

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT, 1982**

**Application for a Licence for a Sex Establishment**

(Please read the notes, requirements relating to public notice and guidance for applicants at the end of this form)

1. Is the application for Grant, Renewal, Transfer or Variation of a Licence  
**Grant**  **Renewal**  **Transfer**  **Variation**

2. Is the application being made by an individual on behalf of a partnership or body corporate? **Yes**  **No**

3. Give the full name of the applicant (i.e., the individual, body corporate or unincorporated body to whom the licence is to be issued). If the applicant is an individual, any former names must also be given:

**Name(s)**

4. Has any person named at any place in this application been associated in any way with any other application for a licence for a sex establishment? **Yes**  **No**

**If "yes", please give full details:**

5. Is there in force against the applicant or any of the persons whose names appear in this application form a disqualification from holding a licence for a sex establishment under the Local Government (Miscellaneous Provisions) Act, 1982? **Yes**  **No**

**If "yes", please give full details:**

6. Give a telephone number at which the applicant may be contacted during normal office hours and the address to which communications are to be sent:

**Telephone**

**Address:**

**Post Code:**

7. Give the applicant's permanent residential address (if an individual) or registered or principal office (if a body corporate or an un-incorporated body):

          <b>Post Code</b>
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8. If the applicant is an individual, the following information is to be supplied:

<b>i) Date of Birth:</b>	<b>ii) Place of Birth:</b>
<b>iii) Date became resident in the UK:</b>	

9. Under what names are or will the premises be known?

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10. Where the licence is sought in respect of premises, give the full address of the premises:

          <b>Post Code</b>
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11. Is the application in respect of a sex shop or a sex cinema or sexual entertainment venue?

**Sex Shop**  **Sex Cinema**  **Sexual Entertainment Venue**

12. State whether the application is in respect of premises or a vehicle or a vessel or a stall.

**Premises**  **Vehicle**  **Vessel**  **Stall**

13. Where the licence is sought in respect of a vehicle, vessel or stall, state where it is to be used as a sex establishment:

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14. Are the whole of the premises described above to be used under the licence?

**Yes**  **No**

15. If the answer to question 14, above, is “no”, please state:

<p><b>i) Which part of the premises is to be used for the purposes of the licence:</b></p> <p><b>ii) The use to which the remainder of the premises are to be put:</b></p> <p><b>iii) The names of those who are responsible for the management of the remainder of the premises:</b></p>
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16. Are the premises, vehicle, vessel or stall in use as a sex establishment at the date of this application? **Yes**  **No**

17. If the applicant is a body corporate or an unincorporated body, complete the table in respect of each of the Directors, the Company Secretary or other persons responsible for the management of the body. In the case of a partnership, details of all the partners must be given.

<b>Name (in full): Mr/Mrs/Miss/ Other</b>	<b>Address of permanent residence throughout six months immediately preceding this application</b>	<b>Date became resident of United Kingdom (if applicable)</b>

18. This question need only be answered where the applicant is a company.

<p><b>i) What type of company is applicant (e.g., public or private, limited by share or guarantee, etc.)?</b></p> <p><b>ii) In which country is the company incorporated'?</b></p> <p><b>iii) What is the date of incorporation of the company?</b></p>
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19. Has the applicant a financial interest in the business which is the subject of this application?

Yes  No

**If "yes", to what extent?**

20. Is the whole business owned by the applicant?

Yes  No

21. If the applicant's interest in the premises is a leasehold one, please state:

**i) Whether a head-lease or a sub-lease.**

**Head-lease  Sub-lease**

**ii) The name and address of the landlord and of the superior land where applicable:**

**ii) The length of the unexpired term:**

22. What means are to be taken to prevent the interior of the premises being visible to passers by?

23. Give details of the times during which it is proposed to open the premises:

i) Days of the week:

ii) Hours of the day:

24. In respect of the individual who is to be responsible for the management of the premises in the absence of the licence holder, please supply the following details:

<p><b>Forename:</b></p> <p><b>Former Name (if any):</b></p> <p><b>Permanent Address:</b></p> <p><b>Date of Birth:</b></p>	<p><b>Surname:</b></p> <p><b>Post Code:</b></p> <p><b>Place of Birth:</b></p>
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25. Have the applicant or any persons named in this form any convictions? If so, please give details below:

**Yes**  **No**

Forenames	Surname	Former Name (if any)	Date of Conviction	Place of Conviction	Nature of Offence	Sentence

**(If necessary, please continue on a separate sheet)**

26. Is there any further information which the applicant would wish the Council to take into account when considering this application?

DECLARATION

I

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

Dated this \_\_\_\_\_ Day of \_\_\_\_\_ 20\_\_\_\_

Signature

Name of Signatory

Designation of Signatory

The information provided on this form will be held on computer and is subject to the provisions of the Data Protection Act.

**APPLICANTS ARE INFORMED 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.**

**PLEASE NOTE THAT THE APPLICATION MUST BE ACCOMPANIED BY THE FOLLOWING:**

1. The appropriate licence fee.
2. Scale plans of the premises in respect of which the licence is sought showing (inter alia) all means of ingress and egress to and from the premises, parts used in common with any other building, details of how the premises lie in relation to the street and the front elevation of the building.
3. A copy of the notice of application which has been (or is to be) published in the local press in accordance with paragraph 10 (8) of the Third Schedule of the Local Government (Miscellaneous Provisions) Act, 1982 (as per sample attached).
4. Confirmation that a copy of the application has been served upon the Chief Officer of Police as required by paragraph 10 (4) of the Third Schedule of the Local Government (Miscellaneous Provisions) Act, 1982.

NB The confirmation certificate relating to the posting of notice on or near the premises and the copy of the actual newspaper advert need not accompany the application but should be forwarded as soon as possible.

THE COMPLETED APPLICATION SHOULD BE RETURNED TO:

Licensing Section  
NBBC  
Town Hall  
Coton Road  
Nuneaton  
CV11 5AA

A COPY OF THE APPLICATION TO BE SENT TO THE CHIEF OFFICER OF POLICE (SEE NOTE 4 ABOVE) SHOULD BE SENT TO THE **HARM REDUCTION HUB, LICENSING, WARWICKSHIRE POLICE, NUNEATON JUSTICE CENTRE, VICARAGE STREET, NUNEATON, WARWICKSHIRE CV11 4JU**

## **PUBLIC NOTICE REQUIREMENTS**

NOTE:

1. THE NOTICE OVERLEAF MUST BE PUBLISHED IN A LOCAL NEWSPAPER CIRCULATING WITHIN THE COUNCIL'S AREA, NO LATER THAN 7 DAYS AFTER THE DATE OF YOUR APPLICATION.
  
2. THE NOTICE OVERLEAF, OR ONE IN A SIMILAR FORM, MUST BE DISPLAYED **CONTINUOUSLY**, FOR A PERIOD **OF 21 DAYS** BEGINNING WITH THE DATE OF YOUR APPLICATION, ON OR NEAR THE PREMISES TO BE LICENSED AND IN A PLACE WHERE THE NOTICE MAY CONVENIENTLY BE READ AT ALL TIMES BY THE PUBLIC PASSING BY.

### **CERTIFICATE**

**(To be completed by all applicants)**

I certify that a copy of the notice overleaf was displayed on or near the premises to be licensed, in a place where the notice may conveniently be read by the public, for a period of \_\_\_\_\_ days,

From (date)

to (date)

Signature of applicant

Date

NOTE: THIS FORM MUST BE COMPLETED, SIGNED AND RETURNED TO THE LICENSING SECTION AT THE ADDRESS OVERLEAF AS CONFIRMATION THAT THE PUBLIC NOTICE REQUIREMENTS HAVE BEEN COMPLIED WITH.

PLEASE ALSO ATTACH A COPY OF THE ACTUAL NOTICE WHICH APPEARED IN A LOCAL NEWSPAPER TO THIS FORM. THIS SHOULD INDICATE THE DATE OF PUBLICATION AT THE TOP OF THE PAGE.

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT. 1982 SECTION 2. SCHEDULE 3:**  
**CONTROL OF SEX ESTABLISHMENTS**

**NOTICE OF APPLICATION FOR A LICENCE FOR A SEX SHOP, SEX CINEMA OR  
SEXUAL ENTERTAINMENT VENUE**

NOTICE IS HEREBY GIVEN THAT I \_\_\_\_\_ (full name)

APPLIED ON \_\_\_\_\_ (date)

TO NUNEATON AND BEDWORTH BOROUGH COUNCIL, IN RESPECT OF THE PREMISES KNOWN AS

OF \_\_\_\_\_ (business name)  
\_\_\_\_\_ (address)

FOR THE GRANT/ RENEWAL\* OF A LICENCE UNDER THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT, 1982, FOR:

- i) a SEX SHOP\* or
- ii) a SEX CINEMA\*
- III) a SEXUAL ENTERTAINMENT VENUE\*

*\*delete as appropriate*

DURING THE INTENDED OPENING HOURS OF \_\_\_\_\_ (insert proposed opening times)

THE APPLICATION MAY BE INSPECTED AT THE COUNCIL OFFICES, The Licensing Section, NBBC, Town Hall Coton Road, Nuneaton CV11 5AA, Monday to Friday between 10:00 and 16:00.

ANY OBJECTIONS TO THIS APPLICATION MUST BE MADE, IN WRITING, TO:

**LICENSING SECTION  
NUNEATON & BEDWORTH BOROUGH COUNCIL  
TOWN HALL  
COTON ROAD  
NUNEATON  
CV11 5AA**

NO LATER THAN 28 DAYS AFTER THE DATE OF THE APPLICATION, STATING THE GROUNDS FOR OBJECTION.



## NUNEATON AND BEDWORTH BOROUGH COUNCIL

### SEX ESTABLISHMENTS

#### GUIDANCE FOR APPLICANTS ON THE DETERMINATION OF LICENCE APPLICATIONS

The Council when considering an application for a Sex Establishment Licence are likely take into account the following issues specifically in relation to paragraph 12 (3) (c) and paragraph 12 (3) (d) (i) and (ii) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982:

1. The proximity and position of the premises in relation to any schools, or other establishments for the education, training or care of young persons
2. The proximity and position of the premises in relation to leisure centres used for sporting and similar activities, and play areas
3. The proximity and position of the premises in relation to any youth club or similar establishment
4. The proximity and position of the premises in relation to any residential dwellings
5. The proximity and position of the premises in relation to any establishments for religious worship
6. The proximity and position of the premises in relation to Community and similar establishments
7. The general nature and character of the locality
8. The numbers of any licensed sex establishments already in the locality, and what maximum number of such establishments might be permitted in the locality

**NB. This list is intended for guidance only and does not restrict the Council from taking into account any other factors which it considers to be relevant to any particular application.**