

**MINUTES OF THE LICENSING COMMITTEE MEETING
HELD AT 5.00PM, ON
1 OCTOBER 2019
ROOM, TOWN HALL, PETERBOROUGH**

Committee Members Present: Azher Iqbal (Chairman), Ayres (Vice Chairman), Brown, Dowson, Farooq, John Fox, Hiller, Hogg, Hussain, Joseph and Wiggin.

Officers Present:

Terri Martin,	Regulatory Officer
Kerry Leishman,	Licensing & Business Manager
Colin Miles,	Litigation Lawyer
Karen S Dunleavy,	Democratic Services Officer

Also in Attendance: David Keetley Director, Angels - Applicant

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Allen, A Coles and Ellis. Councillor Brown was in attendance for Councillor Allen, Councillor Farooq was in attendance for Councillor Coles and Councillor Dowson was in attendance for Councillor Ellis.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. MINUTES OF THE MEETING:

3.1 Licensing Committee - 18 October 2018

The minutes of the meeting held on 18 October 2018 were agreed as a true and accurate record.

3.2 Licensing Act 2003 Sub-Committee - 2 November 2018

The minutes of the meeting held on 2 November 2018 were agreed as a true and accurate record.

3.3 Licensing Act 2003 Sub-Committee -22 November 2018

The minutes of the meeting held on 22 November 2018 were agreed as a true and accurate record.

3.4 Licensing Act 2003 Sub-Committee - 18 January 2019

The minutes of the meeting held on 18 January 2019 were agreed as a true and accurate record.

3.5 Licensing Act 2003 Sub-Committee - 31 January 2019

The minutes of the meeting held on 31 January 2019 were agreed as a true and accurate record.

3.6 Licensing Act 2003 Sub-Committee - 4 April 2019

The minutes of the meeting held on 4 April 2019 were agreed as a true and accurate record.

3.7 Licensing Act 2003 Sub-Committee - 20 June 2019

The minutes of the meeting held on 20 June 2019 were agreed as a true and accurate record.

4. Sexual Entertainment Venue (SEV) Licence Application

The Licensing Committee received a new application for a Sexual Entertainment Venue licence.

The purpose of the report was to request the Committee consider the new application made by Angels 2004 Ltd, for a Sexual Entertainment Venue (SEV) licence for Angels, Earlham House, Brook Street, Peterborough, PE1 1FQ.

The Regulatory Officer introduced the report and provided Members with an overview of the circumstances behind the new grant application in that the previous licence period had lapsed and therefore, a new licence application had to be presented to Committee. In addition, Members were advised that a consultation period had been conducted between 30 August to 27 September 2019 and that no responses either positive or negative had been received.

The Licensing Committee debated the report and in summary, key points and responses to questions included:

- The Applicant advised Members that the Angels establishment had traded since 2005 and the licence had lapsed due to an oversight in their administration procedures.
- The Applicant, advised Members that Angels had an excellent business relationship with all the authorities and the police and that there had been no issues during the period of their operation.
- The SEV licence for Angels ceased on 13 August 2019, however, once the Applicant had realised on 27 August 2019, that the licence had lapsed he stopped the sexual entertainment element of the business.
- The solicitor appointed to the Angels establishment had retired and this was also part of the reason why the SEV licence had lapsed.
- The Regulatory Officer confirmed that she had become aware that the licence had lapsed on 27 August 2019, however, there was no legislative duty upon the Authority to remind the Applicant of the renewal date. Members were also informed that the premises was able to trade under its Premises Licence.
- Members were advised that a renewal of SEV licence could only be applied whilst it was in operation and should be done on an annual basis.
- Members were advised that the first application submitted was rejected because the applicant had inadvertently omitted global bars as a subsidiary

company on the form, subsequently a new grant licence application was submitted by the applicant on 27 August 2019.

- Members were advised that the Angels business was a viable one, even with the current economic climate and had 30 staff in employment.
- Members commented that it appeared there were errors on the application, and they sought assurances that the performers were being treated in the correct and proper manner. Members were advised by the Applicant that there were proper processes and paperwork in place to ensure that the performers were safeguarded against sexual exploitation and trafficking, including the requirement to hold permissions to work in the United Kingdom. The applicant also advised that they had also worked closely with the Department of Work and Pensions.
- Members commented that there could have been serious consequences if an issue had arisen during the time of the SEV licence lapse. The Applicant assured Members that there was a Premises Licence in place at the time of the SEV licence lapse. However, the applicant assured Members that there would be measures put in place to ensure that an appropriate reminder system was implemented for licence renewal going forward.
- Members were advised that a 24 hour licence was required in order to provide flexibility to hold events such as televised sports events.
- Members were advised here had been no substantiated complaints in relation to the premises operation and that it had always been compliant with regards to the Local Authority's processes.
- Members were advised that under section 6.1 sub section 3 of the report, a licence cannot be refused on the grounds of moral reasons.

RESOLVED:

The Licensing Committee considered the report and representation. A motion was proposed and seconded to **GRANT** the application as applied for. The Committee **RESOLVED** (10 in favour, 1 abstention) to **GRANT** the Sexual Entertainment Venue Licence as applied for.

REASONS FOR THE DECISION

The Committee were satisfied that:

- The Angels establishment was an efficiently operated business;
- There had been no substantiated complaints in regards to its operation;
- The Police and other Authorities were satisfied with how the business was operated;
- The business had the proper processes and procedures in place in order to safeguard its employees;
- There were no reasons to refuse the application on the grounds specified under paragraph 12 of Schedule 3 of the Control of Sex Establishments to the Local Government (Miscellaneous Provisions) Act 1982.

Chairman
5.00pm – 5.20pm