

## 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**    **Newmarket Entertainment Ltd**

*(Insert name(s) of applicant(s) – please read guidance note 1)*

apply for the **Grant / Renewal / Transfer\*** 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)*

**Heaven, 109 High Street, Suffolk, CB8 8JH**

**Tel: 01638 667 425**

#### **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 <u>residential</u> 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 <u>residential</u> 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			

(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:

Name:	Newmarket Entertainment Ltd
Registered or Principal Office address including post code:	109 High Street, Newmarket, Suffolk, CB8 8JH
Registered company number:	09103285
Description of applicant (eg. partnership, company etc.)	Limited Company
Is this company incorporated in the UK?	YES
Telephone number:	01638 667 425
e-mail address:	
Names and private addresses of <u>all</u> company directors or partners:	<p>1: Director/partner full name (inc title):  <b>Mr Dean Adams</b>  Private address (inc postcode):  .....</p> <p>2: Director/partner full name (inc title):  <b>Mr Gokul Swami</b>  Private address (inc postcode):  .....</p> <p>3: Director/partner full name (inc title):  Private address (inc postcode):  .....</p>

*(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:**

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Been the holder of a sex establishment licence when that licence has been revoked?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

**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)
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- 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 2<sup>1</sup>/<sub>2</sub> 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

(if 'YES' please give further details below including name, address and position):

**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.**

The Directors of Newmarket Entertainment Ltd have been responsible for the running of a Sex Establishment since 2013 (Climax in Colchester, Essex) and Dean Adams previously owned and managed a Sex Establishment in Watford, Hertfordshire for 8 Years. Because of this extensive experience, the Directors are fully aware of the regulations associated with running a Sex Establishment, especially the impact this has on the local community and the necessity to work closely with the local authorities and public to ensure the establishment works within the rules and regulations required.

*(Continue on separate page if necessary)*

### **Part 3 – Declaration for Part A**

**We Newmarket Entertainment Ltd**

*(Insert name(s) of applicant(s))*

**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.

<b>Signature(s):</b>	1: ..... Name: Dean Adams. Capacity: Director.
	2: ..... Name: Gokul Swami. Capacity: Director.
	3: ..... Name:..... Capacity:.....
<b>Date:</b>	3 <sup>rd</sup> September 2019

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

<b>Contact name:</b>	Dean Adams
<b>Contact postal address including post code:</b>	
<b>Telephone number:</b>	
<b>e-mail address:</b>	

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

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

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**We Newmarket Entertainment Ltd**

*(Insert name/s of applicant/s – please read guidance note 1)*

apply for the **Grant / Renewal / Transfer** \* 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)*

**Heaven, 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)*

<b>The premises will trade as (tick ✓ whichever applies):</b>						
a sex cinema <input type="checkbox"/>	a sex shop <input type="checkbox"/>	a sex entertainment venue <input checked="" type="checkbox"/>				
<b>The premises is proposed to trade on the following days &amp; between the following times:</b>						
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**

<b>Does the premises have the correct planning consent for the use intended?</b> (If unsure you should check with the Planning Authority on 01638 719000)	YES
<b>Does the premises currently have a premises licence or club premises certificate under the Licensing Act 2003?</b>	YES
<b>If the premises does hold a Licensing Act 2003 authorisation please give the licence or certificate number.</b>	
<b>Please summarise the nature, style and activities of your proposed sex establishment.</b> 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.	
Heaven operates as a Lap Dancing venue in the basement of 109 High Street, Newmarket, Suffolk, CB8 8JH. The typical clientele of the venue are middle aged males who are very well behaved and who enjoy an evening with friends or colleagues in a quiet mature environment. Heaven typically operates with between 5 and 15 dancers during the evening. The total number of bar staff working at Heaven at any one time is 9. The capacity of the venue is 110. The only articles sold are dances by the dancers which are purchased by the customer. No other articles are sold.	
<b>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?</b>  Heaven operates with a strict policy for the safety of both customers and staff. Heaven operates with a minimum of 2 door staff increasing to 3 or 4 on anticipated busy evenings (i.e. during the race season). All door staff are SIA approved and present within the venue and outside to greet the customers and explain the rules of the venue. They are on duty approx 20 minutes prior and after the venue is open. There is a management structure in place to also deal with any queries from the customers with regard to the rules and the welfare of the dancers. The structure is made up as follows:  General Manager, Floor Manager (responsible for looking after the dancers), Bar Manager and general bar staff.  When the customers leave the venue they are asked to leave in a quiet manner as to not disturb the local residents within the area. Apart from the sign above the entrance, all external signage is minimal and none of the signage contains imagery. The venue has extensive HD CCTV and all recording are stored for a minimum 31 days.  <i>(Continue on separate page if necessary)</i>	
<b>Do you agree to conditions being attached to your licence (if granted) that are consistent with the steps/measures you have proposed above? YES</b>	

Please provide a plan and a schematic to show the proposed external appearance of the venue (see guidance note 12)

**Part 3 – Declaration for Part B**

**We Newmarket Entertainment Ltd**

(Insert name(s) of applicant(s))

Please tick ✓ to confirm yes

- 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)  N/A
- Enclose any **policies, rules, procedures** or other supporting documentary information in connection with this application. (On renewal only if changes have been made)  N/A
- 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.

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<b>Date:</b>	3 <sup>rd</sup> September 2019