

Report of the Chief Executive

REVIEW OF THE SEX ESTABLISHMENT POLICY1. Purpose of report

To propose that the Council's Sex Establishment Policy (SEP) be retained and reviewed in 2027 unless circumstances require an earlier review.

2. Background

In 1982 the Local Government (Miscellaneous Provisions) Act introduced a discretionary licensing regime for Sex Shops and Sex Cinemas. These provisions were adopted by Broxtowe Borough Council on 14 February 1983.

The Licensing Act 2003 introduced a new licensing regime which amalgamated several pieces of old legislation under the heading of "Regulated Entertainment". Entertainment of an adult nature such as lap dancing, pole dancing and striptease etc. fell under this heading

The Policing and Crime Act 2009 introduced provisions creating a new category of Sex Establishment known as a Sexual Entertainment Venue (SEV) to enable local authorities to require venues such as lap dancing establishments to be licensed as Sex Establishments. These provisions are also discretionary but the Council adopted them with effect from 26 July 2010. The legislation has not changed since that date.

There are no licensed sex establishments within the borough and there have been no applications for one since the Act has been adopted.

3. Detail

All applications for a sex establishment licence will be heard before the Licensing and Appeals Committee.

Following the review of the policy in 2022, there have been no legislative changes which would affect the current policy. No changes have been made to the policy

An Equality Impact Assessment is attached at appendix 1 and the policy is attached at appendix 2.

Recommendation

The Committee is asked to RESOLVE that the Council's Sex Establishments Policy document be retained and reviewed in 2027 be approved.

Background papers

Nil.