

Appendix B

Forest Heath District Council

SEX ESTABLISHMENT LICENSING – APPLICATION PART A: APPLICANT INFORMATION

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

- o Before completing this application please read ALL guidance notes at the end of the form. 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.
- o It is recommended that you keep a copy of the completed form for your records.
- o Please note that the Licensing Authority or Police may make enquiries to independently verify / validate any information submitted as part of this application.

We, Heaven Awaits Limited

apply for the Renewal of a Sex Establishment Licence for the premises described in Part 1 below (the premises) in accordance with schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (*delete as necessary*)

Part 1 - Premises Details (Please read guidance note 2)

109 High Street, Newmarket, Suffolk, CB8 8JH

Tel: 01638 667425

Part 2 - Applicant Details

Please tick the relevant box to state whether you are applying for a licence as:

- a) an individual or individuals
- b) a person other than an individual
 - i. as a limited company
 - ii. as a partnership
 - iii. as an unincorporated association or
 - iv. other (for example a statutory corporation)

(A) Individual applicant details (Please read guidance note 3)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title	
Surname:			First names:		
Date of birth:		Applicants must be aged 18 or over			
Place of birth (Town/Country):					
National insurance number:					
Current residential address including post code:					
Telephone number:					
e-mail address:					
Are you ordinarily resident in the UK?		YES / NO If NO please state where:			
Have you any restrictions on your eligibility to reside and work in the UK?		YES / NO			
Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title	
Surname:			First names:		
Date of birth:		Applicants must be aged 18 or over			
Place of birth (Town/Country):					
National insurance number:					
Current residential address including post code:					
Telephone number:					
e-mail address:					
Are you ordinarily resident in the UK?					
Have you any restrictions on your eligibility to reside and work in the UK?					

(Continue on separate page if necessary – ALL individual applicants must be stated)

(B) Other applicants (such as a registered company or unincorporated association)

Please provide name and registered address of applicant in full. Where appropriate please give any registered number and names/private addresses of all directors/partners:

①

Name:	Heaven Awaits Limited
Registered or Principal Office address including post code:	Tyrrell & Company, Suit D South Cambridge Business Park Sawston, Cambs CB22 3JH
Registered company number:	5678336
Description of applicant (eg. partnership, company etc.)	Limited Company
Is this company incorporated in the UK?	YES
Telephone number:	01223 832477
e-mail address:	
Names and private addresses of <u>all</u> company directors or partners:	1: Director Mr Jason Leslie Newell 2: Director Mr Mathew James Rolfe

	<p>3: Director</p> <p>Mr Mitchell John Clarke</p>
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(Continue on separate page if necessary)

(C) Licensing history and other relevant information

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

Been disqualified from holding a licence for a sex establishment?	NO
Been refused the grant / renewal / transfer of a licence for a sex establishment?	NO
Been the holder of a sex establishment licence when that licence has been revoked?	NO
If 'YES' to any of the above please provide details, including relevant names, dates and locations:	

Have you any convictions recorded 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:

Date of conviction	Offence	Sentence (include any suspended)
NONE		

①

- Note:** i) All convictions must be disclosed.
 ii) Spent convictions, as defined Table 1 (below) should not be included.

Table 1

Sentence	Becomes spent after
Imprisonment of between 6 months and 30 months	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 longer)
Detention Centre Order	3 years
Remand home, attendance 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 disgrace from the Armed Forces	10 years
Dismissal from Armed Forces	7 years
Detention	5 years

Note:

- i) A sentence of more than 2¹/₂ years imprisonment can never become unspent.
 ii) If you were under 17 years of age on the date of conviction, please halve the period shown in the right hand column.

Is the business for the benefit (whether solely or partly) of any third-party not already specified within this application?

NO

(1)

Please provide details of any experience or business/employment history relevant to the operation of a sex establishment gained by any person in connection with this application.

All of the Directors of Heaven Awaits Limited has played an active role for the past 9 years as to the running of Heaven Gentlemens Club in Newmarket.

The Directors implemented the rules to which the Company operates too, and to this current time of application the rules and regulations that are in place make the working environment for all the customers, staff and dancers a pleasurable place.

All of the customers that enter the venue are explained the House Rules before entrance, so there is no confusion on any part.

(Continue on separate page if necessary)

Part 3 – Declaration for Part A

We, Heaven Awaits Limited

Please tick ✓ to confirm yes

- Enclose the relevant fee (cheques are payable to 'Forest Heath District Council')
- Enclose evidence of identity containing a photograph in respect of each individual applicant / partner / director, as applicable
- For each individual/director enclose a basic level criminal record disclosure certificate or equivalent (this should be dated no older than one calendar month), and also enclose a declaration of convictions, cautions etc for each person as applicable (see guidance note 11)
- Understand that if the above requirements have not been satisfactorily complied with my application can not proceed and may be rejected
- Understand that the information given may be used in conjunction with other authorities for the prevention and detection of fraud, and will be held including electronically, subject to the Data Protection Act 1998.
- Confirm that the information supplied in this application is true to the best of my / our knowledge and belief.

IT IS AN OFFENCE FOR ANY PERSON TO MAKE A FALSE STATEMENT OR A STATEMENT WHICH HE/SHE DOES NOT BELIEVE TO BE TRUE IN OR IN CONNECTION WITH THIS APPLICATION. A PERSON GUILTY OF THIS OFFENCE SHALL BE LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING £20,000.

(C) Signatures *(Please read guidance note 4)*

Signature of applicant(s) or applicant(s)' solicitor or other duly authorised agent. If signing on behalf of the applicant please state in what capacity.

Signature(s):	1:		Name: Jason Newell
			Capacity: Director
	2:		Name: Mathew Rolfe
			Capacity: Director
	3		Name: Mitchell Clarke
			Capacity: Director
Date:	30th September 2015		

(D) Contact details to be used in connection with this application *(Please read guidance note 5)*

Contact name:	Jason Newell
Contact postal address including post code:	1, The Street
Telephone number:	07827017765
e-mail address:	jason@heavenawaits.co.uk

(1)

SEX ESTABLISHMENT LICENSING – APPLICATION PART B: PREMISES / OPERATIONAL INFORMATION

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

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We, Heaven Awaits Limited

apply for the Renewal of a Sex Establishment Licence for the premises described in Part 1 below (the premises) in accordance with schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (**delete as necessary*)

Part 1 - Premises Details (*Please read guidance note 2*)

The Basement of 109 High Street Newmarket Suffolk CB8 8JH

Tel: 01638 667425

(A) Description of Trading Activity (*see definitions at the end of the form and guidance note 10*)

The premises will trade as (tick ✓ whichever applies):

a sex cinema <input type="checkbox"/>		a sex shop <input type="checkbox"/>		a sex entertainment venue <input checked="" type="checkbox"/>		
The premises is proposed to trade on the following days & between the following times:						
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From: 10am	From: 10am	From: 10am	From: 10am	From: 10am	From: 10am	From: 12pm
To: 2am	To: 2am	To: 2am	To: 3.20am	To: 3.20am	To: 3.20am	To: 3am

(B) Operation of the venue and other relevant information

Does the premises have the correct planning consent for the use intended?	YES
<i>(If unsure you should check with the Planning Authority on 01473 825858)</i>	
Does the premises currently have a premises licence or club premises certificate under the Licensing Act 2003?	YES
If the premises does hold a Licensing Act 2003 authorisation please give the licence or certificate number and enclose a copy of the licence/certificate.	PL152
Please summarise the nature, style and activities of your proposed sex establishment. For example, give detail on the type of activities/entertainments, clientele, frequency of performances, number of staff and performers, capacity, type of articles sold etc.	
<p>Heaven awaits Limited operates solely as a Lap Dancing venue and not a Table Top dancing venue in the basement of 109 High Street Newmarket Suffolk CB8 8JH, and with no on the high street presence as it is underground in the basement of 109 high street, with only the front door visible from the immediate pavement area of the address.</p> <p>The type of clientele that visit the venue are typically of middle age who are also very well behaved and who enjoy an evening with friends in a reasonably quiet environment.</p> <p>Heaven usually operates with a number of dancers ranging between 5 and 20.</p> <p>The total number of bar staff that works for Heaven Awaits Limited at any one time is 9.</p> <p>The capacity of Heaven is 110 at any one time.</p> <p>The only articles sold are dances for the dancers, brought by the customer, no other articles are sold.</p>	

1

What measures/steps do you propose to take to ensure that your sex establishment operates in a suitable and appropriate manner in the locality you propose?

Heaven operates with a strict policy for the safety of both customers and staff.

Heaven does not operate without any door supervision being onsite.

Typically there will be 2 doormen whilst Heaven is open. Also during busier times, i.e Racing season, there will be an increase to the door staff onsite for added security, all Door Staff are SIA Approved.

The door security team are present within Heaven at any given time, and also outside Heaven to greet customers and to explain the rules.

There is a management structure in place also to deal with various queries help or advice.

The management structure is as follows:

General Manager, Floor Manager (the person responsible for looking after the dancers), Bar Manager and general bar staff.

When the customers leave the building they are asked to leave in a quiet manner as to not disturb the local residents within the area.

Please see the attached photo for the external appearance.

Apart from the sign above the main entrance for heaven, all external signage is very small.

Neither the sign above the entrance to Heaven or the 2 small A5 signs on the right hand side of the entrance steps have any nudity displayed, just text offering the name of the venue and the opening times.

All CCTV footage is recorded for 31 days.

(Continue on separate page if necessary)

Do you agree to conditions being attached to your licence (if granted) that are consistent with the steps/measures you have proposed above? YES

Please provide a plan and a schematic to show the proposed external appearance of the venue

Please see exhibit

Part 3 – Declaration for Part B

We, Heaven Awalts Limited

Please tick to confirm yes

- o Enclose a plan of the premises and also a diagram of the premises frontage (this should also indicate window dressing/colour schemes/signage etc) (see guidance note 12)
- o Enclose any policies, rules, procedures or other supporting documentary information in connection with this application
- o Understand that if the above requirements have not been satisfactorily complied with my application can not proceed and may be rejected
- o Understand that the information given may be used in conjunction with other authorities for the prevention and detection of fraud, and will be held including electronically, subject to the Data Protection Act 1998.
- o Confirm that the information supplied in this application is true to the best of my / our knowledge and belief.

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Signature(s):	1: Name: Jason Newell Capacity: Director
	2: Name Mathew Rolfe Capacity Director
	3: Name Mitchell Clarke Capacity Director
Date:	30 th September 2015

FRDC
31 SEP 2015
Environmental Services