

Leicester
City Council

WARDS AFFECTED
Castle

FORWARD TIMETABLE OF CONSULTATION AND MEETINGS:
Licensing Enforcement Sub-Committee

2 July 2021

Application to Renew a Sexual Entertainment Venue Licence

Report of the Director of Neighbourhood and Environmental Services

1. Purpose of Report

- 1.1. This report provides information for Members about an application made to renew a sexual entertainment venue (SEV) licence under the Local Government (Miscellaneous Provisions) Act 1982, as amended by the Policing and Crime Act 2009, to assist them in determining the outcome of that application.

2. Recommendations (or OPTIONS)

- 2.1 Having considered the application and representation(s), Members may
- Renew the licence in accordance with the application
 - Renew the licence subject to additional and/or varied conditions
 - Reject the application

3. Summary

- 3.1. This report outlines an application for the renewal of a licence for a sexual entertainment venue for Platinum Lace, 1 Abbey Street, Leicester and summarises the representation received. It also refers to the Leicester City Council Policy on Licensing of Sexual Entertainment Venues and provides other pertinent information specific to this application.

4. Location Plan

- 4.1 **A location plan highlighting where the premises is situated is attached at Appendix A. This plan also shows what other buildings surround the premise.**

5. Application

- 5.1 An application was received on 16 March 2021 from Aviary Management Limited for the renewal of their Sexual Entertainment Venue Licence for Platinum Lace, 1 Abbey Street, Leicester LE1 3TE. A copy of the application is attached at Appendix B.

- 5.2 The application is for the provision of sexual entertainment during the following hours:

Day	Hours
Monday	Unrestricted – 24 Hours
Tuesday	Unrestricted – 24 Hours
Wednesday	Unrestricted – 24 Hours
Thursday	Unrestricted – 24 Hours
Friday	Unrestricted – 24 Hours
Saturday	Unrestricted – 24 Hours
Sunday	Unrestricted – 24 Hours

- 5.3 Aviary Management Limited holds a premises licence under the Licensing Act 2003 for the premises concerned and for the same hours. The application under consideration is separate to the regime imposed by the 2003 Act.
- 5.4 The applicant is required to serve a copy of their application on the Chief Officer of Police and to inform other interested parties by way of a notice on site and in the local paper. These requirements have been satisfied for this application.
- 5.5 The applicant is also required to submit additional information with the application, including formal criminal record checks for the applicant, managers and any other persons who may receive financial gain from the business. The disclosures that have been received in relation to this application are attached to the application.

6. Representations

- 6.1 A representation was received on 18 April 2021 from a local resident. The representation refers to the establishments being there to use women to service men's sexual gratification, or titillation. This is degrading to women, it objectifies women's bodies, and teaches men and boys that women can be used. It runs counter to good sex and relationships education, which It also refers to a review of the Sexual Entertainment Venue Policy.
- 6.2 A copy of the representation is attached at Appendix B1.
- 6.3 The morality of SEVs is not a matter that Members may take account of when determining the application.
- 6.4 The applicants representative has submitted additional information in support of their application and this is attached at D to the report.

7. Suitability of applicants

- 7.1 The Council's Policy on Licensing Sexual Entertainment Venues refers to the suitability of applicants. The Council may refuse an application if it considers that the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason.
- 7.2 When determining whether the applicant is unsuitable, the City Council will give consideration to whether the applicant:
- is honest

- has any relevant convictions identified on their CRB disclosure
- has sufficient appropriate experience of running a sexual entertainment venue
- understands the conditions that will be attached to the licence
- that the operator is proposing a credible management structure and operating plan that will ensure compliance with all conditions and legal requirements
- can be relied upon to act in the best interests of performers, e.g. in how they are remunerated, the facilities they enjoy, how they are protected and how and by whom their physical and psychological welfare is monitored
- can be relied upon to protect the public, e.g. transparent charging, freedom from solicitation
- can show a track record of management of compliant premises, or that s/he will employ individuals who have such a track record
- does not operate as an agency for unsuitable controllers or beneficiaries.

7.3 In determining the above the City Council will base their judgement on information on the application form, written representations received, information provided at the hearing and on the results of any additional interviews with the applicant or enquiries of third parties that may take place.

8. Location of premises

8.1 The Council's Policy on Licensing Sexual Entertainment Venues deals with the locality of premises to be licensed as SEVs.

Locality

8.2 The policy sets a limit of five SEVs in the city centre and Braunstone Gate area. This is an existing business seeking to renew their licence which they have held since 1 April 2012. There are currently three licensed Sexual Entertainment Venues in Leicester City Centre (including the one subject to this application).

Character

8.3 The policy also sets out the character of areas that are considered appropriate to locate SEVs in. This is based on:

- the potential for sexual entertainment venues to cause offence and nuisance to sensitive premises;
- the use land and buildings are put to;
- the need to preserve the image of the city to encourage visitors, investment and regeneration;
- the response to the consultation it has carried out; and
- its experience and policy in licensing and in particular licensing of other sex establishments.

8.4 The City Council considers that the appropriate area in which sexual entertainment venues should be located are areas associated with the night time economy. Officers consider that Platinum Lace is on the edge of an area associated with the night time economy.

8.5 The City Council does not consider the following locations as suitable locations for sexual entertainment venues:

- shopping centres and main shopping streets;
- areas which are predominately residential; and
- areas which are predominately made up of offices.

8.6 Officers have visited the area and note that the premises is on a main road. Next door is a Shisha Lounge and an estate agent. On the opposite side of the road is St Margaret's Bus Station.

Vicinity

Vicinity

8.7 Finally, the policy identifies types of sensitive premises that SEVs should not be located next to. This is based on:

- the potential for sexual entertainment venues to cause offence and nuisance to sensitive premises;
- the use land and buildings are put to;
- the response to the consultation it has carried out; and
- its experience and policy in licensing and in particular licensing of other sex establishments.

8.8 The City Council considers that sexual entertainment venues should not be located in the vicinity of the following types of venue:

- places of worship;
- schools and other educational establishments;
- community facilities such as libraries and community centres
- residential premises; and
- buildings of cultural or historical significance, such as museums and the Town Hall.

8.9 Officers have visited the location and the premise is not considered to be near any of the above type of premises

9. Layout of premises

9.1 Members should give consideration to the layout of the premises, and how this may impact on the way the business will be run if an SEV licence is granted. The plan submitted with the application should give Members some assistance in this regard, Ordinarily a site visit would be arranged however due to Covid-19 and ensuring minimal travel and social distancing this has not be arranged. The applicants have been asked to provide additional information regarding the layout of the premises for members.

9.2 Some of the standard conditions (see section 10) concern the layout of the premises (namely conditions 8, 13, 14, 15 and 16).

10. Conditions

- 10.1 The City Council's policy states that standard conditions will apply to all licences for SEVs. The current standard conditions are set out in Appendix C.
- 10.2 The Licensing Committee may decide to impose additional conditions when it determines the application.
- 10.3 It is suggested that Members add a condition to confirm that any licence issued is for the premises in its existing layout and for the managers listed, and that any changes will need to be approved by the City Council.

11. FINANCIAL, LEGAL AND OTHER IMPLICATIONS

11.1. Financial Implications

The renewal fee paid by the applicant is £3279.00.

11.2. Legal Implications

Paragraph 12 of Schedule 3 of the Local Government (Miscellaneous Provisions Act 1982) sets out the grounds for refusing an application for the grant, renewal or transfer of a licence.

A licence must not be granted:

- to a person under the age of 18;
- to a person who is for the time being disqualified due to the person having had a previous licence revoked in the area of the appropriate authority within the last 12 months;
- to a person, other than a body corporate, who is not resident in an European Economic Area (EEA) State, or was not so resident throughout the period of six months immediately preceding the date when the application was made; or
- to a body corporate which is not incorporated in an EEA State; or
- to a person who has, within a period of 12 months immediately preceding the date when the application was made, been refused the grant or renewal of a licence for the premises, vehicle, vessel or stall in respect of which the application is made, unless the refusal has been reversed on appeal

A licence may be refused where:

- the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- 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;
- the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
- 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

A decision to refuse a licence must be relevant to one or more of the above grounds.

There is no right of appeal against a refusal to grant a licence for the reasons identified in Paragraph 4.3(c) or 4.3(d) above.

12. Other Implications

OTHER IMPLICATIONS	YES/NO	Paragraph/References Within Supporting information
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Crime and Disorder	No	
Human Rights Act	No	
Elderly/People on Low Income	No	
Climate Change	No	

13. Background Papers – Local Government Act 1972

- 13.1 Licensing Committee report 'Procedure for the determination of applications for Sexual Entertainment Venue licences' – 6 October 2011
- 13.2 Mayor and Cabinet report 'Sexual Entertainment Venue policy – Setting the limit on the number of premises' – 4 July 2011
- 13.3 Licensing Committee report 'Conditions on Sexual Entertainment Venue Licences' 7 July 2011
- 13.4 Licensing Committee / Cabinet report 'Licensing of Sexual Entertainment Venues' – 10 February 2011 / 7 March 2011
- 13.5 Council report 'Licensing of sexual entertainment venues' – 25 November 2010
- 13.6 Cabinet report 'Licensing of sexual entertainment venues' – 21 June 2010
- 13.7 Licensing Committee report 'Licensing of sexual entertainment venues' - 23 February 2010

14. Consultations

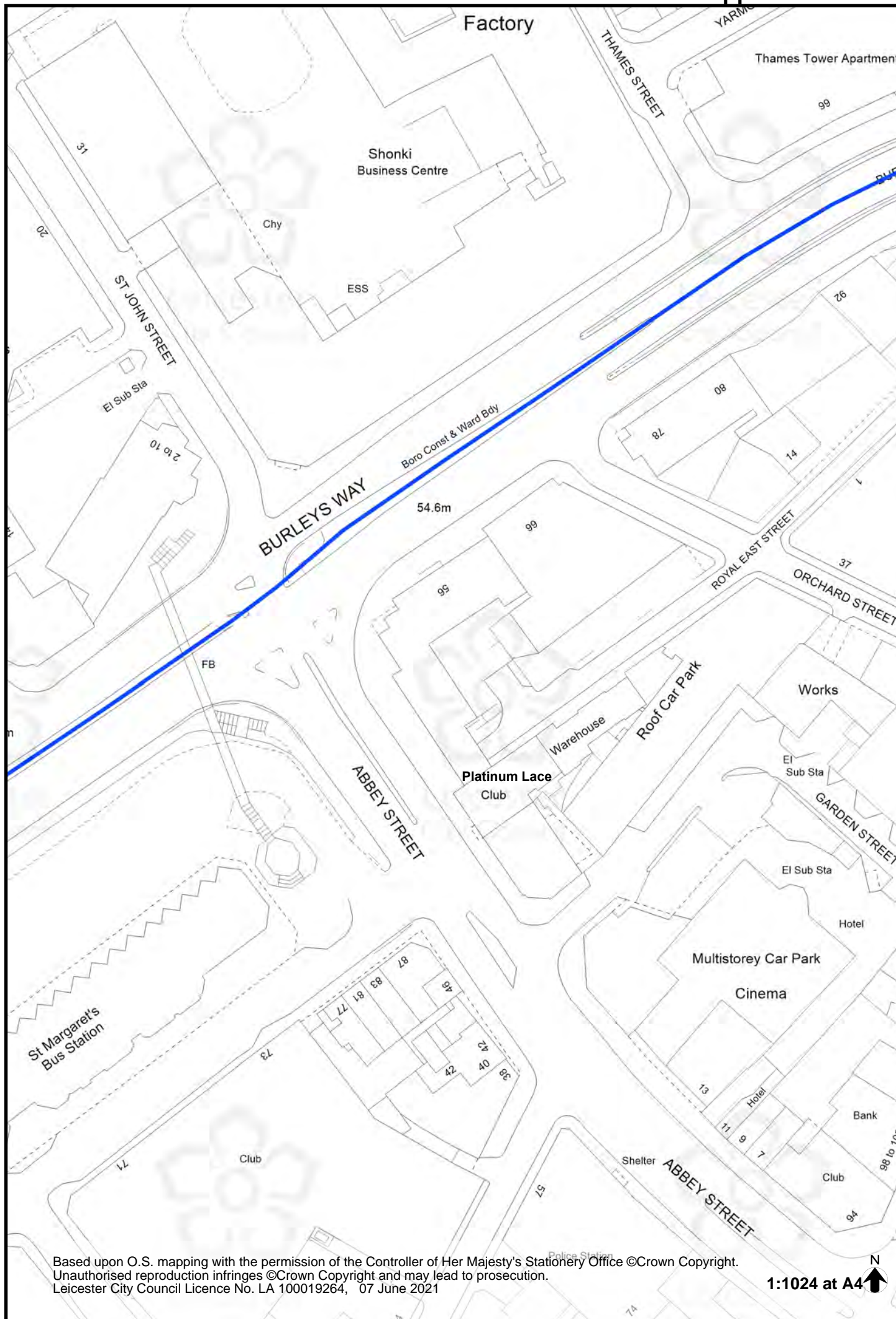
- 14.1 The Licensing Authority is not obliged to consult any parties with regard to applications for SEV licences. However, the applicant is required to serve a copy of their application on the Chief Officer of Police and to inform other interested parties by way of a notice on site and in the local paper.

Report Author

Deborah Bragg
Licensing Manager (Policy and Applications)
0116 4541924

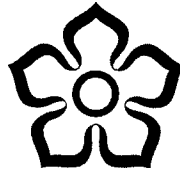
Deborah.bragg@leicester.gov.uk

Appendices	Content
A	Location Plan
B	Application
B1	Representation
C	Standard Conditions
D	Additional information from applicants representative



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Leicester
City Council

**APPLICATION FOR GRANT / RENEWAL / VARIATION / TRANSFER
OF A LICENCE FOR A SEX ESTABLISHMENT.**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART II SCHEDULE 3.**

All applicants are required to submit a 1:100 scale plan showing the premises or part of the premises to be licensed.

The fullest possible information must be given in answer to each question. Please use continuation sheets where necessary.

SECTION 1 - ABOUT THE FIRST APPLICANT	
Is the applicant:	a) An individual b) A partnership or other unincorporated body c) A body corporate (Delete those that do not apply)
Full name of FIRST applicant or body applying for the licence. If an individual or partnership please state any previous name(s) and date(s) changed	AVIARY MANAGEMENT LIMITED
Date and place of birth	
Daytime telephone number(s)	[REDACTED]
Email address	[REDACTED]
Applicant's permanent address. If a company please give registered or principal address	KINETIC BUSINESS CENTRE THEOBALD STREET BOREHAMWOOD HERTS WD6 4PT
Address to which any communication is to be sent	[REDACTED]

Has the applicant been resident in the UK throughout the period of 6 months preceding the date of this application? Please give details of addresses and dates.				Yes		
Does the applicant have any convictions / cautions? If the answer is yes please give details below:				No. SEE INDIVIDUAL INFORMATION		
CONVICTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence
/						
CAUTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence
/						
What is the applicant's interest in the premises?				a) Freehold b) Leasehold i) Main lease ii) Sub-lease		

SECTION 2 – ABOUT ADDITIONAL PARTIES	
Please complete a separate continuation sheet for each additional applicant, each Director and any other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue. Continuation sheets are available on Leicester City Council's website at www.leicester.gov.uk/licensing/sex-establishments	
Number of continuation sheets accompanying this application:	THREE (PLUS DBS CHECKS)
Details of any other parties or companies who are likely to benefit financially from the business in any way	N/A

SECTION 3 – ABOUT THE PREMISES			
Trading name	PLATINUM LACE (LEICESTER)		
Description	STRIPTease VENUE		
Address	1 ABNEY STREET LEICESTER LE1 3TE		
Telephone number at the premises	0116 262 4445		
Give details about what forms of relevant entertainment will take place on the premises	STRIPTease & NUDE TABLE (LAP) DANCING		
<p>If only part of the building is to be licensed, give details:-</p> <p>(a) Of the use (s) to which the remainder of the premises will be put:</p> <p>(b) The names of those who are responsible for the management of the remainder of the premises:</p>	<p>GROUND & FIRST FLOOR BASEMENT (CHANGING ROOMS) SECOND FLOOR (FLAT ROOF)</p> <p>- SIMON WARR - SIMON GORDON - DARREN WYSE</p>		
Please state the proposed hours of operation for the premises		Opening time	Closing time
	Monday	00:00 HRS	
	Tuesday		
	Wednesday		
	Thursday	- TO -	
	Friday		
	Saturday		
	Sunday		00:00 HRS

If this application relates to a vehicle, vessel or stall, state where it is to be used as a sex establishment.	N/A
Name, permanent address and date of birth of the person who will be in day to day management control of the premises	DARREN JAMES WYSE [REDACTED] LEICESTERSHIRE [REDACTED]
Name, permanent address and date of birth of any other person(s) who will be engaged in managing the premises	SIMON PETER WARR [REDACTED]
Give date and name of newspaper in which public notice of this application is to be made.	LEICESTER MERCURY

SECTION 4 – ABOUT THE LICENCE	
<p>FIRST APPLICATION</p> <p>Choose this option if this is the first time the premises has been licensed or if the previous licence for the premises has lapsed.</p> <p>You MUST provide a 1:100 scale plan of the premises and a criminal record certificate for every applicant, director and other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue</p>	
<p>RENEWAL APPLICATION</p> <p>Choose this option if you already hold a licence for the premises that is due to expire</p>	✓
<p>VARIATION APPLICATION</p> <p>Choose this option if you are proposing to change the hours of operation, the premises layout, etc</p>	
<p>TRANSFER APPLICATION</p> <p>Choose this option to transfer the licence from one licence holder to another</p>	

SECTION 5 – ADDITIONAL INFORMATION	
I/We enclose the relevant fee: <ul style="list-style-type: none"> • New application - £0,559 • Renewal application - £3,279 • Variation - £1,000 • Transfer - £1,072 	✓
I/We enclose a basic disclosure showing the criminal record of every applicant, every person to be involved in the management of the premises, and any person who will receive financial benefit from the business (i.e., all persons referred to in sections 1 & 2 of this application form).	✓
I/We enclose a plan of scale 1:100 showing all parts of the premises to be licensed, the extent of the premises and its location.	✓
I/We confirm that I/we have read Leicester City Council's 'Policy on Licensing Sexual Entertainment Venues' and that I/we am/are aware of the standard conditions of licensing.	✓
I/We confirm that a copy of this application will be been served on the Chief Officer of Police at Mansfield House Police Station, 74 Belgrave Gate, Leicester, LE1 6GG, within the next 7 days.	✓
I/We confirm that a notice publicising this application will be displayed on or near the premises in a place where it can conveniently be read by the public, and that the notice will be in place from the date of this application for a continuous period of 21 days. The notice shall be A4 or larger, a yellow colour and printed legibly in black ink of font size 16 pt or larger.	✓
I/We confirm that a notice of application will be published in a local newspaper circulating in the local area within 7 days of the date of this application, and that a copy of the newspaper in which the notice appears will be forwarded to the Licensing section.	✓

SECTION 6 – DECLARATION BY APPLICANT(S)	
<p>I understand that any person who, in connection with an application for the grant, renewal, variation or transfer of a licence, makes a false statement which he knows to be false in any material respect, or which he does not believe to be true, shall be guilty of an offence punishable on summary conviction by a fine not exceeding £20,000.</p> <p>I declare that the information I have given in this form is true and complete in every respect.</p> <p>Where the application is made on behalf of a limited company, the company secretary or director(s) should sign this form. In the case of a partnership each partner should sign, using continuation sheets if necessary.</p>	
FIRST APPLICANT	SECOND APPLICANT
Signed: [Signature]	Signed:
Name: [Name]	Name:
Capacity: [Capacity]	Capacity:
Date: 16/3/2021	Date:

Notes for applicant:

This application form should be completed by the first applicant.

Please complete a separate continuation sheet for each additional applicant, each Director and any other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue. Continuation sheets are available on Leicester City Council's website at www.leicester.gov.uk/licensing/sex-establishments

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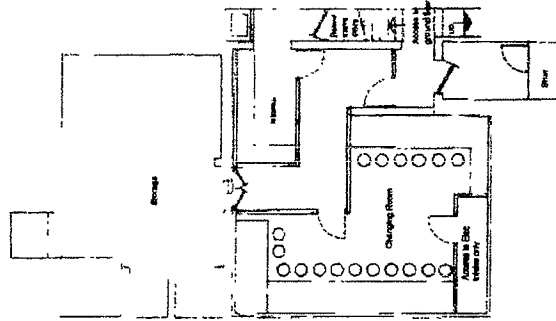
The fees will be reviewed annually.

Standard conditions will be attached to all sex establishment licences.

Leicester City Council's Policy on Licensing Sexual Entertainment Venues is available on the council's website at www.leicester.gov.uk/licensing/sex-establishments along with further information and guidance.

If you have any further questions please contact the Licensing section on (0116) 4543040.

BASEMENT



Basement

Platinum Lane
Abbey Street
London
LE1 3TE

Basement Floor Plan



WRECCLESLEY MULTIPLEX
Basement Floor Plan
7.100.000.001 / 200.000.000.000
Rev 01/01/2011

Scale	1/100 (A4)	Rev	June 2011
Drawn	JDP	Checked	
Issued	07/01/11	Revised	07/01/11

44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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100. License Agreement	1/1/2020	100

10/10/2011	10/10/2011
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2nd.

Platinum Lane
1 Abbey Street
Leicester
LE1 3TE

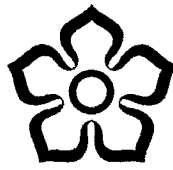
Second Floor Plan

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Reading 9100 (at A3)	Date June 2011
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Leicester
City Council

**APPLICATION FOR GRANT / RENEWAL / VARIATION / TRANSFER
OF A LICENCE FOR A SEX ESTABLISHMENT.**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART II SCHEDULE 3.**

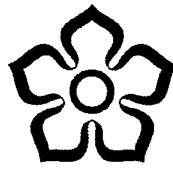
Please complete a separate sheet for each additional applicant, each Director and any other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue

ADDITIONAL APPLICANTS / DIRECTORS / PERSONS WITH AN INTEREST IN THE PREMISES (Please delete as appropriate)						
Full name and any previous name(s) and date(s) changed		DARREN JAMES WYSE				
Date and place of birth		[REDACTED]				
Daytime telephone number(s)		[REDACTED]				
Email address		[REDACTED]				
Permanent address. If a company please give registered or principal address		[REDACTED]				
Has this person been resident in the UK throughout the period of 6 months preceding the date of this application? Please give details of addresses and dates		YES AS ABOVE				
Does this person have any convictions / cautions? If the answer is yes please give details below:		NO				
CONVICTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence

CAUTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence
What is the applicant's interest in the premises?				a) Freehold b) Leasehold i) <u>Main lease</u> ii) <u>Sub-lease</u> c) Other (please give details) GENERAL MANAGER & DPS		

NOTE

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website www.leicester.gov.uk



Leicester
City Council

**APPLICATION FOR GRANT / RENEWAL / VARIATION / TRANSFER
OF A LICENCE FOR A SEX ESTABLISHMENT.**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART II SCHEDULE 3.**

Please complete a separate sheet for each additional applicant, each Director and any other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue

ADDITIONAL APPLICANTS / DIRECTORS / PERSONS WITH AN INTEREST IN THE PREMISES (Please delete as appropriate)						
Full name and any previous name(s) and date(s) changed		SIMON GORDON				
Date and place of birth		[REDACTED]				
Daytime telephone number(s)		[REDACTED]				
Email address		[REDACTED]				
Permanent address. If a company please give registered or principal address		[REDACTED]				
Has this person been resident in the UK throughout the period of 6 months preceding the date of this application? Please give details of addresses and dates		YES AS ABOVE				
Does this person have any convictions / cautions? If the answer is yes please give details below:		NO				
CONVICTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence

CAUTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence
What is the applicant's interest in the premises?			a) Freehold b) Leasehold i) Main lease ii) Sub lease c) Other (please give details)			
			FINANCE DIRECTOR			

NOTE

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website www.leicester.gov.uk



Leicester
City Council

**APPLICATION FOR GRANT / RENEWAL / VARIATION / TRANSFER
OF A LICENCE FOR A SEX ESTABLISHMENT.**

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART II SCHEDULE 3.**

Please complete a separate sheet for each additional applicant, each Director and any other persons who will manage or otherwise be involved in running the establishment or who will have an interest / will benefit from the venue

ADDITIONAL APPLICANTS / DIRECTORS / PERSONS WITH AN INTEREST IN THE PREMISES (Please delete as appropriate)						
Full name and any previous name(s) and date(s) changed			SIMON PETER WARR			
Date and place of birth			[REDACTED]			
Daytime telephone number(s)			[REDACTED]			
Email address			[REDACTED]			
Permanent address. If a company please give registered or principal address			[REDACTED]			
Has this person been resident in the UK throughout the period of 6 months preceding the date of this application? Please give details of addresses and dates			YES AS ABOVE			
Does this person have any convictions / cautions? If the answer is yes please give details below:			NO			
CONVICTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence

CAUTIONS						
Forename	Surname	Former name (if any)	Court	Date	Offence	Penalty or sentence
What is the applicant's interest in the premises?				a) Freehold → b) Leasehold i) Main lease ii) Sub lease c) Other (please give details)		
				MANAGING DIRECTOR		

NOTE

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$$\frac{1}{2} \left(\frac{1}{2} \right)^2 = \frac{1}{8} \quad \frac{1}{2} \left(\frac{1}{2} \right)^3 = \frac{1}{16} \quad \frac{1}{2} \left(\frac{1}{2} \right)^4 = \frac{1}{32} \quad \frac{1}{2} \left(\frac{1}{2} \right)^5 = \frac{1}{64}$$

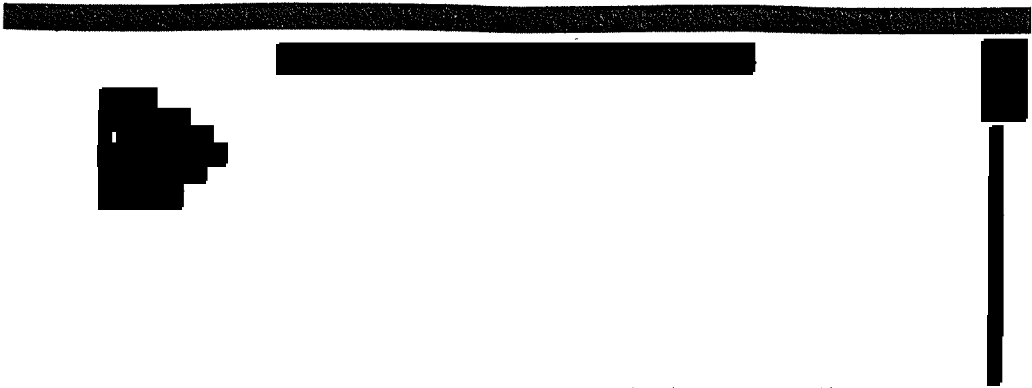
The diagrams illustrate the stages of cell division:

- Diagram 1:** Shows a cell with two chromosomes, one light and one dark, each with two sister chromatids. The chromosomes are aligned at the center of the cell.
- Diagram 2:** Shows the cell with the same two chromosomes, but the sister chromatids have separated and are moving toward opposite poles of the cell.
- Diagram 3:** Shows the cell with the same two chromosomes, but the sister chromatids have separated and are moving toward opposite poles of the cell.
- Diagram 4:** Shows the cell with the same two chromosomes, but the sister chromatids have separated and are moving toward opposite poles of the cell.

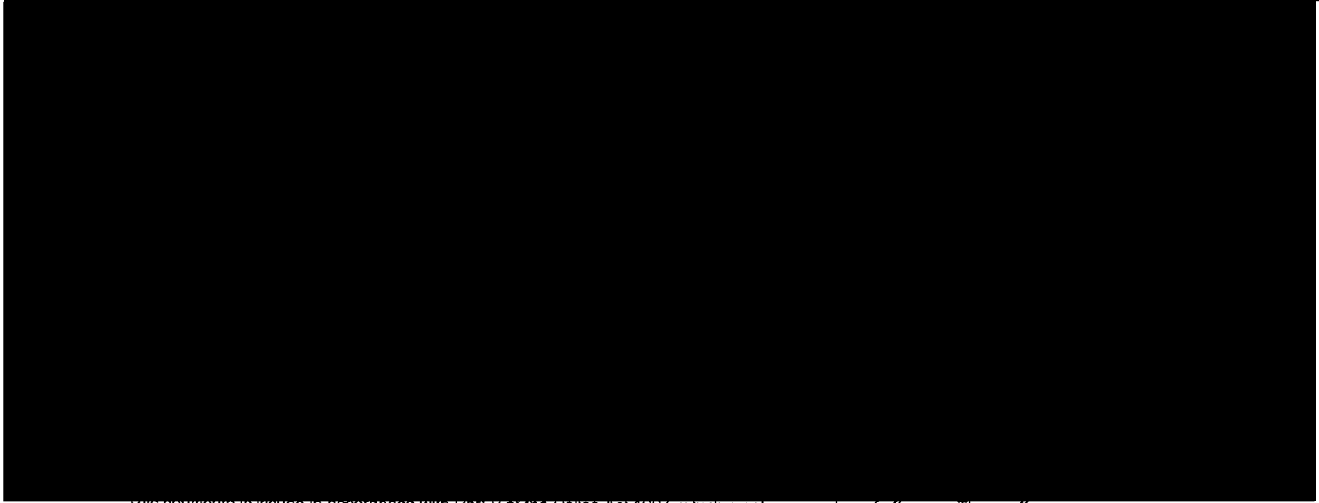
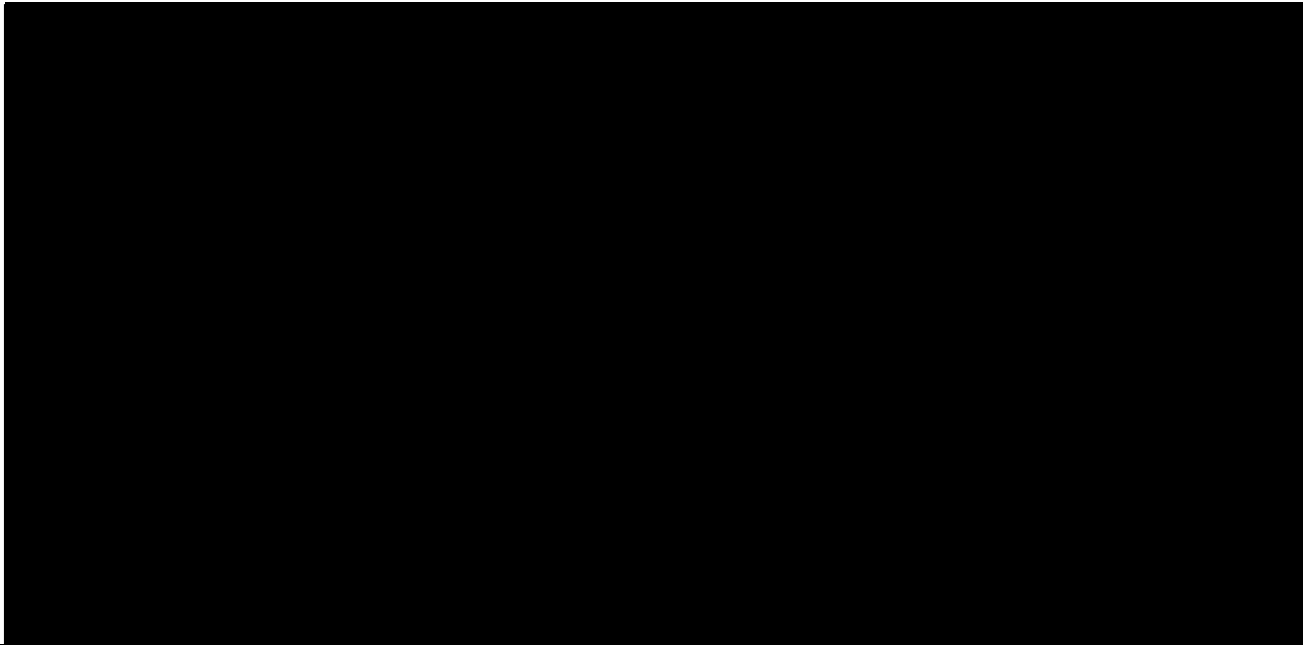
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SECRET



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[REDACTED]

[REDACTED]

**APPLICATION FOR A SEX ESTABLISHMENT LICENCE
(RENEWAL)
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT
1982
PART II SCHEDULE 3.**

NOTICE IS HEREBY GIVEN THAT AVIARY (MANAGEMENT) LIMITED APPLIED ON 16 MARCH 2021 TO LEICESTER CITY COUNCIL IN RESPECT OF THE PREMISES KNOWN AS PLATINUM LACE, 1 ABBEY STREET, LEICESTER LE1 3TE UNDER THE PROVISIONS OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, PART H, SCHEDULE 3. FOR A LICENCE (RENEWAL) TO USE THE PREMISES AS A SEXUAL ENTERTAINMENT VENUE.

ANY OBJECTIONS TO THIS APPLICATION MUST BE SENT IN WRITING TO :-

**LICENSING AUTHORITY
LEICESTER CITY COUNCIL
115 CHARLES STREET
LEICESTER
LE1 1FZ**

NOT LATER THAN 28 DAYS AFTER THE DATE OF THIS APPLICATION, STATING THE GROUNDS OF OBJECTION. THE IDENTITY OF OBJECTORS WILL NOT BE REVEALED TO APPLICANTS UNLESS THE OBJECTORS SO AGREE IN WRITING.

TLT SOLICITORS, 1 REDCLIFF STREET, BRISTOL BS1 6TP

APPLICATION FOR A SEX ESTABLISHMENT LICENCE (RENEWAL)
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
PART II SCHEDULE 3.

NOTICE IS HEREBY GIVEN THAT AVIARY (MANAGEMENT) LIMITED APPLIED ON 16 MARCH 2021 TO THE LEICESTER CITY COUNCIL IN RESPECT OF THE PREMISES KNOWN AS PLATINUM LACE, 1 ABBEY STREET, LEICESTER LE1 3TE UNDER THE PROVISIONS OF THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, PART H, SCHEDULE 3. FOR A LICENCE (RENEWAL) TO USE THE PREMISES AS A SEXUAL ENTERTAINMENT VENUE.

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TLT SOLICITORS, 1 REDCLIFF STREET, BRISTOL BS1 6TP

I wish to lodge objections to both these licence renewals on the grounds that, by continuing to nod through these licences, the Leicester City Council is in breach of its Public Sector Equality Duty.

These establishments use women to service men's sexual gratification, or titillation. This is degrading to women, it objectifies women's bodies, and teaches men and boys that women can be used. It runs counter to good sex and relationships education, which it is now compulsory to teach in schools. There is no place for strip clubs in Leicester, the current written policy on location makes no sense, and the Council, if it had the political will to do so, could easily revise the policy to set a NIL limit on the number of such establishments, give the existing 3 businesses 12 months notice to change the nature of their business, and set a good example to other local authorities by having none of them.

Leicester City Council**Standard Conditions for Licences for Sexual Entertainment Venues**

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.
2. The premises may not be used under the terms of the licence unless and until any necessary permission and/or consents have been obtained pursuant to the Town and Country Planning Act 1990 and the Building Act 1984 or any legislation amending or replacing the same
3. The licence holder, or an appointed deputy, shall be on duty at the premises at all times that the premises are open for business to exercise general supervision and control of the premises.
4. The licence holder must maintain a daily register in which shall be recorded the name and address of any person who is made responsible for managing the premises in the licence holders absence and the names and addresses of other persons employed in the premises, including entertainers, door supervisors and security staff. The register is to be completed each day within thirty minutes of the premises being opened for business and be updated as additional staff arrive. The register is to be available for inspection by the police and by authorised officers of the Council.
5. All members of staff, other than performers, must wear appropriate identification whilst on duty on the premises indicating that they are members of staff.
6. There must be no activities designed to obtain custom by means of personal solicitation, touting or distribution of printed matter anywhere outside of the premises within the City of Leicester.
7. Any images displayed outside of the premises shall be designed so as not to cause offence to members of the public. No, photograph, sketch, painting or any form of advertisement or display shall be displayed by or on behalf of the licensee on, outside or within the premises in a position where it is visible to the public if the Council regards it as unsuitable for exhibition to the public.
8. The layout of the premises shall be designed to ensure that no activity taking place inside the premises is visible from outside through any external openings, such as doors and windows, even when these are open.
9. There shall be prominently and legibly displayed inside the premises in a position where it can be conveniently read, a notice showing all charges and prices for entertainment provided on the premises.
10. No person under the age of 18 shall be admitted to any part of the premises

and the licence holder must adopt the Challenge 21 policy on admissions and there will be adequate, documented training for staff on its implementation. This training will be repeated every twelve months, in order to retain focus, and records of that training will be provided to Council licensing officers and police on request.

11. No person under the age of 18 shall be employed in the business of the sex establishment.
12. The licence holder must ensure that a suitable number of trained security staff are employed to supervise admission to the premises and all public areas inside the premises at all times the premises are open for business. Security staff must be registered with the Security Industry Authority.
13. All areas of the premises, including private booths, must be adequately monitored by either security staff or CCTV to ensure that licence conditions are complied with.
14. CCTV must be installed and maintained in accordance with the following
 - CCTV shall be of a type to be approved by the City Council to monitor events at the premises and shall be installed to the satisfaction of the Council. The CCTV system shall be professionally installed and be capable of consistently producing pictures clearly showing the identity of persons frequenting the premises and in the vicinity of the premises. The CCTV shall operate continuously during the permitted hours.
 - All recordings must be retained for a period of 28 days and shall be made available to the Police or an authorised Officer of the Council on demand.
 - Notices shall be clearly displayed inside the premises indicating that a CCTV system is in operation.
15. A secure changing room is to be made available for performers. The door to the changing room is to be locked using a combination lock. The changing room shall be provided with suitable refreshment facilities for performers including a supply of drinking water. No members of the public are to be allowed in the changing room at any time.
16. There must be an adequate separation between stage areas and the audience and the performer should be able to leave the stage area without the need to walk through the audience.
17. Performers shall be aged not less than 18 years. The licence holder must undertake adequate identity checks of all performers to ensure that they are 18 years of age or over and have the right to work in the UK. Copies of all documents used to verify identities together with the name, address, a photograph and date of birth of the performer must be retained for inspection.

18. Routine monitoring should be carried out to ensure that drugs are not being used by performers. Written records should be retained of all monitoring to be carried out.
19. The licence holder must allow confidential access to performers and other staff by Council officers and other agencies working on behalf of the Council in respect of compliance monitoring and the provision of advice and support to those working in the sexual entertainment industry.
20. The licence holder must allow access to appointed officers of the local authority to all parts of the premises, at any time that the premises is open for business, to determine whether the conditions attached to the licence are being complied with.
21. The Licence Holder will arrange for performers to be escorted by security staff from the premises to the performer's vehicle or secure transport at the end of their shift.
22. The licence holder must adopt and implement a code of conduct for performers, a code of conduct for customers and a formal complaints procedure.
23. Performers shall only perform on the stage area, or to seated customers, or in such other areas of the premises as specified on the licence.
24. There must be no displays of nudity except during performances in areas specified on the licence.
25. There must be no exchange of personal information or contact details between performers and members of the public.
26. The following will not be allowed as part of any performance on the premises:
 - Any physical contact between a performers and a member of the audience (other than brief incidental contact of hands during payment)
 - Any physical contact between performers
 - The use of sex toys or other props, other than clothing
 - Audience participation
 - Photography or video recording
 - Mixed gender performances
 - The performance or simulation of any sex act or masturbation
 - Straddling of a member of the audience by a performer
27. Any departure from the above condition must be agreed in writing with the City Council before any departure takes place.

28. The licence issued is for the premises in its existing layout and the managers listed and any changes will need to be approved by the City Council. The licensee should notify the Council's Licensing Department of any temporary management cover.

From: [Matthew Phipps](#)
To: [Deborah Bragg](#)
Cc: [Piers Warne](#)
Subject: [REDACTED]
Date: 24 June 2021 09:51:19

Dear Deborah

In anticipation of the licensing hearing listed for 10.00am on Friday 2 July, I thought it would be helpful to make some brief legal observations about the matter. Please pass to your legal officer colleague, as they may want to have a look before the hearing and please include within the committee papers. I am not proposing to seek to cover off every last point within this note but I hope the following may assist.

1. Since the last renewal of this licence in 2020 The Corona Virus Regulations have prohibited SEV premises from operating for the purposes of this licence. The premises was closed throughout the renewal period in question. The premises has opened as a bar since 10th June 2021 under the premises licence and without any of the activities that would otherwise engage this licence.
2. The objection to the renewal of the licence does not raise any commentary about the operation of the premises. Nor could it, for the reasons referenced above.
3. There is nothing before the Committee to suggest that the premises operates in a manner that is anything other than legal and compliant. Nor could there be, for the reasons referenced above.
4. The service of an objection ostensibly in the same terms in relation to the renewal of two SEV licensed premises appearing before the Committee on the same day, emphasises the generic nature of the objection. This objection, by its very nature, fails to take account of the individual circumstances of the individual applications before the Committee.
5. The objection seeks to argue that the council's equality policy is engaged by the renewal of an SEV. Whilst the duties imposed under The Equality Act 2010 quite rightly seek to ensure that Local Authorities do not tolerate nor permit activities that may be unlawful or discriminatory, the objection fails to recognise that the renewal process and the hearing before the Committee are legal requirements under the Local Government (Miscellaneous Provisions) Act 1982 and therefore self-evidently require a determination of a request to conduct a lawful activity.
6. Consideration of the policy and the Act itself, perfectly properly allows for this licence to be renewed. This would be true in a year when the premises had traded. In a year in which the premises has been prohibited from opening, because of the Coronavirus pandemic, the policy or the Act cannot fairly be said to legitimately advance the argument that the licence renewal should be refused.
7. It is respectfully submitted that the specifics of the complaint raised by the objector do not go to issues that the Committee can legitimately take into account in determining the renewal of an SEV licence. They express the objector's moral views on lawfully provided activities. It is trite law that moral objections are not legitimate in the context of an otherwise lawful and legitimate activity. By the same token, when advocates for the temperance movement raise representations seeking to ban the sale and consumption of alcohol, they face the same barrier to their objection: lawful activities, if conducted properly, are perfectly legitimate and cannot be revoked on moral grounds.

We trust that is helpful, if you have any queries please do not hesitate to contact me.

Best wishes

Matthew Phipps

[REDACTED]

[REDACTED]

LEICESTER CITY COUNCIL

IN THE MATTER OF:

SEV RENEWAL 2021: PLATINUM LACE, 1 ABBEY STREET LEICESTER LE1 3TE

Applicant

WITNESS STATEMENT OF DARREN WYSE

I am Darren Wyse, the General Manager for Platinum Lace, 1 Abbey Street, Leicester LE1, 3TE ('The Premises'). I make this statement in support of the renewal of the Sexual Entertainment Venue Licence ('SEVL') held at The Premises.

Background

- 1 I have been the manager of the Premises since December 2004. I am also the Designated Premises Supervisor and hold the relevant personal licence for that role.
- 2 The Premises has held an SEVL continuously since 2011 when Leicester City Council adopted the relevant provisions of the Local Government (Miscellaneous Provisions) Act 1982. However, The Premises has provided adult entertainment at the venue since 2004.
- 3 It is worth noting that at the time of the first grant of the SEVL the minutes of that meeting record: *"The Committee believed the application complied with Leicester City Council's policy on the Licensing of Sexual Entertainment Venue. The Committee also stated that Platinum Lace set a standard that further applications needed to aspire to, to meet with the Policy."* Since this grant we have aspired to maintain the standards set and where possible improve upon our policies and practices.
- 4 The SEVL has been renewed annually since it was first granted without any objection.

Plan of The Premises

- 5 I have included at Appendix One a plan accompanied by photos that will give the Committee an overview of the layout of The Premises. This is in lieu of the usual visit to the premises that has not been undertaken due to the Covid Pandemic.

Management of The Premises

- 6 As general manager, I have overall responsibility for the management of The Premises, including ensuring the health, safety and welfare of our dancers and ensuring the good behaviour of customers. To these ends, we have developed a suite of documents that include the following:

- 6.1.1 Club Rules, dealing with customer conduct, dress code and interaction with dancers;
- 6.1.2 Dancer Code of Conduct, dealing with conduct on arrival and departure, dress code and interaction with customers;
- 6.1.3 Door supervisors Code of Conduct, dealing with the expectations and standards required of door supervisors working at the premises;
- 6.1.4 Dancer Welfare and Equality Policy, which ensures that all dancers are provided with information about support, wellbeing, safety, health and other matters affecting their wellbeing provided by management, as well as setting out the guidelines for ensuring matters brought by dancers are dealt with in a fair, sensitive and confidential manner. The policy also ensures that dancers will not discriminated against or otherwise exploited;
- 6.1.5 Management checklist, to ensure that all dancers are taken through the information around their Code of Conduct and the Welfare and Equality Policy;
- 6.1.6 Security and management instruction document that sets out the responsibilities of management and security staff to oversee and implement the above policies, along with alcohol licensing policies, such as 'Challenge 25', crime scene management and spotting potential signs of drug use;

We are also required to comply with the conditions on the SEVL and the Premises Licence, which ensure that the premises operates to the highest standards.

- 7 Dancer welfare is at the heart of what we do and key to the success of our mutual endeavours. All of our policies and procedures are designed to ensure that no one is subject to discrimination or exploitation in a safe working environment. To date there have been no incidents of either. We employ a former dancer as a Dancer Welfare Officer, which is a management role designed to oversee all dancer welfare.
- 8 Throughout my time as manager we have had a fruitful and proactive relationship with the Leicestershire Police and Council Licensing teams. Leicestershire Police have never seen the need to object to the renewal of this licence.
- 9 When Best Bar None operated in Leicester, The Premises ensured that they were active members, winning the coveted Best Bar None 'Best Club' award in 2007 and a finalist in the competition each from 2008 to 2013 inclusive, after which the scheme was disbanded.

Operations between March 2020 to date

- 10 We entered what has become referred to as 'lockdown one' along with all other non-essential businesses in March 2020. Since then and throughout all of the changes, beginning on 4 July 2020, until now to open up the economy, SEVL premises have not been permitted to open, unless repurposed as a bar.
- 11 As such the premises was shut from March 2020 until 10 June 2021, when we decided to open on a limited basis as a bar. When we re-opened, we notified the Police licensing officer of our intentions and have had no issues to date. However, it is unlikely that we will be permitted to trade our SEVL again until 19 July at the earliest as part of Step 4 re-opening plans.

Signed:

Name: DARREN WYSE

Dated: 22 June 2021

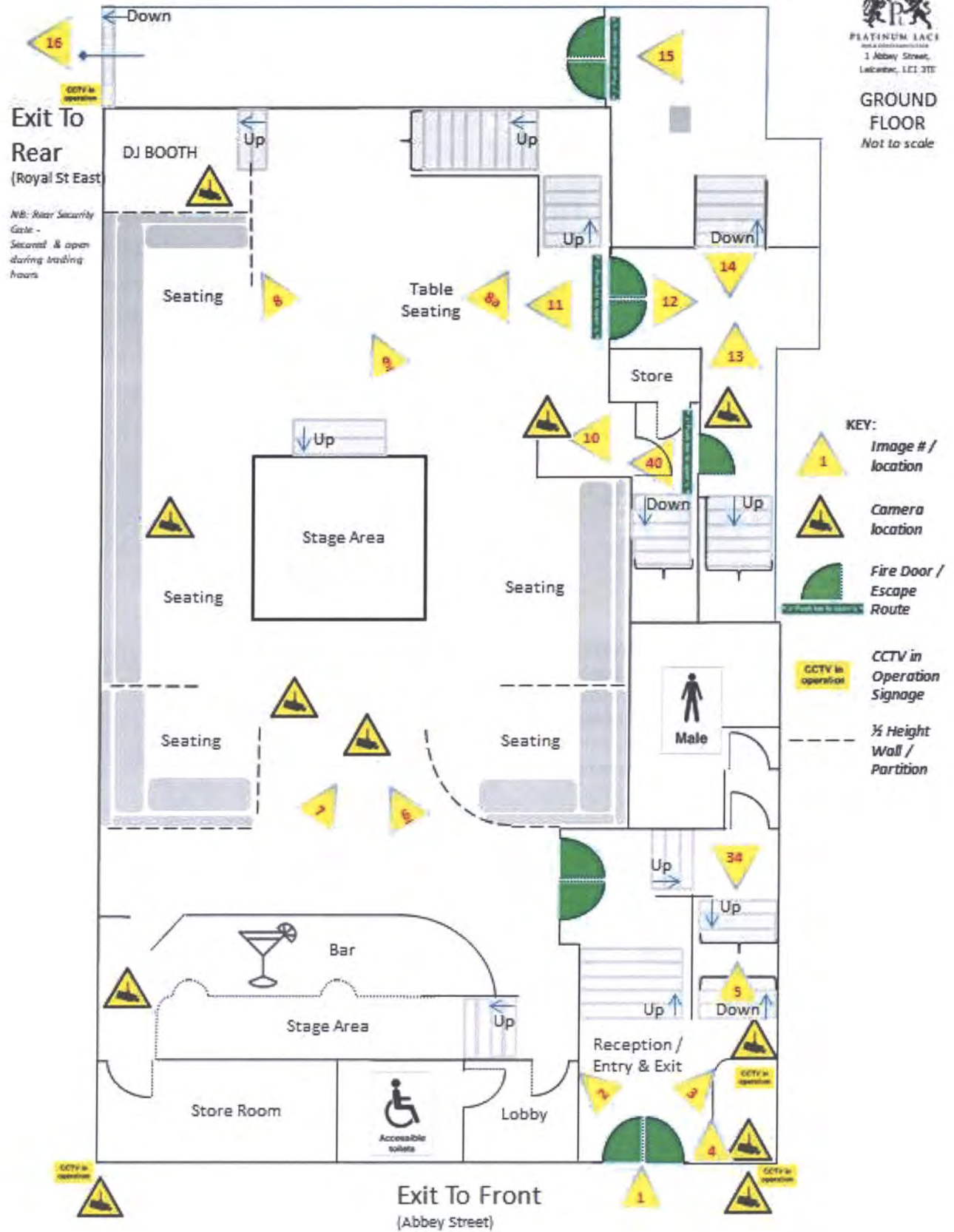
LEICESTER CITY COUNCIL

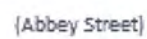
IN THE MATTER OF:

SEV RENEWAL 2021: PLATINUM LACE, 1 ABBEY STREET LEICESTER LE1 3TE

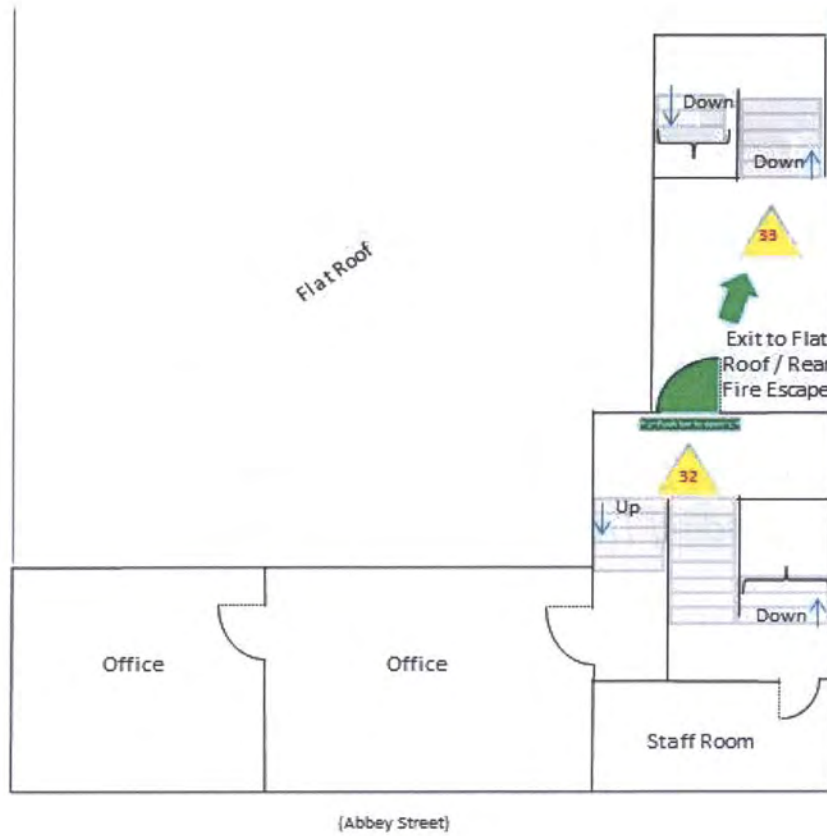
Applicant

APPENDIX ONE

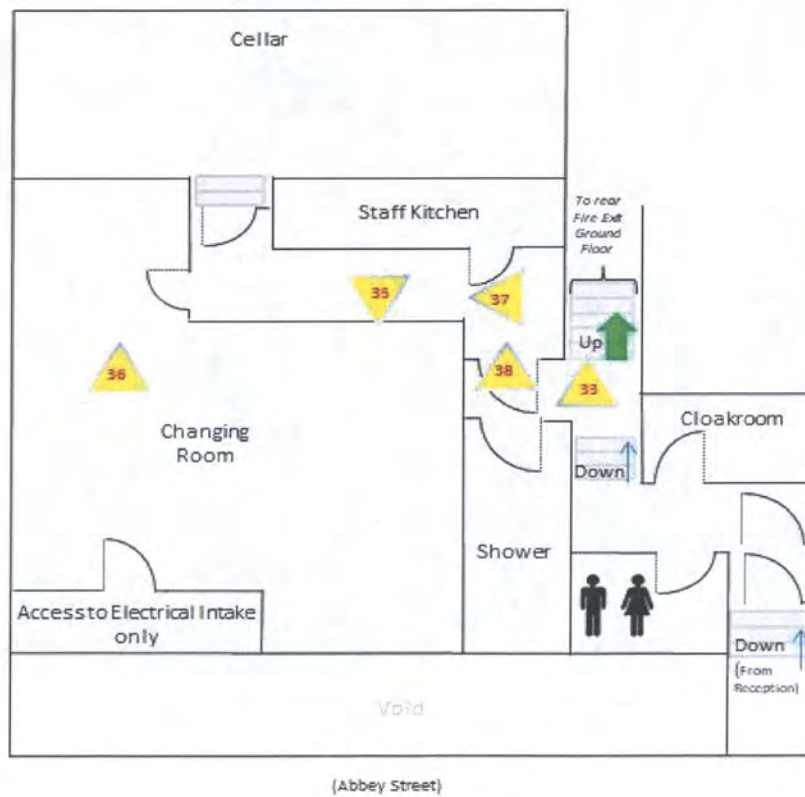




SECOND FLOOR
Not to scale



Basement
Not to scale



Platinum Lace – Leicester

Image Guide to Floor Plans

*(Image Location numerically marked
by corresponding Triangles, as shown on Floor Plans)*



Image Location 1 – Front / Main Entry & Exit (Abbey Street)
Opening Information, Customer Information, Code of Conduct, Covid19 Guidance,
CCTV & Signage.

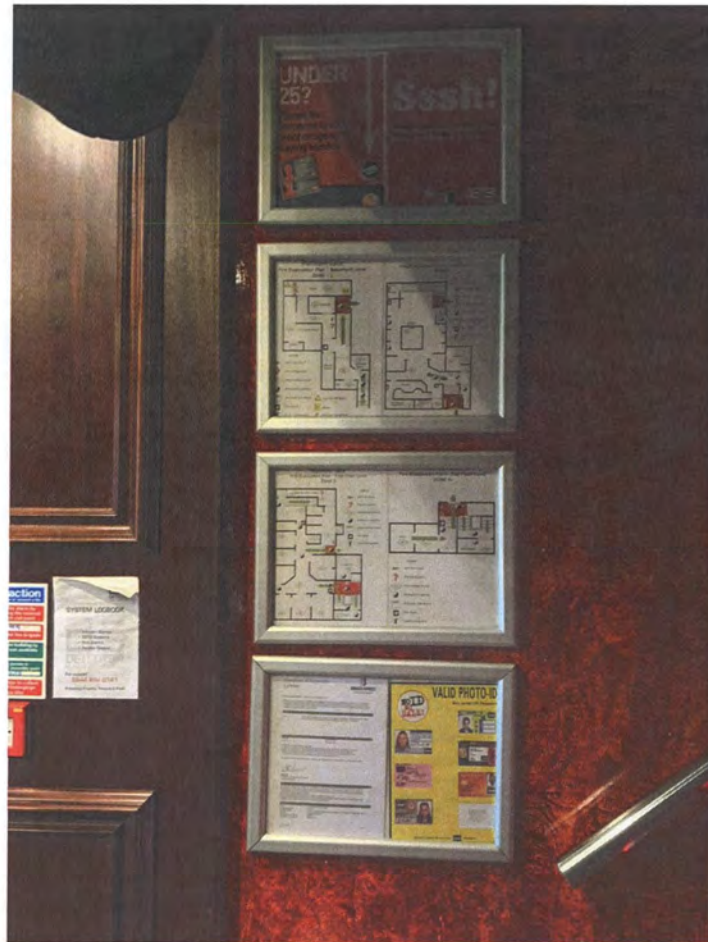


Image Location 2 – Reception Area (Left hand side)

Challenge 25, Noise Consideration, Fire Evacuation Floor Plans, Liability Insurance, Accepted Proof of Age Information.

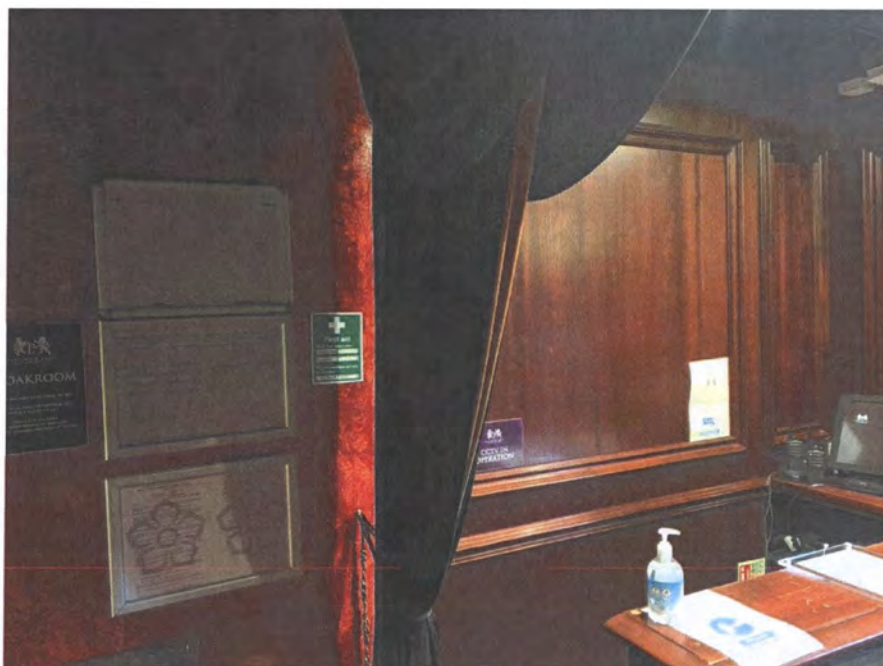


Image Location 3 – Reception Area (Right hand side)

Display of Premises Licence, SEV Licence, First Aid information

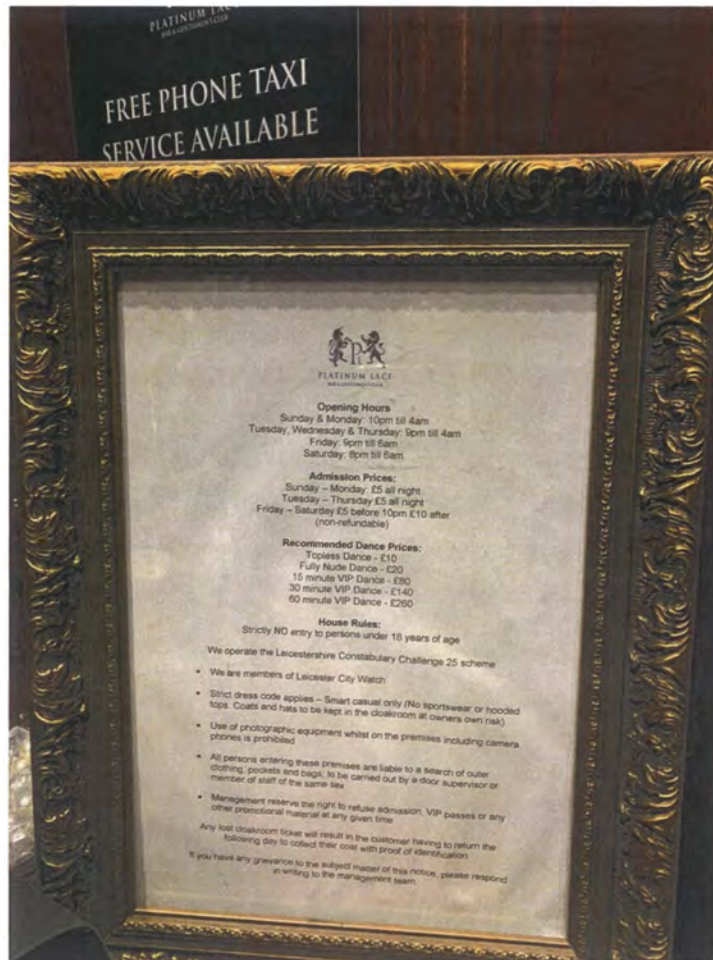


Image Location 4 – Reception Area (Reception desk)

Customer Information Opening Information / pricing, House Rules / Code of Conduct, Free phone for Taxi Service signage



Image Location 5 – Reception Area (Right hand side- leading to Basement Level)

Combination locked door leading to lower Basement staff and changing area



Image Location 6 – Bar Area (Toward Front Main Exit)



Image Location 7 – Bar Area



Image Location 8 – Main Stage Area
Looking back towards Bar area



Image Location 8a – Main Stage Area
Looking back towards Bar area



Image Location 9 – Main Floor Seating Area
Markings show clear egress route from stage to re-dressing area



Image Location 10 – Main Floor Area Reception Area
Combination locked door leading to lower Basement staff and changing area



Image Location 11 – Rear Main Fire Exit

Stairs at rear lead up to first floor Area
Rear Fire Exit leading to External Fire Escape



Image Location 12 – Rear Main Fire Exit - External

Reverse side of Rear Double Fire Exit

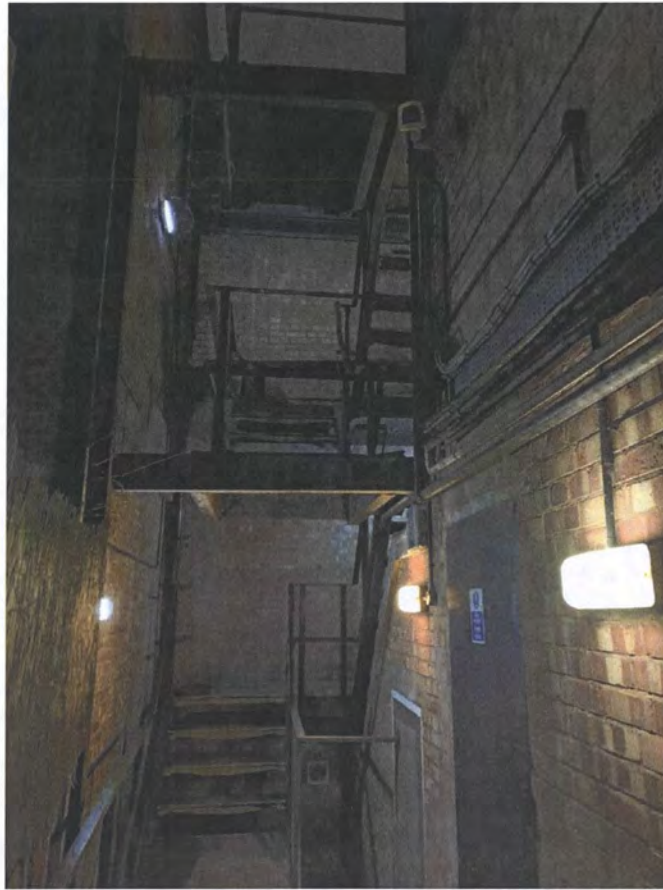


Image Location 13 – Rear External Fire Exit
Leading down from upper levels to ground floor level



Image Location 14 – Rear External Fire Exit Route
Leading down to rear external Double Doors from ground floor level



Image Location 15 – Rear External Fire Exit Route
Leading out the Double Doors to Rear of Premises on to Royal Street East

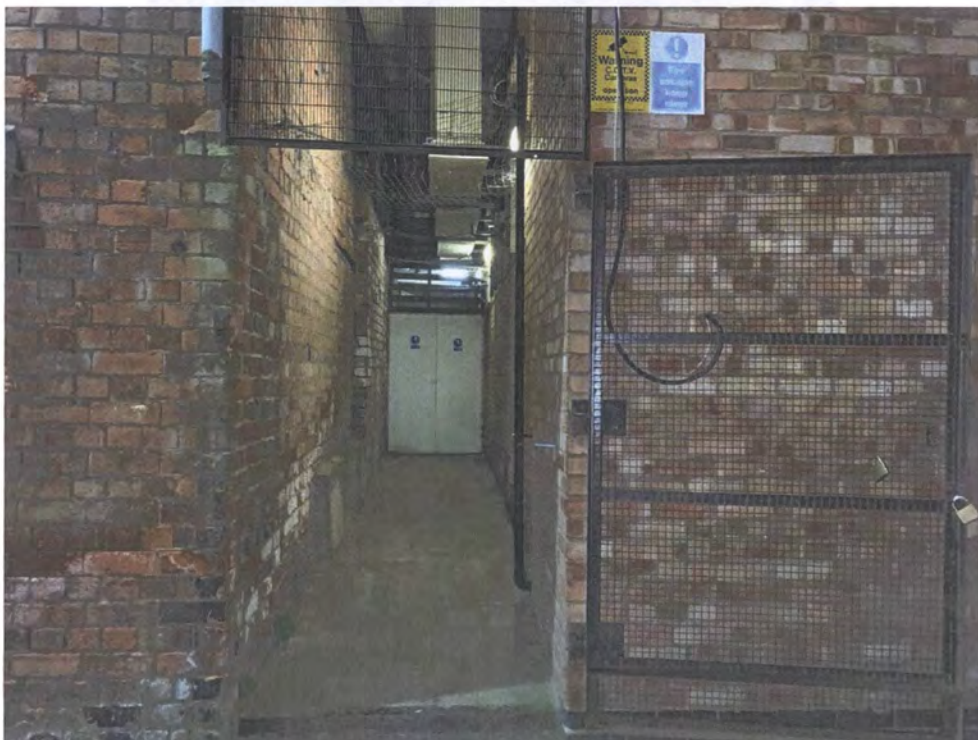


Image Location 16 – End of Rear External Fire Exit Route
Looking back towards Rear external fire doors, from Royal Street East.
Fire Escape signage and security gate Locked in open position during opening hours.



Image Location 17 – First Floor Rear Landing / Lobby
Looking Down Rear Stairs



Image Location 18 – First Floor Rear Landing / Lobby



Image Location 19 – First Floor Hallway
Looking from Rear towards front of Premises



Image Location 20 – Example of First Floor Dance Seating



Image Location 21 – Example of First Floor Dance Seating



Image Location 22 – First Floor Single Fire Exit
Leading to External Fire Escape at rear of Premises



Image Location 23 – First Floor External Fire Escape
Leading down External Fire Escape to rear of Premises



Image Location 24 – First Floor Corridor
Leading to Dance Area



Image Location 25 – First Floor Dance Seating



Image Location 26 – First Floor Dance Seating Waiting Area



Image Location 27 – First Floor Dance Seating Waiting Area

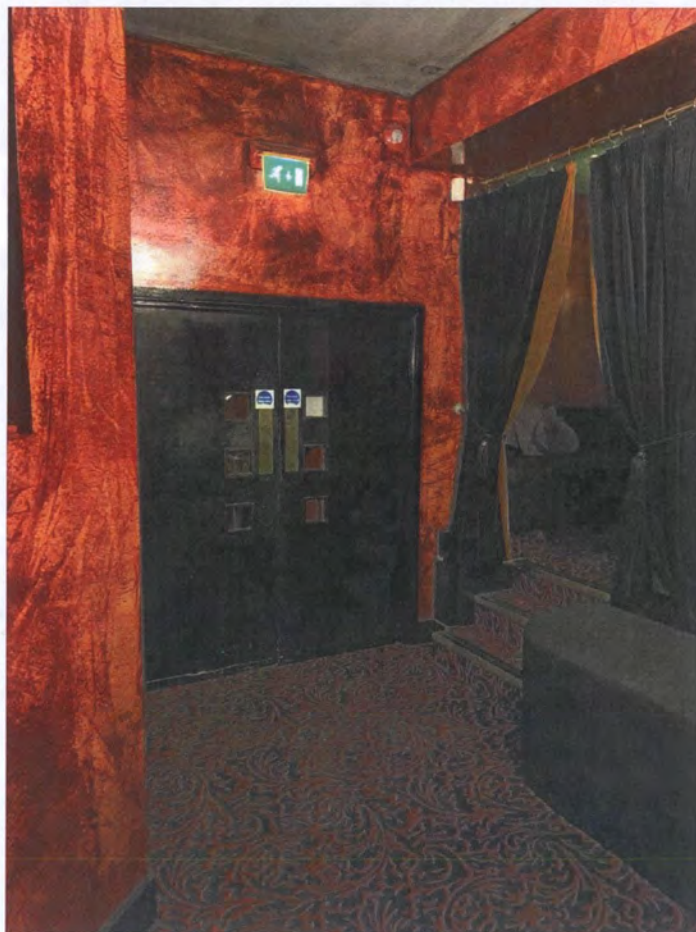


Image Location 28 – First Floor Dance Seating Waiting Area

Double Fire Doors Leading down to Ground Floor Reception Area at front of Premises



Image Location 29 – First Floor Front Stair Landing
 Leading down to Ground Floor Reception Area at front of Premises

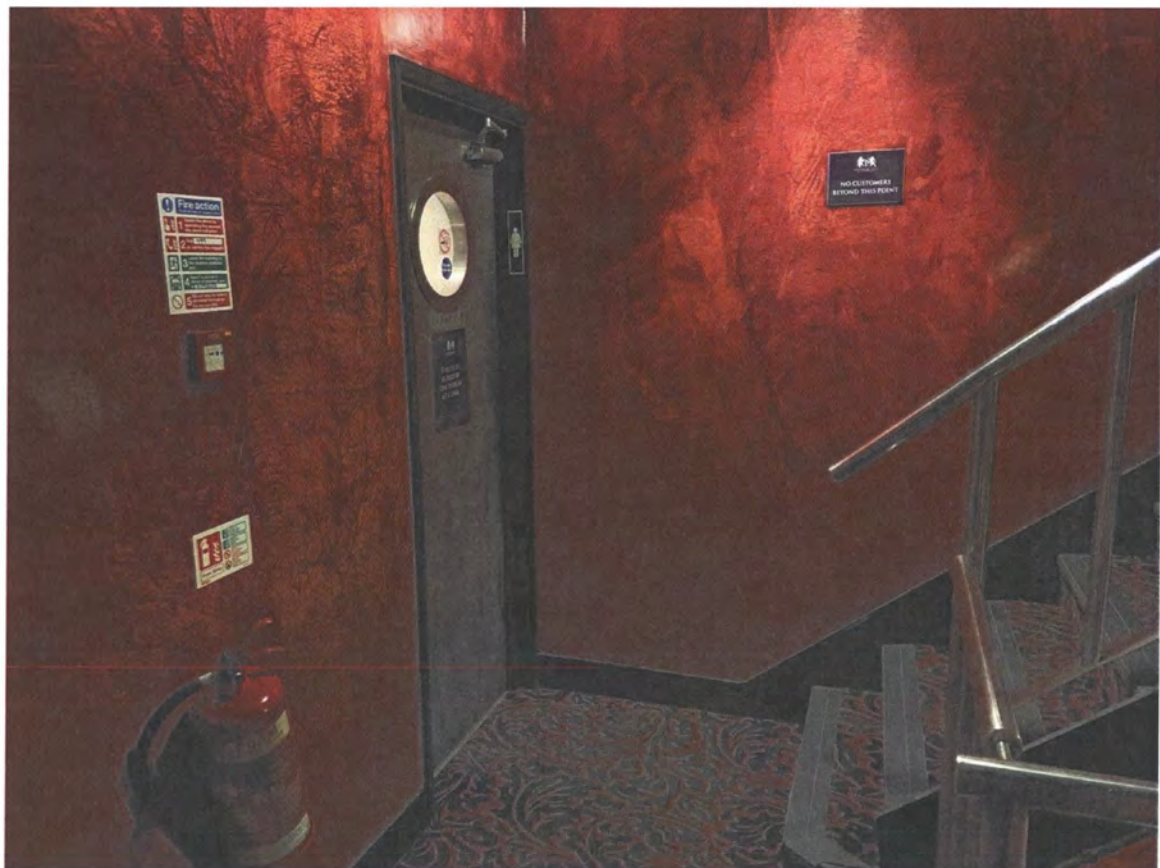


Image Location 30 – First Floor Front Stair Landing
 Leading up to Second Floor from Outside Ladies Toilets



Image Location 31 – First Floor Front Stair Landing
Leading up to Second Floor Staff Room / Office from Outside Ladies Toilets



Image Location 32 – Second Floor Fire Exit
Leading rear to Rear External Fire Escape, leading out to rear of Premises



Image Location 33 – Second Floor Fire Escape
Rear External Fire Escape, leading down and out to rear of Premises



Image Location 34 – Front Stairwell Ground Floor view up to First Floor Toilets



Image Location 35 – Basement Level Hallway
Staff & Entertainers Health & Safety Information Notice Board



Image Location 36 – Basement Level – Changing Room
Entertainers Changing Area



Image Location 37 – Exit route from Basement Level



Image Location 38 – Exit route from Basement Level



Image Location 39 – Exit route from Basement Level
 Leading rear to Rear External Fire Escape, leading out to rear of Premises



Image Location 40 – Ground Floor Fire Exit Door from Basement Level
 Leading rear on to Rear External Fire Escape, leading out to rear of Premises
 (Door seen externally, in image 13)