

Subject:	Review of Statement of Principles – Gambling Act 2005	Status:	For Publication
Report to:	Licensing Committee	Date:	Tuesday 4 TH December 2012
Report of:	Director of Business	Portfolio Holder:	Customers, Legal and Licensing
Key Decision:	<input type="checkbox"/> Forward Plan <input checked="" type="checkbox"/>	General Exception	<input type="checkbox"/> Special Urgency <input type="checkbox"/>
Equality Impact Assessment:	Required: Yes	Attached:	Yes
Biodiversity Impact Assessment	Required: No	Attached:	No
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1.	RECOMMENDATION(S)
1.1	That the Licensing Committee resolves to recommend that Council adopt the Statement of Principles relating to the Gambling Act 2005 for the period 31 st January 2013 to 30 th January 2016.
1.2	That the Licensing Committee resolves to recommend that Council delegate fee setting to the Licensing Sub Committee.

2. PURPOSE OF REPORT

- 2.1 To request the Committee confirm the amendments to the Statement of Principles required under the Gambling Act 2005 and made in accordance with section 349 of the Act.

3. CORPORATE PRIORITIES

- 3.1 The matters discussed in this report impact directly on the following corporate priorities:
- **A clean and green Rossendale** – creating a better environment for all.
 - **A healthy and successful Rossendale** – supporting vibrant communities and a strong economy.
 - **Responsive and value for money local services** – responding to and meeting the different needs of customers and improving the cost effectiveness of services.

4. RISK ASSESSMENT IMPLICATIONS

- 4.1 There is a risk of noncompliance with the requirements under Section 349 of the Gambling Act 2005 if the Statement of principles is not approved.

5. BACKGROUND AND OPTIONS

- 5.1 Section 349 of the Gambling Act 2005 requires that the licensing authority prepare and publish a three year licensing statement of principles.
- 5.2 The current statement of principles expires 30th January 2013.
- 5.3 A revised Statement of Principles for the period 31st January 2013 to 30th January 2016 is appended at Appendix A.
- 5.4 A summary of the proposed changes to the Statement of Principles for the period 31st January 2013 to 30th January 2016 is as follows:

- New population details from the 2011 Census.
- Change of name from Rossendale Borough Council Licensing Unit to Rossendale Borough Council Licensing and Enforcement Unit
- Clarification of where information registers, Licensed Operators and individuals who hold a personal licence are kept and available for public inspection.
- Change of Government department from Better Regulation Executive to department for Business, Innovation and Skills
- Clarification of Licence holder's responsibility at premises with gaming machines.
- Change of delegation when fee setting from officers to Licensing Sub Committee.

5.5 It is in the Councils Interest to approve the Statement of Principles under the Gambling Act as it is a statutory requirement under section 349 of the Gambling Act 2005. This will provide clarity to licensing customers on the principles to be applied by the Councils Licensing and Enforcement Unit.

5.6 The revised Statement of Principles must be published on or before the 3rd January 2013 in order to take effect on the 31st January 2013.

COMMENTS FROM STATUTORY OFFICERS:

6. SECTION 151 OFFICER

6.1 There are no specific financial implications.

7. MONITORING OFFICER

7.1 The Council must make a decision based on all relevant information and following consideration of all relevant Council policies.

8. HEAD OF PEOPLE AND POLICY (ON BEHALF OF THE HEAD OF PAID SERVICE)

8.1 There are no specific human resources implications. An equality impact assessment has shown there is no impact on any of the protected groups of individuals.

9. CONSULTATION CARRIED OUT

9.1 The consultation period was 20th September 2012 to 20th November 2012 and the consultation document was available on line, placed within all Rossendale libraries in addition to the Council Offices where requests for hard copies could be made. The draft statement of principles was also sent to numerous bodies including Gambling Organisations. No comments or observations were received.

9.2 A list of the bodies consulted with is contained within the Statement of Principles and is shown below:

- British Casino Association
- BACTA
- The Bingo Association
- Association of British Bookmakers Ltd (ABB)
- Business in Sport and Leisure (BISL)
- BALPA (The British Association of Leisure Parks, Piers & Attractions Limited)
- Holders of licences under the Gambling Act 2005
- Lancashire Constabulary
- Punch Taverns
- Enterprise Inns
- Chairs of Rossendale Pub watch
- The Gambling Commission.

- National Casino Industry Forum
- British Holiday and Home Parks Association
- Race Course Associations Ltd.
- British Beer and Pub Association
- Greyhound Board of Great Britain

10. CONCLUSION

10.1 Section 349 of the Gambling Act 2005 requires the licensing authority prepare and publish a three year licensing policy. The Licensing Committee are requested to consider the report and make the appropriate determination.

Background Papers

Document	Place of Inspection
Statement of Principles relating to the Gambling Act 2005 for the period 31 st January 2010 to 30 th January 2013.	<i>Licensing and Enforcement Unit</i>
Equality Impact Assessment	<i>Licensing and Enforcement Unit</i>

Appendices

Document	Appendix Number
Statement of Principles 31 st January 2013 to 30 th January 2016	<i>Appendix A</i>