Public Document Pack



<u>To</u>: Councillor Reynolds, <u>Convener</u>; Councillor Malik, <u>Vice Convener</u>; and Councillors Allan, Bell, Delaney, Henrickson, Radley, Sellar and Townson.

Town House, ABERDEEN 22 September 2021

LICENSING COMMITTEE

The Members of the LICENSING COMMITTEE are requested to meet remotely on WEDNESDAY, 29 SEPTEMBER 2021 at 10.00 am.

FRASER BELL CHIEF OFFICER - GOVERNANCE

In accordance with UK and Scottish Government guidance, meetings of this Committee will be held remotely as required. In these circumstances the meetings will be recorded and available on the Committee page on the website.

BUSINESS

NOTIFICATION OF URGENT BUSINESS

1.1 Urgent Business

DETERMINATION OF EXEMPT BUSINESS

2.1 Exempt Business

CONFIDENTIAL BUSINESS

3.1 Confidential Business

DECLARATIONS OF INTEREST

4.1 Declarations of Interest (Pages 3 - 4)

DEPUTATIONS

5.1 <u>Deputations</u>

MINUTES

6.1 <u>Minute of Meeting of the Licensing Sub Committee of 22 September 2021</u> (Pages 5 - 6)

COMMITTEE REPORTS

7.1 <u>Sexual Entertainment Venue Licensing - COM/21/231</u> (Pages 7 - 28)

EHRIAs related to reports on this agenda can be viewed here
To access the Service Updates for this Committee please click here
Website Address: aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Mark Masson, tel 01224 522989 or email mmasson@aberdeencity.gov.uk

Agenda Item 4.1

DECLARATIONS OF INTEREST

You must consider at the earliest stage possible whether you have an interest to declare in relation to any matter which is to be considered. You should consider whether reports for meetings raise any issue of declaration of interest. Your declaration of interest must be made under the standing item on the agenda, however if you do identify the need for a declaration of interest only when a particular matter is being discussed then you must declare the interest as soon as you realise it is necessary. The following wording may be helpful for you in making your declaration.

I declare an interest in item (x) for the following reasons

For example, I know the applicant / I am a member of the Board of X / I am employed by... and I will therefore withdraw from the meeting room during any discussion and voting on that item.

OR

I have considered whether I require to declare an interest in item (x) for the following reasons however, having applied the objective test, I consider that my interest is so remote / insignificant that it does not require me to remove myself from consideration of the item.

OR

I declare an interest in item (x) for the following reasons however I consider that a specific exclusion applies as my interest is as a member of xxxx, which is

- (a) a devolved public body as defined in Schedule 3 to the Act;
- (b) a public body established by enactment or in pursuance of statutory powers or by the authority of statute or a statutory scheme;
- (c) a body with whom there is in force an agreement which has been made in pursuance of Section 19 of the Enterprise and New Towns (Scotland) Act 1990 by Scottish Enterprise or Highlands and Islands Enterprise for the discharge by that body of any of the functions of Scottish Enterprise or, as the case may be, Highlands and Islands Enterprise; or
- (d) a body being a company:
 - i. established wholly or mainly for the purpose of providing services to the Councillor's local authority; and
 - ii. which has entered into a contractual arrangement with that local authority for the supply of goods and/or services to that local authority.

OR

I declare an interest in item (x) for the following reasons.....and although the body is covered by a specific exclusion, the matter before the Committee is one that is quasi-judicial / regulatory in nature where the body I am a member of:

- is applying for a licence, a consent or an approval
- is making an objection or representation
- has a material interest concerning a licence consent or approval
- is the subject of a statutory order of a regulatory nature made or proposed to be made by the local authority.... and I will therefore withdraw from the meeting room during any discussion and voting on that item.

LICENSING SUB COMMITTEE

ABERDEEN, 22 September 2021. Minute of Meeting of the LICENSING SUB COMMITTEE. <u>Present</u>:- Councillor Malik, <u>Convener</u>; and Councillors Bell, Delaney and Radley.

The agenda, reports and recording associated with this minute can be found here.

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

DECLARATIONS OF INTEREST

1. There were no declarations of interest intimated.

REQUEST FOR CAPACITY EXEMPTION - SAR GLOBAL LIMITED - INNOFLATE

2. The Sub Committee had before it (1) an information sheet prepared by the Chief Officer – Governance, which advised that the applicant sought approval for a Public Entertainment Licence with a capacity of 2,500 for an event on 26/27 September 2021; and (2) the completed application, the event operating plan including the fire risk assessment and evacuation plan and the ground and first floor layout plans.

The event Directors, Mr Rory Masson and Mr Scott Forrest and the owner of the premises Mr Darren Margach were in attendance and were represented by their agent Mr Stephen McGowan, who all spoke in support of the application and responded to questions from members of the Committee.

Ms Hazel Stevenson, Environmental Health Manager and Sergeant Gillian Flett, Police Scotland were also in attendance and responded to questions from members of the Committee.

The Sub Committee resolved:-

- (i) to approve the application and permit a capacity of 2,500 on 26/27 September 2021; and
- (ii) to agree (1) to dispense with the Environmental Health Officer's condition that no amplified music or noise emitted from the use of microphones/speakers or other forms of music entertainment within the outdoor drinking area is permitted; and (2) to allow the use of the aforesaid area until 22:30 hours.
- COUNCILLOR M.TAUQEER MALIK, <u>Convener</u>.

This page is intentionally left blank

ABERDEEN CITY COUNCIL

COMMITTEE	Licensing Committee
DATE	29 September 2021
EXEMPT	No
CONFIDENTIAL	No
REPORT TITLE	Sexual Entertainment Venue Licensing
REPORT NUMBER	COM/21/231
DIRECTOR	Gale Beattie – Director of Commissioning
CHIEF OFFICER	Fraser Bell – Chief Officer - Governance
REPORT AUTHOR	Sandy Munro
TERMS OF REFERENCE	17

1. PURPOSE OF REPORT

1.1 This report provides the Committee with the draft policy statement for Sexual Entertainment Venues, based on information gathered from public consultations and an evidence gathering session, and seeks authority to publicly consult on the draft policy statement.

2. RECOMMENDATION(S)

That the Committee:

2.1 instructs the Chief Officer – Governance to publicly consult on the draft policy statement and report back to the Licensing Committee on 26 October 2021 with the results.

3. BACKGROUND

- 3.1 Section 76 of the Air Weapons and Licensing (Scotland) Act 2015 adds new sections 45A to 45C to the Civic Government (Scotland) Act 1982 ('the 1982 Act') in order to introduce a discretionary licensing regime for SEVs. Section 76 also amends section 41 of the 1982 Act to specifically exclude sexual entertainment venues from the definition of places of public entertainment, which ensures that a public entertainment licence cannot also be required for those venues. An SEV licence will only be required where a local authority makes a resolution in these terms under new section 45B of the 1982 Act.
- 3.2 The Committee resolved to licence SEVs on 3 December 2019 with an implementation date of 1 January 2021. As a result of Covid-19 the date of implementation was revised to 1 December 2021 at the Committee meeting of 10 November 2020.

- 3.3 A local authority must, not later than 28 days before the date of implementation publish the policy statement. As the amended date of implementation is 1 December 2021 the final policy statement must be published by 3 November 2021. In order to have the final policy statement approved on 26 October 2021 approval is sought to publish the draft policy statement attached as Appendix 1 and to report back to committee on 26 October with the consultation results to enable the final policy statement to be approved.
- 3.4 Two public consultations have been held to establish evidence for the content of the draft policy. Those were followed up with an evidence gathering session held with some Members of the Committee, representatives of the trade, Police Scotland and members of the public. The links to the consultation exercises were also sent directly to Aberdeen Cyrenians, GMB Union, Grampian Rape Crisis, Grampian Regional Equality Council, Grampian Women's Aid, Parentline, Scottish Children's Reporter, United Voices, Women's Aid and all Community Councils. The consultation responses are attached as Appendix 2.

4. FINANCIAL IMPLICATIONS

4.1 The report merely seeks authority to publicly consult on the draft policy statement so there are no financial implications.

5. LEGAL IMPLICATIONS

5.1 Consultation on the draft policy will allow a final policy statement to be approved in time for publication 28 days prior to implementation as required by the legislation.

6. MANAGEMENT OF RISK

Category	Risk	Low (L) Medium (M) High (H)	Mitigation
Strategic Risk	N/A		
Compliance	N/A		
Operational	N/A		
Financial	N/A		
Reputational	Failing to consult would mean a lack of input from relevant stakeholders prior to implementation of any policy	L	The report seeks authority to consult on the draft policy statement.
Environment / Climate	N/A		

7. OUTCOMES

The proposals in this report have no impact on the Council Delivery Plan.

8. IMPACT ASSESSMENTS

Assessment	Outcome
Impact Assessment	Full impact assessment not required at this stage
Data Protection Impact Assessment	Not required

9. BACKGROUND PAPERS

- 9.1 Committee Report GOV/19/452
- 9.2 Committee Report COM/20/190

10. APPENDICES

- 10.1 Draft Policy Statement
- 10.2 Consolidated consultation responses.

11. REPORT AUTHOR CONTACT DETAILS

Name	Sandy Munro
Title	Solicitor
Email Address	AleMunro@aberdeencity.gov.uk

This page is intentionally left blank

Sexual Entertainment Venue Licensing Policy3

Contents

- 1. Definitions
- 2. Introduction
- 3. Locality
- 4. Preventing nuisance, crime & disorder
- 5. Securing public safety
- 6. Protecting children and young people from harm
- 7. Reducing Violence Against Women
- 8. Waivers and Exemptions
- 9. Licensing Conditions

1. Definitions

1982 Act means the Civic Government (Scotland) Act 1982;

Building Standards and Public Safety means the Council's building standards and public safety team;

CCTV means closed circuit television;

Civic Licensing Standards Officer has the definition in section 45G of the 1982 Act;

Councillors Code of Conduct means the code of conduct published by the Standard Commission for Scotland;

Aberdeen City Council", "the Council" or "Local Authority" means Aberdeen City Council, a Local Authority in terms of the Local Government (Scotland) Act 1994 having its principal place of business at Marischal College, Broad Street, Aberdeen, AB10 1AB;

Information Commissioner's Office means the Information Commissioner's Office having its head office at Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF;

Licensing Committee or "Committee" means Aberdeen City Council's licensing committee;

Regulations means the UK General Data Protection Regulation (EU 2016/679) and any such amendments;

Scottish Fire and Rescue Services is a body corporate established under the Police and Fire Reform (Scotland) Act 2012 and having its registered headquarters at Westburn Drive, Cambuslang, G72 7NA;

Scottish Government's Equally Safe Strategy means Scotland's strategy for preventing and eradicating violence against women and girls;

Sex Shop has the meaning given under Schedule 2 of the 1982 Act;

SEVs means sexual entertainment venue

S.I.A means security industry authority;

Sexual Entertainment Venue Policy" or "Policy" means the Licensing Committee's sexual entertainment policy as required under Schedule 2 of the 1982 Act;

Standards Commission for Scotland means the St Commission for Scotland having its registered address at Scottish Parliament, Edinburgh, EH99 1SP;

Part means a part of this policy;

Performer means a person who provides sexual entertainment within a venue; and

Police Scotland means the police service of Scotland having its headquarters at Tulliallan Castle, Kincardine.

2. Introduction

Under section 45C of the 1982 Act the Local Authority is required to produce a Sexual Entertainment Venue Policy where it has passed a resolution to licence SEVs.

The Committee's Policy identifies the Committee's approach to the regulation of SEVs and the processes to be followed relating to applications for licences of this kind. This Policy provides guidance for potential applicants, existing licence holders and members of the public on the licensing of SEVs.

It must be made clear from the outset that the Committee does not take a moral stance on SEVs in adopting this Policy. It is the Committee's role to regulate such venues in accordance with the law.

It should be noted that the definition of a SEV is defined in law and not by the Committee. The 1982 Act defines a SEV at section 45A (2) as any premises at which sexual entertainment is provided before a live audience for (or with a view to) the financial gain of the organiser.

This definition is extremely complex and at sections 45A (3) and (4) of the 1982 Act it provides that for the purposes of the definition of a SEV, the following further definitions apply:

'audience' includes an audience of one;

'financial gain' includes financial gain arising directly or indirectly from the provision of sexual entertainment;

'organiser' means either the person who is responsible for the management of the premises or the organisation or management of the sexual entertainment or where that person exercises that responsibility on behalf of another person (whether by virtue of a contract of employment or otherwise), that other person;

'premises' includes any vehicle, vessel or stall but does not include any private dwelling to which the public is not admitted;

'sexual entertainment' means any live performance or any live display of nudity which is of such a nature, ignoring financial gain, must be reasonably assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience; and

"display of nudity" means: in the case of a woman, the showing of (to any extent and by any means) her nipples, pubic area, genitals or anus; and, in the case of a man, the showing of (to any extent and by any means) his pubic area, genitals and anus.

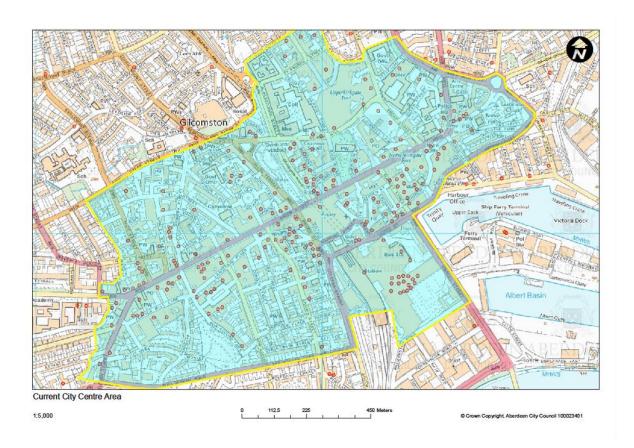
3. LOCALITY

The Committee considers that the character of the relevant locality, the use to which premises in the vicinity are put, and the layout, character or condition of the venue in respect of which the application is made, are relevant considerations when determining the grant of a SEV licence.

With reference to paragraph 9(7) of Schedule 2 of the 1982 Act, "relevant locality" means:

- a. In relation to the premises, the locality where they are situated;
- b. In relation to a vehicle, vessel or stall, any locality where it is desired to use it as a SEV.

The Committee, having regard to the consultation responses received to the initial consultation and evidence sessions, particularly in relation to the appropriate number of SEVs within the Local Authority area and relevant locality, considers that there are two relevant localities within Aberdeen City. The first relevant locality is the City Centre as illustrated in the map below, and the second locality is Outwith City Centre, comprising all areas out with the city centre boundary as detailed below but within the Local Authority boundary.



Appropriate Number of SEVs in a Relevant Locality

As set out within paragraph 9(5)(c) of Schedule 2 of the 1982 Act, the Council may refuse an application for a SEV if it is satisfied that the number of SEVs in the relevant locality at the time the particular application is made is equal to or exceeds the number which the local authority consider is appropriate for that locality. The Council is able to determine that the appropriate number for a locality is nil.

The Council may choose to set an upper limit guide on the number of SEVs which it considers appropriate in any area within the Council's control. That being the case, each application will be considered on its own merits at the time the application is submitted to the Council.

The Committee considers the appropriate upper limit for the City Centre Locality to be six. (For the Committee to decide)

The Committee considers the appropriate upper limit for the Outwith City Centre Locality to be zero.

Character & Vicinity of Relevant Locality

In considering whether the grant, renewal or variation of the licence would be inappropriate given the vicinity in which the SEV premises operates, the Committee shall consider the existing character and function of the area. Due regard will be given to the following:

- a. Whether the premises are situated in a residential area
- b. Whether there are any schools and other places of education near the vicinity of the premises
- c. Whether there are any places of worship in that vicinity
- d. Whether there are other relevant businesses or charities operating in the area e.g. homelessness shelters, women's refuges, supported accommodation, recovery units
- e. Whether there are certain landmarks or facilities in the vicinity (e.g. historic buildings, sports facilities, cultural facilities, family leisure facilities, play areas or parks, youth facilities, retail shopping areas, and places used for celebration of commemoration
- f. Whether there have been incidents involving anti-social behaviour, sexual assaults or more minor harassment reported in that area
- g. Whether there have been incidents of human trafficking or exploitation in that area

The Committee will consider relevant locality on a case by case basis, taking into account the particular circumstances of each application.

Suitability of Premises

Under the 1982 Act the Committee has the discretion to refuse applications relating to SEVs if it is considered that the grant or renewal of the licence would be unsuitable, having regard to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

It is expected that when an application for a SEV licence is made, that the applicant will be able to demonstrate that the immediate vicinity, layout, character and/or condition of the premises is appropriate to the relevant entertainment proposed at the premises.

4. PREVENTING NUISANCE, CRIME & DISORDER

The Licensing Committee is committed to improving the quality of life for the people of the City by adopting and enforcing policies designed to increase community safety and reduce threats of nuisance, crime and disorder.

In terms of this licensing objective the Committee considers there to be a number of factors, including but not limited to:

- Illegal substances
- Violent behaviour
- Anti- social behaviour
- Vulnerability
- Noise nuisance
- Human trafficking

In order to combat the risks, the Committee will seek to operate a partnership approach with licence holders, applicants and partner agencies:

What the Committee will do:

- Apply appropriate conditions to licences to mitigate potential nuisance, crime or disorder.
- Ensure all policies are kept up to date and fit for purpose
- Work closely with all stakeholders to ensure all relevant information is kept up to date and accessible
- Endorse initiatives designed to prevent nuisance, crime and disorder
- Consider the review of licences where a breach of the licensing objective cannot be rectified by other means

What the Committee will expect of Licence Holders:

- Effective and responsible management of premises including evidence of written procedures for preventing and managing incidents
- Up to date training and supervision of staff
- Provision of effective CCTV in and around premises
- Provision of external lighting and security measures
- Co-operation with police and Civic Licensing Officers
- Accurate and up to date record keeping
- Adequate control of entry and exit of the premises
- Supervision of anyone outside, such as smokers or those queuing to enter

What the Committee will expect of Partner Agencies

- Provision of all relevant up to date information as the Committee requires
- Involvement in mediation/intervention procedures to rectify any problem areas
- Involvement in Licence Review as a last resort

5. SECURING PUBLIC SAFETY

The Licensing Committee is committed to ensuring the safety of persons within licensed premises as well as those in the surrounding area.

When considering this Licensing Objective, a number of factors should be considered including, but not limited to:

- Layout and maintenance of premises
- Disabled access and facilities
- Vulnerability of patrons and staff

Again, the Committee will look to operate a partnership approach with all stakeholders in order to ensure that public safety is not compromised by the operation of licensed premises.

What the Committee will do:

- Promote education and awareness of potential risks
- Apply additional licence conditions where appropriate for the purposes of this licensing objective
- Facilitate effective communication between all relevant parties
- Disseminate relevant information from partner agencies as widely as possible
- Review licences as a last resort

What the Committee will expect of Licence Holders/Applicants

- Appropriate layout of premises
- High standards of maintenance of premises
- Functioning CCTV systems of the required specification
- Accurate disability access statements
- Clear and accurate signage in and around premises

- Designation of a "safe space" within the premises in which vulnerable persons can be provided with assistance
- Regular maintenance and testing of security and operating systems
- Clear policies on conduct of staff, performers and customers

What the Committee will expect of partner Agencies

- Co-operative approach
- Effective communication and the sharing of up to date relevant information
- Involvement in a licence review as a last resort

6. PROTECTING CHILDREN AND YOUNG PEOPLE FROM HARM

The Committee considers SEVs could potentially expose children and young people to harm as a result of them coming into contact with activities intended for adults only if not properly regulated.

What the Committee will do:

- Promote education and awareness of potential risks
- Apply additional licence conditions where appropriate for the purposes of this licensing objective
- Facilitate effective communication between all relevant parties
- Disseminate relevant information from partner agencies as widely as possible
- Review licences as a last resort

What the Committee will expect of Licence Holders/Applicants

- Robust policies on age verification
- Discrete exterior to premises
- Accurate record keeping for staff and performers

What the Committee will expect of partner Agencies

- Co-operative approach
- Effective communication and the sharing of up to date relevant information
- Involvement in a licence review as a last resort

7. Reducing Violence against women

Equally Safe: Scotland's strategy for preventing and eradicating violence against women and girls was first published by the Scottish Government in 2014 and updated in 2016 and 2018. It sets out a definition of violence against women and girls which includes 'commercial sexual exploitation, including prostitution, lap dancing, stripping, pornography and human trafficking'. Whilst recognising the conflict between this definition and the licensing of SEV, the Scottish Government seeks to ensure that such activities take place in safe and regulated environments. As detailed under the objective Securing Public Safety, the Committee is committed to taking appropriate and necessary action where the safety of customers visiting and staff and performers working in licensed SEVs has been compromised. However, it remains primarily the responsibility of the SEV licence holder to provide a safe and secure environment for members of staff, performers and the public.

What the Committee will do:

- Scrutinise applications to ensure an applicant is fit and proper to hold the licence
- Promote education and awareness of potential risks
- Apply additional licence conditions where appropriate for the purposes of this licensing objective
- Facilitate effective communication between all relevant parties
- Disseminate relevant information from partner agencies as widely as possible
- Review licences as a last resort

What the Committee will expect of Licence Holders/Applicants

- Robust policies to mitigate against any violence, physical or emotional, against women occurring in the venue
- Clear signage as to required conduct of customers
- Adequate procedures to resolve any incidents which may result in violence against women
- Suitable working conditions for any women employed or performing within the premises

What the Board will expect of partner Agencies

Co-operative approach

- Effective communication and the sharing of up to date relevant information
- Involvement in a licence review as a last resort

8. WAIVERS AND EXEMPTIONS

The Committee can grant a Waiver if they consider that to require a Licence would be unreasonable or inappropriate. The Committee will take into account:

- Any objections or representations
- This Licensing Policy Statement
- Scottish Government Guidance
- Any other relevant considerations.

The Committee will consider each Application on its own merits but is of the opinion that waivers will only be granted in exceptional circumstances.

OCCASIONAL USE ("THE 4-IN-A-YEAR EXEMPTION")

- 8.1. Premises can be used for Sexual Entertainment for a proposed event (not exceeding 24 hours) if the Premises have been used for Sexual Entertainment on not more than 3 previous occasions in the past 12 months (Section 45A(9) of the 1982 Act).
- 8.2. Each occasion can last no more than 24 hours. If Premises operate as a Sexual Entertainment Venue for more than a 24 hour period, each period of 24 hours (and any part of a period of 24 hours) is to be treated as a separate occasion (Section 45A(10) of the 1982 Act).
- 8.3. The rule applies to a rolling year, not the calendar year running from 1st January to 31st December.

9. Licensing Conditions

Any SEV Licence will have the following Standard Conditions applied, made by the Council under Section 45F of the Civic Government (Scotland) Act 1982. Any SEV Licence may also be subject to additional conditions as determined by the Council, known as Special Conditions.

In the event of a conflict between the Standard Conditions and any Special Conditions, the Special Conditions shall prevail. Both the Council's Standard

Conditions and any Special Conditions are subject to any Mandatory Conditions prescribed by Scottish Ministers under Section 45Eof the 1982 Act.

Standard Conditions

External Appearance of the Venue and Public Displays of Information

The Licence holder shall ensure:

- 1. That there is to be no advertisement or promotional material used by the venue on the exterior of the venue that is unsuitable to be viewed by children, for example, by way of sexually provocative imagery. The licence holder shall ensure that any exterior signage is discreet and must not display any imagery that suggests or indicates relevant sexual entertainment takes place within the venue. Any external displays or advertising may only be displayed with the prior written approval of the Council.
- 2. The interior of the venue must not be visible to persons outside.
- 3. That all charges for products and services shall be displayed in prominent areas within the venue.
- 4. That an appropriate code of conduct for customers is displayed in prominent areas within the venue, and at each customer table and in the bar area.
- 5. Performers at the venue should always be covered by a jacket when they are outside the venue at any time it is open and when they are intending to perform within the venue that night/morning.
- 6. That the use of any cruising cars or any other vehicles by the venue to solicit customers and/or transport to or from the venue is prohibited.
- 7. The licence must be prominently displayed at all times so as to be easily read by all persons using the venue.

Control of Entry to the Venue

- 8. No person under the age of 18 years shall be permitted admission to the venue at any time it is being used under this licence.
- 9. No person under the age of 18 years shall work at the venue as a performer.
- 10. The Challenge 25 proof of age scheme shall be operated at the venue 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.

- 11. The venue shall maintain a refusals log whereby on any occasion where a person is refused entry it shall be recorded and available upon request by Police Scotland or an authorised officer of the Council.
- 12. A person who holds a licence granted under section 8 of the Private Security Act 2001 must be positioned at every entrance to the venue from 1am (on any day when the venue is open at that time) until whichever is the earlier:
 - The time at which the venue next closes; or [terminal hour] or such other time as the Committee may specify.
- 13. That any person who appears to be intoxicated or under the influence of illegal drugs shall not be permitted entrance to the venue.
- 14. That a policy of random searches of persons entering the venue is operated at all times when the venue is open to customers.
- 15. Any person found to be in possession of illegal drugs upon entry shall be prevented entry to the venue.
- 16. Reasonable steps must be taken to ensure that any person found using illegal drugs in the venue shall be appropriately removed from the venue.

Conduct of Performers and Rules relating to Performances of Sexual Entertainment

- 17. The licence holder shall ensure there is a written code of conduct for performers who work in the venue and staff who are employed in the venue. This must include explaining the conditions of the SEV licence to all staff and performers and also that their activities will be recorded on CCTV.
- 18. The licence holder must also provide an information pack to all performers and staff which should include at least the following information:
 - i. A copy of the SEV licence;
 - ii. Details of how to report a crime to Police Scotland;
 - iii. Details of unions, trade organisations or other bodies that represent the interests of performers;
 - iv. A copy of the code of conduct referred to in condition 17 above;
 - v. A copy of the code of conduct for customers referred to in condition 4 above; and
 - vi. Price lists for drinks and separately sexual entertainment.
- 19. There must be no topless nudity by performers in public areas of the venue with the exception of topless performances within any performance area within the venue. (specifically *where lap dancing is the sexual entertainment being provided within a venue*)

- 20. Performers must replace their tops at the end of each private performance and at the end of any stage performance. (specifically where lap dancing is the sexual entertainment being provided within a venue)
- 21. Performances of sexual entertainment may only take place in designated areas of the venue as agreed in writing by the Council.
- 22. There shall be no photography permitted by customers, staff or performers in the venue.
- 23. Customers must remain seated for the duration of a performance with the exception of requiring the toilet or using the bar within the venue.
- 24. Performers shall not arrange to meet, or have further contact with, customers outside of the venue when working.

The Protection of Performers and the Prevention of Crime in the Venue

- 25. Performers must be provided with secure and private changing facilities so that no customers in the venue can access these facilities.
- 26. All entrances to private areas within the venue to which members of the public are not permitted access shall have clear signage stating that access is restricted.
- 27. Any exterior smoking area for use by performers shall be kept secure and separate to any public smoking area.
- 28. The licence holder shall implement a written policy to ensure the safety of performers when leaving the venue following any period of work.
- 29. Private booths must not be fully enclosed. (specifically, where lap dancing is the sexual entertainment being provided within a venue)
- 30. There must be a minimum of one member of security staff present on any floor where a performance of sexual entertainment is taking place and one member of security staff at the entrance to the venue, at all times when the venue is open to the public.
- 31. There shall be no alterations to the layout plan of the venue without the prior written approval of the Council.

Record Keeping and Management

- 32. All performers and staff shall be required to provide to the manager of the venue, valid identification prior to first performing or working at the venue. Valid forms of identification are recognised photographic identification such as passport or driving licence.
- 33. All performers and staff shall be eligible to work in the UK and proof of eligibility records shall be kept on the venue. Management shall ensure that such records are regularly checked to ensure compliance and these

- should be provided to Police Scotland or an authorised officer of the Council on request.
- 34. Accurate payment and remuneration records must be maintained and made available upon request to Police Scotland or an authorised officer of the Council.
- 35. A fully operational CCTV system must be used within the venue which complies with the Data Protection Act 2018 Act and Regulations, covering all areas of the venue to which the public have access, including entrances, exits, private booths and bar area. The CCTV must be fitted and maintained in full working order in accordance with the guidance provided by the Information Commissioner's Office and to the satisfaction of Police Scotland.
- 36. CCTV footage must be made available to Police Scotland and authorised officers of the Council on request.
- 37. Throughout the SEV licensed hours a member of staff fully trained on the operation of CCTV must be present in the venue.

This page is intentionally left blank

What is your name? - Name	While your expedicated - While your expedication forware	Orients. So you think it would make women be align that somes the IEV limiting with three already in plans for align that somes the IEV limiting appropriate somes for IEV alterning appropriate somes for IEV limiting appropriate somes for already limiting appropriate somes for the sky nesters and som some for antially the sky posterior.	ger are What inpact, if on give problem. Do you think here would be seen that the second of the seco	t block three would be the properties impacts on the exploraptive impacts on the exploraptive impacts on the exploration of severable price SEAN EVEN price or exploration of the following or on or exploration of the price of the following or on or exploration of the price of the following or on or exploration of the price of the following or on or exploration of the price of the	Do you agree that it would be an assiptable to have an EV in a new the following arransor title bendered: America Retail Dopping Senan	De gewagner that it would be anoptable to have an US ince now the following arounce landmarks? James - Late Nig Brisnfaltmark Jean	Do you agree that it would be amplified in have an EV in an near the following arrans the landmarks? Jesus Flourish landmarks? Jesus Flourish landmarks? Jesus	So you agree that it would be exceptable to have an ISV in: more the following areas or landmarks? . Someon: . Nation Sublings.	e De provagere that it would be are asseptiable to have an USF loss near the following arounce that landmarks? . James . Specia Centres	Do you agree that it would be asseptible in hour on ISV in near the following areas or landmarks? . Amount - Callium Lebure Facilities	Do you agree that it would be asseptiable to have an ISV in near the following areas or that landmarks? . Amount . House to exhibit into an assessment line	o Do you agree that it would be or anneptable to have an SSI has near the following arounce used landmarks? James Planes Warship	Do you agree that it would be a compidate to have an EE' to now the following seem or at landmarks? Amount - Play or parks	Doyne agree that it would be an exceptable to have an ISV in near the following areas or near or landmarks? . Severa or lands other plants of education	Do you agree that it would be an amplitude to have an UN'on new the following arons or landmarks? January - Houth Failliers	Do you agree that it would be asseptible to have as III'i in or ner the following areas or landmarks? . Amour . Women' reluge assessmedation	Do you agree that it would be asseptiable to have an UV in near the following owns or is landaught? . Brown : Took I or boundation	What maximum number do you which the Countl should set bu- such of these basilities within an Linuxer - City Centre	What maximum number do y think the Crumii should set in y each of those insulties within sone? January - Band area	What maximum number do ye or think the Constituted set for each of these healthin within arm? Answer Strakenial at	What maximum number do yo think the Countl should set the years of these insolities within a sone? - innere : industrial[Commontal dress	Coryon believe that improving standard conditions to MV lin- sy small anole in subspaceding to sufficient order mean, continuous and the wider publi forward for America.	Do you think that any of its more manufactured factor the condition, noted above the adopted as policy and inclu- tion is similarly condition in IEV Where produce, please on	a Care you make any auggestions as its bean the Committee small and the afrequency address the adjustions det as. within 1017 policy statement. The linearies! adjustmen being:
Miles -		A link in the may showing the extent of the rily series more use to favour under "Relater" on the	Name				Down .															1 Index albertana 1	Armer	and for presenting public national, when and disorder; wearing public safety;
		orde.	lea sign. Significant registrar effects in times. There must file to some invention if the There and the some invention is the Company of the	subting if gathers and partners and consider regarding and consider regarding anding fine of Committee.																			and relice uring and disc	and improvementations on that should hard appear areas.
Alesda's Servenam	Individual		Depheromy litterspect in the - 8 mold reds little difference — 8 mold make little difference — 8 mole memory.	Mileorany Ulfringust Blockel	Smired	Agree	Sector	Sectoral	Season	Sector	Smired	Newton	based	Agree	Agree	News	Smirel	do .		4		1 tes	Yes	No.
Palise Service of Socialed	Other (planes specify infine) Statutory agreey	•	Georgemeint, commity filting. Yes, State cascardy by partial to the Association was reported by the production of the Conference of the Co	e general guides and — Dragues unity remoders would hereofts provious areases.	Residual	Agree	Newtral	Revind	Sector	Neutral	Smirel	Shager	Diagrae	Stuger	Onlegeer	Dhagee	Reside		•	•	0	yes, pravided all conditions a intended in regular activities protection public, codensers performers.	er Yn, principally is nagale a and exploitation and inellistin and	Application of conditions as per nor response ID-SEGS PERRI- ICSES and in Involve. Silver a specific activity in accessed as bring higher risk, such as homiting IGSES and, Engell action on 13 belong the person total a
inne, Walter	Other Basiness (phenosymisty — NO Geograp (Sanders-Cit Indian)	gColor Ye	September State St	regulation in hier recorditionly. Disagrees with your distinct with requestion in workers ASS or retreast length and produced to the based below, and the restriction and interface, we are regulations are bloom to make the restriction and bloom to make the restriction to the bloom to make the restriction to the re- ting in one of presents. The	Agent	Agree	Agen	Agree	Stugen	Disagree	400	Sectoral	Disagram	Strager	Disagram	Disagree	Agent	to to	8*		0	4 fm. Therwooldbraid in preceding explainties and p trafficking.	Ves. Bash of them for the e empire gives.	When it is about to income. When it is a server of a large by higher sick is, such, as a server of a large by higher sick is, such, as a server of a large by higher sick is, such as early sick in the server of a blanched sick as complete in the large sick in the server of a blanched sick of the server of a blanched sick of the server of a blanched sick of the server of a ser
slavenieris	Individual	No the should be all immed only across that a rest full case he across that are rest. I want to be a particular want conservation of walk at right the in midward or across should be a midward or across should the in midward or across should the content of the conservation of the content of the conservation of the content of content of con	unt titled kindig e informer in de state i	g or between the comment of the comm	Disagree	Shager	Social	Stager	Graper	Diagne	Stager	Stager	Diagree	Stager	Diagram	Diagrae	Disagree		۰	i	٠	2 Chainsaly, Maywell be insufficient but chesting of a conditions is always good	Yes ork Obviously	No.
Rob Redwell	Instituted	*	Disconteness may be real in such probability are incommended to probability of incommended of the probability of the pro	Bible you can have see in your level reasons promptly go or anisylationant thereigh a or impact from better run. Dragner	Smirel	Agent	Newtral	Nextral	Shaper	Disagree	Sectoral	Sectoral	Disagram	Stranger	Disagram	Disagram	Smirel	60	6+		2 6+	Ten.	Yes. Plus also carolide the almediseas, workers right	ngslike - vie
Orad Murgan	Individual	No.	As indicated in your presented, they Problem impact: biologycephoned by the Committee of th		Signer	Agree	Social	Sected	Graper	Diagne	Newtoni	Stuger	Diagree	Stager	Diagram	Diagrae	Disagree		1		٠	3. The above same reasonable, branese: The personal details of perfor is palentially problemetric 19 published personable, or assess sliggely, this read be used to branese the person.	. Secreptable previoled a deep production of performers in more arbitrarial and	arie ne comornis
G Bertie	Individual	**	Regisphicus law enhances explain serious allowing. (Any see by printed with the of \$12 writing legislation when which which physicians.)	d. Car's language the opining. Dragues would be living or minds for language design of the cartesian of the	Stated	Agent	News	Stuger	Neded	Agree		Nested	Diagrae	Stagee	Obageer	Nederal	Agree	de .			a	Discounting to efficient greens read to be provided up to see the state of the state of the state of the securities of notice that the securities of notice that the securities of these terms of the securities of the state of the securities of the state of the securities of the security of the given a reasonable opply	n hise war. in the l'monet carrowing the inform whould the more until their performers that any other meglingers. Wind this same inhormatic required for performers in yourse, and theaten.)	where No. 100 pt. 10 executed that a 22 pt. 100 pt. 10 executed that a 22 pt. 100 pt. 10 executed that a 22 pt. 100 pt. 100 pt. 10
ima Gill	Institutional	to.	Seed third given a companied leads. If I have seed could search some low, you of the count is desired to the happens in house of all seeds promoving by with histories and these independent selectarions this gaves are harder from the country of th	ngår slajngfunger more : Dragner in hvore minstallument	Diagrae	Shagee	Diagree	Stager	Graper	Diagne	Straper	Stuger	Diagree	Stager	Diagram	Diagrae	Diagram		۰		٠	6 They need in have protection place he shall and continues shouldn't be allowed in driving soul in he layer regulated	in Yes this resource, people on false alread word come jus- and word monty times or no under age leadings his to providence just to get justine these places naw take in or false justine leads seeme approvershall other these pe	ming dipart from always sheeking up on the same the permission which concerd word? shifteen do as long as they are participated are left to assert this has a sign. If you are well blink as a sign. If you are well blink as a sign is a sign of the same and the same are the same
Transp Duncan	Individual	the SEV Schall charmed a branch of large later of the side of the Control of the side of the Control of the property of the side of the property of the tensor of the side of the large lateral of the lateral of the side of side of side of side of side of side of side	Del Der per eny prostorer in Su. (ley \$10.02.0 et le ciumnat. Un la description (in lein) chang and la merdin is thin care of allers and allers	ny disame India diana, Bangse India sadi any principal et many	Stragger	Onegwe	Disagree	Stuger	Grague	Diagrae	Stranger	Dougen	Disagram	Stragger	Onagee	Disagree	Stuper		۰	į.	0	2 Would help visualander the indularly and its war integral in and what is required from all and sensors. Would keep scalarmy, Wand for public would (percife) held is largered and maniformed indu- ngs and more requestible, although requirity of the public serms to find their productions.	There should be clearly poli- cies, a kinders within be timend of their middle homes, and or with a should be in with policies for risk post- tive and the comment of the destroyment plans, they sell in the comment of the com- tine of the comment of the time of the comment of the com- tract of the comment of the time of the comment of the com- tract of the comment of the comment of the com- tract of the comment of the comment of the com- tract of the comment of the comment of the com- tract of the comment of the comment of the com- tract of the comment of the comment of the comment of the com- tract of the comment of the comment of the comment of the com- tract of the comment of the comme	tion and There should be fell admentioning and with any signapar, the raining palls to should be a real to produce of the control of the should be a real to should be
	Individual	No Name	secretary Learning larger and are to reprince the control of the	on, as any antidense of Binshell inclinance, sortinary in Exerce tions are local inclinanced these protesting the making statisting.	Smind	Agree	Agen	Resired	Noted	Several	Restroit	Newton	Diagon	Stager	Diagram	Disagrae	Smirel				•	No., with the emphasis lating and being of performers, and that no emphasis latins plants are emphasized as the plants are emph	the Innigration visits should be a long at the state of t	to No
Serge	Individual	*	Stoney georgic reactivey girls, are a positive the first near-laws had a positive to its operation of the contract had a positive to the contract to added the contract to the	er en rowywer wantel need to: Disagree by vales	Unager	Newhol	Disagree	Disagree	Diagram	Disagree	Dragon	Shager	Diagrae	Shagee	Onagee	Dhagee	Shageer		1	•	0	Technigely (Sirks should be on settley are not laters advanta	er 25. Uite all lourisons, they sha ge of policies to abide by and or follow. I amount against the circles had ago limbs most? increased and lighter laws mores.	slid have: Up the agrillant for morkers and slicks in slinks, more shade of enumers and slinks, more shade of enumers and many visit, and an enum hadovirising and or read as alexatic family barren.
Gunsen Wright	Individual	**	registrate day distrate our properties of the communication of the final hand amount and gap and the final hand amount and gap and the final hand amount and gap and the final hand amount of the fi	or condition sanke Nichel of its reconstructional of condens.	Agree	Agree	Sector	Shager	Stugen		Smithal	Sector	Disagram	Stragger	Onagee	Dhagee	Smirel		4	1	0	4 700	-	-
Tany Cestrone	IEV3 ade Owner of PrinderSpm.nhai	. 10.	No harmful impact informancy in the harmful impact in the second of the harmful impact in the harmful impact i	I impact an overmonding. Agree million in their hardman. for any it was maked to be there are it was maked to the property of the Milling does necessary more interviewing at scholing time million have used it appealing whomen y interferor a great or the maning and area.	Spec	Agree	Agree	Agree .	Agree	Agree	Agree	Newval	News	Neural	Stated	News	Spec			1		Ten Westmalp hourseloot v in plant and have done short spening	opiem. Yes in fastifusy almosty an final. Illumera condition deed poli school from moneth of any IC's alma a sufety measure? from solution fastifus moneta- lement III or have accided have a neutral fair contact.	e a l'amodelle happy in shore nor er ann salely d'amolers messacres with time the amodition of d'amoler amodelle titule an
Enleys	Individual	Via.	Léa mat libris libraris, any impasi. Na du long ao Bryson-pome et al	at laining lines. Blandess is an expansity in Agree which are specific and and a property of the and and property.	Agree	Agen	ig-re	Shagee	Grague	Disagree	Stragger	Stagen	Disagram	Stranger	Diagrae	Dhageer	Spece.		4	i	0	Fremidifiely a list, as some uniform as its red gall lomeor unifold be for scannillo come for many days and the scannillo come for many days and the scannillo come for the scannillo for t	Make were they here the is here in the Marie save is health physical and most a gently problem of they are of they are and have a place of their with discussion.	ght in her Mene a regular pallanguralism as talls with workers. [4] in in
Renn	Individual	*	BYs have a registral report on the 18 model for positive houses these. Stems of security separates would presented years have produced by the product of the	Fidup en limitad, the SEFs. Gragues requiris imposition the motion and screenading tentin my applican.	Unager	Agree	Diagrae	Disagree	Diagram	Disagree	Diagon	Diagram	Diagree	Stuger	Disagree	Dhagee	Shageer		٠	•	0	O Nes her i annometitution order min.a license througeneise me atherete and dimensionel atheretes in a sirical set of pa and guidelines an signalated part of the license old guiden	tio. Yes for resource already skets and distinct as	ried. Pediane the insul of michalished SIV appealers and the measures admissible professional transcense in the SIX and also having a still stage domination on other residing insulations, with SIVs.
M Seith	Individual	No left met fellesk flerke frei en generale en generale frei frei fler en frei generale en 1824 fleren freg	and the Should be set MED. Near a delicionate in seasof delicio Maril MED approximate and the set MED. The season is set of the season in	emingsuhere aut in place. Disagree (and) here a protivoringusis mountains alternate blanch, autotic having one. here would have in moure mountains, are green mit appartmention to give to learning and to give	Unager	Newhol	Disagree	Disagree	Diagram	Disagree	Dragon	Shager	Diagrae	Shagee	Onagee	Dhagee	Shageer		۰	•	0	Tex, I belive the isomorphese shandard conditions would assistant for the protection of professors, succioners and the sider public. In summercial belive the softwards and sometimes of white condition must be able to self-condition must be able to self-condition must be able to self-condition must be able to self-condition.	ion I dish the manighe, of via liment senditions, should designed as poliny. I small ge for their end independ operation, to be shill geled provide financial details to the designers.	Indeed In per specified 13 : If the I wouldight betwher and includes specified in the ability product to provide in the ability provide between the same than the ability to prove the same than the
liten	Individual	Via.	See years or manuer of provides a great years or manuer of provides a great years or the provides and of more years years or the provides and provide	continued with the continued of the cont	Agree	Agen	ig-re	Agree	Agent	Agree	Agent	Agree	40	Agent	Agree	Agent	Spece.		•	•	1	The part of the state of the st	franches faculti even eprell. They should be left to apper all per any other owner obly it the same are difficult and then it is workers or exchanges goin work on the shoot	medical language materials 13. In minding the both and minding an
Furnia landstornugh	Institutional		Later) binds invades a difference. Summed provious are not plong. The sit to leaffering yet have the plane to be made, to the site of the plane of t	der community nightibes. Dangese in beseichen wert regulatied of in adhere to gricht solle.	Diagram	Agree	Sector	Reseal	Newed	News	Disagram	Gaugner	Disagree	Diagon	Diagrae	Disagree	News	do-	án.		٠	Endocking you seem to know it sendons are being landerfulla- net explicited.	the Both, I have known a under a sent weeking as 'Sansons' in his before and district rules, or protent against this.	agg gich. Reinfully were been to arrower this year question but filters will charge bit a did discountful or facility that a did discountful or facility that is recommended that a reful or that is the strain of the trap are facility or motive of and regulated, with second year for the trap paids build read at them see different from any other night shale the.
	Individual	No.	Provide employment, variety of Gods invalved to Itemsen, smild No- emun, technose from makin less taking up the bade	Nexted	Sector	Agree	Sector	Strategi	Oneger	Diagram	Sectoral	Oneger	Diagray	Stager	Disagree	Disagree	Disagree	6+		1		Hit is an unlinemed sense no selling alcohol then per.		Leady there shale, wheeled not have Leave shife of votup as also had liversing leadland

Coalgifreen	Individual		Emiliati cour rity of present abbits. Schoolen In practice	Register as with owners should. Disagrae linearing the repeat on least connection is substituted for Colon special 19 date in least to statement and least to statement and least to statement and least to statement (IV) of the least to statement and least to state of least to state of least to state and soon least assessment linear least lea	Shaper	Dhagee	Disagree	Stragger	Obagee	Disagrae	Straffee	Ghagree	Disagree	Stragene	Disagram	Disagram	Shagew	۰	•	9	S. The residence are and the second test and second s
Em.	Institutional	provides these consum- nations to the consumers to the con- here government when \$00's rejie in the resident Green through the side of the format the consumers in small leaves that \$100's a result is	see, and I filicide to increase the resident with the second sec	A skinon; I think the lamb thing for momentation, is transited there is embarred increased integral think resolute the consensation get (this, industries and the risk some men- may pear in move of them.	Nestral	Diagram	Sectoral	Stragger	Shager	Disagree	Diagram	Hestral	Diagon	Diagram	Okagee	Diagree	Diagrae				2 Service to proteins, questions 1. See pair for the contraction of th
Rose Young	Institutional		to so the conduction this extension	for I don't feel it sould make much . Socied by difference	Agent	Agree	Steams	Agent	Newhol	Disagram	Dager	Shaper	Diagon	Stagen	Okagee	Disagree	4	٠		٠	On the continue of the continu
STIMES COMME	Individual	Ver	beer for move of the current clabs. Clabs wheeleful in items as are within the singuistic medicals. We defend should deal before a eight it may assume, the company of the company of the company of the clabs. Should be supported to the classification of the company of the company of the company of the company of the company of the company of the company of the company of the comp	d in any recidential arms.	Agen	Agen	Agen	Shagee	Agen	âger	Shager	Onager	Disagram	Stragger	Shagee	Disagram	Spec	4	•	0	3 bette for angelging in short form. Much mergin in decrease the last of the state
isama Mathalan	Individual	Sia domailler sak sone for the plathol case.	you within Districtional impact, there are the service of the serv		Agen	Disagree	Agen	Agen	Agen	Sinutral	Shager	Onager	Disagram	Stragger	Shagee	Disagram	Diagram	3	2	0	Silve successed and not remaining to the first the second for the first them. Unless year the clubs.
LOURS ANDERSON	Indiabled	de set la constitución de set el constitución de set el constitución de la constitución de set el constitución de	ten.		Straper	Disagree	Diagram	Shagee	Onager	Disagrae	Studen	Onagee	Disagree	Strague	Shagee	Disagram	Diagram	۰	•	0	A shackeled by low have for from 1 shackel for all manual on the places. These are provident returned from five for local ideas of 100 Maria (see a fine five five five five five five five fiv
Frances	Instituted	ententa inmeni chandid la mer my unad area ler permitent di ali ana palland un that susana	shops where shilden would be distance bouching (not all own bliefy to shill, shopping senters, and there should be virung also come, spirments and a medicine around subtract	Ne position impaction any community for enable result of any community for enable result of the community of the community of the community of the community only fractions. description of the community only fractions.	Shaper	Neutral	Diagree	Shagee	Shager	Diagram	Duger	Shager	Disagree	Strager	Dinger	Disagree	Shaper	۰	٠	0	θ for some proteins arowns.
Receive Continu	Institutional	Su Ne renn	eren etc. Hopfy demaging of warren lichte in Verlage was medition as a discount of the control	whe Pestire because of conditions but. Disagree blot: regaring somel for the resource.	Diagrae	Diagram	Diagrae	Disagree	Oneger	Disagram	Dragon	Oneger	Diagon	Stages	Stuger	Diagon	Shaper	۰	٠	٠	O Promoted by to perform measurement of the performance of the perform
Kennelis Garden	Indicated	No Open househow shared that the sames at all .	expolerants. Day provide an employment appartmenty. Day provide an employment provide and advancements thereas has alread, and the antificial based of the antificial based of the advancements the advancement of the advancements and the advancements are advanced to a distinct and advanced to		Stagen	Agree	Diagrae	Disagree	Diagram	Disagree	Disagram	Onegwe	Diagon	Diagrae	Stagen	Diagram	Stugee	1	٠		In another of the contract of