

Licensing consultation on sexual entertainment venues**Questionnaire**

Guildford Borough Council currently uses its powers under the Licensing Act 2003 (LA03) to regulate venues that provide sexual entertainment. The LA03 controls the sale of alcohol and the provision of entertainment such as live or recorded music and dancing and this can include sexual entertainment involving dance.

Currently when we consider objections for premises licence applications that include sexual entertainment, we can only assess the impact of that entertainment on the four licensing objectives. These are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

Currently under the LA03, we cannot refuse an application for a premises licence solely to restrict the number of such premises in operation in our area, and we cannot refuse the application because we consider that the location is inappropriate (for example, because the venue is too close to a school).

The new powers will require the majority of SEV operators to hold an LA03 premises licence and a SEV licence. This will give councils extra powers allowing them to refuse applications for an SEV if they decide that a particular location is inappropriate.

Councils may also decide that it is appropriate to limit the number of venues in a particular area and they can decide that zero may be the appropriate number.

1. Do you want your council to be able to restrict the number of licences it grants to venues in Guildford borough providing sexual entertainment?

- Yes**
- No**
- Don't know**

Please provide any additional information to support your answer

2. **Do you want your council to be able to refuse an application because a location in Guildford borough is inappropriate for a venue to provide sexual entertainment?**

- Yes**
 No
 Don't know

Please provide any additional information to support your answer

Under the LA03, the council cannot control the external appearance of sexual entertainment venues such as the decoration. The new powers will allow the council to do this.

3. **Do you want your council to be able to control the external appearance of venues that provide sexual entertainment?**

- Yes**
 No
 Don't know

Please provide any additional information to support your answer

Under the LA03, a premises licence lasts indefinitely unless it is surrendered, suspended or revoked.

Under the new powers, councils can only issue an SEV licence for a maximum period of one year. At the end of the year, the operator must apply to renew the licence and the council will have the opportunity to refuse the application for the additional reasons described above. These wider grounds do not currently exist under the LA03.

4. If a venue provides sexual entertainment, do you want your council to be able to renew that licence annually or for that licence to continue indefinitely?

- Annually**
- Indefinitely**
- Don't know**

Please provide any additional information to support your answer

Under the LA03, the council can only attach licence conditions that uphold the licensing objectives at or in the immediate vicinity of the premises. The council cannot impose a condition to prevent activities that take place away from the premises such as advertising or promoting the venue. The new powers will allow the council to do this.

5. Do you want your council to be able to control activities relating to SEV that take place away from that venue?

- Yes**
- No**
- Don't know**

Please provide any additional information to support your answer

If the council adopts the new powers it will not prohibit sexual entertainment performances altogether. The new powers provide an exemption that allows a venue to have up to 11 such performances per year on the basis that each performance lasts less than 24 hours and is more than one month after the previous performance.

However, the new powers will allow the council to refuse applications for venues offering sexual entertainment for the additional reasons described above, which it cannot do under existing legislation.

6. Overall, do you want your council to adopt the new powers to regulate sexual entertainment venues in Guildford borough?

- Yes**
- No**
- Don't know**

Please provide any additional information to support your answer

Finally, it would help us to evaluate your response if we have some basic information about you

7. Your age

- Under 18**
- 18-24**
- 25-44**
- 45-64**
- Over 64**

8. Your gender

- Male**
- Female**

9. Please tick all that apply

- Permanent resident**
- Temporary resident**
- Work in Guildford**
- Studying**
- Visiting**

10. Your ethnicity

- White British**
- White Irish**
- Any other white background**
- Mixed White and Black Caribbean**
- Mixed White and Black African**
- Mixed White and Asian**
- Any other mixed background**
- Asian or Asian British**
- Indian**
- Pakistani**
- Bangladeshi**
- Any other Asian background**
- Black or Black British**
- Black Caribbean**
- Black African**
- Any other Black background**
- Chinese**
- Other ethnic group**

11. Your full name**12. Your address****13. Your post code****14. Your contact details** **Email** @ **Phone**