



**Notice of a meeting of
Licensing Sub-Committee - Miscellaneous**

**Tuesday, 18 January 2022
5.00 pm
Council Chamber - Municipal Offices**

Membership	
Councillors:	David Willingham (Chair), Angie Boyes (Vice-Chair), Alisha Lewis, Diggory Seacome and Jo Stafford
Officers:	Louis Krog, Vikki Fennell and Jason Kirkwood

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COMMITTEE MEETINGS**

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Agenda

1.	APOLOGIES	
2.	DECLARATIONS OF INTEREST	
3.	APPLICATION FOR A VARIATION OF A SEXUAL ENTERTAINMENT VENUE LICENCE Report of the Senior Licencing Officer	(Pages 3 - 46)
4.	LOCAL GOVERNMENT ACT 1972 EXEMPT INFORMATION That in accordance with Section 100A(4) Local Government Act 1972 the public be excluded from the meeting for the remaining agenda items as it is likely that, in view of the nature of the business to be transacted or the nature of the proceedings, if members of the public are present there will be disclosed to them exempt information as defined in paragraph 1 and 2, Part (1) Schedule (12A) Local Government Act 1972, namely: Paragraph 1; Information relating to any individual	

		Paragraph 2; Information which is likely to reveal the identity of an individual	
5.		APPLICATION FOR A HACKNEY CAB DRIVERS LICENCE	(Pages 47 - 58)
6.		EXEMPT MINUTES OF PREVIOUS MEETINGS	(Pages 59 - 68)

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"Miscellaneous" Licensing Sub-committee – 18 January 2022

Local Government (Miscellaneous Provisions) Act 1982

Application for a variation of a Sexual Entertainment Venue Licence

Red Apple Associates Ltd.

Report of the Senior Licensing Officer

1. Summary and recommendation

- 1.1 Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 ("the Act"), as amended by section 27 of the Policing and Crime Act 2009, allows applicants to apply for, renew, vary and/or transfer a Sexual Entertainment Venue ("SEV") licence where they wish to offer "relevant entertainment on a frequent basis.
- 1.2 In this case an application for the variation of a Sexual Entertainment Venue (SEV) licence was submitted on 2 December 2021 in respect of the Two Pigs, Church Street, Cheltenham, GL50 3HA.
- 1.3 **The variation application is to remove a standard condition attached to such licences and replace it with another condition. The authority had determined when setting its policy in respect of such licences, that a schedule of standard conditions should be attached to their grant.**
- 1.4 The application is to remove standard condition number 6:-

Advertisements, solicitation and displays

6. There shall not be displayed outside the premises, in the immediate vicinity, or elsewhere within the Town any advertisements that indicate or suggest that any form of Relevant Entertainment takes place on the premises. This includes the display of any advertisement, word, letter, model, sign, light, placard, board, notice, device, representation, drawing, writing or any matter or thing (where illuminated or not) including in any of the following ways:

- a) by means of personal solicitation in the locality of the licensed premises;
- b) by means of leafleting in the locality;
- c) by means of externally displayed advertisement (such as on billboards or posters) in any part of the Council's administrative area.
- d) by means of cruising vehicles or use of any other form of solicitation to invite people into the premises.

- 1.5 And replace it with the following conditions:-

General condition 6 in its entirety to be removed and replaced with the following:

1. **The Applicant being allowed to solicit individuals to attend the premises during the hours the licence is in operation provided that no solicitation takes place to anyone who appears to be under the age of 25**

2. **The Applicant be allowed to operate a courtesy vehicle to transport dancers and clientele to and from the venue at all times. Further to be allowed to advertise the courtesy vehicle at all times during the permitted licence hours.**

1.5 The current licence permits licensable activity for the following dates and times during the 2022 Festival:

Monday 14 March 20:00 to Tuesday 15 March 05:00

Tuesday 15 March 18:00 to Wednesday 16 March 05:00

Wednesday 16 March 18:00 to Thursday 17 March 05:00

Thursday 17 March 18:00 to Friday 18 March 05:00

Friday 18 March 18:00 to Saturday 19 March 05:00

Saturday 19 March 20:00 to Sunday 20 March 05:00

1.6 This variation application does not include a request to alter these dates or times, and the Licensing Authority should only alter these dates or times if it believes it is relevant to the consideration of this variation. The Licensing Authority must only determine the specific variation before it.

1.7 It should be noted that the committee may depart from the council policy of attaching any standard condition(s) and so is at liberty to remove/ vary standard conditions. However, it should only depart from that stated policy where it has comprehensive and cogent reasons to do so, and these reasons are given in full for any such decision. One would assume that the reasons given by the applicant for such a departure from policy should provide sufficient reassurance to the authority that any concerns that the authority may have in respect of the matters conditioned therein, would be removed or sufficiently mitigated in the specific circumstances of the operation concerned which would benefit from the departure from policy.

1.9 Implications

Legal Any applicant who is refused a licence may, within 21 days of being notified of the refusal, appeal to the local magistrates' court.

However, the right to appeal does not apply where the licence was refused on the grounds that:

- the number of sexual entertainment venues in the area exceeds the number which the authority considers is appropriate
- the grant of the licence would be inappropriate considering the character of the area, the nature of other premises in the area, or the premises themselves

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2. Background

2.1 On 1 October 2014, Council approved the adoption of the amended provision of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 to take effect in the borough on 1 December 2010.

2.2 Since the adoption, any premises that waPage 5'relevant entertainment" on a frequent basis can only do so by obtaining a SEV licence.

2.3 Relevant entertainment is defined as any live performance or any live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means).

2.4 Under the Act premises can provide relevant entertainment on an infrequent basis without the need for a SEV licence. An infrequent basis is defined under the Act as no relevant entertainment has been provided on more than 11 occasions within a 12 month period and no such occasion has begun within a period of one month beginning with the end of the previous occasion, and no such occasion has lasted longer than 24 hours. Any premises wishing to offer relevant entertainment more frequently are required to apply for a SEV licence.

3. Consultation

3.1 An applicant for a variation of a Sex Establishment Licence must give notice of their application in accordance with the requirements set out in schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982. The advertising requirements are:

3.1.1 Publishing an advertisement in a local newspaper circulating in the appropriate authority's area, not be later than 7 days after the date of the application; and

3.1.2 Where the application is in respect of premises, notice of it shall in addition be displayed for 21 days beginning with the date of the application on or near the premises and in a place where the notice can conveniently be read by the public.

3.2 Schedule 3, paragraph 10(15) of the Local Government (Miscellaneous Provisions) Act 1982 states:

"Any person objecting to an application for the grant, renewal or transfer of a licence under this Schedule shall give notice in writing of his objection to the appropriate authority, stating in general terms the grounds of the objection, **not later than 28 days after the date of the application.**"
[Emphasis Added]

3.3 The applicant has advertised the application in accordance with the statutory requirements set out above.

3.4 In determining the application, Members must have due regard to any observations made by the Chief Officer of the Police and any other comments made by anybody else.

3.5 Members should note that the legislation is silent on the grounds for consideration of a variation application.

3.6 The legislation states the following in respect of the consideration of a variation application:-

18.(2) The appropriate authority—

(a) may make the variation specified in the application; or

(b) may make such variations as they think fit; or

(c) may refuse the application.....

Consultation – Chief Officer of Police

3.7 The Chief Officer of Police did not raise any objections in relation to this application.

- 3.8 In relation to this application the licensing authority received 48 objections from residents and others during the statutory consultation period. Copies of these are provided in **ANNEX 1**.
- 3.9 There is no discretion for the authority to extend the statutory deadline for consultation therefore, the objections received outside the statutory deadline for comments has not been included in this report.

4. Policy Considerations

- 4.1 The authority's adopted policy statement in relation to the regulation and control of SEVs was adopted by Full Council on 29 July 2020, and this policy statement sets out the authority's guidance, application procedure, terms and conditions relating to the regulation of SEVs.
- 4.2 Below (para. 4.4 – 4.15) are relevant extracts from the policy to highlight relevant issues to Members. However, Members should read these in conjunction with the policy document for completeness and contextual understanding. The policy references the consideration of variations at sections 12 and 14 as stated below, but is otherwise silent on such applications.
- 4.3 As a regulatory matter, the authority does not take any moral stand in adopting this policy. The authority recognises that Parliament has made it lawful to operate a sex establishment and that such businesses are a legitimate part of the retail and leisure industries. It is this authority's role as the Licensing Authority to administer the licensing regime in accordance with the law.

Determination (Section 11)

Mandatory Grounds for Refusal

- 4.4 A licence cannot be granted:
- a) to any person under the age of 18 years;
 - b) to any person who is for the time being disqualified due to the person having had a previous licence revoked in the area of the appropriate authority within the last 12 months;
 - c) to any person, other than a body corporate, who is not resident in an EEA State or was not so resident throughout the period of six months immediately preceding the date when the application made;
 - d) to a body corporate which is not incorporated in an EEA State; or
 - e) to any person who has, within a period of 12 months immediately preceding the date when the application was made, been refused that grant or renewal of a licence for the premises, vehicle, vessel or stall in respect of which the application is made, unless the refusal has been reversed on appeal.

Discretionary Grounds for Refusal

- 4.5 A licence may be refused where:
- a) the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason;
 - b) if the licence were to be granted, renewed or transferred the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he made the application himself;

- c) the number of SEVs in the relevant locality at the time the application is made is equal to or exceeds the number which the Council consider is appropriate for that locality (nil may be an appropriate number for these purposes);
- d) the grant or renewal of the licence would be inappropriate, having regard:
- 1) to the character of the relevant locality; and/or
 - 2) to the use to which any premises in the vicinity are put; and/or
 - 3) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

Location of Premises (Section 12)

- 4.6 In deciding the appropriate number of premises to be licensed, the authority must consider the character of the relevant locality and what is the appropriate number of SEVs for the relevant locality. The number can be 'nil'.
- 4.7 Cheltenham is a relatively small urban borough that is predominantly residential in nature. The authority has already resolved that it is inappropriate to licence SEVs in or in the vicinity of, amongst others, residential areas. It is the authority's policy therefore that there is no locality outside of the Designated Permitted Area in which it would be appropriate to license a SEV. Accordingly the appropriate number of SEVs for outside of the Designated Permitted Area is nil.
- 4.8 The authority recognise however that the Designated Permitted Area offers a more varied situation in as much as it has a much wider mix on offer, particularly in the night time economy and it may therefore be appropriate to consider applications for SEVs in the area. The authority has therefore resolved that it will not set a limit on the number of permitted SEVs in the Designated Permitted Area providing those premises are not near properties with sensitive uses or in sensitive locations

Properties with sensitive uses or in sensitive locations

- 4.9 In considering if the grant, renewal or **variation** of the licence would be inappropriate, having regard to the character of the relevant locality or to the use to which any premises in the vicinity are put, the authority shall consider, amongst other things, whether the grant of the application would be appropriate, having regard to:
- a) The fact that the premises are sited in a residential area;
 - b) Whether the premises are sited near shops used by or directed at families or children, or on frontages frequently passed by the same;
 - c) Whether the premises are sited near properties which are sensitive for religious; and/or
 - d) Whether the premises are sited near premises or areas which are sensitive because they are frequented by children, young persons or families.

Objections (Section 14)

- 4.10 When considering an application for the grant, renewal, variation or transfer of a SEV licence the authority will have regard to any observations submitted to it by the Chief Officer of Police and any objections that have been received from anyone else within the statutory consultation period. Any person can object to an application provided that the objection is relevant to the discretionary grounds for refusal of a licence.
- 4.11 Objections should not be made on moral grounds or values and the authority will not consider objections that are not relevant to the grounds mentioned above.

- 4.12 Objectors must give notice of their objection **Page 8g**, stating the general terms of the objection.
- 4.13 Where the authority receives notice of any objection it will, before considering the application, give notice in writing of the general terms of the objection to the applicant. However, the authority shall not without the consent of the person making the objection reveal their name or address to the applicant.
- 4.14 Objections may only be made within the period of 28 days following the date on which the application was made to the authority.

5. National Guidance (March 2010)

- 5.1 The Government has issued non-statutory guidance to aid local authorities carrying out their functions under Schedule 3, as amended by section 27.
- 5.2 Although it is non-statutory guidance, local authorities are encouraged to have regard to the guidance when exercising their functions (although there is no statutory requirement to do so) in order to promote best practice and consistency across England and Wales.
- 5.3 Below (para. 6.4 – 6.14) are relevant extracts from the policy to highlight relevant issued to Members. However, Members should read these in conjunction with the guidance document for completeness and contextual understanding.

Meaning of Sexual Entertainment Venue

- 5.4 Paragraph 2A of Schedule 3 as inserted by section 27 sets out the meaning of a 'sexual entertainment venue' and 'relevant entertainment' for the purposes of these provisions. A sexual entertainment venue is defined as "any premises at which relevant entertainment is provided before a live audience for the financial gain of the organiser or the entertainer." (para 2.1)
- 5.5 The meaning of 'relevant entertainment' is "any live performance or live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of an audience (whether by verbal or other means)." An audience can consist of just one person (e.g. where the entertainment takes place in private booths). (para 2.2)

Refusal of a Licence

- 5.6 When considering an application for the grant, renewal or transfer of a licence the appropriate authority should have regard to any observations submitted to it by the chief officer of police and any objections that they have received from anyone else within 28 days of the application. Any person can object to an application but the objection should be relevant to the grounds set out in paragraph 12 for refusing a licence. Objections should not be based on moral grounds/values and local authorities should not consider objections that are not relevant to the grounds set out in paragraph 12. Objectors must give notice of their objection in writing, stating the general terms of the objection. (para. 3.23)
- 5.7 When determining a licence application, the local authority must have regard to any rights the applicant may have under Article 10 (right to freedom of expression) and Article 1, Protocol 1 (protection of property) of the European Convention on Human Rights. (para. 3.30)
- 5.8 The Provision of Services Regulations 2009 amended Schedule 3 to the 1982 Act to state that, if having considered an application for the grant, renewal or transfer of a licence, the appropriate authority decides to refuse it on one or more of the above grounds, it must provide the applicant with reasons for the decision in writing. (para. 3.31)

- 5.13 Once the appropriate authority has decided to grant a licence they are able to impose terms, conditions and restrictions on that licence, either in the form of conditions specific to the individual licence under paragraph 8 of Schedule 3 or standard conditions applicable to all sex establishments, or particular types of sex establishments, prescribed by regulations made by the appropriate authority under paragraph 13 of Schedule 3. (para. 3.39).

The Services Directive

- 5.14 Schedule 3 to the 1982 Act constitutes an authorisation scheme under Article 9 of the EU Services Directive 2006/123/EC (“the Directive”) which was implemented in the UK by the Provision of Services Regulations 2009 (“2009 Regulations”), which came into force on 28th December 2009. Local authorities must ensure they comply with the Regulations when applying the licensing provisions in Schedule 3. (para. 3.53)

6. Public Sector Equality Duty (PSED)

- 6.1 The PSED places a statutory duty on the council, in the exercise of its functions, to have due regard to the need to:
- a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
 - b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
- 6.2 Protected characteristics are:
- a) age
 - b) disability
 - c) gender reassignment
 - d) pregnancy and maternity
 - e) race
 - f) religion or belief
 - g) sex
 - h) sexual orientation
- 6.3 The licensing and regulation of SEVs does fall within the authority’s PSED and therefore the authority must have regard to the matters listed above when, for example, setting policy and issuing licences.
- 6.4 The licensing and regulation of SEVs often creates a tension between the statutory right to operate such a venue and equality issues relating to discrimination and objectification of primarily women.
- 6.5 The starting point for the authority is the fact that it cannot take any moral stand in relation SEVs in recognition that Parliament has made it lawful to operate a sex establishment. This starting point however does not mean that the authority is therefore bound by the primary legislation at the expense of other statutory requirements.
- 6.6 When setting policy or determining individual applications, the authority must have regard to its PSED taking into account the individual merits of each application.
- 6.7 Equality issues may be relevant to (not exhaustive):
- a) The need to protect performers from harassment and threat;

- b) The need to ensure that any protected characteristic group is not more, or less, welcome than another;
- c) The need to properly consider the fear of any protected characteristic group using and accessing public spaces, facilities and infrastructure;
- d) The need to properly understand the relevant locality and the need to ensure, taking into account the relevant locality, any protected characteristic group's view is taken into account such as those relevant to religion or belief or race;
- e) The need to consider the views and experiences of people with disabilities as a protected characteristic group.

6.8 Some or all of these equality issues may be addressed through appropriate conditions and robust enforcement. Equally, the licensing process may also be an important tool to achieve the same outcome, for example, licence reviews and policy changes.

Officer Comments

- 6.1 When determining an application for a sexual entertainment venue licence, the committee must have regard to the relevant statutory provisions, the authority's adopted policy, the relevant guidance issued by the Home Office and any objections or comments made by the Chief Officer of Police and other persons.
- 6.2 In particular, the committee must bear in mind that its grounds for considering this application seem less restricted than for the grant of a new or renewal application. The legislation is silent on the grounds for consideration, which is not helpful. However, one could assume that the grounds considered as relevant should relate to the statutory purpose of this legislation and promote public protection in line with the grounds for consideration of new and renewal application, in so far as they relate to an existing licence. Moreover, the committee should consider the Public Sector Equality Duty and ultimately act in the public interest.
- 6.3 The committee is also reminded that the authority does not take any moral stand in relation to operation of sex establishments such as sexual entertainment venues because the authority recognises that Parliament has made it lawful to operate a sex establishment and that such businesses are a legitimate part of the retail and leisure industries. It is this authority's role as the Licensing Authority to administer the licensing regime in accordance with the statutory provisions.
- 6.4 Having considered all the relevant matters, the committee must decide whether to:
- a) Grant the variation specified in the application; or;
 - b) Grant such variations as they think fit; or
 - c) Refuse the application.

Background Papers

Sexual Entertainment Venues: Guidance for England and Wales (March 2010)

Cheltenham Borough Council Sexual Entertainment Venue Policy Statement adopted Full Council on 29 July 2020

Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 27 of the Policing and Crime Act 2009

Case Officer

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ANNEX 1

SEV licence – Ref. 21/02047/SEXR | Renewal of Sex Establishment Licence – Objection by Gloucestershire Rape and Sexual Abuse Centre

The following variation is noted on the Cheltenham Borough Council's website on behalf of the applicant:

- 1. The Applicant being allowed to solicit individuals to attend the premises during the hours the licence is in operation provided that no solicitation takes place to anyone who appears to be under the age of 25*
- 2. The Applicant be allowed to operate a courtesy vehicle to transport dancers and clientele to and from the venue at all times. Further to be allowed to advertise the courtesy vehicle at all times during the permitted licence hours*

The current limitation:

There shall not be displayed outside the premises, in the immediate vicinity, or elsewhere within the Town any advertisements that indicate or suggest that any form of Relevant Entertainment takes place on the premises. This includes the display of any advertisement, word, letter, model, sign, light, placard, board, notice, device, representation, drawing, writing or any matter or thing (where illuminated or not) including in any of the following ways:

- a) by means of personal solicitation in the locality of the licensed premises;**
- b) by means of leafleting in the locality;**
- c) by means of externally displayed advertisement (such as on billboards or posters) in any part of the Council's administrative area.**
- d) by means of cruising vehicles or use of any other form of solicitation to invite people into the premises.**

Using the Council's own survey as evidence (August 2021) – that 75 % of women feel unsafe during race weeks, we would object to the approach requested above and would ask that the elected councillors take note of the views of residents expressed.

Given the timing of the variation request, GRASAC are not able to spend valuable client time writing long prose – particularly as any commentary hitherto has been disregarded – and at this stage and in order to meet the requisite deadline, GRASAC are simply noting it's objection as its work is primarily concerned with the safety of women and cannot see that allowing 'solicitation in the locality', leafleting, external advertisements or cruising vehicles as compatible with the views expressed by residents and conditions applied by the licencing committees. GRASAC sincerely hopes that the elected Councillors take cognisance of its residents and of its wider responsibilities.

Dated: 20-12-2021

For the attention of the Licensing Committee

Application 21/02047/SEXR The Two Pigs: application to vary conditions

I am writing to object to the application to vary the conditions attached to this licence.

The Standard Condition sought to be removed is a condition that appears to be imposed on all Sexual Entertainment Licences that are granted by the Council. It is a Condition that derives from the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020. It must therefore be assumed that it is Council Policy to prohibit anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

I have not been able to identify, in the information about this application that is currently available online, any arguments advanced by the Applicant as to why this policy Condition should be dispensed with in relation to the Two Pigs' licence. I would therefore ask the Council to refuse the variation on previously adopted policy grounds, quite apart from what appears to be the Council's emerging policy on maintaining the Safety of Women at Night...see further later in this Objection.

Should the Committee nevertheless be minded to permit personal solicitation for the Two Pigs, I would remind the Committee that in a previous application for this licence the Applicant made the point that it was a member of the Cheltenham Night Safe Scheme. It is my understanding that the Code of Conduct for the Night Safe Scheme contains some relevant provisions, extracts of which are as follows (with my emphasis):

*'Para CD9 :**Promoted** or special **events** may attract larger than usual numbers of customers and particular promotions may have violent or aggressive followers or other crime and disorder associated with them. **Such events must have a comprehensive risk assessment undertaken by the licence holder. As a matter of best practice a copy of the risk assessment should be submitted to the police and licensing authority at an early stage and not less than 14 days in advance of the proposed event***

*PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public. No more than two distributors promoting the same venue will be allowed to distribute printed matter at any location other than the venue that they are promoting. No free printed matter shall be placed on or attached to parked vehicles'***

I would ask that if it is minded to permit the Variation, the Committee impose further conditions that, in effect, require the Applicant to comply with the relevant provisions of the Night Safe Code, in particular by limiting the number of those individuals permitted to undertake personal solicitation.

I would also particularly ask that the Committee refuse permission for the Applicant to run a courtesy vehicle in the manner described in the Application. It is clear from the Council's adopted Standard Conditions that 'cruising' vehicles should not be permitted, and it is clear that very strict requirements have been imposed on this venue about maintaining the distance between customers and 'entertainers'. The Applicant does not appear to have undertaken that the proposed courtesy vehicle shall be operated in such a way that ensures that there is segregated use between 'clientele' and 'dancers', and there must be significant risks that the other Conditions might be broken if the proposed courtesy vehicle transports 'clientele' and 'dancers' at the same time. Enforcing the Conditions is likely to be impossible in respect of a moving vehicle.

In terms of the overall emerging policy of the Council in respect of the Safety of Women at Night, I would respectfully remind Committee members that according to the Minutes of the full Council Meeting of 18 October 2021, item 11 on this topic, the Cabinet Member for Safety and Communities *'assured Members that regardless of the success of the [application for Home Office funding] the Council would make the streets safer for women'*, and that *'The Chair of the Licensing Committee emphasised his full support for [the measures]'*

I would hope therefore that in considering whether to depart from the Conditions set out in the Council's July 2020 Policy Statement (i.e. whether to permit this Application) the Committee would have regard to this emerging policy and the clear commitments made in October 2021 to make Cheltenham's street safer for women.

The promotion/advertising, not least by way of personal solicitation, of a Sexual Entertainment venue would appear to be at odds with this emerging policy.

Once again I ask that the Committee refuse this Application.

Yours faithfully,

Dear Sir

I write to object to the above licence on the grounds that it is contrary to the 'Night Safe Scheme', which is vital to our town centre, and because it is contrary to the Council's own policy.

The Two Pigs have adopted the 'Night Safe Scheme' and it states in its code of conduct (PN17) *printed matter... should contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.* This will clearly cause offence given the unsavoury and exploitative nature of the application.

The application also runs contrary to the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town

(including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

I thank you for your help in this matter and look forward to your refusal of the application.

Yours Faithfully

Dear Sir/Madam

Application 21/02047/SEXR The Two Pigs: application to vary conditions

I am writing to object to the above Application.

This is primarily an issue of safety and safeguarding, matters which the Committee and Council usually treat with the utmost seriousness.

First, this application goes against the the Standard Conditions included in the Council's own Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

Second, this application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.*

It is clear to me that this Application fails palpably on both these grounds, leaving aside any other considerations.

As a church leader in the town centre, involved in numerous schemes and initiatives that help to support vulnerable people, and reduce antisocial behaviour (such as Street Pastors, King's Table, Feed Cheltenham, Midweek Street Teams etc etc), I am more aware than most of the state of our streets at night, what contributes to good safe order and what doesn't. This Application doesn't.

I trust that it will be rejected.

With thanks for your work on our behalf, and all good wishes for Christmas and the New Year

Dear Sirs,

Please note my objection to the above application on the following conditions:

1. The application goes against the the Standard Conditions included in the Council's Sexual

Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.

Regards

Dear Sir

I am the XXXXXXXX

I know that members of the churches in the Cheltenham Deanery will have been in touch about this application

The reasons for objection seem very clear to me:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

I hope very much on these grounds and for the safety of the public this application will be refused.

With all good wishes

Dear sirs

I wish to complain about the application to vary the conditions of the above mentioned licence on the following grounds:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

I would be grateful if you would consider turning down this application.

Dear Licensing Committee

I would like to oppose the proposal by The Two Pigs to vary their sexual entertainment licence to allow them to distribute fliers advertising the sexual entertainment and a 'courtesy vehicle' which will pick up men around the town and transport them to the said venue.

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

Kind regards,

Dear Licensing Committee,

I am aware that the Two Pigs pub would like to start promoting its Sexual Entertainment through handing out flyers in the town and deploying a vehicle to recruit and pick up punters to take to the pub during race week. From my reading of the Council's own Sexual Entertainment Venues policy both the handing out of flyers and the reverse kerb crawling of a courtesy vehicle would constitute personal solicitation, which is clearly ruled out by the policy.

It was a retrograde step to award the sexual entertainment license in the first place but now it is in place the council must limit the impact on the town and the men and women who both want to enjoy this town. I know the council wash their hands of the moral implications of such decisions but to allow this venue to widely and actively solicit punters goes beyond the wording of their own policies, regardless of moral implications and regressive parliamentary decisions.

I hope the council will not award this license.

Peace,

For the attention of the Licensing Committee

Application 21/02047/SEXR The Two Pigs: application to vary conditions

I am writing to object to the application to vary the conditions attached to this licence.

I read the news article published on 5th November 2021 on the Council website with interest, which stated that a licence for the Two Pigs to host sexual entertainment had been renewed for Race week in March 2022. I understand the predicament the Council faces with the public pressure to prohibit such activities and the statutory requirement to ignore moral objections. Whilst I personally object to the objectification of women and the potential consequent abuse that such sexual entertainment venues promote, I acknowledge that through the licensing regime the Council is able to afford some protection and control to workers, customers and the public. I applaud the Council for seeking to maintain its Purple Flag status to ensure that Cheltenham's Nightlife is safe for all and am glad that you say your focus will be on ensuring venues operate in accordance with the strict conditions imposed on them.

I would therefore be very concerned if these 'strict conditions' were waived or even lessened and would request that the licensing committee insist that The Two Pigs abide by the Standard Conditions on Advertisements, solicitation and displays as per the original agreement.

In particular, with reference to the suggested variations on the application:

1. Having unrestricted advertising and solicitation as requested by the variation would not be in accordance with the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation. Also, the single restriction suggested by the variation that 'no solicitation takes place to anyone who *appears* to be under the age of 25' is a wholly subjective judgement call and cannot be easily regulated.
2. Providing a courtesy vehicle for dancers and clientele to and from the venue with no restrictions as to how this would be operated would potentially infringe the important distance required between customers and 'entertainers' for their safety. Also, the Cheltenham Night Out website promotes local taxi firms for the nightlife economy, all of whom already operate under Council licensing regulations. Allowing a courtesy vehicle from the Two Pigs with no regulation would undermine the taxi licensing system and impact on this important economy in the town.

I would urge Cheltenham Borough Council to reject this application by The Two Pigs to vary condition number 6 for the safety and well-being of all those who take part in the night time economy and to maintain the town's Purple Flag status.

Yours faithfully

Dear Sir/Madam

I write to object to the above application on the following grounds:

1. The application goes against the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020. The application is intended to enable the advertising of Sexual Entertainment, and its promotion by means of personal solicitation. This is intended to take place around the town, with therefore no means of the Council ensuring it will not be in places where this will cause distress, be seen by minors or within the vicinity of schools and other places such as the Racecourse.
2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. The distribution of printed matter such as promotional flyers for a Sexual Entertainment cause serious and widespread offence in a manner to create nuisance and annoyance to members of the public.

I ask that you refuse this application.

I oppose this application on the grounds that

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
 2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***
-

Dear Sir/Madam,

I am writing to strongly object to the above application for the following reasons:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

Many thanks for your attention to this matter.

Dear Sir/Madam,

I would like to raise deep concerns regarding the application by the Two Pigs pub.

As a head teacher of a local school in the town centre and with a teenage daughter myself, I am deeply worried about the impact that this might have on those living and working in - as well as visiting - Cheltenham during Race Week.

No doubt you will be aware of an incident that happened during the races this Autumn at Montpellier Park and this application seems to be going directly against any response that might be made as a result of the harm that comes to young girls/women.

Please note that:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

I hope that you are able to consider seriously the concerns raised and refuse this application.

Dear Sir/Madam

I am opposed to this application for the following reasons:

The Application is contrary to the Standard Conditions included in the Council's Sexual Entertainment Statement adopted 29/7/2020 which prohibits anywhere in the Town, including in the vicinity of the Racecourse, the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

Secondly, the Application is contrary to the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs has adopted. PN17, referring to the distribution of flyers, states that distributors must not distribute free printed material in such a way as to cause nuisance or annoyance to members of the Public, which seems an inevitable outcome of what is proposed.

Yours sincerely

I object to the Two Pigs application 21/02047/SEXR on the following grounds:

1. The application goes against the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
 2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.
 3. The application goes against the emerging policy of the Council in respect of the Safety of Women at Night. According to the Minutes of the full Council Meeting of 18 October 2021, item 11 on this topic, the Cabinet Member for Safety and Communities 'assured Members that ... the Council would make the streets safer for women', and that 'The Chair of the Licensing Committee 'emphasised his full support for [the measures]'. The promotion and advertising, not least by way of personal solicitation, of a Sexual Entertainment venue would appear to be at odds with this emerging policy.
-

We write to lodge our objection to The Two Pigs application to vary the conditions of their approved conditions.

We feel that the distribution of flyers advertising the activities of The Two Pigs is in direct contravention of Cheltenham council's sexual entertainment venue policy statement. This policy expressly precludes the advertising of sexual entertainment and its promotion by means of personal solicitation. Clearly the handing out of flyers is not the only breach of this policy as the proposed 'courtesy vehicle' also represents a form of solicitation.

The Two Pigs venue have themselves signed up to the 'Night Safe Scheme' which states that printed matter should contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way i to cause a nuisance or annoyance to members of the public. Clearly distributing their proposed flyers will cause offence and annoyance to the local community.

The council has recently taken steps to enhance the safety of women at night as shown in the council meeting minutes of 18 October 2021 and has shown the importance of this issue. The approval of the Two Pigs application is clearly at odds with the council's emerging policy and would, in our view, be a serious set back for the safety of women and girls in the town.

We call on you to refuse the application.

Dear Sirs,

I would advise against expanding the licence and I object to it on the following grounds:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.
3. The application goes against the emerging policy of the Council in respect of the Safety of Women at Night. According to the Minutes of the full Council Meeting of 18 October 2021, item 11 on this topic, the Cabinet Member for Safety and Communities 'assured Members that ... the Council would make the streets safer for women', and that 'The Chair of the Licensing Committee 'emphasised his full support for [the measures]'. The promotion and advertising, not least by way of personal solicitation, of a Sexual Entertainment venue would appear to be at odds with this emerging policy.

Yours faithfully,

I am contacting the Licensing Committee - ahead of the deadline of 30.12.21 - to object to the plan to distribute fliers advertising the sexual entertainment available at the Two Pigs, and to provide a courtesy car to collect men around the town and transport them to The Two Pigs during Race Week.

My objections focus on three points viz

This application goes against the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits the advertising of Sexual Entertainment anywhere in the town – including in the vicinity of the Racecourse - & its promotion by means of personal solicitation.

The application goes against the Code of Conduct for the Night Safe Scheme which the Two Pigs have adopted. In particular PN17 Code of Practice regarding the distribution of printed matter such as promotional fliers. *Printed matter should contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way to cause offence or annoyance to members of the public.*

The application goes against the emerging policy of the Council in respect of the Safety of Women at Night. According to the Minutes of the full Council Meeting of 18 October 2021 item 11, the cabinet Member for Safety & Communities *assured members that the Council would make the streets safer for women* and the Chair of the Licensing Committee *emphasised his full support for these measures*. The promotion and advertising, not least by way of personal solicitation, of a Sexual Entertainment venue would appear to be at odds with this emerging policy.

I ask you to consider these objections to the application & reconsider the application.

I object to this application to vary conditions:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as*

*promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

Dear Sir

I notice that an application has been lodged to allow advertising fliers to be distributed around the town concerning the activities of the Two Pigs. I would like to register my concern over this. Firstly it's against the Night Safe Scheme code of conduct and second I'm concerned that these fliers might end up in the possession of children! Whilst I'm aware that the activities they promote are popular amongst some, is this really a message we want to promote in the town?

I'm asking you please to turn down this application.

Thank you

I am writing to raise my objection to the application by the Two Pigs Pub in Cheltenham for a Sexual Entertainment Licence during race weeks.

There are so many reasons to object to this application, including objectification of women, potential abuse of women and generally the impact it has on woman's feelings of safety as they walk close to The Minster late at night, however I understand that these reasons are not enough to carry weight with the Licencing Committee. I would like therefore to also note the following reasons why this application should be rejected.

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.**

I hope my objections will be taken into account when this matter is discussed.

Dear Sir/Madam

I object to the extension of conditions sought by the Two Pigs in relation to sexual entertainment. In particular I find the use of flyers for advertising its conduct as threatening ill-effects on children should they come across these papers.

I further understand that such advertising goes against the policy statement relating to sexual entertainment adopted by the Council on 29 July 2020.

Comments: 28/12/2021 5:57 PM As a local resident I object on the grounds that if their license to solicit customers and then take them to the venue in a courtesy vehicle is (a) unfair to other local businesses and (b) nothing short of legalised mugging. I would be concerned as someone who is the worse for wear due to alcohol may be taken to somewhere they may not normally want to go. If the venue were to just do lap dancing and no more then the people in the venue would have gone of their own free will. Soliciting for customers equates to dragging people off the streets.

To The Licensing Committee

I strongly object to the application for the varying of the license conditions for the Two Pigs for the following reasons:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.
2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.
3. The application goes against the emerging policy of the Council in respect of the Safety of Women at Night. According to the Minutes of the full Council Meeting of 18 October 2021, item 11 on this topic, the Cabinet Member for Safety and Communities 'assured Members that ... the Council would make the streets safer for women', and that 'The Chair of the Licensing Committee 'emphasised his full support for [the measures]'. The promotion and advertising, not least by way of personal solicitation, of a Sexual Entertainment venue would appear to be at odds with this emerging policy.

I sincerely hope that this application will be refused.

Comments: 29/12/2021 1:41 AM I am worried about the potential sexual violence against women and if the events would become more common.

Dear Council Members

Objection

I was surprised to hear that, following the granting of the original licence, which in itself was controversial on moral grounds, and definitely out of sync with the prevailing world-wide movement "Me too", that a further condition is being pursued.

Obviously the afore-mentioned moral views did not hold sway originally, but to push this further with "courtesy" cars seems quite bizarre. In addition, I would like to make the point that I am surprised Councillors seem happy for Cheltenham to gain the reputation as a sleazy town. This seems very much at odds with what the vast majority of Cheltenham's population would support, and surely the Councillors should represent the majority.

Regards

Comments: 29/12/2021 10:27 AM 'People' are within their rights to do whatever they wish to do under the current law. I get that. And I shall leave morality aside. But, under the licensing regulations, paragraph 6 entitled 'Advertisements, solicitation and displays' it, inter alia, specifically bans any form of leafleting. This, and providing transport (cars?) to take 'customers' to the Two Pigs, in my view places further - and unnecessary - fears on people, specifically women, that they are extra-vulnerable to assault. Please respect women's rights not to be placed in any more danger that they are already under. Please enforce paragraph 6.

I would like to add my voice to those objecting to the renewal of the 'sexual entertainment' licence during race weeks at the Two Pigs pub next to the Minster.

Dear Sirs

RE: 21/02047/SEXR | Renewal of Sex Establishment Licence- Variation

I wish to register my objection to the above application to vary the conditions of Section 6 of the Sex Establishment Licence granted to the Two Pigs public house.

In the strongest possible terms, I urge the Councillors to refuse this application & adhere to the origin conditions granted.

Yours faithfully

To whom it may concern,

I would like to formally object to the proposal for the 2 Pigs to extend their license to include soliciting during the March race week. I find it incredible that in a time when violence and sexual violence against women and girls is in the UK news almost daily that it could even be considered.

Kind regards,

I am emailing to object to the below application on the grounds of sexism. This archaic behaviour reduces women to sexual objects which in turn fuels sexual violence towards ALL WOMEN.

Application 21/02047/SEXR The Two Pigs: application to vary conditions

[21/02047/SEXR | Renewal of Sex Establishment Licence | Open for Consultation | Private Address \(cheltenham.gov.uk\)](#)

To whom it may concern,

I would like you to take into consideration my objection to the following application: 21/02047/SEXR The Two Pigs: application to vary conditions.

I find it appalling that this should even be taken into consideration, especially with the current UK press coverage concerning violence against women and girls.

Regards,

To whom it may concern,

I would like to make the following objections to the proposed application.

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offense. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.*

3. The application goes against the principles behind the *upcoming* Safety of Women at Night policies. Women should not be for sale.

4. *The horrific news regarding Jeffrey Epstein, the coercive involvement of Ghislaine Maxwell, the tragic death of Sarah Everard* have all sparked a national conversation about the violence, abusive and dehumanizing behaviours that women and girls experience. These cases have shone a light on the responsibility we as a town would have in allowing *coercive behaviour*. We would be allowing the harassment of potential clients who may also be under the influence of alcohol (not making wise, clear or kind decisions). We would be allowing a narrative that states women can be bought quickly for the pleasure of another.

What message would this send and what lies regarding their own personal value or identity or that of others would it cause people to believe in our town?

It is worth noting that Women and girls account for 99% of victims of human trafficking in the commercial sex industry and 58% in other sectors. Many of these women are likely to have had broken, pain-filled or abusive pasts, would we as a town want to reinforce this or would we rather be a town that sends a message that all our residents and visitors are of precious high value and worthy of dignity and respect.

(Sources: International Labour Organization; United Nations Office on Drugs and Crime; National Referral Mechanism, See the Protection from Harassment Act 1997)

Thankyou for taking the time to read through my objections.

Kind Regards,

Comments: 30/12/2021 12:02 PM The application goes completely against the "Night Safe Scheme". If consent were given the town's reputation for having a safe night-time economy will be damaged.

Soliciting for trade in vehicles advertising the venue is also against the agreement. I am sure that people looking for this type of entertainment will be able to find their own way to the venue by foot or public transport.

Additional vehicles driving around the town does little to making Cheltenham carbon neutral.

As one of the Borough's ward councillors, I wish this application to be considered by the licensing committee and would like to address it.

To whom it may concern,

I would like to formally object to the proposed application by the Two Pigs to be allowed to operate a courtesy vehicle to transport dancers and clientele to and from their venue. I strongly feel that this arrangement would put the dancers at higher risk of harm in the way of sexual violence from men. When men are paying for sexual entertainment, it is likely that they would view the dancer as a commodity; an object - without thoughts and feelings and therefore disregard what they are consenting to.

Kind Regards,

Comments: 30/12/2021 1:12 PM As a local resident, a woman, a wife, a mother, a human...I am astonished that an application to publicly solicit anyone on the street is even being considered. The thought horrifies me. Cheltenham already has an awful association with sex trafficking (& therefore also the objectification of women & girls) & I cannot stay silent about this. People who want to seek out strippers/sex etc always will, regardless of the law, but it is important to me that others who have no intention of doing so should be approached on the street whilst minding their own business. There must never be a culture of coercion or pressure around sex, ever, but this proposal would seek to normalise this behaviour. I am vehemently opposed to this application.

To whom it may concern,

I would like to make the following objections to the proposed application.

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in

the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offense. Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.*

3. The application goes against the principles behind the *upcoming* Safety of Women at Night policies. Women should not be for sale.

4. *The horrific news regarding Jeffrey Epstein, the coercive involvement of Ghislaine Maxwell, the tragic death of Sarah Everard* have all sparked a national conversation about the violence, abusive and dehumanizing behaviours that women and girls experience. These cases have shone a light on the responsibility we as a town would have in allowing *coercive behaviour*. We would be allowing the harassment of potential clients who may also be under the influence of alcohol (not making wise, clear or kind decisions). We would be allowing a narrative that states women can be bought quickly for the pleasure of another.

What message would this send and what lies regarding their own personal value or identity or that of others would it cause people to believe in our town?

It is worth noting that Women and girls account for 99% of victims of human trafficking in the commercial sex industry and 58% in other sectors. Many of these women are likely to have had broken, pain-filled or abusive pasts, would we as a town want to reinforce this or would we rather be a town that sends a message that all our residents and visitors are of precious high value and worthy of dignity and respect.

(Sources: International Labour Organization; United Nations Office on Drugs and Crime; National Referral Mechanism, See the Protection from Harassment Act 1997)

Thankyou for taking the time to read through my objections.

Kind Regards,

Dear Sir / Madam / Committee,

Application [21/02047/SEXR](#) The Two Pigs: application to vary conditions

I am very concerned with the above application and wish to object on the following formal lines:

1. The application goes against the the Standard Conditions included in the Council's Sexual Entertainment Venues Policy Statement adopted 29 July 2020 which prohibits anywhere in the Town (including in the vicinity of the Racecourse) the advertising of Sexual Entertainment, and its promotion by means of personal solicitation.

2. The application goes against the Code of Conduct for the 'Night Safe Scheme' which the Two Pigs pub have adopted. In particular *PN17 Code of practice for the distribution of printed matter such as promotional flyers: Printed mattershould contain nothing that is likely to cause serious or widespread offence. **Distributors must not distribute free printed matter in such a way as to cause nuisance or annoyance to members of the public.***

Thank you for your consideration.

On a more personal note, I have worked with and am connected with two award winning international anti-slavery charities, both of which make frequent representations to parliament. It is widely acknowledged that this entertainment industry is very closely associated with sexual exploitation and trafficking.

Wouldn't it be a thing if Cheltenham was known for making a stand for protecting the underdog and the marginalised, rather than creating space where illicit and illegal operations will take advantage of liberal legislation?

Please do the right thing here. The consequences are far-reaching.

Yours faithfully,

Sir/Madam,

It is with regret that I am forced to object once again to the request from The Two Pigs owners for a further extension to the request which you passed.

Now they wish to subtly advertise and encourage people off the street to go to their venue.

They naturally will maintain as they do that it is for the safety of others, which is not the way I perceive this, it is a way to seduce further people to use their premises.

The seductions also includes the women who are using the transport.

What next?

Yes. of course they are in the game to make money but whose expense.

Sincerely,

Comments: 30/12/2021 5:46 PM Our town should not support the sanction of any type of strip club and this varied license.

Comments: 30/12/2021 7:42 PM I had naively not even realised a licence to open such an establishment in Cheltenham had already been approved by the council which is pretty horrifying at the outset and I strongly question the validity of that previous decision. I refer you to the quote from xxx, CEO of the Gloucestershire Rape and Sexual Abuse Centre:

"We have had clients who've worked in this particular venue and clients in general who have told us they have been assaulted during race week," she said.

"Six nights of sexual entertainment and sexual tourism is going to increase the capacity for sexual assault."

The most recent request goes even further. Currently, the establishment is presumably frequented by persons who have deliberately chosen to go there for the specific purpose of participating in this sort of 'entertainment' (although I shudder to use the word). Now you appear to be considering allowing the applicant to actually go out and lure punters in (some of whom perhaps would not otherwise be intending to go to such a venue) with free transport! Surely this can only aim to increase business and profit. With increasing demand for 'services' does this not increase the likelihood of more girls being bused into the area, and increase the likelihood of sex trafficking?

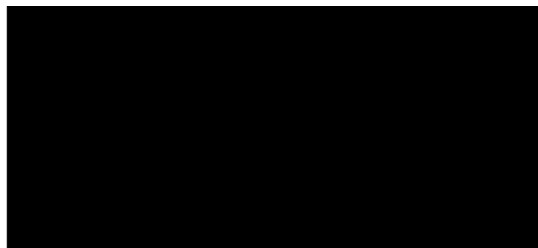
I urge you in the strongest terms to reject this proposal and to seriously reconsider allowing Mr Burrows' premises to operate as a 'sexual entertainment venue'. Please consider your decision very carefully and with regard to your conscience. How long before a temporary licence becomes permanent in the town?

Comments: 30/12/2021 8:02 PM As much a race weeks are good for Cheltenham's economy, the sex trade is not something we should be supporting, especially with its links to illegal movement of vulnerable women.

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Our ref: CD/12/2021

23 December 2021



To whom it may concern,

Application 21/02047/SEXR The Two Pigs: application to vary conditions

Whilst I continue to find it abhorrent that the Council renewed the 'sexual entertainment' licence at the Two Pigs pub regarding the race weeks, I now understand that the Two Pigs are applying to vary the licence to allow them to distribute fliers not only advertising the sexual entertainment but also a 'courtesy vehicle' which will pick men up in Cheltenham and transport them to the premises.

Whilst I know it is not permissible for me to object on moral grounds, as Bishop of Gloucester and as a member of the House of Lords I am strongly committed not only to issues affecting women and girls, but also to the flourishing of all people and the well-being of communities. I therefore wish to object to this application, based on three points below:

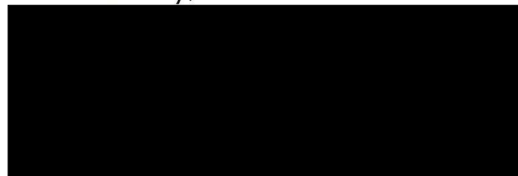
Firstly, the Code of Conduct for the 'Night Safe Scheme' clearly states that 'Printed matter ... should contain nothing that is likely to cause serious or widespread offence' (PN17 Code of practice for the distribution of printed matter such as promotional flyers). I would be grateful to hear how the distribution of such obnoxious material can claim not to cause widespread offence.

Secondly, this variation in the licence would not comply with the Standard Conditions contained in the Council's Sexual Entertainment Venues Policy Statement (adopted in July 2020). This clearly prohibits the advertising of Sexual Entertainment and its promotion by means of personal solicitation, anywhere in the Town (including the area of the Racecourse).

Thirdly, this application flies in the face of the Government's 'Tackling Violence Against Women and Girls Strategy' which promotes making streets and towns safer for women and girls. This application blatantly objectifies women and will exacerbate women and girls feeling unsafe as well as increasing the possibility of women and girls being abused. This year the issue of violence against women and girls in England has been highlighted by some headline cases and the Council would be acting irresponsibly if this application is agreed.

I look forward to hearing from you.

Yours faithfully,



gloucester.anglican.org

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🐦 @BishGloucester 📘 /Diocese.of.Gloucester 📺 Diocese of Gloucester

Bishop's Office | 2 College Green | Gloucester | GL1 2LR

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LICENSING ACT 2003

REPRESENTATIONS BY INTERESTED PARTIES

This leaflet consists of two parts. The first part provides information and guidance on making a representation. The second part is the representation form, which on completion should be signed in ink and returned to the Licensing Authority. Before completing this form please read the guidance notes. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

Part 1

Introduction

The Licensing Act 2003 enables "Interested Parties" such as residents and businesses in the vicinity of the premises or club applying for a new licence or variation to a licence or certificate to make "relevant representations".

For a representation to be relevant it must:

- be made by an "interested party"; (see note 1 on page 2)
- not have been withdrawn;
- if made by an interested party, must not be 'repetitious, frivolous or vexatious' and
- be received by the Licensing Authority within the statutory time limits. (see notes 4 & 5 on page 2)
- relate to one or more of the **licensing objectives**.

The four Licensing Objectives are;

- **The Prevention of Public Nuisance**
- **Public Safety**
- **The Prevention of Crime and Disorder**
- **The Protection of Children from Harm**

If a relevant representation is made, the Licensing Authority must hold a hearing to consider the representation(s), unless all parties agree by giving a notice in writing that they consider a hearing is unnecessary. (*Section 18(3)(a) Licensing Act 2003*)

If a hearing is held all relevant parties will be given the opportunity to attend that hearing and invited to comment at the hearing on their representation, but they may if they wish choose to rely on their written representation.

Any person or body that makes a representation will have the opportunity to attend any subsequent hearing relating to that representation before the Licensing committee. Please note that for the purposes of effective administration of the licensing hearing, where there are a number of representations or where there are repetitive representations on a common theme, the council may ask for a spokesperson to be selected from amongst those making representations to present the comments to the committee. Your individual written representations will still be presented to the committee.

If you wish to withdraw any representations you may do so confirming this in writing, providing you do so no later than 24 hours before any hearing, or otherwise orally at the hearing.

Appeals

Anyone who feels aggrieved by the decision of the Licensing Authority has a right of appeal to the Magistrates Court.

Guidance Notes

- 1) An Interested party is any of the following:
 - a person living in the vicinity of the premises;
 - a body representing persons who live in that vicinity; (Parish/Town Council, Residents Association)
 - a person involved in a business in the vicinity of the premises;
 - a body representing persons involved in these businesses.(i.e. Chamber of Commerce, Pub Watch, Association of Convenience Stores etc.)
- 2) Interested Parties will be made aware of applications through notices displayed at the premises/club in question and through the public notice in the local newspaper. These notices must include relevant information relating to the application and information indicating where the full application details can be viewed.
- 3) Representations may be made on behalf of an 'interested party' by a representative e.g. MP, solicitor, Ward or Parish councillor or a friend.
- 4) Representations must be in writing and may be made at any time during the 28-day period starting on the day following the day on which the application was given to the Licensing Authority.
- 5) In the case of a closure order issued by the Police, representations may be made during the seven day period that follows the notice being given to the Licensing Authority by the Magistrates Court, starting on the day after the day the notice was received
- 6) If your representation is deemed 'valid' it may be copied and viewed by the applicant or a representative of the applicant. It may also be read out in public at any subsequent hearing
- 7) The term 'vicinity' is not defined in the act, however Cheltenham Borough Council's Licensing policy defines 'vicinity' as; **'the immediate area around licensed premises.'**
- 8) No new evidence may be presented at a hearing without the consent of all parties.
- 9) No new representations may be made at a hearing.

More information on the Licensing Act 2003 is available on our web site at www.cheltenham.gov.uk or from the Department of Culture, Media & Sport at www.culture.gov.uk

PLEASE NOTE:

This is an advisory document. Cheltenham Borough Council does not accept any responsibility whatsoever for loss sustained in reliance on anything contained within the document. Nothing in this document is intended to negate the responsibilities of any person in respect of relevant legislation and standard of care.

The contents of these pages are provided as an information guide only. They are not a full and authoritative statement of the law and do not constitute professional or legal advice. Any statements on these pages do not replace, extend, amend or alter in any way the statutory provisions of the Licensing Act 2003 or any other legislation made under it or statutory guidance issued in relation to it.

No responsibility is accepted by the Council for any errors, omissions or misleading statements on these pages. The Council has made every effort to ensure that the information in these pages is correct and accurate.

**Part 2****LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)**

*On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP.
e mail: licensing@cheltenham.gov.uk*

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

☒
☐
☐
☐
Contact details (of person completing form)

Name:	[REDACTED]
Name of the organisation/body/person you represent. (If appropriate)	N/A
Your full Postal Address or that of the organisation or body you represent	[REDACTED]
Post Code	[REDACTED]
Daytime contact telephone number	[REDACTED]
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	

Details of person/body making representation (if different from above)

Name of the person/organisation/body. (as appropriate)	
Full Postal Address of the person/organisation or body making representation	
Post Code	
Daytime contact telephone number	
Email address - If they would prefer to correspond via email, please enter their email address. (optional).	

Part 2 Continued

Premises/Club Details

Name of premises/club you are making representation about:	TWO PIGS
Name of Applicant for Licence (if known)	MR STEVEN JOHN BURROWS
Postal Address:	TWO PIGS, CHURCH STREET, CHELTENHAM
Post Code:	GL50 3HA

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about
(eg crime, disorder, noise, disturbance etc) DISORDER. CRIME. THERE IS EVIDENCE OF A SPIKE IN SEXUAL ASSAULTS & OTHER ASSOCIATED BEHAVIOURS AROUND CHELTENHAM DURING THE RACES. THE LICENCE FOR THE STRIP CLUB ALREADY INFLUENCES THIS, AND A LICENCE TO SOLICIT & DRIVE PEOPLE WITH DANCERS TO THE VENUE WILL CONTINUE TO EXASPERATE THE EXISTING DANGEROUS SITUATION.

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

Licensing Objective	Please tick ✓ for Yes	Licensing Objective	Please tick ✓ for Yes
The prevention of crime and disorder	✓	Public safety	✓
The prevention of Public nuisance	✓	The protection of children from harm	✓

Information on the Licensing Act 2003 and the Act's objectives is available from the Department of Media, Culture and Sport and on their website at www.culture.gov.uk.

Please indicate the distance (in metres) between your address and the premises subject of your representation:

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

SEXUAL ASSAULT IS AN ISSUE IN CHELTENHAM WHICH SPIKES DRAMATICALLY EVERY RACES WEEK, SUCH AS THE TEENAGE GIRL RAPED IN THE^A CHELTENHAM PARK ON SATURDAY DECEMBER 11TH. THIS IS A TRAGIC & SEVERE CASE OF MANY OTHER INCIDENTS. ALLOWING A STRIP CLUB DURING THESE WEEKS IS PROPOSED TO BE LINKED TO INCREASES IN VIOLENCE TOWARDS WOMEN AS IT IS ENCOURAGING A MISGUIDED & WORRYING ~~VIEW~~ ^{VIEW} TOWARDS ^{THE FEMALE} GENDER WORTH & VALUE. ALTHOUGH IT MUST BE NOTED THAT IT IS NOT JUST THOSE WHO IDENTIFY AS FEMALE WHO ARE SUFFERING FROM THIS ABUSE & ASSAULT. IF THE LICENCE IS GRANTED TO ALLOW SOLICITATION & DRIVING PEOPLE TO THE VENUE WITH THE DANCERS THE DANGERS WILL ONLY BE EXASPERATED FURTHER. I DO NOT BELIEVE THERE IS A NEED FOR FOR THE VARIATION ON THE ALREADY GRANTED LICENCE.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

IF THE APPLICANT WITHDREW THEIR APPLICATION.

ALTHOUGH, IT WOULD BE GOOD TO BE ABLE TO SEE THE REPORT & DETAILS ON THE COUNCIL WEBSITE TO BE ABLE TO BE FULLY INFORMED BEFORE CONSULTATION DEADLINE IS CLOSED. IT WAS NOT EASY TO ACCESS THE INFORMATION WHICH I BELIEVE SHOULD BE AVAILABLE TO THE PUBLIC.

Signature:

Capacity:

RESIDENT OF CHELTENHAM

Date:

30/12/21

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To

Page 43

Licensing Dept.

Reference 21/02047/SEXR

Dear Sir,

I wish to object to the above application as it clearly goes against the Cheltenham Borough Council policy regarding the advertising and promotion of sexual entertainment.

It is also contrary to the aim of keeping men, women and children safe from sexual predators. and harm.

I strongly urge the council to vote against this application.

[Redacted signature block]

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The Licencing Committee

Cheltenham Borough Council

By email to: democraticservices@cheltenham.gov.uk and licensing@cheltenham.gov.uk

Wednesday 29th December 2021

To whom it may concern:

Ref: 21/02047/SEXR Application to vary the Sexual Entertainment Venue (SEV) licence for the Two Pigs, Cheltenham

Firstly, may I welcome this opportunity to make representations to you regarding the above application. I very much prefer following the usual process in making such responses, and regret that option was not available to me during the original submission for the above licence, by virtue of not being made aware of the application until it was already 'out of time'.

You may recall my previous public statements on the original SEV application that a club of this nature (the only one of its type in Gloucestershire) is inappropriate in the current climate of increased concerns around misogyny, women's safety and the prevalence of violence against women and girls. It would appear from reports that have been submitted to the Constabulary, and other responses relating to the original application and this variation, that there is a groundswell of similar feeling from the public. I saw that strength of feeling myself when I participated in the well-attended Reclaim the Night women's march last month in the centre of Cheltenham.

However, I do not seek to revisit your original decision to agree the SEV licence, and will confine my detailed comments to this variation. You will have seen the response from the Constabulary relating to this proposed change of condition. Like we all are, they are tightly restricted by the existing legislation when dealing with such applications. Particularly in relation to applications such as this, they are also hamstrung by the lack of reporting that we know is a factor in relation to violence and intimidation against women and girls (some 80% of victims of sexual assault fail to report their attacks) – I am seeking to redress this issue through my Police and Crime Prevention Plan.

Nevertheless, I believe that this variation seeks to erode the reasonable protections for public decency that were, in my view rightly, put in place in the original conditions, and should therefore be rejected.

Condition 6 is in place to prevent the centre of town and other public spaces being exposed to the solicitation of activities of a sexual nature, potentially creating a hostile environment for other women and girls seeking to enjoy Cheltenham's Night Time Economy.

Agreeing to such a variation would be contrary to the Council's Sexual Entertainment Venue Policy Statement, and would therefore undermine the democratically approved policy adopted by Cheltenham Borough Council. It would also be in contravention of the Code of Conduct for the 'Night Safe Scheme', something that I know that the Council is rightly proud of promoting, which seeks to prevent printed material causing widespread offence.

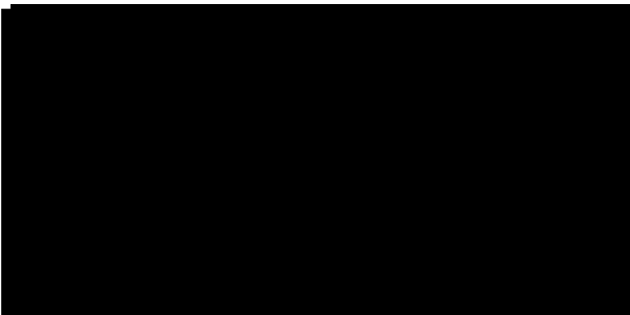
The Borough Council's own recent survey identified that three quarters of women feel less safe in town at night during Race Week, and the original condition goes some way to address those concerns. By seeking to remove it, those women brave enough to venture into town at night run the risk of facing a gauntlet of potential intimidation and abuse, not just in the vicinity of the venue, but right across the town.

Further, while I support the protection of the performers by providing them with transport to and from the venue and believe that this could be a legitimate condition of the licence, using this transport to advertise the sexualised activity which takes place and to transport customers to the venue is inappropriate. Isn't that why we have licensed taxis? Such dedicated transport would be a breeding ground for misogynistic comments and attitudes and may, I believe, put performers and other women and girls in Cheltenham at risk of abuse or inappropriate and unwanted advances.

As I understand things, your Committee agreed to the 2 Pigs SEV licence partly on the basis that it allowed you to keep control of proceedings, in a way that was not easily achievable for temporary pop-up venues. Yet allowing uncontrolled public advertising and soliciting of the venue could result in public nuisance, and harm the safety of female members of the public frequenting the town. I am also well aware of the littering problems that can result from the profligate and uncontrolled distribution of leaflets, an issue that regularly annoys local residents. I believe that agreeing this condition variation would therefore undermine the credibility of your original decision to allow a *strictly controlled* SEV licence.

We are suffering an epidemic of violence and intimidation towards women and girls in our Country, and I am committed to doing something about it. I believe that this variation would harm the public safety of women and girls in Cheltenham during race week and create a public nuisance. It is incumbent on those of us in positions of authority in public safety to address those concerns. I therefore respectfully request that you oppose this application.

Yours faithfully,



Police and Crime Commissioner for Gloucestershire

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