

Agenda Item 51.

TITLE	Gambling Act 2005 - Statement of Principles
FOR CONSIDERATION BY	Council on 19 November 2015
WARD	None Specific
STRATEGIC DIRECTOR	Paul Anstey, Joint Service Delivery Manager for Environmental Health and Licensing

OUTCOME / BENEFITS TO THE COMMUNITY

This report introduces a draft policy for consideration together with the results from the consultation exercise undertaken during September and October 2015.

RECOMMENDATION

That under the Gambling Act 2005, the Council adopt the Statement of Principles as set out in the Appendix to the report.

SUMMARY OF REPORT

This report presents the outcomes of the consultation exercise on the Gambling Act draft Statement of Principles previously agreed by Members on 15th September 2015. The draft document has not been amended following the consultation. The responses were observations or comments in nature and do not to affect the original content of the proposed draft Statement of Principles.

Background

Under the Gambling Act 2005, the Council is required to review and consult upon its 'Statement of Gambling Principles' every three years from the date of adoption. The present Statement of Gambling Principles was published on 31 January 2013 and therefore must undergo a review and be re-published on or before 31 January 2016.

The statement must be produced following consultation with those bodies and persons set out in subsection (3) of section 349. This includes the Chief Officer of Police, persons who represent the interests of persons carrying on gambling businesses in the area and persons who represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Act.

Section 349 of the Gambling Act 2005 requires all licensing authorities to prepare and publish a statement of the principles that they propose to apply in exercising their functions under the Act. The Statement of Principles ('the Statement') will last for a maximum of three years and can be reviewed and revised by the authority at any time.

The existing statement has so far been found to be suitable for its purpose. This policy was subject to an extensive consultation exercise in 2009. Amendments to the policy were made following guidance issued by the Gambling Commission's Licensing Conditions and Codes of Practice (LCCP) and Local Government Association in early 2015.

A period of four weeks was allowed for consultation on the draft statement of principles. The responses received which were observations or comments have not been incorporated into the draft statement.

For members information the dates for completion of this process are as follows:

19 November	Draft statement for consideration for adoption by Council
17 December	New statement published
31 January 2016	Statement comes into effect

Analysis of Issues

Draft Statement of Gambling Principles for consideration which is amended following recent guidance and consultation.

FINANCIAL IMPLICATIONS OF THE RECOMMENDATION

	How much will it Cost/ (Save)	Is there sufficient funding – if not quantify the Shortfall	Revenue or Capital?
Current Financial Year (Year 1)	Nil	Yes	
Next Financial Year (Year 2)	Nil	Yes	
Following Financial Year (Year 3)	Nil	Yes	

Other financial information relevant to the Recommendation/Decision

None

Cross-Council Implications

Not applicable

List of Background Papers

Existing Gambling Act Statement of Principles
Gambling Commission – Guidance to Local Authorities
Local Government Association (May 2015) – Letter to Licensing Authorities
Licensing and Appeals Committee Report 15th September 2015
Consultation Responses received

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Date	10 November 2015	Version No.	One

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