

## South Somerset District Council

### STANDARD CONDITIONS APPLICABLE TO LICENCES FOR SEX ESTABLISHMENTS

In these conditions the following expressions shall have the following meanings:-

- i. "The Council" - South Somerset District Council
  - ii. "Sex Establishment", "sex cinema", "sex shop", and "sex article" shall have the meanings given to them in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982
  - iii. "Premises" - any vehicle, vessel, stall or premises (which shall include any building, any part thereof, forecourt, yard or storage place in connection with any building), which is the subject of a licence, granted under Schedule 3 aforesaid
  - iv. "Special Conditions" - any terms, conditions or restrictions contained or referred to in the Schedule to a licence granted under Schedule 3 aforesaid
1. The window of the premises may only display lingerie. Nothing else shall be visible to persons outside the premises. The entrance must be lobbied to ensure that the items inside the premises cannot be seen when persons enter or leave the premises.
  2. A sex establishment shall not be open to the public before 9 a.m. and shall not be kept open after 8 p.m.
  3. A sex establishment shall not be open to the public on Sundays or bank holidays or any public holidays.
  4. The licensee shall ensure that the public are not admitted to any part or parts of the premises, which have not been licensed by the Council.
  5. No part of the premises shall be used by male or female prostitutes for the purpose of soliciting.
  6. The licensee shall notify the Council in writing of the person responsible for management of a sex establishment at any time and no person may be responsible for such management unless the Council approves him.
  7. The name of the person responsible for management of a sex establishment shall be prominently displayed on the premises throughout the time of his management.
  8. Where the licensee is a body corporate or an unincorporated body, any change of director, company secretary or other person responsible for management of the body shall be notified to the Assistant Director Environment, South Somerset District Council, Brympton Way, Yeovil, BA20 2HT, in writing within 14 days of the change.

9. The licensee shall not let, licence or otherwise dispose of any part of the premises.
10. No display, advertisement or notice of any kind shall be exhibited so as to be visible from outside the premises unless approved in writing by the Council.
11. Neither the licensee nor his servant or agent shall personally solicit custom for a sex establishment outside or in the vicinity of a sex establishment.
12. There shall be no change of use from a sex cinema to a sex shop or from a sex shop to a sex cinema without written consent from the Council.
13. No sex articles or 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.
14. All sex articles and other things displayed for sale, hire, exchange or loan in a sex shop shall be clearly marked with their prices.
15. All printed matter offered for sale, hire, exchange or loan shall be available for inspection prior to purchase.
16. Alterations or additions, either internal or external, shall not be made to the licensed premises without written consent from the Council.
17. The licensee shall take all reasonable precautions for the safety of the public and employees.
18. The licensee shall comply with any fire prevention and safety measures that may be required by the Council
19. In the event of any inconsistency between these conditions and any special conditions of the licence, the special conditions shall prevail.
20. Where in these conditions reference is made to "approval" or "consent" by the Council, this shall be approval or consent in writing from the Licensing Manager and no approval given under any other powers of the Council will be sufficient, e.g. planning permission approval under building regulations, and approval given under any other powers exercised by the Council shall not preclude the necessity for approval or consent in writing under these Conditions.

## South Somerset District Council

### SPECIAL CONDITIONS APPLICABLE TO A LICENCE FOR A SEX SHOP

In these conditions the following expressions shall have the following meanings:-

- i. "The Council" - South Somerset District Council
  - ii. "Sex Establishment", "sex cinema", "sex shop", and "sex article" shall have the meanings given to them in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982
  - iii. "Premises" - any vehicle, vessel, stall or premises (which shall include any building, any part thereof, forecourt, yard or storage place in connection with any building), which is the subject of a licence, granted under Schedule 3 aforesaid
  - iv. "Special Conditions" - any terms, conditions or restrictions contained or referred to in the Schedule to a licence granted under Schedule 3 aforesaid
1. Only lingerie may be displayed in any window of the premises. Nothing else shall be visible to persons outside the premises. The entrance must be lobbied to ensure that the items inside the premises cannot be seen when persons enter or leave the premises.
  2. A sex establishment shall not be open to the public before 9 a.m. and shall not be kept open after 8 p.m.
  3. A sex establishment shall not be open to the public on Sundays.
  4. The licensee shall ensure that the public are not admitted to any part or parts of the premises, which have not been licensed by the Council.
  5. No part of the premises shall be used by male or female prostitutes for the purpose of soliciting.
  6. The licensee shall notify the Council in writing of the person responsible for management of a sex establishment at any time and no person may be responsible for such management unless the Council approves him/her.
  7. The name of the person responsible for management of a sex establishment shall be prominently displayed on the premises throughout the time of his/her management.
  8. Where the licensee is a body corporate or an unincorporated body, any change of director, company secretary or other person responsible for management of the body shall be notified to the Assistant Director Environment, South Somerset District Council, Brympton Way, Yeovil, BA20 2HT, in writing within 14 days of the change.

9. The licensee shall not let, licence or otherwise dispose of any part of the premises.
10. No display or notice of any kind shall be exhibited so as to be visible from outside the premises unless approved in writing by the Council.
11. Neither the licensee nor his servant or agent shall personally solicit custom for a sex shop.
12. There shall be no change of use from a sex cinema to a sex shop or from a sex shop to a sex cinema without the prior written consent from the Council.
13. All sex articles and other things displayed for sale, hire, exchange or loan in a sex shop shall be clearly marked with their prices.
14. All printed matter offered for sale, hire, exchange or loan shall be available for inspection prior to purchase.
15. Alterations or additions, either internal or external, shall not be made to the licensed premises without written consent from the Council.
16. The licensee shall take all reasonable precautions for the safety of the public and employees, while on the premises.
17. The licensee shall comply with any fire prevention and safety measures that may be required by the Council
18. Where in these conditions reference is made to "approval" or "consent" by the Council, this shall be approval or consent in writing from the Licensing Manager and no approval given under any other powers of the Council will be sufficient, e.g. planning permission approval under building regulations, and approval given under any other powers exercised by the Council shall not preclude the necessity for approval or consent in writing under these Conditions.
19. No signs, signage or advertisements shall be affixed, to painted on or otherwise displayed at the premises other than such as shall have previously been approved in writing by the Council.
20. Closed Circuit Television (CCTV) shall be installed on the premises to the satisfaction of the Council. The CCTV shall record all persons entering the premises (to ensure that no persons under the age of 18 years enter the premises). The recordings should be kept for a minimum of 28 days and shall be available for inspection, at any time the premises is open, to a Licensing Officer from the Council or a Police Officer.