



LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS)
ACT 1982

Annex 1

SCHEDULE 3 - CONTROL OF SEX ESTABLISHMENTS

Application for the Grant / Renewal / Transfer of a Sex Establishment Licence
Sexual Entertainment Venues

RECEIVED
02 NOV 2011

Please complete this application form in ink and block capitals.

Type of application

Grant	<input checked="" type="checkbox"/>	Renewal	<input type="checkbox"/>	Transfer	<input type="checkbox"/>
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1. If application is made on behalf of an individual please state:

Full Name					
Permanent address					
Age		Date of birth		Place of birth	

2. Give full names and private addresses of all directors or other persons responsible for management of the establishment:

Name		MR. E. J. GALLAGHER.			
Address		12 STAMMING LANE			
		WULBERFOSSE, YORK YO41 5NE			
Age	34	Date of birth	28.05.77	Place of birth	LONDON.

Name		MR. A. G. WHITNEY			
Address		12 ABBOTSWAY			
		YORK, YO1 9LD			
Age	36	Date of birth	02/06/75	Place of birth	MELBOURNE, AUS.

Name					
Address					
Age		Date of birth		Place of birth	

Name					
Address					
Age		Date of birth		Place of birth	

3. Have you any convictions recorded against you? Or if a body corporate or unincorporated body that body or any of its directors or other persons responsible for its management? If so please state:

Date of Conviction	Offence	Sentence (including suspended sentence)

- (a) All convictions must be disclosed
 (b) Spent convictions, as defined below, should not be included

Sentence	Becomes spent after
Imprisonment of between 6 months and 30 months	10 years
Imprisonment of up to 6 months	7 years
Borstal training	7 years
A fine or other sentence not otherwise covered in this table	5 years
Absolute discharge	6 months
Probation order, conditional discharge or bind over	1 year (or until order expires, whichever is longer)
Detention Centre Order	3 years
Remand home, attendance centre or approved school order	The period of the order and a further year after the order expires
Hospital order under the Mental Health Act	The period of the order and a further 2 years after it expires
Cashiering, discharge with ignominy or dismissal with disgrace from the Armed Forces	10 years
Dismissal from Armed Forces	7 years
Detention	5 years

Note

- (i) A sentence of more than 2½ years imprisonment can never become spent.
 (ii) If you were under 17 years of age on the date of conviction, please halve the period shown in the right-hand column.

4. Have you been resident in the United Kingdom throughout a period of six months immediately preceding the date of this application? YES / NO

5. If the application is made on behalf of a body corporate is that body incorporated in the United Kingdom? YES / NO

6. Full name and address of premise desired to be used as a sex establishment:

Name	UPSTAIRS
Address	53-55 MICKLETATE
	YORK, YO1 6LT

If this application relates to a vehicle/vessel/stall give description and state where it is to be used as a sex establishment:

7. On which days and hours do you wish to trade:

Monday	18.00 - 04.30	Tuesday	18.00 - 04.30	Wednesday	18.00 - 04.30	Thursday	18.00 - 04.30
Friday	18.00 - 04.30	Saturday	18.00 - 04.30	Sunday	12.00 - 03.00		

* THESE HOURS WOULD BE ON RACE MEETINGS ONLY
 ACCOMPANIED BY THE RELEVANT T. E. N.

8. Are the premises licensed under the Licensing Act 2003? YES NO
9. Are you (or, if a corporate or unincorporated body, that body) disqualified from holding a licence for a sex establishment? YES NO
10. Have you ever been refused a licence for a sex establishment? YES NO

If yes please give details

11. In the case of a transfer:

Name of Existing Licensee _____ being the existing licensee of the within named premises hereby consent to the transfer of licence to _____

Signature _____ Date _____

I declare that I have checked the information given on this application form and to the best of my knowledge and belief it is correct, and that:

- (a) The fee is enclosed.
- (b) A copy of the application has been served on North Yorkshire Police, Headquarters, Fulford Road, York, YO10 4BY.
- (c) A notice publicising this application will be displayed for 21 days beginning with the date of the application on or near the premises and in a place where it can conveniently be read by the public.
- (d) Notice of the application will be given by publishing an advertisement in a local newspaper circulating in the local area. The publication of the notice shall not be later than seven days after the date of application.

Please provide contact details for correspondence associated with this application:

Name	MR. E. GALLAGHER
Address	12 STORKING LANE WILBERFOSSE, YORK YO91 5NE
Contact Number / Email	07739351799

Signed  _____ Date 1.11.11

when completed this form should be returned to:
Licensing Services
City of York Council
9 St Leonard's Place
York
YO1 7ET

TO: LICENSING DEPARTMENT
CITY OF YORK COUNCIL

FROM: ED GALLAGHER
DIRECTOR
UPSTAIRS VIP LTD

REF: SEX ESTABLISHMENT LICENSE
UPSTAIRS
53 -55 MICKLEGATE
YORK
YO1 6LJ

This is to confirm that the above named premises (Upstairs) will only operate within the following hours as per our already existing premises license.

21.00 hours until 03.00 hours Monday through until Sunday inclusive.

Alcohol will be served until 02.30 hours Monday through until Sunday inclusive.

We also confirm that the above named premises (Upstairs), will operate the following hours during Race Meetings at York Race Course. These hours will be accompanied by the relevant Temporary Event Notice.

18.00 hours until 04.30 hours Monday through to Sunday inclusive.

Yours sincerely,



Ed Gallagher
07739351799