

Gambling Act 2005 – Statement of Principles 2019-2022

Consultation questions

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Under the above legislation, the council's Statement of Principles (SOP) lays out the way it will promote the three licensing objectives:

1. Preventing gambling from being a source of crime and disorder
2. Ensuring gambling is conducted in a fair and open way
3. Protecting children and other vulnerable people from gambling

Section 3 of the SOP outlines the council's General Statement of Principles

Local Public Health teams are well placed to understand the physical, mental and emotional health and wellbeing impact that problem gambling can have on individuals and their families. They can therefore contribute to promoting the licensing objective relating to the protection of children and other vulnerable people from gambling

The council wishes to strengthen links with the local Director of Public Health as proposed in sections 3.22 to 3.24 of the draft Statement of Principles.

Q.1 Do you agree with the proposals to strengthen links between the council as licensing authority and the local Director of Public Health, in order to further promote the licensing objective relating to the protection of children and other vulnerable people from gambling?

Yes

No

Not sure

Section 4 of the SOP outlines the characteristics of the Borough

It is designed to assist premises licence holders and applicants with their local risk assessment. The local risk assessment details the measures premises licence holders will take to promote the licensing objectives.

As laid out in sections 4.11 and 4.12 of the SOP, the council proposes to work with the local Director of Public Health, the police and other partners and agencies to develop a Local Area Profile, using health data and other data.

Q.2 Do you agree with the proposal to develop a Local Area Profile?

Yes

No

Not sure

Section 5 deals with Responsible Authorities

Responsible Authorities must be notified of all applications and are defined in the Gambling Act 2005 as:

- the Gambling Commission
- the Police
- the Fire Service
- a competent body to advise the authority about the protection of children from harm (typically the local safeguarding Board)
- the local planning authority
- Environmental Health
- HM Revenue and Customs
- The licensing authority in whose area the premises is situated

Whilst the Local Director of Public Health is not a Responsible Authority the council believes involving the local Public Health will help promote the licensing objectives and proposes to consult the Director of Public Health on premises licences applications.

Q.3 Do you agree with the proposal to consult the Director of Public Health on premises licences applications?

Yes

No

Not sure

Section 6 of the SOP outlines the approach that the council takes when dealing with Interested Parties and representations.

It is not proposed to change this section as part of the review.

Q.4 Do you agree with the proposal NOT to change the way the council deals with Interested Parties and representations?

Yes

No

Not sure

Section 7 of the SOP outlines the approach that the council takes when exchanging information with the Gambling Commission, the police and other partners.

It is not proposed to change this section as part of the review.

Q.5 Do you agree with the proposal NOT to change the way the council exchanges information?

Yes

No

Not sure

Section 8 of the SOP outlines the approach that the council takes to enforcement.

It is not proposed to change this section as part of the review.

Q.6 Do you agree with the proposal NOT to change the approach that the council takes to enforcement?

Yes
No
Not sure

Section 9 of the SOP outlines how the council deals with premises licences.

It is not proposed to change this section as part of the review.

Q.7 Do you agree with the proposal NOT to change the way that the council deals with premises licences?

Yes
No
Not sure

Section 10 of the SOP outlines how the council deals with Adult Gaming Centres.

It is not proposed to change this section as part of the review.

Q.8 Do you agree with the proposal NOT to change the way that the council deals with Adult Gaming Centres?

Yes
No
Not sure

Section 11 of the SOP outlines how the council deals with Licensed Family Entertainment Centres.

It is not proposed to change this section as part of the review.

Q.9 Do you agree with the proposal NOT to change the way that the council deals with Licensed Family Entertainment Centres

Yes
No
Not sure

Section 12 of the SOP outlines the council's approach to casinos.

It is not proposed to change this approach as part of the review.

Q.10 Do you agree with the proposal NOT to change the council's approach to casinos?

Yes
No
Not sure

Section 13 of the SOP outlines how the council deals with bingo premises.

It is not proposed to change this approach as part of the review.

Q.11 Do you agree with the proposal NOT to change the council's approach to bingo premises?

Yes
No
Not sure

Section 14 of the SOP outlines how the council deals with betting premises.

It is not proposed to change this approach as part of the review.

Q.12 Do you agree with the proposal NOT to change the council's approach to betting premises?

Yes
No
Not sure

Section 15 of the SOP outlines how the council deals with tracks.

It is not proposed to change this approach as part of the review.

Q.13 Do you agree with the proposal NOT to change the council's approach to tracks?

Yes
No
Not sure

Section 16 of the SOP outlines how the council deals with travelling fairs.

It is not proposed to change this approach as part of the review.

Q.14 Do you agree with the proposal NOT to change the council's approach to travelling fairs?

Yes
No
Not sure

Section 17 of the SOP outlines how the council deals with premises licence reviews.

It is not proposed to change this approach as part of the review.

Q.15 Do you agree with the proposal NOT to change the council's approach to premises licence reviews?

Yes
No
Not sure

Section 18 of the SOP outlines how the council deals with Unlicensed Family Entertainment Centre gaming machine permits.

It is not proposed to change this approach as part of the review.

Q.16 Do you agree with the proposal NOT to change the council's approach to Unlicensed Family Entertainment Centre gaming machine permits?

Yes

No

Not sure

Section 19 of the SOP outlines how the council deals with gaming machine permits in (Alcohol) Licensed premises.

Currently, notifications and applications for fewer than five machines are dealt with by the licensing authority's officers, and applications for five or more machines are referred to a licensing sub-committee of councillors.

It is officers' experience that some applications for five or more gaming machine permits in (alcohol) licensed premises contain sufficient controls and proposed conditions to promote the licensing objectives. The current policy means that in these situations, even if no representations are received and all parties agree, a licensing sub-committee must be convened to determine the application.

It is proposed to replace the current 19.11 of the policy with the following sections:

19.11 Notifications and applications for fewer than five machines shall be dealt with by the licensing authority's officers.

19.12 Applications for five or more machines will be referred to a licensing sub-committee of councillors, unless there are no representations and officers are satisfied that the licensing objectives will be promoted. In these situations notifications and applications will be dealt with by the licensing authority's officers.

Q.17 Do you agree with the proposal to Change the council's approach to gaming machine permits in (alcohol) licensed premises?

Yes

No

Not sure

Section 20 of the SOP outlines how the council deals with Prize Gaming Permits.

It is not proposed to change this approach as part of the review.

Q.18 Do you agree with the proposal NOT to change the council's approach to Gaming Permits?

Yes

No

Not sure

Section 21 of the SOP outlines how the council deals with Club Gaming and Club Machine Permits.

It is not proposed to change this approach as part of the review.

Q.19 Do you agree with the proposal NOT to change the council's approach to Club Gaming and Club Machine Permits?

Yes
No
Not sure

Section 22 of the SOP outlines how the council deals with Temporary Use Notices.

It is not proposed to change this approach as part of the review.

Q.20 Do you agree with the proposal NOT to change the council's approach to Temporary Use Notices?

Yes
No
Not sure

Section 23 of the SOP outlines how the council deals with Occasional Use Notices.

It is not proposed to change this approach as part of the review.

Q.21 Do you agree with the proposal NOT to change the council's approach to Occasional Use Notices?

Yes
No
Not sure

Section 23 of the SOP outlines how the council deals with Small Society Lotteries.

It is not proposed to change this approach as part of the review.

Q.22 Do you agree with the proposal NOT to change the council's approach to Small Society Lotteries?

Yes
No
Not sure