



**STANDARD CONDITIONS APPLICABLE TO
LICENCES FOR SEX ESTABLISHMENTS**

Notes:

- (i) 'The Council' shall mean South Gloucestershire Council
- (ii) 'Sex Establishment', 'sex cinema', 'sex shop', and 'sex article', shall have the meanings given them in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982
- (iii) 'Authorised officer' means an officer employed by South Gloucestershire Council and authorised by Council to act in accordance with provisions of the Local Government (Miscellaneous Provisions) Act 1982.
- (iv) 'Premises' shall mean any vehicle, vessel, stall or premises (which shall include any part thereof, installations, fittings, forecourt, yard or storage place in connection with any building) which is subject of a licence granted under Schedule 3 aforesaid.
- (v) 'Special Conditions' shall mean any terms, conditions or restrictions contained or referred to in the Schedule to a licence granted under Schedule 3 aforesaid.
- (vi) 'Licence' means any sex establishment licence that the Council can grant under this Act. This includes any associated consent or permission.
- (vii) 'Licensee' means the holder of a sex establishment licence.
- (viii) These conditions may be dispensed with, added to or modified by the Council in any special case.
- (ix) Where in these rules there is any reference to the consent of the Council being required, such consent may be given on such terms and conditions and subject to such restrictions as may be so specified.
- (x) If the licensee wishes any of the terms of the licence to be varied, an application must be made to the Council.

Exhibition of the licence	1	The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises, the police, the fire authority, and authorised officers of the Council. A copy of the Conditions attached to the Licence shall be kept on the premises and be available for inspection by an Authorised Officer of the Council, or the Police or Fire Authority.						
Hours of Opening	2	<p>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:</p> <table border="0" style="margin-left: 40px;"> <tr> <td>Monday - Friday</td> <td>0900 hours to 2100 hours</td> </tr> <tr> <td>Saturday</td> <td>1000 hours to 2100 hours</td> </tr> <tr> <td>Sunday</td> <td>1000 hours to 1700 hours</td> </tr> </table>	Monday - Friday	0900 hours to 2100 hours	Saturday	1000 hours to 2100 hours	Sunday	1000 hours to 1700 hours
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Conduct of the Premises	3	<p>(a) No change from a sex cinema to sex shop or a sex shop to a sex cinema shall be made without the written consent of the Council.</p> <p>(b) No sex articles or other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity shall be displayed, sold, hired, exchanged, loaned or demonstrated in a sex cinema.</p> <p>(c) All sex articles and other things displayed for sale, hire, exchange or loan within the premises shall be clearly marked to show the price being charged.</p> <p>(d) All printed material offered for sale, hire, exchange or loan shall be available for inspection prior to purchase and a notice to this effect shall be displayed in a conspicuous position within the premises.</p> <p>(e) No film, digital versatile disc (DVD) or video recording (or computer game) shall be exhibited, sold or supplied unless it has been passed by the British Board of Film Classification and bears a certificate to the effect.</p> <p>(f) The licensee or any other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting from the premises, immediately outside the, nor allow the premises to be used by prostitutes.</p>						
External appearance	4	<p>(a) The licensee may exhibit on the outside of the premises the name, address, and contact details of the business and a notice, capable of being enclosed by a rectangle one square metre in area, consisting of the words 'Licensed Sex Establishment'.</p> <p>(b) The licensee shall exhibit on the outside of the premises a notice, capable of being enclosed by a rectangle one square metre in area, of the times of opening and the words 'No person under the age of 18 allowed. People under the age of 21 will be required to show proof of their age.'</p> <p>(c) No other words or signs, or any displays or advertisements, shall be displayed on the outside or in the vicinity of the premises except those mentioned in conditions 4(a) and 4(b) or otherwise approved by the Council in writing.</p> <p>(d) The licensee shall ensure that no form of loudspeaker or sound amplification equipment is sited on or near the exterior of the licensed premises or in or near any foyer, doorway, window or opening to those premises.</p>						

- (e) The entrances to the premises shall be of a material or covered with a material which will render the interior of the premises invisible to passers by.
- (f) Windows and openings to the premises other than entrances shall either be obscured, or with the consent of the Council shall have suspended behind them, in a position and at an altitude approved by the Council, opaque screens or blinds of a type and size approved by the Council.

State, condition and layout of the Premises

- 5**
- (a) 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 provide for their automatic closure and such devices shall be maintained in good working order.
 - (b) The premises shall be fitted with an inner entrance door or screen so that no part of the interior of the premises or any of the contents of the premises shall be visible when persons are entering or leaving the premises.
 - (c) No access shall be permitted through the premises to any other premises adjoining or adjacent except in the case of an emergency.
 - (d) 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.
 - (e) No alterations (including temporary alterations) shall be made to the structure and installations of the premises, without the prior written consent of the Council. This condition shall not require notice to be given in respect of routine maintenance works.

Where works necessitate the premises being closed for a long period of time, the premises shall not reopen for the purpose of the licence, until the licensee has been notified in writing by the Council of the satisfactory completion of the work.

Management of the Premises

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- (a) The licensee or some responsible person nominated by him 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.
 - (b) 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 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.
 - (c) The name of the person responsible for the management of the premises, whether the licensee or 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.
 - (d) The licensee shall retain control over all parts of the premises and shall not let, licence or part with possession of any part of the premises. 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.

- (e) The licensee shall ensure that the public is not admitted to any part or parts of the premises that has not been approved by the Council.
- (f) No person under the age of 18 shall be admitted to the premises and a notice to this effect, in accordance with condition 4(b), shall be displayed on the outside of the premises.
- (g) All members of staff shall be easily identifiable as such. If required by the Council in writing the licensee shall ensure that during the hours the premises are open for business every employee or person working in the licensed premises wears a badge of a type approved by the Council indicating his name and that he is an employee or person working in the premises.

Safety and Security

- 7 (a) The licensee shall take steps to check the age of customers entering the premises who appear to be between the ages of 18 and 21 in order to ensure that they are not younger than 18 years of age.
- (b) The licensee shall comply with fire prevention and safety measures which may be required by the Council.