



9th January 2018

City of Lincoln Council
Directorate of Resources
Corporate Support Services
City Hall
Beaumont Fee
Lincoln LN1 1DB

Dear Sir

**Application for a Sex Establishment License Simply Pleasure.com - at
72 High Street, Lincoln**

Due to unforeseen circumstances on all parties, the License for the above property expired on 26th December 2017.

Schedule 3 Terms and conditions does not permit us to continue trading but request that you waive the need for a License until the application goes through.

The application renewal was received by yourselves today (9th January 2018)

I trust I have not overlooked anything and that my application can proceed.

Yours faithfully

PP Tim Hemming

CC: Licensing Officer – Lincolnshire Police



CITY OF
Lincoln
COUNCIL

WAIVER

Name of Applicant: ABS HOLDINGS LTD T/A SIMPLY PLEASURE

Address of Premises 72 HIGH STREET, LINCOLN, LN5 8AD

The licence for the above named premises, a sex shop, expired on 26th December 2017 and the applicant has completed an application for a licence on 9th January 2018. A consultation period of 28 days is required before the application can be determined.

In accordance with Schedule 3 Paragraph 7 of the Local Government (Miscellaneous Provisions) Act 1982 the Council can issue a waiver in the following circumstances:-

'(1) [To] any person who-

(a) uses any premises, vehicle, vessel or stall as a sex establishment; or

(b) proposes to do so,

may apply to the appropriate authority for them to waive the requirement of a licence.

(2) An application under this paragraph may be made either as part of an application for a licence under this Schedule or without any such application.

(3) An application under this paragraph shall be made in writing and shall contain the particulars specified in paragraph 10(2) to (5) below and such particulars as the appropriate authority may reasonably require in addition.

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

(5) A waiver may be for such period as the appropriate authority think fit.

(6) Where the appropriate authority grant an application for a waiver, they shall give the applicant for the waiver notice that they have granted his application.

(7) The appropriate authority may at any time give a person who would require a licence but for a waiver notice that the waiver is to terminate on such date not less than 28 days from the date on which they give the notice as may be specified in the notice.'

An application for a waiver was received from the applicant 09th January 2018 in order for the premises to recommence trading until such time as the application for a licence is determined.

The Council's Chair of the Licensing Committee and it's Assistant Director have agreed that a waiver can be issued until such a time when the application for a licence has been determined, as attached at Appendix 1.

The Council therefore will issue the Premises a waiver in respect of their licence in order to enable the business to continue trading until its application for a licence is determined.

The duration of this waiver can be for such a period as the Council think fit. In these circumstances it is appropriate that the waiver expires on the day of determination of the application of the licence.

Signed on behalf of the Council

Legal & Democratic Services Manager

Date