

HIGH PEAK BOROUGH COUNCIL

Report to Licensing Committee

29 November 2018

TITLE:	Gambling Policy Update (Statement of Principles 2019-2022)
EXECUTIVE COUNCILLOR:	Councillor Kemp- Executive Councillor for Tourism, Regeneration & Licensing
CONTACT OFFICER:	Alicia Patterson – Operations Manager
WARDS INVOLVED:	Non Specific

Appendices Attached – Statement of Principles 2019-2022 (Gambling Act 2005)

1. Reason for the Report

- 1.1 The purpose of this report is to ensure that the Council complies with its legal obligations as provided by the Gambling Act 2005 which requires that the Council must consult and publish a revised Statement of Principles every 3 years.

2. Recommendation

- 2.1 That the Committee considers the consultation response from the Gambling Commission as detailed in 3.5 of this report and revises the Statement of Principles 2019 - 2022 as attached at Appendix A.
- 2.2 That the Committee RECOMMENDS the revised Statement of Principles 2019 – 2022 to Full Council for approval.

3. Executive Summary

- 3.1 Section 349 of the Gambling Act 2005 requires that the Council as a licensing authority prepares and publishes a Statement of Principles under the Gambling Act 2005 every three years. The Council's Statement of Principles is due for renewal in 2019. The Statement will last for a 3 year period but may be reviewed at any time prior to this by the authority.
- 3.2 It is a further requirement of the Act that a revised policy must be approved at

a full meeting of the Council. Such approval cannot be granted until consultation has been undertaken with a range of statutory bodies defined by the Act.

3.3 A small number of amendments have been made to the 2016 Policy and incorporated in the new Statement of Principles policy 2019 - 2022 following consideration of the consultation responses received. The main amendments are summarised below:

- The appendix relating to Gaming Machines, their stakes and prizes and location has been removed. This is under advice from the Gambling Commission as the information is subject to change and if it did so then a review of the Council Policy would be required;
- The local area profile section of the Introduction on page 3 of the Policy has been reduced. The Gambling Commission has advised that if a Council wishes to create a local area profile it is best doing so as a separate 'live' document so it can be updated without the need to review the Policy and can readily address a change in circumstances of a particular area;
- The local risk assessments section of the Policy (Part B – General Principles page 10-11) has been improved to set down specific considerations that premises licence holders/applicants must include in their premises risk assessments. These risk assessments must be readily available at each premises for officers to inspect;
- The section of the Policy on Exchange of Information (page 7) has been included to set out the Council's position in respect of how we will process the data that we hold.

3.4 The Consultation was undertaken between 25th September 2018 and 6th November 2018 and included all the relevant Stakeholders listed in page 4 of the Policy.

3.5 The Council only received one response during the consultation period. The Gambling Commission offered advice that where the Policy does not specify as such, it should contain a reference requiring that the Local Risk Assessment prepared by an operator should be kept and made available for inspection on the premises by an Authorised Officer. This can be accommodated within the General Principles section on page 10 of the Policy document which it refers specifically to the LCCP Part II guidance on Risk Assessments.

4. Options and Analysis

4.1 That the Committee approves the revised Statement of Principles 2019 - 2022 including the recommendation from the Gambling Commission at point 3.3 of this report. (Recommended)

4.2 That the Committee approves the revised Statement of Principles 2019 - 2022 without including the recommendation from the Gambling Commission. (Not Recommended)

5. How this report links to Corporate Priorities

The contents of this report relate to the following corporate priorities:

- Creating a cleaner, safer and sustainable Borough.
- Creating a healthy and active community.

Mr Mark Trillo

Executive Director (People) and Monitoring Officer

Web Links and Background Papers

Statement of
Principles 2019-2022
(Appendix A)

Location

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