

AGENDA

Licensing Committee

Wednesday, 26 October 2016 AT 14:15
In the Flensburg Room, Civic Centre, Carlisle, CA3 8QG

**The Licensing Committee will begin at 2.15pm or on the rising of the
Regulatory Panel, whichever is the later.**

Apologies for Absence

To receive apologies for absence and notification of substitutions

Declarations of Interest

Members are invited to declare any disclosable pecuniary interests, other registrable interests and any interests, relating to any item on the agenda at this stage.

Public and Press

To agree that the items of business within Part A of the agenda should be dealt with in public and that the items of business within Part B of the agenda should be dealt with in private.

Minutes of Previous Meeting

To approve the minutes of the meeting held on 8 June 2016.
[Copy Minutes Minute Book Volume 43(1)].

PART A

To be considered when the Public and Press are present

A.1 LICENSING ACT 2003 - UPDATE 3 - 6

The Licensing Manager to provide an update on the Licensing Act 2003.

(Copy Report GD.59/16 herewith)

A.2 GAMBLING ACT 2005 - UPDATE 7 - 10

The Licensing Manager to provide an update on the Gambling Act 2005.

(Copy Report GD.60/16 herewith)

PART B

To be considered when the Public and Press are excluded from the meeting

- NIL -

Members of the Licensing Committee

Conservative – Bainbridge, Bowman S, Layden, Morton, Mrs Parsons, Collier (sub), Higgs (sub) Nedved (sub)

Labour – Bell (Chairman), Ms Franklin (Vice Chairman), Sidgwick, Mrs Warwick, Wilson, Ms Patrick (sub), Dr Tickner (sub), Miss Williams (sub)

Independent - Tinnion, Betton (sub)

**Enquiries, requests for reports, background papers,
etc to Democratic Services Officer:**

Rachel Plant 817039 or rachel.plant@carlisle.gov.uk

Report to Licensing Committee

Agenda
Item:

A.1

26th October 2016

Portfolio: Finance, Governance and Resources

Key Decision: Not Applicable:

Within Policy and
Budget Framework

NO

Public / Private

Public

Title: LICENSING ACT 2003 - UPDATE

Report of: Director of Governance

Report Number: GD 59/16

Purpose / Summary:

This report gives an update on the Council's current position regarding applications under the Licensing Act 2003.

Recommendations:

Members are requested to note the information.

Tracking

Executive:	n/a
Overview and Scrutiny:	n/a
Council:	n/a

This report is presented to give an update on the Council's current position under the Licensing Act 2003.

1 Background

- 1.1 The Licensing Act 2003 took effect on 24th November 2005, from which date this Council administered all licences issued.
- 1.2 This report summarises the current situation with regard to licences issued under the Act and explains recent changes in the legislation.

2 Licence figures – as at 10th October 2016

2.1 Personal Licences

Previous Report - 1615

Current Licences – 1647

Total licences surrendered/revoked - 22

2.2 Premises Licences

With alcohol

Previous Report - 406

Current Licences –411

Total licences suspended/surrendered/revoked–150

4 new premises being:

- Carlisle Utd Football Ground (Large Events)
- Harraby Committee Centre
- Bitts Park (2 day licence for Milecastle 66)
- I Love Café, Treasury Court, Carlisle
- Mario's Pizza, Botchergate, Carlisle
- 4 Greenmarket
- Bannatyne Health Club, Scotland Road, Carlisle
- Bite Café, Trout Farm, Brampton
- 41-53 Castle Street, Brampton

Without alcohol

Previous Report - 79

Current Licences – 77

Total licences suspended/surrendered/revoked–38

2.3 Club Premises Certificate

With alcohol

Previous Report - 21

Current Licences – 20

Total licences suspended/surrendered/revoked – 7

Without alcohol

Previous Report - 0

Current Licences – 0

2.4 Temporary Event Notices

Year	No. Received	No. Refused
2006	199	5
2007	261	3
2008	267	2
2009	203	12
2010	243	5
2011	276	6
2012	247	4
2013	200	3
2014	200	2
2015	220	0
2016	146	0

2.5 Current applications – Including new, change of DPS, variation of hours, transfers etc.

Pending applications – 7

The Old Bank, Fisher Street, Carlisle

Milbourne Arms, Milbourne Street, Carlisle

Club Rock, Botchergate, Carlisle

Calva Bar, Fusehill Street, Carlisle

3 Current Issues

- 3.1 On 1 April 2015 new legislation came onto the statute book removing the requirement to renew personal licences. All current licences therefore now last indefinitely.
- 3.5 Licensing holders have been contacted regarding this change and notified that should they wish their licence to be updated to show 'indefinite' rather than their expiry date, they could request a new licence at a cost of £10.50.
- 3.6 From 1st April 2016 to date we have issued 55 amended licences.
- 3.7 Personal Licence holders are also under a legal duty to inform us if and when they change their address and again, we would issue an amended licence.

4 RECOMMENDATIONS

Members are requested to note this report.

Contact Officer: Nicola Edwards

Ext: 7025

**Appendices None
attached to report:**

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:

CORPORATE IMPLICATIONS/RISKS:

Chief Executive's –None

Community Engagement – None

Economic Development – None

Governance – None

Local Environment – None

Resources –None

Report to Licensing Committee

Agenda
Item:

A.2

Meeting Date: 26th October 2016
Portfolio: Finance, Governance and Resources
Key Decision: Not Applicable:
Within Policy and Budget Framework NO
Public / Private Public

Title: GAMBLING ACT 2005 - UPDATE
Report of: Director of Governance
Report Number: GD 60/16

Purpose / Summary:

Local Authorities assumed responsibility for issuing premises licences under the Gambling Act 2005 on 1st September 2007. This report gives an update on the current position regarding applications made under this legislation.

Recommendations:

Members are requested to note the information.

Tracking

Executive:	n/a
Overview and Scrutiny:	n/a
Council:	n/a

This report is presented to give an update on the Council's current position under the Gambling Act 2005.

1.0 **BACKGROUND**

- 1.1 The Gambling Act 2005 took effect on 1st September 2007, from which date this Council assumed responsibility for administering premises licences.
- 1.2 The main thrust of the legislation was that Local Authorities took over the responsibility for licensing gambling premises from the Licensing Justices. The Gambling Commission has responsibility for licensing operators and personal licence holders.

2.0 **LICENCE FIGURES - as at 10th October 2016**

2.1 **Adult Gaming Centres**

Previous Report	0
Current Licences	0
Surrendered/revoked	5

2.2 **Betting Premises (other than track)**

Previous Report	17
Current Licences	17
Surrendered/revoked	5

2.3 **Betting Premises (Track)**

Previous Report	2
Current Licences	1 (Carlisle Race course)
Surrendered/revoked	1 (Carlisle United)

2.4 **Bingo Premises**

Previous Report	3
Current Licences	3
Surrendered/revoked	0

2.5 Unlicensed Family Entertainment Centre

(These are premises with an unlimited amount of Category D machines)

Previous Report	2
Current Licences	2
Surrendered/revoked	0

Our two premises are:

LazerQuest&

AMF Bowling, (who also have a 'notification of intent' which allows them two category C machines, as well as a premise licence to serve alcohol)

3.0 OTHER LICENCES

3.1 Club Gaming Permit

These are granted to member's clubs to permit specifically the playing of chemin de fer (the original version of the card game baccarat) and pontoon (not blackjack) and to charge higher participation fees. The permit also allows the use of a variety of gaming machines including category B3.

Previous Report	8
Current Report	7
Surrendered/revoked	1

3.2 Club Machine Permit

Granted to Member's clubs to permit the use of gaming machines (as above) only.

Previous Report	6
Current Report	6
Surrendered/revoked	5

3.3 Alcohol Premises - Gaming Machine Permits/Notifications

These are granted to alcohol licensed premises. Under the Gambling Act premises must give a notification of 2 machines or less, or a Licensed Premises Gaming

Machine Permit for 3 or more machines, both of which last indefinitely (with certain conditions).

Notifications 88

LPGMP 16 (Licensed Premises Gaming machine permit)

3.4 **Small Society Lottery Registration**

Small Society Lottery Registrations are issued to charities or sports clubs who wish to raise money for their organisation where there is no private gain.

Previous Report 182

Current Registrations 183

4.0 **CURRENT ISSUES**

4.1 Licensing Officers are to undertake visits to Family Entertainment Premises to ensure correct category of machines are in place.

4.2

5.0 **RECOMMENDATIONS**

Members are requested to note this report.

Contact Officer: Nicola Edwards

Ext: 7025

Appendices None
attached to report:

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:

CORPORATE IMPLICATIONS/RISKS:

Chief Executive's –None