

1982 ACT HEARING PANEL

15 NOVEMBER 2011

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 SCHEDULE 3 POLICING AND CRIME ACT 2009 SECTION 27

APPLICATION FOR THE GRANT OF A LICENCE FOR A SEXUAL ENTERTAINMENT VENUE QUEEN CHARLOTTE 159 HIGH STREET ROCHESTER ME1 1EH

Report from: Deborah Upton, Assistant Director, (Housing and Corporate Services)

Author: Alison Poulson, Licensing & Local Land Charges Manager

1. Summary of the application

1.1 An application has been received from Kashmir Tumana in respect of the Queen Charlotte at 159 High Street Rochester, which is primarily used as a public house.

Particulars -

- The part of the building to which this application relates the function room on the lower floor (basement).
- It is proposed that people attending will share the same toilets as the pub facilities (on the ground floor)
- The application originally sought the following hours/days to trade for the activities of lap dancing, table dancing, pole dancing, strip shows and exotic dancing -
Monday to Sunday for the hours of 1000 to 0200
- The application has since been amended to seek the following hours/days to trade for the activities of lap dancing, table dancing, pole dancing, strip shows and exotic dancing -
Monday & Tuesday CLOSED
Wednesday & Thursday 2000 to 0030
Friday & Saturday 2000 to 0200
Sunday CLOSED.

- 1.2 The relevant additional documents required under section 6 of the application form have been supplied to the Licensing Unit as part of this application and plans showing the site location, site layout, (both of which have been verified by the licensing unit) the operating schedule and dancers policy can be found at **appendix A**.

2. Background

- 2.1 Medway Council adopted Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (“the 1982 Act”), on 19 July 2000 with an effective date of 1 September 2000 and adopted the amended Schedule 3 on 13 January 2011.

When dealing with an application for a sex establishment licence, the panel are not acting as the licensing panel under the Licensing Act 2003 (“the 2003 Act”) but are instead exercising the Council’s functions under Schedule 3.

The Policing and Crime Act 2009 (“the 2009 Act”) gives local communities a stronger say over the establishment and location of venues such as lap dancing clubs and similar establishments in their area, and gives Local Authorities more power to regulate sexual entertainment venues. The 2009 Act brought the licensing of venues such as lap dancing clubs in line with other sex establishments such as sex shops and sex cinemas.

Where the amended Schedule 3 of the 1982 Act has not been adopted sexual entertainment venues remain regulated under the 2003 Act and require a Premises Licence under Section 1 of the 2003 Act.

From April 2010 sexual entertainment venues may be regulated under the 1982 Act, where a local authority has resolved to adopt the revised Schedule 3 to the 1982 Act. This Local Authority resolved to adopt Schedule 3, as amended, on 13 January 2011 and must therefore consider this application under the provisions of the 1982 Act. The 1982 Act enables the Council to consider a wider range of matters in determining whether or not to grant a licence and gives the Council the ability to impose a wider variety of conditions e.g. relating to opening hours, advertisements and the visibility of the interior to passers by. The Council has the ability under the 1982 Act to refuse to grant or renew a Licence on the grounds that such a venue would be inappropriate having regard to the character of the area, the use of other premises in the area and can also have regard to the number of similar premises in the area.

Similarly, local residents are able to make written representations to the Council on these grounds, rather than being limited to make representations based on the four licensing objectives found in the 2003 Act (which are prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm).

With the new legislation, there are no “grandfather rights” for existing clubs. If they wish to continue trading they need to apply for a Licence

under the new regime. A transitional period of 12 months was given to existing clubs to apply for a new Licence.

Existing clubs or those wishing to operate new sexual entertainment venues needed to make an application for a new licence to the Local Authority and are required to give public notice of the application in a local newspaper and at the premises. Any persons wishing to object to the application must give written notice within a statutory 28-day consultation period stating the general grounds of their objection.

3. Objections (Home Office Guidance)

- 3.1 When considering an application for the grant, renewal or transfer of a licence the appropriate authority should have regard to any observations submitted to it by the chief officer of police and any objections that they have received from anyone else within 28 days of the application. Any person can object to an application but the objection should be relevant to the grounds set out in paragraph 12 of Schedule 3 for refusing a licence (para 3.2 below). Objections should not be based on moral grounds or values and local authorities should not consider objections that are not relevant to the grounds set out in paragraph 12.

Paragraph 12 of Schedule 3 sets out the grounds for refusing an application for the grant, renewal or transfer of a licence.

- 3.2 A licence **must not** be granted:

- (a) to a person under the age of 18;
- (b) 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;
- (c) 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
- (d) to a body corporate which is not incorporated in an EEA State; or
- (e) 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.

A licence **may be** refused where:

- (a) the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
- (b) if the licence were to be granted, renewed or transferred the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he made the application himself;

- (c) 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; or
- (d) that the grant or renewal of the licence would be inappropriate, having regard;
 - (i) to the character of the relevant locality;
 - (ii) to the use to which any premises in the vicinity are put; or
 - (iii) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

A decision to refuse a licence must be made on one or more of the above grounds.

4. Relevant Representations

- 4.1 Comments and observations have been received from five members of the public and a member of parliament stating in the main that
- this type of venue would be inappropriate for the area
 - the location is unsuitable for this type of business
 - they object to the current location of the blackboard outside the premises advertising exotic dancers.

Copies of the above providing full details of the comments and observation received can be found at **appendix B**.

- 4.2 If any representations are withdrawn prior to the hearing they cannot be taken into account.

The hearing will be advised verbally of any subsequent withdrawals between the dispatch of this agenda item and the date of the hearing.

5. Further Information

- 5.1 The locality, character and layout of the premises –

Locality

The premises are located in the historic part of Rochester High Street at the end nearest to Star Hill on a corner position with Almon Place. Behind the premises is the Royal Mail delivery office, which leads to Corporation Street.

There are numerous licensed premises (Licensing Act 2003) in the vicinity of the premises that also form part of the nighttime economy.

There are shops/businesses that operate during the day immediately around the premises.

There are residential properties above the shops/businesses and a large residential building opposite the premises.

The premises the subject of the application solely operates as a business with the applicant living over.

Further types of building near to the location of the premises: -

- The nearest church is in Crow Lane.
- The nearest school is Kings School, Boley Hill / Crow Lane.
- The nearest public space is in Crow Lane
- The nearest historic buildings are Rochester Cathedral and Rochester Castle.

There are no other sex establishment venues in proximity to the Queen Charlotte which are licensed under the 1982 Act or which have applied for a licence under that Act. There are other premises in the vicinity which are licensed to provide similar entertainment under their Licensing Act 2003 licences (which they could continue to provide under those licences for a maximum of 11 events per calendar year).

Character

In the past the premises was classed as a late night venue, providing drum and bass music for a young clientele.

The applicant has advised and the licensing unit can confirm that in the last 6 years since the applicant took over the premises he has changed the character of the premises by turning it back into a local's pub. The premises plays 80's music has a pool table, Jukebox on Friday nights, DJ's on Saturday nights and live music 1 to 3 times a year. The average age of the clientele is late 30's to early 40's. For the last 6 years the basement of the pub has been providing relevant entertainment that includes stripping, pole dancing, lap dancing and exotic dancing which was covered under his premises licence (Licensing Act 2003). However, recent adoption of Schedule 3 to the 1982 Act has prompted the licence holder to apply as an existing operator before the second appointed day.

Layout

The building in which the premises are located has 3 floors (two of which are commercial floors and one residential), the main bar is on ground floor level and the basement area is where the proposed regulated entertainment will take place and has a separate bar. Toilets facilities are shared for both floors however these are located by the stairs leading down to the basement. There are two entrances into the building - the main doors are on the High Street and there is a side door on Almon Place.

This is an old building and the licensed holder has been investing money into the inside of the building to enable him to have better facilities for his customers. The main regulated entertainment takes place in the open area of the designated premises. There is also a cordoned off area by way of a curtain adjacent to the bar where performers may change and allows for the provision of private regulated entertainment.

The times of operation

The times applied for will finish at the same time as licensable activities under the Licensing Act 2003. The premises hours are similar to other venues in the vicinity and so it is considered that the applied for entertainment during these hours would not further impact on the local area.

The suitability of the applicant

The freeholder of the premises is Unique Pub Properties Ltd and the premises are leased to Kashmir Tumana, Luke Tumana and Amro Tumana.

Mr Luke Tumana is named in the application as the person responsible for the management of the establishment. He is also the designated premises supervisor of the premises under the Licensing Act 2003 licence.

Further information is contained in the **exempt appendix**.

Freeholder

Written confirmation has been received from the freeholder Unique Pub Properties Ltd of the Queen Charlotte that it is aware of the proposal and has no objection to the application or made any representation.

Experience

Mr Luke Tumana was a licensed door supervisor in Maidstone for 15 years and was the senior door supervisor of a large late night venue. He is also a qualified martial arts trainer for the last 20 years. He provides a range of training on basic self-defence to assisting the police on weapons training. He has also been involved in charity boxing events, which involved the emergency services.

Mr Luke Tumana took over the Queen Charlotte 6 years ago and started to provide 'relevant entertainment' 3 days of the week and last year increased this to 4 days a week. He has not had any formal training on running this type of premises but there are limited training courses on the management of such places. This has been a trial and error and they have updated their procedures accordingly with each issue they have identified.

Mr Luke Tumana has explained to the licensing unit about the difficult times he faced when he first took over the pub in trying to sort out the problems associated with the previous owners. For 3 months he had numerous incidents whilst a large proportion of his clientele were barred. Since that time the police have rarely been called to the premises.

Enforcement record held by the licensing authority

2006 -

A verbal warning was issued for no gaming machine permit

2008 -

A verbal warning was issued for breach of condition relating to noise.

2009 -

As part of Operation Albatross one female customer was detained for drug offences.

A verbal warning was issued for no licence documents, breach of conditions CCTV not working and doors left open during entertainment.

2010 -

Advised to turn down the music.

Advised jointly by Gambling Commission and licensing to remove an illegal gaming machine.

Should the panel decide to grant this application attached at **appendix C** are suggested conditions that officers would recommend the panel to impose.

6. Policy Considerations

- 6.1 Local Government (Miscellaneous Provisions) Act 1982.
Policing and Crime Act 2009.
The Council Policy on Sex Establishments

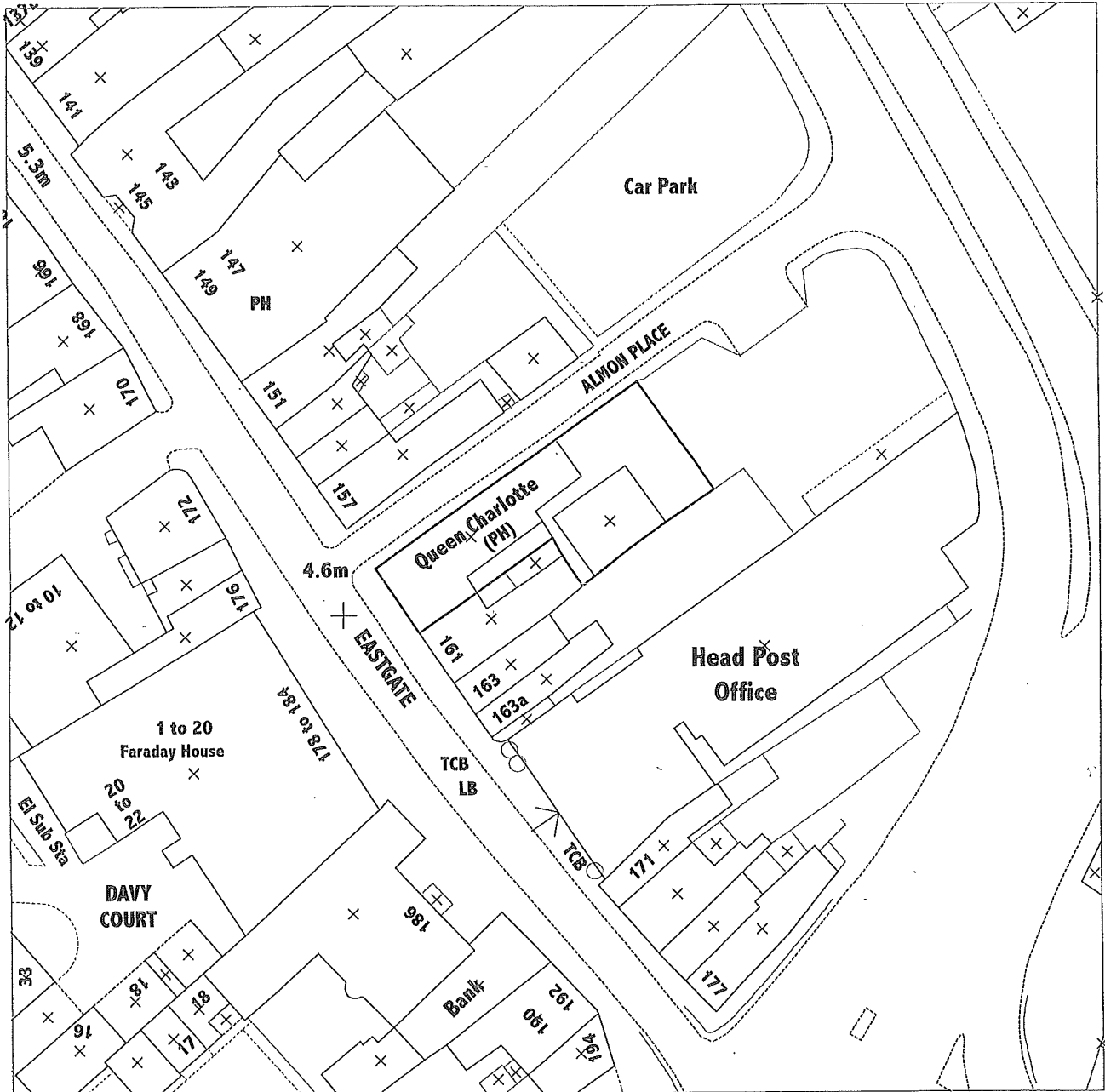
7. Recommendations

- 7.1 That the Panel considers and determines the application.

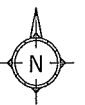
8. Background papers

- 8.1 Local Government (Miscellaneous Provisions) Act 1982.
Policing and Crime Act 2009.
The Council Policy in respect of Sex Establishments

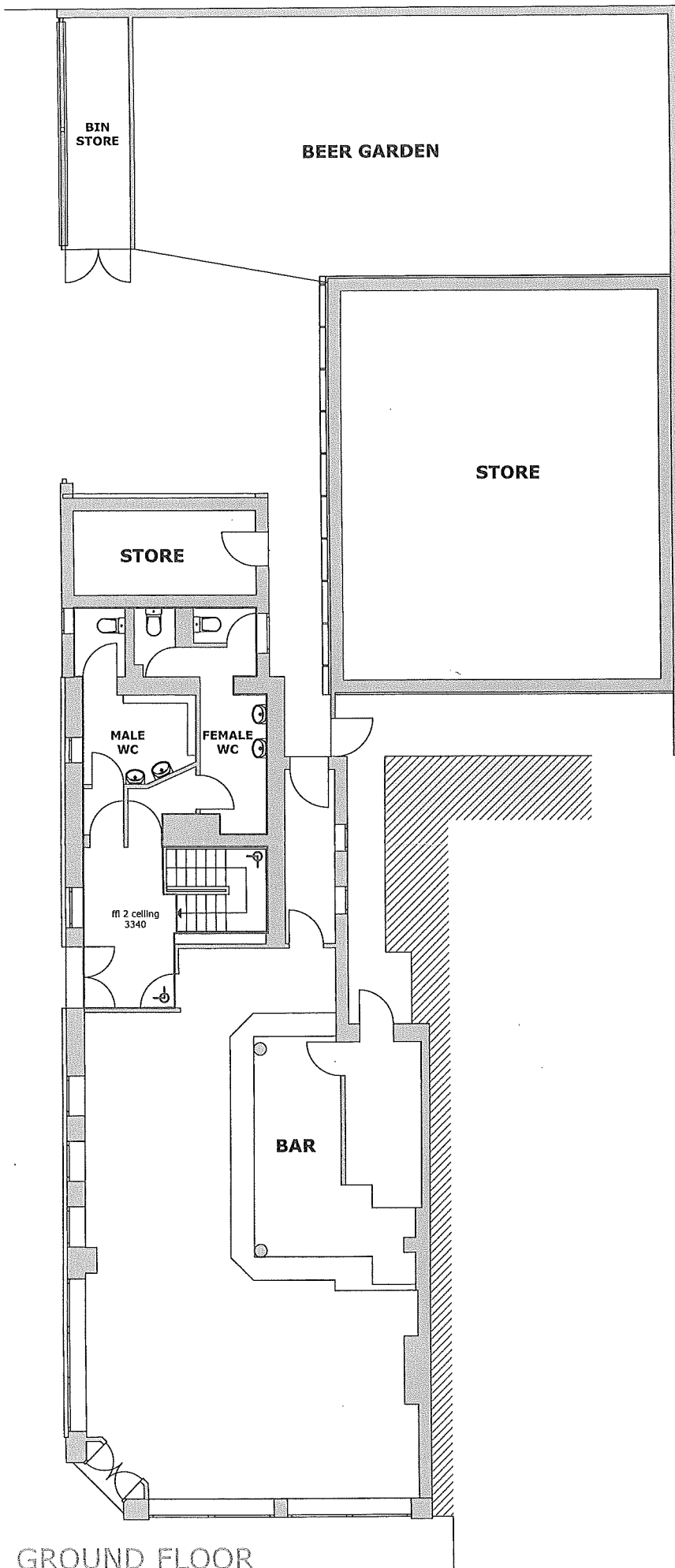
Lead officer contact: Mrs. Alison Poulson, Licensing & LLC Manager
Telephone: 01634 332774
Email: alison.poulson@medway.gov.uk



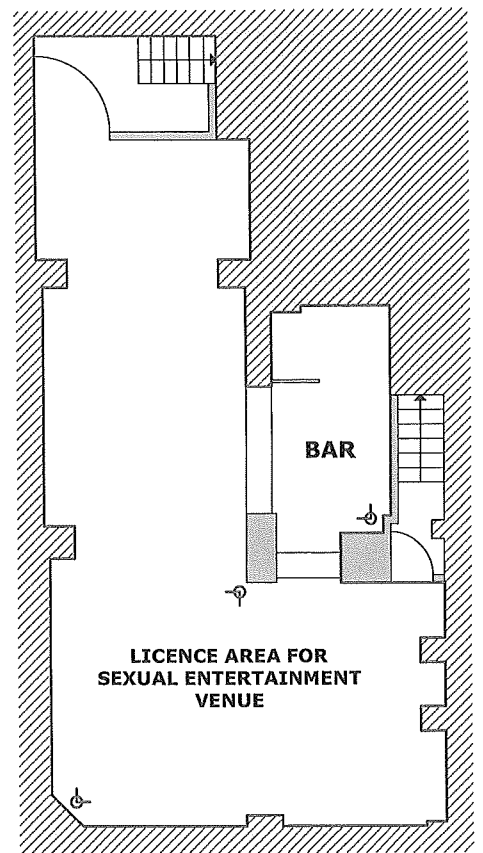
SITE PREMISES



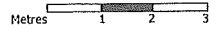
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GROUND FLOOR



BASEMENT



key

-  position and direction of existing CCTV for sexual entertainment venue
-  dual purpose area shared with above licensed area
-  sexual entertainment venue



DANCERS POLICY BOOKLET

CRIME

Drugs are not permitted on site at any times. Searching as a condition of entry will be performed at random times at which a female door supervisor will be present. If found to be possessing drugs of any kind you will be escorted from the premises and barred from working for a period of 6 months. If found to have drugs in your possession on a second occasion you will no longer be able to work at our venue.

If any large quantities of drugs are found in your possession you will be detained and the police will be contacted.

If at any time you are offered drugs please make door staff aware of the said person so they can be escorted from the building and their description can be put through radio link and police.

Dancers are responsible for their personal belongings at all times. A staffed cloakroom, monitored by CCTV, is available for the sole use of our staff. Individual storage boxes will be assigned at the beginning of each night and will be kept under the bar. Dancers will not be permitted to access other dancer's boxes.

All dancers must provide a valid passport or driving licence as photo identification and an emergency contact number before they commence work. This will be kept on file for the duration of work.

Passing on of phone numbers and personal details is classed as a criminal act and can be perceived as prostitution.

Due to the seriousness of this crime we operate a one off warning after that you will no longer be able to work at our venue.

HEALTH AND SAFETY

Dancers must always go for breaks in pairs and must use designated lit areas.

No smoking on premises at anytime. Please dispose of any cigarette butts and litter in bins provided.

Make sure you know where all fire exits are. These are all well lit in the event of a fire.

Do not place any objects in front of doors or fire exits.

Keep your alcohol consumption to One glass of wine or one alcoholic drink, for your safety and so that you can do your work in a professional manor. Free water and soft drinks will be available to you at all times.

Drink driving advice is enclosed in this manual.

All dancers must notify the manager when leaving at end of the evening.

If you feel unsafe walking to your car please let the manager know and a member of door staff will accompany you to your transportation.

When leaving please be aware of your surroundings and who is around you

Notify the manager to unwanted persistent attention from customers. This will then be reported to the door supervisor who will then escort them from the premises. We can then make sure you are safely accompanied to your transportation at the end of the evening.

Please beware of any broken glass on the floors, please report any to the manager.

If first aid is needed please see the first aid representative. This can then be noted in the accident book.

The toilets are not to be used as a changing room. There are designated private areas for you to do this.

Dancers must not enter toilets or any other parts of the building, without being suitably dressed. Dressing gown provided for you.

All dancers are expected to maintain a high level of personal hygiene you should be clean and well groomed at all times.

Your outfits should be kept clean at all times.

Dancers should have, and use, a stage name at all times for your safety and privacy.

Mobile phones are not permitted on the main floor area if you need to use your phone please use it behind the bar area.

For the safety of our customers please be careful and aware of your stiletto heels when dancing.

Do not leave your drinks unattended at any time. There are safe areas behind the bar that you have access to. All drinks should be left here.

CUSTOMERS

Physical contact will not be permitted at any time between dancer's customers and staff. If caught allowing this to happen you will be asked to leave and barred from work for a maximum of 6 weeks.

Customer's hands should be at their sides during the entire dance.

Your dances should be tasteful and professional at all times.

Private dances will be monitored.

If you feel the customer is not following the rules or behaving in an inappropriate manor please stop your dance and they will be asked to leave the dance area.

You are not permitted to give out any of your contact details for any reason including facebook. This is a criminal offence as it can be perceived as prostitution.

There is CCTV monitoring all areas

Never give customers or strangers a lift home, and never accept one!

We are a lap dancing club and that is all we offer. Any girls who wish to break these rules will not be offered work at our venue. This is something that we are very strict on. We are a professional business and we expect the same from all our dancers.

WHAT IS A UNIT

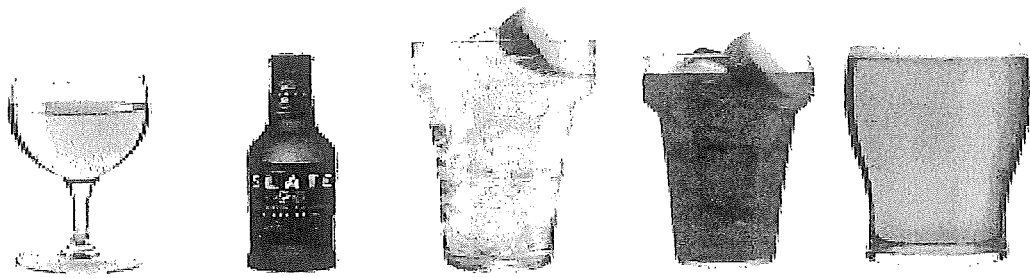
Even the smallest amount of alcohol can impair a driver's judgment. The rate at which alcohol increases a person's BAC (blood alcohol concentration) can vary according to numerous factors:

- *Metabolism rate**
- *A person's sex**
- *Various health issues**
- *Amount of food in the stomach**
- *A person's weight**
- *How long they have been drinking**

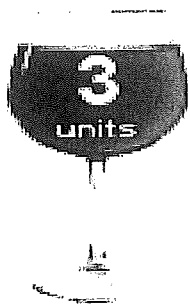
On average your body will break down one unit of alcohol per hour, and each unit will increase your BAC by 15mg and up to 30mg for women. The UK limit is 80mg per 100ml of blood allowing you to drink one glass of wine at 13% without exceeding the drink drive limit.

Only 10 mins after having a drink 50% of the alcohol will be in your bloodstream.

There is no safe way to calculate your BAC. The only reliable way is a breathalyser the best, safest and legal way is not to drink and drive.



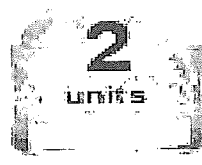
Large (600ml) glass of wine (12% alc)	Small (200ml) bottle of wine (12% alc)	One (50ml) shot glass of 40% alc	One (50ml) shot glass of 50% alc	Small standard lager of 4.1% alc
3 units	1.4 units	2.2 units	1.5 units	2.3 units



1 large glass (250ml) of 12% wine



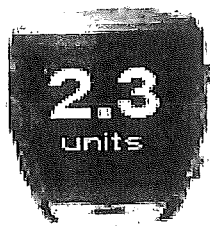
1 double gin and tonic



1 double measure (50ml) of vodka



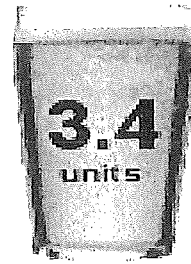
1 bottle of 12% wine



1 pint of 4% ale



1 pint of premium strength 5.2% Jager



1 pint of 6% cider



QUEEN CHARTLOTTE **01634 846 755**

MEDWAY COUNCIL **01634 333 333**

MEDWAY POLICE STATION **01622 690 690**

HOUSE MUM **07903 657774**

ALCOHOLICS ANONYMOUS **08457 697555 24 HRS A DAY**

HELP@ALCOHOLICS-ANONYMOUS.ORG.UK

DRUGS

UK NATIONAL HELPLINE **08007 7660024HRS A DAY**

COUNSELING HELP **0845 7909090**

JO@SAMARITANS.ORG.UK

CAREERS ADVICE **0800 100 900**

NEXTSTEP.DIRECT.GOV.UK

NHS DIRECT **0845 4647**

NATIONAL DOMESTIC VIOLENCE **0808 2000247**

DANCERS COMPLAINT FORM

Name of person making complaint: _____

Telephone Number: _____

Address: _____

Nature of complaint: _____

Results of investigation: _____

Action taken: _____

Date complainant contacted with the results of the investigation and action taken:

Initials of person investigating Complaint: _____

Initials of person taking Complaint: _____

COMPLAINT HANDLING PROCEDURE

- The complaint will be dealt with initially by the SEVL on duty at the time of the incident.
- We aim to resolve your complaint within 7 working days of notification.
- All complaints will be handled with sensitivity and professionalism.
- We will take statements from the relevant parties to establish the truth about the facts within the complaint.
- All parties will be spoken to within privacy to reach a mutual conclusion.

- However, if further investigation is necessary we will take the following steps.
 - The SEVL will then pass on all relevant information and documentation to the DPS, who will then conduct further investigation into the complaint and deal with both parties as necessary.
 - The DPS will aim to resolve matters within 7 working days of receiving the complaint.

We understand that making a complaint can be very stressful but we will make every effort to ensure it is dealt with as quickly and fairly as possible.

THE QUEEN CHARLOTTE

New Acts Registration Form

Full Name: _____

Address: _____

Telephone: _____

Passport Number: _____

Emergency Contact

Full Name: _____

Telephone No: _____

Relationship: _____

Declaration

I _____ confirm that I am self-employed and that I am responsible for my own tax returns, national insurance payments and that it is my responsibility to declare any money I earn at the Queen Charlotte to H.M.R.C.

Signed: _____

Print: _____

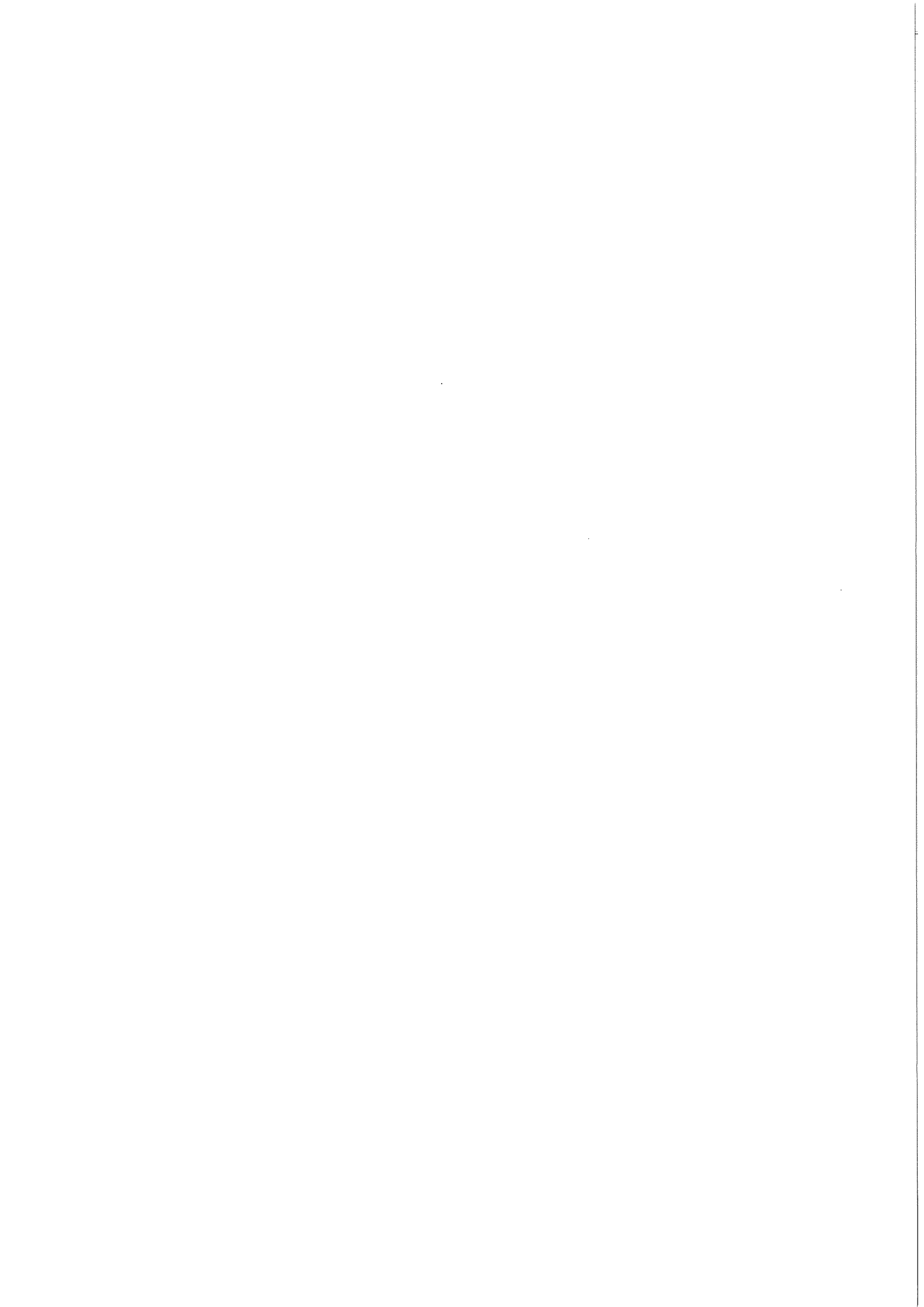
Date: _____

Data Protection Act 1988

Your personal information will be held and used in accordance with the requirements of the Data Protection Act 1998.

We may lawfully disclose information to other public sector agencies.

This information will be held on file for the duration of your work and will be destroyed or can be collected 6 months after leave date.



THE QUEEN CHARLOTTE CELLAR BAR

OPERATING SCHEDULE

Relevant Entertainment	Lap Dancing, Pole Dancing and Strip Shows
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The days of the week and times during which relevant entertainment takes place.

Monday	CLOSED
Tuesday	CLOSED
Wednesday	20:00 to 00:30
Thursday	20:00 to 00:30
Friday	20:00 to 02:00
Saturday	20:00 to 02:00
Sunday	CLOSED

The opening hours of the premises

Monday	10:00 to 01:00
Tuesday	10:00 to 01:00
Wednesday	10:00 to 01:00
Thursday	10:00 to 01:00
Friday	10:00 to 02:00
Saturday	10:00 to 02:00
Sunday	10:00 to 01:00

Responsible for managing the Sexual Entertainment Venue

Mr Luke Tamana
Miss Sarina Barnes
Miss Julie Mills
Miss Sharon Campbell

<p>Opening Procedure</p>	<ul style="list-style-type: none"> • A SEVL and door staff responsible will sign in upon arrival into the staff log book/incident book at approximately 19.45pm then the dancers arrive between 20.00 -20.30pm. CCTV camera checks will also be carried out at this time to make sure all equipment is fully operational • Once all the dancers have arrived the door supervisors are then placed at the main entrance door to inform any customers wishing to enter down stairs of the opening times a SEVL will be present at all times. • Dancers will then use a designated changing area which is situated behind a floor to ceiling curtain. • Once the dancers are ready, the disco lights will be turned on along with ceiling down lighters. • Once the dancers are ready the doors are then opened to the public and customers will then be charged an entrance fee of between £3 - £5, by the entrance cashier. • Once customers have paid their entrance fee, they are then registered via a clicker system, to comply with the licence capacity. • Upon opening the doors dressing gowns are to be made available for dancers to take their cigarette breaks and toilet breaks as needed. (There are no exceptions the dancers must use the dressing gowns provided).
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<p>Running Operations</p>	<ul style="list-style-type: none"> • A dancer will then perform a dance routine which will go down to topless only, in the main bar area to one music track, which lasts approximately 3 – 4 minutes. The dancer may also include the pole in this routine. The pole is a non permanent fixture. A door supervisor will always be present and near during this time. Customers are not permitted to touch the dancers at anytime. • Dancers are responsible for their own safety when using the pole. The pole is cleaned with Vodka at regular intervals throughout the evening. It is the dancer’s responsibility to ensure that the pole is not slippery before use. • Members of the public are not allowed to take photographs, video footage of any description using phones or any recording device. Customers are asked to use their phones outside of the venue. • Female customers are allowed in our venue at the discretion of the door supervisor. Couples are welcome and are regular visitors to our venue. • If a customer wishes to have a private lap dance, this will take place behind a floor to ceiling curtain divide where there is seating for up to 6 customers and dancers. • The customer will pay the dancer a set fee in cash which they are informed of before the dance takes place (we are looking to introduce a voucher or payment chips method which would be purchased from the bar area for cash safety reasons). • The dancer will go fully nude during her private dance routine, she will inform the customer their hands should be kept by their sides throughout the duration of the dance which will last 3 – 4 minutes. • All dances should be tasteful and professional at all times. Inappropriate behaviour will not be tolerated from customers or dancers. • A door supervisor will be within 6 – 8 feet away from dancers at all times, who will be able to monitor customers as well as dancers. • Upon investigation of other venues and speaking to the dancers we found that the venues which have private cubical facilities for private lap dances. Could potentiality put dancers at risk from customers and also dancers could act inappropriately.
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	<ul style="list-style-type: none"> • Behind the curtain is an open plan lap dance area which we feel provides a safer place for dancers and is easily accessible place for the door supervisors it also makes customers aware that other people are near-by. • Dancers go for cigarette breaks in pairs and notify the Door Supervisor or the SEVL. Breaks must be taken in designated lit areas, dancers must be suitably dressed. • Dancers inform the Door Supervisor or the SEVL when taking a toilet break, and must be suitably dressed. • Dancers may be permitted to have 1 glass of wine or 1 alcoholic drink during the evening for their safety, free soft drinks and water are available. • If a Dancer needs to leave for an emergency she will be given time to get changed in private behind the curtained area, and then escorted to her transport. This same procedure is in place if a dancer is asked to leave. • Our down stairs bar area will be used for the entertainment of Lap dancing, pole dancing and strip shows, there is a slight variance on some drinks prices from the main bar upstairs by 10p increase. • We also hold Adonis male cabaret shows for female customers as we had quite a few requests this takes places approx 3 times a year and has been a success.
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<p>End of Evening Close down Procedures</p>	<ul style="list-style-type: none"> • At the end of the evening all remaining customers are requested to finish their drinks up stairs in the main bar, once all customers have left, dancers can then get changed. The Door Supervisor and SEVL will remain until all dancers have left. • Dancers must leave in pairs, we can then make sure they are safely accompanied to their transportation at the end of the evening if necessary. • The Staff Log Book must then be completed and any incidents recorded.
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<p>Venue Layout</p>	<ul style="list-style-type: none"> • There is a separate entrance for down stairs which has a lit stair well, upon entry into the bar area there is a pole to your left on the right side of the bar area is bench style seating and 2 small square tables for drinks, and to the left is the drinks bar with lighting. At the rear of the main bar area there is more seating and tables. Also the floor to ceiling curtained area is to your left. Emergency exits which are signed and clearly lit are at the front and side of the bar, it is all on one level and holds a capacity of 80-100.
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<p>How Staff , Managers and Performers will Complete their Duties</p>	<ul style="list-style-type: none"> • All staff will be trained in all aspects of the licensing laws and in particular under age sales. • To only accept as proof of age and identity a photo card driving licence, passport or any other government issued photograph identity card as proof of age. • A SEVL holder will be on the premises at all times when we are open to the public. • The designated premises supervisor, duty manager will assess noise levels • No children will be permitted on the premises after 7pm. • The control of private viewings, by CCTV. • How the dancers will complete their duties please refer the dancer manual included. • Door supervisors will be correctly registered with the SIA. • All bar staff must monitor those customers which may be a potential risk and notify door supervisors and SEVL's accordingly. • SEVL's door supervisors and bar staff will be vigilant against individuals who may either use or wish to distribute drugs. • All staff is responsible for the safety of customers and dancers and make sure all Fire Exits are kept clear of obstructions and Hazards. • Copies of Passports or driving licence's (both parts) must be obtained from all staff. • All staff will be vigilant against individuals using video recording devices of any nature and inform SEVL's or Door Supervisor if they believe someone is doing so then appropriate action can be taken. • Monitoring of persons on the premises for excessive consumption of alcohol and or who exhibit the potential for disorder. • All door supervisors and SEVL's must make sure that the first aid box is fully compliant with Health & Safety Regulations. • All staff is to monitor any alcohol consumption by the dancers.
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<p>Advertising</p>	<ul style="list-style-type: none"> • Advertising A-boards are placed outside the premises on the nights that the venue is open, leaflet distribution is also done on these nights within the high street for approximately 2 hours a night, only <u>to groups of males or males on their own</u> unless females ask then it will be explained what the leaflets are for. • Advertising is not to be placed on vehicles within car parks.
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<p>Other conditions that will apply.</p>	<ul style="list-style-type: none"> • CCTV cameras installed and maintained with a recording facility. • The CCTV system to be fully operational throughout the hours that the premises are open for any licensable activity. • CCTV recordings to be produced to the Licensing Authority and the police on request. • During entertainment of an adult or sexual nature under 18's will not be permitted on the premises.
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Attached is the following:

- Dancers manual.

- four risk assessments which state how the four licensing objectives will be met and maintained:
 1. Prevention of Crime and Disorder
 2. Protection of Children from Harm
 3. Prevention of Public Nuisance
 4. Public Safety

CRIME AND DISORDER	
RISKS	<p>Fighting inside or outside premises. Use of Drugs/ Dealing of drugs. Use of weapons. Theft. Poorly managed adjacent licensed premises. Dancers using public toilets Dancer having cigarette breaks Dancers leaving the venue Underage Dancers Dancers with a criminal history Dancers giving out personal information Stag Parties Customer Complaints Procedure</p>
GROUPS AT RISK	<p>Staff, customers and general public.</p>
STANDARD CONTROL MEASURES IN PLACE AT ALL TIMES	<ul style="list-style-type: none"> • Good management of the premises. • Appropriate training for all staff. • CCTV cameras in operation- good working order and recordings kept for an appropriate period of time. • Regular toilet checks carried out and recorded. • The exclusion of persons who appear to have had too much to drink and/or who appear inclined to disorder. • Monitoring of persons on the premises for excessive consumption of alcohol and/or who exhibit the potential for disorder. • Policy in place to prevent the sale of alcohol to persons that appears drunk. There is no legal definition of drunk and it is up to the staff to decide whether to serve a particular person or to determine whether that person is too drunk. Staff made aware of the signs that a person is too far under the influence of alcohol and when service should be refused e.g. the 1st signs are loss of inhibition, impairment of judgement and emotional effects, followed by impairment of speech and movement and loss of memory followed by acute alcohol poisoning, evidenced by impairment of automatic functions like breathing and heart rate. Refusals recorded. • Procedure in place for a system of regular glass/bottle/container collection and cleaning, as tidy areas that are regularly cleaned and monitored benefit the customers and encourage better behaviour. • Adequate management presence. • First aid kits available. • Regular communication with local police force and attending Friday Meetings for all licences. • Procedures in place for reporting accidents which occur at the premises. • Challenge 21 policy in place in premises- Proof of age maybe a valid passport, a valid EU photo card driver's licence or an approved card. • Dancers Manual – see attached the guidelines in place for all dancers. • The company discourage the use of illegal substances or weapons by displaying notices in, and at entrances to the premises which clearly define the policy of the premises and state that criminal offences will be reported to Police. • Use of SIA badged door supervisors – appropriate arrangements are in place for a daily register of staff and the recording of incidents in an incident log

takes place

- Dancers go suitably dressed when going to the toilets and also to notify the door supervisor prior to going. CCTV monitoring outside toilet entrance.
- Cigarette breaks are to be taken in pairs in the designated area which is monitored by CCTV and staff.
- Dancers leaving the venue must notify the SEVL on duty and Door Supervisor. Dancers must leave in pairs or accompanied by a Door Supervisor via well lit areas covered by CCTV.
- All dancers must provide ID in the form of a full drivers licence or passport which must be valid. Photocopies will be taken and kept on file for the duration of work, and will be destroyed or can be collected after 6 months in accordance with data protection.
- All dancers have to be 18 or over (dancers currently range from 19 – 36).
- All dancers have to provide a basic CRB check, this must be the original and no more than 3 months old. This has to be updated once a year.
- Dancers must use stage names at all times, at no point are dancers to give out their real names, or contact details in any shape or form, including face book etc.
- If dancers are aware of any individuals whom they believe to be receiving unwanted attention from i.e. persistent customers, dancers should inform the SEVL's and Door Supervisor who will then remove them from the premises. CCTV will then be notified of this individual. Dancers can then be safely accompanied to their transportation at the end of the evening.
- Dancers can receive basic self defence and self awareness training within one month of joining the venue free or charge also refreshers are offered every 6 months.
- All stag parties will be vetted prior to entry, Rules and Regulations will be explained to them on how the venue operates. This also gives the Door Supervisor the opportunity to ensure that the party or individuals are not too heavily intoxicated and to also inform them that if they are ejected for bad behaviour they run the risk of being turned away from other high street venues as CCTV will be following them if reported.
- All customer complaints must be directed to the SEVL on duty, who will then contact the DPS who will then be deal with the complaint within 7 working days.

PROTECTION OF CHILDREN FROM HARM	
RISK	<p>Illegal under-age access might be an issue and the potential illegal sale and purchase of alcohol</p> <p>Children exposed to inappropriate environment</p> <p>General safety within the premises</p> <p>Under Age Dancers</p>
GROUPS AT RISK	Children
STANDARD CONTROL MEASURES IN PLACE AT ALL TIMES	<ul style="list-style-type: none"> • Good management of premises. • Staff trained and monitored not to sell to minors. • Appropriate signage both internally and externally, where children are allowed into the premises. Parents / Guardians also made aware of any conditions under which children will be allowed access, including supervisory requirements and times of access etc. Children not permitted in premises unsupervised and only permitted in premises at certain times 10am – 7pm. • No inappropriate signage is allowed up and around the whole premises during the hours that children are allowed into the premises. All posters, boards etc shall be kept out of the main bar and stored down stairs. • Risk assessments in place to manage specific health and safety risks. • Challenge 21 policy in place in premises – Proof of age may be a valid passport, a valid EU photocard driver’s licence or an approved card with the “PASS” logo / hologram. Proof of age means requesting proof, checking that the proof is valid, check the proof of ID belongs to the person producing it and has no obvious signs of tampering. Provision of information – information on security features of permissible ID. • CCTV cameras in operation – good working order and recordings kept for an appropriate period. • Regular toilet checks carried out and recorded. • Extensive range of soft drinks available. • Free water available to customers. • All dancers must provide ID in the form of a full drivers licence or passport which must be valid. Photocopies will be taken and kept on file for the duration of work, and will be destroyed or can be collected after 6 months in accordance with data protection. • All dancers have to be 18 or over (dancers currently range from 19 – 36).

PUBLIC NUISANCE	
RISK FACTORS	<p>Noisy customers leaving premises- affecting nearby residents</p> <p>Excessively loud music affecting nearby residents</p> <p>Use of external smoking areas, causing noise and nuisance</p> <p>Deliveries carried out early morning in residential areas</p> <p>Noise, fumes and odours from extract / ventilation systems</p> <p>Bins emptied late at night or early morning causing noise</p> <p>Use of garden areas by patrons</p>
GROUPS AT RISK	General Public
STANDARD CONTROL MEASURES IN PLACE AT ALL TIMES	<ul style="list-style-type: none"> • Good management of premises. • Appropriate staff training. • CCTV cameras in operation – good working order and recordings kept for an appropriate period. • Signs promoting considerate behaviour. • Staff intervention / assistance on customer departure. • Inform Neighbourhood Police of any problems. • Liaison where necessary with statutory authorities. • Liaison with Council and involvement in other community safety initiatives, such as Pub Watch, Local Resident Groups. • External doors kept closed where possible, except where necessary for access i.e. doors are not secured open and are fitted with self-closers if necessary in noise sensitive areas. • Sound insulation work to structure. • Appropriate steps taken to minimise queuing. If some queuing is inevitable then queues are formed away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction, for example, making provision for queuing inside the premises. • Management ensure staff leave the premises safely and quietly, particularly between the hours of 11pm and 7am. • Times of deliveries managed in accordance with any planning restrictions and / or premises licence conditions. • In residential areas bin collections times are managed. • Bottled skips emptied at appropriate times. • Regular checks of external areas. • Good premises design. • Signage to indicate smoking area. • Effective use of Log Books • Use of SIA badged door supervisors – appropriate arrangements are in place for a daily register of staff and the recording of incidents in an incident log takes place • Use of radio link. • Management presence front of house and at exit points during the dispersal period to ensure customers leave quietly • Use of garden area controlled – regular collection of glasses/bottles and regular checks • Lighting Levels are manipulated to become brighter at the end of trading hours to encourage the gradual dispersal of patrons

PUBLIC SAFETY	
RISK FACTORS	<p>Premises overcrowded Lack of crowd control Disorderly queuing Inadequate fire safety routes Excess heat build-up Poor housekeeping and state of repair in premises Personal injury Poorly managed adjacent licensed premises Uncontrolled dispersal Excessive consumption of alcohol Furniture that is movable, tables and chairs Broken Glass The Pole</p>
GROUPS AT RISK	<p>Staff and customers and general public</p>
STANDARD CONTROL MEASURES IN PLACE AT ALL TIMES	<ul style="list-style-type: none"> • Good management of premises. • Capacity limit set and capacity assessments carried out. • CCTV cameras in operation – good working order and recordings kept for an appropriate period. • Regular testing of fire equipment and alarms by the premises management team. • Adequate ventilation system. • Appropriate staff training. • Maintenance and repair regime in place. • Good interior design. • Site specific fire safety risk assessment in place for the premises. • Fully documented company health and safety policy which is used in conjunction with this risk assessment. • Documented procedures in place for evacuation of the premises. • Procedures in place for reporting accidents or incidents which occur at the premises. • First aid kits available. • Procedures in place for the installation, testing, maintenance and certification of fire and alarm systems, electrical equipment including emergency lighting, music and music cut out system, fire retardant systems. Record logs maintained. • Safety measures implemented during the use of any special effects (like strobe lighting or smoke machines) on the premises, including the arrangements for prior notifications to customers. • Effective use of log books. • Use of SIA badged door supervisors – appropriate arrangements are in place for a daily register of staff and the recording of incidents in an incident log takes place • Lighting Levels are manipulated to become brighter at the end of trading hours to encourage the gradual dispersal of patrons • Music levels are reduced towards end of the evening • Drugs, weapons and glass policies implemented. • The company discourage the use of illegal substances or weapons by displaying notices in, and at entrances to the premises which clearly define the policy of the premises and state that criminal offences will be reported to Police.

	<ul style="list-style-type: none">• All furniture must have a designated area and all staff must make sure that the furniture stays within this area where possible and at no time becomes a hazard to staff or public.• All empty glasses and bottles must be cleared at regular intervals by staff.• Once informed of broken glass it must be cleared thoroughly and immediately and also logged within the incident book.• All Fire Extinguisher locations must be kept clear and clearly marked.• Members of the public are not permitted at anytime to use the pole.
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The Queen Charlotte is viewed from outside facing towards Star Hill.



The side entrance to basement bar,
as viewed down Almon Place towards
Post Office/Sorting Office for Royal Mail.



The side entrance to basement bar
looking along Almon Place towards
Rochester High St.

(4)



The stairwell to the basement bar.



Entrance doors to the basement bar
stairwell.



A view of the dance floor area, dance pole is in top right side, entrance door is on the left.

The bar is too the right side of photo.

Disco lights show visibility in whilst in use.



Entrance is on the left of photo,
photo shows seating + tables.

8



Photo shows pde to the left then bar
area then the floor to ceiling curtain.

9



The view looking in the bar from the doorway entrance, the pole is to the left. Bar in the middle.



The view from behind the bar.



The bar area.



Photo shows the area were dances would get changed at the beginning of the evening behind the floor to ceiling curtain.

This area is then used for private-top dances.

This is what the door supervisor also sees. The dances and customers are in full view of each other + security staff.



The floor to ceiling curtain 17ft in height, 12-14ft long. The curtain is a heavy fabric so you cannot see through it.

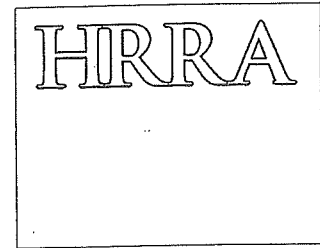


A door supervisor would/does stand
in this hatch area/ access to bar.

15



Seating, hatch to bar and security
view point.



Licensing Unit
Business Support Department
Medway Council
Gun Wharf
Dock Road
Chatham
Kent ME4 4TR

17 October 2011

Dear Sir/Madam,

**QUEEN CHARLOTTE PUBLIC HOUSE
APPLICATION FOR A SEXUAL ENTERTAINMENT VENUE LICENSE**

The Historic Rochester Residents Association (HRRA) represents local residents living in the central area of the town. We, the HRRA committee, believe that the grant of a license for a sexual entertainment venue (SEV) at the 'Queen Charlotte' would be inappropriate to the character of and incompatible with the uses within the 'relevant locality', and that the application should be refused.

We are aware that sexual entertainment has been staged at the bar in recent years. We are also aware that many such venues have opened in inappropriate locations across the country as a result of poorly conceived and, therefore, ineffective regulation. We trust that the use of the bar as an SEV in the past will have no bearing upon the council's decision on its future.

Before outlining the detail of our case in relation to the council's 'Statement on Policy in respect of Sex Establishments', we would like to highlight as background some broader aspects of council policy which pertain to the environment within which the premises is situated:-

1. The Medway Local Plan characterises the area under policy R8 as having a "*specialist and tourism related character*".
2. The premises is located within the *Historic Rochester* conservation area as well as being adjacent to the boundary with the *Star Hill* and the *Sun Pier to Star Hill* conservation areas. A conservation area is defined in the Local Plan as "*an area of special architectural or historic interest, the character or appearance of which it is desirable to preserve or enhance.*"
3. The Historic Rochester Conservation Area Appraisal and Management Plan were adopted by the council in September 2010. The introduction to the appraisal observes that:
"*...the City's architectural and historic wealth derives from much more than these two splendid buildings (the castle and the cathedral). Laid out before them is the many layered, multi-styled, multi-cultural, intimately scaled, trading, residential and literary city, of international significance in its own right. All this tangible and intangible heritage is what combines to give the City's conservation areas their unique character.*"

Furthermore, the appraisal recognises under the heading of 'Threats and Pressures' to the High Street that *"Changeable economic activity discourages confidence and lack of pride, which can impede maintenance, degrade shop fronts, and encourage inappropriate alterations and uses."*

4. In the recently published Draft Core Strategy of the Local Development Framework, the area profile for Rochester states that:
"Rochester town centre is a nationally renowned historic settlement distinguished by its Norman Castle and Cathedral, which are located on high ground and dominate views from the surrounding area. Its built environment dates from Roman times and the High Street is of the highest architectural importance, containing architectural styles dating back to the medieval period."

The strategy also notes the importance of Rochester to tourism in Medway, and that the council will *"seek to secure an improvement of the image and 'brand' of Medway to enhance its awareness (sic) as a visitor destination beyond the South-East"*.

In contrast to the image evoked by these policy documents, Rochester High Street has witnessed the growth of a culture of bars serving cheap alcohol, resulting in anti-social behaviour and noise pollution. We would argue that the image arising from this culture (and with which the town is associated) is inconsistent with that of an environment valued for its heritage and 'special' retail. We would urge the council to assess the license application against the character of the environment as reflected in its policy objectives for the historic centre of Rochester rather than the culture of the bars, clubs and the night time economy.

The criteria outlined in section 14.6 of the council's "Statement of Policy in respect of Sex Establishments" provide a framework for evaluating the area around the applicant's premises. We note that paragraphs 12(3)(c) and 12(3)(d) of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 allow the 'licensing authority' to refuse applications on grounds related to an assessment of the relevant locality. To make our case, we have carried out our own assessment of the portion of the conservation area (character area 1) within which the venue is located. We also make other observations on the wider environment to support our argument that this is an inappropriate location for a Sex Establishment. Adopting the relevant headings from section 14.6:

- The type of location

The venue is located within a mixed environment, the major uses in which include residential (see below), 'special' retail, and visitor attractions. As noted above, the environment is widely recognised as having significant heritage assets.

- The proximity of residential premises

It is generally not appreciated that, as well as being a visitor destination for shopping and sight-seeing, the High Street and its immediate environs is home for many people. Along the High Street itself there are approximately 200 residential addresses, a population of perhaps 500 people. We have carried out an assessment of the area around the venue lying within the conservation area. The properties highlighted in red on the attached map number over 130, comprising both flats and large terrace houses. This figure does not include the flats along Corporation Street and Star Hill nor 'Rochester Gate', the nearby sheltered housing development.

- The proximity of educational establishments

Parts of the King's School as well as Rochester Independent College are both located within 250m of the premises.

- Access routes to and from schools

In addition to the neighbouring schools, the High Street is a popular destination for local school age children as well as groups of children on school trips from further afield, including from the continent. Large groups of students are a regular and welcome sight in the centre of the town, learning from its history and experiencing its rich heritage.

- The proximity of shopping centres

The premises is located amidst what the council describes as an area of 'special retail', in which a diverse range of small independent traders along with coffee bars, restaurants and pubs provide a popular destination for families. The appeal of the High Street as a retail environment is inseparable from the qualities of its historic environment.

- The proximity of community facilities

Within the vicinity of the premises are located the town's library and adult education centre and Eastgate House.

- The proximity to historic buildings and tourist attractions

While the premises is not immediately adjacent to the main historic buildings, it is situated within Character area 1 as defined in the Conservation Area Appraisal. The whole of this area is considered to have particular historic significance, within which all buildings as well as their uses contribute to the character and image of the whole (see the 'Building Analysis' appended to the Conservation Area Appraisal).

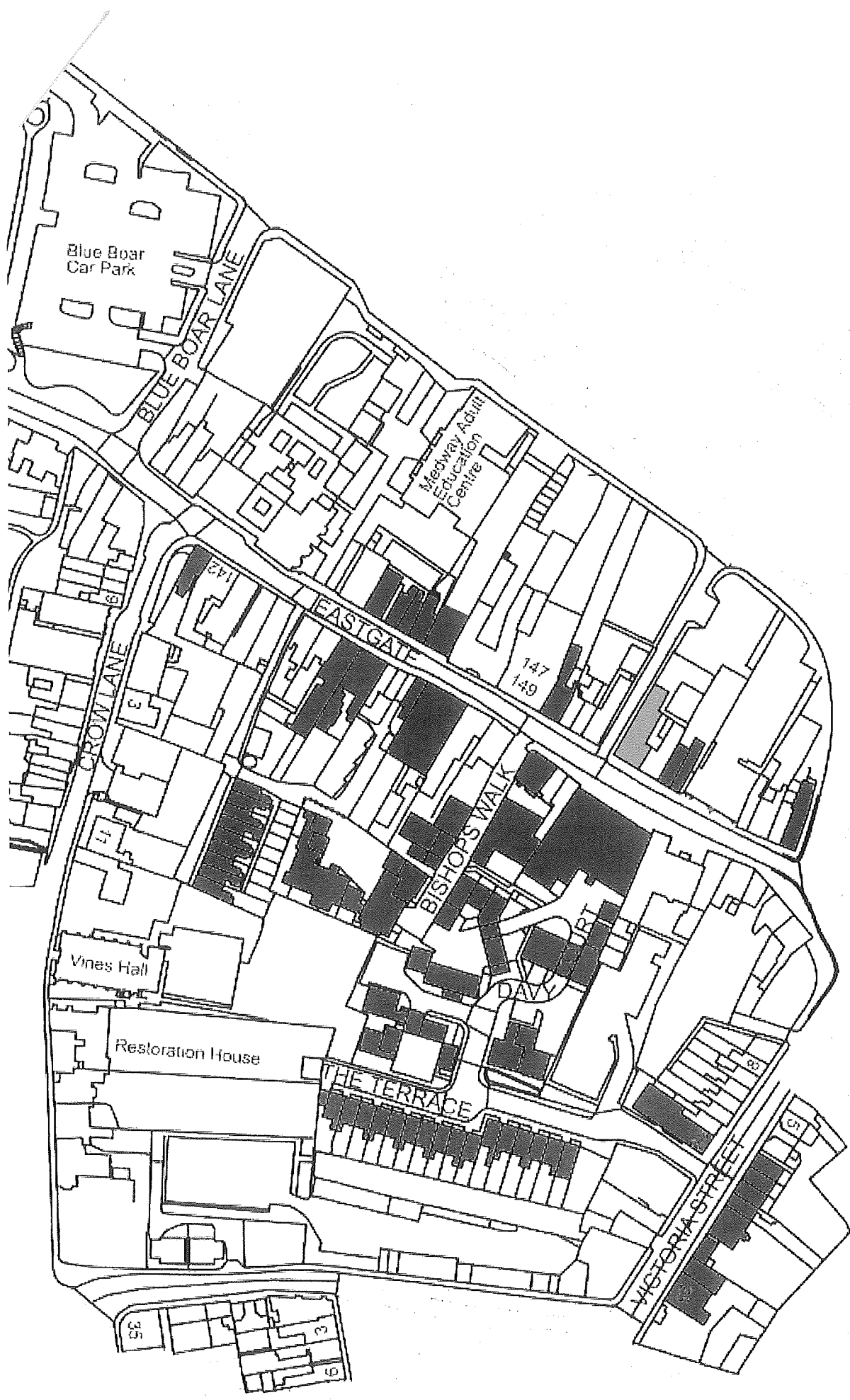
In view of our analysis of the character of the 'relevant locality' and of the content of the council's policy base for the wider area (ie. character area 1 of the Conservation Area Appraisal), we would conclude that Rochester High Street is a completely inappropriate location for a sexual entertainment venue. We strongly urge the council to act in accordance with its vision for Rochester's future and to refuse this license application.

Yours sincerely



Chris Burrows

SECRETARY AND ON BEHALF OF
HISTORIC ROCHESTER RESIDENTS ASSOCIATION



Blue Boar
Car Park

BLUE BOAR LANE

Medway Adult
Education
Centre

EASTGATE

147
149

CROW LANE

BISHOPS WALK

DAVIS COURT

Vines Hall

Restoration House

THE TERRACE

VICTORIA STREET

55

3

6

8

5

10

12

14

16

18th October 2011

RE: Application for a Sexual Entertainment Venue License for the Queen Charlotte Public House 159 High Street Rochester Kent ME1 1EH.

Dear Mandy Francis,

I write with reference to the above proposed License application which I oppose for the following reasons,

1. The unsuitability and location of this business situated at the gateway to Rochester High St, a Conservation area, where tourists and visitors make their first acquaintance with the historic town. This establishment does not currently represent a good asset to our High Street.

2. The current condition at which this property is being maintained does not fit the status of 'Historic Rochester' or fulfil the criteria of the Conservation area of historic Rochester. The building is very run down, in a state of disrepair with areas of loose masonry, flaking old paint and an overhead broken spotlight hanging down in front of the main door. Signage is old and windows are dirty.

3. There is an overload of late night drinking establishments already in the High St, all catering for the same customer base, there are already a large number of establishments serving late night drinks and entertainment in the form of TV screens, dancing and live performance. There is a disproportionate balance in favour of low budget, cheap and nasty bars which needs to be rebalanced to appeal to other social groups and community members. Currently there is not enough variety of venue available.

4. An unacceptable level of antisocial behaviour already exists in the High Street and further incitement to drink and enjoy adult entertainment at the chagrin of local residents is unbalanced and disproportionate.

5. There is insufficient lighting outside this establishment in the form of street lights and overhead low level spot lights, how will the proprietors monitor any extension of sexual activity which may occur outside the premises once performances are over particularly in Almon Place, which is a convenient narrow dark street into which customers leave the premises.

6. There is currently a black board outside the premises advertising exotic dancers, displayed at eye level, this is unacceptable due to the close proximity of S & J newsagents and Medway Food and Wine, both businesses attract large numbers of

school children.

7. The inside of the bar is visible to the street through low level windows. There is currently no covering over windows.

8. Will there be sufficient monitoring of the work force in this establishment. Will there be sufficient support and protection for young women performers when they leave the premises and enter into the furore of Rochester High Street in the early hours when fighting and aggression are commonplace. Will there be regular checks by Border Police to ensure that all workers are legally entitled to work ?

9. Star Hill and New Road are well known as the Red light area of Rochester. Will there be additional Police patrols to ensure that there is no connection between customers frequenting the sexual entertainment venue and then perpetuating the levels of kerb crawling that already exist, putting further pressure on an already vulnerable group?

10. Earlier this year I was subjected to an incident outside my home where two drunken men exposed themselves to myself and my neighbour and simulated masturbation in our presence whilst screaming sexual expletives. These men were arrested and fined after being picked up by the Police in Rochester High Street exposing themselves to other residents. These men were so intoxicated they had little awareness of their behaviour. How will Medway Council ensure that customers frequenting a lap dancing/pole dancing show for sexual titillation do not then behave in an unacceptable manner when they leave the premises?

I do not believe that an extension to the license of these premises can offer any contribution towards the ongoing prosperity of Rochester. The overwhelming focus on encouraging further base level establishments to capitalise on the night time economy must be addressed and the welfare of the daytime economy of our town must be considered in this time of economic unrest.

I look forward to hearing from you.

Yours Sincerely,

A handwritten signature in black ink that reads "Melanie Comber". The signature is written in a cursive, flowing style.

Melanie Comber, BA hons, MA.

Visit our website: www.medway.gov.uk

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From: Philip Hesketh

Sent: 20 October 2011 09:58

To: licensing

Subject: Application - Queen Charlotte Public House, 159 High Street, Rochester, ME1 1EH

It has come to our notice that an application has been made to the Council for the grant of a licence for a Sexual Entertainment venue at the Queen Charlotte Public House.

We are very concerned at this application, and the effect it will have on the culture of the High Street. We are, therefore, writing with our objections to the granting of such a licence.

We are concerned about the activities involved and the late opening hours requested – the High Street has a large number of residential properties and to have yet another licensed premises staying open until 2 am is going to cause additional problems for the residents.

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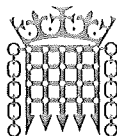
From: Richard Brogard
Sent: 20 October 2011 14:54
To: licensing
Subject: Sexual Entertainment at Queen Charlotte Public House

We strongly oppose this application for a license for Sexual Entertainment at Queen Charlotte Public House, 159 High Street, Rochester.

This is not appropriate activity in the centre of Historic Rochester. The High Street in this area is surrounded by residential properties which are already subjected to considerable disturbance from the late- night revellers who frequent this and neighbouring premises. We are frequently awakened by shouting/screaming people from midnight onwards as they leave the public houses. On occasions, Bishops Walk is used as a urinal. These are not the type of activities which we would like to see endorsed by the Council in our High Street as this could open the door to other establishments to make similar requests for a license.

Margaret and Richard Brogard

RECEIVED 25 OCT 2011



Licensing Unit
Business Support Department
Medway Council
Gun Wharf
Dock Road
Chatham
ME4 4TR

HOUSE OF COMMONS

LONDON SW1A 0AA

21st October 2011

Dear Sir/Madam,

I am writing to oppose Queen Charlotte Public House's application for a sexual entertainment venue licence.

I believe that this would not be appropriate for the area, given its location on Rochester High Street, which is used frequently by families and is very close to both the King's School and Rochester Independent College. I also believe that type of entertainment would not be in tune with the heritage of the area and feel the venue is inappropriate given the fact that it is within the vicinity of several community amenities, including the local library.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'M. W.' or similar, written in a cursive style.

Visit our website: www.medway.gov.uk

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From: JOHN COLLINS
Sent: 23 October 2011 22:36
To: licensing
Subject: Queen Charlotte application for Sexual Entertainment Venue (SEV) licence

Dear Sir / Madam

My wife and I would like to register our objection to an application by the Queen Charlotte public house (Rochester High Street) for a Sexual Entertainment Venue (SEV) license.

I personally walk past the premises every weekday morning and evening during my commute.

We have noticed that this establishment currently promotes a sexual entertainment "offer" by displaying advertising boards on the adjacent pavement throughout the day on Saturdays. The advertising material consists of a display board with colourful writing promoting "exotic dancers" with the image of a silhouette of a pole dancer. This type of promotional material is highly visible to any tourist or visitor who visits historic Rochester throughout the day. Many children (some as young as 11) who attend the Kings School on Saturday also walk past this venue and are exposed to this material. We feel that the promotion of these activities in this way makes the High Street feel seedy and uninviting.

We also believe that there is a public safety aspect to this application that should be considered. Customers of the Queen Charlotte are known to congregate outside the establishment (to smoke) and regrettably have a tendency to behave in an intimidating manner. I have personally been on the receiving end of verbal abuse when walking past the establishment on my way home and we have both been disturbed by large groups of young men marching down the High Street in the direction of the Queen Charlotte in the early hours of Sunday chanting words to the effect of "we're going to see the strippers". We don't wish to pin all of the blame for this behaviour on the applicant; however, it goes without saying that none of this is conducive to building an inclusive atmosphere in the town, and I personally fail to see how granting an SEV licence to the Queen Charlotte will improve this situation.

We therefore recommend that the historic context of Rochester be respected by encouraging the applicant to identify a more discrete venue for this activity and cease advertising this activity in such a public manner during the day in the heart of the High Street.

We hope this note is helpful and we would be delighted to answer any further queries regarding this application if so required.

With best wishes

03/11/2011

Conditions

1. The relevant entertainment authorised by this Licence ("Relevant Entertainment") shall be:
2. The hours of operation during which the Relevant Entertainment is permitted is:
3. The licence or clear copy shall be prominently displayed within the premises at all times so as to be readily and easily seen by all persons using the Premises.
2. The licensee or the responsible person shall maintain a daily register when the premises is providing Relevant Entertainment to be kept on the premises and produced to an authorised officer on request. The register to be completed each day within 30 minutes of the Sex Entertainment Venue opening for business and will record the name and contact details of any person who is to be responsible for managing the Sex Entertainment Venue in the absence of the licensee and details of all staff employed at the Premises including performers.
3. A notice showing the name of the person responsible for the management of the sex entertainment venue on that day to be prominently displayed within the sex establishment throughout the period during which he is responsible for its conduct.
4. The Licensee shall maintain good order on the Premises and in particular shall take reasonable steps to ensure that
 - no activities provided solely or principally for the purpose of sexually stimulating a person (whether or not for reward) are undertaken or offered on the Premises other than those activities comprised within the Relevant Entertainment
 - no person present on the premises unlawfully possesses and/or supplies controlled drugs
 - no person on the Premises engages in conduct likely to cause a breach of the peace while on the Premises
 - no person on the Premises engages in acts of violence against person or property and/or the attempt or threat of such acts

and if any of the above activities comes to the attention of the Licensee or a member of his staff the Licensee shall take all reasonable and necessary steps to ensure the cessation of those activities promptly.

5. A management operation manual detailing all aspects of procedure when the Premises is operating Relevant Entertainment, including the expected conduct of performers, shall be produced and approved by the

Licensing Authority. This document shall be kept up to date and any amendments shall be approved by the Licensing Authority.

6. No person under the age of 18 shall be admitted to the Premises or employed within the Premises (including as a performer) while the Relevant Entertainment takes place.
7. A prominent clear notice shall be displayed at each entrance to the Premises advising customers that no person under 18 will be admitted to the licensed area and that they may be asked to produce evidence of their age.
8. CCTV must be provided and operational at all times the Premises are open in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition. Cameras shall encompass all entrances to and exits from the premises, including fire exits and all areas where the sale and supply of alcohol occurs. Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days and handed to Police on demand. The Licensee must ensure at all times an appointed member of staff is capable and competent at downloading CCTV footage in a recordable format either disc or VHS to the Police and Local Authority on demand. The recording equipment and discs/tapes shall be kept in a secure environment under the control of the Licensee or other appointed individual (who shall be named in the management operation manual). An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions taken are to be recorded.
9. The Licensee shall not exhibit or display outside the Premises (or within the Premises so as to be visible outside the Premises), any display, advertisement, word, letter, model, sign, light, placard, board, notice, device, representation, photographs, drawing, writing or any matter or thing (where illuminated or not) without prior approval by the Licensing Authority. Any such displays, etc shall be exhibit in accordance with the consent given by the Licensing Authority.
10. In the event of the Relevant Entertainment being performed for private viewing, the customer shall be informed of the duration and price of the entertainment prior to the performance and such details shall be specified in a clearly visible notice in each area designated for such private entertainment.
11. Any person who can be observed from the outside of the Premises must be properly and decently dressed. Performers shall not exhibit in the entranceway or in an area of the Premises open to the public that is not designated area for Relevant Entertainment.
12. Photographing or videoing of performances is not permitted.