

**Report to:** **PUBLIC PROTECTION SUB-COMMITTEE**

**Relevant Officer:** Tim Cogan, Service Manager - Public Protection

**Date of Meeting** 2 August 2022

## **APPLICATION FOR A SEXUAL ENTERTAINMENT VENUE – 15-17 Queen Street, Blackpool.**

### **1.0 Purpose of the report:**

1.1 To consider an application by UK Exclusive Entertainment Ltd for a Sexual Entertainment Venue (SEV) licence for “Mystique” 15 – 17 Queen Street, Blackpool.

### **2.0 Recommendation(s):**

2.1 The Sub-Committee will be requested to determine the application.

### **3.0 Reasons for recommendation(s):**

3.1 An application needs to be determined.

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

3.3 Is the recommendation in accordance with the Council’s approved budget? Yes

### **4.0 Other alternative options to be considered:**

4.1 The Sub-Committee can determine to grant or refuse the application.

### **5.0 Council priority:**

5.1 The relevant Council priority is:  
“The economy: Maximising growth and opportunity across Blackpool”

### **6.0 Background information**

6.1 On 29 April 2022 the Licensing Service received an application from UK Exclusive Entertainment Ltd for a new SEV licence at 15-17 Queen Street, Blackpool. The Sub-Committee will recall that it refused an application to transfer a SEV licence for this venue in

June 2021, this decision is the subject of an appeal and is listed for hearing on 12 October 2022 at Blackpool Magistrates Court.

- 6.2 Following advertisement of the application, the Licensing Service received two written objections, one from AA Entertainment 1 Ltd and AA Recreation 1 Ltd and one from an anonymous objector. Under the Local Government Miscellaneous Provisions Act 1982, the identity of those making objections can only be revealed with their consent. The second objector was asked for consent but did not respond.
- 6.3 The Sub-Committee heard the application at its meeting on 12 July 2022 (click [here](#) to view the agenda and supporting documents from that meeting.) It concluded that in order to make a determination the full circumstances of the lease agreement needed to be clarified and therefore agreed to defer consideration of the case until 2 August 2022.
- 6.4 Schedule 3 Local Government (Miscellaneous Provisions) Act 1982, governs the issue of SEV licences.

The Act provides a number of discretionary grounds on which an application may be refused:

- (a) that the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- (b) that if the licence were to be granted, renewed or transferred the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he made the application himself;
- (c) that the number of sex establishments in the relevant locality at the time the application is made is equal to or exceeds the number which the authority consider is appropriate for that locality;
- (d) that the grant or renewal of the licence would be inappropriate, having regard
  - to the character of the relevant locality; or
  - to the use to which any premises in the vicinity are put; or
  - to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

- 6.5 Does the information submitted include any exempt information? Yes

## 7.0 List of Appendices:

- 7.1 Appendix 3a – 15-17 Queen Street applicant submissions (not for publication)  
Appendix 3b – 15-17 Queen Street objector (AA Entertainment 1 Ltd and AA Recreation 1 Ltd) submissions (not for publication).

**8.0 Financial considerations:**

8.1 None.

**9.0 Legal considerations:**

9.1 This licence may only be refused on one of the grounds listed in Schedule 3 Local Government (Miscellaneous Provisions) Act 1982.

There is the right of appeal to the Magistrates' Court if the refusal relates to the unsuitability of the applicant.

**10.0 Risk management considerations:**

10.1 None.

**11.0 Equalities considerations:**

11.1 None.

**12.0 Sustainability, climate change and environmental considerations:**

12.1 None.

**13.0 Internal/external consultation undertaken:**

13.1 None.

**14.0 Background papers:**

14.1 Local Government (Miscellaneous Provisions) Act 1982.