

LICENSING COMMITTEE

Monday, 2 October 2017 at 6.30 p.m.

The Council Chamber, 1st Floor, Town Hall, Mulberry Place, 5 Clove
Crescent, London, E14 2BG

The meeting is open to the public to attend.

<u>Members:</u>	Ward Represented
Chair: Councillor Rajib Ahmed	Lansbury;
Vice-Chair: Councillor Peter Golds	Island Gardens;
Councillor Khaled Uddin Ahmed	Bromley North;
Councillor Suluk Ahmed	Spitalfields & Banglatown;
Councillor Shah Alam	Mile End;
Councillor Dave Chesterton	Blackwall & Cubitt Town;
Councillor Andrew Cregan	Island Gardens;
Councillor Harun Miah	Shadwell;
Councillor Md. Maium Miah	Canary Wharf;
Councillor Joshua Peck	Bow West;
Councillor Candida Ronald	Blackwall & Cubitt Town;
Councillor Rachael Saunders	Mile End;
Councillor Shiria Khatun	Lansbury;
1 Vacancy	
1 Vacancy	

[The quorum for this body is 3 Members]

Contact for further enquiries:

Simmi Yesmin. Senior Democratic Services Officer,
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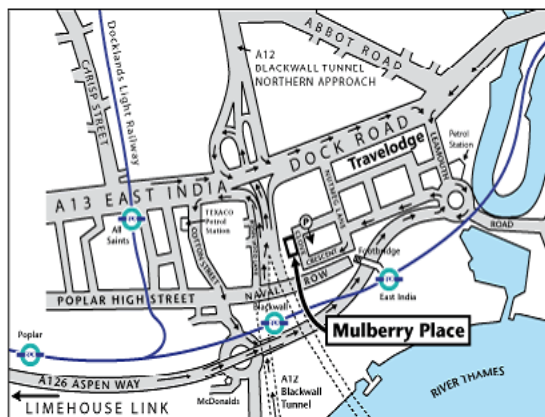
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APOLOGIES FOR ABSENCE

1. DECLARATIONS OF DISCLOSABLE PECUNIARY INTEREST (Pages 1 - 4)

To note any declarations of interest made by Members, including those restricting Members from voting on the questions detailed in Section 106 of the Local Government Finance Act, 1992. See attached note from the Monitoring Officer.

	PAGE NUMBER	WARD(S) AFFECTED
2. RULES OF PROCEDURE - LICENCES FOR SEXUAL ENTERTAINMENT VENUES		

5 - 10

To note the rules of procedure relating to determinations of licenses for sexual entertainment venues.

3. ITEMS FOR CONSIDERATION

3.1 Application for a Renewal of a Sexual Entertainment Venue Licence for the Nags Head, 17-19 Whitechapel Road, London E1 1DU	11 - 122	Spitalfields & Banglatown
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Next Meeting of the Licensing Committee

Thursday, 14 December 2017 at 6.30 p.m. to be held in The Council Chamber, 1st Floor, Town Hall, Mulberry Place, 5 Clove Crescent, London, E14 2BG

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Agenda Item 1

DECLARATIONS OF INTERESTS - NOTE FROM THE MONITORING OFFICER

This note is for guidance only. For further details please consult the Members' Code of Conduct at Part 5.1 of the Council's Constitution.

Please note that the question of whether a Member has an interest in any matter, and whether or not that interest is a Disclosable Pecuniary Interest, is for that Member to decide. Advice is available from officers as listed below but they cannot make the decision for the Member. If in doubt as to the nature of an interest it is advisable to seek advice **prior** to attending a meeting.

Interests and Disclosable Pecuniary Interests (DPIs)

You have an interest in any business of the authority where that business relates to or is likely to affect any of the persons, bodies or matters listed in section 4.1 (a) of the Code of Conduct; and might reasonably be regarded as affecting the well-being or financial position of yourself, a member of your family or a person with whom you have a close association, to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward affected.

You must notify the Monitoring Officer in writing of any such interest, for inclusion in the Register of Members' Interests which is available for public inspection and on the Council's Website.

Once you have recorded an interest in the Register, you are not then required to declare that interest at each meeting where the business is discussed, unless the interest is a Disclosable Pecuniary Interest (DPI).

A DPI is defined in Regulations as a pecuniary interest of any of the descriptions listed at **Appendix A** overleaf. Please note that a Member's DPIs include his/her own relevant interests and also those of his/her spouse or civil partner; or a person with whom the Member is living as husband and wife; or a person with whom the Member is living as if they were civil partners; if the Member is aware that that other person has the interest.

Effect of a Disclosable Pecuniary Interest on participation at meetings

Where you have a DPI in any business of the Council you must, unless you have obtained a dispensation from the authority's Monitoring Officer following consideration by the Dispensations Sub-Committee of the Standards Advisory Committee:-

- not seek to improperly influence a decision about that business; and
- not exercise executive functions in relation to that business.

If you are present at a meeting where that business is discussed, you must:-

- Disclose to the meeting the existence and nature of the interest at the start of the meeting or when the interest becomes apparent, if later; and
- Leave the room (including any public viewing area) for the duration of consideration and decision on the item and not seek to influence the debate or decision

When declaring a DPI, Members should specify the nature of the interest and the agenda item to which the interest relates. This procedure is designed to assist the public's understanding of the meeting and to enable a full record to be made in the minutes of the meeting.

Where you have a DPI in any business of the authority which is not included in the Member's register of interests and you attend a meeting of the authority at which the business is considered, in addition to disclosing the interest to that meeting, you must also within 28 days notify the Monitoring Officer of the interest for inclusion in the Register.

Further advice

For further advice please contact:-
Asmat Hussain, Corporate Director, Governance and Monitoring Officer, Tel 020 7364 4800

APPENDIX A: Definition of a Disclosable Pecuniary Interest

(Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012, Reg 2 and Schedule)

Subject	Prescribed description
Employment, office, trade, profession or vacation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	<p>Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the Member in carrying out duties as a member, or towards the election expenses of the Member.</p> <p>This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.</p>
Contracts	<p>Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority—</p> <p>(a) under which goods or services are to be provided or works are to be executed; and</p> <p>(b) which has not been fully discharged.</p>
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	<p>Any tenancy where (to the Member's knowledge)—</p> <p>(a) the landlord is the relevant authority; and</p> <p>(b) the tenant is a body in which the relevant person has a beneficial interest.</p>
Securities	<p>Any beneficial interest in securities of a body where—</p> <p>(a) that body (to the Member's knowledge) has a place of business or land in the area of the relevant authority; and</p> <p>(b) either—</p> <p>(i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or</p> <p>(ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.</p>

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TOWER HAMLETS



LICENSING COMMITTEE

RULES OF PROCEDURE

GOVERNING APPLICATIONS FOR

SEX ESTABLISHMENT LICENCES

UNDER SECTION 2 OF AND SCHEDULE 3 TO THE LOCAL GOVERNMENT

(MISCELLANEOUS PROVISIONS) ACT 1982

Date Last Reviewed:	22nd September 2016
Reviewed By:	Senior Corporate and Governance Legal Officer
Approved By:	Licensing Committee
Date Approved:	14th June 2016
Version No.	1
Document Owner:	Paul Greeno
Post Holder:	Senior Corporate and Governance Legal Officer
Date of Next Scheduled Review:	31st March 2018

1. Interpretation

- 1.1 These Procedures describe the way in which hearings will be conducted under section 2 of and schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended.

2. Composition of the Licensing Committee

- 2.1 The Licensing Committee will consist of fifteen (15) members and no business shall be transacted unless at least three (3) members of the Licensing Committee are present and able to form a properly constituted Licensing Committee. The Chair shall have a second or casting vote.

3. Procedure

- 3.1 The hearing shall take place in public save that the Licensing Committee may exclude the public from all or part of a hearing where it considers that, on balance, it is in the public interest to do so. The parties and any person representing them may be excluded in the same way as another member of the public. Any person so excluded may, before the end of the hearing, submit to the Licensing Committee in writing, any information which, they would have been entitled to give orally had they not been required to leave. Where there are a number of items on the agenda, the adjournment of that item for a short period, whilst another item is heard, may allow this process to be carried out effectively.
- 3.2 The Chair will begin by asking the parties to identify themselves and confirm whether or not they are represented.
- 3.3 The Licensing Committee should always satisfy itself that sufficient notice of the hearing has been given to all parties and if not satisfied, then the Licensing Committee should take such steps as it thinks fit to deal with that issue before reaching its determination and this could include adjourning that application to a later date.
- 3.4 The Chair will explain how the proceedings will be conducted, and indicate any time limits that will be imposed on the parties. In setting time limits, the Licensing Committee will take into account the importance of ensuring that all parties receive a fair hearing, and the importance of ensuring that all applications are determined expeditiously and without undue delay. Further the Licensing Committee should allow each party an equal amount of time.
- 3.5 If a party considers that any time limit is not sufficient then they should address the Licensing Committee and which will determine accordingly.

- 3.6 If any party has informed the Authority that they will not be attending or be represented at the hearing or any party does not give notice that they will not be attending but fails to attend and is not represented, the Licensing Committee may proceed in their absence or adjourn the hearing.
- 3.7 If the Licensing Committee adjourns the hearing it should specify the date, time and place to which the hearing has been adjourned.
- 3.8 If the Licensing Committee holds the hearing in the absence of a party, it will consider at the hearing the application or objection given by that party.
- 3.9 The Chair will invite an Officer of the Licensing Section to present the report by briefly summarising the application and the number and type of the representations as set out in the papers circulated. The Officer will also advise of any discussions held with the parties; any amendments made to the application; any objections withdrawn; and any agreed conditions that the Licensing Committee is being asked to consider. The Officer shall not give any opinion on the application or ask the Committee to make an inference based on such an opinion.
- 3.10 Members of the Licensing Committee can then ask questions of clarification of the Licensing Officer or seek legal advice from the Legal Adviser to the Licensing Committee if they require in respect of matters raised during the presentation by the Licensing Officer.
- 3.11 The Legal Adviser to the Licensing Committee will then give any relevant legal advice that the Licensing Committee need to take into consideration.
- 3.12 The Chair will then ask the applicant or their representative, if present, to state their case. This should avoid repetition of material already available to the Licensing Committee in the Officer's report or otherwise, and include any reasons why an exception should be made to the Sex Establishment Licensing Policy, where appropriate; address, where appropriate, the matters stated in the Sex Establishment Licensing Policy that the Licensing Committee will take into account when considering applications; and respond to the written objections received. The submission may be followed by the evidence of any person who is giving supporting evidence on behalf of the applicant or who has made a representation in favour of the application.
- 3.13 The application is to be presented within any time limit that has been set.
- 3.14 Where an applicant is unrepresented and having difficulty in presenting their application then the Legal Adviser to the Licensing Committee may ask questions of the applicant so that the relevant points are addressed and clarified for the Licensing Committee.

- 3.15 The objectors (or their representative) will be invited to question the applicant.
- 3.16 Members of the Licensing Committee may ask questions of the applicant and/or their representative as well as any other person who has spoken in support of the application. Members can also ask questions of any other person present for the applicant who they consider can assist.
- 3.17 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.18 The Chair will then ask objectors against the application to state their case within any time limit that has been set. The objectors should not repeat what is already set out in their objections. In stating their case, the objectors should provide clarification on any points previously requested by the Council. The submission may be followed by the evidence of any person who is giving supporting evidence.
- 3.19 The applicant (or their representative) will be invited to question the objectors.
- 3.20 Members of the Licensing Committee may then ask questions of the objectors and any other person who has spoken given evidence in support. Members can also ask questions of any other person present who they consider can assist.
- 3.21 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.22 Petitions will be considered but Members should proceed with caution when relying upon petitions used as evidence due to the structure and wording used.
- 3.23 The Chair will intervene at any stage of the hearing to prevent repetitious or irrelevant points being raised.
- 3.24 The objectors (or their representative) will then be permitted to “Sum Up”.
- 3.25 The applicant (or their representative) will then be permitted to “Sum Up”.
- 3.26 The Licensing Committee will consider its decision in private save that the Legal Adviser and Democratic Services Officer will remain with them.
- 3.27 The Licensing Committee will normally return to open session to announce its decision but where they consider it appropriate for the determination to be given at a later time then the Chair will advise the parties present that the decision will not be announced then but that the determination will take place later and that written notification will be dispatched to all parties advising them of the determination.

4. Exclusions

- 4.1 In addition to any exclusion under paragraph 3.1 above, The Licensing Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit the person to return; or allow them to return only on such conditions as Licensing Committee may specify.
- 4.2 Any person so excluded may, before the end of the hearing, submit to the Authority in writing, any information which, they would have been entitled to give orally had they not been required to leave.

DO'S AND DO NOT'S

1. Councillors must:

- (a) Attend compulsory training sessions;
- (b) Be open minded and impartial;
- (c) Declare any actual interest;
- (d) Listen to the arguments for and against;
- (e) Carefully weigh up all relevant issues;
- (f) Ask questions that relate only to licensing considerations relevant to the particular application;
- (g) Make decisions on merit and on licensing considerations only;
- (h) Respect the impartiality and integrity of the Council's officers;
- (i) Report any lobbying from applicants, agents, objectors or any other Councillor;
- (j) Promote and support the highest standards of conduct; and
- (k) Promote equality and not discriminate unlawfully against any person, and treat all people with respect.

2. Councillors must not:

- (a) Be biased or give the impression of being biased;
- (b) Improperly confer an advantage or disadvantage on any person nor seek to do so;
- (c) Act to gain a financial or other benefit for themselves, their family, friends or close associates;
- (d) Place themselves under a financial or other obligation to any individual or organisation that might seek to influence the performance of their duties as a member (e.g. by accepting gifts or hospitality from any person involved in or affected by a licensing application);
- (e) Place themselves in a position where their integrity might reasonably be questioned;
- (f) Participate in a meeting where they have a DPI;
- (g) Participate in a meeting where they have an interest which does or could be reasonably considered as giving rise to bias; and
- (h) Express opinions during any site visit to any person present, including other Members.

Agenda Item 3.1

Committee :	Date	Classification	Agenda Item No.
Licensing Committee	2 nd October 2017	Unclassified	

Report of : David Tolley Head of Environmental Health & Trading Standards Originating Officer: Mohshin Ali Senior Licensing Officer	Title: Local Government (Miscellaneous Provisions) Act 1982 (as amended) Application for a renewal of a Sexual Entertainment Venue Licence for the Nags Head, 17-19 Whitechapel Road, London E1 1DU Ward affected: Spitalfields and Banglatown
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1.0 Summary

Applicant:	Karpal Singh, Shamsher Singh and Manpal Singh
Name and Address of Premises:	The Nags Head 17-19 Whitechapel Road London E1 1DU
Licence sought:	Sexual Entertainment Venue Licence under Local Government (Miscellaneous Provisions) Act 1982 (as amended) Application for a renewal of a Sexual Entertainment Venue Licence
Objectors:	Licensing Authority (supported by Police)

2.0 Recommendations

- 2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97)
LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

Tower Hamlets S.E.V. Policy

Mohshin Ali
020 7364 5498

3.0 Background

- 3.1 This is an application made by Karpal Singh, Shamsher Singh and Manpal Singh for a renewal of Sexual Entertainment Venue licence under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended by reg 47 (4), Provisions of Services Regulations 2009 'the service regulations') and the Policing and Crime Act 2009 for The Nags Head, 17-19 Whitechapel Road, London, E1 1DU.
- 3.2 A licence from the Council is required for the use of a premise as a sex Establishment. A sexual entertainment venue is 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
- 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).

- 3.3 The premises is currently granted a Sexual Entertainment Venue Licence under the Local Government (Miscellaneous Provisions) Act 1982 (as amended). A copy of the existing licence is enclosed as **Appendix 1**. The licence consists of the basic licence, plus additional conditions relevant to that premises only. In addition, the Tower Hamlets Standard SEV Conditions also apply and form part of the licence.

This licence is in force up to: 31st May 2017 or during the time that the licensee(s) is/are the occupier of the premises, whichever is the shorter period, or unless the licence is surrendered or revoked.

The hours permitted are:

- Monday to Saturday from 11:00hrs to 03:00hrs (the following day)
- Sunday from 12:00hrs (midday) to 22:30hrs

The named management responsible for this premises are:

- Manpal Singh and Shamsher Singh - Managers
- Bahadur Singh - Relief Manager
- Alcir Orlandi - Relief Manager

This licence is granted subject to conditions as follows:

1. The Standard Conditions of the London Borough of Tower Hamlets made under paragraph 13 of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as revised on

23rd June 2015. It is the duty of the licence holder to be aware of and abide by those conditions;

2. The following additional conditions specific to this Premises:

42. The number of persons to be accommodated in the Premises at any one time shall not exceed 100 persons.

Other requirements or restrictions:

43. This licence must be prominently and visibly displayed inside the entrance to the Premises.

44. This licence together with the standard conditions must be available at the Premises at all times.

3.4 The current renewal application is to permit the premises to operate as a sexual entertainment venue with opening hours as follows:

- The hours permitted are: Monday to Saturday from 11:00hrs to 03:00hrs (the following day)
- Sunday from 12:00hrs (midday) to 22:30hrs

3.5 The premises also holds a licence under the Licensing Act 2003. A copy of the existing licence is enclosed for Members' information as **Appendix 2**. The licence was originally granted on 7th October 2005 and amended via a minor variation on 11th November 2010.

The licence grants the following licensable activities:

The sale by retail of alcohol (on and off sales) and the provision of regulated entertainment; consisting of recorded music, performance of dance (performed by striptease artists), anything of similar nature, the provision of facilities for making music and the provision of facilities for dancing (performed by striptease artists) and the provision of facilities for entertainment of a similar nature.

- Monday to Saturday from 11:00hrs to 03:00hrs (the following day)
- Sunday from 12:00hrs (midday) to 22:30hrs

The opening hours of the premises:

- Monday to Saturday from 11:00hrs to 03:30hrs (the following day)
- Sunday from 12:00hrs (midday) to 23:00hrs

3.6 A copy of the renewal application is enclosed as **Appendix 3**.

3.7 Maps of the premises location are available in **Appendix 4**.

- 3.8 Members should note that the two regimes run concurrently therefore the premises licence granted under the Licensing Act 2003 could effectively run without the SEV in operation, if alcohol and regulated entertainment was solely taking place.

4.0 **Layout of the Premises**

- 4.1 Layout plan of the premises is available in **Appendix 5**.
- 4.2 The premises was visited on Monday 12th June 2017 by Licensing Officers with one of the licence holders and his legal representative. The layout of the premises was confirmed to be the same as contained in the application. A completed checklist of the visit is included in **Appendix 6**. Photographs of the interior of the premises were also taken and will be provided at the hearing.

The checklist covered the following points:

- The Code of Conduct for performers
- The House Rules
- The Performer Safety Policy
- Retention of performers' personal details
- Details of Door Staff attending each evening
- The venue interior and exterior (for example, whether the interior of the premises is visible from the outside)
- Public access areas and approved access to dressing rooms
- CCTV Coverage
- Functionality of the CCTV
- Advertising, both externally to the premises and online
- Information on tariffs, including both dances and beverages

- 4.3 Photographs of the exterior of premises are available in **Appendix 7**.

5.0 **Adverts and Flyers**

- 5.1 No adverts or flyers used to promote the premises have been included in the application; however, Management informed the Licensing Officer at the inspection that advertising is done outside of Tower Hamlets, the same as previous years.
- 5.2 It was noted that there were no adverts at the exterior of the premises. The premises does however have a website, available at www.nagsheadgentlemensvenue.com/. There is no 'Over 18' entry tab on the website.

6.0 Standard Conditions

6.1 The Council has adopted Standard Conditions that were revised on 23rd June 2015, which act as default conditions that are attached to all Sexual Entertainment Venue Licences. These are available as part of the licence in **Appendix 1**.

7.0 Codes of Conduct and Policies

7.1 The applicant has provided Codes of Conduct and policies as required by the Standard Conditions, see **Appendix 8**, namely:

- Code of Conduct for Performers
- Code of Conduct of Customers (Customer House Rules)
- Performer Welfare Policy

7.2 During the compliance check visit, it was confirmed that the Code of Conduct for Performers was available in the dressing rooms. It was also confirmed that the House Rules was available in the public area of the premises.

7.3 Members have discretion to modify the standard conditions or add appropriate conditions.

8.0 Assessment and information for the vicinity

8.1 **Appendix 9** is a map of the Licensing Service's determination of the vicinity around the premises, set at 100meters from the premises. It is noted that there has been no significant changes since the original application.

8.2 Determination of the "use" of other Premises in the "vicinity" – "vicinity" is likely to be a narrower and smaller area than the "relevant locality" much will depend upon the physical location of the premises, its appearance and upon the nature and hours of its operation.

Below is a list of notable premises within the vicinity as observed by the Licensing Officer visiting the area on foot and using GIS maps:

Residential accommodation	There is no obvious residential accommodation above the Nags Head. The floors above the Whitechapel Road premises within the vicinity are primarily used for commercial purposes. There are residential developments accessed from Old Montague Street: Kings Arms Court, Green
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	<p>Dragon Yard and Black Lion House.</p> <p>Naylor Build Yard, residential accommodation next to Altab Ali Park, is on the edge of the vicinity.</p>
Schools	There are no schools within the vicinity.
Premises used by children and vulnerable persons	There is a medical centre (The Spitalfields Practice) in Old Montague Street.
Youth community and leisure centres	There are none in the vicinity.
Religious centres and public places of worship	There are none in the vicinity.
Access routes to and from premises listed above	<p>The premises sits on the north side of the A11, Whitechapel Road, one of London's busiest arterial roads.</p> <p>Whitechapel Road is busy 24 hours a day.</p> <p>There are a number of bus routes, as well as night buses.</p> <p>Aldgate East Tube Station is a 5 minute walk away.</p>
Existing licensed premises in the vicinity	<p><u>Whitechapel Road same side as applicant premises</u></p> <ul style="list-style-type: none"> • Restaurant: (Efes), 1 Whitechapel Road, London E1 6TY • Restaurant: (Pixxa Limited), 11 Whitechapel Road, London, E1 1DU • Off licence Best Star One, 23 Whitechapel Road, E1 • Off Licence Tesco Stores Ltd 45 Whitechapel Road E1 1DU • Hotel Adagio London 45 Whitechapel Road E1 1DU

Whitechapel Road opposite side from applicant premises

- **Fast Food:** (City Fried Chicken & Grill), 14 Whitechapel Road, London E1 1EW
- **Bar/night club:** (The Stable), Ground Floor, 16-18 Whitechapel Road, London E1 1EW

Adler Street

- **Hotel** QBIC London City Hotel, 42 Adler Street, E1 1EE

Osborn Street

- **Bar and function space:** City Hotel and Conference, 12-20 Osborn Street, E1 6TE
- **Restaurant** Shahi Karahi 22 Osborn Street, E1 6TD
- **Bar** Apples and Pears, 26 Osborn Street, E1 6TD
- **Restaurant /Café** (Nabrasa Express), 30 Osborn Street, London E1 6TD
- **Restaurant** Sonargaon Restaurant, 32-38 Osborn Street, E1 6TD
- **Public House:** Archers, 42 Osborn Street, E1 6TD

Whitechapel High Street

- **Restaurant and function space** : Whitechapel Art Gallery, 80 Whitechapel High Street, E1 7QX
- **Restaurant/Café:** (Khushbu), 74 Whitechapel High Street, London E1 7QX
- **Fast food Restaurant,** KFC Express, 84 Whitechapel High Street, E1 7QX
- **Restaurant:** SushinoEn, 2 White Church Lane, E1 7QR

	<ul style="list-style-type: none"> • Public House: Bar Locks, 21 White Church Lane, E1 7QR
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9.0 **Assessment and information for the Locality**

9.1 **Appendix 10** contains the Ward Profile of Whitechapel produced by the Corporate Research Unit in May 2014 to provide members with details in relation to the locality of the premise. It should be noted that although this was produced in 2014 it is the most up-to-date profile available.

9.2 In regards to the “relevant locality” :

- The relevant locality was assessed as being within a 100 metre radius centred on the premises, 17-19 Whitechapel Road
- The premises sits on the A11, one the capital’s busiest roads
- The vicinity is overwhelming commercial, with a smattering of accommodation
- Opposite the premises is Altab Ali Park. The Council’s maps show the area as St Mary’s Gardens

9.3 The character of the locality:

- The area has been assessed to have a commercial character with about 11% of the Borough’s residents across the two wards: Spitalfields and Banglatown and Whitechapel
- The premises is in Spitalfields and Banglatown ward, albeit on the boundary with Whitechapel ward
- The wards profiles downloaded from the council’s website are appended
- Both wards abut the City of London and have a commercial character, and have about 11% of the Borough’ s population - according to their profiles

10.0 **Other Sexual Entertainment Venues**

10.1 The following premises have applied for Sexual Entertainment Venues under the new licensing Regime within Tower Hamlets:

- **Club Enviee (now 30 Alie Street, London, E1 8DA Flamingos)**

- **Metropolis** 234 Cambridge Heath Road, London, E2 9NN
- **Whites Gentleman's Club** 32-38 Leman Street, London, E1 8EW
- **White Swan** 556 Commercial Road, London, E14 7JD

11.0 Consultation

11.1 The application has been consulted on in accordance with the Local Government (Miscellaneous Provisions) Act 1982 (as amended) and the Tower Hamlets Sexual Entertainment Policy.

This has included:

a) A site notice at the premises displayed by the applicant during the required period. A copy of the notice is appended as **Appendix 11**.

b) A press advert was placed in the Docklands and East London Advertiser on the Thursday 1st June 2017, by the applicant, which is appended as **Appendix 12**.

11.2 The following is a list of those also consulted in regards to the application:

- The Police
- The Fire Brigade
- Building Control
- Health and Safety
- Ward Councillors

12.0 Objections/Responses to the Consultation

12.1 The Licensing Authority is objecting to the renewal application and the Police are supporting the Licensing Authority in their objections. The objections have already been made available to the licence holder's legal representative and will also be made available to Members. The objections are due to the following reasons:

- Alleged sexual assault between a Performer and a customer on 4th May 2017.
- Evidence gained from a Test Purchase visits on the 11th May 2017. This shows a number of breaches of the Standard Conditions attached to this premises current Sexual Entertainment Licence.

12.2 The Fire Brigade were consulted, please find below a summary of their comments.

- None, no response received.

12.3 The Council expects the premises to have planning consent for the intended use and hours of operation, or otherwise have lawful planning status before making an application for a new licence. Building Control were consulted, please find below a summary of their comments.

- None, therefore it is assumed that all planning permissions are acceptable.

12.4 Health and Safety were consulted, please find below a summary of their comments.

- None, no response received.

12.5 Ward Councillors were consulted, please find below a summary of their comments.

- None, no response received.

12.6 Local residents (Members should note that no written public consultation is required for the renewal process), please find below a summary of their comments.

- None

-

13.0 **Licensing Authority Recommendations Following Consultation**

13.1 Following objection from the Licensing Authority which is supported by the Police, Members are asked to consider the representations when determining the renewal application.

14.0 **Summary of Premises and Licence History**

14.1 A copy of the existing premises licence is available in **Appendix 1**.

14.2 The current licence holders are Karpal Singh and Shamsheer Singh.

14.3 The current Designated Premises Supervisor is Karpal Singh.

15.0 **Complaints and Enforcement History**

15.1 The premises has received the following complaints in the last 24 months:

Date	Complainant	Nature of Complaint
18/5/2017	Police to Licensing	Allegation of an incident that was reported to Police where a dancer at the venue has

		reported that she has been the victim of a serious sexual assault which took place on Thursday the 4th May 2017.
12/2/2016	Public to Trading Standards	<p>The complainant claims that during a visit on 9th February 2016 that he was charged extra for a strip dance that was advertised on their website and on premises as £10.</p> <p>He states he understood that he would be charged £20, plus £4 (a 40% charge for paying by card). However, when he checked his receipt he found he had been charged £240. The venue refused to give a refund.</p> <p>The complaint was investigated by Trading Standards. Licence holder clarified the £10 offer has lapsed and their website was due to be updated. The venue do not believe overcharging has occurred but willing to refund £40 as a goodwill gesture.</p>

15.2 The premises has received the following visits by the Local Authority in the last 24 months:

Date	Authority (TS/Lic)	Nature of visit
12/6/2017	Licensing	Two Licensing Officers met with one of the licence holders and his legal representative to carry out a compliance check for the SEV renewal application.
17/10/2016	Licensing	Licensing Officer hand - delivered third SEV CCTV retention letter - Gave to PLH Mr Singh
17/10/2016	Licensing	Licensing Officer Visit at 15:30 to hand deliver letter a requesting retention of CCTV.
22/06/2016	Licensing	SEV renewal application inspection visit. A Licensing Officer met with the licence holder and his legal representative and found there to be no issues under either the SEV or the Licensing Act.
02/06/2016	Licensing	SEV renewal notice check. All ok
04/03/2016	Trading Standards	Visit to investigate a complaint of overcharging on 09/02/2016.
06/11/2015	Licensing, Trading	Conditions check – All complied with (including pricing)

	Standards and Police	
--	----------------------	--

15.3 The premises has been subject to the following enforcement actions in the last 12 months:

Date	Authority (TS/Lic)	Nature of Enforcement
None	N/a	N/a

16.0 Policy - Appropriate Number of Sexual Entertainment Venues

16.1 The Council has determined that there are a sufficient number of sex shops, sex cinemas and sexual entertainment venues currently operating in the borough and it does not want to see an increase in the numbers of premises that are currently providing these activities.

16.2 The Council intends to adopt a policy to limit the number of sexual entertainment venues in the borough to nil however it recognises that there are a number of businesses that have been providing sexual entertainment in Tower Hamlets for several years. The Council will not apply this limitation when considering applications for premises that were already trading with express permission for the type of entertainment which is now defined as sexual entertainment on the date that the licensing provisions were adopted by the authority if they can demonstrate in their application:

- High standards of management;
- A management structure and capacity to operate the venue;
- The ability to adhere to the standard conditions for sex establishments.

16.3 The Council will consider each application on its merit although new applicants will have to demonstrate why the Council should depart from its policy. Furthermore if any of the existing premises cease trading there is no presumption that the Council will consider any new applications more favourably.

17.0 Home Office Guidance

17.1 The Home Office issued guidance to local authorities in March 2010 to assist local authorities in carrying out their functions under the Act.

17.2 The Council can refuse applications on grounds related to an assessment of the relevant locality. A licence can be refused if either, at the time the application is determined the number of Sexual Entertainment Venues, or Sexual Entertainment Venues of a particular kind, in the relevant locality is equal to or exceeds the number that the

authority considers appropriate for that locality; or that a Sexual Entertainment Venue would be inappropriate having regard to the character of the relevant locality, the use to which any premises in the vicinity are put or the layout, character or condition of the premises. Nil may be the appropriate number.

17.3 The decision regarding what constitutes the 'relevant locality' is a matter for the Council. However, such questions must be decided on the facts of the individual application.

17.4 Once the Council has determined the relevant locality, it should seek to make an assessment of the 'character' of the relevant locality and how many, if any, Sexual Entertainment Venues, or Sexual Entertainment Venues of a particular kind, it considers appropriate for that relevant locality.

18.0 Licence Conditions

18.1 Once the Council has decided to grant a licence they are able to impose terms, conditions and restrictions on that licence, either in the form of conditions specific to the individual licence under paragraph 8 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, or standard conditions applicable to all Sexual Entertainment Venues, or particular types of Sexual Entertainment Venues.

18.2 Where the Council decides to produce standard conditions under paragraph 13 they will apply to every licence granted, renewed or transferred by the authority unless they have been expressly excluded or varied.

18.3 Most sexual entertainment venues will require a Licensing Act 2003 licence as well as a Sexual Entertainment Venue licence. Where this is the case, local authorities should avoid duplicating licence conditions and should ensure that conditions imposed on the each licence are relevant to the activities authorised by that licence. For example, conditions relating to the sale of alcohol should only appear on a premises licences or clubs premises certificate and should not be imposed on sexual entertainment venue licence. Likewise, conditions relating the provisions of relevant entertainment should appear on the sexual entertainment venue licence and not a premises licence or club premises certificate. Local authorities should also avoid imposing conditions on either licence that are contradictory.

18.4 In many cases licences granted under the 2003 Act to existing operators will contain conditions that relate expressly and exclusively to the provision of relevant entertainment. Such a condition might prohibit contact between a performer and customer during a lap dance. In these cases, in order to avoid duplication, where conditions on premises licences or club premises certificates relate only to the provision of

relevant entertainment, they shall be read as if they were deleted from the 3rd appointed day onwards.

18.5 In cases where conditions on a premises licence or clubs premises certificate are inconsistent with, and less onerous than, the conditions in the licence granted under the 1982 Act they shall likewise be read as though they have been deleted.

19.0 **Sexual Entertainment Venues and Determination**

19.1 Members should consider the relevant legislation; the Council's SEV Policy and Standard Conditions (see **Appendix 13** and **Appendix 1** respectively).

19.2 A copy of LBTH Sexual Entertainment Venue Policy is produced in **Appendix 13** for Member's information.

20.0 **Legal Comments**

20.1 The Council may refuse an application for the grant or renewal of a licence on one or more of the grounds specified below (Sch 3 of the LGMPA 1982 as amended ('the Act')).

20.2 The Committee has to refuse the application if any of the following grounds for refusal apply under para. 12(2) of Schedule 3 of the Act.

20.2 The mandatory grounds for refusal are as follows:

- (a) to a person under the age of 18; or
- (b) to a person who is for the time being disqualified under paragraph 17(3) below; or
- (c) to a person, other than a body corporate, who is not resident in an EEA state or was not so resident throughout the period of six months immediately preceding the date when the application was made; or
- (d) to a body corporate which is not incorporated in an EEA state 1 ; or
- (e) 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.

20.4 The Committee has discretion to refuse the application if any of the following grounds for refusal apply under para. 12(3) of Schedule 3 of the Act.

20.5 The discretionary grounds for refusal are as follows:

- (a) the applicant is unsuitable to hold a licence by reason of having been convicted of an offence or for any other reason;
- (b) that 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 have been refused a licence if they had applied themselves;
- (c) that 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; or
- (d) the grant or renewal of licence would be inappropriate because of:
 - i. the character of the relevant locality;
 - ii. the use to which the premises in the vicinity are put; or
 - iii. the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

(In relation to premises, 'the relevant locality' means the locality where the premises are situated).

20.6 There is a right of appeal to the Magistrates' Court, as set out in para. 27 of Schedule 3 of the Act.

20.7 The Committee should only consider those comments within the letters of objection or made orally at the hearing which are relevant to the mandatory or discretionary grounds for refusal.

21.0 Finance Comments

21.1 The Chief Finance Officer has been consulted on this report and has no additional comments to make.

22.0 Appendices

Appendix 1	A copy of the existing SEV Licence (including the LBTH Standard Conditions)
Appendix 2	A copy of the existing Premises Licence
Appendix 3	A copy of the renewal application
Appendix 4	Maps of the premises showing the site location
Appendix 5	Location plan and internal layout plans of the premises
Appendix 6	Compliance Visit Checklist
Appendix 7	Photographs of the premises
Appendix 8	Code of Conduct for Performers, Code of Conduct for Customers (House Rules) and Dancers Welfare Policy
Appendix 9	Vicinity Map
Appendix 10	Ward profile for Spitalfields and Banglatown
Appendix 11	Copy of Site Notice
Appendix 12	Copy of Press Advert
Appendix 13	Copy of LBTH SEV Policy

Appendix 1

LICENCE FOR A SEXUAL ENTERTAINMENT VENUE

Licence Number: 21552

The LONDON BOROUGH OF TOWER HAMLETS under provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, in relation to the licensing of sex establishments, as amended by section 27 of the Policing and Crime Act 2009, grants, in accordance to its Licensing Policy:

Name of holder (s) of SEV licence:

(1) Karpal Singh (2) Shamsher Singh and (3) Manpal Singh

to use premises:

Postal address of premises, or if none, ordnance survey map reference or description

The Nags Head Public House
17-19 Whitechapel Road

Post Code

E1 1DB

Telephone number

██████████

as a Sexual Entertainment Venue.

This licence is in force up to: **31st May 2017** or during the time that the licensee(s) is/are the occupier of the premises, whichever is the shorter period, or unless sooner surrendered or revoked.

The hours permitted are:

Monday to Saturday from 11:00hrs to 03:00hrs (the following day)

Sunday from 12:00hrs (midday) to 22:30hrs

The Premises are as per the plans submitted by the Licensing Authority on:
23rd May 2016 Ground Floor only.

The named management responsible for this premises are

Manpal Singh and Shamsher Singh - Managers
Bahadur Singh – Relief Manager
Alcir Orlandi – Relief Manager

This licence is granted subject to conditions as follows:

the Standard Conditions of the London Borough of Tower Hamlets made under paragraph 13 of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as revised on 23rd June 2015 are attached as **Appendix 1** (Conditions 1-41) It is the duty of the licence holder to be aware of and abide by those conditions.

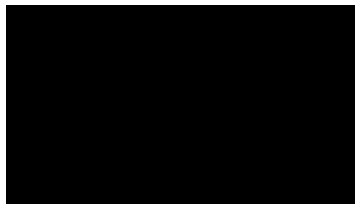
the following additional conditions specific to this Premises:

42. The number of persons to be accommodated in the Premises at any one time shall not exceed 100 persons.

Other requirements or restrictions:

43. This licence must be prominently and visibly displayed inside the entrance to the Premises.

44. This licence together with the standard conditions must be available at the Premises at all times.



Signed by

Tom Lewis
Licensing & Safety Team Leader
Environmental Health & Trading Standards

Dated 20th December 2016

Appendix 2

**(The Nags Head Public House)
17-19 Whitechapel Road
London
E1 1DU**

Licensable Activities authorised by the licence

Retail sale of alcohol
Provision of Regulated Entertainment

See the attached licence for the licence conditions

Signed by

**Jacqueline Randall _____
Acting Licensing Services Manager**

Date: 7th October 2005

Amended Minor variation 11/11/10



Part A - Format of premises licence

Premises licence number

14598

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(The Nags Head Public House)
17-19 Whitechapel Road
E1 1DU

Post town

London

Post code

E1 1DU

Telephone number

[REDACTED]

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

The sale by retail of alcohol

The provision of regulated entertainment consisting of recorded music, performance of dance, anything of similar nature.

Facilities for making music and dancing and similar nature.

The times the licence authorises the carrying out of licensable activities

Monday to Saturday 11 00 hrs to 03 00 hrs the following day
Sunday 12 00 hrs to 22 30 hrs

The opening hours of the premises

From Monday to Saturday from 11 00 hrs until 03 30 hrs the following day
Sunday 12 00 hrs to 23 00 hrs

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On and off sales

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Karpal Singh and Shamsher Singh

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Registered number of holder, for example company number, charity number (where applicable)

Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Karpal Singh

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal License No: [REDACTED]

Issuing Authority: [REDACTED]

Annex 1 - Mandatory conditions
Effective from 6th April 2010

1.

- (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Effective from 10th October 2010:

4.
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that;
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises 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 personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

Private Entertainment

The premises may be used for the following purpose, that is to say, dancing, music, or other entertainment of the like kind which-

- a) is not a public entertainment but is promoted for private gain

Annex 2 - Conditions consistent with the operating Schedule

Regulated Entertainment

Only recorded music, dance (performed by striptease artists), anything of a similar description

provision of facilities for making music, provision of facilities for dancing (performed by striptease artists), provision of facilities for entertainment of a similar description.

Provide a local taxi firm contact to drive customers home

In relation to Striptease

1. The total number of persons to be accommodated at the premises at any one time shall not exceed 100 persons.
2. The inward opening doors to Whitechapel Road, which provides emergency exit, shall be locked back in the open position when the premises are in use under this licence.
3. One leaf of the inward opening double doors which provide entry from Whitechapel Road shall be secured open at all times that the premises are occupied by the public.
4. All doors (apart from those specified in items 2 and 3) are to be kept closed during entertainment and satisfactory acoustic sealing should be applied to them.
5. There shall be no door provided to separate the "personal dance" area from the general bar area.
6. A registered door supervisor shall be positioned at the entry to the room providing the "personal dances" at all times that it is in use.
7. The number of performers that are performing within the "personal dance" area (excluding VIP area) at any one time shall not exceed three.
8. To the extent that striptease is permitted by law it shall be deemed in these conditions to apply to all forms of striptease or nudity by male or female performers.
9. Striptease shall only be permitted at premises which have a liquor licence.
10. The striptease entertainment shall be given only by paid performers/entertainers who are engaged exclusively for that purpose.

11. There shall be no physical participation by the audience.
12. Any performance will be restricted to dancing and the removal of clothes, here must not be any other form of sexual activity.
13. All striptease shall take place in an area which is not visible from the street or overlooking buildings.
14. The performance area shall be separated from the audience and consist of a stage, platform or similar construction or an area clearly identified as a performing area that meets with the approval of the Council.
15. The performer shall have direct access to a changing room without passing through the audience, or when direct access is not practical the performer shall be escorted from the stage by a steward or other employee of the licence holder.
16. The performer shall be provided with a changing room which must be separate and apart from public facilities.
17. There shall be no sexually explicit external advertising likely to cause offence as to the nature of the activity being held at the premises.
18. A notice shall be prominently displayed in a conspicuous position on the premises at least one hour before the start, advising customers when the performance is to commence.
19. Whilst striptease is taking place no person under the age of 18 shall be allowed on any part of the premises licensed for the sales of alcohol and a notice shall be displayed in clear terms at each entrance that :- NO PERSON UNDER 18 TO BE ADMITTED
20. The licensee shall ensure that gratuities are not thrown at the performer.
21. Where premises are within a radius of 100 metres of places of worship the entertainment shall not be held at such times as would cause offence to religious observers.
22. Where premises are within a radius of 100 metres of any school or educational establishment, striptease performances will not take place until after 8.30p.m. except on Saturday and Sunday.
23. There shall be no contact between the performer and any of the audience during performances
24. There shall be only one performer on the stage at any one time.

25. The layout of the premises must remain unaltered to that inspected and approved by the Council at the time of renewal or application; any alterations to the premises during the currency of the licence must be approved by the Council prior to the works commencing.
26. The number of performers that are performing within the VIP areas at any one time shall not exceed six.

Annex 3 - Conditions attached after a hearing by the licensing authority

Not Applicable

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

19 October 2010 - Ground Floor only.



Licensing Act 2003

Part B - Premises licence summary

Premises licence number

14598

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

(The Nags Head Public House)
17-19 Whitechapel Road
E1 1DU

Post town

London

Post code

E1 1DU

Telephone number

Where the licence is time limited
the dates

N/a

Licensable activities authorised
by the licence

The sale by retail of alcohol
The provision of regulated entertainment
consisting of recorded music, performance of
dance, anything of similar nature.
Facilities for making music and dancing and
similar nature.

The times the licence authorises the carrying out of licensable activities

Monday to Saturday 11 00 hrs to 03 00 hrs the following day
Sunday 12 00 hrs to 22 30 hrs

The opening hours of the premises

From Monday to Saturday from 11 00 hrs until 03 30 hrs the following day
Sunday 12 00 hrs to 23 00 hrs

Name, (registered) address of holder of premises licence

Karpal Singh and Shamsheer Singh
[Redacted]
[Redacted]
[Redacted]
[Redacted]

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On and off sales

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Karpal Singh

State whether access to the premises by children is restricted or prohibited

Yes

Appendix 3

Application for the Grant, Renewal, Transfer or Variation of a Sexual Entertainment Venue Licence

Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982

Part one of this form is open to inspection by the press and public

Please read the following instructions first

Before completing this form please read the associated guidance notes. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. Please complete all sections or the application will be deemed incomplete and returned to the applicant.

Applicants are warned that any person who, in connection with the grant, renewal, transfer or variation of a sexual entertainment licence, makes a false statement which they know to be false in any material respect, or which they do not believe to be true, is guilty of an offence and liable on summary conviction to a fine not exceeding £20,000.

Applicants are required to complete part one and part two of the application form, and provide any other documents listed in the form.

You may wish to keep a copy of the completed form for your records.

Part One: Details of Application

Section A: Type of Application

Please specify what type of application you are making:

New

 Renewal

 Variation

 Transfer

Licence Number (if applicable): 21552

Section B: Premises to be licensed

Is the application in respect of (tick as appropriate):

Premises

 Vehicle

 Vessel

 Stall

Trading name and full postal address of premises to be licensed
(If this application is in respect of a Vehicle, Vessel or Stall, then the location where it will be used)

Name: THE NAGS HEAD
Address: 17-19 WHITECHAPEL ROAD

TRADING STANDARDS
24 MAY 2017

LICENSING

Post Town LONDON

Postcode E1 1DU

Premises E-mail address

Premises contact telephone number(s)

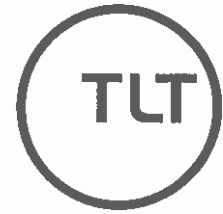
Section C: Applicant Details	
Please state whether you are applying for a premises licence as	
a) an individual or individuals	<input checked="" type="checkbox"/> please complete box (1)
b) a limited company	<input type="checkbox"/> please complete box (2)
c) a partnership	<input type="checkbox"/> please complete box (2)
d) other	<input type="checkbox"/> please complete box (2)

(1): First Individual Applicant Details				
MR <input checked="" type="checkbox"/>	MRS <input type="checkbox"/>	MISS <input type="checkbox"/>	MS <input type="checkbox"/>	Other
First names KARPAL		Surname SINGH		
Address	Please do not complete if this is a private residential address – This information is provided in Part 2 PRIVATE			
Age of applicant	Over 18:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	

(1): Second Individual Applicant Details (Insert further pages if necessary for more than 2 applicants)				
MR <input checked="" type="checkbox"/>	MRS <input type="checkbox"/>	MISS <input type="checkbox"/>	MS <input type="checkbox"/>	Other
First names SHAMSHER		Surname SINGH		
Address	Please do not complete if this is a private residential address – This information is provided in Part 2 PRIVATE			
Age of applicant	Over 18:	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	

(2): Other Applicant Details	
Name	
Registered number	
Description of applicant	
Registered Address	
Post Town	Postcode

* NB: THERE IS A THIRD INDIVIDUAL APPLICANT WHOSE DETAILS CAN BE FOUND ON A SEPARATE SHEET OF A4



THIRD INDIVIDUAL APPLICANT DETAILS

MR

FIRST NAMES: MANPAL

SURNAME: SINGH

ADDRESS: PRIVATE

AGE: OVER 18

Section D: Premises Details

1. What is the nature of the applicant's interest in the premises (please tick as appropriate)

- a) Freehold
- b) Leasehold

2. If the applicant's interest in the premises is a leasehold one, please state whether it is a:

- a) head lease
- b) sub lease

3. the name and full address of the landlord (if applicable)

ENTERPRISE INNS PLC, 3 MONKS PATH HALL ROAD,
SOUTHULL, WEST MIDLANDS B90 4SJ

4. the name and full address of the superior landlord (if applicable)

N/A

5. Is the whole of the premises to be used under the licence?

- a) Yes
- b) No

6. If "no" please state which part of the premises is to be used for the purpose of the licence:

GROUND FLOOR

a) the use to which the remainder of the premises is put

BASEMENT = CELLAR + STORAGE, FIRST FLOOR = OFFICES
+ BACK OF HOUSE

b) the name(s) of those who are responsible for the management of the remainder of the premises

MANPAL SINGH

7. Is the premises to be used for the purposes of the licence, so constructed or adapted as to permit access to and from the premises for members of the public who are disabled?

- a) Yes
- b) No

If "No" please state the applicant's proposals for affording such access

N/A

7. Is the premises, vehicle, vessel or stall which is to be used for the purposes of the licence, in use as a sex establishment at the date of this application?

- a) Yes
b) No

If the answer is "Yes", please state the name and full address of the person(s) or body who operated the premises, vehicle, vessel or stall as a sex establishment at the date of this application, and the date (where known) the premises, vehicle, vessel or stall was first used as such

KARPAL, SHAMSHER + MANPAL SINGH (FOR ADDRESS

If the answer is "No" please state the purpose(s) it is currently being used for

N/A

DETAILS REFER
TO PERSONAL
DETAILS FORMS)

Section E: Current Licences

1. Is the Premises licensed under any other Act (e.g. the Licensing Act 2003)?

- a) Yes
b) No

2. If yes, please provide details of the licence(s), including the name of the Licence Holder and any Designated Premises Supervisor

PREMISES LICENCE NO: 14598

PREMISES LICENCE HOLDER: KARPAL SINGH +
SHAMSHER SINGH

DPS: KARPAL SINGH

Section F: Business Details

Each person named in this section will need to complete Part 2 of the application – Personal Details Form

1. Under what name will the business be trading?

THE NAGS HEAD (NAGS HEAD LTD)

2. If the applicant is a company or other corporate body, please give the names of the applicants directors and company secretary:

Name _____

Use additional sheets to continue if necessary

2. Is the whole of the business owned by the applicant, and the applicant does not share the profits of the business with any other person or body?

- a) Yes
- b) No

If the answer is "No", please state the name(s) of those who will share in the profits of the business. In each case, please state the percentage share of the profits to be taken by each person or body involved in the ownership of the business

Name	Percentage share
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Use additional sheets to continue if necessary

Section G: Advertising Details

When considering types of advertising in this section, please refer to the Councils Standard Conditions on Touting for Business and Premises Appearance, which are attached to the Sex Establishment Policy

1. What advertisement(s) or display(s) are to be exhibited on the exterior of the premises?

PLEASE REFER TO THE FRONT ELEVATION DRAWINGS SUBMITTED HEREWITH.

2. Please state the size(s) of any advertisement(s) or display(s) mentioned in the above question

2 x SWING BOARDS - 11m x 9m

LOBBY SIGN - 6.2m x 6.2m

"THE NAGS HEAD" IN WHITE/BLACK LETTERING - 5.5m x 7m

"THE NAGS HEAD" IN BLACK/GOLD LETTERING - 3m x 3m

3. Please state any proposals for solicitation of the business in public areas. E.g. fliers, business cards, billboard advertising, personal solicitation or advertising on motor vehicles

FLIERS + BUSINESS CARDS - 8.4cm x 5.5cm

HANDED OUT OUTSIDE LBTH AND IN COMPLIANCE WITH SEV CONDITIONS

Section H: Operation of the Premises

1. Please state the proposed opening times of the premises, vehicle, vessel or stall:
 (Gives times in a 24h clock format)

Day	Opening	Closing
Monday	11:00	03:00
Tuesday	11:00	03:00
Wednesday	11:00	03:00
Thursday	11:00	03:00
Friday	11:00	03:00
Saturday	11:00	03:00
Sunday	12:00	22:30

} THE DAY FOLLOWING

2. What means are to be taken to prevent the interior of the premises, vehicle, vessel or stall for which the licence is sought from being visible to passers-by?

WINDOWS AT GROUND FLOOR BOARDED OVER. ACCESS TO THE PREMISES IS VIA AN INTERNAL LOBBY AND THE DOOR IS ONLY OPENED FOR ACCESS/EGRESS

3. Have you read and understood the Councils standard conditions for sexual entertainment venues?

- a) Yes
- b) No

4. Are you able to comply with the Councils standard conditions for sexual entertainment venues?

- a) Yes
- b) No

If no, please give the reasons why not:

NOT APPLICABLE

5. Please give details of any additional conditions you would like to propose, or conditions you like to amend or remove. The Council will expect applicants to address the following factors:

- a) Preventing nuisance to residents and businesses in the vicinity
- b) Public safety
- c) Preventing crime and disorder
- d) Protecting children from harm
- e) Procedures for checking employees age and right to work in the UK
- f) Procedures for training of all staff in the Code of Conduct for Dancers, and for compliance with licence conditions and requirements
- g) Procedures for notifying customers of the Dancers code of conduct
- h) System for monitoring compliance with the venues policy for welfare of dancers

PLEASE REFER TO THE DOCUMENTS ENCLOSED
WITH THIS RENEWAL APPLICATION .

Section I: Management of the Premises

Each person named in this section will need to complete Part 2 of the application – Personal details form

1. Please give the name of the person who will be responsible for the day to day management of the premises. ("the Manager")

Name: MR MANDAL SINGH / MR SHAMSHER SINGH
 Role: MANAGER(S)

2. Will this person be based at the premises and will the management of the premises be their sole and exclusive occupation?

- a) Yes
- b) No

3. If no, then please give details of how they are responsible for the day to day management, and what other arrangements are in place for the management of the premises.

MANDAL/SHAMSHER ARE RESPONSIBLE FOR THE DAY-TO-DAY MANAGEMENT OF THE SEV. RELIEF MANAGERS ARE PRESENT WHEN UNAVAILABLE.

4. Which person(s) will be responsible for the day to day management in the absence of the Manager (Use continuation sheets if necessary):

Name: BAHADUR SINGH BINNING Name:
 Role: RELIEF MANAGER Role:

Name: ALCIR ORLANDI Name:
 Role: RELIEF MANAGER Role:

Name: Name:
 Role: Role:

Name: Name:
 Role: Role:

5. Please confirm that at least one of the people named in this section will be at the premises at all times whilst it is open.

- a) Yes
- b) No

Section J: Details of any further information relevant to this application

Please state below any further information which the applicant would wish to be taken into account when this application is considered (This space may also be used to amplify answers to any previous questions)

THIS IS AN APPLICATION TO RENEW THE EXISTING SEV LICENCE AT THE NAGS HEAD. THIS WILL BE THE SECOND RENEWAL OF THE SEV LICENCE, BUT THE PREMISES HAS OFFERED SEXUAL ENTERTAINMENT SINCE THE 1970'S.

FULL DOCUMENTATION IS SUPPLIED WITH THIS APPLICATION AND THE APPLICANT IS HAPPY TO SUPPLY ANY FURTHER INFORMATION UPON REASONABLE REQUEST.

Section L: Correspondence and Contact Details for the Application

Please give details of the person who may be contacted in relation to this application

Name: LUKE ELFORD AND/OR JULIAN SKEENS

Organisation: TLT LLP

Postal Address: [REDACTED]

Telephone Number: [REDACTED]

Email: [REDACTED]

Position/role:

(e.g. Solicitor/Agent for the applicant) SOLICITORS TO THE APPLICANTS

Section M: Private Information

Is there any information on this form which you do not wish to be seen by members of the public? If so, state which information and the reasons why you do not wish it to be seen. Please note, any requests of this nature will be dealt on a case by case basis, and you will be contacted to discuss further if the information is considered necessary for public disclosure.

PERSONAL ADDRESS DETAILS / DISCLOSURE SCOTLAND CERTIFICATES

Section N: Declaration and signature of applicant

The declaration must be signed in all cases :

- a) If the applicant is an individual, by that individual
- b) If the applicant is a partnership, by all individuals who are partners
- c) If the applicant is a company, by a director or the company secretary
- d) In any other case by a duly authorised officer of the applicant

I acknowledge that I have received a copy of the standard conditions applicable to a sex establishment licence within the London Borough of Tower Hamlets, and declare that the information given within this application form, to the best of my knowledge, is true and complete in every respect.

Please use extra pages if necessary

Name: LUKE ELFORD

Signature [REDACTED]

Position: SOLICITOR FOR THE

Date

22/05/2017

Name: APPLICANT

Signature

Position: FOR TLT LLP

Date

Section K: Additional documentary requirements

The applicant must provide the following documentation, in addition to those documents already requested in prior sections of this application form.

	Documents included with this application	Included
1	The prescribed fee, in the form of a cheque made payable to the London Borough of Tower Hamlets (LBTH).	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
2	Written consent of the lawful occupier of the premises or land who has control over the premises or land	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
3	Code of practice for dancers/performers	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
4	Policy for welfare of dancers/performers	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
5	Code of practice for customers	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
6	A personal details form (Part 2 of the application form) for each person named in the application	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
7	A basic CRB check for each person named in the application	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
8	A recent passport size photograph for each person named in the application, each copy bearing the name in block capitals of the person whose likeness it bears.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
9	A site/location plan, (scale 1:1250) to show the location of the premises	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
10	A premises plan (scale 1:100) of the premises, vehicle, vessel or stall in respect of which the licence is sought, showing: <ul style="list-style-type: none"> a) The internal layout of the premises including stage, bars, cloakroom, WCs, performance areas, dressing rooms, kitchen, and any external areas to be used (e.g. smoking areas). b) Public areas and staff/private areas to be clearly defined c) Uses for different areas in the premises (e.g. performance areas, reception etc.) d) Any fixed structures or objects e) all means of ingress and egress from the premises f) Position of CCTV cameras g) The location and type of any fire safety and any other safety equipment h) The location of emergency exits i) The position of ramps, lifts or other facilities for the benefit of disabled people. j) Any parts of the premises that may be inaccessible to disabled people. Other standard metric scales may be acceptable if more practical for the size of the premises.	Yes <input type="checkbox"/> No <input type="checkbox"/>
11	A drawing (scale 1:100) showing the front elevation as existing (and as proposed if changes are to be made to it) of the premises, vehicle, vessel or stall in respect of which the licence is sought. Other standard metric scales may be acceptable if more practical for the size of the premises.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Evidence of public notice and service		
12	Complete copy of the newspaper advert advertising the application TO FOLLOW	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
13	Copy of the notice displayed on or near the premises advertising the application	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
14	Copy of affidavit or statutory declaration that the notice of application has been displayed on or near the premises, in a place where the notice can be conveniently read by the public as required by paragraph 10(10) schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (as amended). TO FOLLOW	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
15	Evidence of the due service upon the Chief officer of police as required by paragraph 10(14) schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (as amended), of a copy of this application and its required documentation. TO FOLLOW	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

* DISCLOSURE SCOTLAND CERTIFICATE

**Application for the Grant, Renewal, Transfer or Variation of a Sexual
Entertainment Venue Licence**
Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982

Part Two: Personal Details Form

A separate form must be completed by every person named in the application, including any individual who will be responsible for management of the premises in the absence of the licence holder. Where the applicant is not an individual, then a form should be completed for each director or partner etc.

This part of the application will not be made publicly available, but will be made available to officers of the Council, a sub-committee or committee determining the application and to other relevant public bodies such as the Police.

Forename(s) <u>SHAMSHER</u>	Date of Birth			
Surname <u>SINGH</u>	Place of Birth			
Previous Name(s) <u>N/A</u>	Date of becoming			
Gender <u>MALE</u>	a UK resident			
Permanent Residential Address: [REDACTED]				
Any previous address within the last 3 years <u>N/A</u>				
Position in relation to the applicant (e.g. Director, Partner, Manager etc) <u>MANAGER</u>				
1. Have you ever been convicted of a criminal offence, whether in the UK or elsewhere? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please complete the details below:				
Name at time of conviction	Date of conviction	Place of conviction	Nature of offence	Sentence
Please continue on a separate sheet if necessary.				
2. To your knowledge, are you currently the subject of any criminal investigation?				Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, please provide full details:				
3. Have you ever had any civil legal action taken against you?				Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, please provide full details:				

LBTH
TRADING STANDARDS
24 MAY 2017
LICENSING



4. Have you ever been disqualified from holding a sex establishment licence? Yes No

If Yes, please provide details:

5. Have you ever been involved in the management of a business, whether as a proprietor, director, company secretary, partner, manager, supervisor or otherwise which has had any of the following types of licence refused, reviewed or revoked?

Sex Establishment licence	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the sale or supply of alcohol	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the provision of entertainment, whether sexual or otherwise.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Personal licence under the Licensing Act 2003	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

If yes to any of the above, please provide full details:

6. Have you ever been declared bankrupt or entered into an arrangement with creditors or an Individual Voluntary Arrangement? Yes No

If yes, please provide full details:


7. Have you ever been disqualified from acting as a company director? Yes No

If yes, please provide full details:

8. Please state any further information that you wish to be taken into account when the application is considered.

I declare that the information on this form is true and complete.

Name: SHAMSHER SINGH Date 22/05/2017

Position MANAGER SIGN: 

**Application for the Grant, Renewal, Transfer or Variation of a Sexual
Entertainment Venue Licence**
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Part Two: Personal Details Form

A separate form must be completed by every person named in the application, including any individual who will be responsible for management of the premises in the absence of the licence holder. Where the applicant is not an individual, then a form should be completed for each director or partner etc.

This part of the application will not be made publicly available, but will be made available to officers of the Council, a sub-committee or committee determining the application and to other relevant public bodies such as the Police.

Forename(s)	MANDAL	Date of Birth	[REDACTED]	
Surname	SINGH	Place of Birth	[REDACTED]	
Previous Name(s)	N/A	Date of becoming a UK resident	[REDACTED]	
Gender	MALE			
Permanent Residential Address: [REDACTED]				
Any previous address within the last 3 years: N/A				
Position in relation to the applicant (e.g. Director, Partner, Manager etc): MANAGER				
1. Have you ever been convicted of a criminal offence, whether in the UK or elsewhere? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please complete the details below:				
Name at time of conviction	Date of conviction	Place of conviction	Nature of offence	Sentence
Please continue on a separate sheet if necessary.				
2. To your knowledge, are you currently the subject of any criminal investigation? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please provide full details:				
3. Have you ever had any civil legal action taken against you? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please provide full details:				

LBTH
TRADING STANDARDS
24 MAY 2017
LICENSING

4. Have you ever been disqualified from holding a sex establishment licence? Yes No

If Yes, please provide details:

5. Have you ever been involved in the management of a business, whether as a proprietor, director, company secretary, partner, manager, supervisor or otherwise which has had any of the following types of licence refused, reviewed or revoked?

Sex Establishment licence	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the sale or supply of alcohol	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the provision of entertainment, whether sexual or otherwise.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Personal licence under the Licensing Act 2003	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

If yes to any of the above, please provide full details:

6. Have you ever been declared bankrupt or entered into an arrangement with creditors or an Individual Voluntary Arrangement? Yes No


If yes, please provide full details:

7. Have you ever been disqualified from acting as a company director? Yes No

If yes, please provide full details:

8. Please state any further information that you wish to be taken into account when the application is considered.

I declare that the information on this form is true and complete.

Name:	<u>MANPAL SINGH</u>	Date	<u>22/05/2017</u>
Position	<u>MANAGER</u>	SIGN:	

Application for the Grant, Renewal, Transfer or Variation of a Sexual Entertainment Venue Licence
 Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982

Part Two: Personal Details Form

A separate form must be completed by every person named in the application, including any individual who will be responsible for management of the premises in the absence of the licence holder. Where the applicant is not an individual, then a form should be completed for each director or partner etc.

This part of the application will not be made publicly available, but will be made available to officers of the Council, a sub-committee or committee determining the application and to other relevant public bodies such as the Police.

Forename(s) <u>BAHADUR SINGH</u>	Date of Birth			
Surname <u>BINNING</u>	Place of Birth			
Previous Name(s) <u>BAHADUR SINGH</u>	Date of becoming a UK resident			
Gender <u>MALE</u>				
Permanent Residential Address: [REDACTED]				
Any previous address within the last 3 years <u>NIA</u>				
Position in relation to the applicant (e.g. Director, Partner, Manager etc) <u>RELIEF MANAGER</u>				
1. Have you ever been convicted of a criminal offence, whether in the UK or elsewhere? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please complete the details below:				
Name at time of conviction	Date of conviction	Place of conviction	Nature of offence	Sentence
Please continue on a separate sheet if necessary.				
2. To your knowledge, are you currently the subject of any criminal investigation? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please provide full details:				
3. Have you ever had any civil legal action taken against you? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please provide full details:				

LBTH
TRADING STANDARDS
 24 MAY 2017
LICENSING



TOWER HAMLETS

4. Have you ever been disqualified from holding a sex establishment licence? Yes No

If Yes, please provide details:

5. Have you ever been involved in the management of a business, whether as a proprietor, director, company secretary, partner, manager, supervisor or otherwise which has had any of the following types of licence refused, reviewed or revoked?

Sex Establishment licence	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the sale or supply of alcohol	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the provision of entertainment, whether sexual or otherwise.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Personal licence under the Licensing Act 2003	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

If yes to any of the above, please provide full details:

6. Have you ever been declared bankrupt or entered into an arrangement with creditors or an Individual Voluntary Arrangement? Yes No

If yes, please provide full details:

7. Have you ever been disqualified from acting as a company director? Yes No

If yes, please provide full details:

8. Please state any further information that you wish to be taken into account when the application is considered.

I declare that the information on this form is true and complete.

Name: BAHADUR SINGH BINNING Date 22/05/2017

Position RELIEF MANAGER SIGN:

**Application for the Grant, Renewal, Transfer or Variation of a Sexual
Entertainment Venue Licence**
Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982

Part Two: Personal Details Form

A separate form must be completed by every person named in the application, including any individual who will be responsible for management of the premises in the absence of the licence holder. Where the applicant is not an individual, then a form should be completed for each director or partner etc.

This part of the application will not be made publicly available, but will be made available to officers of the Council, a sub-committee or committee determining the application and to other relevant public bodies such as the Police.

Forename(s) <u>ALCIR</u>	Date of Birth			
Surname <u>ORLANDI</u>	Place of Birth			
Previous Name(s) <u>N/A</u>	Date of becoming			
Gender <u>MALE</u>	a UK resident			
Permanent Residential Address: [REDACTED]				
Any previous address within the last 3 years <u>N/A</u>				
Position in relation to the applicant (e.g. Director, Partner, Manager etc) <u>RELIEF MANAGER</u>				
1. Have you ever been convicted of a criminal offence, whether in the UK or elsewhere? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>				
If yes, please complete the details below:				
Name at time of conviction	Date of conviction	Place of conviction	Nature of offence	Sentence
Please continue on a separate sheet if necessary.				
2. To your knowledge, are you currently the subject of any criminal investigation? If yes, please provide full details:				Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<u>LBTH</u> <u>TRADING STANDARDS</u> <u>24 MAY 2017</u>				
3. Have you ever had any civil legal action taken against you? If yes, please provide full details:				Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<u>LICENSING</u>				

4. Have you ever been disqualified from holding a sex establishment licence? Yes No

If Yes, please provide details:

5. Have you ever been involved in the management of a business, whether as a proprietor, director, company secretary, partner, manager, supervisor or otherwise which has had any of the following types of licence refused, reviewed or revoked?

Sex Establishment licence	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the sale or supply of alcohol	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Licence for the provision of entertainment, whether sexual or otherwise.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Personal licence under the Licensing Act 2003	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

If yes to any of the above, please provide full details:

6. Have you ever been declared bankrupt or entered into an arrangement with creditors or an Individual Voluntary Arrangement? Yes No

If yes, please provide full details:

7. Have you ever been disqualified from acting as a company director? Yes No

If yes, please provide full details:

8. Please state any further information that you wish to be taken into account when the application is considered.

I declare that the information on this form is true and complete.

Name: ALCIR ORLANDI Date 22/05/2017

Position RELIEF MANAGER SIGN: 

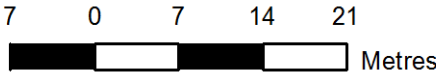
Appendix 4



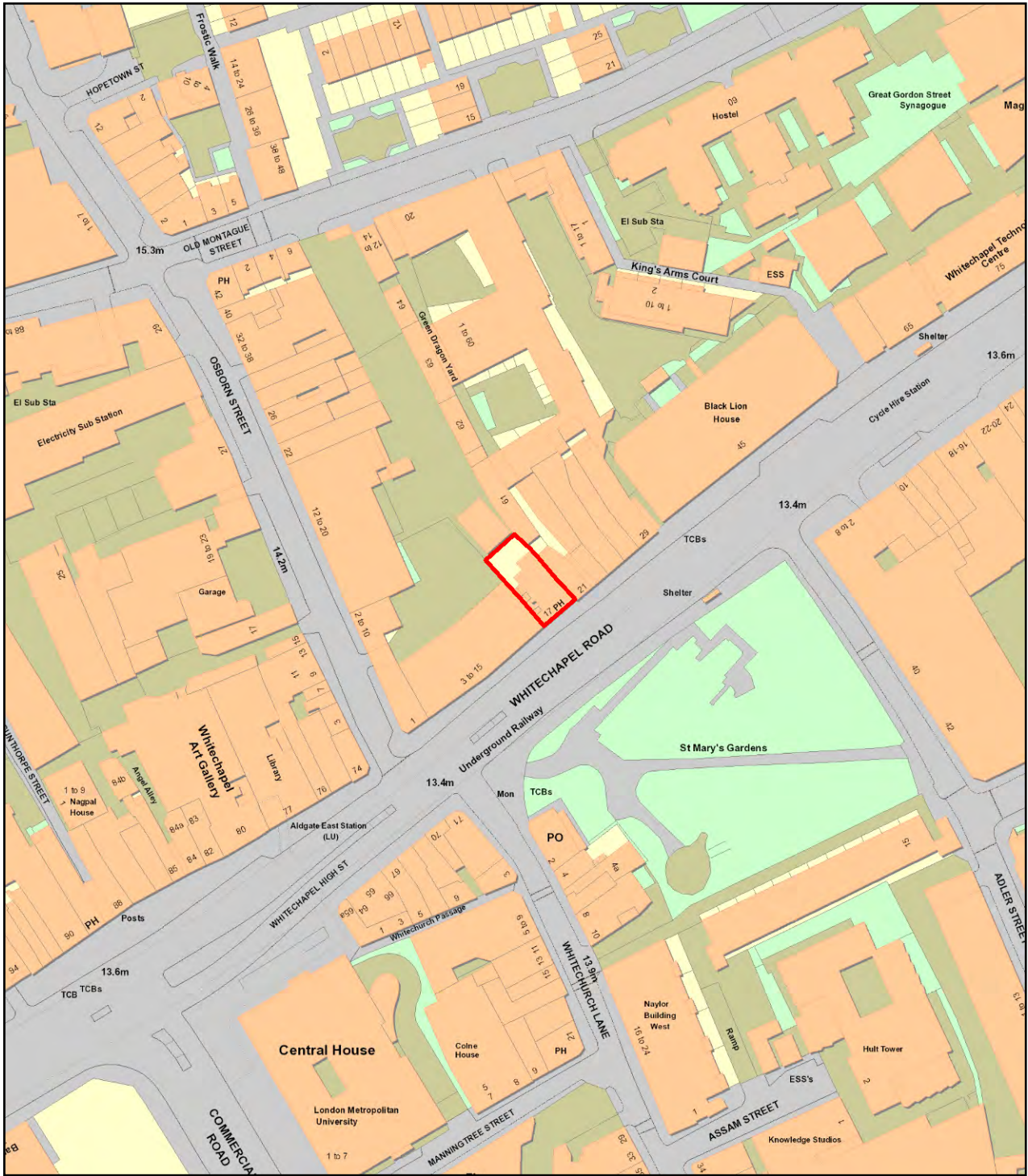
Nags Head



Scale 1:769



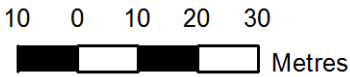
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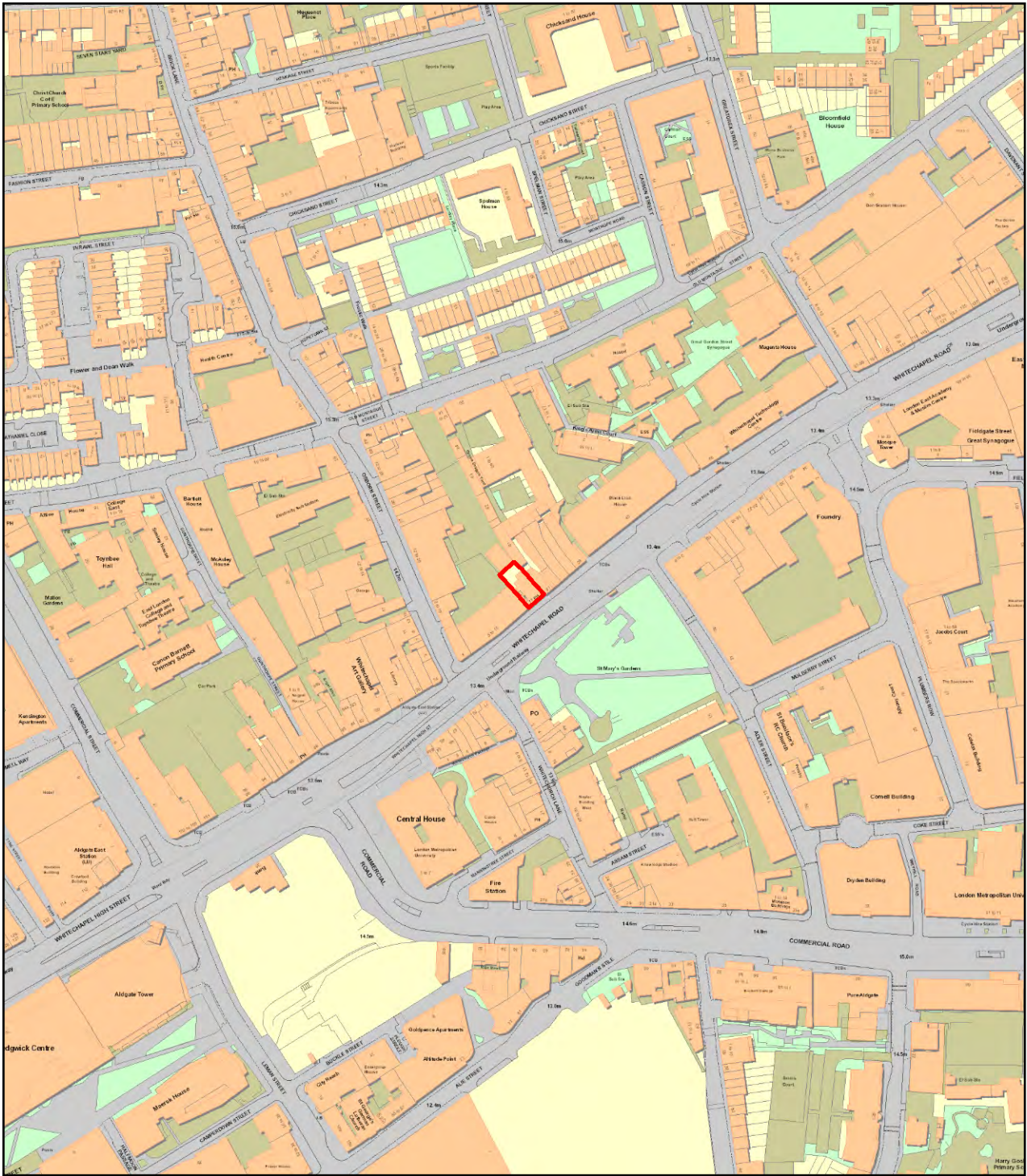
Nags Head



Scale 1:1537



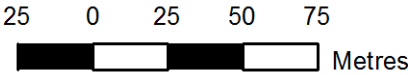
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Nags Head



Scale 1:3074



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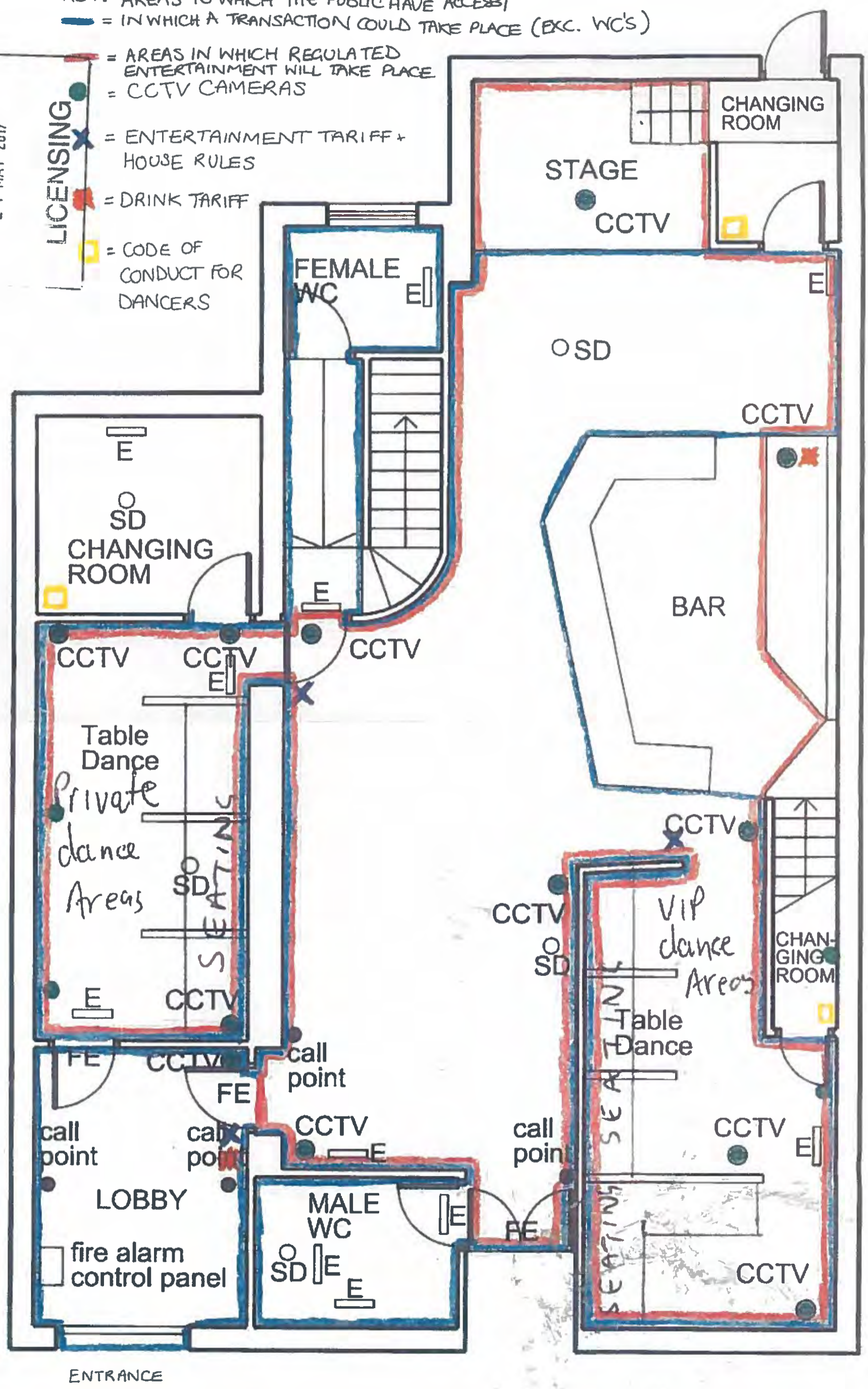
Appendix 5

THE NAGS HEAD GENTLEMAN'S VENUE

LBTH
TRADE STANDARDS
24 MAY 2017

KEY: AREAS TO WHICH THE PUBLIC HAVE ACCESS/
 — = IN WHICH A TRANSACTION COULD TAKE PLACE (EXC. WC'S)

- LICENSING
- = AREAS IN WHICH REGULATED ENTERTAINMENT WILL TAKE PLACE
 - = CCTV CAMERAS
 - ✕ = ENTERTAINMENT TARIFF + HOUSE RULES
 - = DRINK TARIFF
 - = CODE OF CONDUCT FOR DANCERS



Appendix 6

Date: 12th June 2017

Premises Name: The Nags Head

Address: 17 – 19 Whitechapel Road, London E1 1DU

Persons Present: LBTH Licensing Officer: Mohshin Ali and Corinne Holland

Attendees: Manpal Singh (PLH and Manager), and Julian Skeens (TLT

Solicitors)

Condition Check	Notes
<p>Code of Conduct for Performers</p> <p>Each performer must sign the Code of Conduct in their proper name, acknowledging that they have read and understood and are prepared to abide by the Code of Conduct.</p> <p><i>Is there a Code of Conduct in place?</i></p>	<p>Yes, as provided with the application and signed versions shown.</p>
<p>House Rules</p> <p>The House Rules shall be prominently and legibly displayed close to each entrance of the Premises.</p> <p>The House Rules must be made known to customers prior to their admission to the Premises when sexual entertainment is provided</p> <p>Signs must be displayed at appropriate locations advising that any customer attempting to make physical contact with a performer will be asked to leave.</p>	<p>In place at the entrance to the premises and is made known to customers.</p> <p>Customers are advised at the door</p> <p>Signs are available at the entrance on tables within the club and the rooms/booths.</p>
<p>Performer Safety Policy</p> <p>There must be a suitable policy for the safety of the performers when they leave the Premises.</p> <p><i>This may take the form of a notice in the dressing room</i></p>	<p>This is contained within the Performance Welfare Policy and is displayed in the dressing room. As per condition 12.</p>

<p>Door Staff</p> <p>A suitable and sufficient number of door supervisors and trained staff will be employed (based on a risk assessment) when sexual entertainment is offered.</p> <p><i>Details of Door Staff would ideally be retained in a log.</i></p>	<p>Logs are ok. They have signing in sheets (with badge details) which show who has worked each shift.</p>
<p>The Venue interior</p> <p>The interior of the Premises where sexual entertainment is offered shall not be capable of being seen from the outside of the Premises.</p>	<p>Cannot be seen from outside as lobby doors are closed</p>
<p>The Venue Exterior</p> <p>The exterior is maintained with a suitable level of decorum (i.e. that it does not have anything that depicts, indicates or suggests that sexual entertainment takes place on the Premises).</p>	<p>All ok. No advertising outside the premises</p>
<p>Public Access</p> <p>No member of the public shall be permitted to go anywhere outside the public areas. The public shall not be permitted access to the performers' changing rooms.</p> <p><i>What would happen if a member of public was found in a non-public area?</i></p> <p>Members of the public may not enter or remain in the toilet cubicles in the company of any performer. Only one person at a time to enter a toilet cubicle.</p> <p><i>What would happen to the performer and patron if they were found in a toilet cubicle together?</i></p>	<p>If a member of the public was found in a non-public access area, they would be asked to leave the premises.</p> <p>Changing rooms have no locks on the door and have a "private" signage. Advised there is usually an SIA staff at the door.</p> <p>If a customer was found with a patron in the toilet together, the performer would be sacked.</p>

<p>CCTV</p> <p>CCTV shall be installed to cover the inside and the outside of the Premises, covering all public areas, including private performance areas and booths, entrances and exits, but excluding the interior of toilets. All cameras must be maintained in working order. All cameras shall continually record whilst the Premises are open to the public and the recorded images shall be kept available for a minimum of 31 days.</p> <p><i>Check all the above. Ask to see recordings from previous days from multiple cameras.</i></p> <p><i>Specifically, is there CCTV covering:</i></p> <ul style="list-style-type: none"> • Public Access Areas • Performance Areas and Booths • Entrances and Exits 	<p>All in working order and relevant areas covered.</p> <p>Recordings shown of:</p> <ul style="list-style-type: none"> • 9th June 2017 at 20:03 hours shown and at 00:01 hours
<p>Advertising</p> <p>The Licensee shall neither cause nor permit the display of suggestive advertising content which is directed at or may be seen or heard by any person from within the London Borough of Tower Hamlets, on any public highway, street, waterway or railway; in any place of general public use or access; or in publicly accessible areas of premises open to the public.</p> <p><i>How does the venue advertise?</i></p> <p><i>If there is a website, is it compliant?</i></p>	<p>Flyers are handed out but outside of Tower Hamlets</p> <p>There is also websites:</p> <p>www.nagsheadgentlemensvenue.com/</p> <p>There are some images of semi-nude women and in lingerie. There is no 'Over 18' entry tab on the website.</p>

<p>Performers</p> <p>With each record the Licensee shall keep a copy of a photographic form of identity and proof of address of the performer. With each record the Licensee shall keep a clear copy of an authorised document demonstrating that each Performer and each member of the staff is entitled to work within the UK.</p> <p><i>These should be retained and made available for inspection. Is there a copy of this log?</i></p> <p>On days when sexual entertainment is provided, the Licensee or their representative shall keep a record of those performers working at the Premises on that day in a daily record.</p> <p><i>Is there a copy of this log?</i></p>	<p>A log was kept and shown. Each performer signs to declare they have read and understand the club's policies. Proof of a right to work. Passport and Council Tax shown.</p> <p>Logs for the dancers were shown. Log of how many dances against the dancers are kept.</p>
<p>Tariffs</p> <p>The Licensee shall prominently and legibly display the drinks tariff at or by the bar and at the entrance.</p> <p><i>Are these available?</i></p> <p>The Licensee shall so far as reasonably practicable keep such records as are necessary to prove that the sums charged and payments taken are for products or services advertised on the relevant tariff at the amount shown on that tariff.</p> <p><i>Is there a log?</i></p>	<p>Yes. Drinks tariff at the entrance, the rooms.</p> <p>Yes, log shown. Price against the tariff was shown.</p>

Additional Notes:

- Licensing Act 2003 Summary was displayed
- SEV licence displayed and available
- Drinks tariff at the entrance

Appendix 7





Appendix 8

The Nags Head

Performer Code of Conduct

- During a performance there shall be no full bodied physical contact between the Performer and the Customer other than the transfer of money or token at the beginning, during or conclusion of the dance.
- During the performance of a private dance Customers must remain seated and are not permitted to dance or otherwise participate in the performance other than as a spectator.
- Customers must remain appropriately clothed at all times. Neither Customer nor Performer may remove any of the Customer's clothing during a performance.
- If a Customer attempts to touch, or speak to a Performer inappropriately, the Performer must immediately stop the performance and explain the House Rules. If the Customer persists in the inappropriate behaviour, the Performer shall stop the performance and ask for assistance from the Management, who will take appropriate action, which may include escorting the Customer from the Premises.
- During a performance there shall be no full bodied physical contact between Performers and they are not to touch each other's genitalia and/or breasts.
- Performers shall not engage in an act of prostitution (the receiving of gratuities or payments for any form of sexual favour).
- Performers shall not solicit for gratuities or payment in return for sexual favours.
- Performers must redress at the conclusion of the performance.
- Performers must remain fully dressed while on the premises, except while performing in areas approved by the Council for sexual entertainment and in the approved changing rooms.
- Performers may only perform in the areas of the club designated by management.
- Performers must not give out any personal information, including telephone numbers, or contact details away from the premises.
- Performers must never be in the company of a customer except in an area open to the public within the premises.

The Nags Head

Performer Guidelines

- Performers may not commence performing at the premises until the induction process is complete and proof of identity and entitlement to work has been provided.
- Performers must always sign in with Management before starting each shift.
- Performers are to arrive within adequate time to ensure that they are ready to perform on the main floor or to carry out other duties as requested by the duty manager.
- Performers shall use the dressing room facilities provided to change into appropriate attire as required by the Premises.
- Performers appropriate attire shall include:
 - Floor length elegant gowns and high heel shoes as approved by the management. The Nags Head reserves the right to specify what is and is not appropriate on a continual basis.
 - Performer's hair and make-up must be presented professionally.
- Performers are never to intentionally meet any Customer outside of the Premises.
- Performers are never to agree to meet a Customer outside of the Premises.
- Performers must never engage in any unlawful activity within the Premises.
- Performers may only consume alcohol in moderation. Performers shall not perform if intoxicated.
- Performers must never consume, possess or be under the influence of any unlawful drug or substance, unless it is prescribed medication by a registered doctor.
- Performers are never to invite or knowingly permit Performer's spouse, boyfriend nor anyone else with whom Performers are romantically involved to enter the venue
- Performers are required from time to time to participate in promotional activities and offers as designated by Management
- Performers are required from time to time to participate in stage performances as designated by Management.
- Performers shall only use the smoking area in the rear court yard provided for their use.
- For the purposes of safety and compliance, The Nags Head employs the use of closed circuit cameras and radio communications throughout the Premises.
- Any dancer found to be in breach of any of these rules, without reasonable excuse, will be subject to the disciplinary procedure which may result in being

excluded from the Nag's Head.

- The Nags Head has zero tolerance for prostitution, solicitation, drug misuse, and illegal conduct.

By signing this document you signify that you, the Performer, have read and understood The Nags Head Performer Code of Conduct, The Nags Head Performer Welfare Policy, The Nags Head Performer Guidelines and that you agree to comply with the obligations therein.

Signed:

.....

Performer Stage Name:

.....

Performer Full Name:

.....

Date:

.....

The Nags Head

Performer Welfare Policy

- Each Performer will undergo a preliminary interview with Management and will provide two forms of identification, including a utility bill and photographic identification and, if appropriate, any proof of entitlement to work in the UK.
- During induction, the House Rules, Performer Welfare Policy and Performer Code of Conduct, together with a copy of any conditions on the Premises Licence and Sexual Entertainment Venue (SEV) Licence will be explained. The Performer will be required to sign and confirm their understanding of the above.
- Appropriate Health and Safety training will be provided in relation to the layout of the Premises and the procedures in case of emergency.
- Training will be provided in relation to working schedules, changing room etiquette, payments and charging, disciplinary procedures, customer relations and conflict management, incident reporting and arrival and exit procedures.
- Any Performer concerned about the behaviour of a Customer shall report the incident to Management or a Door Supervisor who will take immediate action to investigate and take appropriate action.
- Staff members must constantly supervise the behaviour of Customers at the Premises and shall intervene where any customer is breaching the "House Rules" or otherwise causing alarm or distress to a Performer.
- Performers shall be provided with free tap drinking water on request; there is no requirement for Performers to drink alcohol.
- Secure dressing room facilities are provided. Performers will use the dressing room facilities for changing before and after the performance period and for rest breaks as agreed with Management.
- There is a designated smoking area for Performers in the rear courtyard and whilst at the Premises, Performers may only smoke in this area.
- All areas of the Premises to which the public have access will have adequate supervision via CCTV and/or a SIA registered door supervisor.
- For their safety, Performers will be required to stay until the end of the

performance period and if required will be escorted by a Door Supervisor to their vehicle on departure from the Premises.

- Taxis can be provided for Performers on request in order to leave the Premises. There is no requirement for the Nags Head to pay the fare of such taxi.

Performer Declaration

I confirm that:

- The Nags Head is not under any liability to make PAYE deductions on my behalf as I am not employed by the Nags Head.
- The onus is on me to make a return to HMRC and it is my obligation to pay any taxes due, including VAT and Income Tax. It is also my responsibility to ensure that I am not claiming any inappropriate benefits or allowances whilst performing on a self-employed basis at The Nags Head.
- I will not hold The Nags Head or any of their employees or other persons working at the premises on a self-employed basis responsible for acts or omissions arising out of my negligence, and I will be responsible for taking out any insurance to cover sickness, damage and loss.
- I confirm that I have declared any convictions for drugs or prostitution or other convictions below, and if required I will obtain a disclosure of my criminal record and show it to the manager.
- I have read, understood and agree to abide by the conditions of the Sexual Entertainment Venue Licence and Premises Licence.

Disclosure of criminal convictions or if None please state "NONE"

Nature of Offence

Performer "Stage" Name:

Performer Full Name:

Home address:

Postcode:

Telephone number:

Date of birth:

Signature:

Date:

**THE NAG'S HEAD
CUSTOMER HOUSE RULES**

The premises operates a smart casual dress code to which you must conform (clearly stated in reception). You must be decently attired on arrival and departure from the premises

No person under the age of 18 will be admitted.

We operate a challenge 21 policy. If you are lucky enough to look under 21 you will be required to produce a valid I.D (either a passport or driving licence).

You must remain fully clothed while on the club premises.

You are required to contribute a minimum of £1 for each and every stage dance.

You may not take any photograph inside the premises. (Please keep your camera phone in your pocket).

Should behave in an appropriate manner outside the premises so as not to cause disturbance to any local residents in the neighbourhood.

Management reserves the right to refuse admission and to remove customers who fail to comply with the stated rules of the club including causing disturbance to any local residents in the neighbourhood.

The following rules must be followed whilst any performer is dancing for you:

Before a dancer may perform, you must be seated with your back against the back of the seat and your hands by your side. You must remain seated for the duration of the dance.

You must not touch the performer during her performance.

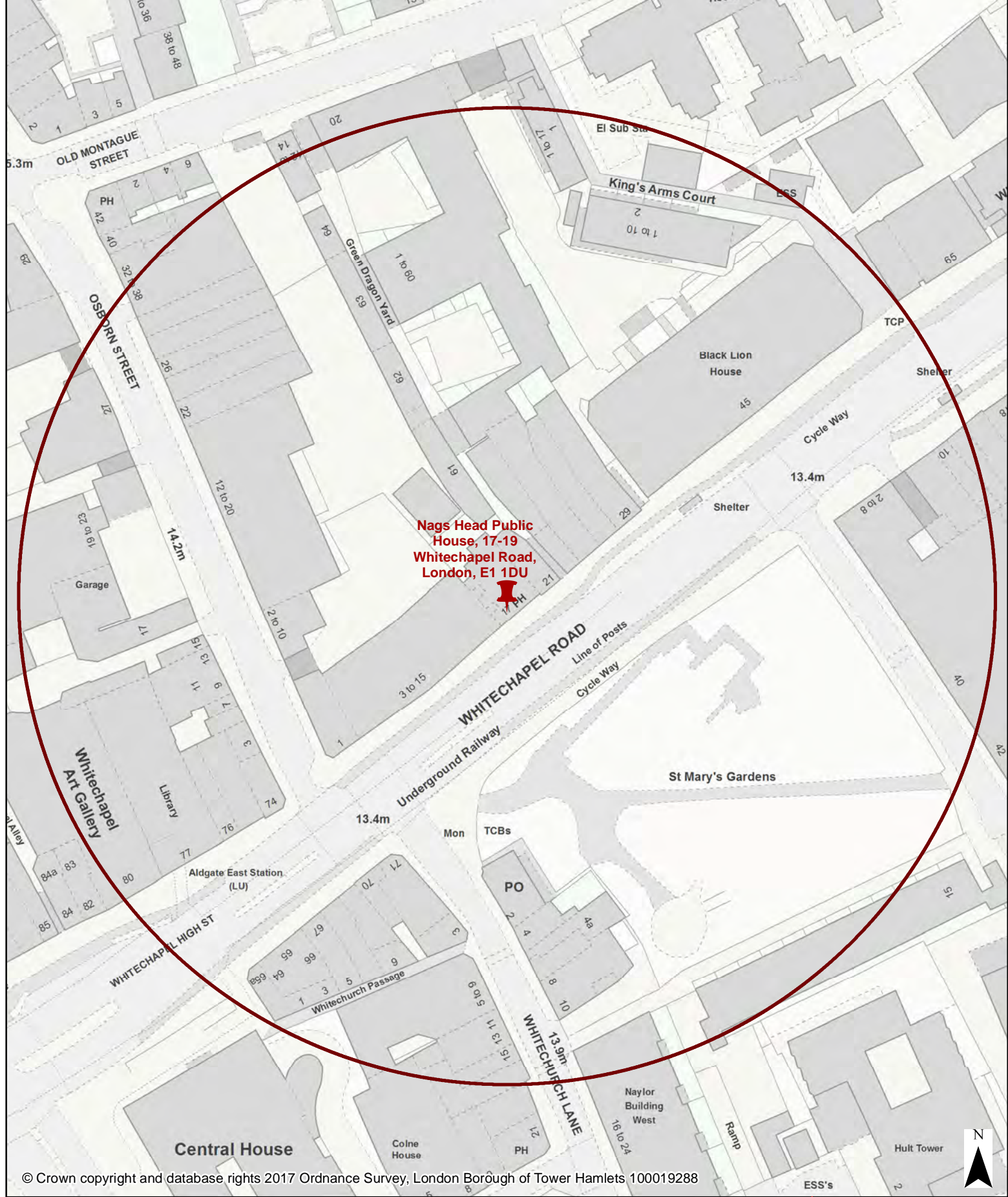
You must not attempt to arrange to meet any performer privately or to give your telephone number or business card for that purpose.

You should not ask the performer to perform any sexual favour or use any profane language.

You must not perform any act of masturbation or indulge in other sexual behaviour.

Failure to comply with this code may result in you being asked to leave the premises without refund of any monies paid.




Appendix 9



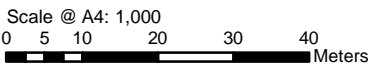
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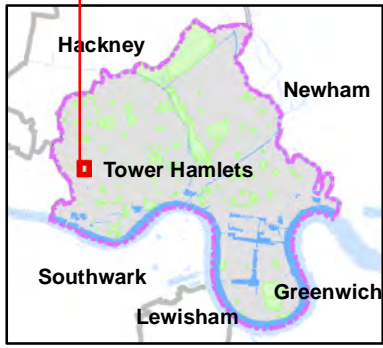
Legend

-  Nags Head
-  100 Metre Buffer Around Nags Head
-  Borough Boundary

Nags Head Public House
17-19 Whitechapel Road, London, E1 1DU
LONDON BOROUGH OF TOWER HAMLETS

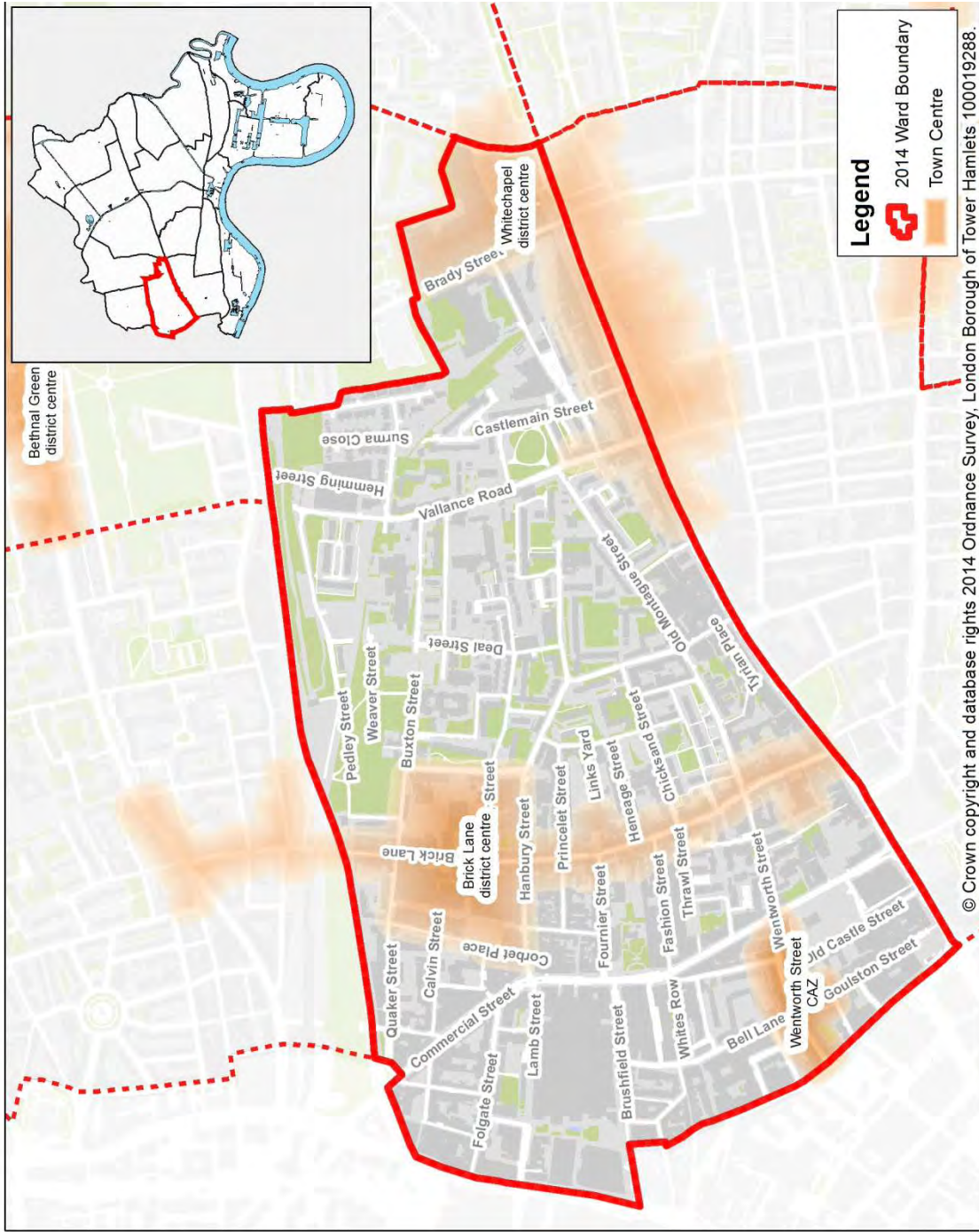


GIS for
 Place Directorate



Appendix 10

Spitalfields and Banglatown Ward Profile



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Introduction

The ward profiles have been produced for all 20 wards in Tower Hamlets. They provide the social, economic and demographic characteristics of each ward in the borough developing a broad picture of the area and help describing local differences.

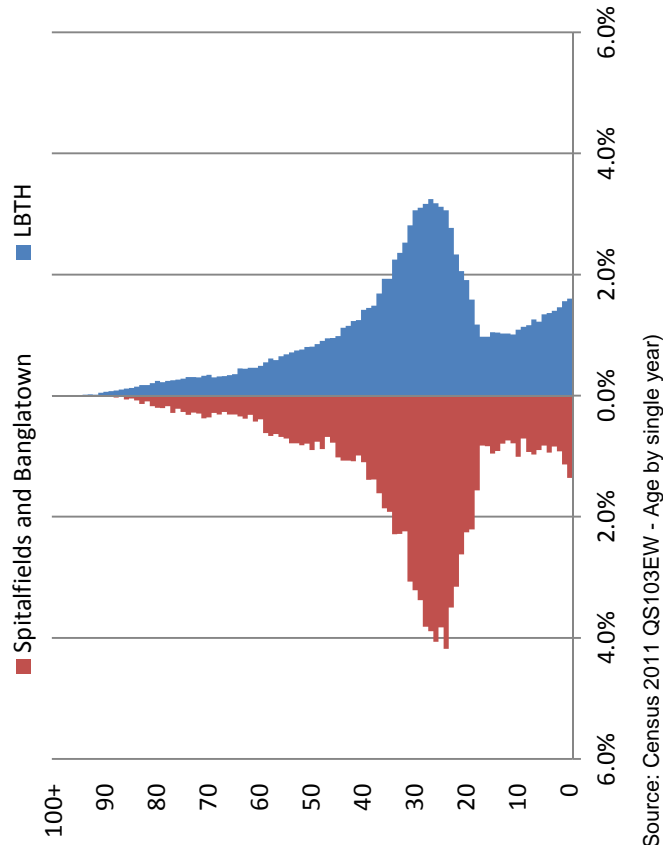
In May 2014, the number of wards increased from 17 to 20. The changes were made by the Local Government Boundary Commission for England, in order to ensure that every councillor in Tower Hamlets represented roughly the same number of residents. The changes mean that no ward will have a population variance of greater than 10 per cent. As a result of the changes, the average population per councillor will be 4,029 in 2014, rising to 4,417 by 2018, according to projected population growth.

Data from the 2011 Census has been used throughout this ward profile as this still provides the single best source of statistics which are available at geography small enough to be aggregated up in to the new wards. While more recent estimates of the resident population are available for the borough and old ward boundaries, these cannot be used to infer the current population according to the new ward boundaries.

Population

Age Structure

Figure 1: Proportion of population by age



(Source: Census 2011 QS103EW - Age by single year)

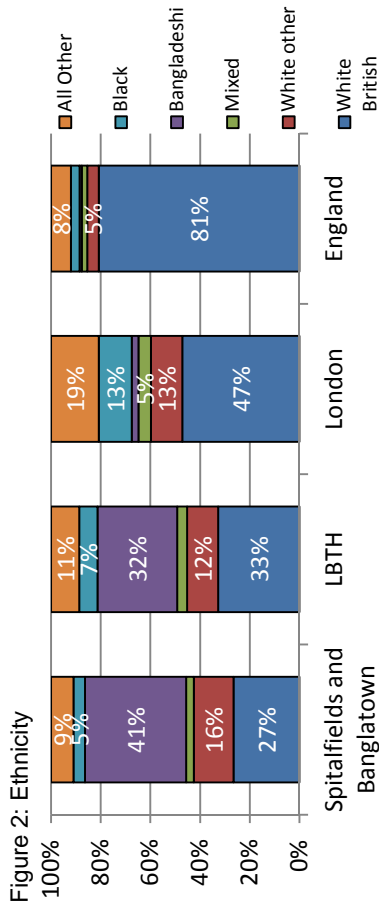
Table 1: Number and proportion of residents by age range

Residents by Age	0-15	16-64	65+	Total
Spitalfields & Banglatown	1,853	10,073	652	12,578
Spitalfields & Banglatown %	14.7%	80.1%	5.2%	100%
Tower Hamlets %	19.7%	74.1%	6.1%	100%

(Source: Census 2011 QS103EW - Age by single year)

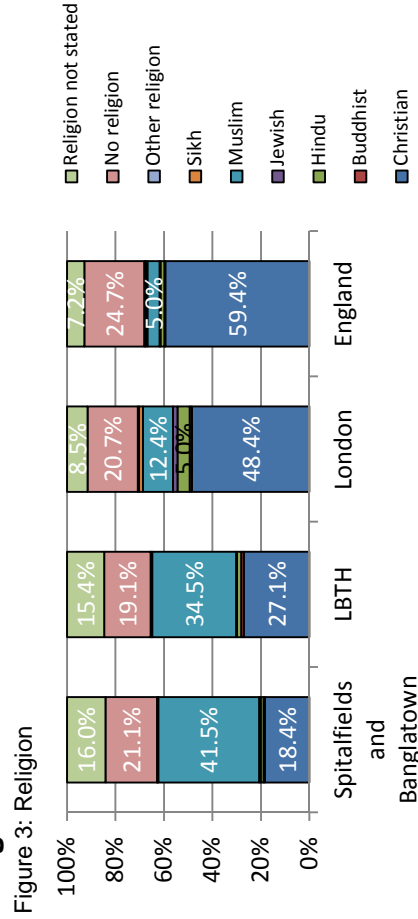
- At the time of the 2011 Census, the population for Spitalfields and Banglatown was 12,578 which accounted for almost 5 per cent of the total population of Tower Hamlets.
- The ward had 6,782 males and 5,796 females providing a gender split in the ward of 53.9 per cent male and 46.1 per cent female. This ward had almost a thousand more males than females.
- The population density in this ward was 145 people per hectare, higher than the borough average of 129 people per hectare.
- Just over 10,000 of the residents of Spitalfields and Banglatown ward were aged between 16-64 years old, accounting for 80.1 percent of the ward population. This proportion was the fourth highest in the borough. There were fewer than borough average residents aged 0-15 years old. The proportion was the third lowest compared to the rest of the borough.

Ethnicity



(Source: Census 2011 QS201EW - Ethnic group)

Religion



(Source: Census 2011 QS208EW – Religion)

- At the time of the 2011 Census, 7,235 residents in the ward were BME (58 per cent). This proportion was higher than the borough average of 54 per cent.
- Residents of Bangladeshi origin accounted for 41 per cent of the population (5,121 residents), a higher than the borough average.
- There were 3,346 White British residents in the Spitalfields and Banglatown ward. There was a lower proportion of residents who are White British in the ward compared to the borough average.
- The three largest ethnic groups in the borough (White British, Bangladeshi and White Other) accounted for 83 per cent of all residents in this ward.

- The proportion of residents who identified themselves as Christian was 18.4 per cent – lower than the borough average of 27.1 per cent. At 41.5 per cent of the population, the proportion of Muslim residents was higher than the borough average.
- 2,660 residents in the ward explicitly stated that they had no religion, this equated to 21.1 per cent of the ward population, compared to the borough average of 19.1 per cent.
- Tower Hamlets has a significantly higher proportion of residents who did not state their religion on the census form when compared to London and the rest of England. There were just over 2,000 residents in the ward who did not state their religion on the census form – accounting for 16 per cent of the ward's population, higher than the borough average.

Housing Tenure¹

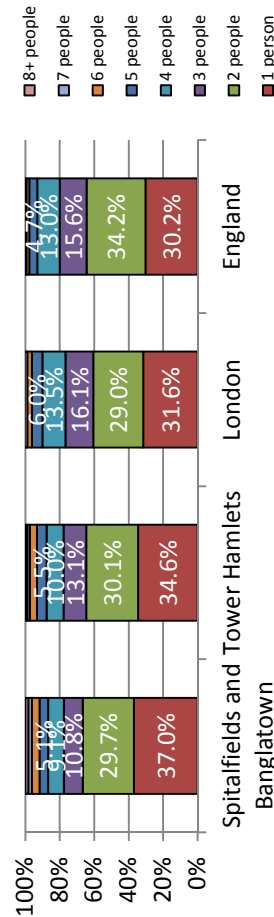
Figure 4: Tenure of households



(Source: Census 2011 QS405EW - Tenure – Households)

Household size

Figure 5: Tenure of households



(Source: Census 2011 QS405EW - Tenure – Households)

- Tower Hamlets as a whole had a significantly lower proportion of households who were owner-occupier compared to the London average (26.6 per cent compared to 49.9 per cent). The proportion of socially rented households in the borough was almost double that of the London average. There was also a higher proportion of privately rented households compared to the London average.
- There were 4,747 households in the Spitalfields and Banglatown ward. Compared to the other wards, the ward had a lower than average proportion of households – accounting for nearly 4.7 per cent of the whole.
- 25.9 per cent of households in the wards were owner-occupied, a rate lower than the borough average of 26.6 per cent.
- There were a lower than average proportion of socially rented properties in this ward and a higher than average proportion of private rented properties. Together the proportion of renters (72.9 per cent) was below the borough average (72.2 per cent).

- The proportion of households in this ward with three or more people accounted for 33.3 per cent of the total households in the ward. This proportion was lower than the borough average of 35 per cent.
- On Census day, 633 households were recorded as having five or more people living in them. This equates to 13.3 per cent of the households in the ward and was higher than the average for Tower Hamlets (12.3 per cent).
- The average household size in the ward was 2.65 compared to the borough average of 2.51.

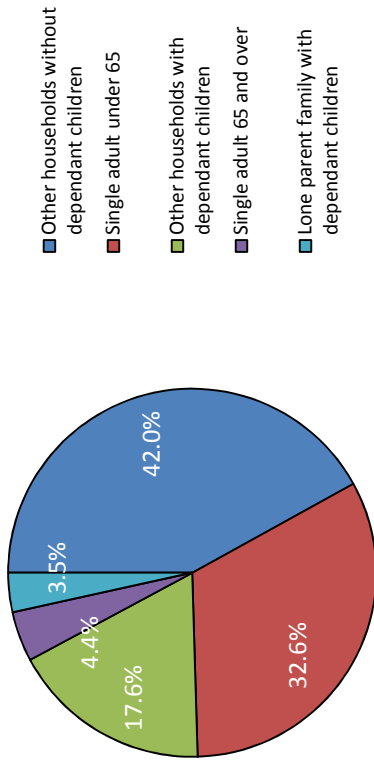
¹ Tenure provides information about whether a household rents or owns the accommodation that it occupies and, if rented, combines this with information about the type of landlord who owns or manages the accommodation.

Household composition

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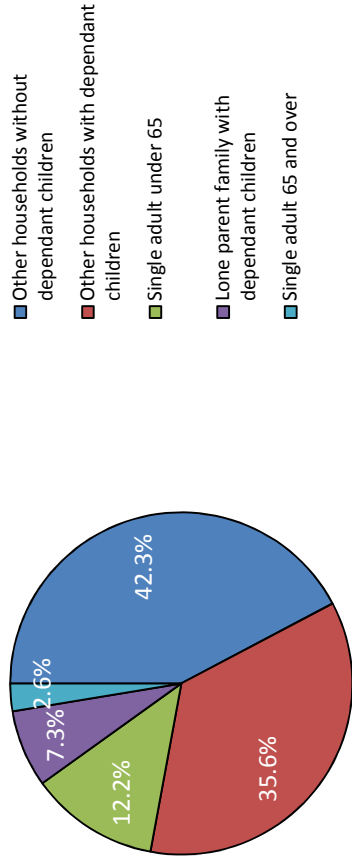
Figure 6: Household composition - percentage of households by type



(Source: Census 2011 QS113EW - Household composition – Households)

- At the time of the Census, 42.9 per cent of all residents in the ward lived in family households with dependent children; this proportion was lower than the borough average of 46.2 per cent.
- However, families with dependent children occupied 21.1 per cent of the households in the ward, lower than the borough average of 26.6 per cent.
- Single adult households accounted for 37 per cent of all households in the ward; however 14.8 per cent of the ward's residents lived in this type of household.
- Older people living alone (65+) accounted for 4.4 per cent of households which was lower than the borough average of 6 per cent.
- Table 3 shows the proportion of households that were overcrowded, had the required number of bedrooms, or were under-occupied at the time of the Census. 19 per cent of households (883 households) in the ward were overcrowded – higher than the average for the borough (16 per cent).

Figure 7: Household composition: percentage of residents that live in each household type



(Source: Census 2011 QS112EW - Household composition – People)

Table 2: Average household size

Average residents per household	Spitalfields and Banglatown	Tower Hamlets	London	England
Households with dependent children	4.81	4.30	3.89	3.78
Households with non-dependent children	1.85	1.81	1.84	1.78

(Source: Census 2011 QS406EW - Household size)

Table 3: Occupancy ratings

Area	Overcrowded (-1 or less)	Required Bedrooms (0)	Under Occupied (+1 or more)
Spitalfields & Banglatown	883 (19%)	2,526 (53%)	1,338 (28%)
Tower Hamlets	16,605 (16%)	51,058 (50%)	33,594 (33%)
London	370,531 (11%)	1,282,883 (39%)	1,612,759 (49%)
England	1,024,473 (5%)	5,885,951 (27%)	15,152,944 (69%)

(Source: Census 2011 QS406EW - Household size)

Health - Limiting illness or disability

Table 4: Limiting illness and disability

Area	Day-to-day activities limited a lot	Day-to-day activities limited a little	Day-to-day activities not limited
Spitalfields & Banglatown	853	893	10,832
Spitalfields & Banglatown (%)	6.8%	7.1%	86.1%
Tower Hamlets (%)	6.8%	6.7%	86.5%
London (%)	6.7%	7.4%	85.8%
England (%)	8.3%	9.3%	82.4%

(Source: Census 2011 QS303EW - Long-term health problem or disability)

- On Census day, around 853 residents (8.1 per cent) in Spitalfields and Banglatown had a long term health problem or disability *limiting the persons day to day activities a lot*, while 7.1 per cent (893 residents) had a long term health problem or disability *limiting the persons day to day activities a little*.
- In Spitalfields and Banglatown, the rate of people with a long term health problem or disability *limiting day to day activities a lot* was resembling the Tower Hamlets (6.8 per cent) and London rate (6.7 per cent) but was below the England rate.
- In comparison, the rate of people with a long term health problem or disability *limiting day to day activities a little* of 7.1 per cent was above the Tower Hamlets (6.7 per cent) but below the London and England average.

Unpaid care provision

Table 5: Unpaid care provision

Area	Provides no unpaid care	Provides 1 to 19 hours unpaid care a week	Provides 20 to 49 hours unpaid care a week	Provides 50 or more hours unpaid care a week
Spitalfields & Banglatown	11,702	494	170	212
Spitalfields & Banglatown (%)	93.0%	3.9%	1.4%	1.7%
Tower Hamlets (%)	92.4%	4.3%	1.4%	1.9%
London (%)	91.6%	5.3%	1.3%	1.8%
England (%)	89.8%	6.5%	1.4%	2.4%

(Source: Census 2011 QS301EW - Provision of unpaid care)

- Around 7 per cent of residents in Spitalfields and Banglatown provided unpaid care. The Spitalfields and Banglatown rate was below the Tower Hamlets (7.6 per cent), London (8.4 per cent) and England (10.2 per cent) rates.
- From 876 residents in Spitalfields and Banglatown who provided unpaid care, 170 residents provided care for 20 to 49 hours a week, while 212 residents provided care for 50 or more hours a week.
- The proportion of those providing unpaid care for 50 hours or more of 1.7 per cent in Spitalfields and Banglatown was below Tower Hamlets (1.9 per cent), London (1.8 per cent) and England (2.4 per cent) averages.

Labour market participation

Table 6: Labour market participation - Economic active (EA) and Economic Inactive (EI) (totals and %)

Area	EA: In employment	EA Unemployed	EA: Full-time student	EI: Retired	EI: Student (incl. full-time)	EI: Looking after home / family	EI: Long-term sick or disabled	EI: Other
Spitalfields & Banglatown	5,660	780	639	446	1,323	642	489	485
Spitalfields & Banglatown (%)	54.1	7.5	6.1	4.3	12.6	6.1	4.7	4.6
Tower Hamlets (%)	57.6	6.7	5.5	4.7	9.9	7.0	4.5	4.0
London (%)	62.4	5.2	4.1	8.4	7.8	5.2	3.7	3.2
England (%)	62.1	4.4	3.4	13.7	5.8	4.4	4.0	2.2

(Source: Census 2011 KS601EW to KS603EW - Economic activity by sex, Population 16 to 74)

- Table 6 shows a summary of labour market participation of residents in the week before the Census 2011. The table summarises economic activity and inactivity of the 16 to 74 population in Spitalfields and Banglatown and comparator areas.

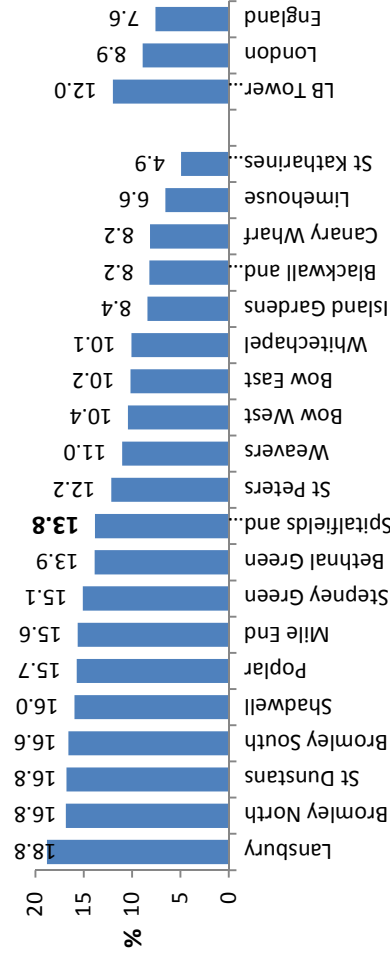
- Spitalfields and Banglatown had a rate of 54.1 per cent of residents in employment, slightly below Tower Hamlets (57.6 per cent) and London (62.4 per cent) averages.

- The proportion of economically inactive residents, including those looking after home & family (6.1 per cent) and the long term sick (4.7 per cent) was above the borough, London and England averages.
- A total of 780 residents were unemployed in Spitalfields and Banglatown. The rate of 7.5 per cent was above the Tower Hamlets (6.7 per cent), London (5.2 per cent) and England (4.4 per cent) averages. Interestingly, the proportion of students, both economically active students (6.1 per cent) and inactive students (12.6 per cent) was above the Tower Hamlets, London and England rates too.

Unemployment rate of 16 to 64 (economic active population only)

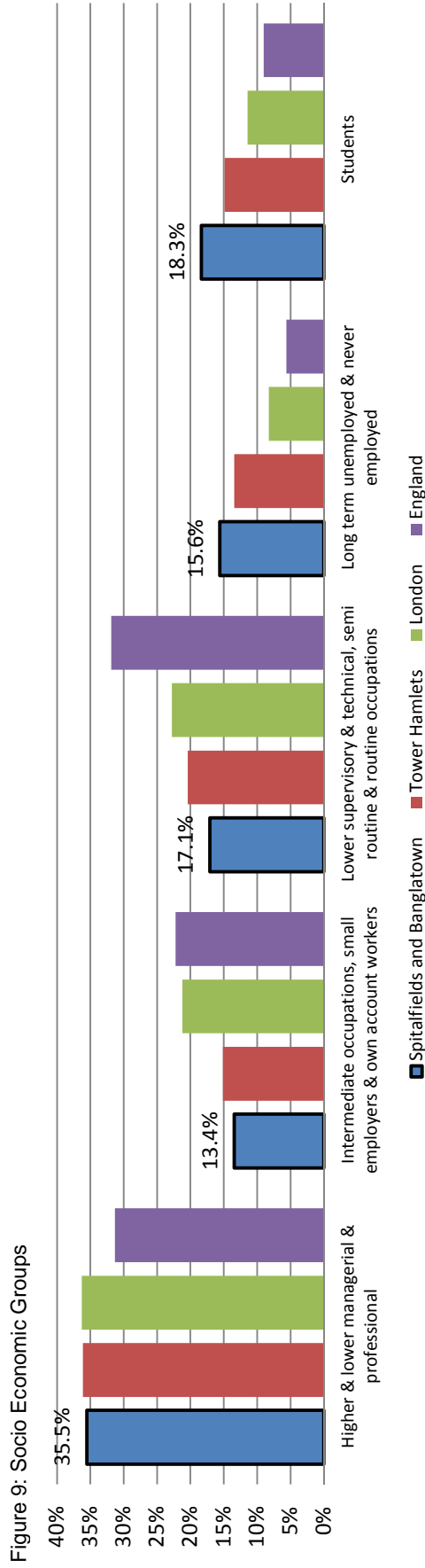
- Figure 8 on the right shows the unemployment rate based on the economically active population only. This measure is the better unemployment measure but it is in general higher compared to the rate based on the proportion of all residents in the 16 to 74 age group as shown above.
- Spitalfields and Banglatown had the 10th highest unemployment rate in the borough with 13.8 per cent, nearly 1.8 percentage points above the Tower Hamlets rate (12 per cent).
- On Census day, the highest unemployment rate was recorded in Lansbury (18.8 per cent) and the lowest in St Katharine's and Wapping with only 4.9 per cent.

Figure 8: Unemployment rate of 16 to 64 – economic active population only



(Source: Census 2011: QS601EW - Economic activity)

Socio economic groups



(Source: Census 2011 QS607EW - NS-SeC)

- At the time of the Census, there was a higher proportion of working aged residents working in managerial and professional occupations than any other sector. However at 35.5 per cent, the ward had a slightly lower proportion of residents in this category than the borough average (36.1 per cent).
- There was a higher than borough average proportion of residents in this ward who were classified as long term unemployed / never employed (15.6 per cent compared to 13.5 per cent). There were 1,632 ward residents in this category).
- The ward had a higher than average proportion of residents classified as students compared to the borough average of 14.9 per cent.

Qualification levels

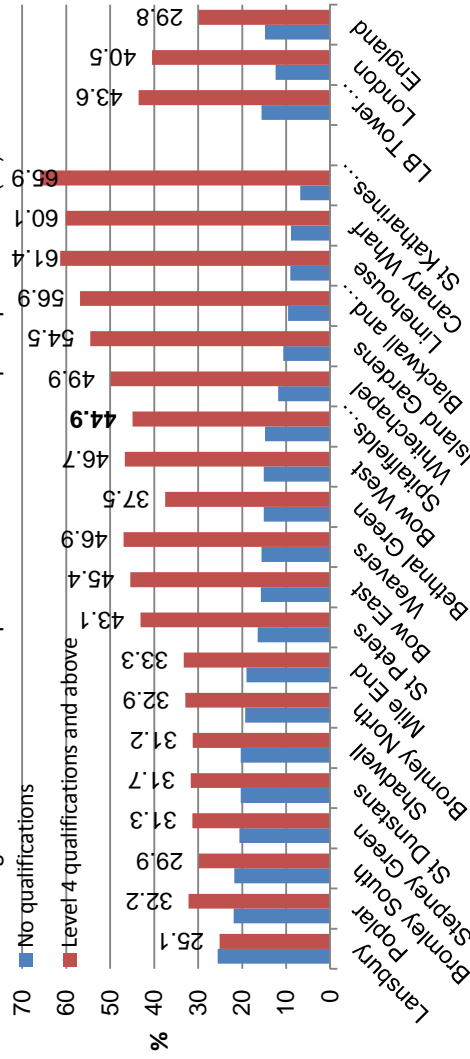
Table 7: Highest qualification of residents aged 16 to 64

Area	No qualification	Level 1	Level 2	Apprenticeship	Level 3	Level 4 And above	Other
Spitalfields & Banglatown	1,491	919	825	61	1,164	4,524	1,089
Spitalfields & Banglatown (%)	14.8	9.1	8.2	0.6	11.6	44.9	10.8
Tower Hamlets (%)	15.6	9.8	9.2	0.8	10.8	43.6	10.2
London (%)	12.4	11.5	12.6	1.4	11.5	40.5	10.0
England (%)	14.8	15.2	17.1	3.1	14.5	29.8	5.6

(Source: Census 2011 LC5102EW - Highest level of qualification by age)

- The population aged 16 to 64 in Spitalfields and Banglatown showed a qualification structure close to the Tower Hamlets average.
- The proportion of those with a level 4 qualification was just above the borough average with 44.9 per cent but was also above London (40.5 per cent) and England (29.8 per cent) rates.
- Around 1,491 residents (14.9 per cent) aged 16 to 64 did not hold a formal qualification. This rate was just below the Tower Hamlets average of 15.6 per cent.

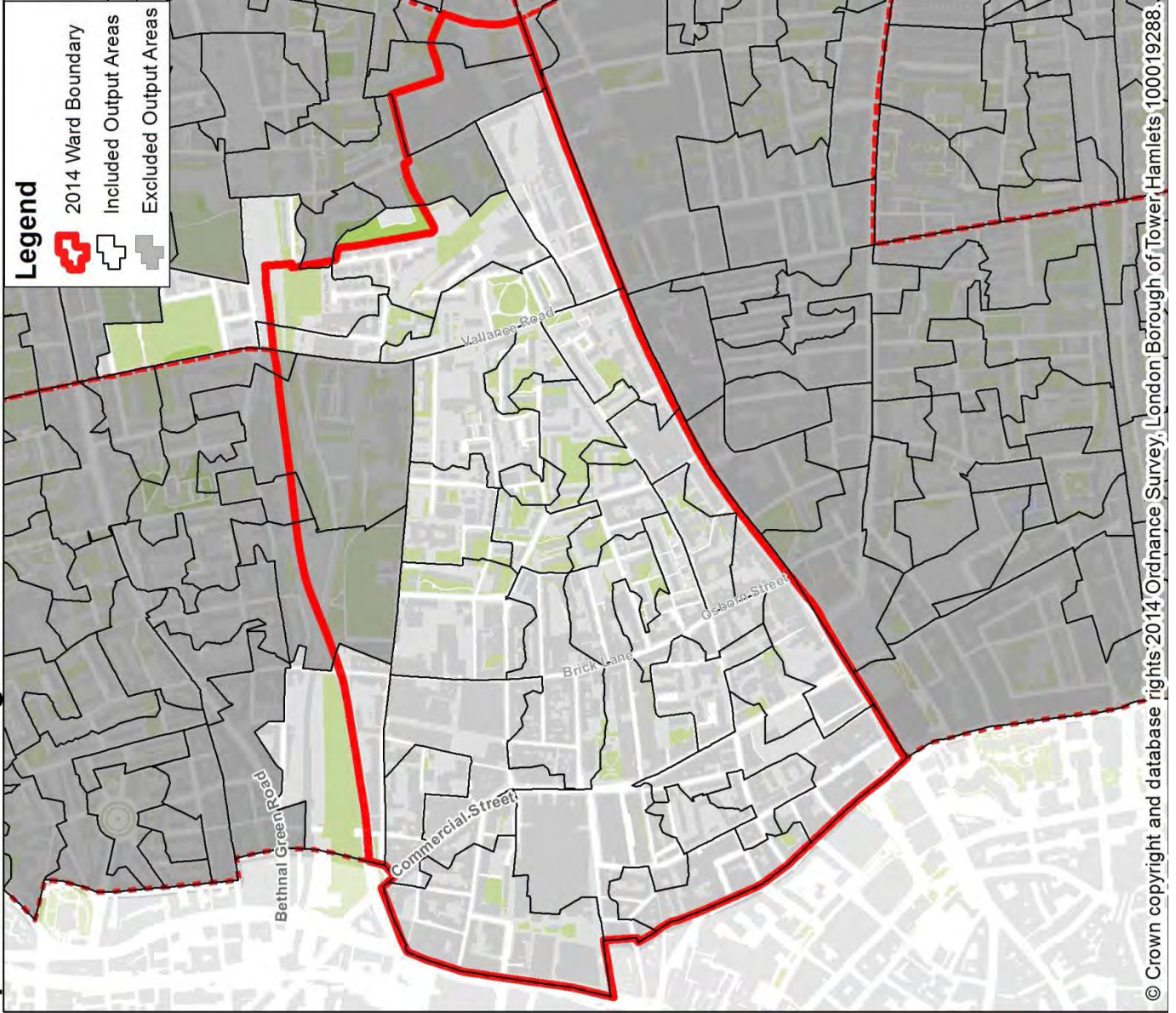
Figure 10: Residents aged 16 to 64 with No qualification and Level 4 plus qualification (%)



- The lowest proportion of residents with no qualification was recorded in St Katharine's and Wapping ward (6.8 per cent) while the highest proportion with no qualification was in the Lansbury ward with 25.6 per cent.
- The proportion of Spitalfields and Banglatown residents with a level 3 qualification was 11.6 per cent, a rate slightly above the Tower Hamlets figure (10.8 per cent).
- Level 1 and Level 2 qualification rates in Spitalfields and Banglatown were slightly lower than the borough rates.

(Source: Census 2011 LC5102EW - Highest level of qualification by age)

Spitalfields and Banglatown Statistical Area

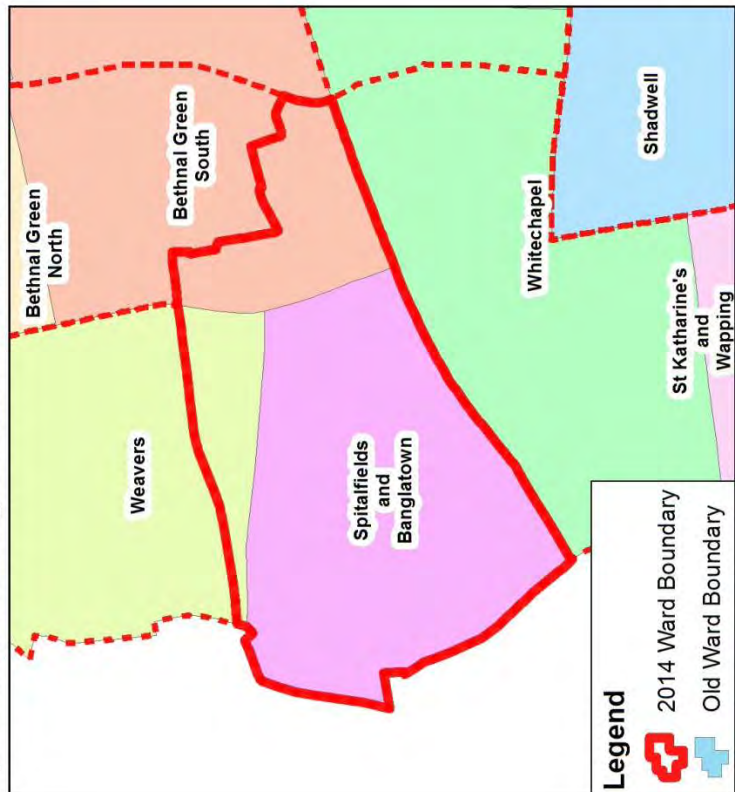


Statistical Areas

The map (right) shows which Census Output Areas have been included in the summary statistics for this ward, and which areas have been assigned to other wards.

Census Output Area (OA) data has been aggregated on a best fit basis to match the new Tower Hamlets ward boundaries as closely as possible. This has been done in accordance with methodology employed by the Office for National Statistics (ONS) in producing census statistics for non-standard geographies. Details of this methodology can be found on the ONS website at: <http://www.ons.gov.uk/ons/guide-method/geography/geographic-policy/best-fit->

Spitalfields and Banglatown and the old wards



Further information

The data used in this document has been sourced from the Office for National Statistics Census 2011 and specific Census 2011 data tables are quoted in the document.

Contact the Corporate Research Unit: cru@towerhamlets.gov.uk

For more information, see the [Borough Profile](#) page on the council's internet. Census 2011 data tables can be obtained from the [Office for National Statistics](#) official labour market statistics webpage.

Appendix 11



LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
(as amended)

Notice of Application for the ~~Grant~~ Renewal of a Sexual Entertainment Venue
**delete as appropriate*

TAKE NOTICE THAT ON: 25 MAY 2017

By: (1) KARPAL SINGH; (2) SHAMSHER SINGH +
(3) MANDAL SINGH
(insert name of applicant)

Of:
17-19 WHITECHAPEL ROAD, LONDON E1 1DU
(insert address of applicant)

Made application to London Borough of Tower Hamlets for the *grant / renewal of a licence to use the premises named below as a Sexual Entertainment Venue.

Address of Premises:	THE NAGS HEAD 17-19 WHITECHAPEL ROAD LONDON E1 1DU
----------------------	--

Description and detail of sexual entertainment to be provided including times of operation:	FULLY NUDE STRIPTease FROM 11:00 TO 03:00 THE DAY FOLLOWING MONDAY TO SATURDAY AND 12:00 TO 22:30 ON SUNDAY
---	--

Any objections to this application shall be made not later than 22/06/17 which is 28 days after the above date of the application. Objections must be made in writing, stating in general terms the grounds for objection to:

JOHNSON LOW HOUSE, 7 ENAR?

The Licensing Section, London Borough of Tower Hamlets, ~~6th Floor, 12/13 Broad Street, London E14 2PC~~ or licensing@towerhamlets.gov.uk Website: www.towerhamlets.gov.uk
Tel: 020 7364 5008

PLACE,
LONDON
E3 5EQ

Please note: Objections must be made in writing and shall contain the name and address of the objector. Such objections will be sent to the applicant and will become public documents, however, personal details such as name, address and telephone number will be removed.

Appendix 12

Legal and Public Notices

Notice of London City Airport public consultation on a new Aircraft Noise Categorisation Scheme (ANCS)

London City Airport is opening a public consultation on new proposed measures to manage aircraft noise by incentivising airlines to minimise noise. This will ensure that no noisier aircraft than currently operate at London City will be allowed to operate in future.

Individuals, businesses and interested parties are welcome to respond to the proposals, which include:

- A new method of noise monitoring that uses aircraft manufacturers' independently assessed noise certification data to categorise each aircraft. This will mirror the approach adopted by other UK airports to control noise at night. As London City does not operate night flights, it will become the first UK airport to adopt this method for daytime flights; and
- More stringent categorisation of aircraft based on the noise they generate

The existing and longstanding controls on the airport's operational hours will remain unchanged.

In order to review the new scheme proposals and submit feedback visit: www.londoncityairport.com/ANCS

Email responses can be sent to ANCS@londoncityairport.com

Written responses can be posted to:

ANCS Consultation, City Aviation House, Hartmann Road, E16 2PB

The consultation is being carried out under the requirements of the Aerodromes (Noise Restrictions) (Rules and Procedures) Regulations 2003 and is open from Friday 2 June until Friday 14 July 2017.

Once the consultation is concluded, all responses will be considered and a final proposed scheme will be submitted for approval by London Borough of Newham in summer 2017.

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APPLICATION FOR A SEX ESTABLISHMENT LICENCE (RENEWAL) LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 PART II SCHEDULE 3

Take notice that on 25 May 2017, we Karpal Singh, Shamsheer Singh and Manpal Singh of 17-19 Whitechapel Road, London, E1 1DU made an application to the London Borough of Tower Hamlets for the renewal of a licence to use the premises named below as a sexual entertainment venue. The Nags Head, 17-19 Whitechapel Road, London, E1 1DU for fully nude striptease from 11:00h to 03:00h the day following Monday to Saturday and 12:00h until 22:30h on Sunday. Any objections to this application shall be made not later than Thursday 22 June 2017, which is 28 days after the above date of the application. Objections must be made in writing, stating general terms of the grounds of objection to: Licensing Section, John Onslow House, 1 Ewart Place, London, E3 5EQ or licensing@towerhamlets.gov.uk. Website: www.towerhamlets.gov.uk. Tel: 020 7364 5008.

Please note: Objections must be made in writing and shall contain the name and address of the objector. Such objections will be sent to the applicant and will become public documents, however, personal details such as name, address and telephone number will be removed.

GOT A PROPERTY QUESTION? ASKING OUR EXPERTS IS AS EASY AS...



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Please mention this newspaper when replying to these advertisements
ARCHANT

Appendix 13

Appendix One

Tower Hamlets Council

Sex Establishment Licensing Policy

Introduction

This policy sets out Tower Hamlets Council's proposed approach to regulating sex establishments and the procedure that it will adopt in relation to applications for sex establishment licences.

The policy of the Council is to refuse applications for sexual entertainment venues. This policy is intended to be strictly applied and will only be overridden in genuinely exceptional circumstances. Such circumstances will not be taken to include the quality of the management, its compliance with licence conditions, the size of the premises or its operating hours.

The policy is intended as a guide to applicants, licence holders, people who want to object to applications and members of the Licensing Committee who are responsible for determining contested applications. It also aims to guide and reassure the public and other public authorities, ensuring transparency and consistency in decision making.

When the decision making powers of the Council are engaged each application will be dealt with on its own merits but this policy gives prospective applicants an early indication of whether their application is likely to be granted or not. It also provides prospective applicants details of what is expected of them should an application be made.

The legal controls for sex establishment premises are contained in the Local Governmental (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009.

There are 3 types of sex establishments which fall into the licensing regime:-

Sex shops

Sex cinemas

Sexual entertainment venues

The role of the Council in its position as Licensing Authority is to administer the licensing regime in accordance with the law and not in accordance with moral standing. The Council recognises that Parliament has made it lawful to operate a sex establishment and such businesses are a legitimate part of the retail and leisure industries.

Policy Rationale

The policy has been developed that sets out how the legislation will be administered and applied. The policy identifies how the Council would exercise the licensing regime in relation to sexual entertainment venues.

The policy has been developed to reflect and complement existing Council plans and strategic approach, namely:-

- Tower Hamlets Community Plan.
- Tower Hamlets Crime & Drug Reduction Partnership Plan.
- Tower Hamlets Enforcement Policy.
- Tower Hamlets Core Strategy.
- Tower Hamlets Town Centre Spatial Strategy.
- Tower Hamlets Statement of Licensing Policy (Licensing Act 2003).
- Tower Hamlets Statement of Licensing Policy (Gambling Act 2005).

The policy has also been prepared with regard to:

- Consultation responses
- Human Rights Act 1998
- Equalities Act 2010

The policy seeks to contribute to the “One Tower Hamlets” principle by fostering community cohesion, reducing inequalities and empowering communities. The public consultation that was undertaken concerning the adoption of a nil policy did not have overwhelming support. Therefore careful consideration has been given to the policy response, given the balance that the consultation returns did not give overwhelming support.

Policy Considerations

Existing Licensed Premises

The Council has had the ability to licence sex shops and sex cinemas under the Local Government (Miscellaneous Provisions) Act 1982 for many years.

There are no licensed sex shops in Tower Hamlets.

The businesses that hold premises licences under the Licensing Act 2003 with permissions that will be affected by the adoption of the sexual entertainment venue licensing regime are as follows:-

NAME	ADDRESS
THE BEEHIVE	104-106 Empson Street, London, E3 3LT
EONE CLUB	168 Mile End Road, London, E1 4LJ
NAGS HEAD PUBLIC HOUSE	17-19 Whitechapel Road, London, E1 1DU
THE PLEASURE LOUNGE	234 Cambridge Heath Road, London, E2 9NN
WHITE SWAN	556 Commercial Road, London, E14 7JD
ASTON'S CHAMPAGNE AND WINE BAR BASEMENT & 1ST FLOOR	187 Marsh Wall, London, E14 9SH
CLUB PAISA	28 Hancock Road, London, E3 3DA
OOPS	30 Alie Street, London, E1 8DA
WHITE'S GENTLEMANS CLUB	32-38 Leman Street, London, E1 8EW
SECRETS	43-45 East Smithfield, London, E1W 1AP
IMAGES	483 Hackney Road, London, E2 9ED

Tower Hamlets Council has adopted schedule 3 Local Government (Miscellaneous Provisions) Act 1982 with effect from 1st June 2014 so that it can:

- set a limit on the number of sexual entertainment venues
- determine premises that are appropriate for the borough and
- licence sexual entertainment venues

Sexual entertainment venues are those that regularly provide lap dancing and other forms of live performance or live display of nudity.

Establishments that hold events involving full or partial nudity less than once a month may be exempt from the requirements to obtain a sex establishment licence and applicants are advised to contact the Licensing Team for advice.

Limits on the number of licensed premises

The Council has determined that there are a sufficient number of sex shops, sex cinemas and sexual entertainment venues currently operating in the borough and it does not want to see an increase in the numbers of premises that are currently providing these activities.

The Council intends to adopt a policy to limit the number of sexual entertainment venues in the borough to nil however it recognises that there are a number of businesses that have been providing sexual entertainment in Tower Hamlets for several years. The Council will not apply this limitation when considering applications for premises that were already trading with express permission for the type of entertainment which is now defined as sexual entertainment on the date that the licensing provisions were adopted by the authority if they can demonstrate in their application:

- High standards of management
- A management structure and capacity to operate the venue
- The ability to adhere to the standard conditions for sex establishments

The Council will consider each application on its merit although new applicants will have to demonstrate why the Council should depart from its policy. Furthermore if any of the existing premises cease trading there is no presumption that the Council will consider any new applications more favourably.

Location of premises

The Council's policy is that there is no locality within Tower Hamlets in which it would be appropriate to license a sex establishment. Accordingly, the appropriate number of sex establishments for each and every locality within Tower Hamlets is zero.

As previously stated in the policy the Council will treat each application on its own merits however applicants should be aware that the Council will take into consideration the location of the proposed premises and its proximity to:

- residential accommodation,
- schools,
- premises used by children and vulnerable persons
- youth, community & leisure centres,
- religious centres and public places of worship
- access routes to and from premises listed above
- existing licensed premises in the vicinity

Impact

In considering applications for the grant of new or variation applications the Council will assess the likelihood of a grant causing impacts, particularly on the local community.

The Council will take the following matters into account:

- the type of activity
- the duration of the proposed licence
- the proposed hours of operation
- the layout and condition of the premises
- the use of other premises in the vicinity
- the character and locality of the area
- the applicant's previous knowledge and experience
- the applicant's ability to minimise the impact of their business on local residents and businesses
- any evidence of the operation of existing /previous licences held by the applicant

- any reports about the applicant and management of the premises received from residents, Council officers or the police
- the ability of the proposed management structure to deliver compliance with licensing requirements, policies on staff training and the welfare of performers
- crime and disorder issues
- cumulative impact of licensed premises, including hours of operation
- the nature and concerns of local residents
- any evidence of complaints about noise or disturbance caused by premises
- planning permission and planning policy considerations

In considering applications for renewal the Council will take into account

- the applicant's ability to minimise the impact of their business on local residents and businesses
- any reports about the licensee and management of the premises received from residents, Council officers or the police
- whether appropriate measures have been agreed and put into place to mitigate any adverse impacts
- any evidence of complaints about noise or disturbance caused by premises

In considering applications for transfer the Council will take into account:

- the applicants previous knowledge and experience
- the applicants ability to minimise the impact of their business on local residents and businesses
- any evidence of the operation of existing /previous licences held by the applicant
- any reports about the applicant and management of the premises received from residents, Council officers or the police

- the ability of the proposed management structure to deliver compliance with licensing requirements, policies on staff training and the welfare of performers

Applicants

Where appropriate the Council expects applicants to:

- demonstrate that they are qualified by experience
- have an understanding of general conditions
- propose a management structure which will deliver compliance with operating conditions for example through
- Management competence
- Presence
- Credible management structure
- enforcement of rules internally – training & monitoring
- a viable business plan covering door staff, CCTV
- policies for welfare of performers
- demonstrate that they can be relied upon to act in best interests of performers through remuneration, facilities, protection, physical and psychological welfare
- have a transparent charging scheme with freedom from solicitation
- a track record of management compliant premises or employ individuals with such a track record

New applicants may be invited for interview by the Licensing Officer and /or Police Officer prior to the application being referred to the Licensing Committee for determination.

Applications from anyone who intends to manage the premises on behalf of third party will be refused.

Premises appearance and layout

The Council expects premises to:-

- have an external appearance which is in keeping with the locality
- prevent the display outside the premises of photographs or other images which may be construed as offensive to public decency

- adequate lighting to allow monitoring of all public areas
- surveillance by CCTV
- surveillance by CCTV of all private booths

Conditions

The council will prescribe, and from time to time revise, standard conditions which will apply generally to licences that the council will grant or renew.

Through standard conditions the council seeks to ensure that sexual entertainment venues are well managed and supervised, restrict the sexual entertainment activities and the manner in which they are permitted to be provided, protect performers, and control the impact of the venue and its customers in relation to its locality.

Specifically, standard conditions could include measures which are found in the appendix of this policy.

The Application Process

Making a new, renewal, transfer or variation application

The Act requires the Council to refuse all application if the applicant:

- Is under the age of 18 or
- Has had their licence revoked in the last 12 months or
- Is not resident in the UK, or has not been a UK resident for the last 6months
or
- Has been refused an application in the last 12 months or
- Is a corporate body which in not incorporated in the UK

Applications forms and details of current fee levels are available:

- on the Council's website (www.towerhamlets.gov.uk)
- from the Licensing Team on 020 7364 5008
- by email to licensing@towerhamlets.gov.uk

The Council prefers to receive electronic applications and *offers a choice off payment options the details of which are contained in the application pack.*

The Council expects the premises to have planning consent for the intended use and hours of operation, or otherwise have lawful planning status before making an application for a new licence.

In order for the application to be valid the applicant must:

- Submit the completed application form
- Pay the application fee
- Submit a floor plan, drawn to scale showing the layout of the premises(new applications only)
- Submit a location plan (1;1250) showing the location of the premises(NB. plans will not be required for transfers nor renewal applications)
- 2 passport size photos of the applicant where the applicant is an individual rather than a limited company
- 2 passport size photos of the manager if applicant is a limited company(NB: photos will only be required if there has been a change of applicant or manager since the last application)
- Display an A4 notice at the proposed premises for 21 days following the date that the completed application is submitted setting out the application details. The notice must be in a prominent position so that it can be easily read by passers-by. A notice template will be provided with the application form.
- publish a notice on at least one occasion in a local newspaper, during the period of ten working days starting on the day the application was given Council. The advert can be any size or colour but must be readable.

Applicants who wish to advertise the application in another local newspaper are advised to contact the Licensing Team beforehand, to confirm that it is acceptable.

On receipt of a valid application the Council will consult:

- The Police
- The Fire Brigade
- Building Control
- Health and Safety
- Ward Councillors

For new and variation applications the Council will also consult:

- Development Control Team
- Local residents living within 50m of the premises

Authorised Officers from the Council, Fire Brigade and Police may choose to inspect the premises and require works to be carried out to bring the premises up to the required standard before the premises can be used for licensable activities.

The Council will not determine an application for a licence unless the applicant allows an authorised officer reasonable opportunity to enter the premises to make such examination and enquiries as may be necessary to determine the suitability of the applicant and the sex establishment.

Representations

Anyone wishing to object to the application must submit a representation, in writing, within 28 days of the date that the valid application was received by the Council.

Representations can either be submitted via

- Our website: www.towerhamlets.gov.uk
- Email to: licensing@towerhamlets.gov.uk
- Post to: Consumer and Business Regulations, Licensing Team, 6th Floor, Mulberry Place, 5 Clove Crescent, E14 2BG.

A person making a representation must clearly state their name, address, and the grounds for objecting to the application and indicate whether they consent to have their name and address revealed to the applicant. Copies of representations will be made available to the applicant 14 days before the committee hearing.

The Council will not consider objections that are frivolous or vexatious or which relate to moral grounds (as these are outside the scope of the Act).

The Council prefers to receive electronic representations.

Late representations may be admissible at the discretion of the Council if there's sufficient reason to indicate that applicants will not be significantly prejudiced by the

decision to allow a late objection to be considered. In making such a decision the Council will take into account:

- The length of the delay
- The amount of time that the applicant has to consider the representation before the hearing date
- If other representations have been received before the deadline

Determining an application

Applications with no representations will be approved under delegated authority to officers.

Applications with representations recommending that conditions be attached to the licence and which are acceptable to both the applicant and person making the representation can be approved under delegated authority to officers.

All other contested applications will be referred to the Licensing Committee for determination. The applicant, anyone making a representation and the ward Councillors will be notified the date, time and venue of the hearing and invited to attend to address the committee in person.

Applications can take up to 14 weeks to be determined. If an application is likely to take longer than 14 weeks to determine the Council will notify the applicant in writing before this deadline. Applications for sex establishment licenses are exempt from the tacit consent provisions of the EU Services Directive on the grounds of public interest and the legitimate interests of third parties.

The applicant will be notified in writing about the outcome of their application within 5 working days of the decision being made.

Sex Establishment licences are usually issued for 12 months, but can be issued for a shorter period if deemed appropriate.

In order to continue operating as a sex establishment the licence holder must make a renewal application prior to the expiry of the existing licence.

Appeals

Any applicant who is aggrieved by a decision to refuse an application or by the imposition of any conditions can appeal to the Magistrates Court within 21 days of receiving the decision in writing.

Grounds for refusing an application

1. The applicant is unsuitable to hold a licence by reason of having been convicted of any offence or for any other reason
2. That if the license 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 license if he made the application himself
3. That the number of sex establishments in the relevant locality at the time the application is made is equal to or exceeds the number which the authority consider is appropriate for that locality
4. That the grant or renewal of the license would be inappropriate, having regard:-
 - a. to the character of the relevant locality
 - b. to the use to which any premises in the vicinity are put; or
 - c. to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

Transitional Arrangements

Broadly speaking, those existing sexual entertainment venues (lap dancing clubs etc) with a premises licence under the Licensing Act 2003, under which it is lawful to provide such entertainment, will continue to be able to operate for one year after the Council adopts the 2009 Act provisions or, if later, the determination of any application submitted during that year.

The 'transitional period' will last for 12-months beginning with the date that the Council resolves that Schedule 3 as amended by the 2009 Act will come into force in their area ('the 1st appointed day'). Six months following the 1st appointed day will be known as the '2nd appointed day' and the day on which the transitional period ends will be known as the '3rd appointed day'

Existing Operators

To allow time to comply with the new regime, existing operators, who, immediately before the 1st appointed day, have a 2003 Act licence and lawfully use premises as a sexual entertainment venue under that licence or are undertaking preparatory work to use the venue in that way will be allowed to continue to provide relevant entertainment until the 3rd appointed day or the determination of any application they have submitted before that time (including any appeal against the refusal to grant a licence), whichever is later

For the purposes of the Transition a "2003 Act Licence" means a premises licence or club premises certificate under the Licensing Act 2003 under which it is lawful to provide relevant entertainment.

"Preparatory work" refers to work carried out by an operator, such as a refurbishment or refit, in order that they can use the premises as a sexual entertainment venue in the future. The operator will have been granted a 2003 Act licence before the 1st appointed day but will not have used the premises as a sexual entertainment venue by that date. It is likely that such operators will be known to the Council. However, where a dispute arises between the Council and

a licence-holder over whether the licence-holder qualifies as an existing operator by virtue of this provision the Council will need to seek evidence from the licence-holder to demonstrate that they clearly intended to operate a sexual entertainment venue in the future and work had been done to achieve this end.

For the purposes of the Transition a “2003 Act Licence” means a premises licence or club premises certificate under the Licensing Act 2003 under which it is lawful to provide relevant entertainment.

Appointed Days

1st Appointed Day

The day on which the Sexual Entertainment Venue regime comes into force in the Borough and the beginning of the transitional period (1st June 2014)

2nd Appointed Day

The day 6 months after the 1st appointed day (1st December 2014)

3rd Appointed Day

The day 6 months after the 2nd appointed day and the end of the transitional period (1st June 2015)

New Applications

New applicants are people who wish to use premises as a sexual entertainment venue after the 1st appointed day but do not already have a premises licence or club premises certificate to operate as such under the 2003 Act or do have such a licence but have not taken any steps towards operating as such. After the 1st appointed day new applicants will not be able to operate as a sexual entertainment venue until they have been granted a sexual entertainment venue licence

Determining Applications Received On or Before the 2nd Appointed Day

Applicants will be able to submit their application for a sexual entertainment venue from the 1st appointed day onwards.

As the Council is able to refuse applications having regard to the number of sex establishments they consider appropriate for a particular locality, all applications made on or after the 1st appointed day but on or before the 2nd appointed day shall be considered together. This will ensure that applicants are given sufficient time to submit their application and all applications received on or before the 2nd appointed day are considered on their individual merit and not on a first come first serve basis.

No applications shall be determined before the 2nd appointed day. After the 2nd appointed day the appropriate authority shall decide what if any licences should be granted. If a new applicant is granted a licence it will take effect immediately. If an existing operator is granted a licence, it will not take effect until the 3rd appointed day, up to which point they will be allowed to continue to operate under their existing premises licence or club premises certificate.

Determining Applications Received After the 2nd Appointed Day

Applications made after the 2nd appointed day shall be considered when they are made but only once all applications made on or before that date have been determined. However, reference to determination here does not include references to the determination of any appeal against the refusal of a licence.

As with applications received on or before the 2nd appointed day, licences granted to new applicants shall take effect immediately and licences granted to existing operators shall take effect from the 3rd appointed day or, if later, the date the application is determined.

Outstanding Applications

The Council will attempt where possible to determine outstanding applications made under the 2003 Act, which include an application for the provision of

relevant entertainment, before the date that Schedule 3 as amended by the 2009 Act comes into force in their area.

Where it has not been possible to determine application before the 1st appointed day, applicants will need to submit an application for a sex establishment licence as set out in Schedule 3 if they wish to provide relevant entertainment. From the 1st appointed day onwards outstanding applicants shall be dealt with as though they are new applicants

Additional information and advice

Please contact:

Consumer and Business Regulations
Licensing Team
6th Floor,
Mulberry Place,
5 Clove Crescent,
E14 2BG.
licensing@towerhamlets.gov.uk
020 7364 5008