



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	23 June 2015		Bunhill

Delete as appropriate		Non-exempt
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**Subject: SEX ESTABLISHMENT LICENCE APPLICATION  
FYEO, 23 CITY ROAD, LONDON EC1Y 1AG**

**1. Synopsis**

- 1.1 This is an application for the renewal Sex Establishment Licence to permit the premises being used for sexual entertainment venue under the Local Government (Miscellaneous Provisions) Act 1982
- 1.2 The renewal application is to:
  - I. Provide sexual entertainment in the form of strip tease.

**2. Representations**

Metropolitan Police	No
Fire Brigade	No
Building Control	No
Ward Councillors	No
Local residents	Yes: 1
Other bodies	No

### **3. Background**

- 3.1 FYEO has held an SEV Licence to permit the premises to operate as a sexual entertainment venue since the legislation was changed on 1 April 2012. Prior to the change of legislation the premises has legally provided strip tease for many years.
- 3.2 SEV Licences expire after 12 months and licence holders have to apply each year for a licence.
- 3.3 The premises also benefits from a premises licence under the Licensing Act 2003 which permits licensable activities Monday to Sunday 24 hours.
- 3.4 The premises also holds a special treatment licence for one therapist to provide shoulder and neck massage.
- 3.5 Papers are attached as follows:-
  - Appendix 1: application form and current SEV Licence;
  - Appendix 2: representations;
  - Appendix 3 standard conditions for SEV premises;
  - Appendix 4: premises location map

### **4. Planning Implications**

- 4.1 No adverse observations have been received from Planning regarding this new application.

### **5 Recommendations**

- 5.1 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.
- 5.2 To determine the application to renew the SEV licence under Section 8 of the Local Government (Miscellaneous Provisions) Act 1982 which proscribes discretionary grounds of refusal as the grant or renewal of the licence would be inappropriate, having regard to:
  - i. To the character of the relevant locality;
  - ii. To the use which any premises in the vicinity are put; or
  - iii. To the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.
- 5.3 In reaching the decision the sub-committee needs to fully consider:
  - i. The application;
  - ii. The views of anyone making a representation;
  - iii. The Sex Establishment Policy;
  - iv. The requirements of the Local Government (Miscellaneous Provisions) Act 1982.

### **6 Conclusion and reasons for recommendations**

- 6.1 This is an application for to renew a Sex Establishment Licence to permit the premises to operate as a sexual entertainment venue. The premises has been providing this type of

entertainment for many years but the premises operator will need to apply for a Sex Establishment Licence every 12 months to continue operating.

**Background papers:**

The Council's Statement of Licensing Policy  
Licensing Act 2003  
Secretary of States Guidance

**Final Report Clearance**

**Signed by**

  
Service Director - Public Protection

15-6-15

Date

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

Appendix 1



# ISLINGTON

## 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 **RENEWAL**

COMMERCIAL/LICENSING  
 - 3 MAR 2015  
 PUBLIC PROTECTION DIVISION  
 100 UPPER ST, LONDON N1 1XN

#### 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	FOR YOUR EYES ONLY LIMITED
b)	Address of Registered office (or principal office in case of unincorporated body)	15-16 STOCKHOLM CLOSE THE TUNNEL TRADING ESTATE TUNE & WEAR NE 29 7SF
	Name of Director(s) with responsibility for management of premises	GILENN CAMPBELL NICIE
	Position held	DIRECTOR

OK limit  
3 March 15

Date of Birth	24.09.62
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**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
d)	What is the date of incorporation of the company?	28.05.02

**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?	Yes: please see attached sheet.		
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?	Please see attached sheet		
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			
	<b>Full Name</b>	<b>Position Held</b>	<b>Permanent Private Address</b>	<b>Date of Birth</b>
1	Tony OSBORNE	Manager	Please see attached	
2	TERENCE MALHAM	Deputy Manager	" " "	

**5. PREMISES DETAILS**

Trading name For Your Eyes Only (F-YEO)  
Address 23 City Road, London, EC1Y 1AE

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 Julia Palmer JPLaw: solicitor  
Address Potterne Farm Cottage, Potterne Way,  
Wimborne, Dorset, BH21 6RS  
Tel Number 01202 813658  
Email Address julia.palmer@jplaw.co.uk

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

Date: 28.2.15

Signature: Julia Palmer JPLaw

Name of Signatory: Julia Palmer, JPLaw

Designation of Signatory: solicitor & agent for the applicant

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)
- (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



**JCP Law**

Potterne Farm Cottage  
Potterne Way  
Three Legged Cross  
Wimborne BH21 6RS

Phone: 01202 813658

Mobile 07866 265152

Fax 01202 820478

E-mail

Julia.Palmer@JCPlaw.co.uk

Mrs K Tomashevski  
Licensing Officer  
Environment & Regeneration  
Islington Council  
Public Protection Division  
222 Upper Street  
London  
N1 1XR

Your ref : WK/201579213

9 June 2015

BY EMAIL

Dear Mrs Tomashevski

**FYEO 23 City Road London EC1  
SEVL renewal hearing 9 June 2015**

Further to your letter of 29 May, please accept this letter as formal notification that the applicant company will be attending the hearing on 23 June. It will be represented by me, or such other advocate as I may advise, and the Managing Director, Mr Glenn Nicie (or such other person as he nominates) will attend at the hearing to give information to the committee should that be necessary or appropriate. Mr Tony Osborne, the general manager, will also be present and wish to address the committee should the need arise.

My client will wish to rely on some documents to support its application, and I accordingly enclose :

1. 3 photographs of the interior of the premises
2. The drinks menu
3. The site's noise management policy and notices
4. A letter from the manager of the neighbouring Tesco stores
5. An email from the manager of the Travelodge Hotel

We shall be bringing originals of the photographs and drinks menus with us on the day of the hearing as they will not reproduce well. We shall assume that 6 copies of each should suffice unless you revert.

We note that several applications will be heard that day. We note what you say in your letter, but if it is possible to give a "not before" time for the hearing of our application, that would be appreciated.

We understand that all procedural formalities with regard to this application are in order, but should you require anything further, please let me know.

With regards  
Yours sincerely  
Julia Palmer

**Julia C Palmer MBII.tp MIOL**

Solicitor: Sole Practitioner Authorised and regulated by the Solicitors Regulation Authority: SRA No 449520

[www.jcplaw.co.uk](http://www.jcplaw.co.uk)

**Lexcel**  
Law Society











## CHAMPAGNE

Laurent Perrier Brut	£80
Moët & Chandon NV	£85
Veuve Clicquot	£90
Bollinger NV	£100

### Rose Champagne

Moët & Chandon Brut Rose	£100
Laurent Perrier Rose	£120
Dom Perignon Vintage Rose	£495

### Vintage & Deluxe Champagne

Laurent Perrier Vintage	£180
Dom Perignon Vintage	£275
Louis Roederer Cristal	£395
Armand de Brignac	£645

### Champagne Magnums & Large Formats

Laurent Perrier Brut Magnum	£175
Dom Perignon Magnum	£495
Dom Perignon Rose Magnum	£995
Moët & Chandon Jeroboam	£595
Louis Roederer Cristal Jeroboam	£8000

## WHITE WINE

Also available in 125ml on request

	175ml Glass	Btl
House White	£8.00	£22

Apple Tree Flat Semillon Sauvignon	
Cape Mentelle, Semillon Sauvignon	£30
Cape Mentelle, Chardonnay	£38
Cloudy Bay, Sauvignon Blanc	£48

## ROSE WINE

Also available in 125ml on request

	175ml Glass	Btl
House Rose	£7.00	£24
Chateau L'Eperon		
Marques de Caceres Rosada	-	£30
Domaines Ott Chateau de Selle	-	£48

## RED WINE

Also available in 125ml on request

	175ml Glass	Btl
House Red	£8.00	£22
Morasse Cabernet Sauvignon		
Barolo	-	£50
Cloudy Bay, Pinot Noir	-	£52
Chateau-neuf du Pape	-	£53

## DELUXE BEERS

	Btl	Case (24)
Heineken	£6.00	£100
Tiger	£6.00	£100
Carlsberg	£6.00	£100
Peroni	£6.00	£100
Magners	£6.00	£100
Kaliber Low Alcohol Lager	£3.50	-

## PREMIUM BEERS

	Btl	Case (24)
Corona	£7.00	£120
Bira Moretti	£7.00	£120
Asahi	£7.00	£120
Amstel	£7.00	£120

## BUCKET DEALS (Bucket of 8)

Carlsberg	£24.00
Heineken	£28.00
Bira Moretti	£28.00
Corona	£28.00
Asahi	£30.00

## ALCOPOPS

VK Ice	£5.00
Smirnoff Ice	£5.00

## HOUSE SPIRITS

FREE Jug of mixer included in the bottle price.

	25ml	Btl
Smirnoff Vodka	£5.00	£110
Bombay Sapphire Gin	£5.00	£120
Bells Whisky	£5.00	£120
Captain Morgan	£5.00	-

FREE Jug of mixer included in the bottle price.

## PREMIUM SPIRITS

FREE Jug of mixer included in the bottle price.

	25ml	Btl
Belvedere/Katol One Vodka	£8.00	£140
Belvedere Magnum	-	£270
Belvedere Jeroboam	-	£450
Johnnie Walker Whisky	£6.00	£140
Jack Daniels	£6.00	£140
Havana Club 7yr	£6.00	£140
Courvoisier	£6.00	£140
Baileys	£6.00	£140

## SOFT DRINKS

	Splash	Glass
Carbonated soft drinks	£2.00	£4.00
Fruit Juices	£2.00	£4.00
Hildon Mineral Water	-	£4.00
Red Bull Energy Drink	£2.00	£5.00
Bottled Coke	-	£5.00

## SLAMMERS & SHOOTERS

Jose Cuervo Gold	£5.00
Opal Sambuca	£5.00

Bottles of Tequila & Sambuca can be purchased at £130 per bottle.

B-52 Kahlua, Baileys & Grand Marnier	£7.00
Slippery Nipple White Sambuca & Baileys	£7.00
Kamikaze Vodka, Triple sec & Lime cocktail	£7.00
BMW Baileys, Malibu & Whisky	£7.00

## DELUXE SPIRITS

FREE Jug of mixer included in the bottle price.

	25ml	Btl
Tanqueray Gin	£7.00	£160
Akvinta Vodka	-	£155
Grey Goose Vodka	£7.00	£155
Grey Goose - Magnum	-	£320
Grey Goose - Rehoboam	-	£1800
Snow Queen Vodka	£7.00	£150
Glenfiddich	£7.00	£150
Glenmorangie 10yr	£7.00	£150
Hennessey XO	£8.00	£220
Hennessey Paradis	£50.00	£900
Remy Martin Louis XIII	£95.00	£2200

All products are subject to supplier availability. If your particular choice is unavailable we will offer you a suitable alternative.

Each bill is subject to an optional 15% service charge.

WWW.FYEO.CO.UK

Email to FYEO Ltd from Travelodge 16 April 2015

Name /Position: Jennifer Fletcher, Hotel Manager

Company Address: Travelodge London Central City Road, 7-12 City Road, London EC1Y 1AE

To whom it may concern:

This letter is to confirm that we have had no complaints with our neighbours For Your Eyes Only.

After working in the same area for the last 7 years they have been very helpful and a very respectful neighbour.

Kind Regards

**Jennifer Fletcher**

**HM London Central City Road**

**t +44 (0) 203 195 4525**

[travelodge.co.uk](http://travelodge.co.uk)

Travelodge is a part of Travelodge Hotels Ltd.

Registered Office: Travelodge Hotels Ltd, Sleepy Hollow, Aylesbury Road, Thame, Oxon, OX9 3AT.  
Registered No: 769170 VAT No. 805367726.

Please consider the environment before printing this e-mail

23/04/15

To whom it may concern:

My name is Bilal Arif and I am the Tesco store Manager of 1-23 City Road Express EC1Y 1AG.

I am writing this email to confirm that I do not have any issues with my neighbouring club ( For Your eyes Only).

They have always operated in a professional way and I do not remember any anti social behaviour caused by their customers in the area.

Our hours of operation are 06:00 till 00:00 Mon-Fri  
07:00 till 23:00 Sat/ Sun

Thanks  
Bilal Arif  
Store Manager  
1-23 City road  
London  
EC1Y 1AG

# **For Your Eyes Only**

Fyeo would respectfully ask you keep the noise to a minimum when leaving the premises.

Please leave quietly and order taxis from inside the building.

We respect our neighbours and would ask you do the same any customers not complying will be refused entry next time.

## **For your eyes only**

### **Noise Policy**

#### **Customers**

- Customers must be reminded through security staff to respect our neighbours when entering and leaving the premises.
- Adequate signage will be in place
- Guests will be reminded by staff
- Taxis will offer a service inside the building to prevent noise outside
- Customers not complying with our requests that they may not gain entry should they persist.

#### **Staff**

- All staff will be accompanied by security when smoking or leaving the premises
- Signage will be in place
- Staff will be reminded to order taxis and transport early to avoid any waiting.
- Staff not complying will be disciplined or have their contract revoked in the event they fail to comply with our policy.

# **STAFF AND DANCERS**

Fyeo would respectfully ask you keep the noise to a minimum when leaving the premises.

Please leave quietly and order taxis from inside the building.

We respect our neighbours and would ask you do the same any one found not complying may face disciplinary action or lose shifts.



Licence Number: LN13639-010414

## SEX ESTABLISHMENT LICENCE

The Council of the London Borough of Islington, by virtue of the provisions of Part II and Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, as amended by the Police and Crime Act 2009, Section 27 and Schedule 3 hereby grant to:

Full name of licensee: **For Your Eyes Only Limited**

Address of licensee: **15-16 Stockholm Close  
Tyne Tunnel Trading Estate  
Tyne & Wear  
NE29 7SF**

A licence to use the premises known as: **For Your Eyes Only (aka FYEO)**

Address of premises: **23 City Road  
London  
EC1Y 1AE**

As a **Sexual Entertainment Venue** until the last day of **March 2015**.

This licence is granted subject to Islington's **Standard Conditions for Sexual Entertainment Venues** and to any additional conditions indicated below.

A copy of this licence and the Council's **Standard Conditions for Sexual Entertainment Venues** must be kept exhibited in a conspicuous place on the licensed premises.

### Additional Conditions:

1. The licensee shall ensure that any external advertisement promoting the entertainment on the premises, (including any promotional material made available on the premises which can be taken outside), complies with the Advertising Standards Authority's guidelines and is not unacceptable to the Council.

Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR

Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

  
Service Director – Public Protection

**2 July 2014**  
Date of Issue

# Appendix 2

Dear Sir/madam

I am writing to you regarding the strip club "For Your Eyes Only" on City Road which is applying for a licence renewal and also for permission to offer a "neck and massage only" service.

I am a local resident and have many objections to this club and also against this new massage service being offered.

For Your Eyes Only closes in the early hours and there are continual noise issues from the people who work there as they assemble for their cars which are parked behind the block where I live, and also from drunken patrons shouting down the street, as they stagger to the other strip club that we have on Paul Street, yes we are well catered for already on the naked dancing front.

It is located next to a Tesco supermarket, which my wife uses at night and also a Travelodge Hotel which is always full of visitors and tourists, and having to walk past groups of drunken men coming in or gathering outside can't be a pleasant experience for anybody or a particularly good advertisement for London.

This is an area that is on the up and establishments like this do nothing to enhance this image, in fact, they drag it down again, because no matter how hard the owners try to pretend that its some sort of glamorous establishment, this is still just a place where drunk men go to have semi naked woman dance for them on stage, or for extra money, get "private dances" in dimly lit booths.

I think the fact that they are adding a massage service gives you a big clue as to what sort of place they really would like this to be, because while I may not be an expert on this subject, to put it bluntly I can't imagine these stop at the neck if the price is right at 3 in the morning.

We don't need this establishment, it brings nothing to the area and is so tacky and old fashioned compared to the nice shops and bars that are starting to appear nearby.

If there is a place for these establishments, it's not here. Would you like to live near one?

Yours

## **STANDARD CONDITIONS FOR SEXUAL ENTERTAINMENT VENUES**

### **General**

1. The Licensee must remain in personal control of the premises at all times that it is trading or nominate in writing an individual over the age of 18 with the authority to direct activities within the Premises.
2. The licensee shall notify the Council, in writing, of any change in directors, trustees, partners or other persons concerned in the management of the licensed activities within fourteen days of such change.
3. The Licensee shall provide in a timely fashion copies of any documents reasonably required by an authorised officer of the Council to prove compliance with this Licence.
4. The licensee must give written notice to the Council if s/he wishes to surrender the licence.
5. The Council reserves the right to amend or alter these conditions without prior consultation with the licensee but will notify the licensee of any alterations.
6. The meaning of "sexual entertainment" is given in Section 27 of the Policing and Crime Act 2009.

### **Management**

7. A suitable and sufficient number of door supervisors and trained staff will be employed (based on a risk assessment) when sexual entertainment is offered. Their duties will include monitoring customers and performers to ensure that the Code of Conduct for Dancers and the House Rules are being obeyed and enforcing if necessary.
8. The Licensee shall prepare and implement a Code of Conduct for Performers. The Code shall be approved by the council and will not be altered without their consent.
9. The Licensee shall prepare House Rules governing the conduct of customers. The Rules shall be approved by the council and shall not be altered without their consent.

### **Premises**

10. The interior and exterior of the premises shall not be altered without prior consent of the council.
11. The Licensee shall ensure that the interior of the premises where sexual entertainment is offered shall not be capable of being seen from the outside of the premises, and that the exterior is maintained to a satisfactory level of decorum.
12. The sexual entertainment shall take place only in the areas designated by the Council and the approved access to the dressing room(s) shall be maintained whilst sexual entertainment is taking place and immediately thereafter.
13. CCTV shall be installed to cover the inside and the outside of the premises covering all areas to which the public have access, including private performance areas and booths, entrances and exits but excluding toilets. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer together with facilities for viewing. The recordings for the preceding two days shall be made

available immediately on request. Recordings outside this period shall be made available on 24 hours notice

### **Advertising**

14. The Licensee shall ensure that any external advertisement promoting the entertainment on the premises complies with the Advertising Standards Agency guidelines and has prior Council approval.
15. The Licensee shall not permit the display outside of the premises of photographs or other images, excluding trade marks or logos, which are unacceptable to the Council, and which indicate or suggest that sexual entertainment takes place on the premises.
16. Where the Council has given notice in writing to the Licensee objecting to an advertisement on the grounds that, if displayed, it would offend public decency or be likely to encourage or incite crime and disorder that advertisement shall be removed or not be displayed.

### **Admission to the Premises**

17. No person under the age of 18 years shall be permitted on the premises when sexual entertainment is being offered, and a clear notice to this effect will be displayed at the entrance.
18. Customers who appear to be under the age of 21 must be asked to provide a Pass-Scheme approved photographic card, their passport or photographic driving licence to prove their age. Prominent notices must be clearly displayed to this effect at the entrance(s) to the premises.
19. The content of the House Rules will be made known to customers prior to their admission to the premises when sexual entertainment is provided.
20. Signs must be displayed at appropriate locations advising that any customer attempting to make physical contact with a performer will be asked to leave;

### **Performers**

21. Entertainment will be given only by the performers engaged by or through the Licensee and there will be no audience participation.
22. The licensee shall keep a record of each performer, including their proper name and any aliases, and their residential address. With each record the licensee shall keep a copy of a photographic form of identity and proof of address of the performer.
23. On days when sexual entertainment is provided, the licensee, or their representative, shall keep a record of those performers working at the premises on that day in a daily record. The daily record shall be immediately available for inspection by authorised officers.
24. The licensee shall ensure that each performer signs the code of conduct in their proper name, acknowledging that they have read and understood and are prepared to abide by the code of conduct, and signed copies be kept on the premises for inspection by authorised officers.
25. There shall be no physical contact between customers and the dancers other than the transfer of money or tokens at the beginning or conclusion of the performance.
26. There shall be no physical contact between dancers whilst performing.
27. Performers must remain fully dressed while on the premises, except while performing in areas approved by the Council for sexual entertainment and in the approved changing rooms.

28. Performers must be fully dressed at the end of each performance.
29. Performers must never be in the company of a customer except in an area open to the public within the premises. (except in the toilets)
30. The Licensee is to implement a policy for the safety of the performers when they leave the premises.

**Customers**

31. The House Rules regarding customer behaviour will be implemented at all times that the premises are operating with sexual entertainment.
32. No member of the public shall be admitted or allowed to remain in the dance area if they appear to be intoxicated or under the influence of illegal substances.
33. Customers may not be permitted to photograph film or electronically record any performance.
34. Customers shall not be permitted to enter non public areas of the premises such as changing rooms.





Title : FYEO, 23 City Road

Islington Borough Boundary

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