

Wiltshire Council

 Where everybody matters

STANDARD CONDITIONS

SEX SHOPS

These regulations are made by Wiltshire Council under the conferred powers of paragraph 13 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982. Separate conditions cover sexual entertainment venues and sex cinemas.

In the event of a conflict between these Regulations and any special conditions contained in a licence relating to a Sex Establishment the special conditions shall prevail.

Definitions: -

‘Sex Establishment’, ‘sex cinema’, ‘sex shop’, and ‘sex article’ shall have the same meanings ascribed to them in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982.

‘Premises’ means a building or part of a building and any forecourt, yard or place of storage used in connection with a building or part of a building which is the subject of a licence for a sex shop granted under the said Schedule 3.

‘The Council’ means Wiltshire Council.

‘Authorised Officer’ means any person authorised in writing by the Council.

1. Premises licensed as a Sex Shop under the provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, shall be used only for the purposes of a Sex Shop as defined in Paragraph 4 of Schedule 3 and shall not be used, wholly or in part, for any other purposes during the period that the premises are licensed as a Sex Shop.
2. The licensed premises shall be closed throughout Good Friday, Christmas Day and every Sunday. The premises may be open only during the permitted hours prescribed in these regulations.
 - a) The permitted hours if opening, unless varied by special condition, shall be as follows: -
 - Mondays 9:00 am to 9:00 pm
 - Tuesdays 9:00 am to 9:00 pm
 - Wednesdays 9:00 am to 9:00 pm
 - Thursdays 9:00 am to 9:00 pm
 - Fridays 9:00 am to 9:00 pm
 - Saturdays 9:00 am to 9:00 pm

3. Over each entrance to the premises, the Licensee shall affix and maintain in a permanent position a notice stating that the premises are licensed as a Sex Shop under the provisions of the Local Government (Miscellaneous) Provisions Act 1982. Such a notice shall carry the full name of the licensee.
4. At each entrance there shall be prominently displayed so as to be visible at all times to persons approaching the premises a notice prohibiting entry to all persons less than 18 years of age.
5. The Licensee of every premises licensed as a Sex Shop shall ensure that all persons employed on the premises are aware of the age restriction on clients and that they exclude or remove from the premises any person attempting to evade the restriction.
6. The Licence Holder shall not display any advertisement which is visible to persons outside the premises except as permitted by these Regulations or under the Act and no advertisements shall be displayed wherever visible which depict any sex article as defined.
7. The Licence Holder shall ensure that the premises has screening and obscured windows, doors and other openings so that the interior of the licensed premises and the displays of articles for sale at the premises shall not be visible to persons outside the building
8. All refuse produced on the premises and materials, goods or articles discarded for any reason shall be securely stored within the premises and delivered in sealed containers to the refuse collection service.
9. The Licensee shall make such provision for the reception of goods and articles for sale, hire or display on the premises so that they are received directly into the premises and not subject to storage for any period of time on any pavement, footpath, forecourt or yard.
10. The Licence Holder shall produce a list of all stock carried at the premises and shall make it available to a police officer or authorised officer of the Council or police on demand in respect of a sex shop.
11. All merchandise shall be clearly marked so as to show persons inside the premises the purchase price of each item in respect of a sex shop.
12. The Licence Holder or some responsible person nominated by him in writing for the purpose shall be in charge of and be at the premises during the whole time they are open to the public.
13. Where the licence holder is a body corporate or an incorporated body, any change of director, company secretary or other person responsible for the management of the body shall be notified in writing to the Council within 14 days of such change and such written details as the licensing authority may require in respect of the change of personnel shall be furnished within 14 days of a request in writing from the Council.
14. The Licence Holder shall inform the Council in writing within 14 days if he/she or an employee is convicted or cautioned for a criminal offence.