



HILLINGDON

LONDON

Thomas Cottam
4th Floor, Peel Building
2 Marsham Street
London
SW1P 4DF

Ref: SW/SE/09/Consultation

1st December 2009

Dear Sir,

REGULATION OF SEX ESTABLISHMENTS – CONSULTATION ON TRANSITIONAL ARRANGEMENTS

With reference to the recent consultation which is to be returned to you by 14th December 2009, you are advised that I would have liked to discuss the document and its questions at the next meeting of our full Licensing Committee to seek their advice and guidance.

Unfortunately, the next scheduled meeting of the full licensing committee is not until 19th January 2010, therefore I decided that the most expedient way of dealing with this matter was to convene a meeting of the following persons to discuss the Home Office proposals:

- Cllr Josephine Barrett, Chair of the Licensing Committee
- Cllr Sandra Jenkins, Cabinet Member for the Environment
- Ms Kathy Sparks, Deputy Director of Environment & Consumer Protection
- Ms Stephanie Waterford, Lead Licensing Officer in respect of Sex Establishments

You are advised as follows in regard to the collective views on the consultation questions raised:

24. What are your views on the proposal that the new regime should apply to existing operators and that the transitional provisions should not provide for them to be given preferential treatment when their application for a sex establishment licence comes to be determined?

- It was felt that existing operators should be given some preferential treatment on their transitional applications, as the renewal process will allow for interested parties to make objections 12 months after the date of the original grant. This would be fairer and ease the burden already put upon existing operators.



31. What are your views on the proposed time periods between the 1st, 2nd and 3rd appointed dates and do you believe that a transitional period of 12 months in total is appropriate?

- A period of 12 months was felt to be too long given the number of applications that would be dealt with through transition. In comparison, the Licensing Act 2003 transitional period was a total of 9 months and the Gambling Act 2005 transitional period was 5 months. A period of 6 months for Sex Establishment licence transition was thought to be more appropriate

33. Do you agree with the proposed approach for identifying existing operators?

- Agree the proposals as set out in the consultation document.

39. What are your views on the proposal for dealing with conditions on existing premises licences/clubs premises certificates that relate specifically to the provision 'relevant entertainment'?

- Agree the proposals as set out in the consultation document.

44. What are your views on the proposals relating to the existing sex encounter establishment category? Also are you aware of any type of venue that currently requires a licence for a sex encounter establishment that would not require a licence for a sex encounter venue as defined in Clause 26 of the Policing and Crime Bill?

- Not applicable to the London Borough of Hillingdon as the GLC (General Powers) Act 1986 was not adopted in respect of sex establishments.

47. Do you believe that section 22 of the London Local Authorities Act 2004 should be amended in light of the amendments being made in the Policing and Crime Bill?

- Yes

50. What are your views on the proposal to commence these provisions in April 2010?

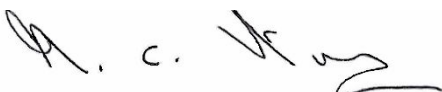
- Agree that the proposal is reasonable given that local authorities may set their own timescales for implementation.

53. Do you agree that the suggested costs and benefits set out in the Impact Assessment are a reasonable estimate of the potential costs and benefits? If not, can you provide evidence of what any likely costs and benefits should be?

- Yes

Please contact me should you wish to discuss any matter.

Yours faithfully



Norman Stanley
Licensing Service Manager