



MANCHESTER
CITY COUNCIL

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

Reference: 217711
Name: Private Shop
Address: 54 Oldham Street, Manchester, M4 1LE
Ward: Piccadilly

Hearing Date: 09/10/2018

Application Type: Sex Establishment Licence - Renewal
Name of Applicant: Darker Enterprises Ltd
Date of application: 20/08/2018

Summary of application

Proposed trading hours for the sale, hire, exchange, lending, display or demonstration of sex articles or other things intended for use in connection with, or for the purpose of stimulating or encouraging sexual activity or acts of force or restraint which are associated with sexual activity -

Mon to Sat: 0930 to 2000
Sun: 1000 to 1600

Objections Received

Objector

- None

Grounds For Objection

- N/A

Contents

Considerations	1
Summary of objections received	2
Location plan	3
Location photograph	4
Application	5
Existing licence	9

Considerations

In considering the application, the Sub-Committee shall have regard to:

- a) any observations submitted to them by the chief officer of police;
- b) any objection from any person who has given notice of his objection in writing not later than 28-days after the start date of the application;

The Sub-committee also has discretion to hear later objections provided the applicant is given the opportunity to deal with those objections.

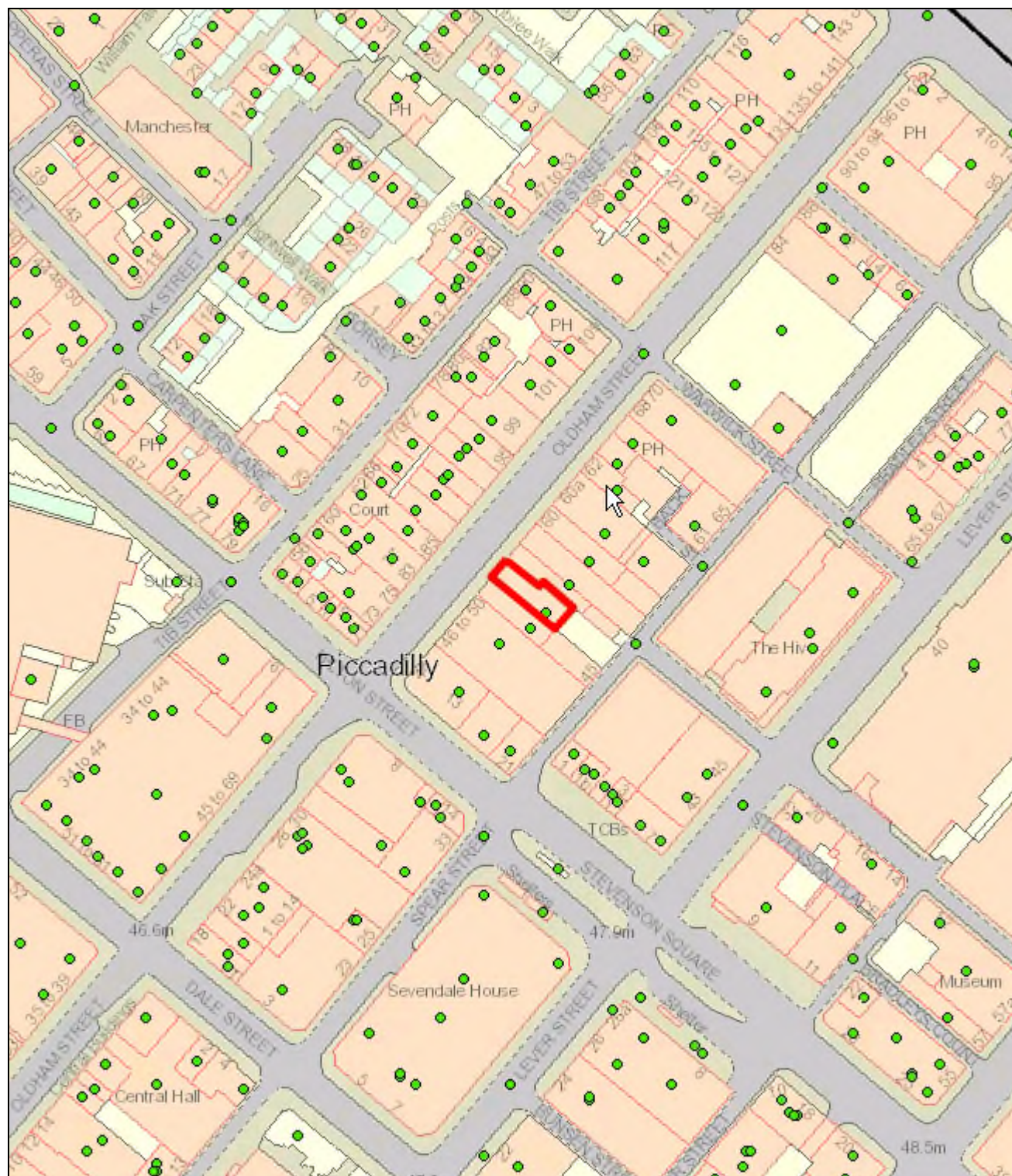
In determining the application, the Sub-Committee must also have regard to:

- c) Manchester City Council's Sex Establishments Policy
- d) The Local Government (Miscellaneous Provisions) Act 1982, Part II, Schedule 3

Summary of objections received.

Please be advised that the below is a summary of objections received only. Copies of the objections are included at the back of this document for members and other interested parties to refer to as necessary.

There are no objections to this application.



Private Shop
54 Oldham Street, Manchester, M4 1LE

Premises Licensing
Manchester City Council

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Ordnance Survey 100019568.



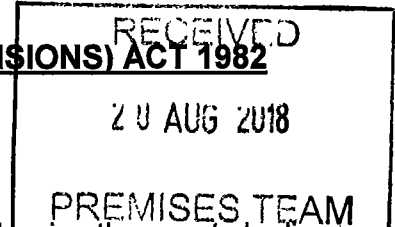
PREMISE NAME:	Private Shop
PREMISE ADDRESS:	54 Oldham Street, Manchester, M4 1LE
WARD:	Ancoats and Clayton
HEARING DATE:	24/10/2017

FORM SE/1

CITY OF MANCHESTER
REGULATORY AND ENFORCEMENT SERVICES GROUP LICENSING UNIT

APPLICATION FOR A SEX ESTABLISHMENT LICENCE

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



All applicants are required to send with this application (a) two plans showing the area to be licensed, (b) statutory declarations in the form shown in the attached document in respect of (i) the applicant, (ii) directors of any company applying for a licence, (iii) any other person who will be responsible for the management of the licensed premises, (iv) persons for whose benefit the business is carried on and (c) the fee (see Paragraph 13 - Notes for Applicants).

If the application is made by a body corporate or an unincorporated body, all parts except 2 to 4 inclusive must be answered. The fullest possible information must be given in answer to each question.

1. Application is hereby made (tick where appropriate):

(a) <u>For a Sex Cinema</u>	Tick	(b) <u>For a Sex Shop</u>	Tick
New Licence	<input type="checkbox"/>	New Licence	<input type="checkbox"/>
Transfer of Licence	<input type="checkbox"/>	Transfer of Licence	<input type="checkbox"/>
Renewal of Licence	<input type="checkbox"/>	Renewal of Licence	<input checked="" type="checkbox"/>

2. Full Name of Applicant: N/A

Date of Birth: N/A

Occupation: N/A
 (during preceding 6 months)

3. Applicant's permanent Address: N/A

Postcode: N/A Telephone No. N/A

- 4 Has the applicant been resident in the United Kingdom throughout the 6 months preceding the date of this application? N/A
-
- 5 Name, description and location of premises to which this application relates
Private Shop
54 Oldham Street, Manchester,
M4 1LE
- Telephone No 0208 114 1007 (Head Office)
- 6 Address(es) at which the applicant has been resident during the 5 years preceding the date of this application
Unit 3, Chancerygate Business Centre,
33 Tallon Road, Hutton, Brentwood,
Essex, CM13 1TE
- 7 Name of applicant body, please state whether a corporate or unincorporated body.
Darker Enterprises Limited
Body Corporate
- 8 Address of Registered or Principal Officer
Unit 3, Chancerygate Business Centre,
33 Tallon Road, Hutton, Brentwood
Essex, CM13 1TE
- 9 Full names, ages and private addresses of all directors and other persons responsible for the management of the body, including, if applicable, names of managers, company secretary and similar officers, and manager of the establishment
Colin Charles Mason – Director
Age: 63 Years For private address please see enclosed envelope marked "Private & Confidential"

David Michael Brown – Director
Age: 63 Years For private address please see enclosed envelope marked "Private & Confidential"
- continued on attachment 1**
- Have the persons so named been resident in the United Kingdom for at least the past 6 months? Yes
- 10 Full names, ages and private addresses of all person(s) for whose benefit and business at the sex establishment is proposed to be conducted i.e. if applicant is a body corporate, give names and addresses of members of the body. If the applicant is an unincorporated body or individual, give names and addresses of person(s) who will receive the proceeds of the business.
Roldvale Trading Limited
Registered office
2 Ramillies Street, London, W1V 7LN
David Sullivan – Director
For private address please see envelope marked "Private & confidential"
Date of birth: 05.02.1949 (Age 69)
Conegate Limited – Company Secretary
Ramillies House, 2 Ramillies Street,
London, W1V 7LN
- Have the person(s) so named been resident in the United Kingdom for at least the past 6 months? Yes

- 11 Name, private address and age of any other person(s) who will be engaged in managing the premises? Please see attachment 2
- 12 If the premises are not open between 9am and 4pm, state name, address and telephone number of person(s) responsible for keys to the premises N/A
- 13 If only part of the building is to be licensed, give details. Ground Floor Only
- What hours and days do you require licence to cover? (see notes of guidance)
- | From | To | Days |
|-------------------|----|--------------------|
| 9 30am to 8.00pm | | Monday to Saturday |
| 10.00am to 4 00pm | | Sunday |
- 14 Please indicate opposite the maximum number of persons you expect to use the premises at any one time for the purposes mentioned Unlikely to exceed 20
- 15 Will any part of the premises be used for the exhibition of moving pictures? No
- 16 If this application relates to a vehicle, vessel or stall, state where it is to be used as a sex establishment. N/A
- 17 Are the premises or the vehicle, vessel or stall to be used as a sex shop or a sex cinema or both? A sex shop
- 18 Does the applicant presently use the premises or vehicle, vessel or stall as a sex establishment? Yes
- If not, what is the present use? N/A
- 19 If the premises, vehicle, vessel or stall was used as a sex establishment on 22 December 1981, has any person other than the applicant(s) run the premises, vehicle, vessel or stall as sex establishment since that date? Yes
- If so, give name and address of such premises? Private Lines
54 Oldham Street, Manchester,
- 20 If the premises or the vehicle, vessel or stall are presently used as a sex establishment, when did the use commence? September 1980
- 21 Give full details of ownership of the premises (or the vehicle, vessel or stall) including details of leases, tenancies, mortgages, licences and any other interests
- Roldvale Trading Limited
Ramillies House
2 Ramillies Street, London W1V 7LN
- Darker Enterprises Limited has a Quarterly tenancy

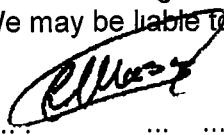
- | | | |
|----|---|---|
| 22 | Give full details of the type of business to be conducted at the establishment. If it is to be a sex shop, what types of goods are to be sold? If it is to be a sex cinema, what types of moving picture are to be exhibited? | Retail Sex Shop – Selling Adult books, magazines, videos, dvd's, Marital Aids and Ancillary items |
| 23 | Full names and private addresses of registered offices of major suppliers of goods that are to be sold, displayed or exhibited at the Sex Establishment. | We have many suppliers and are under no obligation to buy supplies from one source |
| 24 | Do any persons or companies who supply articles for sale at the premises to which this application refers, have any interest in the ownership or management of the business for which a licence is sought? | No |
| 25 | Give date and name of the newspaper in which public notice of this application is to be made. | Wednesday 22 nd August 2018
Manchester Evening News |

I / We enclose the required fee **£348.77**. (cheques to be made payable to **'Manchester City Council'**).

We confirm that notice of this application in the form prescribed by Manchester City Council will be published in a local newspaper circulating in Manchester not later than 7 (seven) days after the date of this application and that such notice will be displayed for the period of 21 (twenty one) days beginning with the date of this application or near the premises and in a place where the notice can conveniently be read by the public.

We confirm that a copy of this application will be sent to the Chief Constable, Greater Manchester Police, not later than seven days after the date of this application.

We understand that if any of the information given above is false in any material respect, I / We may be guilty of an offence for which I/We may be liable to a fine of up to £20,000.

Applicant's Signature 

C C Mason (Director)
For and on behalf of
Darker Enterprises Limited (Applicant)

Date: 21st August 2018
(Date of application)

Statutory Declaration in respect of the persons named



MANCHESTER CITY COUNCIL

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

SEX ESTABLISHMENT LICENCE

Licence number	201558
Effective Date	17/09/2017
Expiry Date	16/09/2018

Part 1 - Premises details

Name and address of premises		
Private Shop 54 Oldham Street, Manchester		
Post town	Post code	Telephone number
Manchester	M4 1LE	

Activities authorised by the licence	
1 Operation as a sex shop -	
a The sale, hire, exchange, lending, display or demonstration of -	
i sex articles; or	
ii other things intended for use in connection with, or for the purpose of stimulating or encouraging –	
1. sexual activity; or	
2. acts of force or restraint which are associated with sexual activity.	

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0930	0930	0930	0930	0930	0930	1000
Finish	2000	2000	2000	2000	2000	2000	1600
Seasonal variations and Non-standard Timings:							
None							

Part 2

Name and (registered) address of holder of licence
Darker Enterprises Ltd Unit 3 Chancerygate Business Centre, 33 Tallon Road, Hutton, Brentwood, Essex, CM13 1TE
Registered number of holder, for example company number, charity number (where applicable)
02021360

Annex 1 – Licence conditions

1. Premises licensed as a Sex Shop under the provisions of Schedule III of the Local Government (Miscellaneous Provisions) Act, 1982, shall be used only for the purposes of a Sex Shop as defined in Paragraph 4 of said Schedule III and shall not be used, wholly or in part, for any other purposes during the period the premises are licensed as a Sex Shop.
2. Over each entrance to the premises, in a position approved by the City Council, the Licensee shall affix and maintain in a permanent form a clear notice stating that the premises are licensed as a Sex Shop under the provisions of the Local Government (Miscellaneous Provisions) Act, 1982.
3. At each entrance there shall be prominently displayed so as to be visible at all times to persons approaching the premises a notice prohibiting entry to all persons under 18 years of age. There shall also be a clear notice displayed prominently stating that any person suspected of being under 21 years of age shall be required to produce valid photographic identification that they are over 18 years of age.
4. The Licensee of every premises licensed as a Sex Shop shall ensure that all persons employed on the premises are aware of the age restriction on clients and that they exclude or remove from the premises any person attempting to evade the restriction.
5. The Licensee shall not display outside, near to, or within the premises any advertising material, sign or pictorial display referring to the licensed premises or the goods, articles or services provided at the premises, in such a position or manner that it is visible to any person using adjacent highways, streets, foot plates or forecourts except any notice displaying the name or trading title of the Licensee, any notice indicating the times of opening of the premises for business, any notice required by any statute, regulation or bylaw applicable to the premises or business carried thereon or any notice prescribed by these conditions.
6. The licensed premises shall be so arranged by screening or obscuring windows, doors and other openings so that the interior of the licensed premises and the displays of articles sold at the premises shall not be visible to persons outside the building.
7. No moving picture or display or recorded sound of any description or however provided shall be permitted on the licensed premises except for a period necessary to check a recording for fault by the licensee or for a period of not more than one minute for the sole purpose of demonstrating it to a prospective purchaser or hirer of the article in question and such display shall be in a booth to which there shall only be permitted the prospective purchaser or hirer and any one person employed by the Licensee to sell or hire such articles. The Licensee shall not make any charge or permit any charge to be made for such a display as mentioned in this condition.
8. All refuse produced on the premises and materials, goods or articles discarded for any reason shall be securely stored within the premises and delivered in sealed containers to the refuse collection service.
9. The Licensee shall make such provision for the reception of goods and articles for sale, hire or display on the premises so that they are received directly into the premises and not subject to storage for any period of time on any pavement, footpath, forecourt or yard.
10. The Licensee or some responsible person nominated by him in writing for the purpose shall be in charge of and upon the licensed premises during the whole time they are open to the public. Such written nominations shall be continuously available for inspection by authorised officers of the Council or the Police.
11. Where the Licensee is a body corporate or an unincorporated body-, any change of Director, Company Secretary or other person responsible for the management of the body is to be notified in writing to the Council within 14 days and such written details as the Council may require in respect of any new Director, Secretary and Manager are to be furnished within 14 days of a request in writing from the Council.
12. A copy of the licence shall be kept on the premises and be immediately available for inspection upon request by the Police or an authorised officers of the Council.
13. External doors shall be closed at all times except when persons are entering or leaving the premises. External doors shall be fitted with a device to provide their automatic closure and such devices shall be kept in good working order.
14. There shall be a CCTV system installed at the premises to the satisfaction of the Council.

Annex 2 – Plans

See attached.