



Meeting: Council

Date: Wednesday 23 February 2011

Subject: Control of sex establishments, section 26 of the Policing and Crime Act 2009

Report of: Councillor Wallis on behalf of the Cabinet

The Council is asked to consider the minute and resolution of the Cabinet meeting held on 15 December 2010 as set out below.

Further copies of the report to Cabinet are available on request – please see end of this report. A copy may be seen on the Council’s website at:

<http://www.eastbourne.gov.uk/council/meetings/cabinet/>

The Council is recommended to:-

(1) Adopt the relevant provisions of the Policing and Crime Act 2009 and schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.

(2) Approve the policy document

Minute Extract
CABINET 15 December 2010

***98 Control of sex establishments, section 26 of the Policing and Crime Act 2009.**

98.1 Cabinet considered the report of the senior head of development and environment. The increase, nationally, in the number of lap dancing clubs since the implementation of the Licensing Act 2003, had become a concern for many local communities. This had resulted in legislation giving local authorities greater control over premises at which “...relevant entertainment is provided before a live audience for the financial gain on the part of the organiser or the entertainer”. Relevant entertainment was defined as “...any live performance or any live display of nudity which is of such a nature that, ignoring financial gain, it must be reasonably assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience.” This would include pole dancing, lap dancing, striptease and so on.

98.2 A draft policy had been the subject of a public consultation. Copies of the proposed policy had been circulated separately to members of the cabinet and opposition leader and spokesperson and also made available on the council’s website, in the members’ room and at the town hall reception.

The Licensing Act committee had considered the revised statement at their meeting on 11 October 2010 and had given their endorsement.

- *98.3 **Resolved (policy framework):** That full council be recommended to adopt the relevant provisions of the Policing and Crime Act 2009 and schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 and approve the policy document and that the senior head of development and environment, in consultation with the lead cabinet member, be authorised to make any necessary amendments to the policy document prior to final publication.

For a copy of the report please contact Local Democracy at the Town Hall, Eastbourne, BN21 4UG. Tel. (01323) 415022 or 415023.
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