

CARLISLE CITY COUNCIL

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

Date of Meeting:- 30 May 2012

Agenda Item No:-

Public

Operational

Delegated Yes

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:- DIRECTOR OF GOVERNANCE

Report reference:- GD 28/12

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 report.

It is requested that a working group be formed in accordance with para. 5.3 to consider the statement of principles and report back to this committee in due course.

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 30 May 2012

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 21 May 2012

2.1 Adult Gaming Centres

Previous Report	2
Current Licences	0
Surrendered	5

2.2 Betting Premises (other than track)

Previous Report	19
Current Licences	19
Surrendered	1

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	7
Current Report	7

3.2 Club Machine Permit

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

Previous Report	8
Current Report	8
Surrendered	2

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	83
LPGMP	15

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	192
Current Registrations	199

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, many in conjunction with the regional Compliance Manager from the Gambling Commission. In recent months we have inspected track betting premises at Carlisle Racecourse and Carlisle United.

5.0 GAMBLING POLICY

- 5.1 In accordance with the Gambling Act 2005, licensing authorities are required to publish a statement of the principles which they propose to apply when exercising their functions. This statement must be published at least every three years. The current statement was published in January 2010, therefore a reviewed policy must be published by January 2013.
- 5.2 Prior to publication consultation must take place and the draft statement advertised before approval by full Council.

5.3 In 2009 a small working group was formed consisting of the Chairman of the Licensing Committee, two members, the Legal Advisor and the Licensing Manager to prepare the draft statement, prior to approval by the Licensing Committee and full Council. It is suggested that a similar approach be taken at this time.

6.0 **OPTIONS**

6.1 Members are requested to note the report.

6.2 It is requested that a working group be formed in accordance with para. 5.3 to consider the statement of principles and report back to this committee in due course.

Prepared by:
J A Messenger
Licensing Manager