



**17-19 Whitechapel Road**  
**London E1**

**Overt visit number 1/2023**  
**4th May 2023**

# NAGS HEAD

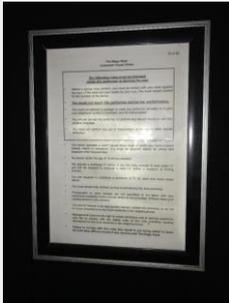
## Compliance visit

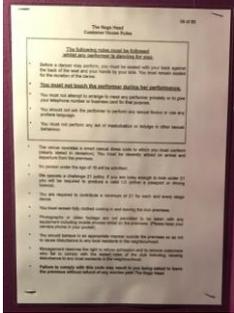
Covert Visit		Overt Visit	✓
--------------	--	-------------	---

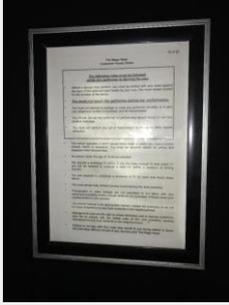
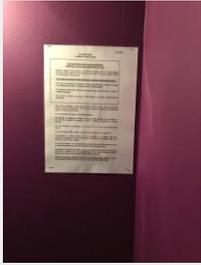
Visit No: 1/2023	Date of Visit: <b>04/05/23</b>	Time: <b>22.00-23.00</b>
------------------	--------------------------------	--------------------------

	SEV CONDITION	COMPLIANT	COMMENTS
	<b>General</b>	✓ X	
<b>1</b>	The Licensee must remain in personal control of the premises at all times that it is trading or nominate in writing an individual over the age of 18 with the authority to direct activities within the Premises.	✓	The DPS was present in the venue and managing the entertainment from the end of the bar adjacent to the entertainment area.
<b>2</b>	The Licensee shall notify the Council, in writing, of any change in directors, trustees, partners or other persons concerned in the management of the licensed activities within 14 days of such change.	✓	The licensee retains the services of a dedicated Licensing legal team that manages this condition.
<b>3</b>	The Licensee shall admit authorised officers to the Premises at all reasonable times and at any time when the Premises are providing sexual entertainment. The Licensee shall provide in a timely fashion copies of any documents reasonably required by an authorised officer to prove compliance with this Licence.	✓	All staff have been instructed to ensure that all authorised officers are promptly admitted.  Staff are instructed to ask for identification to ensure that there are no data protection breaches if data is requested.  The following information is readily available behind the bar. Licensing manual, record of overt and covert visits, the incident log, entertainer briefing log, and entertainment log.  All entertainer records are securely stored in the office on the first floor of the venue to comply with data protection requirements and they are available upon request.
<b>4</b>	The Licensee must give written notice to the Council if s/he wishes to surrender the licence.		Managed by the legal advisor.
<b>5</b>	A suitable and sufficient number of door supervisors and trained staff will be employed (based on a risk assessment) when sexual entertainment is offered. Their duties will include monitoring customers to ensure that the Code of Conduct for Performers and the House Rules are being obeyed.	✓	There was 1 SIA member of staff in the foyer to the venue and one inside the venue monitoring customers and the entertainers changing room  The SIA team is independent of the owner and are contracted. The individual stopped me upon entry and politely asked if I was a customer. I explained the purpose of my visit and I was admitted.  The SIA member of staff in the foyer was seated at a small table to the rear of the foyer area.
<b>6</b>	The Licensee is to implement a suitable policy for the safety of the performers when they leave the Premises.	✓	The policy is in existence and it is known to the performers and a copy is given to each individual.

			A welfare risk assessment is reviewed annually and is constantly kept up to date. The documents are retained in the licensing manual located behind the bar.
7	The Council reserves the right to amend or alter these conditions (provided that such change will not prevent the operators from viably carrying on the business of the Premises) following consultation with the licensees.		There have been no added or amended conditions.
	<b>Premises</b>		
8	The approved layout of the Premises shall not be altered without prior consent of the Council.	✓	There has been no alteration to the venue.
9	The Licensee shall ensure that the interior of the Premises where sexual entertainment is offered shall not be capable of being seen from the outside of the Premises, and that 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>The size, the recess of the foyer, and position of the main entrance door all make it impossible to view the inside of the venue from the footway.</p> <p>The exterior of the venue provides no indication of the type of entertainment that is being provided.</p> <p>The building retains the style of a public house with the traditional signage. People walking along Whitechapel would see what appear to be a traditional public house. Albeit that the windows are sealed off.</p>
10	Sexual entertainment shall take place only in the designated sexual entertainment areas.	✓	<p>There was traditional striptease taking place on the stage area at the rear of the bar area and prior to each dance the dancer asked customers to place a £1 coin in a purse.</p> <p>All other entertainment was provided in the designated areas as agreed by the local authority.</p>
11	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.	✓	The members of the public were all in the main bar area and the venue was being well supervised by the bar manager and the security team.
12	Without prejudice to condition 13 below 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. Recorded images shall be made available to an authorised officer together with facilities for viewing. The recordings for the preceding 2 days shall be made available immediately upon request. Recordings outside this period shall be made available on 24 hours' notice	✓	<p>The cctv system is fully compliant and agreed by the Metropolitan Police.</p> <p>There is a remote monitoring device and the owner also has the remote capability</p> <p>The venue is GDPR compliant and the premises impact assessments complete. Registration with the ICO has been renewed and the data manager is identified.</p> <p>The system was inspected and found to be in full working order.</p>
13	CCTV cameras shall be installed and maintained at the locations shown on the attached plan, to the reasonable satisfaction of the licensing authority.	✓	<p>The system is comprehensive and covers all aspects of the venue and it has been agreed by the local licensing officer from the police.</p> <p>The owner has a maintenance contract in place to ensure optimum levels of operation.</p> <p>The system at the time of the visit was fully operational.</p>
14	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.	✓	The toilets were visited and found to be clear and clean. The entrance to the toilets is in the main bar area and easily seen by the manager who monitors the bar area.
15	The number of persons to be accommodated in the premises at any one time shall not exceed a 100 persons	✓	The bar was very busy. There were around 20-25 customers in the bar area.

<p>1 6</p>	<p>The licence must be prominently and visibly displayed inside the entrance to the premises</p>	<p>✓</p>	<p>There has been no change from my previous visits. This photograph highlights the notice board in the foyer of the venue. It is on the right wall as customers enter the foyer and it contains the licence, house rules, and other information.</p> 
<p>1 7</p>	<p>The licence together with the standard conditions must be available at the premises at all times</p>	<p>✓</p>	<p>There has been no change from my previous visits. In addition to the notice board in the foyer to comply with condition 16 the current licence is displayed on the wall beside the bar area. (see photo A)</p> <p><b>A</b></p>  <p>In addition to the licence being outside the venue, the House rules are also displayed on the notice board in the foyer.</p> <p>There is also a large notice on the entrance door to the venue (see photo B).</p> <p>Notices are also on the wall beside each entrance to the entertainment areas and on the wall of each entertainment booth..</p> <p><b>B</b></p> 
<p><b>Admission to the Premises</b></p>			

18	No person under the age of 18 years shall be admitted to nor permitted to remain on the Premises when sexual entertainment is being offered, and a clear notice to this effect will be displayed at each entrance to the Premises.	✓	<p>There were no under 18 in the bar during the visit and there are clear notices at the entrance and admission to the venue is strictly controlled by the SIA staff.</p> 
19	Customers who appear to be under the age of 21 must be asked to provide a Pass-scheme approved photographic card, their passport or photographic driving licence to prove their age. Prominent notices must be clearly displayed to this effect at each entrance to the premises.	✓	<p>Signs posted at the front entrance, as shown in the photograph for condition 16.</p> <p>SIA staff fully aware of the requirement and there were no persons under the apparent age of 21 in the venue.</p>
<b>House Rules</b>			
20	The Licensee shall prepare House Rules governing the conduct of customers.	✓	<p>The house rules have been produced and are displayed like this throughout the venue. Each of the entertainment booths had this notice placed on the wall.</p> 

2 1	The House Rules shall be prominently and legibly displayed close to each entrance of the Premises.	✓	<p>There has been no change from my previous visit.</p> <p>The house rules are clearly displayed inside the venue and in the foyer. There is also a large notice that is exceptionally difficult to miss on the entrance door to the bar area. The notice is not visible from the footway.</p> <p>Door notice</p>  <p>Entrance wall</p> 
2 2	The House Rules must be made known to customers prior to their admission to the Premises when sexual entertainment is provided	✓	<p>The SIA staff are fully conversant with the rules.</p> <p>During all covert visits the rules have been pointed out to the customer before the customer entered the venue.</p>
2 3	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>There are notices at the entrance, in the bar area, and in the booths. The no touch rule has been highlighted in each notice.</p> <p>Booth notice</p>  <p>See other notices above.</p>
2 4	No member of the public shall be admitted or allowed to remain at the Premises if they appear to be intoxicated or under the influence of illegal substances.	✓	There were no obvious signs of intoxication by any customer.
2 5	Customers may not be permitted to photograph, film or electronically record any performance.	✓	Customers were not using mobile phones or other devices.
2 6	The House Rules must be implemented and effectively enforced at all times when the premises are operating with sexual entertainment.	✓	Everything was in place. The venue was very busy and the bar manager was managing the everything effectively.
<b>Performers</b>			

27	Sexual entertainment will be given only by the performers engaged by or through the Licensee and there will be no audience participation in any performances.	✓	There was no audience participation and the only people providing the entertainment were the entertainers that were engaged in the venue.
28	The Licensee shall keep a record of each performer, including their proper name and any aliases, and their residential address. 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 Standard Conditions for Sexual Entertainment Venues as revised 23 June 2015 entitled to work within the UK. A clear copy of this record shall be kept on the Premises at all times and be made immediately available for inspection by authorised officers.	✓	Full records exist containing all relevant information.
29	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. The daily record shall be retained securely for at least 31 days and shall be made immediately available for inspection by authorised officers.	✓	The bar manager had the daily record sheet with him in the bar area. The sheets are retained and are instantly available for inspection by any authorised officer. 
<b>Tariffs</b>			
30	The Licensee shall prominently and legibly display the drinks tariff at or by the bar and at the entrance. No charge shall be made nor payment accepted for any drink other than in accordance with the tariff, save for clearly advertised discounts to the tariff.	✓	The tariff is clearly displayed at the entrance and on the walls inside the venue.  The photograph below contains both the drinks and dance tariffs.
31	The Licensee shall prominently and legibly display the entertainment tariff in the entrance area and at key locations within the Premises including entrances to any private performance areas and so far as possible at the place(s) at which payment for any performance or service is transacted as marked on the attached plan. No charge shall be made nor payment accepted by the Licensee for any services other than in accordance with the tariff or clearly advertised discounts to the tariff	✓	Drink and dance tariffs as above. 
32	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. These records must be made available within a reasonable time if requested by an authorised officer.	✓	Electronic tills are used and provide an accurate record of charges and the entertainment record is manually recorded by the manager and kept at the end of the bar ready for inspection if required.
<b>Code of Conduct</b>			

3 3	The Licensee shall prepare and implement a suitable Code of Conduct for performers.	✓	<p>All relevant documents are in the premises manual that is kept behind the bar. It is immediately available for inspection by any authorised officer.</p> <p>The code of conduct is part of the performers induction and each sign a copy that is retained in their personal file.</p> <p>At the commencement of each day the dancers are orally reminded of the code of conduct and the briefing is recorded.</p> <p>The owner had recruited new entertainers and had requested a number of covert visits to ensure that the entertainers were adhering to the code of conduct.</p>
3 4	The Licensee shall ensure that each performer signs 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, and signed copies be kept on the premises for inspection by authorised Officers.	✓	All copies are held securely in the main office and available for inspection.
3 5	During a performance there shall be no intentional physical contact between a performer and the customer other than the transfer of money or token at the beginning, during and at the conclusion of a dance into the hand or a garter worn by the performer. For the avoidance of doubt nothing in this condition shall prevent performers from acting to prevent, deter or counter any attempts of physical contact by a customer.	✓	I viewed the entertainment in the booths from the end of the bar. There was no contact between the entertainers and the customer. No customer tried to engage with the entertainer dancing on the stage.
3 6	Without prejudice to standard condition 35 above, at the conclusion of a performance there shall be no intentional physical contact between a performer and the customer, save for a handshake. For the avoidance of doubt kissing is not permitted.	✓	No contact observed during the visit.
3 7	The Licensee must not permit gratuities or any other items to be thrown at performers.	✓	The venue was very busy. There was no unwarranted behaviour by any customer.
3 8	During a performance there shall be no full body physical contact between performers and they are not to touch each other's breasts or genitalia either with their bodies or with objects. Any performance shall be restricted to dancing and the removal of clothes. There must not be any other form of sexual activity, including but not limited to acts or the simulation of acts of personal stimulation.	✓	<p>There were no dual performances and stage performances consisted of one entertainer at a time.</p> <p>There was no sexual simulation or stimulation.</p>
3 9	Performers shall be provided with a changing room to which the public have no access.	✓	<p>There are 2 secure changing facilities that are supervised. There is a performers changing and rest area on the 1st floor of the venue. I have inspected the room and found it to be well presented with ample facilities and secure from members of the public.</p> <p>There is a changing area beside the stage so that entertainers can redress at the conclusion of their act on the stage.</p>

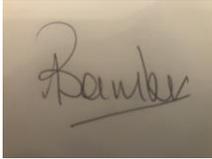
40	Performers must remain fully dressed while on the Premises, except while performing in the sexual entertainment areas and in the changing rooms shown on the approved plan. [Without prejudice to this requirement, there is to be no display of nudity in the public areas of the Premises, other than during the course of a performance].	✓	All of the entertainers were clothed while in the bar area with customers.  Removal of clothing was confined to each performance away from the bar area and could not be observed by customers in the bar area.  There were no other displays of nudity apart from dances performed on the stage.
41	Performers must re-dress at the conclusion of a performance.	✓	At the conclusion of stage dances and private dances the entertainers redressed before returning to the bar.

Advertising			
42	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. This condition shall apply to prevent suggestive advertising content being displayed on the exterior of the Premises or handed out as flyers on the street. It shall also apply to prevent suggestive advertising content being displayed on or in street furniture; telephone booths; hoardings, billboards, screens or projections; as well as advertising displayed on or within any vehicles located on or near the highway. The Licensee shall not permit any person to tout for business or encourage other persons to visit the Premises whilst on a public highway. For the avoidance of doubt, this condition shall not be taken to prevent the Licensee from advertising the Premises using suggestive advertising content in media that restrict access to persons over the age of 18 years and would not reasonably be expected to be directed at persons in a public place (for instance, in adult magazines, websites or television channels).	✓	The venue and the surrounding streets were checked prior to entering the venue. Nothing was found that contravened this condition.
43	All persons engaged or employed to attend to the entrance area or exterior of the Premises must be suitably dressed and conduct themselves so as not to indicate or suggest the availability of sexual entertainment at the Premises.	✓	The member of the SIA staff was well presented and displaying his accreditation. He was positioned at the back of the reception foyer out of view from people passing the venue.
44	Where the Council has given notice in writing to the Licensee objecting to an advertisement on grounds that it would offend public decency or be likely to encourage or incite crime or disorder, that advertisement shall be removed or not be displayed.		

## Additional Conditions added by the Licensing Committee on the 17th October 2018

	<p>An incident log shall be kept at the premises, and made available on request to authorised officers immediately. It must be completed within 3 hours of the incident and shall record the following;</p> <p>(A) all crimes reported at the venue by a member of the public, a performer or a member of staff;          (B) Any breach or alleged breach of either the house rules made by a member of the public of the code of conduct made by a performer, and the action taken by management;          (C) Where a person is removed from the premises;          (D) Any faults in the cctv system;          (E) Any visit by the relevant authority of emergency service.</p>	✓	<p>The incident log book is retained behind the bar and is accessible for the licensing officers. At the end of their visit they are requested to sign the days entry.</p>
	<p>In the event that a performer alleges that they have been sexually assaulted the management will immediately ensure that;</p> <p>(A) The police ( and where appropriate, the London Ambulance Service) are to be called without delay;          (B) All measures that are reasonably practicable are taken to apprehend a suspect pending the arrival of the police;          (C) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and          (D) Such other measures are taken (as appropriate) to fully protect the safety of all persons present in the premises.</p>	✓	<p>There have been no incidents.</p> <p>There is a full understanding of roles and responsibilities and there has been no change in the staff.</p>
	<p>In the event that during a performance the management or security either witness a member of the public making intentional physical contact with a performer (save as permitted by standard conditions 35 or 36) or a performer makes a similar allegation to management or security, that member of the public shall be removed from the premises without delay. The management or security may use their discretion to allow that member of the public a supervised 10 minute drink up time prior to being removed from the premises.</p>	✓	<p>As above.</p>
	<p>Without prejudice to standard conditions 12 and 13, at all times the private performance areas and booths are occupied by performers and members of the public, trained staff shall regularly monitor the CCTVs which cover that area.</p>		<p>The cctv system is recognised as an integral element to ensure the effective supervision and management of the venue. It is effectively managed.</p>
	<p>Independent Compliance Audit.</p> <p>(A) An independent compliance auditor, to be instructed and paid for by the licensees, must carry out a minimum of four (4) compliance audits per year of the private performance areas and booths when sexual entertainment is offered at the premises. The compliance audits must not be pre arranged with the licensees or any employee or agent of the licensees.</p> <p>(B) A copy of the compliance audit, signed and dated by the compliance auditor, must be kept at the premises (The Nags Head Public House, 17-19 Whitechapel Road, E1 1DU) and made available to authorised officer without delay.</p>	✓	<p>The licensee has been arranging unannounced overt and covert visits to the venue since May 2017. These visits are conducted by an independent compliance auditor to fully comply with this condition.</p> <p>The covert visits are carried out by an independent auditor using covert customers unknown to the owners and staff. The visits are unannounced and the owners have no knowledge of the date and time of the visit prior to and during the visit.</p>
	<p>The number of persons to be accommodated in the premises at any one time shall not exceed 100 persons.</p>	✓	
	<p>This licence must be visibly and prominently displayed inside the entrance to the premises.</p>	✓	

	This licence together with the standard conditions must be available at the premises at all times.	✓	A licensing manual containing all relevant documentation is maintained on the premises and is immediately available to authorised officers upon request.
--	--	---	--



Signed: \_\_\_\_\_ A Bamber

Date : 11th May 2023