Fair Processing Statement – Any personal data held by Birmingham City Council in relation to your application for a Licence to use a premises, vehicle, vessel or stall as a Sexual Entertainment Venue, will be held in full compliance with the legal obligations as set out in the Data Protection Act 1998. This is in accordance with the Council's Privacy Policy; a copy is available on the Council's website: www.birmingham.gov.uk/privacy. To protect the public fund we may also use the information you have provided on this form to prevent and detect fraud. We may share this information for the same purposes with other Council Departments and organisations for example, other councils and the police.

BIRMINGHAM CITY COUNCIL

SCHEDULE 3 OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Application for a Licence to use any Premises, Vehicle, Vessel or Stall as a Sexual Entertainment Venue

All questions must be answered, save where otherwise stated. If relevant questions are not answered, the application will be deemed incomplete and will be returned to the applicant.

Section 1
Application details:

Is this licence for the: Grant ☐ Renewal ☐☐ Transfer ☐☐

Is the application made by: an individual ☐ a partnership or other unincorporated body ☐
a company or other corporate body ☐

Section 2 Answer only if Applicant is an individual

What is the full name of the individual?.....

Permanent Residential Address…….

……..

Any former names …….

Date of Birth …… Place of Birth……

Date Became Resident in the UK……or E.U Member State ……

National Insurance Number or E.U Member State Equivalent. ……..

Telephone Number (during normal office hours) ……..

Email Address:…….

Name and address to which correspondence to be sent (if different from above) ……

……

……

Has the applicant a financial interest in the business which is the subject of this application?

Yes ☐ No ☐ If "yes" to what extent ……..……..

Is the whole business owned by the applicant? Yes ☐ No ☐

Section 3

Answer only if the Applicant is an unincorporated body or a partnership

Full Name of Applicant
……

What are the names of the applicant's partners? Please complete the table below:

Name (in full): Mr/Mrs/Miss/Other	**Date of Birth**	**Address of permanent residence Throughout six months immediately preceding this application**	**Date became resident of United Kingdom or other E.U member state**

Are there persons responsible for the management of the Applicant other than the partners? If so state their names.

……

……

……

Please confirm if the whole of the business is owned by the applicant? Yes ☐ No ☐

Section 4.

Answer only where the applicant is a company or other corporate body

What is the name of the Applicant?.....

Has the Applicant previously been known by any other name and if so what name?

……

If the Applicant is a company, what type of company is it (e.g., public or private, limited by share or guarantee, etc.)?

….……..……

What is the registered number of the Applicant……..

What is the registered office address? .....

……

In which country is the company incorporated? ……

What is the date of incorporation of the company? ……..

Please complete the table in respect of each of the Directors, the Company Secretary or other persons responsible for the management of the body.

Name (in full): Mr/Mrs/Miss/Other	**Date of Birth**	**Address of permanent residence throughout six months immediately preceding this application**	**Date became resident of United Kingdom or other E.U member state**

Does the Applicant use any other trading names? If so, please state the trading name(s).

……

What is the Applicant's trading address?.....

……..

……..

Section 5

All Applicants

Please give details of the person (if any) who is to be responsible for the management of the premises in the absence of the licence holder:

First Name……... Surname……..

Former Name (if any) …….

National Insurance Number or E.U Member State Equivalent…….

Permanent Address: ……

…….

Date of Birth: ……. Place of Birth……

Has any person named at any place in this application been associated in any way with any other application for a licence for a sex establishment? **Yes** ☐ **No** ☐

If "yes" give full details…….

…….

Section 6

Premises details:

Is this application in respect of: Premises ☐ Vehicle ☐ Vessel ☐ Stall☐

Is the premises, vehicle, vessel or stall in use for sexual entertainment at the date of this application? Yes ☐ No ☐

If the answer is yes, state the name and address of the person or body currently operating the business……

……

What is full address of the premises for which a licence is sought?
……

……

If the application is in respect of a vehicle, vessel or stall, please state where it is to be used as a sexual entertainment venue……
……

Under what name is, or will the premises be known?…… ……
……

Is the whole of the premises to be used under the licence? Yes ☐ No ☐

If no, please state:

a) which part of the premises is to be used for the purposes of the licence
……

b) the use to which the remainder of the premises are to be put
……

c) the names of those responsible for the management of the remainder of the premises
……

If the Applicant's interest in the premises is a leasehold one, please state:

a) Head-lease ☐ Sub-lease ☐

b) the name and address of the landlord and of the superior landlord where applicable
……
……

c) the length of the unexpired term ……

Section 7.

Proposed operation times and activities

Give the times it is proposed to operate the Premises for the purpose of this Licence;

Day	**Start**	**Finish**	**State any seasonal variations or non standard timings where you intend to use the Premises, which are different to those listed in the column on the left.**
Monday			
Tuesday			
Wednesday			
Thursday			
Friday			
Saturday			
Sunday			

Please give full details of the nature of the relevant entertainment e.g. lap-dancing, pole-dancing, stage strip show etc

……

……

……

……

……

Please confirm if the relevant entertainment involves full nudity ☐ Yes ☐ No

Section 8.

If the application is for the Transfer of a Premises Licence

Name of current Premises Licence Holder

……

Please give the reason/s for the transfer application

……

……..

……

Section 9.

Has the Applicant or any persons named in this form been convicted of a criminal offence whether in the UK or elsewhere? Yes ☐ No ☐

If so, please give details of unspent convictions below:

Convictions:

Forenames	Surname	Former Name (if any)	Court	Date	Offence	Penalty or Sentence

Has the Applicant or any persons named in this form been cautioned whether in the UK or elsewhere ? Yes ☐ No ☐

If so, please give details below:

Cautions:

Forenames	Surname	Former Name (if any)	Offence	Date of Caution	Where caution administered

Has any person or the corporate or unincorporated body referred to in this application: -

Been disqualified from holding a licence for a sex establishment?	
Been refused the grant / renewal / transfer of a licence for a sex establishment?	
Been the holder of a sex establishment licence when that licence has been revoked?	
Been associated in any way with any other application for a sex establishment licence?	
If 'Yes' to any of the above please provide details:	

Is there any information in this application which you would **not** wish to be seen by members of the public?

Yes ☐ No ☐

If yes, state which information and the reasons why you would **not** wish it to be seen

……

……

……

Is there any further information which the Applicant would wish the Council to take into account when considering this application?

……

……

……

……

(If necessary, please continue on a separate sheet)

Please read the checklist below and tick to confirm you have enclosed all of the required information/documents;

I have made or enclosed payment of the fee ☐

Grant - £7585
Renewal - £4070
Transfer - £1215

I have enclosed a plan showing the interior layout of the premises and where relevant entertainment will take place for consideration by the Licensing Authority ☐

I have enclosed a copy of the "club rules". Such club rules must contain the required conduct of performers which shall include for example, no sex acts, no giving or taking phone numbers (including exchange of business cards). ☐

I have enclosed a scheme showing the exterior design for consideration by the Licensing Authority ☐

I understand and agree that I must send a copy of my completed application to the Chief Officer of Police no later than seven days after the date of the application. I also understand that I must produce evidence of due service of the Notice of Application upon the Chief Officer of Police as required by paragraph 10(14) of the Third Schedule of the Local Government (Miscellaneous Provisions) Act 1982. ☐

I understand that I must now advertise my application on or near the Premises for 21 days starting with the date of the application. ☐

I understand that I must advertise the application in a local newspaper within seven days after the date of the application and that a copy of the notice of application which has been published must be given to the Licensing Authority in accordance with paragraph 10 (8) of the Third Schedule of the Local Government (Miscellaneous Provisions) Act 1982. ☐

DECLARATION: I declare that the details in this application are true to the best of my knowledge and belief and acknowledge that if there are any omissions or incorrect statements of a serious nature this may result in the application being refused. I further declare that I have read and agree to abide by the conditions of Licence for a Sexual Entertainment Venue made by Birmingham City Council in accordance with Section 2 Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 should my application be granted.

APPLICANTS ARE INFORMED THAT ANY PERSON WHO, IN CONNECTION WITH AN APPLICATION FOR THE GRANT, RENEWAL OR TRANSFER OF A LICENCE, MAKES A FALSE STATEMENT WHICH HE KNOWS TO BE FALSE IN ANY MATERIAL RESPECT OR WHICH HE DOES NOT BELIEVE TO BE TRUE, IS GUILTY OF AN OFFENCE AND LIABLE, ON SUMMARY CONVICTION, TO A FINE NOT EXCEEDING £20,000.

Signature ……

Name of Signatory …….

Designation of Signatory ……..

Date ……..

NOTE:

1. **Your application should be determined within 60 days of receipt of all the information necessary for the Council to process and determine the application. (Please note that this will be subject to any Licensing Committee hearings) In the case of an incomplete application form, the Licensing Section will contact you for additional information to enable the application to be processed. Please refer to the Council's policy for Sexual Entertainment Venues which can be viewed via the Council's website.**

2. **Tacit Consent will not apply as it is in the public interest that the authority must process your application before it can be granted. If you have not heard from the Council within a reasonable period of time, please contact us using the contact details below.**

3. **THE NOTICE OVERLEAF MUST BE PUBLISHED IN A LOCAL NEWSPAPER CIRCULATING WITHIN BIRMINGHAM, NO LATER THAN 7 DAYS AFTER THE DATE OF YOUR APPLICATION.**

4. **THE NOTICE OVERLEAF, OR ONE IN A SIMILAR FORM, MUST BE DISPLAYED CONTINUOUSLY, ON THE PREMISES TO BE LICENSED, FOR A PERIOD OF 21 DAYS BEGINNING WITH THE DATE OF YOUR APPLICATION ON OR NEAR THE PREMISES AND IN A PLACE WHERE THE NOTICE MAY CONVENIENTLY BE READ AT ALL TIMES BY THE PUBLIC PASSING BY.**

Licensing Service
Crystal Court
Aston Cross Business Village
50 Rocky Lane
Aston
Birmingham
B6 5RQ

0121 303 9896

licensing@birmingham.gov.uk

www.birmingham.gov.uk/licensing

CERTIFICATE

(To be completed by all applicants)

I certify that a copy of the notice overleaf was displayed on the premises to be licensed, on or near the premises, in a place where the notice may conveniently be read by the public, for a period of ……..…days,

From (date) …… to (date) ……..

Signature of applicant ……...……...

Date …….

NOTE: THIS FORM MUST BE COMPLETED, SIGNED AND RETURNED TO THE LICENSING SECTION, AT THE ADDRESS OVERLEAF.

YOU SHOULD ALSO ATTACH A COPY OF THE NOTICE WHICH APPEARED IN A LOCAL NEWSPAPER, CIRCULATING WITHIN BIRMINGHAM, TO THIS FORM.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 SECTION 2, SCHEDULE 3: CONTROL OF SEX ESTABLISHMENTS

Notice of Application for a Licence for a Sexual Entertainment Venue

NOTICE IS HEREBY GIVEN THAT I, ……

…… (full name)

APPLIED ON …… (date)

TO BIRMINGHAM CITY COUNCIL, IN RESPECT OF THE PREMISES KNOWN AS

…….

OF ……. (address)

UNDER THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, FOR THE GRANT OR RENEWAL OR TRANSFER (DELETE AS APPLICABLE) OF A SEX ESTABLISHMENT LICENCE FOR:

A SEXUAL ENTERTAINMENT VENUE

FOR THE INTENDED DAYS AND OPENING HOURS OF ……..

……..

ANYONE WISHING TO MAKE **OBJECTIONS** TO THIS APPLICATION MUST DO SO IN WRITING TO:

LICENSING SECTION
CRYSTAL COURT
ASTON CROSS BUSINESS VILLAGE
50 ROCKY LANE, ASTON
BIRMINGHAM
B6 5RQ

Email address licensing@birmingham.gov.uk

NO LATER THAN 28 DAYS AFTER THE DATE OF THE APPLICATION, STATING THE GROUNDS FOR OBJECTION.