

# Gambling Statement of Policy 2019-2022

# When and how

- Review and publish 3 years irrespective of interim changes (s349)
- Publish 3 January 2019 at latest. In force by 31 Jan 2019
- Recently updated your policy – shorter consultation?
  - Cabinet Office consultation principles guidance  
<https://www.gov.uk/government/publications/consultation-principles-guidance>
- **NB** :TRACK CHANGES

# Why does it matter

- s153 – one of the 4 matters to consider for licensing, compliance and enforcement
- Sets out your expectation of operators – you can refer back to it in the event of issues arising
- It makes matters clear for responsible authorities and citizens
- It can encourage improved engagement with agencies who have a vested interest in the young and vulnerable

# Issues to consider - LRAs

- Less than half LAs included information about local risk assessments (LRA) in their 2016-2019 SOP
- Lose your local power of redress if don't set out your LRA expectations
- Risk - future not just current risk
- Don't need to have an area profile to set expectations
- Don't reinvent the wheel

**NB** LRA to be kept on the premises and ask to see it when visit

# LRA expectations (1)

*The council will expect the local risk assessment to consider as a minimum:*

- the location of services for children such as schools, playgrounds, leisure/community centres and other areas where children will gather;*
- the demographics of the area in relation to vulnerable groups;*
- whether the premises is in an area subject to high levels of crime and/or disorder.*
- Local risk assessments should show how vulnerable people, including people with gambling dependencies are protected.”*

# LRA expectations (2)

- *Information held by the licensee regarding self-exclusions and incidences of underage gambling,*
- *Gaming trends that may reflect benefit payments*
- *Arrangement for localised exchange of information regarding self-exclusions and gaming trends.*
- *Urban setting such as proximity to schools, commercial environment, factors affecting footfall,*
- *Range of facilities in proximity to the licensed premises such as other gambling outlets, banks, post offices, refreshment and entertainment type facilities*
- *Known problems in the area such as problems arising from street drinkers, youths participating in anti-social behaviour, drug dealing activities, etc.*

## Matters relating to vulnerable adults, including;

- *Information held by the licensee regarding self-exclusions and incidences of underage gambling,*
- *Gaming trends that may mirror days for financial payments such as pay days or benefit payments*
- *Arrangement for localised exchange of information regarding self-exclusions and gaming trends.*
- *Proximity of premises which may be frequented by vulnerable people such as hospitals, residential care homes, medical facilities, doctor's surgeries, council housing offices, addiction clinics or help centres, places where alcohol or drug dependant people may congregate, etc.*

- *Matters relating to children and young persons, including;*
- *Institutions, places or areas where presence of children and young persons should be expected such as schools, youth clubs, parks, playgrounds and entertainment venues such as bowling allies, cinemas etc.*
- *Any premises where children congregate including bus stops, café's, shops, and any other place where children are attracted,*
- *Areas that are prone to issues of youths participating in anti-social behaviour, including such activities as graffiti/tagging, underage drinking, etc.*
- *Recorded incidents of attempted underage gambling.*

## Other issues that may be considered could include:

- *Matters of faith, including all religious or faith denominations including proximity to churches, mosques, temples or any other place of worship.*

# Issues to consider – Local Area Profiles

- Optional
- Proportionate
- Use existing council reports/data
- Data from other bodies eg <https://about.gambleaware.org/>
- Stand alone document

# LAP - Map approach

- local education facilities
- addiction centres
- drug/alcohol/gambling treatment centres
- community centres
- vulnerable groups
- gambling premises
- crime hot spots
- ethnic groups
- supported accommodation/hostels
- doctors' surgeries
- places of worship
- areas of multiple deprivation
- ASB figures
- play areas
- those seeking job seekers allowance



# LAP – More detailed profiles

- **Leeds** – interactive profile maps

<https://leedscs.maps.arcgis.com/apps/MapTools/index.html?appid=569aab2acaac411ba9f8a6868f71ac1f>

- **Great Yarmouth** detailed area profile

<https://www.great-yarmouth.gov.uk/CHttpHandler.ashx?id=1633&p=0>

- **Manchester** - Detailed Geofutures mapping tool

[http://www.manchester.gov.uk/info/200063/licences\\_and\\_permissions/1532/gambling\\_premise\\_licences/6](http://www.manchester.gov.uk/info/200063/licences_and_permissions/1532/gambling_premise_licences/6)

- **Warrington** – detailed spatial analysis (adapting Geofutures model)

[https://www.warrington.gov.uk/download/downloads/id/10861/gambling\\_local\\_area\\_profile\\_project.pdf](https://www.warrington.gov.uk/download/downloads/id/10861/gambling_local_area_profile_project.pdf)

- **Brighton & Hove** – Excel profile and tool, linking in with public health

<https://www.brighton-hove.gov.uk/content/business-and-trade/licensing-and-gambling>

# Issues to consider – Public Health

- Public health not a responsible authority BUT.....
  - “*The LA will consult Director of PH on all premises licences applications*” (Knowsley gambling SOP)
- Letter to Directors of Public Health (early 2018)
- Information note about public health
- Start conversations with your PH teams
- Look at what other LAs have done

# Issues to consider – Safeguarding

- Examples :
  - Sheffield – LBO report re 2 young girls
  - Blackpool – grooming report AGC
  - Yorkshire yp and LBO
- Sheffield – safeguarding toolkit
- **Shropshire** - appendix regarding child sexual exploitation  
<https://www.shropshire.gov.uk/licensing/licensing-news/gambling-act-policy-statement-2016-19>
- **Royal Borough Kensington & Chelsea** – page 10 re CSE  
<https://www.rbkc.gov.uk/sites/default/files/atoms/files/Gambling%20Policy%202016-2019%20%20final%20%28V2%29.pdf>
- **Scarborough** – page 28 re truanting and uFECs  
<https://democracy.scarborough.gov.uk/ecSDDisplay.aspx?NAME=Gambling%20Licensing%20Policy%202016-2019&ID=1334&RPID=5504086&sch=doc&cat=12950&path=551%2C12950>

# Issues to consider – Police engagement

- Letter to police licensing officers

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/Licensing-authority-toolkit/Statement-of-principles/Statement-of-principles-for-licensing-authorities.aspx>

- Data to inform SOPs /LAPs

- Eg West Yorkshire [https://www.police.uk/west-yorkshire/BDT\\_CI/crime/](https://www.police.uk/west-yorkshire/BDT_CI/crime/)

- Cheshire pilot – problem gambling in criminal justice system

[http://www.gamcare.org.uk/sites/default/files/file\\_attach/HOWARD%20LEAGUE%20WINNER%20CRIMINAL%20JUSTICE%20BROCHURE.pdf](http://www.gamcare.org.uk/sites/default/files/file_attach/HOWARD%20LEAGUE%20WINNER%20CRIMINAL%20JUSTICE%20BROCHURE.pdf)

- Police powers of inspection information note and Money laundering information note

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/Licensing-authority-toolkit/Crime-and-joint-working.aspx>

- Betwatch toolkit – available in early part 2018

# Issues to consider – uFECs

- **Examples in statements of principles**

- Staff supervision and training
- Detailed plan
- Social responsibility policies
- Staff easily identifiable
- Clear signage

## **Reminder**

- uFEC 10 year permits up for renewal from 2017 onwards
- uFEC - premises which are 'wholly or mainly' used for making gaming machines available (not shopping centres/airports)
- No direct access from uFEC to AGC

# Issues to consider – enforcement

- “*We don’t get any complaints so why does it matter*”?
- The problem gambler, the U18, the illegal card club player unlikely to phone and complain!
- Regulation **starts** when you issue the premises licence, you then need to ensure the operator is compliant
- Only through inspection and compliance do you find out if licence conditions are being met and protections are in place
- Fees – income v expenditure
- Penalises compliant operators
- *Could you produce a report for your Licensing Committee on the level of gambling compliance in your area?*

# LA annual returns 2016-17

- **131 out of 380** LAs didn't conduct any visits during the year (down from 133 LAs the previous year)
- **5,334** inspections /visits to gambling premises by LAs (-5% from March 2016). This includes proactive and reactive visits, follow up inspections and test purchasing exercises
- LA returns report

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/Licensing-authority-returns.aspx>

# Other issues to strengthen

- **Machines /gaming in pubs**

- Code of Practice for gaming machines in alcohol licensed premises
- Code of Practice for equal chance gaming in alcohol licensed premises

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/Licensing-authority-toolkit/Pubs-and-clubs/Pubs-and-clubs-toolkit.aspx>

- **Plans** - reminder about plan requirements in Nov LA bulletin

<http://www.gamblingcommission.gov.uk/PDF/LA-bulletin/Licensing-authority-bulletin-November-2017.pdf>

- **Direct access** - reminder about access rules in Sept 17 LA bulletin

<http://www.gamblingcommission.gov.uk/PDF/LA-bulletin/Licensing-authority-bulletin-September-2017.pdf>



# DCMS review

- Published Oct 2017
  - review of machine stakes and prizes
  - allocation of machines
  - raft of social responsibility measures to minimise risk of gambling related harm – including advertising, online gambling, education, research and treatment
- **NB** changing only the B2s S&P will just divert concerns about problem gambling elsewhere. Don't let it go off your radar!
- Let us know if you get any unusual premises applications
- Timescales for response /implementation changes unknown
- **NB:** don't include table of stakes/prizes in SOP

# Next steps

- Review of SOP in workplan for 2018/19 and secure full council slot pre Jan 2019
- Gather data for some form of local area profile - consider your expectations for local risk assessments as minimum
- Engage with local police
- Engage with public health/safeguarding teams
- Consider working with neighbouring LAs

# SOP Resources

- GLA (part 6)

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/GLA/Guidance-to-licensing-authorities.aspx>

- Quick guide for councillors on SOP (please give to your committee members)

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/Licensing-authority-toolkit/Statement-of-principles/Statement-of-principles-for-licensing-authorities.aspx>

- SOP Bulletin January 2018

<http://www.gamblingcommission.gov.uk/PDF/LA-bulletin/Licensing-authority-bulletin-January-2018.pdf>

No complaints October 2017 bulletin

<http://www.gamblingcommission.gov.uk/PDF/LA-bulletin/Licensing-authority-bulletin-October-2017.pdf>

# Other resources

- Range of toolkits, template letters and information notes on LA section of website

<http://www.gamblingcommission.gov.uk/for-licensing-authorities/for-licensing-authorities.aspx>

- LA inspection powers info document

<http://www.gamblingcommission.gov.uk/PDF/Statutory-powers-of-inspection-under-the-Gambling-Act-2005.pdf>

- LLEP inspection guidance and checklists

<http://www.llepbizgateway.co.uk/gambling-act-2005/>

- GC/IOL e-learning modules (gaming machines)

<https://instituteoflicensing.org/ELearning.aspx>

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