

Barking & Dagenham

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 AS AMENDED BY THE
POLICING AND CRIME ACT 2009

Application for a Licence for a Sex Establishment

Notes to read before completing this form:

1. If this application is being made other than by an individual, each Director, Partner, Trustee or other person directly responsible for the management of the business, must also complete a separate Person Details Form. Those forms may be submitted in separate sealed envelopes.
2. All questions must be completed. Do not leave any answers blank. Write 'not applicable' in the answer boxes for any questions that are not applicable.
3. If there is not enough space for the answer to any question, give the details on your business's headed paper, stating clearly to which question the information refers.
4. This application must be accompanied by all the enclosures as listed on page 9.
5. A Public Notice of this application must be completed and:
 - (a) displayed on or near the premises in a place where it can conveniently be read by the public for 21 days, beginning with the date of this application.
 - (b) published in a local newspaper. (See question 29.)
6. You must, not later than 7 days after the date of the application, send a copy of this application, including all enclosures (see the check list on 10) and 2 copies of each of the photographs) to:

Police Licensing
Romford Police Station
19 Main Road
Romford
RM1 3BJ

We will require evidence that the Police have received the copies.

7. We may require further information before this application is determined and for this purpose, Council Officers and/or Police Officers may visit and question you regarding the application and to inspect the premises.
8. **Note that if the application is refused or withdrawn, the fee IS NOT refundable.**

1. Type of establishment – Sex Cinema, Sex Shop, Sex Encounter Establishment:

Address of Premises, including Postcode:

2. Is the application made by an individual? Yes No

If **Yes**, please fill in the following section:
 If **No**, go to question 3 on the next page.

Surname:		Forenames:	
Previous Names (if any):			
Date of Birth:		Place of Birth:	
Permanent Private Address:			Period of Residence:
If less than 6 months at present address, also state previous private address:			
Height:		Nationality:	

3. Does a body corporate or an unincorporated body make the application? Yes No

If **Yes**, please fill in the following section:
 If **No**, go to question 4.

Full name of body:

Address of registered or principal office:

4. If this application is not by an individual, state the name and address of all directors, partners, trustees or other persons directly responsible for the management of the business.

Surname	Forenames	Permanent Private Address

5. If the premises are already in use as a Sex Establishment, state date on which the premises were first used as such:

6. Name(s) and address(es) of any other premises in the United Kingdom used by the applicant as a Sex Establishment:

7.	(ii) Name and address of any Sex Establishment with which the applicant, or other person directly or indirectly responsible for the management of the applicant business, has previously been connected:
	(ii) Nature and extent of interest:
8.	Give full particulars of any previous application by the applicant, or by any persons shown in question 4, for a licence for a Sex Establishment, which has been refused by a licensing authority:
9.	Give particulars of any conviction for an offence recorded or prosecution, which may be pending against the applicant.
10.	Has the licence for any Sex Establishment with which any party to this application has been connected, been revoked? <p style="text-align: center;">Yes <input type="checkbox"/> No <input type="checkbox"/></p> If Yes , give particulars:
11.	Give full particulars of any application for a Sex Establishment licence by a person employed or to be employed by you, which has been refused, or of any such licence, which has been revoked:

13.	Trade name, style or title under which business is to be carried on.	
14.	Address of premises or place at which business is to be carried on:	
15.	Description of accommodation at which business is to be carried on (for example, Shop, Warehouse, Vehicle, Vessel, Stall):	
16.	(a) Which parts of the premises will be used?	
	(b) For what purposes is the remainder of the building used, or will it be used?	
17.	Is it intended to make provision for viewing video recordings or other moving pictures at the premises?	Yes <input type="checkbox"/> No <input type="checkbox"/>
18.	Particulars of business to be conducted:-	
	Direct Retail Supplies	Yes <input type="checkbox"/> No <input type="checkbox"/>
	Mail Order Supplies	Yes <input type="checkbox"/> No <input type="checkbox"/>
	Wholesale Distribution	Yes <input type="checkbox"/> No <input type="checkbox"/>
19.	This section only needs to be answered where the applicant is a Company. Other applicants should go to question 20.	
	(i) Is the applicant a wholly or partly owned subsidiary of another company?	Yes <input type="checkbox"/> No <input type="checkbox"/>
	(ii) What type of company is applying? (For example, public or private, limited by share or guarantee)	
	(iii) In which country is the company incorporated?	
	(iv) What date was the company incorporated?	

(v) Give a full list of names, addresses and holdings of shareholders holding 5% or more of the issued share capital and the number of remaining shareholders:

(vi) If the application is made by a subsidiary of another Company, supply a copy of the Memorandum and Articles of Association of the parent Company and on separate sheets give the same particulars as are sought in questions 4 and 19.

20. Is the applicant's interest in the premises leasehold or freehold?

If leasehold, complete the rest of this section.
If freehold, go to question 21.

(a) Is it a head lease or sub lease?

(b) What is the name and address of the landlord and, where applicable, superior landlord?

(c) How much is the annual rental?

£

(d) What is the length of the unexpired term of the lease?

(e) How much notice is required to terminate the tenancy?

21. Does the applicant own the whole of the business?

Yes

No

If **No**, state the names and addresses of those who will share in the profits of the business. In each case, state the percentage share of the profit:

22. State the names and addresses of any lenders, mortgagees or others providing finance together with the full terms of such loans:

23. Is the business required to purchase merchandise from a particular company, person or body? Yes No
If **Yes**, supply a copy of any agreements and state what is to be purchased and from whom.

24. Has the applicant in connection with the premises entered into any agreement or deed other than the tenancy agreement or lease? Yes No
If **Yes**, supply full details and a copy of the agreement.

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

26. Is there in force against the applicant, or any of the persons whose name appears in answer to questions 4, 12, 19, a disqualification from holding a licence for a Sex Establishment under the Local Government (Miscellaneous Provisions) Act 1982?

27. What is the address at which we should write to you?

28. What is your daytime telephone number?
(To be used if we need to contact you about this application)

29. Notice (a sample form is enclosed) must be published in a local newspaper not later than 7 days after the date of this application.

You must send a complete copy of the newspaper in which the notice of application is published, within 48 hours of publication, to us at the address on page 10:

In which local newspaper will the Notice of Application appear?

30. Is there any other information that you think is relevant?

Please ensure:

- (a) you enclose the following documents with this application.
- (b) you supply to the Police, copies of the documents shown in (i) to (vi) below, together with a further 2 copies of the photographs required in (vii).

- (i) A site plan (scale 1/500) showing the premises in relation to other premises within 100 metres.
- (ii) Plans of the premises (scale 1/50) in respect of which the licence is sought.
- (iii) Drawings showing the front elevation as existing and as proposed.
- (iv) If the applicant is a company, copies of the Memoranda and Articles of Association of the Company.
- (v) If the application is being made on behalf of a partnership, a certified copy of the partnership deed.
- (vi) Duly certified copies of the documents referred to in questions 19(vi), 23 and 24.
- (vii) Three full face photographs of each of the individuals named in questions 2, 4 and 12. The reverse of each photograph must be signed and dated and bear the persons name in capital letters.
- (viii) The application fee.

Following submission of this application, you must also send us:

- (a) A complete copy of the local newspaper (see question 29).
- (b) Evidence of the due service upon the Police of a copy of this application.

I / We certify that the Notice of Application will be displayed on or near the premises, in a place where it can conveniently be read by the public from outside the premises, for 21 days from the date of this application.

Note: Paragraph 21 of Schedule 3 to the Act provides that:

‘Any person who in connection with an application for the grant, renewal or transfer of a licence, makes a false statement which he knows to be false in any material respect or which he does not believe to be true shall be guilty of an offence rendering him/her liable on conviction to a fine not exceeding £20,000.’

I / We declare that the above particulars are to the best of my/our knowledge and belief true in every respect.

All applicants must sign this application, and in the case of a body corporate or an unincorporated body, it must be signed by all the Directors or other persons responsible for its management. If the applicant is other than an individual, see Note 1 on Page 1 about completing Person Details Forms.

Signatures:

Date:

Send to: Licensing Department
Barking Town Hall
1 Town Square
Barking
IG11 7LU

Email: Licensing@lbbd.gov.uk