

AGENDA

Licensing Committee

Wednesday, 16 October 2013 AT 14:15

In the Flensburg Room, Civic Centre, Carlisle, CA3 8QG

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 Meetings

To approve the minutes of the meetings held on 17 April 2013 and 29 May 2013 [Copy Minutes in Minute Book Volume 40(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.46/13 herewith)

A.2 GAMBLING ACT 2005 UPDATE

7 - 10

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

(Copy Report GD.47/13 herewith)

PART B

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

Members of the Licensing Committee

Conservative – Craig, Layden, Morton, Mrs Parsons, Mrs Vasey, Bowman S (sub), Collier (sub), Nedved (sub)

Labour – Bell (Chairman), Cape, Ms Franklin (Vice Chairman), Scarborough, Mrs Stevenson, Mrs Warwick, Forrester (sub), Stothard (sub), Wilson(sub)

Liberal Democrat – Allison, Mrs Luckley (sub)

**Enquiries, requests for reports, background papers,
etc to Lead Committee Clerk: Rachel Rooney – 817039**

Report to Licensing Committee

Agenda
Item:

A.1

Meeting Date: 16 October 2013
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 46/13

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 04 October 2013

2.1 Personal Licences

Previous Report - 1336

Current Licences – 1375

Total licences surrendered/revoked - 11

2.2 Premises Licences

With alcohol

Previous Report - 390

Current Licences – 395

Total licences surrendered - 98

Without alcohol

Previous Report - 89

Current Licences – 88

Total licences surrendered - 25

2.3 Club Premises Certificate

With alcohol

Previous Report - 22

Current Licences – 22

Total licences surrendered – 5

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 to date	107	2

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

Pending applications – 13

3 Current Issues

3.1 Licensing Act 2003

The Government have indicated that they are looking at further de-regulation of regulated entertainment and the future of the personal licence system for alcohol licensing. The Licensing Manager will respond to any consultation on this subject.

3.2 Carlisle & Eden Best Bar None Scheme

The Carlisle & Eden Best Bar None Scheme 2013 is in the final month of this year's assessment programme. We have received 23 applications from premises in our area to take part in the scheme. Best Bar None is a nationally recognised scheme to raise the standard in pubs, clubs and bars and accredit those premises that reach the exacting standards required.

4 RECOMMENDATIONS

Members are requested to note this report.

Contact Officer: Jim Messenger

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: 16 October 2013
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 47/13

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 04 October 2013**

2.1 **Adult Gaming Centres**

Previous Report	0
Current Licences	0
Surrendered	5

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

Previous Report	21
Current Licences	20
Surrendered	2

2.3 **Betting Premises (Track)**

Previous Report	2
Current Licences	2

2.4 **Bingo Premises**

Previous Report	3
Current Licences	3

2.5 **Unlicensed Family Entertainment Centre**

Previous Report	2
Current Licences	2

3.0 **OTHER LICENCES**

3.1 **Club Gaming Permit**

Granted to member's clubs to permit specifically the playing of chemin de fer 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	8

3.2 **Club Machine Permit**

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

Previous Report	7
Current Report	6
Cancelled	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	89
LPGMP	14

3.5 **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	195
Current Registrations	194

4.0 CURRENT ISSUES

- 4.1 As ongoing enforcement, officers are visiting local gambling premises to meet managers and answer any queries under the legislation. We are also carrying out inspections, with the Compliance Manager from the Gambling Commission.

5 RECOMMENDATIONS

Members are requested to note this report.

Contact Officer: Jim Messenger

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