

**CHESTERFIELD BOROUGH COUNCIL**

**Statutory declaration sheet for Application for grant / renewal / transfer /  
variation of a Sexual Establishment License**

To be completed by the applicant for;  
(i) the applicant, (ii) directors of any company applying for a license and (iii)  
any other person who will be responsible for the management of the licensed  
premises.

Full name. \_\_\_\_\_

Position held. \_\_\_\_\_

Date of birth. \_\_\_\_\_

Place of birth. \_\_\_\_\_

Permanent address. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Address (es) at which  
person has been resident  
during the five years  
preceding the date of this  
application. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

All convictions must be disclosed, details of any relevant previous convictions  
and/or cautions

*Please give details of any "unspent" convictions or cautions (see overleaf)*

Date of conviction	Court of conviction	Nature of offence	Sentence

Please photocopy extra sheet for each declaration

## **Convictions to Be Declared In Respect Of Applications Sex Establishment Licence**

All convictions must be disclosed.

Spent convictions, as defined below, should not be included

If you have been convicted of any of the following offences and they are "unspent" they must be declared on the application form:-

- Sexual offences.
- Offences involving obscenity.
- An offence involving the use, possession or supply of any drug.
- An attempt, incitement or conspiracy to commit any of the above offences.

The Rehabilitation of Offenders Act 1974 provides that after a certain period of time, convictions for offences are to be regarded as "spent". Set out below are some examples of when convictions become "spent". Please note it is from the date of **conviction** that the time commences. The periods of time which must elapse in other cases before the conviction becomes "spent" may vary considerably according to the nature of the offence and other circumstances. The rehabilitation period may, for example, be extended by the commission of a further offence during the rehabilitation period.

<b>Sentence.</b>	<b>Rehabilitation Period.</b>
1. 2½ years (30 months) imprisonment and over whether sentence suspended or not.	Never spent.
2. Imprisonment of between 6 months and 30 months	Ten years.
3. Imprisonment or detention in a young offender institution (previously known as youth custody) of six months or less whether sentence was suspended or not.	Seven years.
4. Borstal Training.	Seven years
5. A fine, compensation or community service order	Five years.
5. Conditional discharge, bound over or probation order. Also includes fit person, supervision and care orders.	One year or period of probation sentence, Whichever is longer?
6. Absolute discharge.	Six months.
7. Detention Centre Order	Three years
7. Disqualification, disability or prohibition.	Period of sentence unless a longer period as above (e.g., disqualification and a fine 5 Years)
8 Detention	Five years
9. Remand Home/Approved School/Attendance Centre Orders.	One year after Order expires.
10. Dismissal from Armed Forces	Seven years
11. Cashiering, discharge with ignominy or dismissal with disgrace from the Armed	Ten years

Forces

11. Hospital Order under Mental Health Acts. 5 years, or two and a half years after the Order expires (whichever is the longer).

If you were under 17 years of age on the date of conviction, please halve the period shown in the right hand column.