

<b>Subject:</b>	Review of Statement of Principles – Gambling Act 2005	<b>Status:</b>	For Publication
<b>Report to:</b>	Licensing Committee	<b>Date:</b>	Tuesday 10 <sup>th</sup> November 2015
<b>Report of:</b>	Licensing and Enforcement Manager	<b>Portfolio Holder:</b>	Legal and Democratic Services
<b>Key Decision:</b>	<input type="checkbox"/> Forward Plan <input checked="" type="checkbox"/>	General Exception <input type="checkbox"/>	Special Urgency <input type="checkbox"/>
<b>Equality Impact Assessment:</b>	Required: Yes	Attached:	No
<b>Biodiversity Impact Assessment</b>	Required: Yes	Attached:	No
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1.	<b>RECOMMENDATION(S)</b>
1.1	That the Licensing Committee notes the relevant consultation being carried out on the proposed amendments to the Statement of Principles under the Gambling Act 2005 for the period 31 <sup>st</sup> January 2016 to 30 <sup>th</sup> January 2019

## 2. PURPOSE OF REPORT

- 2.1 To inform the Committee of the proposed amendments to the Statement of Principles required under the Gambling Act 2005 and presently out to consultation 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:
- **Regenerating Rossendale:** This priority focuses on regeneration in its broadest sense, so it means supporting communities that get on well together, attracting sustainable investment, promoting Rossendale, as well as working as an enabler to promote the physical regeneration of Rossendale.
  - **Responsive Value for Money Services:** This priority is about the Council working collaboratively, being a provider, procurer and a commissioner of services that are efficient and that meet the needs of local people.
  - **Clean Green Rossendale:** This priority focuses on clean streets and town centres and well managed open spaces, whilst recognising that the Council has to work with communities and as a partner to deliver this ambition.

## 4. RISK ASSESSMENT IMPLICATIONS

- 4.1 All the issues raised and the recommendation(s) in this report involve risk considerations as set out below:
- There is a risk of non-compliance 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 30<sup>th</sup> January 2016.
- 5.3 A revised Statement of Principles for the period 31<sup>st</sup> January 2016 to 30<sup>th</sup> January 2019 is appended at Appendix A. A summary of the proposed changes is appended at Appendix B

- 5.4 Consultation is presently underway in relation to the proposed changes and will come to an end on 26<sup>th</sup> November 2015.
- 5.5 The Council must 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 Council's Licensing and Enforcement Unit.
- 5.6 The revised Statement of Principles must be published on or before the 3<sup>rd</sup> January 2016 in order to take effect on the 31<sup>st</sup> January 2016.
- 5.7 It is proposed that the final version of the Statement of Principles will be placed before Council on 9<sup>th</sup> December 2015 once full consideration has been given of any consultation responses received. It will be recommended that thereafter Council delegate any changes to the Statement of Principles to the Licensing Committee.

#### **COMMENTS FROM STATUTORY OFFICERS:**

##### **6. SECTION 151 OFFICER**

- 6.1 There are no specific financial implications.

##### **7. MONITORING OFFICER**

- 7.1 The Council must ensure the appropriate consultation is carried out in accordance with the legislation and due consideration given to any responses received within the appropriate timescales. .

##### **8. POLICY IMPLICATIONS AND CONSULTATION CARRIED OUT**

- 8.1 There are no specific human resources implications.
- 8.2 An EIA initial assessment has been undertaken and it has been identified there are no disproportional impact and a Full EIA is not required.
- 8.2 The consultation period is between 30<sup>th</sup> October 2015 to 26<sup>th</sup> November 2015. The consultation document is available on the Council's website, available in all Rossendale libraries and in the Council Offices where requests for hard copies can be made.

The draft statement of principles has also been sent to numerous bodies including Gambling Organisations. An example of a consultation letter is attached at Appendix C.

- 8.3 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

## 9. **CONCLUSION**

9.1 Section 349 of the Gambling Act 2005 requires the licensing authority prepare and publish a three year licensing policy following due consultation..

No background papers