

AGENDA

Meeting: Southern Area Licensing Sub Committee
Place: Grand Jury Room, Guildhall, Market Place, Salisbury SP1 1JH
Date: Thursday 10 May 2012
Time: 12.30 pm
Matter: Application for Sexual Entertainment Venue Club Rouge

Please direct any enquiries on this Agenda to Pam Denton, of Democratic Services, County Hall, Bythesea Road, Trowbridge, BA14 8JN.

Press enquiries to Communications on direct lines (01225)713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at www.wiltshire.gov.uk

Membership:

Cllr Desna Allen
Cllr George Jeans

Cllr Jonathon Seed

AGENDA

1. **Election of Chairman**

To elect a Chairman for the meeting of the Sub-Committee.

2. **Procedure for the Meeting** (*Pages 1 - 6*)

The Chairman will explain the attached procedure for the members of the public present.

3. **Chairman's Announcements**

The Chairman will give details of the exits to be used in the event of an emergency.

4. **Declarations of Interest**

To receive any declarations of personal or prejudicial interests or dispensations granted by the Standards Committee.

5. **Licensing Application - Application for Sexual Entertainment Venue Club Rouge, 23-25 Milford Street, Salisbury** (*Pages 7 - 78*)

To consider and determine an Application for a Sexual Entertainment Venue for Club Rouge, 23-25 Milford Street, Salisbury

LICENSING COMMITTEE

PROCEDURAL RULES FOR THE HEARING OF APPLICATIONS UNDER SCHEDULE 3 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

SEXUAL ENTERTAINMENT VENUES

1 Purpose

- 1.1 These procedural rules have been prepared to facilitate proper consideration by the Licensing Committee and its Sub Committees of applications for sexual entertainment venues under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.
- 1.2 The rules set out a framework for how applications are to be heard and explain the role of the participants at the Hearing.

Definitions

- 2.1 The following definitions describe the participants at and the subject matter of a Hearing:

Applicant means the applicant for the grant, renewal or transfer of a licence as appropriate.

Application means an application for one or more of the following, as the case may be:

- a) grant of a licence;
- b) transfer of a licence;
- c) renewal of a licence;

Committee includes a Sub-committee

Hearing means a meeting of the Licensing Committee during which an application for a licence under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 is being considered

Objector means any person who has given Notice of Objection in accordance with Paragraph 10 (15) of the Schedule 3 the 1982 Act.

Parties means the Applicant(s) and any Objector(s) to the grant of the application.

The Council means Wiltshire Council.

The 1982 Act means the Local Government (Miscellaneous Provisions) Act 1982

3 Key Principles

- 3.1 The Hearing will be conducted in accordance with the principles of natural justice, and fairness.
- 3.2 This will include that:
 - 3.2.1 All Parties have an opportunity to make representations before a decision is made;
 - 3.2.3 All Parties have an adequate opportunity to consider and respond to any submissions made other parties to the Hearing;
- 3.3 It is also fundamental that there is an orderly presentation of submissions at a Hearing so that the relevant issues are properly understood, evidence is tested and that oral statements made at the Hearing are accurately recorded.
- 3.4 Ultimately the Chairman determines the application of these rules, having regard to any submissions being made by those present and in particular the Committee Lawyer.

4 The Hearing

- 4.1 Subject to the exceptions below, the Hearing shall take place in public.
 - 4.1.1 The Committee may exclude the public from all or part of the Hearing where it considers it to be in the public interest to do so and in accordance with S100A Local Government Act 1972, as amended. Public includes a party and any person assisting or representing a party.
 - 4.1.2 The Committee may require any person attending the Hearing who, in its opinion, is behaving in a disruptive manner, to leave the Hearing and may:
 - a refuse to permit them to return; or
 - b permit them to return only on such conditions as the Committee may specify;
 - 4.1.3 in the event that a person is required to leave a Hearing that person may, before the end of the Hearing, submit to the Committee in writing any information which they would have given orally.
- 4.2 Prior to the Hearing commencing, the Chairperson shall advise the parties of the procedure it proposes to follow at the Hearing.

- 4.3 Where a party has previously requested permission for a person(s), other than their representative, to appear at the Hearing then the Committee shall consider whether to permit that request.
- 4.4 The Committee will allow the parties an equal maximum period of time in which to exercise their rights.
- 4.5 This equal maximum time may have been notified in advance of the Hearing;
- 4.6 Where there is a multiple of Parties who have attended the Hearing to make the same or similar representations then the Committee would normally require that a spokesperson be appointed by them to make the representations on behalf of all of those Parties.

5 Presentation of Submissions

- 5.1 The Chairman will introduce the Application.
- 5.2 Submissions shall be made in the following order unless the Chairman directs otherwise:
 - 5.2.1 The Licensing Officer will orally present the Committee Report and will in particular advise the Committee as to:
 - a the options available to it;
 - b the considerations that are relevant in reaching its decision.
 - 5.2.2 The Applicant (or the Applicant's Representative) will orally present its submission which may include:
 - a presenting their case in accordance with the papers, which will have been circulated with Agenda papers;
 - b confirming key information and answer pertinent questions; and
 - c calling witnesses in support of the Application (see paragraph 4.3).
 - 5.2.3 Objectors will orally present their representations in turn which shall include:
 - a the grounds of the objection to the Application; and
 - b if appropriate, any condition(s) that the Objector would wish to see imposed on the Licence if it were to be granted

6 Questioning of Submissions

- 6.1 The Chairman will regulate the order in which questions are asked by Members.

- 6.2 The Chairman and Members may question any Party following the completion of their submission.
- 6.3 The Chairman will normally then permit the Applicant and the Objectors to ask questions of the other parties
- 6.4 The Chairman may direct that questions which are not relevant to the Application are not formally put or answered.

7 Documentation

- 7.1 No party shall present new documentation to the Committee at the Hearing other than with the consent of the Committee having taken into account any comments by the other parties and any advice given by officers. Where a party is given consent to present new documentation, they shall provide sufficient copies for the Committee, officers and the other parties present

8 Intervention

The Chairman shall permit the following interventions at any point in the Hearing:

- 8.1 The Committee Lawyer to advise the Committee on issues of law, procedure and relevant considerations on decision making. If necessary, the Chairman may adjourn the Hearing and require the Committee, the Committee Lawyer and the Committee Manager to leave the Hearing so that advice can be given.
- 8.2 The Committee Manager to advise the Committee on procedure generally, or to request that statements made are repeated for reasons of clarity and so that they can be properly recorded.
- 8.3 The Licensing Officer to seek to clarify statements that have been made in light of information held on their file.

9 Failure of Parties to Attend Hearing

- 9.1 If a Party has informed the Licensing Officer that it does not intend to attend or be represented at a Hearing, the Hearing may proceed in its absence.
- 9.2 If a Party has not indicated that it does not intend to attend or be represented at a Hearing and fails to attend or be represented at the Hearing then the Committee may:
 - 9.2.1 where it considers it be necessary in the public interest, adjourn the Hearing generally or to a specified date; or
 - 9.2.2 hold the Hearing in the Party's absence.
- 9.3 Where the Licensing Authority holds a Hearing in the absence of a Party, it shall consider at the Hearing the application, representations made by that Party.

10 Closing Submissions

10.1 The Chairman shall allow, first the Objectors to make a closing oral submission(s) and secondly the Applicant or the Applicant's Representative to make an oral closing submission in support of the Application.

11 Decision

11.1 Following the closing submissions by all parties the Committee shall adjourn. The Committee members, the Committee Lawyer and the Committee Manager, shall retire so that the decision may be considered in private, and to consider any legal issues raised by the Members.

11.2 The decision, and reasons for the decision, of the Committee shall be communicated orally by the Chairman to the parties after the Committee has deliberated in private on the Application.

11.3 Written reasons shall be provided soon after the deliberations of the Application and in any event within the statutory time limits.

Hearing Procedure Summary

1. The Chairman welcomes all those present and introduces the Application.
2. The Chairman introduces the Applicant, Objectors and Officers present.
3. The Chairman outlines the Hearing Procedure.
4. The Licensing Officer presents the Committee Report.
5. The Applicant addresses the Committee.
6. Questions to the Applicant by Members of the Committee
7. Questions to the Applicant by Objectors.
8. Submissions by Objectors.
9. Questions to Objectors by Members of the Committee.
10. Questions to Objectors by Applicant.
11. Summing up by Objectors.
12. Summing up by Applicant.
13. Committee retires with the Committee Lawyer and Committee Manager to consider its decision.
14. Committee returns and the Lawyer gives a summary of any legal advice that may have been given to the Committee, and invites the parties present to make any comments on that advice.
15. The Chairman either gives the decision with reasons, or advises that it will be released in writing with reasons within the statutory time limits.

WILTSHIRE COUNCIL

SOUTHERN AREA LICENSING SUB COMMITTEE

10TH May 2012

Application for Sexual Entertainment Venue Club Rouge, 23–25 Milford Street, Salisbury

1. Purpose of Report

- 1.1 This report provides information for Members about an application made for a sexual entertainment venue (SEV) licence under the Local Government (Miscellaneous Provisions) Act 1982, as amended by the Policing and Crime Act 2009, to assist them in determining the application.

2 Recommendations

- 2.1 Having considered the application and representations, the Sub-Committee may
- Grant a licence in accordance with the application
 - Grant a licence subject to additional and/or varied conditions
 - Reject the application
- 2.2 It is **Recommended** that a sexual entertainment licence be granted for Club Rouge, 23 - 25 Milford Street, Salisbury subject to the standard conditions set out in the Council's adopted policy and a further condition requiring any changes in the layout or management of the premises to be approved in advance by the Council

3. Summary

- 3.1 This report outlines an application for a new sexual entertainment venue for Club Rouge, 23- 25 Milford Street, Salisbury. It also refers to Wiltshire Council's policy on Licensing Sexual Entertainment Venues and provides other pertinent information specific to this application.

4. Application

4.1 An application for a Sexual Entertainment Licence (SEV) was received on 29th February 2012 from Mr Robert Stephen Ash and Mr Kevin Leslie Welch for Club Rouge, 23-25 Milford Street, Salisbury. A copy of the application is attached as Appendix 2.

4.2 The application is to provide the following forms of 'relevant entertainment':- lap dancing, pole dancing and topless stage strip-tease.

The hours applied for are as follows:

Day	Hours
Monday	22:00 to 04:00
Tuesday	22:00 to 04:00
Wednesday	22:00 to 04:00
Thursday	22:00 to 04:00
Friday	22:00 to 04:00
Saturday	22:00 to 04:00
Sunday	Closed

4.3 Mr Ash and Mr Welch already hold a premises licence under the Licensing Act 2003 for the premises concerned. The application under consideration is separate to the regime imposed by the 2003 Act. A copy of the current premises licence is attached as Appendix 3

4.4 The application was accepted by the Senior Licensing officer, as being served correctly, within the transitional period, prior to the third appointed day (1 March 2012) with all the required documentation and fees.

4.5 The applicant is required to serve a copy of their application on the Chief Officer of Police and to inform other interested parties by way of a notice on site and in the local newspaper.

4.6 These requirements have been satisfied for this application. The applicants failed initially to advertise their application in a local newspaper within the required 7 days time frame. This was addressed, and the application was duly advertised in the Salisbury Journal on Thursday 29th March 2012. In order not to prejudice interested parties the 28 day consultation period was re-started and concluded on the 22th April 2012.

- 4.7 The premises have been operating in its current guise prior to the implementation of the Licensing Act 2003. Neither Wiltshire Council nor its predecessor Salisbury District Council have to date received any complaints regarding the nature of, or activities that take place at, the premise.

5. Representations

- 5.1 Three (3) representations have been received in relation to this application within the consultation period.

A copy of the representations is attached as Appendix 4

A petition containing 43 signatures was received within the consultation period, this is an extension to the e-petition which received 2 signatories.

There are no Police objections; a copy of the response from Wiltshire Police is attached as Appendix 5

No representations have been received from any commercial businesses, schools, churches or other organisations in relation to this application.

6. Suitability of Applicants

The Council's Policy on Licensing Sexual Entertainment Venues refers to the suitability of applicants. The Council may refuse an application if it considers that the applicants are unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason.

- 6.1 An applicant must be a fit and proper person to hold a licence. In determining suitability for a new licence or a transfer the Council will take the following into account:

- (a) previous relevant knowledge and experience of the applicant;
- (b) any evidence of the operation of any existing or previous licence held by the applicant, including any licence held in any other council area;
- (c) any report about the applicant and management of the premises received from statutory objectors

7. Location of premises

- 7.1 The Council's Policy on Licensing Sexual Entertainment Venues deals with the locality of premises to be licensed as SEVs.

- 7.2 The policy also sets out the areas that are considered inappropriate to locate SEV's in having regard to:

- (a) the character of the relevant locality;

- (b) the existence of other similar businesses within the locality;
- (c) the use to which any premises in the vicinity are put;
- (d) the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

7.3 Officers consider that Club Rouge is in an area associated with the night time economy.

Inappropriate Proximity

7.4 Wiltshire Council's Policy states no new sex establishment will be permitted if it will be situated within "inappropriate proximity":

- (a) near to housing;
- (b) near, or near to access routes to and from schools, play areas, nurseries, children's centres or similar premises;
- (c) in shopping centres;
- (d) near places of worship;
- (e) near a community facility or public building, including but not limited to swimming pools, leisure centres, public parks, youth centre's/club and sheltered housing;
- (f) near historic buildings or tourist attractions.

"Inappropriate proximity" is defined as a distance of 200m in direct line of sight between the proposed establishment and any locations listed above, or 100m distance if there is no direct line of sight.

7.5 Officers have visited the area and note the premises is in a shopping street, located near other late night venues. The application is to licence an existing business under the new legislation and the hours of operation are in line with other licensed premises with alcohol and regulated entertainment in the vicinity.

Location plans are attached as Appendix 6

A list of other licensed premises in the Town centre is attached as Appendix 8

8. Layout of premise

8.1 Members should give consideration to the layout of the premises, and how this may impact on the way the business will be run if an SEV licence is granted. The plan submitted with the application should give Members some assistance in this regard, as should the site visit due to take place in advance of the formal hearing.

Photographs of the internal layout are attached for member's information as Appendix 7

8.2 Some of the standard conditions concern the layout of the premises.

9. Conditions

- 9.1 Wiltshire Council's policy states that standard conditions will apply to all Sexual Entertainment Venues. The current standard conditions are set out in as Appendix 1 to the policy (Attached as Appendix 1)
- 9.2 The Licensing Committee may decide to impose additional conditions when it determines the application.
- 9.3 It is suggested that Members add a condition to confirm that any licence issued is for the premises in its existing layout and for the managers listed, and that any changes will need to be approved by the Council.

10. Legal Implications

- 10.1 On 13 July 2011 Wiltshire Council resolved that the provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 27 of the Policing and Crime Act 2009 be adopted and shall apply within the Council's boundaries.
- 10.2 On 6 February 2012 the Licensing Committee resolved to adopt and implement the policy and regulations prescribing conditions for Sex Establishments from 1st March 2012 (third appointed day)

'Sexual Entertainment Venue' is defined within Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended) ('the Act') as "any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer." 'Relevant Entertainment' means "any live performance or live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of an audience (whether by verbal or other means)."

- 10.3 Paragraph 12 of Schedule 3 of the Local Government (Miscellaneous Provisions Act 1982) sets out the grounds for refusing an application for the grant, renewal or transfer of a licence.

A licence must not be granted:

- i. To a person under the age of 18;
- ii. To a person who is for the time being disqualified due to the person having had a previous licence revoked in the area of the appropriate authority within the last 12 months;
- iii. To a person, other than a body corporate, who is not resident in an European Economic Area (EEA) State, or was not so resident throughout the period of six months immediately preceding the date when the application was made; or
- iv. To a body corporate which is not incorporated in an EEA State; or
- v. To a person who has, within a period of 12 months immediately preceding the date when the application was made, been refused

the grant or renewal of a licence for the premises, vehicle, vessel or stall in respect of which the application is made, unless the refusal has been reversed on appeal

A licence may be refused where:

- vi. The applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- vii. If the licence were to be granted, renewed or transferred the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he made the application himself;
- viii. The number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
- ix. That the grant or renewal of the licence would be inappropriate, having regard:
 - to the character of the relevant locality; or
 - to the use to which any premises in the vicinity are put; or
 - to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made

Any decision to refuse a licence must be relevant to one or more of the above grounds and the decision must be necessary and proportionate. Any conditions that are imposed must also be non-discriminatory, necessary and proportionate. They should not duplicate or contradict any conditions that appear on a licence issued under the Licensing Act 2003.

11. Appeal

There is no right of appeal against a refusal to grant a licence for the reasons identified in paragraph viii or ix above. Refusal on any other grounds can be appealed to the Magistrates Court within 21 days.

12. Human Rights

When making their decision Members must give consideration to the rights applicants have under the European Convention on Human Rights. Article 1 (entitles every person to peaceful enjoyment of their possessions) and Article 10 (freedom of expression) are particular rights that may be relevant. Members should consider whether interference with these rights is necessary and proportionate for the prevention of crime or disorder, for the protection of health or morals or for the protection of the rights and freedoms of others or, in the case of Article 1, whether interference can be justified in the general interest.

Report Author: Linda Holland

Name, title and contact details: Linda Holland Senior Licensing Officer
linda.holland@wiltshire.gov.uk. Tel: 01249 706410

Date of report 25 April 2012

Background Papers Used in the Preparation of this Report

- **Local Government (Miscellaneous Provisions) Act 1982**
- **Policing and Crime Act 2009**
- **Wiltshire Council Sex Establishment Licensing Policy**

Appendices

- 1 Wiltshire Council Sex Establishment Policy**
- 2 Application for Sex Entertainment Venue**
- 3 Premises Licence issued to Club Rouge**
- 4 Representations**
- 5 Wiltshire Police letter**
- 6 Location maps**
- 7 List of other licensed venues in Salisbury City Centre**
- 8 Internal Layout photographs**

This page is intentionally left blank

Sex Establishment Licensing Policy

Guidance and Standard Conditions

Licensing of Sex Establishments

Introduction

- 1.1 This policy has been produced as a result of new provisions that allow the Council to regulate lap dancing and similar venues.
- 1.2 The Licensing Authority is responsible for developing and implementing this policy.
- 1.3 Wiltshire Council has adopted Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (as amended by Section 27 of the Policing and Crime Act 2009) so that it can regulate sex shops, sex cinemas and sexual entertainment venues in the County.
- 1.4 Should any change to the Standard Conditions make it necessary to update relevant parts of the policy document, the amended policy document will be consulted upon.
- 1.5 This policy supersedes all previous policies implemented by Wiltshire Council.

Purpose and Aim of the Policy

- 2.1 This policy is intended to set out clear and concise guidance, procedure and principles for the benefit of the Licensing Authority, the public, applicants and other relevant organisations.
- 2.2 This policy also contains Standard Conditions which will be applied to the sex establishment which forms part of any granted licence.

Scope

- 3.1 This policy relates to any premises wishing to operate as a sex establishment.
- 3.2 Not all premises will automatically require a licence. Where there is an exemption within the legislation this has been set out in this policy document.
- 3.3 Consideration will be given to the provisions of the Human Rights Act 1998 when considering applications for Sex Establishment Licences.
- 3.4 When considering applications for a Sex Establishment Licence, in respect of premises that have previously operated without the requirement for a licence prior to the adoption of the legislation, in addition to this policy document the Licensing Authority must have regard to the Home Office guidance issued in March 2010 entitled 'Sexual Entertainment Venues – Guidance for England and Wales'.

Definitions

4.1 Sex Shop

The legislation defines a sex shop as:

- “(1) Any premises, vehicle, vessel or stall used for a business which consists to a significant degree of selling, hiring, exchanging, lending, displaying or demonstrating –
- (a) sex articles; or
 - (b) other things intended for use in connection with, or for the purpose of stimulating or encouraging –
 - (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity.
- (2) No premises shall be treated as a sex shop by reason only of their use for the exhibition of moving pictures by whatever means produced.”

Sex articles are defined as:

- “(3) (a) anything made for use in connection with, or for the purpose of stimulating or encouraging –
- (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity; and
- (b) anything to which sub-paragraph (4) below applies.
- (4) This sub-paragraph applies –
- (a) to any article containing or embodying matter to be read or looked at or anything intended to be used, either alone or as one of a set, for the reproduction or manufacture of any such article; and
 - (b) to any recording vision or sound, which –
 - (i) is concerned primarily with the portrayal of, or primarily deals with or relates to, or is intended to stimulate or encourage, sexual activity or acts of force or restraint which are associated with sexual activity; or
 - (ii) is concerned primarily with the portrayal of, or primarily deals with or relates to, genital organs, or urinary or excretory functions.”

4.2 Sex Cinema

The legislation defines a sex cinema as:

- “(1) Any premises, vehicle, vessel or stall used to a significant degree for the exhibition of moving pictures, by whatever means produced, which –
- (a) are concerned primarily with the portrayal of, or primarily deal with or relate to, or are intended to stimulate or encourage -
 - (i) sexual activity; or
 - (ii) acts of force or restraint which are associated with sexual activity; or

- (b) are concerned primarily with the portrayal of, or primarily deal with or relate to, genital organs or urinary or excretory functions,

but does not include a dwelling-house to which the public is not admitted.

- (2) No premises shall be treated as a sex cinema by reason only –
 - (a) if they are licensed under Section 1 of the Cinemas Act 1985, or their use or purpose for which a licence under that section is required; or
 - (b) of their use for an exhibition to which Section 6 of that Act (certain non-commercial exhibitions) applies given by an exempted organisation within the meaning of Section 6(6) of that Act.

4.3 **Sexual Entertainment Venue**

The legislation defines a Sexual Entertainment Venue as:

- “2A (1) In this Schedule “sexual entertainment venue” means any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer.
- (2) In this paragraph “relevant entertainment” means –
- (a) any live performance; or
 - (b) any live display of nudity;
- which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means).
- (3) The following are not sexual entertainment venues for the purposes of this Schedule –
- (a) sex cinemas and sex shops;
 - (b) premises at which the provision of relevant entertainment as mentioned in sub-paragraph (1) is such that, at the time in question and including any relevant entertainment which is being provided at that time –
 - (i) there have not been more than eleven occasions on which relevant entertainment has been so provided which fall (wholly or partly) within the period of 12 months ending with that time;
 - (ii) no such occasion has lasted more than 24 hours; and
 - (iii) no such occasion has begun within the period of one month beginning with the end of any previous occasion on which relevant entertainment has been so provided (whether or not that previous occasion falls within the 12 month period mentioned in sub-paragraph (i));

(c) premises specified or described in an order made by the relevant national authority.

(4) – (12) refer to other matters and are not relevant to this policy.

(13) For the purposes of this Schedule references to the use of any premises as a sexual entertainment venue are to be read as references to their use by the organizer.

(14) In this paragraph –

“audience” includes an audience of one;

“display of nudity” means –

(a) in the case of a woman, exposure of her nipples, pubic area, genitals or anus; and

(b) in the case of a man, exposure of his pubic area, genitals or anus;

“the organiser”, in relation to the provision of relevant entertainment at premises, means any person who is responsible for the organization or management of –

(a) the relevant entertainment; or

(b) the premises;

“premises” includes any vessel, vehicle or stall but does not include any private dwelling to which the public is not admitted;

And for the purposes of sub-paragraphs (1) and (2) it does not matter whether the financial gain arises directly or indirectly from the performance or display of nudity.”

Examples of “relevant entertainment” are:

- Lap Dancing
- Pole Dancing
- Table Dancing
- Strip Shows
- Peep Shows
- Live Sex Shows

Application Process

5.1 The application form and relevant documentation for the new licence, renewal or transfer must be completed and returned with the appropriate fee as set out in the Council’s fees and charges.

- 5.2 A copy of the application form and supporting documentation must be forwarded to the Chief of Police within 7 days of the date of the application being made.
- 5.3 Applicants must also make notice of the application by publishing an advertisement in a local newspaper which circulates within the area of the premises. The notice should clearly identify the premises to which it relates and should be published no later than 7 days from the date the application is made. There is an additional requirement for the notice of application to be displayed for 21 days on or near the premises in a place that is convenient for the public to read. The notice must contain certain information prescribed by the Licensing Authority.
- 5.4 the Council will carry out a consultation process where views are sought from: Wiltshire Council, Wiltshire Fire and Rescue Service, Council Divisional Members for the area of the premises and the Council's Planning Department.
- 5.5 Objections to the application for the grant, renewal or transfer of a licence shall be given in writing, stating the terms of the objection no later than 28 days from the date of the application.
- 5.6 Where notice of an objection is received by the Council they will give notice in writing to the applicant of the general nature of the objection before it is given due consideration.
- 5.7 Objections must be made in writing and should include the following:
- (a) the name and address of the person making the objection;
 - (b) the premises to which the objection relates
 - (c) the proximity of the premises to the person making the objection;
 - (d) the reasons for making the objections.
- 5.8 Objections should be relevant to the statutory grounds for refusal as set out in the Local Government (Miscellaneous Provisions) Act 1982 Act and listed in Paragraph 6.3..
- 5.9 The Licensing Authority will not consider objections that are frivolous or vexatious and decisions on these will be made objectively by Licensing Officers. Where objections of this nature are rejected, the objector will be notified in writing.

Vexatious Objections are generally taken to be one which is repetitive, without foundation or made for some other reason such as malice.

Frivolous Objections are generally taken to be one that is lacking in seriousness.

Valid Objections will be considered by the Licensing Committee to consider the application

Determination of an Application

- 6.1 The Council will consider every application on its merits, following the appropriate consultation and in accordance with this policy.
- 6.2 The Act specifies a number of issues that should and should not be considered:

- (a) A Council cannot have regard to the morality of sex establishments.
- (b) Straightforward objections on the grounds that sex establishments should not be allowed, will not be taken into account when assessing applications.
- (c) That the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason.
- (d) That if the licence was to be granted, renewed or transferred, the business to which it relates will be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he/she had made the application himself/herself.
- (e) That the grant or renewal of a licence would be inappropriate having regard to:
 - (i) the character of the relevant locality;
 - (ii) the existence of other similar businesses within the locality;
 - (iii) the use to which any premises in the vicinity are put;
 - (iv) the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.
- (f) No new sex establishment will be permitted if it will be situated within “inappropriate proximity”:
 - (i) near to housing;
 - (ii) near, or near to access routes to and from schools, play areas, nurseries, children’s centres or similar premises;
 - (iii) in shopping centres;
 - (iv) near places of worship;
 - (v) near a community facility or public building, including but not limited to swimming pools, leisure centres, public parks, youth centre’s/club and sheltered housing;
 - (vi) near historic buildings or tourist attractions.

“Inappropriate proximity” is defined as a distance of 200m in direct line of sight between the proposed establishment and any locations listed above, or 100m distance if there is no direct line of sight.

- (g) An applicant must be a fit and proper person to hold a licence. In determining suitability for a new licence or a transfer the Council will take the following into account:
 - (i) previous relevant knowledge and experience of the applicant;
 - (ii) any evidence of the operation of any existing or previous licence held by the applicant, including any licence held in any other council area;
 - (iii) any report about the applicant and management of the premises received from statutory objectors.

6.3 Section 12(1) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 prohibits the Licensing Authority from granting a licence:

- (a) “to a person under the age of 18; or

- (b) to a person who is for the time being disqualified from holding a licence following revocation of such a licence; or
- (c) to a person, other than a body corporate, who is not resident in a European Economic Area (EEA) state or was not so resident throughout the period of 6 months immediately preceding the date when the application was made; or
- (d) to a body corporate who is not in an EEA state; or
- (e) to a person who had, within a period of 12 months immediately preceding the date when the application was made, been refused the grant or renewal of a sex establishment licence for the premises, vehicle, vessel or stall in respect of which the application is made, unless the refusal has been reversed on appeal.”

- 6.4 The Licensing Authority will give clear reasons for its decision.
- 6.5 Any sex establishment licence may be granted subject to conditions imposed by the Council; therefore an application should not be refused if conditions could adequately address any area of concern.
- 6.6 All licences will be subject to the Council’s Standard Conditions for sex establishments as at Appendix A.
- 6.7 in the event of conflict between Standard Conditions and Special Conditions contained in the sex establishment licence, the Special Conditions shall prevail.

Grant of a Licence

- 7.1 All applications for the grant of a new licence will be determined by the Licensing Committee, irrespective of whether objections are received.

Renewal or Transfer of an Existing Licence

- 7.2 Where no valid objections or observations have been received, the application will be considered under officer delegated powers.
- 7.3 If the officer is minded to refuse such an application it will be referred to the Licensing Committee.
- 7.4 Where valid objections are received the application will be determined by the Licensing Committee.
- 7.5 At a Licensing Committee hearing the applicants and any objectors/observers will be given an opportunity to address the Committee.

Hearing Procedure

- 8.1 Where the Council is required to determine an application by referral to a Licensing Committee, the applicant and objectors/observers will be advised of the date, time and venue of the hearing.
- 8.2 In preparation for the hearing, all parties will receive a copy of the Licensing Officer’s report prior to the hearing. The report will contain a summary of the application, representations and any other relevant information.

- 8.3 At the hearing all parties will have the opportunity to address the Committee and ask factual questions of other parties. The Licensing Committee may also ask questions of all parties that they feel relevant to determine the application.
- 8.4 The Licensing Committee will communicate their decision at the end of the hearing and all parties will receive written confirmation within 7 days.
- 8.5 If a licence is to be granted the Licensing Authority will aim to do this within 5 working days of the Committee's decision.

This page is intentionally left blank

STANDARD CONDITIONS

SEXUAL ENTERTAINMENT VENUES AND SEX CINEMAS

These regulations are made by Wiltshire Council under the conferred powers of paragraph 13(1) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.

The grant of a licence for a Sex Establishment shall not be deemed to convey any approval or consent which may be required under any enactment bye-law order or regulation other than Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended.

In the event of a conflict between these Regulations and any special conditions contained in a licence relating to a Sex Establishment the special conditions shall prevail.

Definitions: -

'Sex Establishment', 'sex cinema', 'sex shop', and 'sex article' shall have the same meanings ascribed to them in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.

'Premises' means a building or part of a building and any forecourt, yard or place of storage used in connection with a building or part of a building which is the subject of a licence for a sex shop granted under the said Schedule 3.

'The Council' means Wiltshire Council.

'Authorised Officer' means any person authorised in writing by the Council.

These conditions may be dispensed with or modified by the Council in any special case.

Where there is any reference in these conditions to the consent of the Council being required, such consent may be given on such terms and conditions and subject to such restrictions as may be so specified.

If the Licence Holder wishes any of the terms of the licence to be varied any application must be made to the Council.

SEXUAL ENTERTAINMENT VENUES

1. Exhibition of a Licence

- a) A copy of the licence and any special conditions attached shall, at all times, be displayed in a conspicuous position on the premises so as to be available for inspection by the police, the fire authority and authorised officers of the Council.

2. Hours of Opening and Closing

- a) The premises shall not open outside of the permitted hours stated on the licence.

3. Management of Licensed Premises

- a) The licence holder or some responsible person, being 21 years of age or over, nominated by him/her in writing shall be in attendance at the premises at all such times as the premises are open to the public and any nomination shall be produced to any Police Officer or Authorised Officer of the Council or Police and give the name and address of the person nominated.
- b) The name of the person responsible for the management of the premises, whether the licensee or the manager, shall be displayed in a conspicuous position within the premises throughout the period during which he is responsible for the conduct of the premises.
- c) All members of staff shall be easily identifiable as such. If required by the Council in writing the Licence Holder shall ensure that during the hours the premises are open for business every employee or person working in the license premises wears a badge of a type approved by the Council indicating his name and that he is an employee or person working in the premises.
- d) The licence holder shall exhibit in a conspicuous place inside the licensed premises and at the point of access to the licensed premises a notice stating that persons under the age of eighteen years are not permitted on the premises.
- e) No other notices unless pursuant to these Regulations may be exhibited.
- f) The licence holder shall not display in any position visible to persons outside the premises any matter which does not comply with the Indecent Displays (Control) Act 1981.
- g) The licence holder shall not display any advertisement which is visible to persons outside the premises except as permitted by these Regulations or under the Act and no advertisements shall be displayed wherever visible which depict any sex article as defined.
- h) The licence holder shall maintain a daily register in which shall be recorded the name and address of any person who is to be responsible for managing the sex establishment in the licensee's absence and the names and addresses of those employed in the sex establishment. The register is to be completed each day within 1 hour of the premises opening for business and is to be available for inspection by the police and by authorised

officers of the Council and police.

- i) The licence holder must submit a set of “House Rules” to the Licensing Authority as part of the application process; these rules will form part of the licence, and must be complied with. All performers must sign an agreement to adhere to these House Rules.
- j) Where the licence holder is a body corporate or an incorporated body, any change of director, company secretary or other person responsible for the management of the body shall be notified in writing to the Council within 14 days of such change and such written details as the licensing authority may require in respect of the change of personnel shall be furnished within 14 days of a request in writing from the Council.

4. **Operation of the Premises**

- a) The Licence Holder shall ensure that the public are not admitted to any part or parts of the premises other than those which have been approved by the Council.
- b) The licence holder shall not permit any person other than persons employed by him, his servant or agent, statutory undertakers or, if applicable, his landlord to enter upon any part of the premises which are not available to the public in connection with the display, sale, hire, exchange, loan or demonstration of sex articles.
- c) No person under the age of 18 shall be admitted to any part of the premises which is used as a sex establishment or be employed in the business of the sex establishment.
- d) All persons working in the premises, including performers, shall be aged not less than 18 years old.
- e) Neither the licence holder nor any employees or agent shall personally solicit custom for the sex establishment outside or in the locality of the premises.
- f) The licence holder shall not permit the display outside the premises of photographs or other images which indicate or suggest that relevant entertainment takes place in the premises.

External advertising of relevant entertainment shall not include any of the following:

- Any depiction of full nudity
 - Any depiction of partial nudity
 - Any depiction of overtly sexual or violent images or any other images which may give rise to concerns in respect of public decency or protection of children or vulnerable persons from harm
- g) No sex articles shall be used, displayed, sold, hired, exchanged, loaned or demonstrated in a sexual entertainment venue or sex cinema.
 - h) The licence holder shall not knowingly allow the licensed premises to be the habitual resort or meeting place of reputed prostitutes, whether the object of their so resorting or

meeting is or is not prostitution.

- i) The licensed premises shall not be used for any purpose other than the business of a sex establishment.
- j) The licensed premises shall not be open for the purposes of which a sex establishment licence is granted on any occasion when the Council may signify in writing to the licence holder, occupier or other person having at the time the care and management of the premises, that the same should not be open.

5. **External Appearance**

- a) A notice stating that no person under the age of 18 shall be admitted to the premises must be displayed on the outside of the premises.
- b) The licence holder shall ensure that the interior of the sex establishment is not visible to persons outside the premises.
- c) The exterior of the licensed premises shall be of a design and materials approved by the Council. The exterior of the premises shall consist of material and colours of a discreet nature appropriate to the character of the locality and shall be in keeping with the appearance of other premises in the vicinity.

Detailed proposals for the external appearance of the premises shall be agreed with the Council's Delegated Officer within 14 days of the notification of the determination of a grant of the application for a new premises licence.

The approval shall be subject to ratification by the Council's Licensing Committee.

- d) The interior and exterior of the licensed premises shall be kept in good repair and condition.
- e) No illuminated signs or exterior lights shall be affixed to the licensed premises unless approved by the Council's Delegated Officer and shall be subject to ratification by the Council's Licensing Committee.
- f) The external doors of the licensed premises shall be fitted with self-closing mechanisms and such mechanisms shall be maintained in good order. Doors and openings, other than exits, which lead to parts of the premises to which public are not permitted to have access shall be clearly marked "Private".
- g) No external doors shall be fixed in an open position at any time during the permitted hours.
- h) The entrances, windows and openings to the premises shall be of a material or covered with a material which will render the interior of the premises invisible to passers-by.

6. Internal Layout and Condition of Premises

- a) The licence holder shall maintain the premises in good repair and condition as well as carrying out his duties under the Health and Safety at Work etc Act 1974 and other related legislation.
- b) No access shall be permitted through the premises to any other premises adjoining or adjacent except in the case of an emergency.
- c) Lighting shall be in operation continuously during the whole time that the sex establishment is open to the public.
- d) Any alterations or additions to the premises shall not be made without prior written consent from the Council. A variation application will be required to make any such changes to the internal or external look of the building.
- e) No fastenings shall be fitted to any booth or cubicle within the Sex Establishment. Appropriate fastenings are permitted on toilet doors.

7. Provision of Relevant Entertainment

- a) Any person who is providing relevant entertainment must be briefed verbally or in writing by the licence holder or his deputy about the conditions that relate to the premises and any code of conduct.
- b) Any person providing relevant entertainment shall be made aware that their activities will be recorded on CCTV.
- c) The performer(s) shall sign in a register that they have received briefings and these shall be retained for 12 months and made available for inspection by any Police Officer or authorised officer of the Council.
- d) During any performance of relevant entertainment there must be no physical contact between the performer and any member of the public. The only exceptions are the placing of money or tokens in an item of clothing worn by the performer or in the performer's hand.
- e) There shall be no penetration of a performer's genitals or anus by any means.
- f) Performers shall not engage in masturbation and/or oral sex.
- g) No customer shall participate in any relevant entertainment except at the consent of the performer and must remain seated at all times.
- h) No customer shall be required or encouraged to participate in any relevant entertainment against their will.
- i) No customer shall have any clothing removed during any relevant entertainment.

- j) On completion of relevant entertainment performers shall dress immediately and leave the performance area.
- k) Performers are not to solicit, exchange contact details, addresses or telephone numbers with customers, or arrange to meet customers off the premises.

8. **Safety and Security**

- a) The licence holder shall maintain good order in the premises at all times and shall ensure that persons entering or leaving the licensed premises conduct themselves in an orderly manner and do not cause annoyance to residents and persons passing by.
- b) Relevant entertainment may only take place in 'designated areas' marked on the plan of the premises which was submitted as part of the application process.
- c) The licence holder shall have in place a policy concerning the safety of performers arriving at and leaving the premises, which shall be made in writing and made available to the Police or authorised officer of the Council or Police on request.
- d) The licence holder or deputy shall be present on the premises at all times whilst the relevant entertainment is taking place.
- e) The licence holder shall take all reasonable precautions for the safety of the public, employees and other persons working in the premises.
- f) A CCTV system shall be installed in the premises to the satisfaction of the Council's Licensing Officer. The system shall efficiently record the operation of the licensed premises and shall automatically indicate the date and time of the events recorded to a standard that would be acceptable as evidence in court.

All CCTV recordings shall be securely retained for a minimum of 28 days and shall be made available at the place licensed for inspection by a police officer or an authorised officer of the Council or police.

SEX CINEMAS

1. **Exhibition of a Licence**

- a) A copy of the licence and any special conditions attached shall, at all times, be displayed in a conspicuous position on the premises so as to be available for inspection by the police, the fire authority and authorised officers of the Council.

2. **Film Categories**

The categories U, PG, 12, 15, 18 and restricted 18 have the following effect:

- U – Universal – suitable for all
- PG – Parental Guidance – some scenes may be unsuitable for young children
- 12 – Passed only for persons of 12 years and over

- 15 – Passed only for persons of 15 years and over
- 18 – Passed only for persons of 18 years and over
- Restricted 18 – Passed only for persons of 18 or over who are members (or their guests) of a properly constituted club.

3. **Unclassified Films**

- a) The licence holder must notify the Council in writing no later than 28 days prior to exhibiting any other film that has not been classified as specified in the film categories. Such a film may only be exhibited if the Council's gives written consent prior to the event and must comply in accordance with the terms of any such consent given.

4. **Restricted Films**

- a) Films restricted 18 (R18) may be shown at the premises only with the Council prior written consent and in accordance with the terms of any such consent.

5. **Persons Under 18**

- a) No person under the age of 18 or appearing to be under the age of 18 shall be admitted to any part of the programme and the licence holder shall display in a conspicuous position at each entrance to the premises a notice in clear letters in the following terms:

“PERSONS UNDER 18 YEARS OF AGE CANNOT BE ADMITTED TO THIS CINEMA FOR ANY PART OF THE PROGRAMME”

- b) No persons under 18 years of age shall be employed in any capacity at the premises in an area operating as sex cinema club.

6. **Advertising**

- a) No advertisement displayed at the premises where a film is to be exhibited shall depict any scene or incident from a film that has been classified by the British Board of Film Classification, Board of Film Censors or approved for exhibition by the Licensing Authority as 18 or R18.
- b) The licence holder shall display in a conspicuous position, to the satisfaction of the Council inside each entrance to the premises, during the whole time the public are admitted to the premises and so as to be easily seen and read by the public, a timetable of the films on exhibition.
- c) When the programme includes a film restricted 18, the licence holder shall display in a conspicuous position at each entrance to the premises a notice in clear letters in the following terms:

“CINEMA CLUB – MEMBERS AND GUESTS ONLY. PERSONS UNDER 18 YEARS OF AGE CANNOT BE ADMITTED TO THIS CINEMA FOR ANY PART OF THE PROGRAMME.”

7. **Restricted 18**

- a) A register of all members and all visitors, books of their guests shall be available for immediate inspection by police or an officer of the Council during any performance or at any other reasonable time.
- b) Tickets shall in no circumstances be sold to persons other than to members.

8. **Membership**

- a) The club rules must be submitted to the Council 14 days before the club commences operation and notice of all rule changes shall be given to the Council within 14 days of the change.
- b) Membership shall be open to persons of both sexes of not less than 18 years of age.
- c) Applications for membership, including both name and address, shall be in writing, signed by the applicant and if deemed necessary such applicant shall provide satisfactory references and proof of age.
- d) No persons shall be admitted to membership until the expiration of at least 24 hours after such written application has been approved by the management of the club.
- e) New members shall be supplied with a personal copy of the club rules before being admitted to membership and be given a copy of any rule changes within 14 days of the change.
- f) An annual subscription shall be fixed for the club and shall run for 12 months from the date of registration. Membership may be renewed annually at the subscription for the time being in force, but the management may refuse to renew any membership without assigning reason for such refusal.
- g) Members shall be entitled on any day to bring no more than one guest to accompany the member, and the name of the guest shall be entered in the visitors book and counter signed by the member. Any guest must be over the age of 18 years.
- h) Tickets shall be sold only to members on the production of a membership card, and members shall if required sign and acknowledgement for the ticket or tickets issued.
- i) Membership cards shall be personal to the member and carry a photograph of the holder.
- j) Neither membership tickets nor guest tickets shall be transferable.
- k) Guests may be asked for proof of identity, or of age, or of any particulars of any guest shall be produced by any member of guest if demanded by the management.
- l) Members shall undertake to behave in a proper and orderly manner. Any member or guest acting in a manner which is offensive, or a nuisance or annoyance to others may

be refused admission or expelled from the premises. A member may also be deprived of membership.

9. **Sale of Sex Articles**

- a) Neither sex articles nor other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity shall be displayed, sold, hired, exchanged, loaned or demonstrated in a sex cinema.
- b) Where a sex shop forms part of the structure of a building containing a sex cinema there shall be no access from the sex cinema to the sex shop or from the sex shop into the sex cinema.

10. **Display of Tariff and Charges**

- a) C26. There shall be prominently and legibly displayed a comprehensive tariff of all charges and prices which shall be illuminated and placed in such a position that it can easily and conveniently be read by persons before entering the premises.

11. **Conduct and Management of Premises**

- a) A notice showing the name of the person responsible for the management of the sex cinema on that day to be prominently displayed within the sex cinema throughout the period during which he is responsible for its conduct.

12. **Internal access to cinema**

- a) Windows and openings within the premises where films are shown should have blinds of a type and size that covers windows and openings which render the interior of the cinema where films are being shown invisible to passers by and/or other areas within the building that are open to the public for other activities.
- b) The licensee shall ensure that no noise shall emanate from the cinema that can be heard from within another area of the building or from outside.

13. **Security**

- a) A member of staff to remain in the vicinity of the entrance to the cinema to prevent under 18's or non-members from illegal entry.

This page is intentionally left blank

Wiltshire Council

Where everybody matters

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 APPLICATION FOR A LICENCE FOR A SEX ESTABLISHMENT

1. NATURE OF APPLICATION							
Please state type of application you are applying for:	<table border="1"> <tr> <td>Grant</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Renewal</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Transfer</td> <td><input type="checkbox"/></td> </tr> </table>	Grant	<input checked="" type="checkbox"/>	Renewal	<input type="checkbox"/>	Transfer	<input type="checkbox"/>
Grant	<input checked="" type="checkbox"/>						
Renewal	<input type="checkbox"/>						
Transfer	<input type="checkbox"/>						
2. PREMISES TO BE LICENSED							
Business name of Premises:	CLUB ROUGE						
Address of Premises:	23-25 MILFORD ST SALISBURY SP1 2AP						
3. APPLICANT DETAILS							
Full Name:	ROBERT STEPHEN ASH KEVIN LESLIE WELCH						
Current Residential Address: (If a Body Corporate/Unincorporate please give name of Body and address of Registered Office)	53 Winston Rd 6 Pine Holt Close BOURNEMOUTH ST IVES BH9 3EL Ringwood Hants BH24 2NE						
Telephone Number:	01246 222222 01246 222222						
Mobile Number (optional):	01246 222222 01246 222222						
Have you held a Licence for a Sex Establishment in the 12 months immediately preceding the date of this application? If YES, please give address of premises	YES/NO NO						
Has the Licence been revoked?	YES/NO NO						
Have you been refused a Licence in respect of the premises that are the subject of this application within the 12 months immediately preceding the date of this application?	YES/NO NO						

4. IF APPLYING AS AN INDIVIDUAL PLEASE COMPLETE THE FOLLOWING QUESTIONS	
Date of Birth:	
Are you resident in the UK?	<input checked="" type="radio"/> YES <input type="radio"/> NO <input checked="" type="radio"/> YES <input type="radio"/> NO
Have you been resident in the UK for the 6 months immediately preceding the date of this application?	<input checked="" type="radio"/> YES <input type="radio"/> NO <input checked="" type="radio"/> YES <input type="radio"/> NO

5. OTHER PERSONS RESPONSIBLE FOR MANAGEMENT				
Provide details of all Directors/Other Persons responsible for management	Name	Address	Capacity	Date of Birth
DIRECTOR	KEVIN LESLIE WELCH	6 Pine Holt Close ST IVES Ringwood HANTS BH24 2NE	DIRECTOR	
DIRECTOR	ROBERT STEPHEN ASH	53 Winston Rd Bournemouth BH9 3EL	DIRECTOR	
MANAGER	CERAINT RHYE ASH	3 CLEVELAND FLATS FAIRVIEW RD SALISBURY SP1 1JY	MANAGER	

6. DETAILS OF PREMISES	
<p>Is the premises:</p> <ul style="list-style-type: none"> • A building or other permanent structure • A vehicle • A vessel • Other 	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO <input checked="" type="radio"/> YES/<input type="radio"/> NO <input checked="" type="radio"/> YES/<input type="radio"/> NO <input checked="" type="radio"/> YES/<input type="radio"/> NO (please describe the premises)</p>
Full postal address of premises:	23-25 MILFORD STREET SALISBURY SP1 2AP
Telephone numbers (s) of premises:	Landline: 01722 235473 Mobile: 07733 123456
What name is the premises to be known by?	CLUB ROUGE
Is the whole of the premises to be used under the licence?	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO If NO, please describe how each part of the premises is to be used (include reference to plan)</p> <p>UPPER FLOORS FOR SEV GROUND FLOOR IS ONLY A BAR + DANCE FLOOR</p>
Are the premises currently authorised under the Licensing Act 2003?	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO If YES, please provide a copy of the Licence.</p>
Is relevant planning consent in place enabling the premises to operate as a sexual entertainment venue?	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO If YES, please provide a copy of the consent. If NO, please give reasons why and provide any evidence of current lawful use of the land or action being taken to remedy the lack of consent.</p>
<p>Planning for NIGHT CLUB no separate planning required.</p> <p>Is customer access to the premises:</p> <ul style="list-style-type: none"> • From the street or a public thoroughfare? • From other premises? 	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO If YES, please identify the street or thoroughfare if different from the premises address.</p> <p><input checked="" type="radio"/> YES/<input type="radio"/> NO If YES, please provide full details of other premises.</p>
Is each customer access to be supervised by appropriately registered door staff at all times the premises are open to the public?	<p><input checked="" type="radio"/> YES/<input type="radio"/> NO If NO, please provide full details of proposed door control and supervision.</p>

7. OPERATION OF THE PREMISES

Provide details of the times during which the premises will be open to the public. (please use 24 hour clock)	Monday	22:00	04:00
	Tuesday	22:00	04:00
	Wednesday	22:00	04:00
	Thursday	22:00	04:00
	Friday	22:00	04:00
	Saturday	22:00	04:00
	Sunday	CLOSED	
	Please provide details of the times during which it is proposed relevant entertainment will be provided. (please use 24 hour clock)	Monday	22:00
Tuesday		22:00	04:00
Wednesday		22:00	04:00
Thursday		22:00	04:00
Friday		22:00	04:00
Saturday		22:00	04:00
Sunday		CLOSED	
What age restrictions are to be applied in respect of admission to the premises and how are these to be enforced?		No under 18's ID checked on entrance by STA door staff & again at reception	
What are the arrangements for CCTV: <ul style="list-style-type: none"> Monitoring; Access by authorised bodies to CCTV images; Retention of images; Production of removable images for Police or authorised officers of the Licensing Authority. 	CCTV System in place. Monitor & system in secure office. Images retained for a minimum of 30 days. Images are removable for Police & officers of the licensing authority on request.		
Please indicate the relevant entertainment that is proposed to be carried out in the venue and then indicate YES or NO to full nudity:	Lap Dancing	x	YES/NO
	Pole Dancing		YES/NO
	Stage Strip-tease		YES/NO TOLLESS
	Table Dancing		YES/NO
	Strip Shows		YES/NO
	Live Sex Shows		YES/NO
	Other		YES/NO
Please indicate if the premises is to be used as a Sex Cinema	YES		NO <input checked="" type="checkbox"/>

8. GENERAL MANAGEMENT OF THE PREMISES

Describe the system in place for training in respect of the Code of Conduct for Performers, and for monitoring and enforcing compliance.	Please See attached
Describe the system for notifying customers of the Rules for Customers, and for the monitoring and enforcing compliance.	Please See attached.

9. TO BE COMPLETED IF THE BUSINESS IS TO BE MANAGED BY OR CARRIED ON FOR THE BENEFIT OF A PERSON OTHER THAN THE APPLICANT				
Name	Address	Status	Date of Birth (if applicable)	Share holding if a Corporate Body
Has the above held a Licence for a Sex Establishment in the 12 months immediately preceding the date of this application?				YES/NO
If YES, please give details:				
Has the Licence been revoked?				YES/NO
Has the above been refused a Licence in respect of the premises that are the subject of this application within the 12 months immediately preceding the date of this application?				YES/NO
Has the above been convicted of a criminal offence?				YES/NO
If YES, please give full details:				
If the above is an individual are they resident in the UK?				YES/NO
Has the above been a resident in the UK for the 6 months immediately preceding the date of this application?				YES/NO
If the above is a Body Corporate is it incorporated in the UK?				YES/NO

10. FURTHER DETAILS – to be completed in relation to a sex shop application only	
What articles are to be offered for sale?	
If this application relates to a Sex Shop, are any part of the premises to be used for displaying films, videos or other moving pictures?	YES/NO
What advertisements or displays are to be exhibited?	
Please give details:	

CHECKLIST

- Fee has been made or enclosed (**non-refundable**)
- Enclosed Birth Certificate (if individual)
- Enclosed Certificate of Incorporation (if Corporate Body)
- Three passport size photographs of the applicant and any person responsible for management of the premises at any time (applicable to sex shop application only)
- A plan or plans of the premises to the scale of 1:50 or thereabout with details of layout

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Please Note: The following must be supplied to the Council within 10 days of this application.

- A copy of the publication containing Notice of this application
- A copy of the Notice exhibited outside the premises

DECLARATIONS

Any person who, in connection with an application for the grant, renewal or transfer of a Licence for a Sexual Entertainment Venue, makes a false statement which he/she knows to be false in any material respect of which he does not believe to be true shall be liable to prosecution under Paragraph 21 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and on summary conviction shall be liable to a fine of up to £20,000.

The following declaration must be signed in all cases:

- If the applicant is an individual, by that individual
- If the applicant is a partnership, by all individuals who are partners
- If the applicant is a Company, by a Director or the Company Secretary
- In any other case, by a duly authorised officer of the applicant

I/we enclose the requisite fee.

I/we acknowledge that I/we must serve a copy of this application on the Chief of Police within 7 days of the application being submitted to Wiltshire Council.



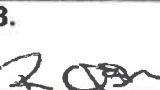
I/we acknowledge that I/we must ensure that a Notice publicising this application will be displayed for 21 days beginning with the date of the application, on or near the premises and in a place where it can conveniently be read by the public.

I/we acknowledge that I/we must publish a Notice of Application in a newspaper circulating in the local area not later than seven days after the date of application.

I/we agree to forward a complete copy of the Notice of Application to the Council within seven days of the date of application.

I/we certify to the best of my/our knowledge and belief that the information provided in connection with this application is complete and correct in every respect.

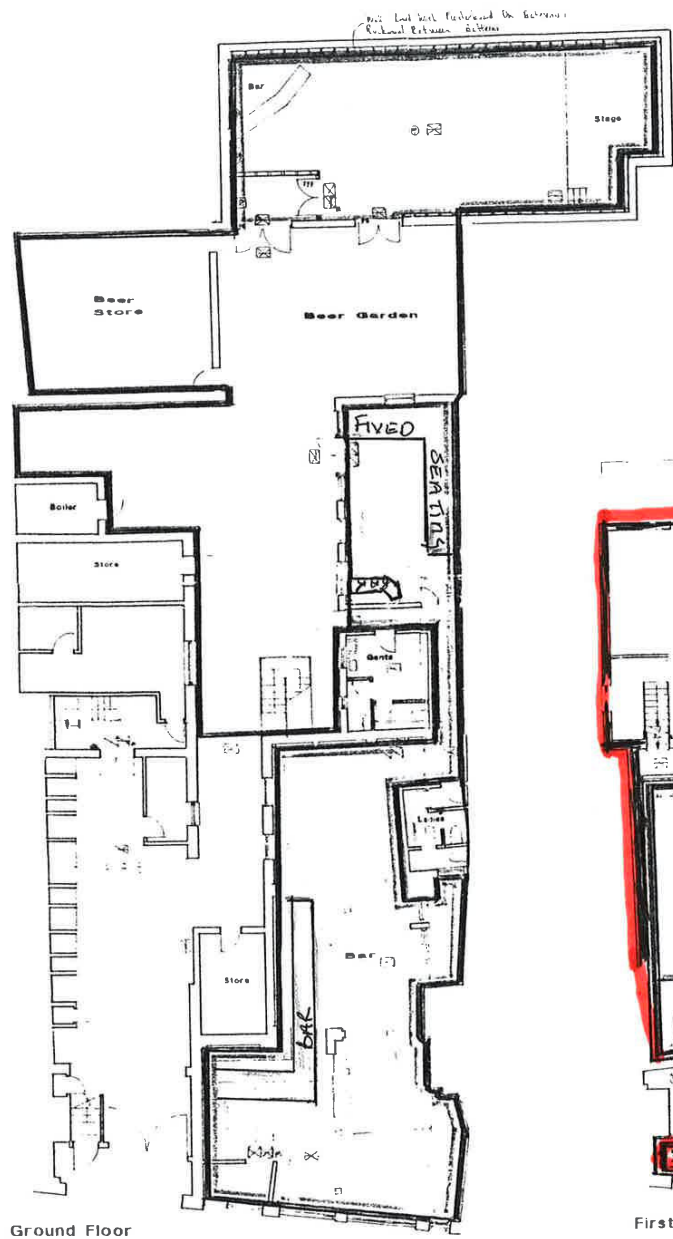
I declare my answers to the above questions to be true and complete to the best of my knowledge and belief.

	1.	2.	3.	4.
Signature:				
Print Name:	RS ASM	KL WELCH	GE ASM	
Capacity:	Director	DIRECTOR	MANAGER	
Date:	01 MAR 12	01 03 12	01 03 12	

8. GENERAL MANAGEMENT OF PREMISES

All new dancers are auditioned. If training is required this is carried out when the premises are closed to the public. The rules are explained to all dancers verbally and a written set of rules are given to every dancer. Compliance with these rules is monitored by the SIA door staff.

Customers are verbally notified of the rules at the entrance down stairs and again at reception at the top of the stairs. SIA door staff monitor and enforce the rules.



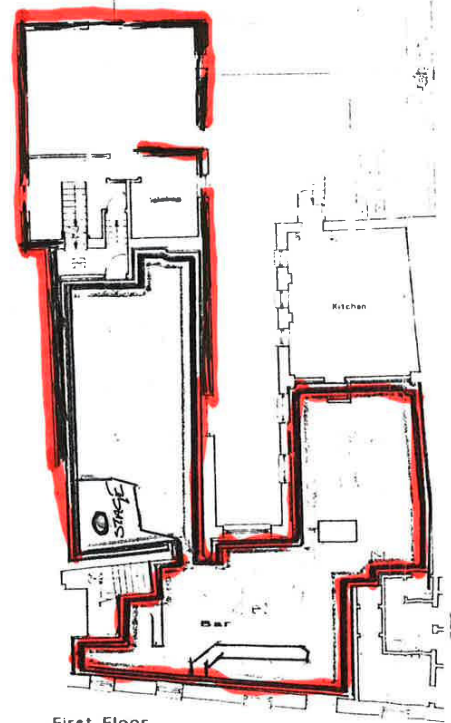
Ground Floor



Front



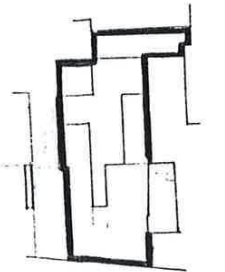
Rear



First Floor



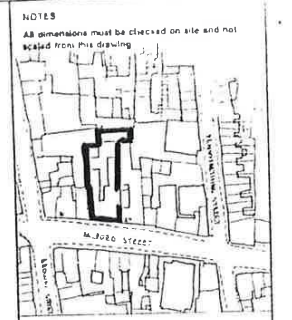
Second Floor



Site Plan

COPY

LICENSING AUTHORITY
 CERTIFIED COPY
 DATE 07/07/2011



Location Plan

M. Vanahon
 6th July 2011

Neil Andrew Design
 49 Colwood Close, Verwood, Dorset, BH31 6LJ
 Tel: 01202 825887/0378 591757

Client
 Mr B Boxall
 Job Title
 The Old Coach House
 Salisbury

Drawing Title
 ORIGINAL LICENSING PLAN

Scale 1:100

Date August 2000 Drawn by

Org No. 406/03 Rev

This page is intentionally left blank

Licensing Act 2003
Premises Licence

PRE0420

LOCAL AUTHORITY



Wiltshire Council
Licensing Team South
PO Box 2281
Salisbury
SP2 2HX

direct line: 01722 434296
fax: 01722 438064
email:

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Rouge

23-25 Milford Street, Salisbury, Wiltshire, SP1 2AP

Telephone 01722 502191

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an indoor sporting event
- a boxing or wrestling entertainment
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
C. Indoor sporting event	Monday-Saturday	8:00am	3:00am
	Sunday	8:00am	10:30pm
D. Boxing or wrestling entertainment (Indoors)	Monday-Saturday	8:00am	3:00am
	Sunday	8:00am	10:30pm
E. Performance of live music (Indoors)	Monday-Sunday	8:00am	3:00am
	Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.		
F. Playing of recorded music (Indoors)	Monday-Sunday	8:00am	4:00am
	Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.		
G. Performance of dance (Indoors)	Monday-Sunday	8:00am	4:00am

Licensing Act 2003

Premises Licence

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors) continued ...	Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.		
I. Provision of facilities for making music (Indoors)	Monday-Sunday Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.	8:00am	3:00am
J. Provision of facilities for dancing (Indoors)	Monday-Sunday Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.	8:00am	3:00am
L. Late night refreshment (Indoors)	Monday-Sunday Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.	11:00pm	5:00am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday-Sunday Seasonal Variations: New Years Eve (except Sunday) 10:00 - 10:00 next day. New Years Eve (Saturday) 10:00 - 12:00 next day. New Years Eve (Sunday) 12:00 - 10:00 next day.	8:00am	3:00am

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday-Sunday	8:00am	6:00am
Seasonal Variations: On New Years Eve to extend the hours in line with the sale of alcohol.		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Kevin Leslie Welch
23 - 25 Milford Street, Salisbury, Wiltshire, SP1 2AP

Robert Stephen Ash Telephone 0793 2537768
Rouge, 23-25 Milford Street, Salisbury, Wiltshire, SP1 2AD.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Robert Stephen ASH 53 Winston Road, Bournemouth, Dorset, BH9 3EL.

Licensing Act 2003

Premises Licence

PRE0420

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. KK/PA0439

Issued by Kennet

COPY



ANNEXES

ANNEX 1 - Mandatory Conditions

Premises

The licence is granted on the condition that the restrictions contained within the enactments specified under Licensing Act 2003 schedule 8 (6) are adhered to:

1. Licensing Act 1964(**excluding conditions relating to Section 77**)
2. Children & Young Persons Act 1933
3. Cinematograph (Safety) Regulations 1955
4. Sporting Events (Control of Alcohol etc.) Act 1985

COPY

Licence granted subject to the following Mandatory Conditions:

Where a Premises Licence authorises the supply of alcohol

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless paragraph 3 (b) below applies, admission of children must be restricted in accordance with any recommendation made by that body.
3. Where -
 - a) the film classification body is not specified in the licence, or
 - b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section, 'children' means persons aged under 18, and 'film classification body' means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c.39)(authority to determine suitability of video works for classification).

Door Supervision

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.

Please Note - The Licensing Act 2003 requires you to notify the Licensing Authority of any change in:

1. Name of the premises.
2. Alterations to premises.
3. A change of designated premises supervisor.
4. A designated premises supervisor not holding a valid personal licence.
5. Loss or theft of your licence. Any change to the hours or activities granted under this licence may require a variation application. You are advised to discuss with the licensing authority.
6. The holder of the premises licence must ensure that the licence or a certified copy is kept at the premises in the custody or under the control of either the holder of the licence or a person who works at the premises and has been nominated in writing by the licence holder for this purpose.
7. The holder of the premises licence must ensure that the summary of the licence or a certified copy of that

ANNEXES continued ...

summary, and a notice specifying the position held at the premises by any person nominated for the purposes of (7) above are displayed prominently at the premise.

ANNEX 2 - Conditions consistent with the Operating Schedule**COPY**

The DPS (or nominee) will be an active member of the local Pubwatch Scheme, so long as it exists.

Close circuit television and a recording system will be utilised, recordings will be kept for a minimum 28 consecutive days.

Persons under 16 will not be permitted on the premises after 2000hrs.

DPS (or nominee) will monitor and control the external lighting to prevent nuisance.

Lap Dancing and occasional Adult Sporting Events will be limited to the first and second floors of the main building and the barn only.

All windows/exterior doors will be kept closed from 2000 hrs.

The inner door to the front acoustic entrance will be kept closed at all times except to permit entrance and egress.

ANNEX 2 - Public Entertainment Licence**Terms, Conditions and Restrictions**

A copy of this licence shall be affixed and displayed at all times in a conspicuous place on the premises.

Sunday entertainment under the authority of, and in accordance with the terms of this licence shall be limited to such Sunday entertainments that are not prohibited by virtue of any statute.

The licensed premises shall not be kept or used for public music, dancing or singing or other public entertainment of the like kind, except between the hours specified in the licence.

Officers of the Licensing Authority, Police Constables and members of the Fire Service shall at all times have free ingress to the licensed premises and the Licensee shall comply with any reasonable fire preventive and other safety measures that may be required by those Officers.

The Licensee shall conduct the licensed premises in an orderly manner and shall not allow performances of an obscene or indecent nature.

Overcrowding in such a manner as to endanger the safety of the public shall not be permitted in any part of the premises and the maximum number to be permitted to any function shall be as stated on the licence. The Licensee is to ensure that the specified occupancy figure for each area is not exceeded when all premises are in use.

NOISE

The Licensee shall ensure that all necessary steps are taken to prevent persons in the neighborhood being unreasonably disturbed by noise, including noise made by persons leaving the premises and where required by a Constable or other officer of the Licensing Authority will forthwith take such steps as may be directed to control such noise.

TOILET FACILITIES

The lavatories, W.C.'s and urinals shall at all times be kept in good order and repair, and be properly and effectively cleansed, ventilated, lit, screened, disinfected and supplied with water, and doors leading thereto shall be suitably marked.

ANNEXES continued ...

STRUCTURES

All parts of the premises shall be maintained in a sound structural condition and be at all times capable of sustaining any load that may be imposed.

The Licensing Authority reserves the right to impose a higher standard of fire precautions in the case of any special adjoining fire risk.

VENTILATION

All parts of the premises shall be properly and sufficiently ventilated to the satisfaction of the Licensing Authority.

CATERING FACILITIES

Cooking and catering facilities shall at all times be kept in good order and repair and be properly and effectively cleaned.

FIRE PRECAUTIONS

Before any performance takes place under this licence the fire fighting equipment and the means of escape in case of fire shall be provided and maintained to the satisfaction of the Licensing Authority. All means of escape shall be kept free from obstruction or combustible materials.

- All doors affording or giving access to means of escape from fire shall not be locked and shall open in the direction of escape where possible.
- Where necessary, the edges of treads or steps in gangways and on stairways shall be made conspicuous by means of a light coloured or reflective material. Where metal or other fixed nosings are fitted to steps or treads these shall be maintained in a good condition and free from any protrusions.
- All exit ways and stairways shall be maintained with a non-slip surface.
- Matting and other floor coverings shall be secured in such a manner as to prevent them creasing and be so maintained as to prevent any other source of danger.
- Mats at entrances and exits shall be inset so as to be flush with the floor or provided with splayed fillets and secured in position.
- All chains and padlocks used to secure doors must be removed and hung on a chain board' provided before the public are allowed on the premises.
- The Premises shall be provided with an adequate number of exits to the satisfaction of the Licensing Authority, so placed and maintained as to afford the public ready and ample means of safe egress. All such doors or openings approved by the Licensing Authority shall be clearly indicated by the word EXIT. All doors leading from exits into passage-ways or the outside of the premises, shall, when required by the Licensing Authority, be kept open where possible and fastened back by means of a padlock or other device, and be kept clear of obstruction.

SAFETY/EMERGENCY LIGHTING

Any safety/emergency lighting is to be properly maintained in effective working order. Maintained or sustained lighting is to be illuminated whenever the premises are in use.

LOG BOOK

A log book is to be provided in which to record details of all tests, i.e. fire fighting equipment, safety/emergency lighting, fire drills, etc. and other details as required by the Licensing Authority and kept available for inspection at all times.

ANNEXES continued ...

FIRE ALARMS

The Fire Alarm (where provided) is to be properly maintained in effective working order. Weekly tests, using different call points for each test, are to be carried out. The results of such tests are to be recorded in the log book.

COPY

FIRE EXTINGUISHERS

Fire-fighting appliances, suitable to the fire risks on the premises, shall be provided and sited to the satisfaction of the Licensing Authority. The appliances to be maintained in proper working order in accordance with the manufacturer's requirements and shall be available for instant use.

ELECTRICAL INSTALLATION

The installation shall be kept in a thorough state of repair and condition. The Licensee shall, within 14 days or as soon as possible of a request from an authorised officer, produce a certificate from a competent electrical engineer, who is a member of the National Inspection Council for Electrical Installation Contracting, (N.I.C.E.I.C) in accordance with the Regulations of the Institute of Electrical Engineers, to the satisfaction of the Licensing Authority.

- Where production lighting is suspended in the auditorium above the audience, each light fitting must be attached to a separate securing device by means of a safety chain.

SEATING

Fixed seating must conform to the requirement of the Licensing Authority.

When the premises are being used by close-seated audiences (moveable seating) the arrangements are to accord with the following: -

- Gangways, at least 1.1 m in width and sited to conform with the means of escape, are to be provided to intersect the seating so that the centre of any seat is not more than 3.66m from a gangway measured along the line of seating.
- Where more than 200 persons are to be accommodated, the number of seats in a row should be in accordance with the below.

Number of seats in a row

Seatway width mm	Maximum number of seats in a row	
	Gangway on one side	Gangway on two sides
300 to 324	7	14
325 to 349	8	16
350 to 374	9	18
375 to 399	10	20
400 to 424	11	22
425 to 449	12	24
450 to 474	12	26
475 to 499	12	28
500 or more	12	28

Seatway widths should be not less than 300 mm and should be constant throughout the length of the row. Where seats tip up automatically, the seatway width should be measured between the back of one seat unit and the maximum projection of the seat unit behind when the seat is in the up position.

ANNEXES continued ...

- Standing room - standing will only be allowed in the room indicated by the Licensing Authority.
- Seating plan - a seating plan conforming to the above conditions is to be submitted and approved by the Licensing Authority. Only the seating plan(s) as approved to be used.

COPY

FURNISHINGS AND SCENERY

All scenery, stage curtains and similar hangings, decorations, furnishing and fabrics, including costumes worn by performers, are to be of such material or so maintained that they will not readily catch fire.

The approval of the Licensing Authority must be obtained before any additional upholstered or otherwise padded furniture, fixtures or fittings are provided on the premises.

ATTENDANTS/STEWARDS

At all times when a function is in progress, there must be an adequate number of attendants on duty to assist persons entering or leaving the room. In the majority of cases an adequate number of attendants would be provided if the following criteria are used: -

- Not less than one for every two hundred and fifty or part of two hundred and fifty persons present.
- If the number of persons present on any floor or tier does not exceed one hundred there shall be at least one attendant on duty on that floor or tier.
- Where the number of persons present on any floor or tier exceeds one hundred there shall be at least two attendants on duty on that floor or tier.
- At entertainment or exhibitions organised wholly or mainly for children under the age of sixteen there must be at least:-
- One attendant for every one hundred children or part of one hundred children on the lowest floor of the auditorium.
- One attendant for every fifty or part of fifty children on any floor above the lowest floor.
- And in any case the number of attendants on any floor where children are admitted shall not be less than the number of exits for use by the public in leaving the floor.

The Licensee is to ensure that each official attendant is aware of the method of operating the fire extinguishers and the action to be taken in the event of a fire including evacuation of the premises the method of calling the fire brigade and the location of the nearest available telephone.

NAKED FLAMES

No naked flame, pyrotechnics, or smoke making devices shall be used in the room without prior written consent of the Licensing Authority. All conditions attached to any consent shall be observed.

HANDICAPPED PERSONS

Provision must be made for handicapped persons to sit in the place of entertainment in invalid carriages.

ALTERATIONS

The approval of the Licensing Authority must be obtained before any alterations are carried out in respect of the premises.

LETTING OF PREMISES

ANNEXES continued ...

It is the personal responsibility of the Licensee to ensure that all the provisions are complied with. **If the premises are hired out the Licensee must draw to the attention of the hirer all of the above provisions and make effective arrangements to ensure that they are complied with.**

- The Public Entertainment Licence is granted subject to the condition that the Chief Fire Officer's recommendations are implemented within 28 days after they have been forwarded to you.
- At least 28 days notice shall be given to the Licensing Authority, prior to any Hypnotic performance.

OCCUPANCY**1st and 2nd Floors (Club Rouge)**

Dance/Informal	100
Restaurant	100
Closely Seated	100
Total Not To Exceed	100

Ground Floor Restaurant

Dance/Informal	100
Restaurant	100
Closely Seated	100
Total Not To Exceed	100

The Black Pig

Dance/Informal	130
Restaurant	130
Closely Seated	130
Total Not To Exceed	130

Not To Exceed Total **330**

ADDITIONAL CONDITIONS

No noise to be amplified from the inside of the premises to the outside.

To provide a minimum number of trained door/security staff from 2100 hours Thursday - Saturday or on any other evening, when it might reasonably be expected that the occupancy will be at least half the permitted total, at a ratio of 1 : 100 of the maximum occupancy or part thereof.

Two door staff are to be employed at the Club Rouge on a Thursday evening and three on a Friday and Saturday, one of whom will always position himself at the foot of the stairs leading to the bar.

Trained means a person who has undergone a Security Industry Act, approved training course.

The licensee is to ensure that only trained door/security staff, who are registered under the Security Industry Act, are employed.

The licensee is to ensure that each registered door/security person wears a badge depicting that person's passport size photograph and a unique identification number.

A register has been supplied to each licensee in which it is required details of all the door/security staff are

ANNEXES continued ...

recorded and on each day, when such persons are employed, a daily record is also to be completed.

The pages, numbered consecutively, must not be removed without prior approval of the Licensing Officer to whom a request should be made for additional pages as required.

The noise from within the premises shall be such as to be inaudible within any residential property.

The courtyard and passageway leading out onto Milford Street must be kept clear of vehicles, combustibles or storage, so as not to compromise egress from the building.

COPY

____ Licensing Officer ____

~~Salisbury Council~~
~~Salisbury~~
~~Salisbury~~
~~Salisbury~~

LICENSING (SOUTH)	
RECEIVED	
29 MAR 2012	
PASSED TO	
COPIES TO	
ACK'D	REPLIED

Licensing Team
Bourne Hill
Salisbury SP1 3UZ

Tuesday, 27 March 2012

Dear Licensing Team,

I understand that Club Rouge, 23-25 Milford Street, Salisbury SP1 2AP, has applied for a Sexual Entertainment Venue Licence. I live in Salisbury, one mile by foot from these premises.

I object for the following reasons,

The grant or renewal of a licence would be inappropriate having regard to the character of the locality. This street is in the middle of Salisbury, a city which attracts tourists from all over the world because of its medieval character and rich history. The street has many shops and hotels, and is just round the corner from the Market Place, the focal point of the city. The Samaritans are up the road, council offices are next door and round another corner is a local church and children's nursery. This is not a suitable place for a sex establishment.

As per the amendment by Section 27 of the Policing and Crime Act 2009 to Schedule 3 of the Local Government (Miscellaneous Provisions) 1982 Act, this establishment is applying for a Sexual Entertainment Venue Licence for the first time, as required by the new legislation. It is, therefore, by definition, a new sex establishment and is not permitted if situated within "inappropriate proximity" (200m in direct line of sight, or 100m distance if there is no direct line of sight) of the following:

- (i) Housing
 - There is housing throughout the city centre, including all around Club Rouge
- (ii) Schools, play areas, nurseries, children's centres or similar premises; or access routes to/from
 - First Steps Nursery, SP1 2AS – not direct line of sight, less than 100m
 - Bournemouth Town Ju Jitsu martial arts school, 71 Milford Street, SP1 2BS
 - Access route from town centre to Wessex Swim School, Milford Hill
- (iii) Shopping centres
 - 'Chas Baker' and other clothes shops on Milford Street – direct line of sight, less than 200m
- (iv) Places of worship
 - Brown Street Baptist Church, SP1 2AS – not direct line of sight, less than 100m
- (v) A community facility or public building
 - Wiltshire Council Offices, 27-29 Milford Street, SP1 2AP – directly next door
 - The Samaritans, 42 Milford Street SP1 2BP – direct line of sight, less than 200m
- (vi) Historic buildings or tourist attractions.
 - Red Lion Hotel is directly opposite with a historic plaque facing the Club Rouge

Yours faithfully,



~~Mrs Mary Douglas~~

~~Mr [redacted] DD, MA 101, St. Mark's Avenue, Salisbury, Wiltshire SP1 3DW~~

~~[redacted] [redacted] 4 [redacted]@salisbury.gov.uk~~

4th April 2012

LICENSING (SOUTH)	
RECEIVED	
10 APR 2012	
PASSED TO _____	
COPIES TO _____	
ACK'D _____	APPLIED _____

Dear Sirs,

Lap-dancing club application 'Club Rouge' Milford Street.

It appears that the above establishment is applying for a licence as a Sex Venue.

Whilst this is not near my home, I am concerned that the premises are very near shopping areas and the streets that the many visitors to historic Salisbury are likely to explore. In my opinion it will not be in a suitable location for shoppers with young families and is not the image of our City with which we would like to confront our visitors.

I trust that this will be taken into account when considering the application and that it will not be granted.

Yours faithfully,



~~[redacted]~~

Licensing Team,

Bourne Hill,

Salisbury SP1 3UZ.

~~Salisbury~~
~~Salisbury~~
~~Salisbury~~

LICENSING (SOUTH)	
RECEIVED	
30 MAR 2012	
PASSED TO:	
COPIES TO:	
ACK'D:	

29 March 2012

Licensing Team
Bourne Hill
Salisbury
SP1 3UZ

Dear Licensing Team,

Re: Application for a Sexual Entertainment Venue Licence
by the Club Rouge, (23-25 Milford Street)

In reference to the above-noted application, as a resident of the area, as well as an employee within 100m of the venue, I strongly object to granting or renewing a licence for the following reasons:

It is situated within inappropriate proximity to:

- tourist accommodation and facilities
- churches ~ Salisbury Methodist, Salsbury Baptist, Salvation Army
- facilities which cater to children, (First Steps Nursery, Children's Centre, all churches who run parent & toddler groups, Salisbury Art Centre)
- facilities for the elderly and vulnerable (Shine in the Community, Alabaré, Age UK, Samaritans)
- schools ~ children walking to and fro down Milford Hill
- night clubs catering to teenagers and young adults
- a major transportation hub (bus station)
- the Market Place

This venue is in the middle of Salisbury, a famous city which attracts tourists from all over the world. People come to Salisbury to shop from our own county as well as surrounding counties. This is not a good advertisement for our city. Salisbury is going through the process of applying for Purple Flag status ~ this kind of establishment would attract a different clientele and I hope granting a licence would not impact that application.

Yours truly,

~~Antony~~ ~~Ward~~
~~Antony~~

This page is intentionally left blank

WILTSHIRE POLICE

RECEIVED
20 APR 2012
PUBLIC PROTECTION



Wiltshire Council
Licensing Team South
P O Box 2126
Salisbury
SP2 2DJ

RECEIVED
20 APR 2012
PUBLIC PROTECTION

Trowbridge Police Station
Polebarn Road
TROWBRIDGE
Wiltshire BA14 7EP
Telephone: 101
Ext: 725523
Direct Dial: 01225 794628
Facsimile: 01225 794799
DX: 136006 Trowbridge 4

Date 18th April 2012

Your ref

Our ref

Reply contact name is **Jacqui Gallimore**

Dear Mrs Mulvey

Local Government (Miscellaneous Provisions) Act 1982 - Application for a Licence for a Sex Establishment, Club Rouge 23 – 25 Milford Street Salisbury

We are in receipt of an application to grant a sex establishment licence to the above named premises.

I can confirm that police have no objections to the grant of this licence.

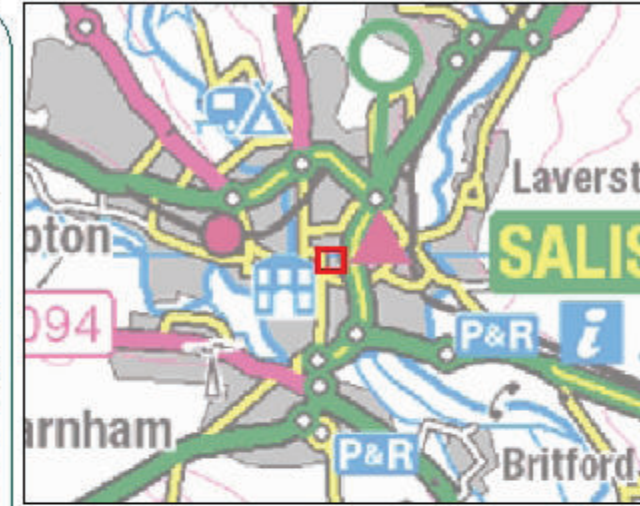
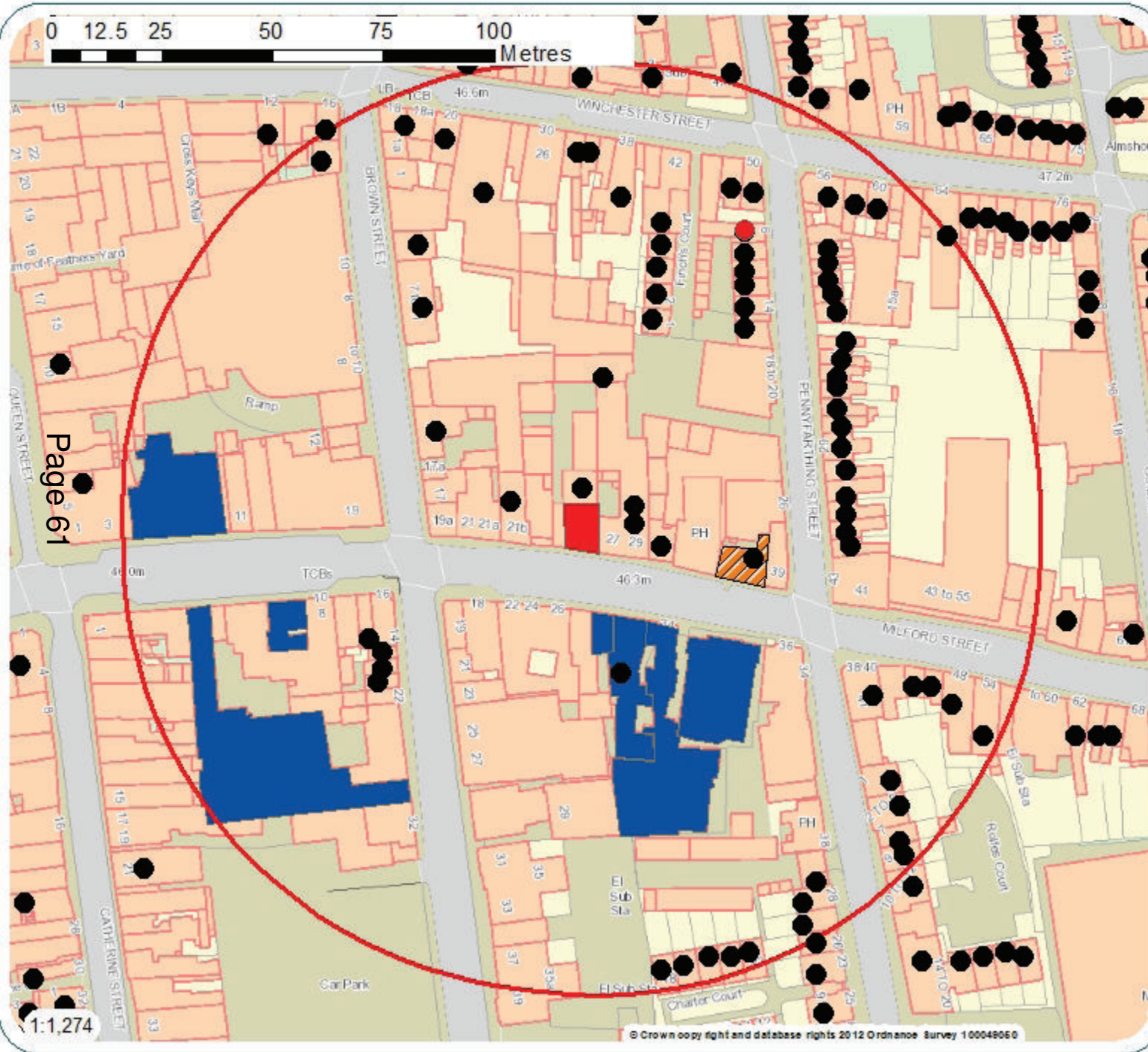
Yours sincerely

Jacqui Gallimore
Licensing Officer
Wiltshire Police



This page is intentionally left blank

Premises Hearing Ref WK201205850
Club Rouge 23 - 25 Milford Street Salisbury SP1 2AP



- Objector (Petition)
- Residential_Only
- 100m Buffer
- Late Night Refreshment
- Late Night Venue
- Sexual Entertainment Venue

Page 61



This page is intentionally left blank



0 5 10 20 30 40
Metres

- Late Night Refreshment
- Late Night Venue
- Sexual Entertainment Venue

Page 63



This page is intentionally left blank

Late Night Premises Salisbury

(Those in bold sell alcohol)

Voodoo, 30 Milford Street until 0300 & 0600

The Vestry 32 Milford Street until 0230 Mon-Wed, 0300 Thur-Sat, 0030 Sun

The Chapel, 34 Milford Street Licensed until 0230 Mon-Wed, 0300 Thur-Sat, 0030 Sun

Red Lion Hotel Milford street licensed until 0100

Cathedral 7-9 Milford Street Sun – Wed 0030, Thur – Sat 0230

Yo Yo 6 Milford Street Mon – Sun 11:00 to 03:00

Manis, 41 Catherine Street Mon – Sat 0230 Sun 0000

Music Box 48 Catherine Street Sun 0000 rest of week 0300

Chico-land 10 New Canal, Sun/Tue 0300 Wed- Sat 0400

Quality Kebab 5 Endless Street, Sun-Wed 0200 Thur-Sat 0330

Gala Bingo, Endless Street 0030 all week

Dominos 46 Fisherton Street 0030 all week

Papa John's Pizza 4 Endless Street Sun-Thur 0000 Fri-Sat 0200

Dominic Pizza 35 Milford Street Sun-Tue 0000 Wed-Sat 0330

This page is intentionally left blank



TWENTY ONE B



Club Rouge

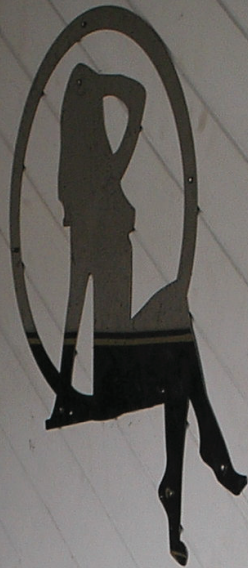
oivlodage

This page is intentionally left blank



Club Rouge

Stag Parties ●
Corporate Functions ●
Tel: 07932 537768 Private Parties ●
Catered for ●



NOTICE OF APPLICATION FOR A SEX ESTABLISHMENT LICENCE

We Robert Stephen Ash & Air Kevin Louise Walsh are applying for the grant of a Sexual Entertainment Venue Licence for Club Rouge

25 St Michael Street
Salford
S91 1AP

The Venue, if granted, is to allow the following relevant entertainment to take place:

In respect of sex entertainment licence only, for example:

- Lap Dancing
- Pole Dancing
- Stage Strip-tease - (Topless)

Any persons wishing to make representation in relation to this application may do so in writing to the Licensing Team, Suite 101, Salford, S91 3JZ.

Representations may be made up to 28 days from the date of this notice.

Notice Dated: Monday 28 March 2012

This page is intentionally left blank



This page is intentionally left blank



This page is intentionally left blank



This page is intentionally left blank



Club Rouge

WHITE ROOMS

WHITE ROOMS

P
Mon-Sat
From 8pm
Sun
10am-4pm
Pay at machine
→
Display ticket
Max stay 1 hour

Page 77

This page is intentionally left blank