

Notice of:	EXECUTIVE
Decision Number:	EX61/2016
Relevant Officer:	John Blackledge, Director of Community and Environmental Services
Relevant Cabinet Member:	Councillor Gillian Campbell, Deputy Leader of the Council (Tourism, Economic Growth and Jobs)
Date of Meeting:	15 December 2016

REVIEW OF SEX ESTABLISHMENT POLICY

1.0 Purpose of the report:

1.1 Following consultation, to consider the updated Sex Establishment Policy.

2.0 Recommendation(s):

2.1 To approve the revised Sex Establishment Policy as attached at Appendix 11a, to the Executive report.

3.0 Reasons for recommendation(s):

3.1 Council policies should be reviewed on a regular basis. The Sex Establishment Policy has been in force since 2011.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

Not to approve the policy which could mean that the Council would be reaching decisions using an outdated document.

4.0 Council Priority:

4.1 The relevant Council Priority is: "The economy – maximising growth and opportunity across Blackpool"

5.0 Background Information

- 5.1 In 2011 Blackpool Council adopted amendments to the Local Government (Miscellaneous Provisions) Act 1982 which brought sexual entertainment venues under the same licensing regime as sex shops and sex cinemas.
- 5.2 A Sex Establishment Policy was developed detailing the application process, the limitation on numbers of licences that would be issued and the standard conditions that would be applied to sex shops and sexual entertainment venues. This policy has been in force since 2011 and is due for review.
- 5.3 A draft policy was considered and approved for consultation by the Licensing Committee at its meeting on 25 May 2016. A copy of the draft policy was sent to all licence holders for comment. The draft was also made available on the Council's website. One response was received from Darker Enterprises.
- 5.4 The draft policy has been reviewed in the light of the consultation response received. This has resulted in a number of minor amendments being made. The Licensing Committee considered this revised policy at its meeting on the 8 November 2016 and agreed to recommend it to the Executive for approval.
- 5.5 The proposed policy is attached at Appendix 11a, to the Executive report.
- 5.6 Does the information submitted include any exempt information? No

- 5.7 **List of Appendices:**
Appendix 11a - Proposed Policy

6.0 Legal considerations:

- 6.1 There are no legal considerations

7.0 Human Resources considerations:

- 7.1 There are no Human Resources considerations.

8.0 Equalities considerations:

- 8.1 There are no equalities considerations.

9.0 Financial considerations:

9.1 There are no financial implications arising from the recommendations contained in this report.

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 There are no ethical considerations.

12.0 Internal/ External Consultation undertaken:

12.1 Formal consultation has taken place with licence holders and interested parties as outlined in paragraph 5.3. Informal consultation has also taken place with the Licensing Enforcement Team.

13.0 Background papers:

13.1 Consultation response from Darker Enterprises

14.0 Key decision information:

14.1 Is this a key decision? Yes

14.2 If so, Forward Plan reference number: 34/2016

14.3 If a key decision, is the decision required in less than five days? No

14.4 If **yes**, please describe the reason for urgency:

15.0 Call-in information:

15.1 Are there any grounds for urgency, which would cause this decision to be exempt from the call-in process? No

15.2 If **yes**, please give reason:

TO BE COMPLETED BY THE HEAD OF DEMOCRATIC GOVERNANCE

16.0 Scrutiny Committee Chairman (where appropriate):

Date informed: 7 December 2016 Date approved:

17.0 Declarations of interest (if applicable):

17.1 None

18.0 Executive decision:

18.1 The Executive agreed the recommendation as outlined above namely:

To approve the revised Sex Establishment Policy as attached at Appendix 11a, to the Executive report.

18.2 Date of Decision:

15 December 2016

19.0 Reason(s) for decision:

Council policies should be reviewed on a regular basis. The Sex Establishment Policy has been in force since 2011.

19.1 Date Decision published:

16 December 2016

20.0 Executive Members in attendance:

20.1 Councillor Blackburn, in the Chair

Councillors Benson, Cross, Jackson, Kirkland, Smith and Mrs Wright

21.0 Call-in:

21.1

22.0 Notes:

22.1 The following non-Executive member was in attendance: Councillor Singleton.