

CARLISLE CITY COUNCIL

Report to:- **The Chairman and Members of the Licensing Committee**

Date of Meeting:- 23 March 2011

Agenda Item No:-

Public	Operational	Delegated Yes
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Accompanying Comments and Statements	Required	Included
Cumbria Fire Service	No	No
Cumbria Constabulary	No	No
Environmental Services	No	No
Planning Services	No	No

Title:- **GAMBLING ACT 2005 UPDATE**

Report of:- **ASSISTANT DIRECTOR GOVERNANCE**

Report reference:- **GD 21/11**

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.

Recommendation:-

Members are requested to note the information.

J A Messenger
Licensing Manager
Governance Directorate

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:- Records of Licence applications

To the Chairman and Members of the Licensing Committee on 23 March 2011

This report is presented to give an update on the 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 14 March 2011

2.1 Adult Gaming Centres

Previous Report	4
Current Licences	4
Surrendered	1

2.2 Betting Premises (other than track)

Previous Report	20
Current Licences	20

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	1
Current Licences	1

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 B3A.

Previous Report	6
Current Report	6

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	7

3.3 Gaming Machine Permits

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	13

3.5 Small Lottery Licences

These permits have been the responsibility of local authorities for many years and come under the new legislation with effect 1st September 2007. They are usually issued to charities or sports clubs where there is no private gain.

Previous Report	209
Current Registrations	205

4.0 CURRENT ISSUES

- 4.1 The transition period for gaming machine permits in non alcohol premises (section 34) lasted for three years or until their permit under the old legislation expires. The latest ones for this Authority expired on 31st August 2010 therefore all permits are under the new legislation.
- 4.2 Additional checks are being made to ensure that machine categories comply with the new legislation and the machines are removed after their permit expiry date.
- 4.3 As ongoing enforcement, officers are visiting local gambling premises to meet managers and answer any queries under the new legislation. We are also

carrying out inspections, many in conjunction with the regional Compliance Manager from the Gambling Commission.

5.0 **OPTIONS**

5.1 Members are requested to note the report.

Prepared by:
J A Messenger
Licensing Manager