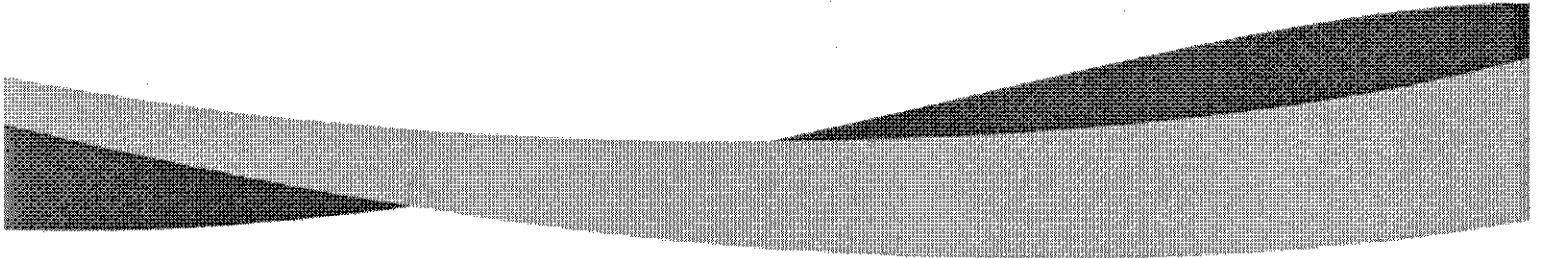




Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	26 March 2012	B4	Bunhill

Delete as appropriate		Non-exempt
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Subject: SEX ESTABLISHMENT LICENCE APPLICATION
The Horns (formerly Bar Aquarium), 262-264 Old Street, London EC1V 9DD

1. Synopsis

- 1.1 This is an application for a new sex establishment licence to permit the premises being used for sexual entertainment under the Local Government (Miscellaneous Provisions) Act 1982.
- 1.2 The council has had the ability to regulate premises operating as sexual entertainment venues since April 2011. Special transition arrangements apply to new applications from premises that were operating before 1 April 2011 under a Licensing Act 2003 premises licence, if a new licence application was submitted between 1 April 2011 and 30 September 2011.
- 1.3 The application in respect of 'The Horns' must be considered under these transitional arrangements along with 3 other premises.

2. Recommendations

- 2.1 In making a decision about the application the sub-committee will need to take into consideration:
 - the transitional requirements for determining new applications as detailed in section 3.
 - the Council's Sex Establishment Licensing Policy
- 2.2 If the sub-committee grants the application it
 - 2.2.1 should be subject to the standard conditions applicable to Sexual Entertainment Venues
 - 2.2.2 come into effect on 1 April 2012

3. Background

3.1 Adoption of new licensing controls

3.2 On 2 December 2010 the council adopted schedule 3 of the Local Government (Miscellaneous Provision) Act 1982 as amended by the section 27 of the Police and Crime Act 2009. The effect of the 2009 Act was to classify lap dancing and other forms of entertainment involving nudity as sexual entertainment venues and to give Local Authorities the power to regulate such premises as Sex Establishments.

3.3 By bringing sexual entertainment venues into the licensing regime Local Authorities were given the power to set a limit on the number of sexual entertainment venues in any given locality.

3.4 As there were a number of premises that were permitted to operate prior to the new powers being introduced under the Licensing Act 2003 regime special transition requirements were put in place for existing operators.

3.5 Transitional Requirements

3.6 As the Local Government (Miscellaneous Provisions Act) 1982 allows Local Authorities to refuse applications having regard to the number of sex establishments considered appropriate for the area, special transitional requirements apply to applications from existing businesses.

3.7 This means that new applications from existing operators submitted between 1 April 2011 and 30 September 2011 have to be considered together on the basis of merit.

3.8 There were 7 such premises providing sexual entertainment in Islington when the transitional period began on 1 April 2011. Of these 7 premises 4 have applied for new Sex Establishment Licences and need to be considered by the sub-committee at the same time.

3.9 The four premises are:

3.9.1 For Your Eyes Only

3.9.2 Platinum Bar

3.9.3 The Horns (formally Bar Aquarium)

3.9.4 The Flying Scotsman

3.10 The Horns

3.11 This premises has been authorised to provide adult entertainment since February 2009, when a variation of the existing Licensing Act 2003 premises licence was granted by the Licensing Committee. At this time the premises was known as Bar Aquarium.

3.12 The premises licence was subsequently transferred to the current operators, Stewart Bars Limited, in March 2011 when the name was changed to "The Horns".

3.13 The Premises Licence permits the premises to remain open for

3.13.1 regulated entertainment, 09:00 to 00:00 Mondays and Tuesdays, 09:00 to 02:00, Wednesdays and Thursdays, 09:00 to 03:00 Fridays and Saturdays, and 09:00 to 01:00 Sundays;

3.13.2 late night refreshment to 01:00 Sundays to Tuesdays, 02:00 Wednesdays and Thursdays, and 03:00 Fridays and Saturdays;

3.13.3 sale of alcohol 10:00 to 01:00 Sundays to Tuesdays, 10:00 to 02:00 Wednesdays and Thursdays, and 10:00 to 03:00 Fridays and Saturdays

- 3.14 The current premises licence restricts the performance of exotic dancers involving nudity to between 12:00 and 24:00.
- 3.15 The premise was trading with express permission when the transitional period began on 1 April 2011.
- 3.16 Papers relevant to this application are attached as follows:-
- Appendix 1: application form;
 - Appendix 2: representations;
 - Appendix 3: current Licensing Act 2003 premises licence;
 - Appendix 4: premises location map

3.17 Sex Establishment Licensing Policy Limits on the number of licensed premises

- 3.18 The council has determined that there are a sufficient number of sexual entertainment venues currently operating in the borough, and it does not want to see an increase in the numbers of premises that are currently providing these activities.
- 3.19 It acknowledges that there were a number of premises providing sexual entertainment before the new powers and the Sex Establishment Policy were adopted. Although the policy imposes a nil limit on the number of sex establishments in the borough, the policy explains the approach that the council intends to take in respect of existing premises that were trading with express permission for the type of entertainment which is now defined as sexual entertainment on 2 December 2010, the date that the licensing provisions were adopted.

3.20 Representations

- 3.21 The council has received three representations to this application from local businesses. Two of the businesses have requested anonymity, however it can be confirmed that they are located within the vicinity.

4. Implications

4.1 Financial implications

The current fee for sexual entertainment venues is £13,847 with the same amount on renewal. If an application is refused the total refund given is £1,755.

4.2 Legal implications

- 4.2.1 When determining a licence application, the sub-committee must have regard to any rights the applicant may have under Article 10 (right to freedom of expression) and Article 1, Protocol 1 (protection of property) of the European Convention on Human Rights.
- 4.2.2 The Local Government (Miscellaneous Provisions) Act 1982 prescribes the following discretionary grounds of refusal:
- The applicant is unsuitable to hold a licence by reason of having been convicted of any offence or for any other reason.

- 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.
- That the number of sex establishments 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;
 - 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.

4.3 Licensing Act 2003:

- 4.3.1 In general entertainment that would otherwise be considered regulated entertainment and therefore require a premises licence, is not considered regulated entertainment where it forms part of the sexual entertainment. Furthermore, while a premises licence would still be required in premises selling alcohol, any existing licence conditions relating to sexual entertainment on a premises licence will generally no longer apply and are to be considered deleted.
- 4.3.2 The Licensing Committee may therefore wish to consider whether any exiting premises licence conditions should be transferred to a new sex establishment licence should it be granted. The committee should also be aware that many of these conditions will be covered by the Standard Conditions for Sexual Entertainment Venues.

4.4 Environmental Implications

The environmental impacts have been considered and it was identified that the application if granted would have no adverse impacts on the following:

- Energy use and carbon emissions
- Use of natural resources
- Travel and transportation
- Waste and recycling
- Climate change adaptation
- Biodiversity
- Pollution

4.5 Equality Implications

The council must, in the exercise of its functions, have due regard to the need to eliminate discrimination, harassment and victimisation, and to advance equality of opportunity, and foster good relations, between those who share a relevant protected characteristic and those who do not share it (section 149 Equality Act 2010). The council has a duty to have due regard to the need to remove or minimise disadvantages, take steps to meet needs, in particular steps to take account of disabled persons' disabilities, and encourage people to participate in public life. The council must have due regard to the need to tackle prejudice and promote understanding.

5. Conclusion and reasons for recommendations

- 5.1** This is an application for a new sex establishment licence to permit sexual entertainment. The premises has been providing this type of entertainment for many years but now that the council has adopted new regulatory controls the premises operator needs to apply for a Sex Establishment Licence to continue operating.
- 5.2** In determining the application the sub-committee needs to consider three other applications from existing operators at the same time.
- 5.3** In reaching a decision the sub-committee needs to fully consider:
 - The application
 - The views of anyone making a representation
 - The Sex Establishment Policy – in particular the application of the policy to premises trading prior to the adoption of the policy
 - The requirements of the Local Government (Miscellaneous provisions) Act 1982.

Background papers:

The Council's Sex Establishment Licensing Policy
Local Government (Miscellaneous Provisions) Act 1982
Home Office Guidance on Sexual Entertainment Venues
LBI Standard Conditions for Sexual Entertainment Venues

Final Report Clearance

Signed by


Service Director – Public Protection

Date 14/3/12

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Simon Gallacher

Tel: 020 7527 3879

E-mail: simon.gallacher@islington.gov.uk



LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

APPLICATION FOR LICENCE SEX ESTABLISHMENT LICENCE

Please read the Council's Sex Establishment Licensing Policy before you complete this application form.

Type of Licence applied for

- Sex Shop
- Sex Cinema
- Sexual Entertainment venue

ISLINGTON COUNCIL LICENSING			
Date	20/9/11	Fee Paid	£13,847
Cash/Cheque Number (please circle)	1 000 15		
Receipt Number	49183		
Received By	DNG.		

Applicant's details

1. THIS PART TO BE COMPLETED IF APPLICATION IS MADE BY AN INDIVIDUAL OR PARTNERS

	Full Name	Permanent Private Address	Date of Birth	UK resident in the last 12 month?
a)				
b)				
c)				
d)				
e)				

2. THIS PART TO BE COMPLETED IF APPLICATION IS MADE BY A LIMITED COMPANY OR OTHER INCORPORATED OR UNINCORPORATED BODY

a)	Name of company or body	Stewart Bass Limited
b)	Address of Registered office (or principal office in case of unincorporated body)	262-264 OLD ST LONDON EC1V 9DP
	Name of Director(s) with responsibility for management of premises	Michael Jones
	Position held	Director.

COMMERCIAL LICENSING
23 SEP 2011
PUBLIC PROTECTION DIVISION
LONDON

Date of Birth	
---------------	--

3. THIS PART TO BE COMPLETED IF APPLICATION IS MADE BY A COMPANY

a)	Is the applicant a wholly or partly owned subsidiary of another company?	NO
b)	If yes, give name of the parent company and of any ultimate holding company	-
c)	In which country is the company incorporated?	UK - England.
d)	What is the date of incorporation of the company?	10th May 2010.

4. THE FOLLOWING QUESTIONS TO BE ANSWERED BY ALL APPLICANTS

a)	Has a licence been revoked for any sex establishment with which any party to this application has been connected?			NO
b)	Has a licence been refused for any sex establishment with which any party to this application has been connected?			NO
c)	Has any person employed or to be employed by you has held a sex establishment licence which has been refused?			NO
d)	Has the applicant or any director or other person directly or indirectly responsible for the management of the applicant body or any person named in response to question No. 10 been convicted of a criminal offence?			NO
e)	Give the following details of every person who is to be responsible for the management of the premises in the absence of the licence holder			
	Full Name	Position Held	Permanent Private Address	Date of Birth
	Peter O'Brien	Manager		

5. PREMISES DETAILS

Trading name The Horns (formerly Bar Aquarium)

Address 262 - 264 OLD ST, LONDON, EC1V 9DD

Do you have planning permission for intended use and hours of operation?

Yes

No

Contact details of person to be connected in connection with this application

Name Michael Jones

Address 262 - 264 OLD ST
LONDON
EC1V 9DD

Tel Number 07725 816 032

Email Address Michael78jones@hotmail.com

I/We declare that the above particulars are, to be best of my/our knowledge, true in every respect.

Date: 20 Sept 2011

Signature: M Jones

Name of Signatory: Michael Jones

Designation of Signatory: Company Director

Please note that any person, who in connection with any application for 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 any offence rendering him liable on conviction to a fine not exceeding £10,000.

Checklist

Application fee paid

Two passport sized photographs of applicant completing section 1 or manager of premises if applicant is a limited company.
(NB photographs are not required if no change since last application)

A plan showing the internal arrangement of the premises. (Scale 1:100)

A plan showing the location of the premises. (Scale 1:1250) ~~1:1250~~

(NB Plans are only required for new application or where there has been a change in layout since last licence granted).

Newspaper advert prepared and sent to newspaper for publishing within 7 days of submitting application

Display notice of application on premises for 21 days following submission of application

The Horns

Code of Conduct for the Dancers

The following code of conduct applies to dancers at all times while on the premises and forms the clubs terms and conditions for dancers who wish to work on the premises.

General

1. All dancers must produce a valid passport with a valid Visa. Without a visa you will not be considered for work. A copy of this will be taken and kept on record.
2. All dancers must check in with Sarah in the office each day they have a shift to work. Availability must be given on the Thursday the week before. If this is not done you will not be given any shifts
3. Please allow plenty of time (min 30min) to get ready before each shift. If you are running late then please call the bar and let the manager know.

Attire

1. Please arrive wearing suitable clothing and depart wearing suitable clothing.
2. Pay attention to your appearance and ensure you are well turned out for each shift. This means hair and makeup done and a first class selection of costumes. At all time (unless giving a performance) you must wear a thong, g-string or other form of undergarment. An evening dress and shoes.
3. Dancers shall never be visible from outside of the venue whilst on shift.

General Conduct and Behaviour

1. Watch you're drinking – anyone who is consider drunk will be sent home. Repeat offenders will be sacked.
2. NO DRUGS – EVER! We have a zero tolerance for drugs. Anyone caught will be sacked on the spot will no chance of coming back.
3. If you have a problem with a customer please don't take it into your own hands, see a manager or security staff. Do not cause a scene or fight, allow the manager to deal with it.
4. Anyone caught thieving will be sacked immediately. There are security cameras throughout the premises, including the change rooms. This is for your protection.
5. Please respect the neighbours when leaving the premises. Use licenses cabs from the cab office next door. Security will booked you one in advance.
6. Dancers must not give out personal details to customers and must not accept personal details or contact numbers from the customers
7. Dancers may not leave the club with customers
8. Dancers must not arrange to meet customers outside the club
9. Please use appropriate language during your shift, no suggestive or sexual nature etc.
10. Dancer's spouses or romantic partners are not allowed in the club. If they are picking you up at the end of a shift please ask them to wait outside for you.
11. **Dancers must never engage in prostitution – the receiving of gratuities or payments for any form of sexual favour**

12. Dancers may not accept a customer's offer of payment in return for sexual favours (solicitation)
13. Dancers must not engage in communications that could be deemed or misinterpreted as prostitution or solicitations, even if there is no intention of carrying out the act.

Conditions 11, 12 and 13 apply even when dancers are not in the premises. The Club will not tolerate behaviour that might bring the Club into disrepute under any circumstances. Prostitution, solicitation, drugs or any other offences will result in the immediate barring from the premises and will be reported to the Police.

Conduct during performances

1. Dancers are strictly on a 1 to 1 basis. There must never be more customers than there are dancers. ie. you can have 2 girls dancing for 1 guy but not visa versa.
2. Remember this is strip tease and not a sex show. Keep it clean, no touching your genitals or inserting anything at anytime. Do not perform any act that simulates masturbation or sexual intercourse.
3. Private dancers are only allowed to be performed in the designated area. Not at the bar or on the main floor
4. Always make sure customers a sitting down and remain seated during the entire performance. Customers should remain seated with hands by their sides during the whole performance
5. **NO TOUCHING.** This applies to both customers and dancers. If a customer tries to touch you then stop the dance immediately and get security. Do not lie or kneel on the floor.

Please make sure you are fully aware of the rules. If you are not sure of something then ask a manager for clarification. Signing below means you have read and understand the terms and conditions and not observing them will possibly result in dismissal.

Please note that on your first shift (usually a quiet lunchtime shift) the manager will go through the rules again and show you around the venue so as you can familiarise yourself.

Print Name _____

Stage Name _____

Sign _____ Date _____

Witnessed By _____ Sign _____ Date _____

Islington Council
Licensing Team
3F Zone C
222 Upper Street
London
N1 1XR

Email: licensing@islington.gov.uk

14th October 2011

Dear Sirs,

Re: Application No: 49183

Applicant's Company Name: Stewart Bars Limited

We write in respect of the above mentioned Application for a renewal licence to use the premises (262-264 Old Street) as a sexual entertainment venue.

We wish to object to the Application on a confidential basis on the following grounds and in reference to Islington Council Sex Establishment Licensing Policy:

4. That the renewal of the license would be inappropriate, having regard

- a) to the character of the relevant locality*
- b) to the use to which any premises in the vicinity are put*

We are aware that the Application is to renew an existing license for a sexual entertainment venue. We are a financial services business regulated by the FSA and have been operating in the area for approximately 12 years. Our office is no more than yards from the Applicant's premises. When we moved to our current premises, the Applicant was not operating the license. Had the premises been used as a sexual entertainment venue at that time, it would have influenced our decision to move to these offices and we would not have done so.

We consider that if the Application were granted and if the premises were to be used as a sexual entertainment venue, this would have a significant and adverse impact on our reputation and hence our business.

We are a growing business often recruiting additional staff. The presence of a sexual entertainment venue in such close proximity to our business would be off putting to many potential applicants.

The presence of the Applicant's business in the area and others like it currently gives rise to increased litter including discarded flyers, broken glass, vomit and urine, particularly towards the end of the week and after the weekend. Not only is this a nuisance, but it creates health and safety issues. We are concerned that the presence of a sexual entertainment venue would only add to these problems.

The nature of our business is such that our employees, a vast number of whom are women, are sometimes required to work outside of normal office hours. In order to access public transport our employees would be required to pass the Applicant's premises, often late at night and whilst travelling alone. We are anxious that the presence of a sexual entertainment venue on this route would cause our employees additional concern for their personal safety and/or expose them to unwanted attention by the patrons of the Applicant's business.

We therefore respectfully request that Application 49183 is refused on this basis.

We would be grateful if you would acknowledge receipt of our objection.

We look forward to receiving copies of the all objections raised in respect of this Application as well as confirmation of the Council's decision in due course.

Please do not hesitate to contact us should you require any further information.

Yours faithfully,

Date 14th October 2011
Our Ref
Your Ref

To

By Post & Email
Islington Council
Licensing Team
3F Zone C
222 Upper Street
London
N1 1XR

Email: licensing@islington.gov.uk

Dear Sirs

Re: Application No: 49183
Applicant's Company Name: Stewart Bars Limited

We write in respect of the above mentioned Application for a renewal licence to use the premises (262-264 Old Street) as a sexual entertainment venue.

We wish to object to the Application on a confidential basis on the following grounds and in reference to Islington Council Sex Establishment Licensing Policy:

4. *That the renewal of the license would be inappropriate, having regard*
 - a) *to the character of the relevant locality*
 - b) *to the use to which any premises in the vicinity are put*

We are aware that the Application is to renew an existing license for a sexual entertainment venue. We are a professional business and have been operating in the area for approximately 3 years. Our office is no more than yards from the Applicant's premises. When we moved to our current premises, the Applicant was not operating the license. Had the premises been used as a sexual entertainment venue at that time, it would have influenced our decision to move to these offices and we would not have done so. Furthermore, the Applicant has not operated the license since we have been at these premises.

We are a firm of solicitors in existence for over 100 years, whose trade is significantly built on reputation, both nationally and locally. We consider that if the Application was granted, and if the premises were to be used as a sexual entertainment venue, this would have a significant and adverse impact on our reputation and hence our business.

Our premises are used and are visited by a diverse mix of people, some of whom are children and vulnerable persons. The presence of a sexual entertainment venue in such close proximity to our business would thus be inappropriate.

Further, the nature of the locality is that of medium to small businesses servicing a professional and residential community including Central Foundation Boys Secondary School. It is our view that a sexual entertainment venue would not be in keeping with the character of the locality.

The presence of the Applicant's business in the area and others like it currently gives rise to increased litter including discarded flyers, broken glass, vomit and urine, particularly towards the end of the week and after the weekend. Not only is this a nuisance, but it creates health and safety issues. We are concerned that the presence of a sexual entertainment venue would only add to these problems.

The nature of our business is such that our employees, the significant majority of whom at this office are women, are often required to work outside of normal office hours. In order to access public transport our employees would be required to pass the Applicant's premises, often late at night and whilst travelling alone. We are anxious that the presence of a sexual entertainment venue on this route would cause our employees additional concern for their personal safety and/or expose them to unwanted attention by the patrons of the Applicant's business.

We therefore respectfully request that Application 49183 is refused on this basis.

We would be grateful if you would acknowledge receipt of our objection.

We look forward to receiving copies of the all objections raised in respect of this Application as well as confirmation of the Council's decision in due course.

Please do not hesitate to contact us should you require any further information.

Prettys

Number One
Legg Street
Chelmsford
Essex
CM1 1JS

DX 3323 Chelmsford
t: 01245 295295
f: 01245 295299
www.prettys.co.uk
e: mail@prettys.co.uk (not for service)

Lexcel
THE QUALITY STANDARD
FOR SERVICE

FAO: Katie Tomashevski
Licensing Officer
Islington Council
222 Upper Street
LONDON
N1 1XR

Our ref GBT/CLL/181186/0026
Please ask for: Guy Thompson
Direct dial: 01245 295275
Email: gthompson@prettys.co.uk – (not for service)

18 October 2011

BY EMAIL ONLY

Dear Sirs

**Objection to Application Number 49183 at
256-264 Old Street, London (The Application)**

We write on behalf of our client Informa UK Limited at 256, 258 and 260 Old Street and 4 Singer Street in relation to The Application for a licence to use the premises as a sexual entertainment establishment.

Our client objects to the grant of this licence on the following grounds:

- (a) Public safety;
- (b) The prevention of public nuisance;
- (c) That the applicant's establishment is inappropriate for the character of the locality.

Our client works very nearby. They run an academic publishing company and are regularly visited by a diverse range of people, which often includes children and the elderly. Their staff are principally academics, many of whom are women, and many find this activity at the establishment offensive.

Our client has worked from these premises for many years and has built up a desirable and commendable reputation during this time period. Our client feels that this sex establishment is

Partners: Ian Walsh • Peter Blake • Roland Sharp • Paul Dickie • Matthew Cole • Kath Vucevic • Matthew White • Nicholas Choumar
Claire McBride • ~~James McKeown~~ • Kelly Soyars • Jonathan Sheepp • Jim Sleight • Guy Thompson • Alison Bacon • Jani Miller
Nicholas Sayer • Director: Christopher Green

Also at: Pegasus House, 1010 Combertons Business Park, Cambridge CB23 6DP • t: 01223 597820 • f: 01223 598000
25th Floor, 25 Elm Street, Ipswich, Suffolk IP1 2AD • t: 01473 232121 • f: 01473 230022
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CPROP/181186.0026 1645004

inappropriate for this locality, and at the end of its lease may not be able to stay because the character of the area has fallen too far in their eyes and the eyes of its staff.

Our client's employees are often required to work outside normal office hours. During the evening (especially in winter when it gets dark before 5pm), and when women are travelling alone, our client's female employees often feel vulnerable in this area of London. Our client thinks that this vulnerability is heightened by the presence of a sex establishment as they have to walk past it in order to access public transport.

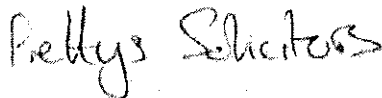
We confirm that our client does consent to having their name and address revealed to the applicant.

We should be grateful if you would forward to us copies of all the objections submitted in respect of this application as well as confirmation of the date of the committee hearing at which our client will wish to be represented and make representations.

When this licence was originally permitted, our client objected both in writing and in person and was very disappointed that it passed, but understood that the licensing laws at that time gave the Council very little power to object. These laws have now changed and we would ask that the Council takes the opportunity to protect and improve the character of the locality by rejecting The Application. If the Council does not choose to do that, our client would wish the Council to impose restrictions limiting it as far as possible.

If you require any further information or would like to discuss our client's objection please do not hesitate to contact us.

Yours faithfully



Prettys



PREMISES LICENCE
LICENSING ACT 2003

Premises licence number	LN/10971-230212		
Postal address of premises, or if none, ordnance survey map reference or description			
THE HORNS 262 OLD STREET			
Post town	London	Post code	EC1V 9DD
Telephone number			

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence

For the Ground and First Floors

- The provision of regulated entertainment by way of:
The performance of live music
The playing of recorded music
The performance of dance
- The provision of entertainment facilities for:
Making music
Dancing
- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Delete any that do not apply

- The provision of regulated entertainment for the performance of live music:

Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	02.00	the following day
Thursday	09.00	to	02.00	the following day
Friday	09.00	to	03.00	the following day
Saturday	09.00	to	03.00	the following day
Sunday	09.00	to	01.00	the following day
- The provision of regulated entertainment for the playing of recorded music:

Monday	00.00	to	24.00	the following day
Tuesday	00.00	to	24.00	the following day
Wednesday	00.00	to	24.00	the following day
Thursday	00.00	to	24.00	the following day
Friday	00.00	to	24.00	the following day
Saturday	00.00	to	24.00	the following day
Sunday	00.00	to	24.00	the following day

- The provision of regulated entertainment for the performance of dance:

Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	02.00	the following day
Thursday	09.00	to	02.00	the following day
Friday	09.00	to	03.00	the following day
Saturday	09.00	to	03.00	the following day
Sunday	09.00	to	01.00	the following day

- The provision of entertainment facilities for making music:

Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	02.00	the following day
Thursday	09.00	to	02.00	the following day
Friday	09.00	to	03.00	the following day
Saturday	09.00	to	03.00	the following day
Sunday	09.00	to	01.00	the following day

- The provision of entertainment facilities for dancing:

Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	02.00	the following day
Thursday	09.00	to	02.00	the following day
Friday	09.00	to	03.00	the following day
Saturday	09.00	to	03.00	the following day
Sunday	09.00	to	01.00	the following day

- The provision of late night refreshment:

Monday	23.00	to	01.00	the following day
Tuesday	23.00	to	01.00	the following day
Wednesday	23.00	to	02.00	the following day
Thursday	23.00	to	02.00	the following day
Friday	23.00	to	02.00	the following day
Saturday	23.00	to	02.00	the following day
Sunday	23.00	to	01.00	the following day

- The sale by retail of alcohol:

Monday	10.00	to	01.00	the following day
Tuesday	10.00	to	01.00	the following day
Wednesday	10.00	to	02.00	the following day
Thursday	10.00	to	02.00	the following day
Friday	10.00	to	03.00	the following day
Saturday	10.00	to	03.00	the following day
Sunday	10.00	to	01.00	the following day

Except:

From the start of permitted hours on New Years Eve until the end of permitted hours on New Years Day.

The opening hours of the premises:

Monday	10.00	to	01.30	the following day
Tuesday	10.00	to	01.30	the following day
Wednesday	10.00	to	02.30	the following day
Thursday	10.00	to	02.30	the following day
Friday	10.00	to	03.30	the following day
Saturday	10.00	to	03.30	the following day
Sunday	10.00	to	01.30	the following day

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On and Off Supplies

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Stewart Bars Ltd
262-264 Old Street
London
EC1V 9DD
07725 816032
Michael78jones@hotmail.com

Registered number of holder, for example company number, charity number (where applicable)

07248586

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Michael Anthony Jones
262-264 Old Street
London
EC1V 9DD

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

LEW 2677 L B Lewisham

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Service Manager (Commercial)

Date of Issue

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any "irresponsible promotions" in relation to the premises.

In this condition, an "irresponsible promotion" means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

- a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
 7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

8. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

9. The responsible person shall ensure that:
- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

1. The performance of exotic dancers involving nudity shall only take place between the hours of 12.00 and 24.00.
2. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
3. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
Children and Young Persons Act 1933
Cinematograph (Safety) Regulations 1955
Sporting Events (Control of Alcohol Etc) Act 1985
4. The licence shall be subject to the Council's standard conditions for Places of Entertainment
5. The licence shall be subject to the Council's technical standards for Places of Entertainment
6. The maximum number of persons accommodated at any one time in the premises shall not exceed the following: Ground Floor & First Floor 200.
7. The licence is subject to the following additional conditions referred to in the standard conditions for places of public entertainment:
 - ADDITIONAL CONDITIONS D: APPLICABLE TO PREMISES USING DOOR SUPERVISORS
 - ADDITIONAL CONDITION GO: APPLICABLE TO THE KEEPING OF GOOD ORDER.
8. The licensee/manager shall actively participate in and support the local Pubwatch scheme.
9. In the event that door supervisors are employed at the premises, they shall be registered with the Security Industry Authority.
10. A notice shall be displayed inside the premises asking patrons to leave the premises in a considerate manner.

12. The following certificates shall be submitted to the Council's Licensing Team;
- a) An emergency escape lighting inspection and test certificate. The certificate shall confirm that the emergency escape lighting installation is in full working order and complies with the British Standard 5266: Part 1

The above certificate shall be signed by a competent person who shall be:

- (i) A corporate member of the Institution of Electrical Engineers or;
- (ii) A contractor currently enrolled with the National Inspection Council for Electrical Installation Contracting or Electrical Contractors Association.

- b) A current fire alarm inspection and test certificate confirming the fire alarm is in full working order and complies with British Standard 5839: Part 1.

The above certificate shall be signed by a competent person who shall be:

- (i) A corporate member of the Institution of Electrical Engineers or;
- (ii) A contractor currently enrolled with the National Inspection Council for Electrical Installation Contracting or Electrical Contractors Association.

13. All security staff shall be equipped with radios, linking them to the other security guards.
14. All exits at the premises shall be checked throughout the night.
15. The sound levels shall be set to prevent any nuisance being heard in any residential properties.
16. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
17. Dancers shall only perform a nude dance in a designated area of the premises.
18. Dancers shall only perform a nude dance while supervised by security.
19. All customers shall be required to be seated with hands clearly at his/her sides.
20. Customers shall be, and remain, fully clothed at all times; dancers shall not attempt to remove or loosen any items of customers' clothing.
21. Customers shall not be permitted to touch the dancer or attempt to join in a performance. If a customer attempts to do this, the dancer shall stop the dance and notify the nearest door supervisor immediately.
22. Dancers at any time must not lie or straddle or sit on the customers during the performance.
23. At no time during the performance shall any part of the dancer's torso rub against or touch against the customer.
24. Dancers shall not perform any act that simulates masturbation or sexual intercourse, including insertion of any object, including their own finger, into any genital opening.
25. Dancers shall be required to comply with the Bar Aquarium Ltd, Code of Conduct For Dancers.
26. The premises shall not be used under the variation to the licence until copies of the inspection and test certificates specified below, properly certified by approved competent persons, have been submitted to the council and the arrangements at the premises are suitable and sufficient for health & safety and have been approved in writing by the responsible authority for health and safety.
 - Electrical installation periodic inspection report
 - Emergency lighting
 - Fire alarm
 - Fire fighting appliances

27. An approved competent person for the testing and certification of electrical installations and emergency lighting should be one of the following:

- (i) A qualified member of the Institution of Electrical Engineering & Technology, or
- (ii) A member of the Electrical Contractors Association, or
- (iii) A contractor enrolled with the National Inspection Council for Electrical Installation Contracting.

For fire alarms any of the above, or

- (i) A member of the Loss Prevention Council 1014 Scheme, or
- (ii) A member of the British Approvals for Fire Equipment SP203 Scheme

Inspection and test certificates for fire fighting appliances should be obtained from an organisation certified by the British Approvals for Fire Equipment (BAFE).

28. Adequate ventilation for healthy conditions shall be provided to all parts of the premises. Where windows and doors have to be kept closed to control the emission of noise from the premises, mechanical supply and extract ventilation shall be installed.

Note: Details of your proposals for ventilation shall be submitted for consideration and approval.

Mechanical supply ventilation should be not less than 12 litres/second of fresh air per person. Mechanical extract ventilation should be not less than 60% and not more than 90% of the supply ventilation. Mechanical ventilation for the toilet accommodation should be capable of extracting air at a rate of not less than 6 litres/second per water closet/urinal or 6 air changes per hour, whichever gives the biggest volume. Air inlet to the toilet should be provided, e.g. 10mm gap under the door.

Annex 3 - Conditions attached after a hearing by the licensing authority

1. That the roof deck is not to be used until works have been carried out to the satisfaction of the Council's Building Control Officer.
2. That the roof deck is cleared of patrons a 23.00 every night of operation.
3. The performance of exotic dancers involving nudity shall only take place between the hours of 12.00 and 24.00.
4. A CCTV system shall be installed and maintained inside the premises, including a CCTV unit, which monitors both customers and performers. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to an authorised officer or a police officer within 24 hours of any request.
5. There shall be a two metre distance between customers and dancers at all times.
6. There shall be no external signage on the premises advertising exotic dancing.
7. Windows on the relevant floor must be blacked out during performances.
8. No children in the premises at any time and no person in the premises under the age of 12 when exotic dancing is taking place.

Annex 4 – Plans

Reference Number WK/11122764 Dated 13 June 2011

