

## Sex Establishments

<b>Eligibility criteria</b>	<p>To run a sex establishment, i.e. - any premises selling sex toys, books or videos, or where explicit films are shown to members of the public, or to operate a sexual entertainment venue, an applicant:</p> <ul style="list-style-type: none"><li>• must be at least 18 years old</li><li>• must not be disqualified from holding a licence</li><li>• must have been resident in the UK at least six months immediately before the application or, if a body corporate, must be incorporated in the UK</li><li>• must not have been refused the grant or renewal of a licence for the premises in question within the last 12 months unless the refusal has been reversed on appeal</li></ul>
<b>Relevant legislation</b>	<p>Local Government Miscellaneous Provisions Act 1982 <a href="#">Link to Act on OPSI website</a></p> <p>The Policy of Blackpool Council is to license two sex shops and four sexual entertainment venues in Bloomfield, Claremont and Talbot wards. The policy determines that the appropriate number of sex cinemas shall be nil.</p>
<b>Application Evaluation Process</b>	<p>A fee is payable upon application and conditions may be attached.</p> <p>All convictions must be disclosed. Spent convictions should not be included.</p> <p>Applicants must give public notice of their application by publishing an advertisement in a local newspaper (Blackpool Gazette).</p> <p>Any person objecting to an application for the grant, renewal or transfer of a licence may give written notice of their objection to Blackpool Council, stating the grounds of the objection, within 28 days of the date of the application.</p> <p>Applications are referred to the Council's Public Protection Committee for grant or refusal, at which the applicant may attend in person if desired.</p>
<b>Will Tacit Consent Apply?</b>	<p>No. It is in the public interest that Blackpool Council must process your application before it can be granted. If you have not heard from us within a reasonable period, please contact us. You can do this by emailing <a href="mailto:licensing@blackpool.gov.uk">licensing@blackpool.gov.uk</a></p>

<p><b>Failed Application Redress</b></p>	<p>Please contact Blackpool Council in the first instance.</p> <p>Any applicant who is refused a licence, or refused the renewal of a licence, may, within 21 days of being notified of the refusal, appeal to the local magistrates' court.</p> <p>However, the right to appeal does not apply where the licence was refused on the grounds that:</p> <ul style="list-style-type: none"> <li>• the number of sex establishments in the area exceeds the number which the authority consider is appropriate,</li> <li>• the grant of the licence would be inappropriate considering the character of the area, the nature of other premises in the area, or the premises themselves.</li> </ul>
<p><b>Licence Holder Redress</b></p>	<p>Please contact Blackpool Council in the first instance.</p> <p>A licence holder who wishes to appeal against a condition can appeal to a local magistrates' court.</p>
<p><b>Consumer Complaint</b></p>	<p>We would always advise that in the event of a complaint the first contact is made with the trader by you - preferably in the form of a letter (with proof of delivery). If that has not worked, if you are located in the UK, Consumer Direct will give you advice <a href="http://www.consumerdirect.gov.uk">www.consumerdirect.gov.uk</a> From outside the UK contact the UK European Consumer Centre <a href="http://www.ukecc.net">www.ukecc.net</a></p>
<p><b>Other Redress</b></p>	<p>Complaints about the operation of the premises should be directed to Blackpool Council Licensing Service <a href="mailto:licensing@blackpool.gov.uk">licensing@blackpool.gov.uk</a></p>