

Application for the grant, variation or transfer of a sex establishment licence

FULL NAME OF APPLICANT	
ADDRESS OF PREMISES (Or details of where a vehicle, vessel or stall are to be operated from)	
1.	Is the applicant being made by
(a) An individual	
(b) A Partnership or other unincorporated body	
(c) A Body Corporate	
2.	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.
3.	Give the following information on behalf of the applicant
(a) Telephone Number (during normal office hours)	

	(b) Address to which communications are to be sent						
4.	Give the applicant's permanent address (i.e. an individual) or registered or principal office (if a body corporate or an unincorporated body).						
5.	If the applicant is an individual the following information is to be supplied						
	(a) Date of Birth						
	(b) Place of Birth						
	(c) Height						
6.	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.						
FORENAME	SURNAME	FORMER NAME (if any)	ADDRESS	CAPACITY	DATE OF BIRTH	PLACE OF BIRTH	HEIGHT

7. Complete the table below in respect of each of the individuals whose names are given in response to questions 2 and 6 above.

Name	Date became resident in United Kingdom	Address of permanent residents throughout six months immediately preceding this application

8. This question need only be answered where the applicant is a Company

(i) Is the applicant a wholly or partly owned subsidiary of another company?	
(ii) What type of Company is the applicant (e.g. public or private limited by share or guarantee etc?)	
(iii) In which Country is the Company incorporated?	
(iv) What is the date of incorporation of the Company?	

	(v) Give a full list of names, addresses and holdings of shareholders holding 5% or more of the issued share capital and the number of remaining shareholders.	
	Addresses	Shareholding
	(vi) If the applicant is a subsidiary of another company supply a copy of the memorandum and Articles of Association of the parent company and of any ultimate holding Company and on a separate sheet give the same particulars as are sought in questions 4, 6, 7 and 8 (i. to v.)	
9.	Is the applicant or any person whose name is given in response to questions 6 or 8 concerned in any way financially or otherwise with any other business which controls, manages or supplies sex establishments? (please give details)	
10.	If the answer to Question 9 is "yes" give the names of the persons concerned, full details of the other business and the nature and extent of the connection. (in a separate sheet)	

11. What is the nature of the applicant's interest in the premises? Please state whether it is;		
(i)	freehold: or	
(ii)	leasehold	
12. If the applicant's interest in the premises is a leasehold one please state -		
(i)	Whether a head lease or an underlease	
(ii)	(a) The name and address of the landlord	
	(b) The name and address of the superior landlord (where applicable)	
(iii)	The amount of the annual rental or where this is not a certain figure describe the method of calculating the rental	
(iv)	The length of the unexpired term	
(v)	The length of notice required to terminate the tenancy	
13. Has the applicant a financial interest in the business which is the subject of this application? If "YES" to what extent?		
14. Is the whole of the business owned by the applicant?		

The Premises, Vehicle, Vessel or Stall to be
the subject of a licence

15. Is the application in respect of -		
(a)	A Sex Cinema	
(b)	A Sex Shop	
(c)	A Sexual Entertainment Venue	
16. State whether the application is in respect of -		
(a)	Premises	
(b)	Vehicle	
(c)	Vessel	
(d)	Stall	
17.	Where the Licence is sought in respect of a vehicle, vessel, or stall state where it is to be used as a sex establishment.	
18.	Where the Licence is sought in respect of premises give the full address of the premises in respect of which the licence is sought.	
19.	Are the whole of the premises described in response to Question 18 above to be used under the Licence?	
20. If the answer to question 19 above is "NO" please state		
(i)	Which part of the premises is to be used for the purpose of the Licence	
(ii)	The use to which the remainder of the premises are put	
(iii)	The names of those who are responsible for the management of the remainder of the premises	
21.	Are the premises which are to be used for the purpose of the Licence so constructed or adapted as to permit access to and from the premises for members of the public who are disabled?	
22.	If the answer to question 21 above is "NO" please state (on separate sheet) the applicant's proposals for affording such access.	

23. Are the premises, vehicle, vessel or stall in use as a sex establishment at the date of this application? If "YES" give the name and address of the person or body who now operate the business, and (where it is known) the date upon which the premises were first used as such.

YES

NO

Name	Address	Date

24. Were the premises, vehicle, vessel or stall in use as a sex establishment (Sexual Entertainment Venues Only) on 6th April 2010 If "YES" give the name of the person carrying on the business at that date.

YES

NO

Name	Address

The Business

25. Under what name is or will the business be known?		
26. Has the applicant in connection with the business entered into any Agreement or Deed other than the Tenancy Agreement or lease? If "YES" please supply full details and a copy of the Agreement		
YES <input style="width: 50px; height: 15px;" type="checkbox"/>	NO <input style="width: 50px; height: 15px;" type="checkbox"/>	
27. If the whole of the business is not owned by the applicant state the names and addresses of those who will share in the profits of the business. In each case state the percentage share to be taken by each individual.		
Name	Address	%
28.	(a) State the total turnover of the business during the 12 months immediately prior to this application.	
	(b) What proportion of the turnover derived from	
	(i) The sale, hire, exchange, loan display or demonstration of sex articles as defined in paragraph 4 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982;	
	(ii) The use of premises as a sex cinema	
	(iii) The use of premises as a Sexual Entertainment Venue	

29. State -		
	(a)	The anticipated turnover of the business for the next 12 months
	(b)	The proportion of the turnover expected to be derived from -
	(i)	the sale, hire, exchange, loan, display or demonstration of sex articles as defined in paragraph 4 of Schedule 3 of the Local Government (Miscellaneous Provisions Act 1982; and
	(ii)	The use of premises as a sex cinema
	(iii)	The use of premises as a Sexual Entertainment Venue

30. Give the names and addresses of any lenders, mortgagees or others providing finance with the full terms of such loans.

Name	Address

31. Is the business required to purchase merchandise from a particular company, person or body? If "YES" supply a copy of any Agreement and state what is to be purchased and from whom.

YES NO

Operation of the business

32. If the application is for a licence for a sex shop state whether any part of the premises is to be used for the purposes of displaying films, video recordings or other moving pictures. If "YES" state whether cubicles are to be used for viewing and if so how many.

YES NO

33. What articles are to be offered for sale?

34. If the application is for a Licence for Sexual Entertainment Venue state the proposed use of the premises and give a full description of the type of proposed performance's, service, entertainment or exhibition for which a licence is required

35. What advertisements or displays are to be exhibited? Please indicate size(s) of proposed displays or advertisements.

36. What means are to be taken to prevent the interior of the premises being visible to passerbys?

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39. In respect of each of the persons whose names are given in response to Questions 2, 6, 8 and 38 give details of their occupations during the 5 years immediately prior to this application. These must include the names and addresses of all employers and the nature and dates of employment -

FORENAME	SURNAME	FORMER NAME (if any)	PERMANENT ADDRESS DURING PERIOD OF RELEVANT EMPLOYMENT	EMPLOYERS NAME AND ADDRESS	DESCRIPTION OR NATURE OF WORK	PERIOD OF EMPLOYMENT FROM/TO

Details of Previous Convictions,
Cautions and Disqualifications

40. In respect of each of the persons or bodies whose names are given in response to Questions 2, 6, 8 and 38 give details of their previous convictions and of any previous convictions of any of their spouses -

FORENAME	SURNAME	FORMER NAME (if any)	DATE OF CONVICTION	PLACE OF CONVICTION	NATURE OF OFFENCE	SENTENCE

41. Have you any reason to believe that a prosecution may be pending against any of the persons or bodies whose names are given in response to Questions 2, 6, 8 and 38? If "YES" give details.

YES NO

42. 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 either in South Gloucestershire or elsewhere? If "YES" give full details (including the address of the premises and the Council's reference).

YES NO

<p>43. Is there in force against the applicant or any of the persons whose names appear in answer to Questions 6, 8, 38 and 39 a disqualification from holding a licence for a sex establishment under the Local Government (Miscellaneous Provisions) Act 1982.</p> <p style="text-align: right;">YES <input type="checkbox"/> NO <input type="checkbox"/></p>
<p>44. Is there any further information which the applicant would wish the Council to take into account when considering this application?</p> <p style="padding-left: 40px;">This space may also be used to amplify any replies to other questions.</p>

Any person who, in connection with this application, makes a false statement which they know to be false in any material aspect, 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 within the Authority for the prevention and detection of fraud. It may also share this information with other bodies administering public funds solely for these purposes.

B. DECLARATION

I/We, declare that the information given above is true and complete in every respect.

Dated this day of 20.....

Signature:

Designation of Signature:

Please note that the application must be accompanied by the following:

1. In respect of individual applicants and each of those named in response to Questions 6, 8 and 38 a birth certificate.
2. 5 copies of a passport size photograph in respect of the applicant (if an individual) and each of those whose names appear in response to Questions 6 and 38. The photographs are to be dated, bear the name in block capitals of the person whose likeness it bears, and be signed by the person making the above Declaration.
3. A site plan scale 1:1250.
4. Scale plans of the premises (1:100) 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, and details of how the premises lie in relation to the street.
5. Drawings showing the front elevation as existing and as proposed (1:50).
6. Duly certified copies of the documents of title (i.e. land certificate, lease, and rental agreements) and of any other agreements referred to in response to questions in this application.
7. Where the business is conducted by or on behalf of a body corporate or unincorporated body a certified copy of the Resolution authorising the application.
8. Where the business is carried out by or on behalf of partners the written authority for an application of those partners who are not themselves applicants.
9. If the applicant is a company, copies of the Memoranda and Articles of Association of the company, the parent company and any ultimate holding company.
10. If the application is being made on behalf of a partnership a certified copy of the Partnership Deed.
11. The relevant fee. Fees are non-refundable.

Please note that before the application can be considered the following additional documents will have to be supplied:

- A. A complete copy of the newspaper circulating in the Council's area in which notice of the application has been published in accordance with paragraph 10 (8) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (As amended by Policing and Crime Act 2009). Photocopies of the newspaper

will not be accepted. Copies of the forms of notice to be used in the newspaper advertisement and for display upon premises have been prescribed by the Council and may be obtained from the Licensing Team.

- B. Evidence of the due service of the Notice of Application upon the Chief Officer of Police as required by paragraph 10 (14) of the Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (As amended). A copy of the application including a copy of all the enclosures and an additional two photographs as described in note 2 above must be sent to the Chief Officer of Police no later than 7 days after the date of the application being given to the Council.
- C. Evidence by Affidavit that the Notice of Application has been displayed on or near the premises as required by paragraph 10 (10) Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (As amended).