



Licensing and Appeals Sub Committee Hearing Panel

Date: Monday, 27 January 2020

Time: 10.00 am

Venue: Council Antechamber, Level 2, Town Hall Extension,
Manchester

Everyone is welcome to attend this committee meeting.

Access to the Council Antechamber

Public access to the Council Antechamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension. That lobby can also be reached from the St. Peter's Square entrance and from Library Walk. **There is no public access from the Lloyd Street entrances of the Extension.**

Membership of the Licensing and Appeals Sub Committee Hearing Panel

Councillors - Ludford (Chair), Andrews and Lynch

Agenda

- 1. Urgent Business**
To consider any items which the Chair has agreed to have submitted as urgent.
- 2. Appeals**
To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.
- 3. Interests**
To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.
- 4. Renewal of Sex Entertainment Venue Licence - Long Legs Ltd, 46-46a George Street, Manchester M1 4HF** 5 - 64
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 5. Exclusion of the Public**
The officers consider that the following item or items contains exempt information as provided for in the Local Government Access to Information Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. The Committee is recommended to agree the necessary resolutions excluding the public from the meeting during consideration of these items. At the time this agenda is published no representations have been that this part of the meeting should be open to the public.
- 6. Application for New Hackney Carriage Driver Licence - (EJEA)** 65 - 82
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 7. Review of Private Hire Driver Licence - (IA)** 83 - 98
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 8. Review of Private Hire Driver Licence - (NS)** 99 - 112
The report of the Director of Planning, Building Control and

Licensing is enclosed.

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|---|-----------|
| 9. Review of Private Hire Driver Licence - (DB) | 113 - 124 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |
| 10. Review of Private Hire Driver Licence - (AA) | 125 - 146 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |
| 11. Review of Private Hire Driver Licence - (RZK) | 147 - 162 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |
| 12. Review of Private Hire Driver Licence - (MH) | 163 - 178 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |
| 13. Review of Private Hire Driver Licence - (KS) | 179 - 194 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |
| 14. Review of Hackney Carriage Driver Licence & Private Hire Driver Licence - (AB) | 195 - 216 |
| The report of the Director of Planning, Building Control and Licensing is enclosed. | |

Information about the Committee

The Licensing and Appeals Committee fulfills the functions of the Licensing Authority in relation to the licensing of taxi drivers.

A procedure has been agreed which governs how the Panel will consider such applications.

Decisions made by the Panel will be under delegated authority and will not require to be referred to the Council for approval. Meetings are controlled by the Chair, who is responsible for seeing that the business on the agenda is dealt with properly.

Copies of the agenda are published on the Council's website. Some additional copies are available at the meeting from the Governance Support Officer.

The Council is concerned to ensure that its meetings are as open as possible and confidential business is kept to the strict minimum. When confidential items are involved these are considered at the end of the meeting at which point members of the public are asked to leave.

Smoking is not allowed in Council buildings.

Joanne Roney OBE
Chief Executive
Level 3, Town Hall Extension,
Albert Square,
Manchester, M60 2LA

Further Information

For help, advice and information about this meeting please contact the Committee Officer:

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This agenda was issued on **Thursday, 16 January 2020** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA

**Manchester City Council
Report for Resolution**

Report to: Licensing & Appeals Subcommittee Hearing Panel – 27 January 2020

Subject: Long Legs, Basement, 46-46a George Street, Manchester, M1 4HF -
(Application ref: Sex Establishment Licence - Renewal 241453)

Report of: Head of Planning, Building Control and Licensing

Summary

Application for the renewal of a sex establishment licence.

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

Full details are in the body of the report, along with any implications for:

- Equal Opportunities Policy
 - Risk Management
 - Legal Considerations
-

Financial Consequences – Revenue - None

Financial Consequences – Capital - None

Contact Officers:

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Name: Helen Howden
Position: Technical Licensing Officer
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Background documents (available for public inspection):

- Manchester City Council Sex Establishment Policy Document (Revised August 2013).
- Section 10 of Manchester City Council's Statement of Licensing Policy 2016 – 2021 (pertaining to adult entertainment).
- Any further documentary submissions by any party to the hearing.

1. Introduction

- 1.1 The Local Government (Miscellaneous Provisions) Act 1982 provides the legislative framework in relation to the licensing of sex establishments. Section 27 of the Policing and Crime Act 2009 introduced a new category of sex establishment called a 'sexual entertainment venue', which allows local authorities to regulate lap dancing clubs and similar venues under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982. The new powers were adopted by the Council with effect from 9 January 2011.

Sexual Entertainment Venues and Relevant Entertainment

- 1.2 A sexual entertainment venue is defined as:

"A premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or entertainer unless an exemption applies."

- 1.3 There are 2 categories of 'relevant entertainment':

- live performances, and
- live displays of nudity.

- 1.4 In each case, the entertainment must be of such a nature that, ignoring financial gain, it must be reasonably assumed to be provided solely or principally for the purposes of sexually stimulating any member of the audience whether by verbal or other means. An audience can consist of just one person e.g. private shows.

2. Application

- 2.1 On 03/12/2019, an application for the renewal of a sexual entertainment venue (SEV) licence was made in respect of Long Legs, Basement, 46-46a George Street, Manchester, M1 4HF in the Deansgate ward of Manchester.
- 2.2 A copy of the application is provided at **Appendix 1**. However, personal and commercially sensitive information has been redacted. This information will be provided by way of a separate bundle and may be considered by the Committee at the hearing under Part B. A location map and photograph of the premises is attached at **Appendix 2**.
- 2.3 The current sex establishment licence is attached at **Appendix 3**.
- 2.4 The premises is currently operating as a lap dancing premises and is licensed under the Licensing Act 2003 (licence attached at **Appendix 4**).
- 2.5 A public consultation exercise was undertaken in accordance with Schedule 3 of the 1982 Act, requiring the publication of an advertisement in a local newspaper circulating in the appropriate authority's area, not later than 7 days after the date of the application, and the display of a notice for 21 days

beginning with the date of the application, on or near the premises and in a place where the notice can conveniently be read by the public.

- 2.6 Any person objecting to an application for the grant, renewal, transfer or variation of a licence under Schedule 3 shall give notice in writing of his objection to the appropriate authority, stating in general terms the grounds of the objection, not later than 28 days after the date of the application.
- 2.7 All applications for the grant, renewal, transfer or variation of a sex establishment are determined by a delegated sub-committee of the Licensing and Appeals Committee, whether or not objections to the application have been received.

Further documentation accompanying the application

- 2.8 The applicant has not submitted any further documentation.

3. Relevant Objections

- 3.1 Any person can object to an application but the objection should be relevant to the grounds set out in paragraph 12 of Schedule 3 of the Act for refusing a licence, as set out in Section 4 of this report.
- 3.2 Objections should not be based on moral grounds/values and objections that are not relevant to the grounds set out in paragraph 12 should not be considered.
- 3.3 Although the council is under a duty to consider any objections made within 28 days of the application, it has discretion to hear later objections provided the applicant is given the opportunity to deal with those objections.
- 3.4 The council shall not without the consent of the person making the objection reveal their name or address to the applicant.
- 3.5 No objections have been received in respect of this application.

4. Mandatory and Discretionary Grounds for Refusal of a Licence

- 4.1 Paragraph 12 of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 sets out the grounds for refusing an application for the grant, renewal, transfer or variation of a licence. A decision to refuse a licence must be relevant to one or more of the below grounds.

Mandatory Grounds

- 4.2 A licence must not be granted:
- to a person under the age of 18;

- to a person who is for the time being disqualified due to the person having had a previous licence revoked in the area of the appropriate authority within the last 12 months;
- to a person, other than a body corporate, who is not resident in an EEA state or was not so resident throughout the period of six months immediately preceding the date when the application was made; or
- to a body corporate which is not incorporated in an EEA state; or
- to a person who has, within a period of 12 months immediately preceding the date when the application was made, been refused the grant or renewal of a licence for the premises, vehicle, vessel or stall in respect of which the application is made, unless the refusal has been reversed on appeal.

Discretionary Grounds

4.3 A licence may be refused where:

- the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- 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, transfer or variation of such a licence if he made the application himself;
- the number of sex establishments, or of sex establishments of a particular kind, 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; or
 - 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.

4.4 Applications should only be refused where the Council considers it as necessary and proportionate to do so, and any decision shall be on a non-discriminatory basis.

Human Rights Act

4.5 When determining a licence application Manchester City Council will 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

4.6 Article 1 of Protocol 1 of the European Convention of Human Rights states:

“Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the

public interest and subject to the conditions provided for by law and by the general principles of international law.

The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties.”

4.7 A licence is a possession.

4.8 When considering matters relating to the grant, revocation, renewal or refusal of licences and the placing of conditions on licences, the Committee must consider whether the decision affects an individual, group or company’s Human Rights as set out in the Convention and if it does, whether the interference with those rights is permissible by reason of the justifications set out in the Convention. In addition, consideration must be given to whether the interference is proportionate to the general purpose.

5. **Applicant Considerations**

5.1 The Council needs to be satisfied that the applicants for a sex establishment licence are suitable to operate the business by ensuring:

- that the operator is honest;
- that the operator is qualified by experience to run the type of sex establishment in question;
- that the operator understands the general conditions;
- that the operator is proposing a management structure which will deliver compliance with operating conditions e.g. though:
 - managerial competence;
 - attendance at the premises;
 - a credible management structure;
 - enforcement of rules internally, e.g. through training and monitoring
 - a viable business plan, e.g. sufficient to employ door staff and install CCTV;
 - policies for the welfare of performers (SEV only).
- that the operator can be relied upon to act in the best interests of the performers, e.g. in how they are remunerated, the facilities they enjoy, how they are protected and how and by whom their physical and psychological welfare is monitored (SEV only);
- that the operator can be relied upon to protect the public, e.g. transparent charging, freedom from solicitation;
- that the operator can show a track record of management of compliant premises, or that s/he will employ individuals who will have such a track record;

5.2 All applications will be considered but they are unlikely to be granted if the following apply:

- 5.2.1 the applicant has a criminal record. Offences that would be considered particularly relevant include:
- convictions for dishonesty
 - violence
 - sexual offences
 - drugs
 - public order
 - people trafficking
- 5.2.2 the applicant has previously been involved in running an unlicensed sex establishment.
- 5.2.3 if the licence were to be granted, the business to which it relates would be managed by or run for the benefit of a person other than the applicant who would be refused the grant of such a licence if they made it themselves.
- 5.3 It is anticipated that these expectations would be demonstrated by the operator through their completed application form and any accompanying submissions as part of the application process. However, the Council may also take into account any oral submissions made at any hearing to determine the application.

6. Location Considerations

- 6.1 A licence can be refused if either, at the time the application, it is determined that the number of sex establishments, or sex establishments of a particular kind, in the relevant locality is equal to or exceeds the number that the authority considers appropriate for that locality; or that a sex establishment would be inappropriate having regard to the character of the relevant locality, the use to which any premises in the vicinity are put or the layout, character or condition of the premises.
- 6.2 Manchester City Council's Policy for Sex Establishments states that that areas located outside the City Centre, as defined by the Planning Department's definition of the City Centre, are not appropriate locations for sex establishments. Therefore, the policy is that the appropriate number for sex establishments outside of the City Centre is nil.
- 6.3 Within the City Centre, an appropriate number for sex establishments has not been set. Applications will be determined as they arise.
- 6.4 Sex establishments will not normally be licensed near to:
- housing;
 - schools, play areas, nurseries or children's centres;
 - family shopping or leisure areas;
 - places of worship;
 - historic buildings or tourist attractions;

- other places where relevant entertainment takes place;
- other sensitive uses that may be relevant e.g. women's hostel;

where the proximity to such uses is likely to be considered by the Council to be inappropriate in having regard to the character of the relevant locality and the use to which any premises in the vicinity are put.

6.5 The spatial distribution of licensed premises is very relevant particularly with consideration to their impact upon the character of the locality. The Council will have regard to the uses of all other premises in the area as well as any potential adverse impact upon:

- regeneration;
- tourism;
- the retail or commercial attraction of the area;
- social issues e.g. prostitution, anti-social behaviour.

6.6 Within the city centre no licences shall be granted for premises within the following locations:

- parks or external areas/squares that attract large numbers of children such as, but not limited to, Castlefield Arena, Piccadilly Gardens, Albert Square, St Anne's Square, Exchange Square;
- entertainment centres which have children/family focussed entertainment;
- community buildings such as, but not limited to, places of worship, libraries, GPs surgeries;
- the area (framed by Deansgate to the west; Peter Street, Mount Street and Lower Mosley Street to the north; Portland Street, Oxford Street and Lower Mosley Street to the east; and Whitworth Street West to the south) as set out in Appendix A of the Council's Policy for Sex Establishments;
- where further sex oriented uses would change the character of an area;
- where further sex oriented uses would deter people from using the area comfortably/at all;
- where further sex oriented uses raises the fear of crime in the locality; or where such locations form part of the relevant locality.

6.7 The decision regarding what constitutes the 'relevant locality' is a matter for the Committee. However, such questions must be decided on the facts of the individual application.

6.8 The Council may also have regard to the following factors:

- access routes to schools, play areas, nurseries or children's centres or other uses normally attended by children;
- any existing licensing permissions for the premises;
- the proximity of other licensed premises in the surrounding area and the terms of those licences;

- the Planning permission for the premises and surrounding uses;
- any existing Planning or Regeneration policy/plan/strategy relevant to the area;
- history of complaints relevant to the premises;
- the nature of the daytime and night-time economies in the surrounding area.

6.9 This premises is located within the City Centre (see 6.3).

6.10 This premises is not located within the area set out in 6.6 (d) above.

7. Licence Conditions

7.1 The Council has adopted standard conditions in respect of sexual entertainment venues, which will apply to all respective licences granted, unless such conditions have been expressly excluded or varied. These proposed standard conditions will be provided separately to the report.

7.2 However, following a hearing, the Licensing and Appeals Committee may attach such further conditions to a licence as are considered necessary and proportionate in the public interest including, but not limited to, the interest of public policy, public security, public health or the protection of the environment. This could include conditions restricting the opening and closing times of the premises.

7.3 The applicant has not requested any variations to the standard conditions.

8. Conclusion

8.1 In determining an application for a sex establishment licence, any decision to refuse an application may only be made in accordance with the mandatory and discretionary grounds for refusal as set out in Section 4 of the report.

8.2 None of the mandatory grounds for refusal are met in respect of this application.

8.3 The discretionary grounds are set out in full at 4.3.

8.4 The decision regarding what constitutes the 'relevant locality' is a matter for the Committee. However, such questions must be decided on the facts of the individual application.

8.5 When considering a particular application case law has indicated that the relevant locality does not have to be a clearly pre-defined area nor are local authorities required to be able to define its precise boundaries. Therefore, while a local authority is not prevented from defining the exact area of the relevant locality, it is equally free to conclude that it simply refers to the area which surrounds the premises specified in the application and does not require further definition. Nevertheless, a local authority's view of what constitutes a locality could be open to challenge if they took a completely

unreasonable view of the area covered. Case law also indicates that a relevant locality cannot be an entire local authority area or an entire town or city.

- 8.6 Once the Committee has determined the relevant locality, it should seek to make an assessment of the 'character' of the relevant locality and whether it considers any sex establishments, or sex establishment of a particular kind, are appropriate for that relevant locality.
- 8.7 When considering the application, the Committee must have regard to:
- the Council's Policy for Sex Establishments;
 - information submitted as part of the application;
 - any observations submitted to it by the chief officer of police;
 - any objections received from anyone else within 28 days of the application
- 8.8 Members may also take into account any oral submissions made at any hearing to determine the application. Additionally, the Committee may have regard to any objections received after 28 days of the application.
- 8.9 Applications should only be refused where the Council considers it as necessary and proportionate to do so, and any decision shall be on a non-discriminatory basis.
- 8.10 Where the Committee has decided to grant a licence, it may impose terms, conditions and restrictions on that licence, either in the form of conditions specific to the individual licence under paragraph 8 of Schedule 3 or standard conditions made by the Council under paragraph 13 of Schedule 3.
- 8.11 The Council has adopted Standard Conditions applicable to Sexual Entertainment Venues.
- 8.12 Any licence granted shall be subject to those Standard Conditions, save for where they have been expressly excluded or varied by the Committee.

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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**MANCHESTER
CITY COUNCIL**

Premises Licensing Team

Telephone: +44 (0)161 234 5004
 premises.licensing@manchester.gov.uk
 Level 1 Town Hall Extension, Albert
 Square, PO Box 532, M60 2LA

**Application for Renewal of a Sex Establishment Licence pursuant to
 Schedule 3, Local Government (Miscellaneous Provisions) Act 1982**

This form should be completed and forwarded to the Manchester City Council Premises Licensing Team at the above address with the required fee. Cheques, etc. should be made payable to the Manchester City Council. Payment may also be made by credit or debit card upon request.

Important Notes

1. **All questions must be answered, save where otherwise stated. If relevant questions are not answered, the application will be deemed incomplete and returned to the Applicant.**
2. **Any person who, in connection with an application for a grant, renewal or transfer of a sex establishment licence makes a false statement which he knows to be false in any material respect of which he does not believe to be true is guilty of an offence and liable on summary conviction to a fine not exceeding £20,000.**

Part 1 – Premises Details

I/We Sandra Chan

(Insert name(s) of applicant)

apply for the Renewal of a Sex Establishment Licence as described below.

1. This renewal application is for a:

- | | |
|----------------------------|-------------------------------------|
| Sex Shop | <input type="checkbox"/> |
| Sex Cinema | <input type="checkbox"/> |
| Sexual Entertainment Venue | <input checked="" type="checkbox"/> |

Please state the Licence Number of the Sex Establishment premises to be renewed	193552
--	--------

Name and Postal address of premises Long Legs, Basement, 46A George Street			
Post town	Manchester	Post code	M1 4HF

Telephone number	0161 2373977
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Part 2 – The Applicant

2. Please state whether you are applying for a renewal as:

- a) an individual please complete section (A)
- b) a company or other corporate body please complete section (B)
- c) a partnership or other unincorporated body please complete section (C)

(A) INDIVIDUAL APPLICANT (fill in as applicable)

You must complete and submit the form at Annex A for the individual named in this section

Full Name of Applicant	Sandra Chan	Annex A completed? <input checked="" type="checkbox"/>
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Former name (if applicable) ¹	Sandra Brown
---	--------------

¹ If the Applicant has been formerly known by a different name, please provide details

(B) A COMPANY OR OTHER CORPORATE BODY

You must complete and submit the form at Annex A for all individuals named in this section

Applicant Name¹	
Address	
Registered number²	
Telephone number	
E-mail address	
Previous Name (if	

¹ If your business is registered, use its registered name

² If business is not registered, put "none"

applicable) ³	
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³ If the Applicant has been formerly known by a different name, please provide details

Please state the names of: (i) the Applicant’s Directors; (ii) Company Secretary; (iii) any other persons responsible for the management of the Applicant; and (iv) any persons with a shareholding of greater than 10% in the Applicant		
<u>Position</u>	<u>Name of Individual</u>	Annex A completed?
		<input type="checkbox"/>
		<input type="checkbox"/>
		<input type="checkbox"/>
		<input type="checkbox"/>
		<input type="checkbox"/>

Is the applicant a wholly owned subsidiary of another company or corporate body? If so state the name, place of registration and identity of its Directors and Company Secretary		
Name		
Place of registration		
Names of Directors and Company Secretary		
<u>Position</u>	<u>Name of Individual</u>	Annex A completed?
		<input type="checkbox"/>
		<input type="checkbox"/>
		<input type="checkbox"/>

(C) A PARTNERSHIP OR OTHER UNINCORPORATED BODY

You must complete and submit the form at Annex A for all individuals named in this section

Applicant Name	
-----------------------	--

Names of Partners	Annex A completed?
	<input type="checkbox"/>
	<input type="checkbox"/>

	<input type="checkbox"/>
--	--------------------------

Please state the names of than other persons responsible for the management of the Applicant other than the partners.

<u>Position</u>	<u>Name of Individual</u>	Annex A completed?
		<input type="checkbox"/>
		<input type="checkbox"/>
		<input type="checkbox"/>

Questions 3-6 to be completed in all cases

3	Does the applicant have a different trading name from that given above in (A), (B) or (C)? If yes, please provide details.
	Long Legs

4	What is the Applicant's trading address?
	46A George Street, Manchester, M1 4HF

5	Will the business be carried on for the benefit of a person other than the applicant? If yes, please provide full details.
	No

6	Does the applicant operate any other sex establishment? If yes, please provide full details.
	No

Part 3 – Operation of the Business

I confirm that the following matters related to the Operation of the Business have not changed since the last grant of the licence, as below:	Tick to confirm
The name of the Business from that stated on the licence	<input checked="" type="checkbox"/>
Any agreement (whether written or oral) in connection with the business, other than a tenancy agreement or lease, for example, a management agreement, partnership agreement or profit share agreement.	<input checked="" type="checkbox"/>
Any requirement of the business to purchase merchandise from a particular person or body	<input checked="" type="checkbox"/>
The identity of the person responsible for the day to day management of the business at the premises, vehicle, vessel or stall ('the Manager')	<input checked="" type="checkbox"/>
The identity of the person(s) responsible for the day to day management of the business in the absence of the Manager ('the Relief Manager(s)')	<input checked="" type="checkbox"/>
The system for checking the age and right to work in the UK for all employees.	<input checked="" type="checkbox"/>
The exterior signage and advertising, including the nature, content and size of such signage and any images used.	<input checked="" type="checkbox"/>
The means taken to prevent the interior of the premises being visible to passers-by.	<input checked="" type="checkbox"/>
The window displays exhibited at the premises.	<input checked="" type="checkbox"/>
Methods for solicitation of business in public areas, e.g. through fliers, business cards, billboard advertising, personal solicitation or advertising on motor vehicles.	<input checked="" type="checkbox"/>
The age restrictions applied in respect of admissions, and how these are enforced.	<input checked="" type="checkbox"/>
The arrangements for CCTV (including the location of cameras). and for retention of recordings	<input checked="" type="checkbox"/>
The arrangements for private booths or areas for sexual entertainment, including supervision for such areas. (SEV only)	<input checked="" type="checkbox"/>
The nature of the entertainment, e.g. lap-dancing, pole dancing, stage striptease. (SEV only)	<input checked="" type="checkbox"/>
The Code of Practice for performers, as well as the methods for monitoring and enforcing compliance in it. (SEV only)	<input checked="" type="checkbox"/>

The Rules for Customers as well as the methods for monitoring and enforcing compliance in it. (SEV only)	<input checked="" type="checkbox"/>
The Policy for the Welfare of Performers as well as the methods for monitoring and enforcing compliance in it. (SEV only)	<input checked="" type="checkbox"/>
<p>If there are changes to any of the matters listed above, please provide full details.</p> <p><i>Where the Code of Practice for Performers, Rules for Customers, or Policy for the Welfare of Performers have been amended, copies must be provided.</i></p>	

Part 4 – Further Information

Please include any further information which you wish the authority to take into account here.

Part 5 – Checklist and Declaration

Checklist	Mark as appropriate
I have completed all relevant section of the application	<input checked="" type="checkbox"/>
I declare that a public notice advertising this application shall be displayed upon the premises where it may be conveniently read by the public and shall remain displayed for a period of no less than 21 consecutive days. A copy of the notice and completed statutory declaration shall be provided to the Licensing Unit.	<input checked="" type="checkbox"/>
I declare that within seven days of the date of this application a public notice advertising this application will be publicised in the legal notices column of the Manchester Evening News and an original copy of the published advertisement shall be forwarded to the Licensing Unit at Manchester City Council forthwith.	<input checked="" type="checkbox"/>
I understand that if I do not comply with the requirements above that my application shall be rejected.	<input checked="" type="checkbox"/>
I declare I have served a copy of this application on Greater Manchester Police.	<input checked="" type="checkbox"/>

I have completed Annex A for each person whose details have been included in this application	<input checked="" type="checkbox"/>
I have enclosed the relevant fee	<input checked="" type="checkbox"/>

Declaration & Signature

The following declaration must be signed in all cases

Should the information provided in relation to this application form cease to be correct, or if there are any changes in the information provided in the application form between the date the application is submitted and the date it is determined, the Applicant must advise the licensing authority immediately. Failure to do so may result in any licence issued being revoked.

I/We certify to the best of our/my knowledge and belief that the information given in this application is complete and correct in every respect. I/We agree to notify the Licensing Authority should any of the information given in this application change.

Name	████████████████████
Position in organisation	██
Date	██████████
Signature	████████████████████

Contact Details

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
██			
Post town	Manchester	Post code	██████████
Telephone number (if any)	████████████████████		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
████████████████████			

DOCUMENTS EVIDENCING PUBLIC NOTICE AND SERVICE *(for office use only)*

Complete copy of newspaper circulating in this area of the authority, containing advertisement of this application to be provided upon publication	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Copy of notice of application displayed on	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>

or near the premises		
Copy of affidavit or statutory declaration that notice has been displayed as required by Schedule 3 paragraph 10(10) Local Government (Miscellaneous Provisions) Act 1982.	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Evidence of service of this application form and all enclosures upon <i>Licensing Partnership Office at Bootle Street Police Station, Bootle Street, Manchester, M2 5GU</i> within 7 days after the date of this application.	Yes <input type="checkbox"/>	No <input type="checkbox"/>

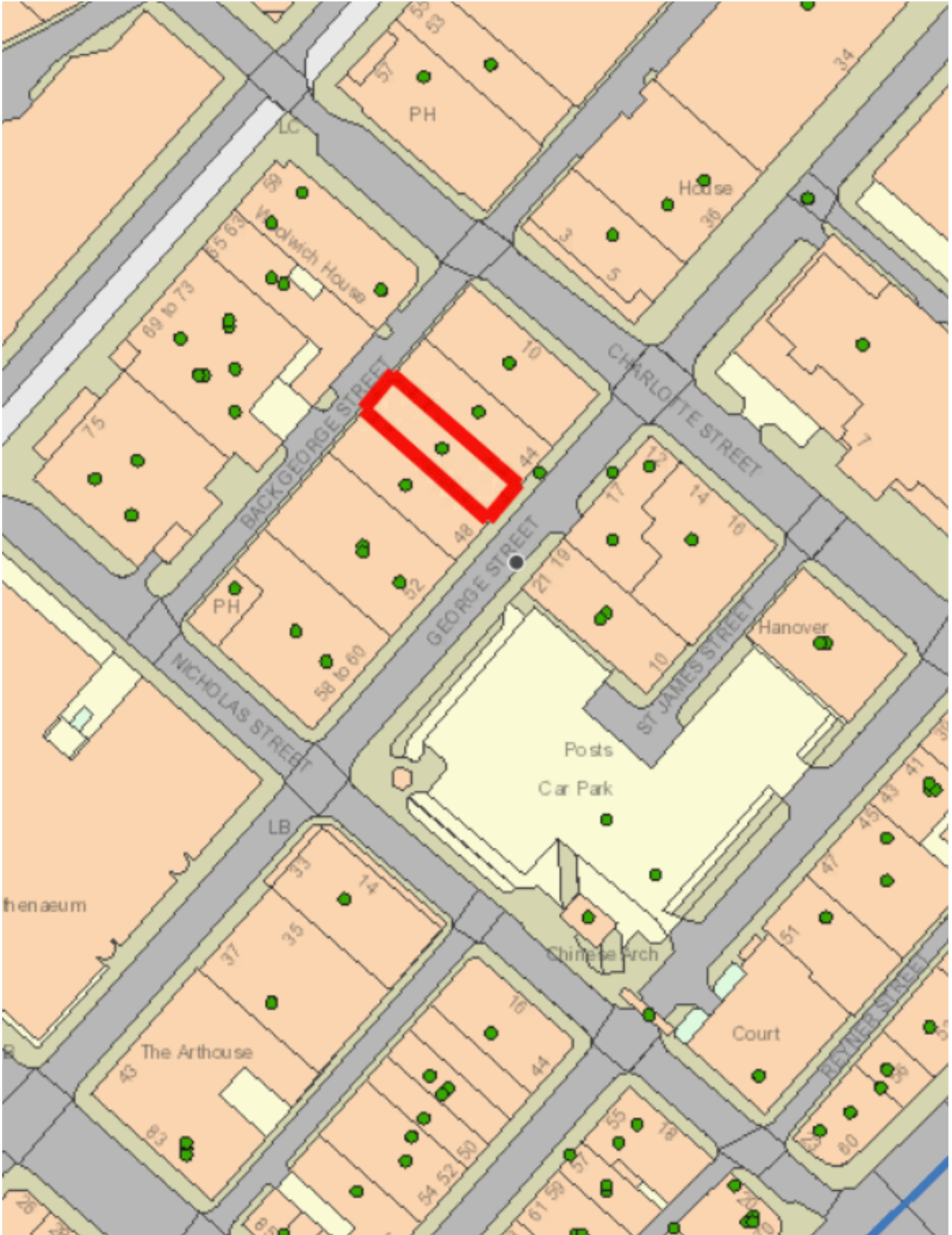
When the application is made electronically, including all enclosures, the licensing authority will serve the Chief Officer of Police.

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Long Legs
Basement, 46-46a George Street, Manchester, M1 4HF

Premises Licensing
Manchester City Council

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Ordnance Survey10001956



PREMISE NAME:	Long Legs
PREMISE ADDRESS:	Basement, 46-46a George Street, Manchester, M1 4HF
WARD:	Deansgate
HEARING DATE:	27/01/2020

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MANCHESTER CITY COUNCIL

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982, PART II, SCHEDULE 3

SEX ESTABLISHMENT LICENCE

Licence number	224639
Effective Date	09/01/2019
Expiry Date	08/01/2020

Part 1 - Premises details

Name and address of premises		
Long Legs Ltd Basement, 46-46a George Street, Manchester		
Post town	Post code	Telephone number
Manchester	M1 4HF	0161-237-3977

Activities authorised by the licence

1 Operation as a sexual entertainment venue –

- a Provision of relevant entertainment before a live audience for the financial gain of the organiser or the entertainer. "Relevant entertainment" means –
- i any live performance; or
 - ii any live display of nudity;
- which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means).

Hours premises are open to the public

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	0230	0230	0230	0230	0230	0230	0230

Seasonal variations and Non standard Timings:

From the start time on New Year's Eve to the terminal hour on New Year's Day.

Designated areas permitted for performances of sexual entertainment

Performances of sexual entertainment may only take place in areas of the premises as outlined in blue on the plans attached to the licence.

State whether full nudity is permitted or restricted

Full nudity is permitted in the public areas of the premises, save for the bar areas and the stages, where performers may only be topless whilst performing.

Part 2

Name and (registered) address of holder of licence

Ms Sandra Chan
[REDACTED]

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

Not applicable

Annex 1 – Licence conditions**External Appearance of the Premises and Public Displays of Information**

1. The exterior of the premises must be presented in a manner appropriate for the character of the area. There shall be no advertisement or promotional material used by the premises that is unsuitable to be viewed by children, for example, by way of sexually provocative imagery. Any exterior signage shall be discreet and shall not display any imagery that suggests or indicates relevant entertainment takes place at the premises. Any external displays or advertising may only be displayed with the prior approval of the Licensing Unit Manager of Manchester City Council.
1. The prices for entrance and any compulsory purchases within the venue, shall be clearly displayed on the exterior of the premises.
2. All charges for products and services shall be displayed in prominent areas within the premises, and at each customer table and in the bar area.
3. Rules for customers shall be displayed in prominent areas within the premises, and at each customer table and in the bar area.
4. No charge shall be applied unless the customer has been made aware of the tariff of charge by the performer in advance of the performance.
5. There shall be no performers or persons employed at the premises in a state of undress, or scantily-clad, outside the premises at any time it is open.
6. The use of cruising cars by the premises to solicit for custom and/or transport people to or from the premises is prohibited.
7. The use of flyers and similar promotional material for the premises is prohibited.

Control of Entry to the Premises

8. The Challenge 25 proof of age scheme shall be operated at the premises whereby any person suspected of being under 25 years of age shall be required to produce identification proving they are over 18 years of age. The only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
9. The premises shall maintain a Refusals log whereby any occasion a person is refused entry shall be recorded and available upon request by the Police or an authorised officer of the Council.
10. All individuals employed on the premises to conduct a security activity (within the meaning of paragraph 2(1) (a) of Schedule 2 to the Private Security Act 2001) must be licensed by the Security Industry Authority.
11. Any person who appears to be drunk / intoxicated or under the influence of illegal drugs shall not be permitted entrance to the premises.
12. A policy of random searches of persons entering the premises shall be operated.
13. Any person found to be in possession of illegal drugs upon entry shall be prevented entry and, where possible, restrained until the Police can take such person into custody. Any persons found using illegal drugs on the premises shall be removed from the premises or, where possible, restrained until the Police can take such person into custody.
14. The licensed premises shall be so arranged by screening or obscuring windows, doors and other openings so that the interior of the licensed premises shall not be visible to persons outside the building.
15. The premises shall subscribe to the NiteNet radio system and radios shall be operational at all times the premises is open to the public.

Conduct of performers and Rules relating to performances of sexual entertainment

16. There shall be a written code of conduct for performers. All performers shall be required to certify their agreement to comply with the code and a record shall be kept on the premises and be made available upon request by the Police or an authorised officer of the Council. The code shall include the following:
17. There shall be no intentional physical contact between performers and customers at any time, before, during or after the performance, with the exception of leading a customer by the hand to, or from, an

area permitted for performances of sexual entertainment in advance of, or following, a performance.

18. The performer may not simulate any sexual act during a performance.
19. Performers must not use any inappropriate, lewd, suggestive or sexually graphic language in any public or performance areas of the premises.
20. Performers must not touch the breasts or genitalia of another performer, at any time as part of a performance.
21. There shall be no use of sex articles (as defined by paragraph 4(3) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982) at any time.
22. There shall be no nudity by performers in public areas of the premises, unless the Council has agreed in writing that area may be used for performances of sexual entertainment.
23. Performers must fully dress (i.e. no nudity) at the end of each performance.
24. Performances of sexual entertainment may only take place in designated areas of the premises as agreed in writing by the Council
25. There shall be no photography permitted by customers on the premises.
26. Customers must remain seated for the duration of a performance.
27. Performers shall not arrange to meet, or have further contact with, customers outside of the premises.

The protection of performers and the prevention of crime on the premises

28. Performers shall be provided with secure and private changing facilities.
29. All entrances to private areas to which members of the public are not permitted access shall have clear signage stating that access is restricted.
30. Any exterior smoking area for use by performers shall be kept secure and separate to any public smoking area.
31. The licence holder shall implement a written policy to ensure the safety of performers when leaving the premises following any period of work.
32. Private booths must not be fully enclosed. There must be a clear sight-line from outside the booth so that any performance of sexual entertainment can be directly monitored.
33. There must be a minimum of one member of security staff present on any floor where a performance of sexual entertainment is taking place.
34. Any private booths shall be fitted with a panic button or security alarm.
35. There shall be no alterations to the layout plan of the premises without the prior written approval of the Council.

Record Keeping and Management

36. All performers shall be required to provide valid identification prior to first employment at the premises. Acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or national ID card.
37. All performers and staff shall be eligible to work in the UK and proof of eligibility records shall be kept on the premises. Management shall ensure that such records are regularly checked to ensure compliance.
38. Employment records for performers and staff shall be kept for a minimum of 6 months following the cessation of their employment.
39. Accurate payment and remuneration records shall be maintained and shall be made available upon request to the Police or an authorised officer of the Council. All fees and charges for performers shall be stated in writing and prominently displayed within the changing area.
40. No films may be shown at the premises unless they have been passed by the British Board of Film Classification. No films classified as R18 shall be shown on the premises.

CCTV

41. The CCTV system must comply with:
 - a. British Standard 7958:2009 - Closed circuit television (CCTV). Management and operation. Code of practice.
42. Where CCTV system incorporates a digital recording function, it must also comply with:

- a. British Standard 8495:2007 - Code of practice for digital CCTV recording systems for the purpose of image export to be used as evidence.
43. The DPS / premise owner must maintain an annual registration with the Information Commissioners Office - as stipulated under the Data Protection Act 1998.
44. At all times, the CCTV system and recordings must be kept in a secured environment under the control of the DPS or other nominated responsible named individual. Also a full instruction manual for the CCTV system must be available to the Police and other Responsible Authorities.
45. The CCTV system must be maintained in good working order to:
- Operate on 'real-time' at a minimum rate of 20 frames-per-second, with constant, correct time/date generation.
 - Have a recording capability capable of providing individual pictures.
 - Provide clean, clear and unobstructed camera views of evidential quality in all lighting conditions.
 - Provide correctly timed and date stamped recordings - which must be stored in date order, numbered sequentially and kept for a period of 31 days and handed to the Police on request.
 - Export footage to a removable storage medium with a time and date integral to the image – where possible, to also include any software needed to replay the footage.
 - Ensure exported footage at the same, or similar quality to that recorded on the system recording.
46. During all periods of licensable activity a nominated and trained 'CCTV Operator' must be on duty, in order to:
- inspect the CCTV system on a daily basis, and ensure that all cameras are in full working order.
 - record each inspection on a 'CCTV maintenance' log sheet, and endorse with their signature.
 - facilitate the downloading CCTV footage.
47. During all periods of non-licensable activity, a 'CCTV Operator' must be contactable by the police on a designated emergency-only telephone number. This number must be registered with the local police licensing officer.
48. The CCTV system must:
- Incorporate at least one camera on every entrance and exit to the premises - individuals must identifiable, and occupy at least 120% of the available screen height.
 - Incorporate at least one camera on all areas where the sale/supply of alcohol occurs - individuals must recognisable, and occupy at least 50% of the available screen height.
 - Incorporate at least one camera on any potential queue area external to the premises, and car parking area within the boundary of the premises - individuals must be detectable, and occupy at least 10% of the available screen height.
 - Ensure that all other cameras at the premises allow for individuals to be recognisable, and occupy at least 50% of the screen height.
49. In the event of a technical failure of the CCTV system, the nominated CCTV Operator or DPS will ensure the matter is reported to the MCC Licensing Unit within 24 hours.
50. A camera which records a facial picture of customers entering the premises shall be situated at the reception and a monitor situated there so customers entering can see same.
51. CCTV shall cover all public areas of the premises including all areas where performances of sexual entertainment are conducted.

Dress Code

52. The premises shall operate a dress code for customers to the satisfaction of Greater Manchester Police

Annex 2 – Plans

See attached.

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MANCHESTER
CITY COUNCIL

LICENSING ACT 2003
PREMISES LICENCE

Premises licence number	105035
Granted	17/04/2008 (variation 118266 granted 20/03/2009)

Part 1 - Premises details

Name and address of premises		
Long Legs Basement, 46A George Street		
Post town	Post code	Telephone number
Manchester	M1 4HF	0161 237 3977

Licensable activities authorised by the licence	
1.	The sale by retail of alcohol*.
2.	The provision of regulated entertainment, limited to: Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance; Provision of facilities for making music; Provision of facilities for dancing; Provision of facilities for entertainment of a similar description to making music or dancing.
3.	The provision of late night refreshment.
* All references in this licence to "sale of alcohol" are to sale by retail.	

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	0200	0200	0200	0200	0200	0200	0200
The sale of alcohol is licensed for consumption on the premises only.							
Seasonal variations and Non standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day							

Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance; Provision of facilities for making music; Provision of facilities for dancing; Provision of facilities for entertainment of a similar description to making music or dancing							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	0200	0200	0200	0200	0200	0200	0200
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	N/A
Finish	0230	0230	0230	0230	0230	0230	
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day							

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	0230	0230	0230	0230	0230	0230	0230
Seasonal variations and Non standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day							

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence
Ms Sandra Chan [REDACTED]

Registered number of holder, for example company number, charity number (where applicable)
Not applicable

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

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol
Personal Licence number: PA0064 Issuing Authority: Trafford Metropolitan Borough Council

Annex 1 – Mandatory conditions
<p>Door Supervisors Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -</p> <ul style="list-style-type: none"> a) Unauthorized access or occupation (e.g. through door supervision), b) Outbreaks of disorder, or c) Damage <p>Supply of alcohol No supply of alcohol may be made under this premises licence:</p> <ul style="list-style-type: none"> 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 <p>Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.</p>
Annex 2 – Conditions consistent with the operating schedule

1. The licensee shall maintain a good order at the premises.
 2. While the premises are being used for public entertainment, drunkenness or other disorderly conduct shall not be permitted. In case any disorderly conduct shall occur the licensee shall assist in the capture, expulsion and conviction of the offender.
 3. Drunkenness or other disorderly conduct shall not be permitted nor shall reputed prostitutes, thieves or other persons of a notoriously bad character be knowingly allowed to foregather and assemble on the said licensed premises.
 4. There shall be one personal alcohol licence holder on duty at all times.
 5. Any person who is believed to have consumed excessive alcohol shall not be permitted to enter the premises.
 6. All staff and management shall be provided with adequate and suitable training to enable them to identify customers who have consumed excessive alcohol and deal with incidents of disorder within the premises.
 7. Any person found using drugs shall be removed from the premises. Any person found to be dealing drugs shall be detained and the police informed immediately wherever possible. Drugs seized shall be handed over to the police.
 8. No glassware in the form of open bottles or glassware must be taken in or off the premises.
 9. When door staff are in attendance, they must ensure that all glassware is removed from patrons entering or leaving the premises and subsequently safely disposed of.
 10. When door staff are not in attendance, staff must ensure that secure receptacles are provided at all entrances and exits for glassware to be deposited by patrons entering or leaving the licensed premises.
 11. The premises must display a prominent notice advising customers of condition 10.
 12. The striptease entertainment shall be given only by performers and no audience participation shall be permitted.
 13. Whilst strip tease entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear shall be displayed at each entrance to the premises in a prominent position so that it can be easily read by persons entering the premises on the following terms: "No person under 18 years of age shall be admitted."
 14. A door person shall be positioned at the top of the stairs at the entrance to the premises at all times when striptease entertainment is taking place.
 15. There shall be no physical contact between the customers and performers before, during or after the performance. Notices outlining this shall be clearly displayed at every table, beyond display at the entrance of the premises and all bar areas.
 16. There shall be one SIA registered member of door staff on duty at all times and the need for further door staff shall be assessed by the Licence Holder or Designated Premises Supervisor on a regular basis, and shall be employed when and where the risk assessment deems this appropriate.
 17. Management shall keep a written record of all door supervisors employed at the premises.
 18. The log maintained to include door supervisor details shall show in respect for each period of duty of the door supervisor the following:
 - a) The name, date of birth and residential address of the door supervisor.
 - b) The time at which he/she commenced that period of duty with a signed acknowledgement by the door supervisor.
 - c) The time at which he/she finished the period of duty with a signed acknowledgement by the door supervisor.
 - d) Any time which during the period of duty when he/she was not on duty.
- If the door person was not an employee of the designated premises supervisor/premises licence holder then the name of the person to whom the door supervisor is employed or through whom the service of that person was engaged.
19. The door supervisor log shall be so kept that it can be readily inspected at any reasonable time by an authorised officer of the Council or a Police Officer. Once the log has been completed it must be retained at the premises for at least twelve months.
 20. There shall be provided at the premises door supervisors who hold SIA licences to such a number as the management of the premises considers sufficient to control the entry of persons to the premises and for the keeping of order in the premises when they are used for licensable activity.
 21. A minimum of one SIA trained door supervisor must be present at the premises between the hours of 2100 and 30 minutes after close of business.
 22. A tamper proof CCTV system to be installed at the premises in liaison with and to the satisfaction of

Greater Manchester Police.

23. Where CCTV equipment is fitted it shall be maintained in good working order in accordance with the manufacturer's instructions.
24. A written record shall be kept every time images are recorded by CCTV and shall include details of the recording medium used, the time and date recording commenced and finished. This record shall identify the person responsible for the recording and shall be signed by him/her. Where the recording is on a removable medium (i.e. video tape, DVD etc) a secure storage system to store those recorded mediums shall be provided.
25. The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 28 days.
26. A member of staff must attend at least 6 meetings of the Manchester Pub and Club Watch annually.
27. No person in the possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery.
28. No drink shall be removed from the premises in an unsealed container.
29. The premises licence holder must ensure that noise shall not emanate from the licensed premises so as to cause persons in the neighbourhood to be unreasonably disturbed. Any form of amplification shall be so controlled by the operator so as to prevent such a disturbance.
30. The operator to ensure at all times the persons on or leaving the licensed premises conduct themselves in an orderly manner and do not in any way cause a noise to residents and/or persons passing by.
31. The premises operator must take all reasonable steps to ensure that persons leaving the licensed premises and using the adjacent car park and highway does not conduct themselves in a manner so as to cause a noise to residents and persons passing by.
32. No external speakers shall be operated from the premises.
33. Notices providing taxi firm numbers shall be displayed in a prominent location within the premises. These notices shall only relate to taxi firms which use a ring back scheme.
34. There shall be a full risk assessment of the physical aspects of the premises on an ongoing basis.
35. The premises must comply with the requirements of the Regulatory Reform Fire Safety Order 2005 and duties prescribed there under.
36. All staff shall be trained in how to handle emergencies.
37. There shall be public liability insurance enforced in respect of the premises.
38. The maximum occupancy of the premises shall not be exceeded at any time.
39. All electrical equipment to be maintained in accordance with British Standards and checked and certificated in accordance with prescribed intervals.
40. All fire fighting equipment to be maintained and certificated in accordance with required intervals.
41. Performers shall be aged no less than 18 years.
42. No person under the age of 18 shall be allowed on the premises at any time that the premises are open to the public.
43. Prominent clear and legible notices shall be displayed on the premises advising customers on the law relating to children and alcohol.
44. Anyone who appears to be under the age of 21 and who is attempting to purchase alcohol must be required to produce satisfactory proof of age that they are over the age of 18 before such sale is made, such identification must comply with the PASS Accreditation system.

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

Not applicable

Annex 4 – Plans

See attached.

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