

**Local Government (Miscellaneous Provisions) Act 1982
Part II
Section 2 and Schedule 3**

SEX ESTABLISHMENT LICENCE

Walsall Metropolitan Borough Council, being the licensing authority under Section 2 of the above Act, hereby grant to:

Sukhbir Singh Samra



This licence to operate a Sexual Entertainment Venue at the premises known as:

Club X, 17 Newport Street, Walsall, WS1 1RE

During the hours of:

Monday to Saturday 10:00 – 08:00 the following day

No member of the public is to be admitted to the second floor at all times when the premises are in use.

This licence shall, unless revoked in the meantime, remain in force until **5th April 2013** and is granted subject to the conditions appended hereto.

Dated 6th April 2012

A handwritten signature in black ink that reads "John Beavon". The signature is written in a cursive style with a long, sweeping underline.

John Beavon
Interim Regulatory Manager

WALSALL COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT, 1982

PART II, SECTION 2 AND SCHEDULE 3
LICENSING OF SEX ESTABLISHMENTS

CONDITIONS OF LICENCE FOR SEXUAL ENTERTAINMENT VENUES

Contact

Any queries or points of clarification on the application of these conditions should be directed to:

Licensing Unit, Walsall Council, Challenge Building, Hatherton Road, Walsall WS1 1YG
Telephone: 01922 653592

Interpretation

In these conditions

"The Council" means Walsall Council

"The Fire Service" or "Fire Officer" means the Chief Fire Officer, West Midlands Fire Service, Fire Safety Department, Retreat Street, Wolverhampton, WV2 0RG.
0121 380 75562

"The Chief Officer of Police" or "Police Officer" means the Chief Constable, West Midlands Police (0345 113 5000)

"The Licensee" means the person in whose name the licence is held.

INTRODUCTION

These conditions are imposed by the Council pursuant to its powers under Paragraph 13(1) of Schedule 3 to the above Act and apply to all premises licensed as a "Sexual Entertainment Venue" as defined by the Act save and insofar as they do not conflict with any special conditions forming part of the licence nor with the provisions of the Act itself.

THE FOLLOWING CONDITIONS SHALL APPLY TO ALL SEXUAL ENTERTAINMENT VENUE LICENCES ISSUED BY THE COUNCIL (additional conditions, if any, relating to particular premises, will be included on individual licence documents):

STANDARD CONDITIONS OF LICENCE FOR SEXUAL ENTERTAINMENT

VENUES

- (1) The licensee must remain in personal control of the premises at all times or nominate an individual in writing over the age of 18 with the authority to direct activities within the premises.
- (2) Any individual employed on the premises to conduct a security activity (within the meaning of section paragraph 2(1)(a) of schedule 2 to the Private Security Industry Act 2001) must be licensed by the Security Industry Authority.
- (3) The licensee must ensure that a suitable number of trained staff are employed to supervise the interior of the premises ("floor supervisors") whilst performances are being given under this licence.
- (4) No persons under the age of 18 shall be admitted to the premises. Customers who appear to be under the age of 25 must be asked to provide photographic proof of their age. The licensee must provide prominent notices at each entrance to the premises to this effect.
- (5) Performers shall be aged not less than 18 years. The licensee must maintain adequate records of the names, addresses and dates of birth of performers including adequate identity checks.
- (6)
 - (a) The licensee shall ensure that neither they nor any person promoting or providing entertainment on the premises (nor any person acting on behalf of any such person) shall display advertisements promoting the entertainment or the premises in any unlawful or offensive manner.
 - (b) Where the council have given notice in writing to the licensee objecting to an advertisement on the grounds that, if displayed, it would offend against good taste or decency or be likely to encourage or incite to crime or to lead to disorder or to be offensive to public feeling, that advertisement shall not be displayed.
 - (c) The licensee shall not permit the display outside of the premises of photographs or other images which indicate or suggest that striptease or similar entertainment takes place on the premises and which may be offensive.
 - (d) The licensee shall ensure to the council's satisfaction (including, where required, necessary planning or building control consents) that the interior of the premises is not visible from the outside of the premises, and that the exterior is maintained to a satisfactory level of decorum. At no point may dancers be visible from outside of the premises.
- (7) Where on the grounds of public safety, public nuisance, or crime and disorder, the council has specified in writing the maximum permitted capacity of the premises whilst sexual entertainment takes place, the licensee shall ensure that no more than the maximum numbers of patrons be permitted to enter the premises.
- (8) Performers shall only perform on the stage area, to seated customers or in such other areas of the licensed premises as may be agreed in writing with the council.

- (9) The licensee is to implement a policy to ensure the safety of the performers when they leave the premises after a period of work.
- (10) Performers must remain clothed in public areas and all other areas except while performing in areas specified by the Council as where sexual entertainment may be provided.
- (11) Performers must dress fully at the end of each performance.
- (12) Performers may not accept any telephone number, email address, address or contact information from any customer, except in the form of a business card which must be surrendered to the licensee or their representative before leaving the premises.
- (13) Performers must never be alone in the company of a customer except in an area open to the public within the premises.
- (14) The licensee is to ensure a sufficient number of door supervisors are employed inside the premises whilst sexual entertainment is provided to supervise the performers and customers.
- (15) Performers must not perform a nude table dance unless in a supervised area or within five metres of a floor supervisor.
- (16) Performers are never to be in the company of a customer except in an area open to the public within the premises (excluding the toilets).
- (17) The licensee must ensure that during the performance of a table dance:
 - (a) customers must be seated in an upright position against the back of the booth or seat with their hands by their sides before a dancer can start a table dance;
 - (b) customers must remain seated during the entire performance of the dance;
 - (c) for the purpose of restraint only, performers may only touch a customer above the customer's chest with their hands only;
 - (d) Performers must not sit or straddle the customer;
 - (e) Performers must not place their feet on the seats.
- (18) The licensee must ensure that during performances to which this licence relates:
 - (a) Performers may not perform any act that clearly simulates any sexual act;
 - (b) Performers may not intentionally touch a customer at any time during the performance unless absolutely accidentally or due to a third party;
 - (c) Performers may not use inappropriate, suggestive or sexually graphic language at any time;
 - (d) Performers must never intentionally touch the genitals or breasts of another dancer or to knowingly permit another dancer to intentionally touch their genitals or breasts;

- (e) Performers must not engage in communications that could be deemed as acts of prostitution or solicitation, even if the performer has no intention of carrying out the act;
 - (f) Performers may only perform nude or semi-nude dancing (of any description) within areas specified by the council.
- (19) The licensee must ensure that during performances to which this license relates:
- (a) Customers may not dance at any time, except in areas specifically designated by the council as being separate from areas for sexual entertainment.
 - (b) Customers must remain appropriately clothed at all times.
- (20) The licensee shall ensure that CCTV is installed and maintained to the satisfaction of West Midlands Police, and that any images are:
- (a) retained for a period of at least 28 days and
 - (b) made available on request to a police officer or Authorised Officer of the council.
- (21) The licensee shall provide in a timely fashion copies of any documents reasonably required by an Authorised Officer of the Council in relation to compliance with this licence