



ISLINGTON

Environment & Regeneration
222 Upper Street, London N1 1XR

Supplementary report of :Assistant Director of Environment and Regeneration (Public Protection)

Meeting of	Date	Agenda Item	Ward(s)
Licensing Regulatory Committee	6 March 2007	B3a	Caledonian
Delete as appropriate			Non-Exempt

SUBJECT: SUPPLEMENTARY REPORT

RENEWAL OF SEX ESTABLISHMENT LICENCE UNDER LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 (SCHEDULE 3)

APPLICANT: JAMES ALAN POULTON

PREMISES: BASEMENT & REAR GROUND & MEZZANINE FLOOR OF 9 CALEDONIAN ROAD N1 9DX

1 Synopsis

- 1.1 To determine an amended application from James Alan Poulton, Director of Alan Poulton Ltd, for the renewal of a licence for the use of the basement & rear ground & mezzanine floors of premises at 9 Caledonian Road for a sex establishment.

2 Recommendation

- 2.1 To consider the application from James Alan Poulton, Director of Alan Poulton Ltd, for the renewal only of a licence for the use of the basement and rear ground and mezzanine floors of premises at 9 Caledonian Road, N1 9DX, for use as a sex establishment and, if granted, that it be subject to the attached standard licence conditions as set out in appendix A, the additional conditions in Appendix B to this report and any other conditions deemed appropriate by the Committee.

3 **Background**

3.1 This is a supplementary report to the one already circulated to members of the Committee (Agenda item B3). The purpose of this report is to update members on the outcome of the informal meeting held between the applicant and local objectors on the 26 February 2007 and, in light of that meeting, to make an amended recommendation as detailed above.

3.2 As highlighted in the previous report, a meeting was held between the applicant and local objectors in order to see if any compromise could be reached.

3.3 The meeting was attended by two ward councillors, three local residents, the applicant and his son, and was chaired by the Service Manager for Trading Standards. Discussion centred on the applicant's application to vary the existing conditions to enable him to display a neon sign in his window advertising the shop. The applicant was given the opportunity to explain why he considered it necessary to have such a sign and then the objectors were asked to respond to this, and to determine if there was any form of sign that would be acceptable.

3.4 After hearing the views expressed by local residents and ward councillors, the applicant decided to withdraw his request for a variation to the licence and therefore proposed that his application for renewal with existing conditions be put forward for consideration by the Committee on 6 March 2007.

3.5 In addition to discussing the signage, there was also discussion around the existing unlicensed shops in the area selling unclassified DVDs. The Service Manager gave an update on the enforcement work carried out by the Trading Standards Team. This work included a recent prosecution of the unlicensed shop in Caledonian Road, and additional raids on the unlicensed shops on 5 and 17 February 2007. Further raids and work with other agencies are planned in the near future.

3.6 Attendees at the meeting were pleased with the work carried out so far and requested that this work continued to be a priority for the Trading Standards Service. It was also requested that members of the Committee be made aware of local residents' concerns about the unlicensed shops in the area.

4 **Implications**

Financial Implications

4.1 As set out in the original report.

Legal Implications

4.2 As set out in the original report

Equality Implications

4.3 As set out in the original report.

4 Conclusion and reasons for recommendations

4.2 The applicant has now withdrawn his request for a variation to his licence. The application for renewal should therefore be considered in conjunction with the amended conditions as detailed in Appendix B of this report.

Background papers:

Appendix A Standard Licence Conditions for sex establishments
Appendix B Additional Conditions

Final Report Clearance

Signed by
Assistant Director of Environment and Date
Regeneration (Public Protection)

Received by
Head of Democratic Services Date

Report author : David Fordham
Tel : 020 7527 3458
Fax : 020 7527 3038
E-mail : david.fordham@islington.gov.uk

Additional Conditions

1. The Shopfront including entrance doors and window displays be retained in their present glazed open aspect and used for display purposes of non-adult merchandise. The “general goods” area to be located at the front of the shop and the “general goods” and ”adult” areas be clearly defined.
2. That no neon or similar lighting be installed on the premises