



REPORT TO:	Licensing Committee
DATE:	5 March 2014
LEAD OFFICER:	Head of Planning & Public Protection
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SUBJECT:	Application for Renewal of a Sex Establishment Licence

1. PURPOSE OF THE REPORT

The Licensing Authority has received an application for the renewal of a Sex Establishment Licence, pursuant to Section 2 of the Local Government (Miscellaneous Provisions) Act 1982.

The Licensing Committee is required to determine the application, taking into account all relevant facts/evidence.

2. EXECUTIVE SUMMARY

Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 makes provisions for the licensing of sex establishments by local authorities.

At the Licensing Panel held on 30th May, 2001, Members resolved to consider each application on its own merits. Subsequently, at a Meeting held on 19th September, 2001, Members resolved to formally adopt Schedule 3 of the Act with effect from 19th November, 2001.

3. POWER TO MAKE THE DECISION

Section 18, Local Government (Miscellaneous Provisions) Act 1982.

4. BACKGROUND INFORMATION

4.1 An application has been received from Adult World in respect of premises situated at 43 – 47 Queen Street, Rhyl for the renewal of a Sex Establishment Licence.

4.2 Members may recall that the business was originally located at Brighton Road, Rhyl until an application for the transfer of the business to the current premises was approved in December, 2002. Since this date, Members have approved applications for renewal on an annual basis.

4.3 The applicants do not wish to vary the conditions of the licence and the opening hours remain unchanged as follows:

Monday – Saturday 09:30 – 21:00
Sundays & Bank Holidays 11:00 – 16:00

4.4 The applicants have been invited to attend this Meeting in support of their application.

5. CONSULTATION

5.1 North Wales Police

A copy of the application was submitted to North Wales Police and Members will wish to note that the police have not raised any objections to the annual renewal of this Licence.

5.2 Public Notice

The applicants have also published the requisite public notices, one in a local newspaper circulating in the area subject of the application and one on the premises itself; no objections have been received from members of the public in response to either notice.

6. COST IMPLICATIONS

6.1 In accordance with the Council's scale of charges, a fee of £2,600 is payable by the applicants in respect of this application. The fee provides full cost recovery to the licensing service of issuing and monitoring the licence.

6.2 Members will recall that, on 16th March, 2010, following a comprehensive review of the Sex Establishment Licence Fees, it was resolved that both the renewal fee and transfer fee for a Sex Establishment Licence be set at £2,600, with the option of payment by installments. The fee for a new Sex Establishment Licence remains at £6,250.

7. IMPLICATIONS ON OTHER POLICY AREAS

Section 17 of the Crime and Disorder Act places a duty on local authorities to consider issues of crime and disorder when making

licensing related decisions. When considering this application therefore, Members will wish to give regard to all relevant factors, including any implications associated with the potential for the decision to impact upon issues of crime and disorder within the locality.

8. CONSIDERATION

Members may consider the following points pertinent to their deliberations:

- To date, North Wales Police have not opposed applications for renewal
- No relevant public objections have been received that oppose renewal of the licence, and
- The premises have operated fully in accordance with the existing permission, and Licensing Enforcement Officers have not had cause to visit or contact the premises other than for matters of a routine nature.

9. RECOMMENDATION

In the absence of any objections, officers recommend the renewal of the Sex Establishment Licence, along with the option to continue to pay the fee of £2,600.00 in installments.