APPENDIX 7

LICENSING CONDITIONS FOR NIGHTCLUBS, CABARETS, DISCOTHEQUES, BARS, LOUNGES AND OTHER PUBLIC HOUSES

Law and Order

*1 The licensee shall take all appropriate steps to ensure that the following offences are not committed by staff members, patrons or others in the licensed premises:

(a) sale, consumption or trafficking of controlled drugs;
(b) use of criminal force;
(c) criminal restraint and confinement;
(d) intentional insult with intent to provoke breach of the peace;
(e) affray;
(f) assault;
(g) rioting;
(h) sexual offences (for example, rape, outraging of modesty or unnatural offences);
(i) theft;
(j) robbery;
(k) extortion;
(l) gambling or betting;
(m) causing the disappearance of evidence after an offence has been committed; and
(n) offences under the Women's Charter (Cap. 353) relating to prostitution.

*2 The licensee shall ensure that no immoral activity is carried out in the licensed premises at all times.

*3 If any of the offences set out in paragraph 1 or immoral activity has been committed or carried out, the licensee –

(a) shall report the offence to the police as soon as the offence comes to his knowledge;
(b) shall not remove, conceal or obliterate any evidence of the commission of the offence;
(c) shall not cause obstruction to the police officers investigating the offence; and
(d) shall provide reasonable assistance to police officers when requested.

*4 The licensee shall not employ, engage or permit any person to provide any service (with or without any consideration) by way of or in connection with surveillance, security, screening or the control of admission into or in respect of the licensed premises (with or without any consideration) if he knows or ought reasonably to have known that the person is a member or a former member of an unlawful society or has previously been convicted of an offence involving criminal assault, violence, intimidation or any form of criminal trespass to persons or property.

5 The licensee shall not employ any foreigner in the licensed premises unless the foreigner is the holder of valid work permit or employment pass.

6 The licensee shall not sell liquor to nor allow liquor to be consumed by any person below the age of 18 years.

7 (1) The licensee shall obtain the prior written approval of the Licensing Officer for patrons to sing or perform with the performers or provide any form of public entertainment.

(2) Any approval granted may be revoked if the licensee fails to exercise or maintain proper control of the performance, licensed premises, staff, performers or patrons.

8 The licensee shall ensure that no public entertainment is provided in the licensed premises beyond the hours stipulated in the licence or, where the licensed hours have been varied, beyond such hours as may be notified to the licensee by the Licensing Officer.

9 The licensee shall ensure that there is a clear view of the KTV rooms from the outside. The licensee shall ensure that blinds, curtains, decorations and other items or equipment which obstruct such view are not used.

Public Safety

*10 The licensee shall ensure that there is no overcrowding of patrons in the licensed premises at all times.

11 The licensee shall notify the Licensing Officer of any change of layout and shall submit the Fire Safety and Shelter Department (FSSD) Building Plan Reference Number within 7 working days, following the approval of the change by FSSD.

12 The licensee shall ensure that lighting in the licensed premises is sufficiently bright to ensure that all persons standing or sitting anywhere in the licensed premises are clearly visible.

13 The licensee shall obtain prior approval from the Centre for Radiation Protection, National Environment Agency, before operating any form of laser in the licensed premises.

Public Decency

*14 (1) The licensee shall indicate in his application to the Licensing Officer that he intends to allow dancing by patrons in his licensed premises, before he allows such dancing.

(2) Subject to sub-paragraph (1), if the licensee allows dancing by patrons in his licensed premises, the licensee shall ensure –

(a) that waitresses do not dance with patrons;

(b) that persons below the age of 16 years are not allowed into or to remain in the licensed premises, except during the hours that the licensed premises are operated as a restaurant (during which hours no dancing is permitted); and

(c) that any area used for dancing by patrons is structurally sound and safe in all aspects.

15 The licensee shall ensure that –

(a) performers do not make any vulgar gestures, actions or remarks or sing any vulgar, obscene or banned songs during their performance;

(b) songs which are obscene, vulgar or banned in Singapore are not played or performed in the licensed premises; and

(c) uncensored, banned or obscene films, publications and other materials are not shown, disseminated or displayed in the licensed premises.

16 The Licensee shall ensure that all [staff, employees, performers, models, contestants, and participants of any event] are not indecently dressed or exposed.

17 In addition and without limiting the generality of condition (16), the Licensee shall prohibit any [staff, employees, performers, models, contestants, and participants of any event] from being:

(a) Nude or partially nude;
(b) Topless;
(c) Dressed in attire that provides bare, transparent or translucent exposure of any part of the genitalia, nipples, breast/s or buttock/s;
(d) Dressed in underwear, briefs, lingerie, swimwear, or bikinis.

unless exception in whole or part to complying with the condition (17) has been granted by the Licensing Officer and reflected on this licence

Explanatory note: As regard to condition 17(c), an exception is made for those performers, models, contestants, and participants who do not mingle with the patrons, who are permitted to be dressed in attire that provides bare, transparent or translucent exposure of any part of the breasts or buttocks, other than the genitalia, nipples, the portion of the breasts bounded by the two lateral lines as shown in Annex A and the portion of the buttock/s bounded by the two lateral lines which mark the start and end of the gluteral cleft as shown in Annex B.

18 For the removal of doubt, conditions (16) and (17) above shall apply to Licensees whose outlets are physically located at beaches or at swimming pools as well, save only that:

(a) Female staff, employees, performers, models, contestants, and participants of any event are permitted to wear bikinis, and
(b) Male staff, employees, performers, models, contestants, and participants of any event are permitted to be topless.

19 Unless approved by the Licensing Officer in writing, the licensee shall ensure that a performer does not sit, dance or mingle with the patrons at all times.

20 The licensee shall ensure that bar-girls, lounge hostesses, dance hostesses and waitresses are not female impersonators.

21 (1) Unless approved by the Licensing Officer in writing, the licensee shall not permit any person in the licensed premises to perform the duties of a hostess.
(2) For the purpose of this condition, 'perform the duties of a hostess' means provide companionship to one or more patrons through consumption of drinks or conversation but does not include conversation arising from taking orders, serving of food or drinks, accepting of payment, or other reasonable action undertaken in connection with the services provided as a waitress, bar tender or manager.

22 The licensee shall ensure that the public entertainment is not likely to be offensive to any race or religion.

Environmental Impact

23 Unless exempted by the Licensing Officer in writing, the licensee shall ensure that the licensed premises are sound-proofed according to the following specifications:

(a) the sound level emanating from the licensed premises measured at its boundary shall not exceed 65dBA for Leq (1h);
(b) amplified sounds or any form of music from the licensed premises shall not exceed 55dBA for Leq (1h) measured at the nearest residential dwelling after 10.30 p.m.; and
(c) all windows shall be kept closed when the licensed premises are in operation. All doors shall remain closed unless there is human traffic entering and exiting the premise.

Administrative

24 The licensee shall maintain a proper record setting out the personal particulars of all employees including part-time and freelance waitresses, bar-girls, hostesses and artistes of dance-show, in the following manner:

(a) Sr. No.
(b) Name
(c) NRIC No./ FIN No., or Passport No. and Country of Issue
(d) Work Permit No. or Professional Visit Pass No., if applicable, and validity period
(e) Job Title
(f) Date of Employment
(g) Cessation of Employment

25 The licensee shall inform the Licensing Officer –

(a) in the case of a company, any change in the composition of directors; or
(b) in the case of a partnership, any change in the composition of partners,
within 7 days of the change(s) being affected.

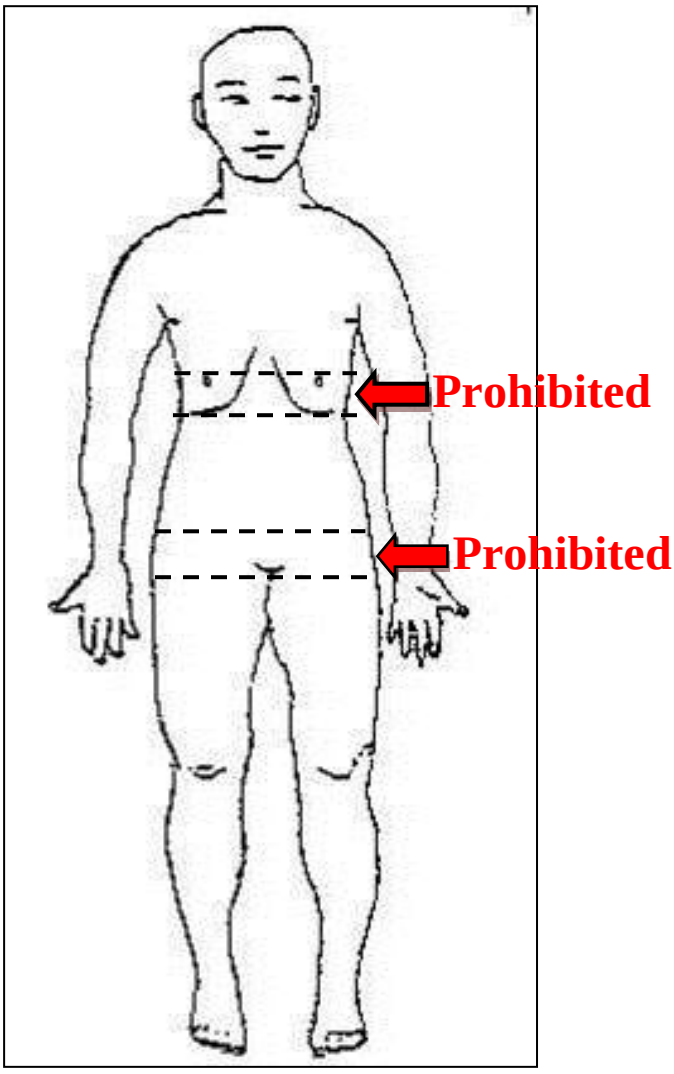
26 The licensee shall obtain the prior written approval of the Licensing Officer for any change to the name of the licensed premises.

** These conditions are deemed "major" offences and will be awarded 6 demerit points if breached. The remaining conditions will carry 3 demerit points.*

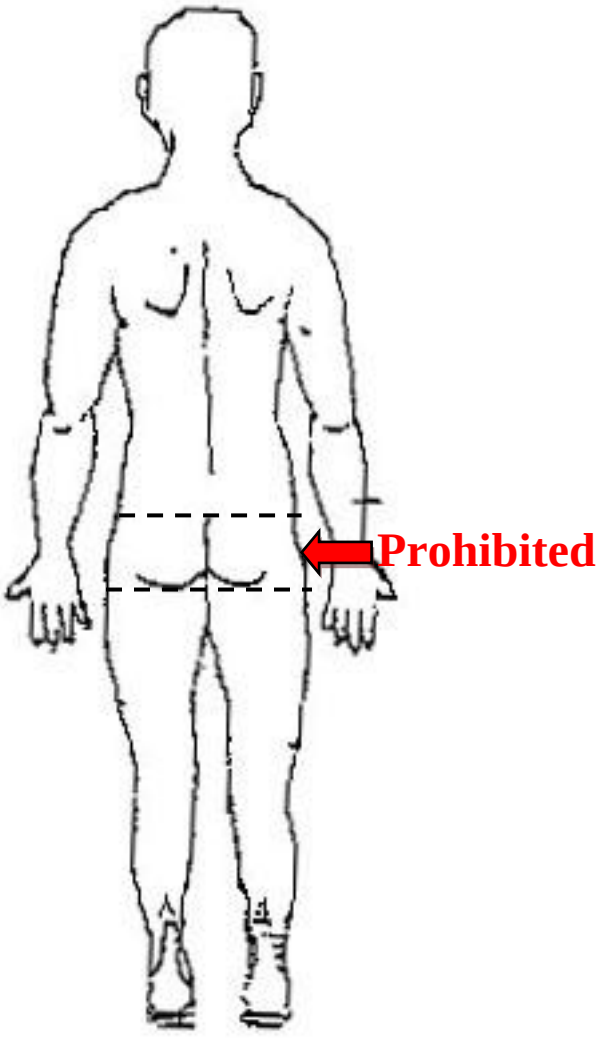
Issued by Licensing Officer

Dated 03.08.2012

ANNEX A



ANNEX B



ADDITIONAL LICENSING CONDITIONS FOR STAGING A DANCESHOW

*1 The following types of shows or actions must not be performed by the artistes:

(a) depiction or performance of any sexual act or any act of titillation;

(b) shows or acts which depict directly or indirectly themes of homosexuality, bestiality, sadism or masochism;

(c) kissing; and

(d) pumping action, gyrating or forward thrusts of the pelvic area.

2 (1) Only artistes whose particulars have been submitted to the Licensing Officer when the application for licence was made and who have not been deemed unsuitable by the Licensing Officer are allowed to perform.

(2) If the licensee wants to include a new artiste in the show after the licence is issued, he must submit to the Licensing Officer particulars (i.e. names, NRIC or passport numbers, nationality, date of birth and sex) of the new artiste not less than 10 days before the show/performance and obtain the prior written approval of the Licensing Officer.

3 (1) There must be an area designated for the performance of the shows (hereinafter referred to as 'the designated dance area'. The designated dance area must be a stage or a raised platform or must be otherwise segregated by the use of barricades around it. The audience must be at least 1 metre away from the designated dance area during the performance of the shows.

(2) Patrons must not be invited onto the designated dance area during the performance.

4 (1) All shows must be performed within and confined to the designated dance area.

(2) Artistes must not step down from or leave the designated dance area during the performance.

(3) They must not mingle with the audience in any way during the performance or while dressed in the costumes used or to be used in the performance.

5 Artistes must not make any indecent or improper gestures, actions or remarks during their performances.

6 Songs which are banned in Singapore shall not be sung during any performances.

** These conditions are deemed "major" offences and will be awarded 6 demerit points if breached. The remaining conditions will carry 3 demerit points.*

Issued by Licensing Officer