

20 July 2022

<b>Report of</b>	<b>Assistant Director Communities Lucie Breadman</b>	<b>Author</b>	<b>Jon Ruder ☎ 282840</b>
<b>Title</b>	<b>Statement of Licensing Policy for Sex Establishments</b>		
<b>Wards affected</b>	<b>All</b>		

## **1. Executive Summary**

- 1.1 The Statement of Licensing Policy for Sex Establishments was adopted by Committee in November 2013. We have undertaken a light touch review of this Policy as we are aware that the administrative processes when dealing with applications has changed, as have the number of Sex Establishments in the Borough. The Policy has been revised to reflect these changes.
- 1.1 The Licensing Act 2003 Policy is due to be reviewed throughout the next 12 months and may have a bearing on this Policy. As such a full review will be carried out alongside this work and any findings will be brought back to Committee at the appropriate time.

## **2. Recommended Decision**

- 2.1 To approve, and adopt for future use, the Statement of Licensing of Policy for Sex Establishments.

## **3. Reason for Recommended Decision**

- 3.1 To update the policy to ensure it remains current.

## **4. Alternative Options**

- 4.1 There are no alternative options.

## **5. Background Information**

- 5.1 The policy has been reviewed to ensure it reflects current processes.

## **6. Equality, Diversity and Human Rights Implications**

- 6.1 The draft revised Statement of Licensing Policy for Sexual Establishments has been developed in accordance with and has taken account of, all relevant legislation and national and local strategies.
- 6.2 An Equality Impact Assessment can be found on [Equality Impact Assessments · Colchester Borough Council](#)

## **7. Standard References**

- 7.1 There are no particular references to the consultation or publicity considerations or financial; health, wellbeing and community safety; health and safety; risk management or environmental or sustainability implications.

## **8. Strategic Plan References**

- 8.1 The provisions introduced by Section 27 of the Policing & Crime Act 2009, which amended Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, required all premises operating as sex establishments in the Council's area to be licensed. These provisions link to the Council's strategic plan for creating safe, healthy and active communities. [The Strategic Plan 2020-23 · Colchester Borough Council](#)

## **9. Consultation**

- 9.1 Unlike other Licensing Policy Statements, such as those for alcohol and gambling, there are no statutory provisions regarding consultation on this particular policy. Therefore, in formulating a suggested process, consideration was given to the general principles and case law concerning consultation.

## **10. Publicity Considerations**

- 10.1 Publicity on the draft Sex Establishment Policy was not required by legislation.