



**Epping Forest
District Council**

Local Government (Miscellaneous Provisions) Act 1982

Sex Establishment Licence

Epping Forest District Council, hereby grant a licence under Schedule 3 of the above Act to Midnight Lady LTD T/AS 50 Ways of 4 Chase Gardens, Southampton, SO32 2ES to use 105 Epping New Road, Buckhurst Hill Essex IG9 5TQ for the purposes of a sex establishment comprising a **sex shop** as defined in that schedule.

This licence is granted subject to the conditions set out below.

This licence shall continue in force from the 6th November 2012 until the 5th November 2013 unless revoked.

Date: 7th November 2012

Corporate Support Services

Conditions

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

PART 1

Standard Conditions for all Sex Establishments

Management of the Premises

1. The Licensee or some responsible person nominated by him over the age of 18 and approved in writing by the Council for the purpose of managing the sex establishment ("the manager") shall have personal responsibility for and be present on the Premises at all times when the Premises are open to the public.
2. Where the Licensee is a body corporate or an incorporated body, any change of director, company secretary or other person responsible for the management of the body shall be notified in writing to the Council within 14 days of such change and such written details as the licensing authority may require in respect of the change of personnel shall be furnished within 14 days of a request in writing from the Council.
3. The name of the person responsible for the management of the Premises, whether the Licensee or the manager, shall be displayed in a conspicuous position within the Premises throughout the period during which he is responsible for the conduct of the Premises.
4. The Licensee shall retain control over all parts of the Premises and shall not let, licence or part with possession of any part. The Council must be immediately notified in the event that any part of the Premises is affected by the termination of a lease or other event affecting the Licensee's control of the Premises.
5. The Licensee shall ensure that the public is not admitted to any part of the Premises that has not been licensed.
6. Neither the Licensee nor any employee or agent shall personally solicit custom for the sex establishment outside or in the vicinity of the Premises.
7. The Licensee shall ensure that during the hours that the Premises are open for business every employee wears a badge of a type approved by the Council indicating his name and that he is an employee. This shall not apply to any Performers.

Display of Licence

8. A copy of the Sex Establishment Licence and the Conditions of the Licence made by the authority must be kept exhibited in the public area of the premises.

Age Policy

9. No person under 18 years of age to enter the premises.
10. All customers appearing to be under the age of 25 to be required to provide photographic proof of their age before being allowed access to the shop.
11. No person under 18 years of age is to be employed in the business of the establishment.
12. At all entrances there shall be prominently displayed so as to be visible at all times to persons approaching the premises a notice prohibiting entry to all persons under 18 years of age.
13. The Licensee of the premises shall ensure that all persons employed on the premises are aware of the age restriction on clients and that they exclude or remove from the premises any person attempting to evade the restriction.
14. No change from a sex cinema to a sex shop or a sex shop to a sex cinema shall be made without the written consent of the Council.

Breach of Licensing Conditions

15. Any breach of legislation or failure to comply with the conditions attached to the Licence may result in prosecution or in the revocation of the Licence.

General

16. The Council may substitute, delete, vary or amend these conditions at any time.

PART 2

STANDARD CONDITIONS FOR SEX SHOPS

Opening of the Premises

1. The Premises shall not, without the written consent of the Council, be opened and used for the purposes for which the licence is granted except during the following hours unless the Council agrees otherwise:

Tuesday – Saturday 10am – 6 pm
Sunday - Closed

2. The Premises shall not, without the written consent of the Council, be opened and used for the purposes for which the licence is granted on Christmas Day or Good Friday.

External Appearance

3. The holder of the sex establishment licence may display in the window items of lingerie, clothing and shoes only.
4. No external loudspeakers may be installed.
5. The windows, doors and openings of the Premises shall be of a material or covered with a material, which will render the interior of the Premises invisible to passers-by.

State, Condition and Layout of the Premises

6. External doors shall be closed at all times other than when persons are entering or leaving the Premises. The external doors shall be fitted with a device to for their automatic closure and such devices shall be maintained in good working order.
7. The layout of the Premises shall be as shown on the diagram submitted by Mr Bowerbank and only items of lingerie, clothes and shoes may be displayed in the part of the Premises labelled "FIRST AREA" on the diagram and a screen or suitable curtain will be fitted between the arrears labelled "FIRST AREA" and "SECOND AREA" on the diagram.
8. No access shall be permitted through the Premises to any other Premises adjoining or adjacent except in the case of emergency.
9. Lighting shall be in operation continuously during the whole of the time that the Sex Establishment is open to the public.
10. Any facilities for previewing films, video recordings or other similar material shall be physically separated from the display area of the shop in such a manner that no material being displayed by way of preview shall be visible or audible outside the preview area.
11. No locks or fastenings of any description shall be fitted upon any booth or cubicle within the Sex Establishment nor shall more than one person (including any employee) be present in any such booth or cubicle at any time.

Safety and Security

12. The Licensee shall ensure a suitable closed-circuit television system is installed and maintained to the satisfaction of the Council and police compliant with the codes of practices issued under the Data Protection Act 1998.

Goods Available in Sex Establishments

13. All Sex Articles as defined in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 and other things displayed for sale, hire, exchange or loan within a Sex Establishment shall be clearly marked to show to persons who are inside the Sex Shop the respective prices being charged.
14. All printed matter, films and video films offered for sale, hire, exchange or loan shall be openly displayed and available for inspection prior to purchase and a notice to this effect is to be prominently displayed inside the Sex Establishment. (This regulation does not require that films or video films be exhibited (played) to customers).

Additional condition:

The name of the Premises may only be changed with the written consent of the Senior Licensing Officer.



Epping Forest District Council

Epping Forest District Council
Application for ~~grant~~/renewal/transfer
of licence for a sex establishment

If application is made on behalf of an individual please state:

Full name:

Permanent address:

Age: Date of Birth: Place of Birth:

If application is made on behalf of a corporate or unincorporated body please state:

Full name of body: 105 EPPING NEW ROAD LTD

Address of registered or principal office: 46-54 HIGH STREET

..... INGATESTONE, ESSEX, CM4 9DW

Give full names and private addresses of all directors or other persons responsible for management of the establishment:

Name: DAVID BALES

Age: Date of Birth: Place of Birth: LONDON

Address: HIGH ST, INGATESTONE, ESSEX,

Name:

Age: Date of Birth: Place of Birth:

Address:

Name:

Age: Date of Birth: Place of Birth:

Address:

Name:

Age: Date of Birth: Place of Birth:

Address:

Name:

Age: Date of Birth: Place of Birth:

Address:

Have you any conviction record against you? Or if a body corporate or unincorporated body that body or any of its directors or other persons responsible for its management? If so please state -

NO

(If renewal, since you last applied for a licence)

Date of Conviction Offence Sentence (including suspended sentence)

- (a) All convictions must be disclosed
- (b) Spent convictions, as defined below, should not be included.

Sentence:

Becomes spent after:

Imprisonment of between 6 months and 2½ years:

10 years

Imprisonment of up to 6 months:

7 years

Borstal training:

7 years

A fine or other sentence not otherwise covered in this table:

5 years

Absolute discharge:

6 months

Probation order, conditional discharge or bind over:

1 year (or until order expires, whichever is the longer)

Detention Centre Order:

3 years

Remand home, attendance centre or approved school order:

The period of the order and a further year after the order expires

Hospital order under the Mental Health Act:

The period of the order and a further 2 years after it expires

Cashiering, discharge with ignominy or dismissal with

10 years

Disgrace from the Armed Forces:

Dismissal from Armed Forces:

7 years

Detention:

5 years

- NOTE: (i) A sentence of more than 2½ years imprisonment can never become spent.
(ii) If you were under 17 years of age on the date of conviction, please halve the period shown in the right-hand column.

Have you been resident in the United Kingdom throughout a period of six months immediately preceding the date of this application? YES NO

If the application is made on behalf of a body corporate is that body incorporated in the United Kingdom? YES NO

Full address of premises desired to be used as a sex establishment
105 EPPING NEW ROAD, BURNHURST HILL, ESSEX, IG9 5TE

If this application relates to a vehicle/vessel/stall give description and state where it is to be used as a sex establishment
N/A

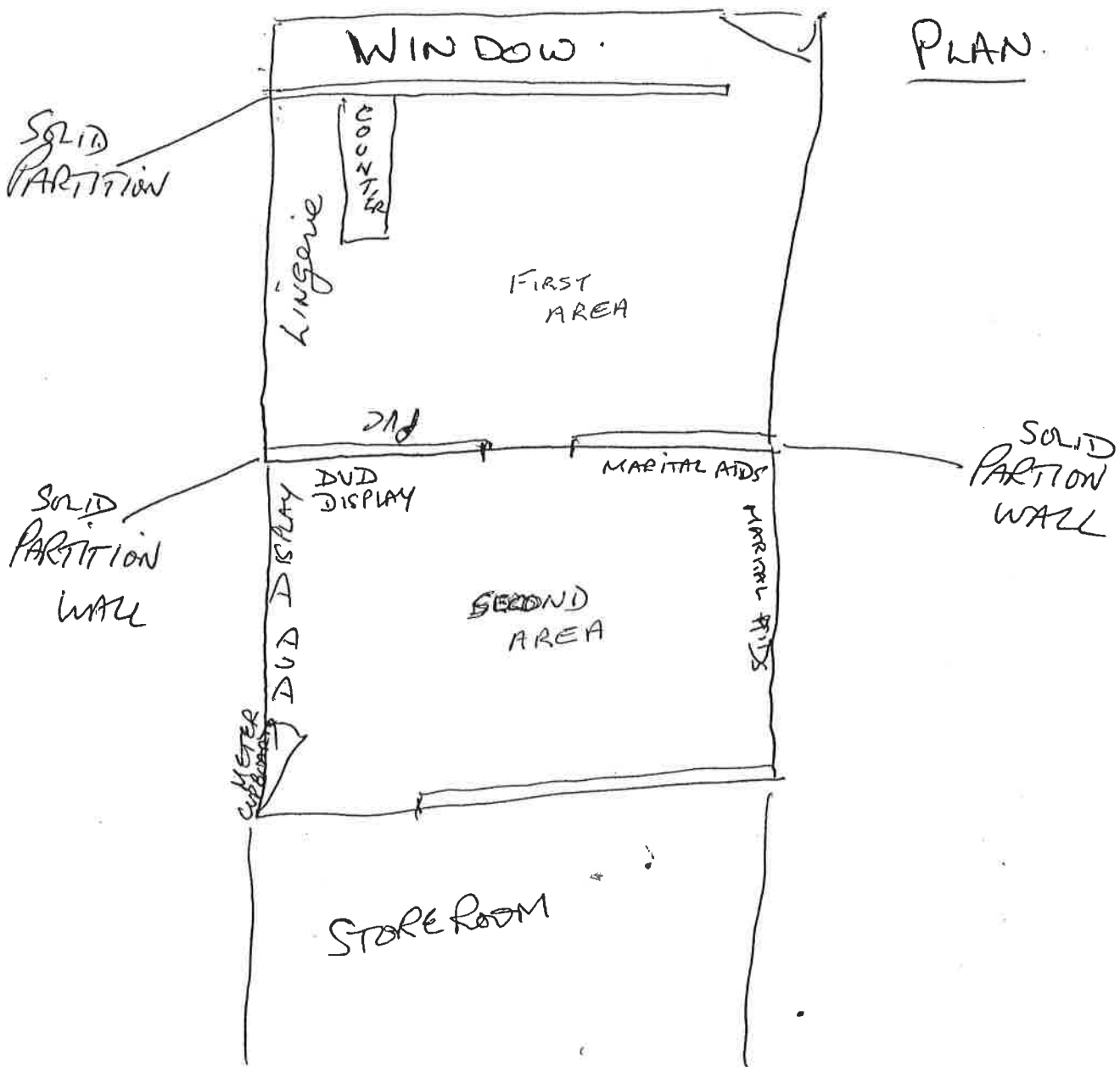
During which hours do you wish to trade? 10 AM TO 6 PM TUESDAY TO SATURDAY

Are the premises to be used as a sex shop? YES NO
Are the premises to be used as a sex cinema? YES NO
Are the premises to be used as a sex encounter establishment? YES NO

Are you (or, if a corporate or unincorporated body, that body) disqualified from holding a licence for a sex establishment? YES NO
Have you ever been refused a licence for a sex establishment? YES NO
If yes please give details

I declare that I have checked the information given on this application form and to the best of my knowledge and belief it is correct.

Date 19 AUG 2013 Signature 



PLAN.

Epping Forest District Council

Licensing of sex establishments

Public Notice

Name of Premises: 50 Ways, 105 Epping New Road,
Buckhurst Hill, Essex IG9 5TQ.

From: 105 Epping New Road Ltd

Notice is hereby given that the council has received an application under the provisions of the Local Government (Miscellaneous Provisions) Act 1982 for a licence to use the premises referred to above as a sexshop. (Transfer of Ownership).

Any person wishing to make representations about the application should make them in writing to the Licensing Department, Epping Forest District Council, Corporate Services, High Street, Epping. CM16 4BZ within 21 days of this notice.

Date of which the application was made on the authority
23rd August 2013.



Corporate Support

Licensing Department, Epping Police Station

230 High Street, Epping, CM16 4AP

Telephone 01279 625 405 Facsimile: 01279 625 440

Website: www.essex.police.uk Email: Peter.Jones@essex.police.uk

Civic Offices High Street
Epping Essex CM16 4BZ

Telephone: 01992 564000

Facsimile: 01992 578018

DX: 40409 Epping

Director of Corporate Support
Services Colleen O'Boyle
Solicitor to the Council

Enquiries to:

28 August 2013

Mrs Kim Tuckey
Licensing Department
Epping Forest District Council
Civic Offices
High Street
Epping
CM16 4BZ

Dear Kim,

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
– SEX ESTABLISHMENTS TRANSFER –**

ESTABLISHMENT: 105 Epping New Road

Further to the above application for the renewal of a Sex Establishments Licence received on 23 August 2013. I can now confirm that all my checks have been carried out and can confirm that Essex Police will not be making any representations or objections to this application.

I trust the aforementioned will assist and look forward to receiving a copy of the Licence in due course.

Yours sincerely,

Mr Peter Jones ABII
Epping & Brentwood Licensing Officer
West LPA

Licensing Applications
Children's Safeguarding Service
Schools Children's and Families Service
A Block 202, County Hall
Chelmsford CM1 1YS
Tel: 01245 436744
Email: LicenceApplications@essex.gov.uk

Essex County Council
Civic Offices High Street
Epping Essex CM16 4BZ
Telephone: 01992 564000
Facsimile: 01992 578018
DX: 40409 Epping
Director of Corporate Support
Services Colleen O'Boyle
Solicitor to the Council
Enquiries to:

Nuala Clark
Licensing Compliance Officer
Epping Forest District Council

Our ref: 08-2013/28
Date: 05 September 2013

Dear Nuala,

**RE: Licensing Act 2003: Transfer of Sex Shop Licence at 105 Epping
New Road Buckhurst Hill**

The licensing transfer application received on 23rd August 2013 has been assessed and we can confirm we have no objections to this licence application.

Yours sincerely

Paula Stacey
Service Manager Safeguards,
Children's Safeguarding Service

We strongly oppose



**Epping Forest
District Council**

Register of Licence applications received.

Date application received: 23rd August 2013

Applicant name: 105 Epping New Road Ltd

Address of Premises: 50 Ways 105 Epping New Road Ltd, Buckhurst Hill, IG9 5TQ

Brief details of the nature of the application;

The application is for the Transfer of the current Sex Shop Licence following the transfer of ownership of the premises.

The Trading hours remain the same:

10am to 6pm Tuesday to Saturday.

Any representations regarding the above application should be made within 21 days of the day above, to;

Epping Forest District Council
Licensing Unit Civic Offices,
High Street
Epping
Essex
CM164BZ

Mr & Mrs R. Levene
[REDACTED] 165/1 COURT
[REDACTED] EPPING NEW RD
BUCKHURST HILL [REDACTED]
9/9/2013

We are not happy with the premises above carrying on under new ownership.
Its in a family residential area
its adjacent to a place of worship
its very close to a church where children go to a nursery. also close to a tennis club.
[REDACTED] facing a close to family residential areas.

11 0 SEP 2013

[REDACTED] Icen Court
[REDACTED], Epping New Road
Buckhurst Hill
Essex [REDACTED]

Colleen O'Boyle
Epping Forest District Council
Civic Offices
High Street
Epping
Essex CM16 4BZ

05:09:2013

Your ref: 105 Epping New Road

Dear Ms O'Boyle

I write on behalf of a number of residents of Icen Court, 66 Epping New Road IG9 5TJ. The complex is directly opposite the premises (105 Epping New Road). Many flats overlook these premises. We would like to object to the granting of a new licence. We would like to make the following points under the heading "Relevant Locality" section (i) of the act.

1. The premises are adjacent to a Lubavitch Chabad centre; which we understand is a place of worship for orthodox Jews. Adults and children on their way to worship will be exposed to the shop and its window displays.
2. A large number of pupils on their way to St John's School will have to pass the shop. As will worshippers on their way to prayers at St John's Church.
3. The premises are almost opposite Buckhurst Hill Bowls and Lawn Tennis Club. Many young people will pass the shop on their way to their tennis lessons.
4. This is a residential area and a sex shop in the vicinity seems very inappropriate.

Yours sincerely

[REDACTED]
Frank Solarz

Director Icen Court Residents Association