

## STANDARD CONDITIONS APPLICABLE TO LICENCES FOR SEX SHOPS

REGULATIONS made by the Islington Council in pursuance of the powers contained in paragraph 13 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, prescribing standard conditions applicable to licences for sex shops.

1. Throughout these regulations, the expressions "sex shop", "sex establishment" and "sex article" shall have the meanings ascribed to them in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and "the Council" means the Council of the London Borough of Islington.
2. In the event of a conflict between these conditions and any special conditions contained in a licence relating to a sex shop, the special conditions shall prevail.
3. The business shall be carried on only in the name, style or title specified in the licence and at the premises mentioned therein.
4. The licensee, whether a partner, company or other corporate or unincorporated body, shall notify the Council in writing, in the form prescribed by the Council, of any change in directors, trustees, partners or other persons concerned in the management of such company, partnership or corporate or unincorporated body, within fourteen days of such change.
5. The licensed premises shall not be opened for the purposes for which the licence is granted earlier than 9.30am and shall be closed not later than 8.00pm.
6. The premises shall not be opened on Sundays, Christmas Day or Good Friday.
7. The Council may also specify any other date on which the premises shall be closed provided that fourteen days notice in writing of such date must be given to the licensee.
8. No advertisement other than advertisements relating to other licensed sex establishments or relating to goods available from the premises shall be displayed inside the premises.
9. The interior of the premises shall not at any time be visible from outside and the window shall only bear a suitable display approved by the Council.
10. The following notice shall be displayed at the entrance to the premises such that no-one could reasonably obtain access to the premises without being aware of its contents:

Licensed Sex Shop

**WARNING**

Persons passing beyond  
this notice will find  
material on display which  
they may consider indecent.

No admittance to persons under 18 years of age

11. No part of the premises shall be used by prostitutes for the purposes of solicitation or otherwise exercising their calling.
12. Neither the licensee nor any employee shall seek to obtain custom for the sex shop by means of personal solicitation outside or in the vicinity of the sex shop.



ISLINGTON

13. No goods likely to forfeiture under Section 3 of the Obscene Publications Act 1959 or Section 5 of the Protection of Children Act 1978 or likely to be condemned under Schedule 3 to the Customs and Excise Management Act 1979 by virtue of Section 42 of the Customs Consolidation Act 1896 shall be kept on the premises.
14. All sex articles and other things displayed within the premises shall be clearly marked to show to persons who are inside the premises the respective prices being charged.
15. The licensee shall not distribute any unsolicited goods or publicity.
16. The licensed premises shall be used only for the purposes specified in the licence.
17. No alcohol shall be consumed on the premises.
18. 18R classified videos/DVDs must not be sold by mail order or via the Internet.
19. A record shall be kept of mail order/Internet transactions in such form as agreed by the Council and all such transactions must comply with the Consumer Protection (Distance Selling) Regulations 2000.
20. The exterior and interior of the premises shall not be altered without the prior consent of the Council.
21. The licence is not transferable by the licensee.
22. The licensee must give written notice to the Council if s/he wishes to surrender the licence.
23. The licensee shall maintain good order and decent behaviour in the licensed premises and shall inform the Police immediately s/he becomes aware of any indecent conduct taking place or which is said to have taken place, in the premises.
24. 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.

London Borough of Islington

CENTRAL LICENSING SUB-COMMITTEE – 8 December 2003

Minutes of the additional meeting of the Central Licensing Sub-Committee held at the Town Hall, Upper Street, N1 2UD, on 8 December 2003, at 2.30pm.

**Present:** Councillors: Joan Coupland, Stefan Kasprzyk and Bruce Neave

**Councillor Bruce Neave in the Chair**

90 **APOLOGIES FOR ABSENCE** (Item 1)

None.

91 **DECLARATION OF SUBSTITUTE MEMBER** (Item 2)

None.

92 **DECLARATIONS OF INTEREST** (Item 3)

None.

93 **APPLICATION FOR SEX SHOP LICENCE – 9 CALEDONIAN ROAD, LONDON N1 9DX, TRADING AS "PROWLER KINGS CROSS"** (Item 4)

The Service Manager for Trading Standards and Street Trading presented his report to the Sub-Committee.

The Sub-Committee heard representations from the applicant's (Heart of Soho Ltd) Legal representative and from three members of the public who objected to the application for a licence at the premises.

The Chair agreed that further written representations, in support of the application be laid round for Members' information.

**RESOLVED:**

(a) That it be noted:

(i) That the Sub-Committee fully appreciates the very real concerns expressed by the objectors. However, it is the view of the Sub-Committee that it is preferable for premises of this nature to be licensed.

(ii) With regret, that the City of Westminster Act 1996 is a local Act which could not be adopted by the London Borough of Islington and the Sub-Committee will be recommending that this Council lobby Parliament, in respect of provisions relating to closure notices and closure orders, of the above Act to be extended nationwide;

(b) That, in the meantime, Officers liaise with Police to pursue a more pro-active prosecution regime against unlicensed premises in the Borough;

(c) That, having carefully considered all of the written and oral evidence presented, approval be granted for a Sex Shop licence to Heart of Soho Ltd, for the use of the basement and rear ground and mezzanine floors of the retail shop at 9 Caledonian Road N1 9DX, for a sex establishment, trading as "Prowler Kings Cross", for one year only, subject to the conditions set out below, but with an exception to standard Condition 10 which is varied to the extent that " the following notice shall be displayed inside the premises, prior to access to the licensed area such that no-one could reasonably obtain access to this area without being aware of its contents".

### **Conditions of licence**

1. Throughout these conditions, the expressions 'sex shop', 'sex establishment' and 'sex article' shall have the meanings ascribed to them in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982; 'the Council' means the Council of the London Borough of Islington.
2. In the event of a conflict between these conditions and any special conditions contained in a licence relating to a sex shop, the special conditions shall prevail.
3. The business shall be carried on only in the name, style or title specified in the licence and at the premises mentioned therein.
4. The licensee, whether a partner, company or other corporate or unincorporated body, shall notify the Council in writing, in the form prescribed by the Council, of any change in directors, trustees, partners or other persons concerned in the management of such company, partnership or corporate or unincorporated body, within fourteen days of such change.
5. The licensed premises shall not be opened for the purposes for which the licence is granted earlier than 9.30am and shall be closed not later than 8.00pm.
6. The premises shall not be opened on Sundays, Christmas Day or Good Friday.
7. The Council may also specify any other date on which the premises shall be closed, provided that fourteen days notice in writing of such date must be given to the licensee.
8. No advertisement other than advertisements relating to other licensed sex establishments or relating to goods available from the premises shall be displayed inside the premises.
9. The interior of the premises shall not at any time be visible from outside, and the window shall only bear a suitable display approved by the Council.

10. The following notice shall be displayed inside the premises, prior to access to the licensed area such that no-one could reasonably obtain access to this area without being aware of its contents:

Licensed Sex Shop  
WARNING  
Persons passing beyond  
This notice will find  
Material on display which  
They may consider indecent.  
No admittance to persons under 18 years of age.

11. No part of the premises shall be used by prostitutes for the purposes of solicitation or otherwise exercising their calling.

12. Neither the licensee nor any employee shall seek to obtain custom for the sex shop by means of personal solicitation outside or in the vicinity of the sex shop.

13. No goods likely to forfeiture under Section 3 of the Obscene Publications Act 1959 or Section 5 of the Protection of Children Act 1978 or likely to be condemned under Schedule 3 to the Customs and Excise Management Act 1979 by virtue of Section 42 of the Customs Consolidation Act 1896 shall be kept on the premises.

14. All sex articles and other things displayed within the premises shall be clearly marked to show to persons who are inside the premises the respective prices being charged.

15. The licensee shall not distribute any unsolicited goods or publicity.

16. The licensed premises shall be used only for the purposes specified in the licence.

17. No alcohol shall be consumed on the premises.

18. 18R classified videos/DVDs must not be sold by mail order or via the internet.

19. A record shall be kept of mail order/internet transactions in such form as agreed by the Council and all such transactions must comply with the Consumer Protection (Distance Selling) Regulations 2000.

20. The exterior and interior of the premises shall not be altered without the prior consent of the Council.

21. The licence is not transferable by the licensee.

22. The licensee must give written notice to the Council if s/he wishes to surrender the licence.

23. The licensee shall maintain good order and decent behaviour in the licensed premises and shall inform the Police immediately s/he becomes aware of any indecent conduct taking place, or which is said to have taken place, on the premises.

24. 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.

Reasons - The applicants represented themselves as a reputable and responsible company whom the Sub-committee are confident will run the premises in a proper manner.

**Additional conditions determined by the Sub-Committee:**

25. The Shopfront, including entrance doors and windows 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.

26. That no neon or similar lighting be installed on the premises.

Reasons - These additional conditions are to safeguard the concerns of the local residents and to retain the present standard of displays.

**94 REVIEW OF SHOP FRONT LICENCES FEES AND CHARGES (Item 5)**

**RESOLVED:**

- (a) That the fees and charges, agreed at Central Licensing Sub-Committee in July 2003, be reduced, as detailed below:
- (i) An Administration fee of £87.50 will be charged on each new application.
  - (ii) A weekly rent will be charged on issue of a Licence.
  - (iii) Any Licence issued will last for a maximum of three years.
  - (iv) This period includes an initial six months probationary period.
  - (v) Reference to the total area required and the location of the premises will be the basis of calculating the weekly rent.
  - (vi) Charges will fall within three bands: Prime (£13.00 per sq. metre), Medium (£9.00 per sq. metre) and Low. (£4.50 per sq. metre). The maximum weekly rent will be £65.00.

The meeting closed at 5pm



# SOHO ORIGINAL BOOKSHOP

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9 CALEDONIAN ROAD, N1 9DX

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**PROPOSAL FOR THE REMOVAL OF CONDITION 9 "*THE WINDOW SHALL BEAR ONLY A SUITABLE DISPLAY APPROVED BY THE COUNCIL*" AND SPECIAL CONDITION 26 "THAT NO NEON OR SIMILAR LIGHTING BE INSTALLED ON THE PREMISES" OF THE LICENCE**

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Further to our application to renew the sex establishment licence at 9 Caledonian Road, we would like to apply to remove condition 9 of the licence, "the window shall bear only a suitable display approved by the council" and special condition 26 "that no neon or similar lighting be installed on the premises." If these conditions cannot be removed then we would like to agree on the type of signage that can be used within the window and shop itself.

The only products currently on display in the window are books and we are concerned that our business will not be able to survive unless we can advertise what we sell inside the shop window and shop itself.

Two problems prevail with this lack of signage:

- A. We cannot inform people who are interested in coming into the sex shop that we in fact sell sex products in the rear of our shop.
- B. We cannot inform people that want to come into our bookshop that there is a sex shop in the rear. Whilst for some people we stock books that they may be interested in, they may not want to enter, or be seen to enter, a bookshop that has a sex shop in the rear. We obviously have the mandatory warning signage between the front and rear of the shop but that does not warn people on the street before they enter the shop. We believe that there should be some warning on the outside of the shop as people have the right to know the full type of shop that it is before they enter.

In addition, where as the unlicensed sex shop's outside appearance and signage, directly opposite, suggests that it sells sex products and ultimately attracts customers in this manner; the only people to enter the rear of our shop are those whom happen to stumble across it whilst browsing for books. We seem to have had a genuinely positive response from those who enter the shop, many commenting on the rarity of a professionally run, clean and discrete sex shop. We cannot however make a success of the shop without some element of signage.

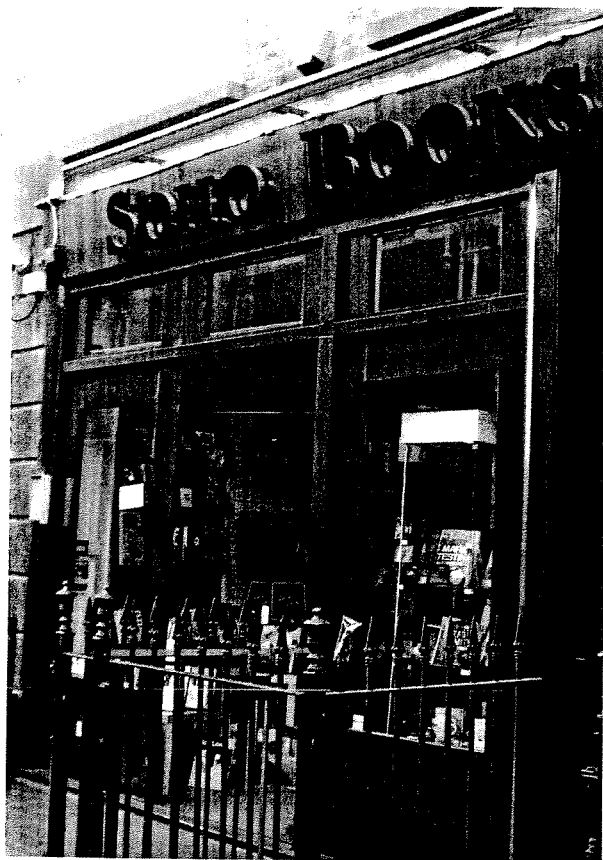
We are open to discussions about the type of signage used in the window and within the shop. We endeavour to make all our shops as attractive and appealing as possible. We have attached a number of sample photos of our other 9 shops within the City of Westminster, City of London, Borough of Camden, and Borough of Brent. We have also attached photos of our shop at 9 Caledonian Road and other shops within a 300-metre radius.

*Page 3: Soho Bookshop (Outside) 9 Caledonian Road and Soho Bookshop (Inside) 9 Caledonian Road*

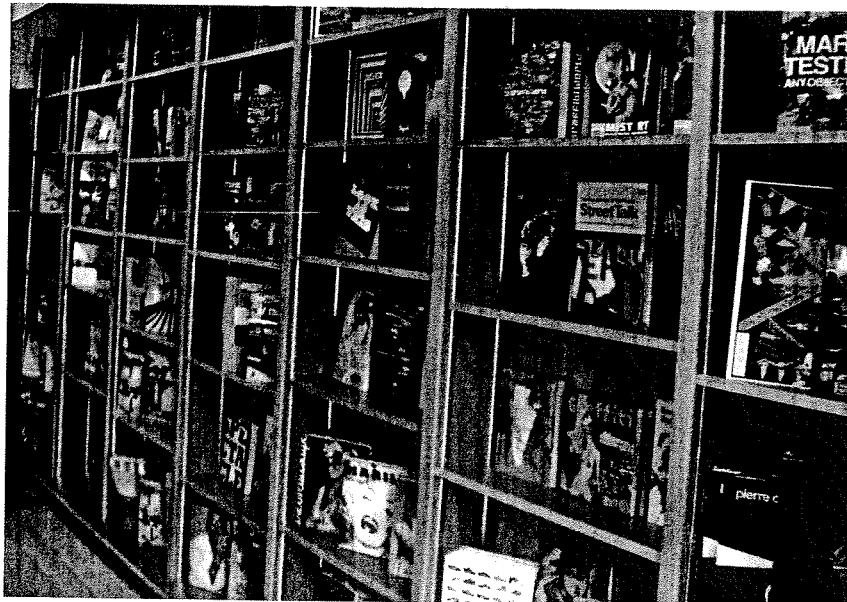
*Page 4: Soho Bookshop 12 Brewer Street City of Westminster, Soho Bookshop 121 Charing Cross Road City of Westminster, Soho Bookshop 61 Cowcross Street Borough of Islington*

*Page 5: Sex Shop opposite 9 Caledonian Road with obvious signage and Sex Shop on York Way with obvious signage*

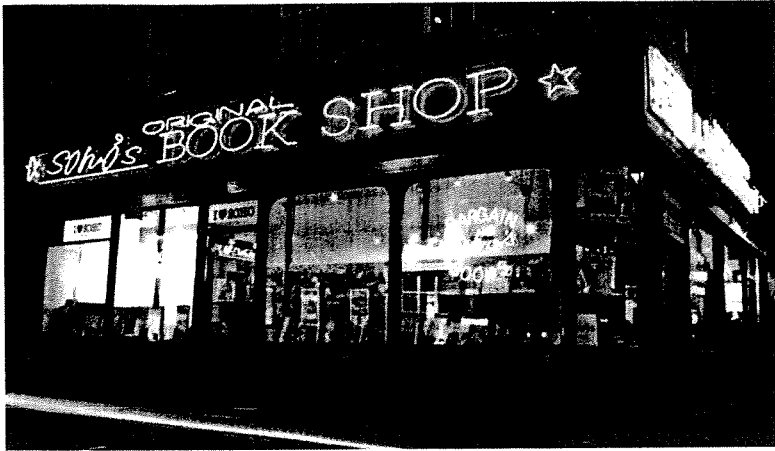




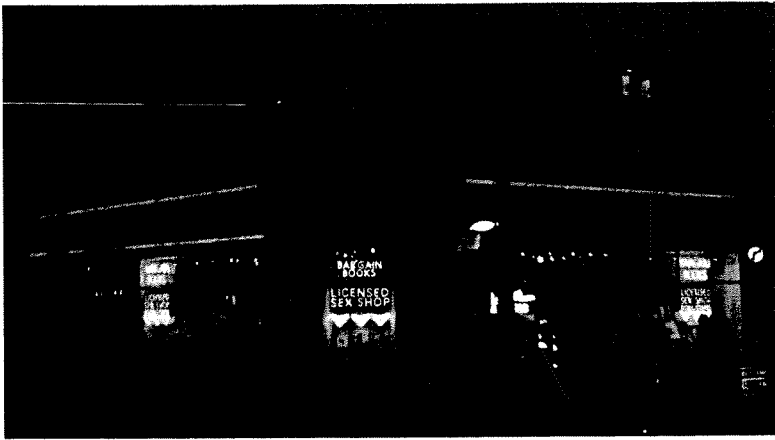
**Soho Bookshop (Outside) 9 Caledonian Road**



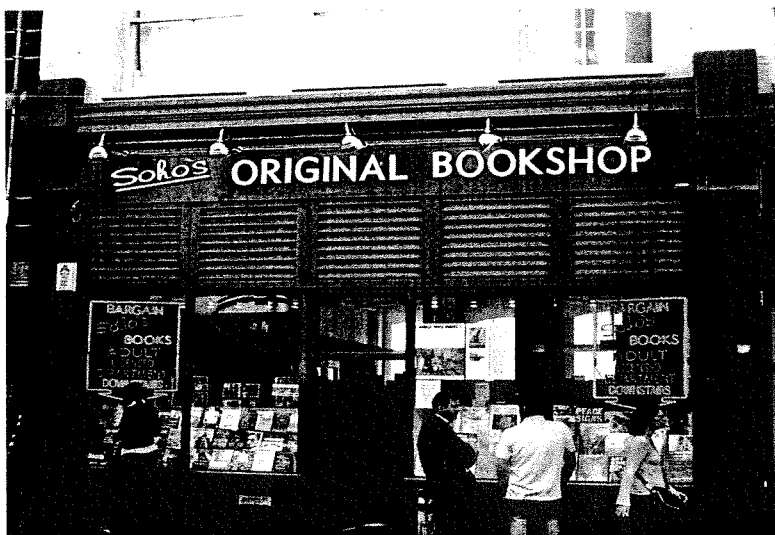
**Soho Bookshop (Inside) 9 Caledonian Road**



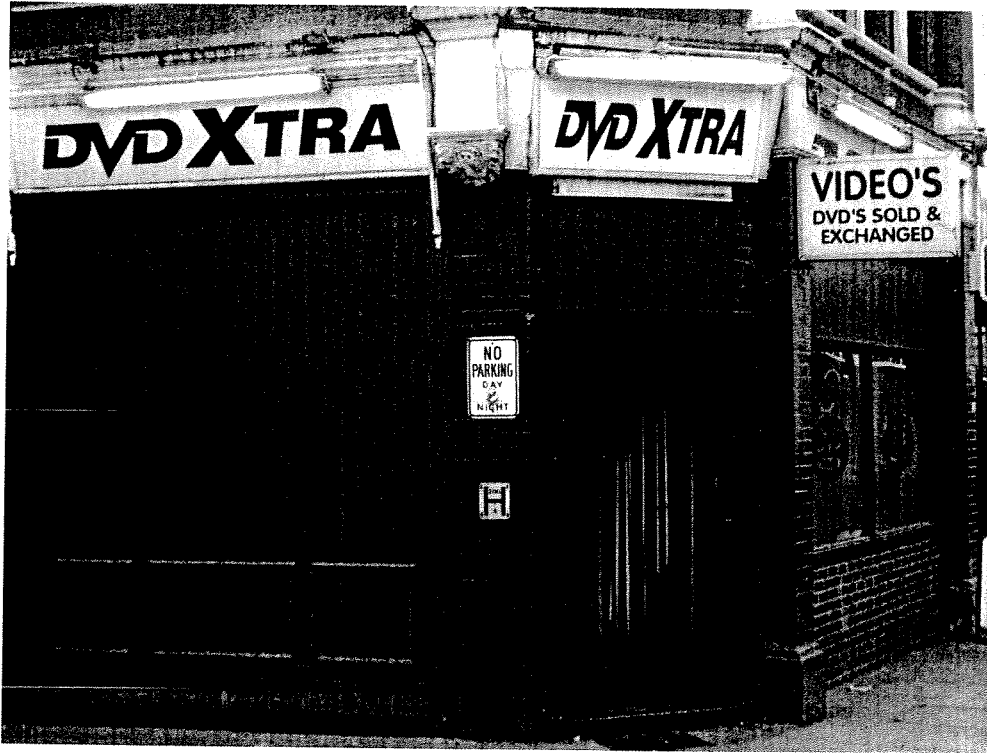
**Soho Bookshop 12 Brewer Street City of Westminster**



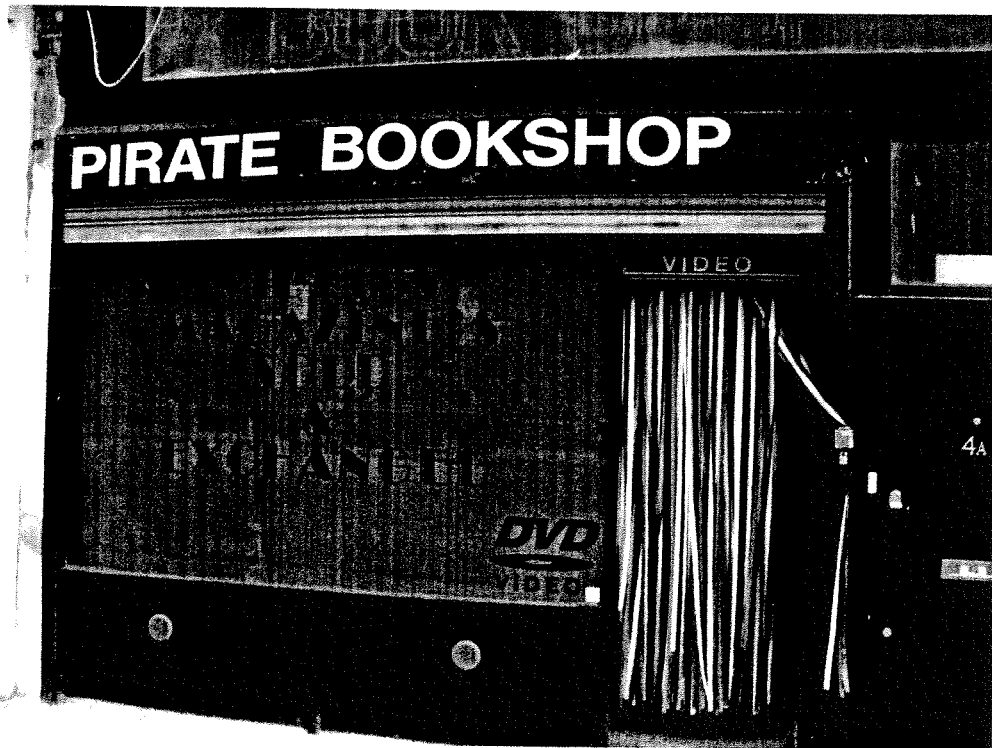
**Soho Bookshop 121 Charing Cross Road City of Westminster**



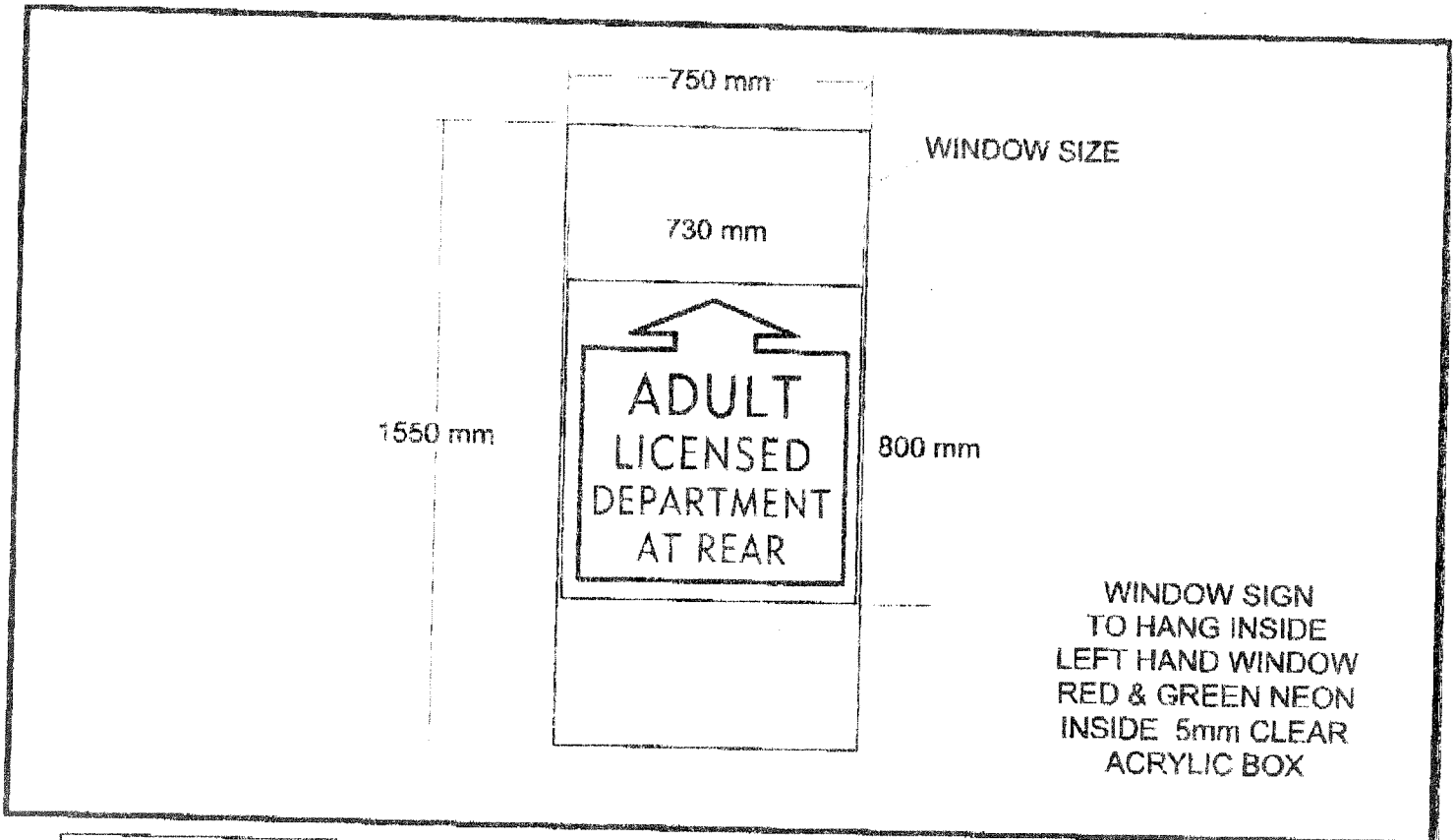
**Soho Bookshop 61 Cowcross Street Borough of Islington**




**Sex Shop opposite 9 Caledonian Road with obvious signage**



**Sex Shop on York Way with obvious signage**

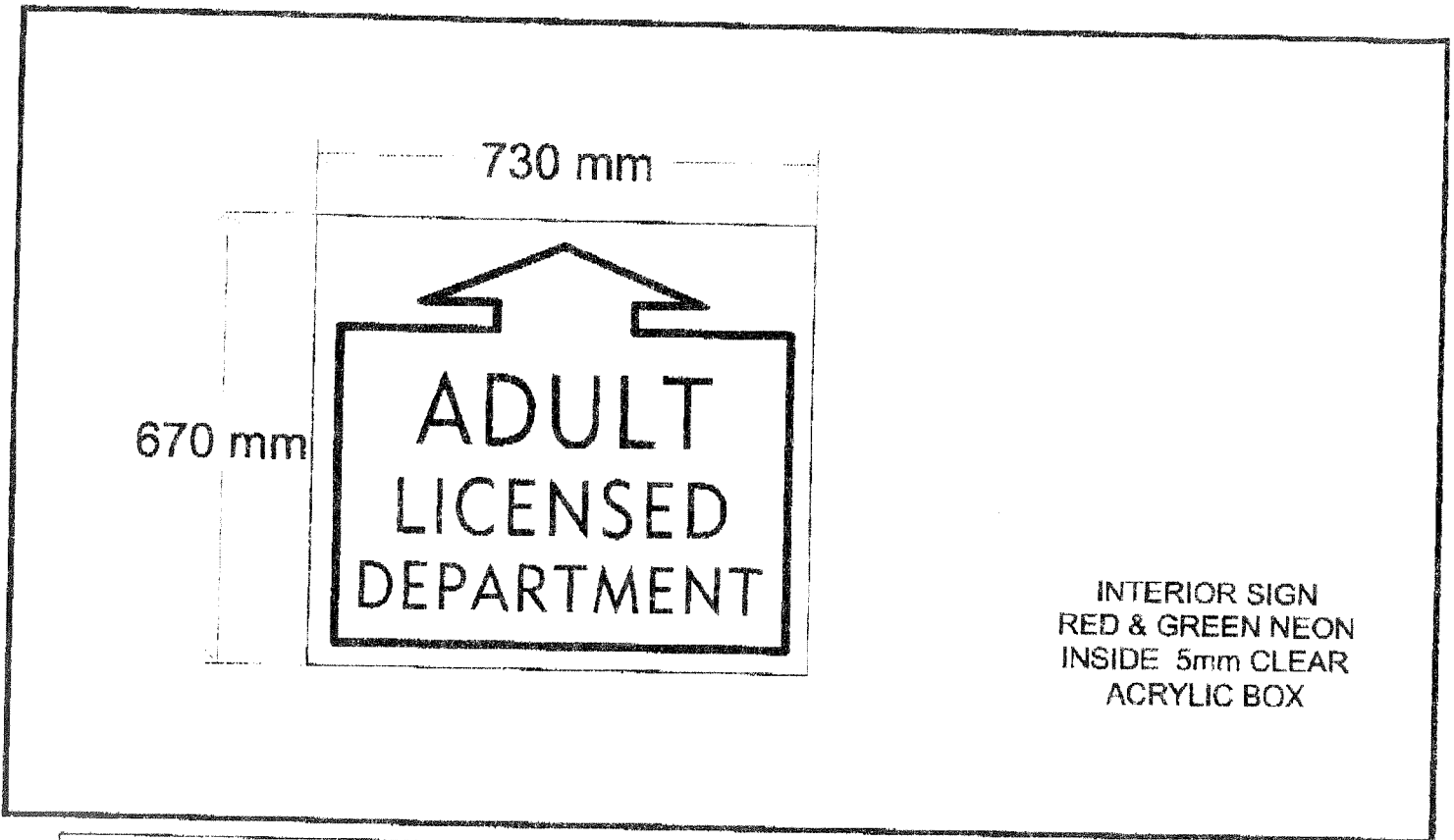



 <b>Electro Signs Ltd</b> 97 Vallentin Road Walthamstow E17 3Jj Tel: 020 8521 8066 Fax: 0208 520 6127	Client <b>SCHO BOOKS KINGS CROSS</b>	<h1>Artwork Proof</h1>	Please check all aspects of this proof carefully as this is the artwork used to produce the final job. Please detail any changes required.  Sign _____ Print _____ Position in Company _____
	Subject <b>WINDOW SIGN</b>		
	Date <b>10 January 2007</b> Drawn by <b>BMF</b>		

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Drawing not to scale

① Window Sign

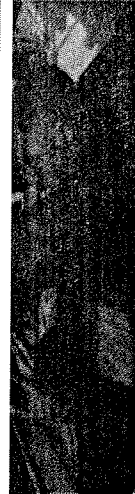


 <b>Electro Signs Ltd</b> 97 Vallentin Road Walthamstow E17 3JJ Tel: 020 8521 3066 Fax: 0208 520 8127	Client SOHO BOOKS KINGS CROSS	<h2 style="text-align: center;">Artwork Proof</h2>	Please check all aspects of this proof carefully as this is the artwork used to produce the final job. Please detail any changes required.
	Subject WINDOW SIGN		Sign _____
	Date 16 January 2007		Drawn by BMP Print _____ Position in Company _____

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Drawing not to scale

② 10 BACK OF BOOKSHOP (10 BETWEEN) AND 10  
 FEET OF ADULT DEPARTMENT.



## COMPUTING/IT

ENGLISH FOR  
SPEAKERS OF OTHER  
LANGUAGES (ESOL)



## BUSINESS AND RETAIL

ADMINISTRATION  
AND ACCOUNTS



## CATERING



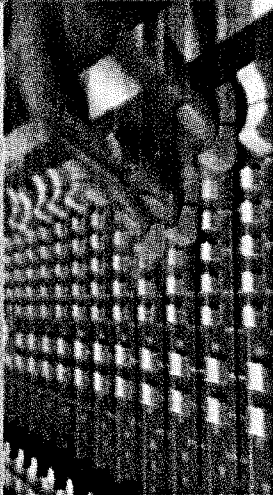
## FOREIGN LANGUAGES

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## PAINTING, DECORATING, CARPENTRY OR BRICKLAYING

SPORTS, LEISURE AND  
TOURISM



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CHILDCARE

## MUSIC PRODUCTION AND DIGITAL MEDIA



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appointed Liquidator by resolutions of members.  
Notice is hereby given that the creditors of the above named company, which is being voluntarily wound up, are required, on or before the 5th January 2007 to send in their full christian and surnames, their addresses and descriptions, full particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned, Peter Bridger of 6c Church Street, Reading, RG1 2SB, the Liquidator of the said company, and, if so required by notice in writing from the said Liquidator, are, personally or by their Solicitors, to come in and prove their debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution.  
**Note: This notice is purely formal. All creditors have been or will be paid in full.**

Dated 4th December 2006  
Peter Bridger, Liquidator

The Insolvency Act 1986  
CYMBOL LIMITED  
Registered No. 02409989

NOTICE IS HEREBY GIVEN, in pursuance of section 98 of the Insolvency Act 1986, that a Meeting of Creditors of the above named Company will be held at 25 Harley Street, London W1C 9ER on Thursday 21st December 2006 at 10.30 am, for the purposes mentioned in sections 99 to 101 of the said Act, to receive a statement of the Company's affairs, to nominate one or more Insolvency Practitioners as Liquidators, and to consider the appointment of a Liquidation Committee. If a Liquidation Committee is not formed, the Meeting may be asked to consider other Resolutions, including the basis upon which the Liquidator's fee is to be remunerated, and for the approval of the costs of preparing the statement of affairs and convening the Meetings. Creditors wishing to vote at the Meeting must lodge a form of Proxy, together, with a full statement of account, at the Registered Office of the Company, Suite 1, Kent House, Station Road, Ashford, Kent TN23 1PP not later than 12.00 noon on 20th December 2006.

For the purposes of voting, a Secured Creditor is required, unless he surrenders his security, to lodge at the Registered Office of the Company, as above, before the meeting, a statement giving full particulars of his security, the date when it was given, and the value at which it is assessed.

Notice is further given that a list of the names and addresses of the Company's creditors may be inspected, free of charge, at, Suite 1, Kent House, Station Road, Ashford, Kent TN23 1PP between the hours of 10.00 am and 4.00 pm on the two business days preceding the date of the meeting stated above.

Dated this 7th day of December 2006  
By Order of the Board  
Perry Simon Neville, Director

### LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 SCHEDULE 3

#### SEX ESTABLISHMENT NOTICE OF APPLICATION FOR LICENCE

Take notice that on the 15th day of December 2006, I James Alan Poulton of 39 Gloucester Place Mews, London W1, applied to Islington Council for (the renewal of) a licence in respect of Soho Original Bookshop, 9 Caledonian Road, N1 9DX for use as a Sex Shop/Sex Cinema in pursuance of the Local Government (Miscellaneous Provisions) Act 1982. Objections to the application may be made by giving written notice of the objection and general grounds therefore to the Head of Public Protection Division, London Borough of Islington, 159 Upper Street, London N1 1RE within 28 days of the date of the application. The council will not reveal the names and addresses of the objectors without their consent.

Date 15th December 2006

APPENDIX F