

THE LICENSING OFFICER, COMMUNITIES, LICENSING, DERWENT BUILDING,
EASTCROFT DEPOT, LONDON ROAD, NOTTINGHAM, NG2 3AH

APPENDIX 3
39, Adbalton Grove,
West Bridgford,
Nottingham NG2 5AR.



21.03.13

Renewal of a Sex Establishment Licence.
at

81/85 Upper Parliament St., Nottingham

Regarding the above application, made by Darker Enterprises Limited, I wish it to be noted that I am in FAVOUR of this

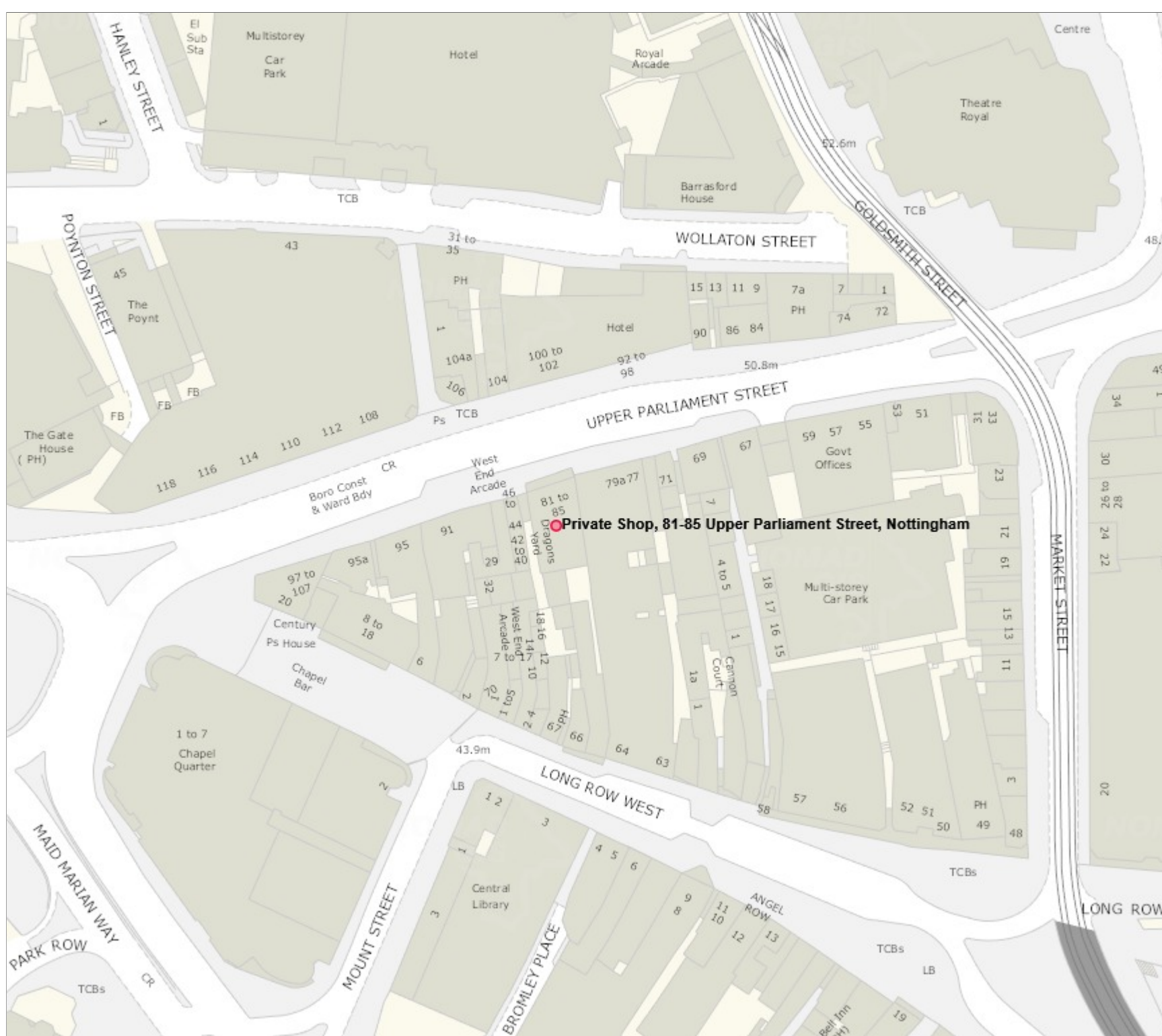
licence renewal on the following grounds:-

- 1) I have never seen any account of any problem with either the business or its clientele.
- 2) Given the close proximity to the City Council House (in the Nottingham Market Square,) I see no reason to differentiate this business from Anne Summers, located there.
- 3) The book, entitled '50 shades of Grey' is, in my opinion, pornography, yet has no stigma attached to it. Therefore, to avoid discrimination, Private Shop, (which is no more outrageous than the book) should have its licence granted.
- 4) If another business leaves this block of retail units, it'll be one long, boarded-up area.

Yours faithfully

MS A. WINFINDALE

Private Shop, 81-85
Upper Parliament
Street, Nottingham
City Boundary
NG1 6LD



Private Shop, 81-85 Upper Parliament Street, Nottingham

Notes



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STANDARD CONDITIONS

SEX SHOPS & SEX CINEMAS

1. The Premises shall be maintained in accordance with the lay out plan attached to this Licence. Amendments to the layout of the premises and/or any structural or physical alteration must be approved by way of an application for variation of this licence unless otherwise agreed in writing by the Council
2. No-one shall be admitted to the premises who is, or appears to be, under the age of 18.
3. No person under the age of 18 shall be employed on the premises.
4. The Licensee or some responsible person nominated by him in writing for the purpose shall be in charge of and present on the premises while they are open to the public.
5. No change may be made from a Sex Shop to a Sex Cinema, or Sexual Entertainment Venue or vice versa.
6. A window display shall be maintained to the satisfaction of the Council in all windows of the Licensed Premises. Such display shall not include any Sex Articles or other indecent matter.
7. No Sex Articles shall be displayed within the premises as to be visible to passers by, whether the doors are open or closed.
8. For the purposes of these conditions “
 - The Council means Nottingham City Council
 - Sex Article has the meaning assigned to it in Paragraph 4 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.
 - Sex Cinema has the meaning assigned to it in Paragraph 3 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.
 - Sex Shop has the meaning assigned to it in Paragraph 4 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.
 - Sexual Entertainment Venue has the meaning assigned to it in Paragraph 2A of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.