

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT  
1982**

**Control of Sex Establishments**

NOTICE IS HEREBY GIVEN, under section 2(2) of the Local Government (Miscellaneous Provisions) Act 1982, that Wiltshire Council resolved on 13<sup>th</sup> May 2009 to bring into force from 29<sup>th</sup> June 2009 Schedule 3 to the Act, which provides for the control of sex establishments (i.e. sex shops and sex cinemas).

From 29<sup>th</sup> June 2009 it will be an offence, punishable on summary conviction by a fine not exceeding £20,000, to use any premises including any vehicle, vessel or stall in the local authority area as a sex establishment unless a licence is in force under the Schedule in respect of the premises. In respect of premises in use as a sex establishment before the date of first publication of this notice, and in respect of which an application for a licence is made before 29<sup>th</sup> June 2009 that use may continue until the application is determined.

A licence shall not be granted to (a) a person under the age of 18; (b) a person who has been disqualified from holding such a licence; (c) a person, other than a body corporate, who is not resident in the United Kingdom, or was not so resident throughout the period of six months immediately preceding the date of the application; or (d) a body corporate which is not incorporated in the United Kingdom. No appeal, other than on questions of fact, exists against a refusal on any of these grounds.

In determining any applications the Council will apply its adopted policy on Licensing of Sex Establishments.

Licences may be issued for not more than a year and may be subject to such terms, conditions and restrictions as may be specified. Provision is made in the Schedule for the renewal, transfer, revocation and cancellation of licences and for the variation of terms, conditions or restrictions. Licensed premises may be inspected at any reasonable time by a constable or an authorised officer of the local authority.

The local authority may waive the requirement of a licence in any case where they consider that to require a licence would be unreasonable or inappropriate.

Further information including applications forms and a copy of the policy is available from Wiltshire Council Licensing Team area offices, or direct from the website at: [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk).

Mrs M Bradley  
Director of Public Protection  
Wiltshire Council  
Bythesea Road  
Trowbridge  
Wiltshire  
BA14 8JN