



Full Council	Tuesday, 11 December 2018	Matter for Information and Decision
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Report Title: **Proposed Gambling Act 2005: Statement of Licensing Principles (2019-2021)**

Report Author(s): **Stephen Eyre (Interim Licensing Officer)**

Purpose of Report:	The purpose of this report is for Council to consider the final proposed Gambling Act 2005: Statement of Licensing Principles for 2019-2021 ("the Statement"), approve and adopt its contents and agree its implementation commencing on 31 January 2019.
Report Summary:	The Authority's Statement of Licensing Principles issued under the Gambling Act 2005 requires renewing every three years. The Statement gives a framework that applicants can use when formulating an application under the 2005 Act in addition to an overview of how the Council will determine those applications.
Recommendation(s):	That the final proposed Gambling Act 2005: Statement of Licensing Principles (2019-21) (as set out at Appendix 1) be approved and adopted for commencement on 31 January 2019.
Responsible Strategic Director, Head of Service and Officer Contact(s):	David Gill (Head of Law & Governance / Monitoring Officer) (0116) 257 2626 david.gill@oadby-wigston.gov.uk Stephen Eyre (Interim Licensing Officer) (0116) 257 2637 stephen.eyre@oadby-wigston.gov.uk
Corporate Priorities:	Effective Service Provision (CP2)
Vision and Values:	Customer Focus (V5)
Report Implications:-	
Legal:	The Statement of Licensing Principles is a statutory requirement.
Financial:	There are no implications directly arising from the report.
Corporate Risk Management:	Regulatory Governance (CR6) Reputation Damage (CR4)Click to insert corporate risk.
Equalities and Equalities Assessment (EA):	There are no implications directly arising from the report. EA not applicable.
Human Rights:	There are no implications directly arising from the report.
Health and Safety:	There are no implications directly arising from the report.
Statutory Officers' Comments:-	

Head of Paid Service:	The report is satisfactory.
Chief Finance Officer:	The report is satisfactory.
Monitoring Officer:	The report is satisfactory.
Consultees:	Various public bodies, individuals, businesses and elected Members.
Background Papers:	Gambling Act 2005
Appendices:	<ol style="list-style-type: none"> 1. Gambling Act 2005: Statement of Licensing Principles (2019-2021) (Final Proposed) 2. Email Received from Gamcare

1. Background

- 1.1 Under section 349 of the Gambling Act 2005 ("the 2005 Act"), Licensing Authorities are required to prepare and publish a Statement which they intend to apply when exercising their functions under the 2005 Act.
- 1.2 Section 349 of the 2005 Act also requires Licensing Authorities to review their Statement every three years. The reviewed Statement must be in place on 31 January 2019.

2. Review of Statement of Licensing Principles

- 2.1 The current Statement has been reviewed and arising from that review, a final proposed document has been produced. A consultation on a proposed draft took place from 12 October to 23 November 2018. The final proposed document is attached at **Appendix 1**.
- 2.2 As there has been very little in the way of major reviews of the legislation since the start of the current Statement, consequently the proposed Statement is fundamentally unchanged.

3. Consultation

- 3.1 The 2005 Act requires that the proposed Statement is subject to wide consultation.
- 3.2 Following the Licensing and Regulatory Committee's approval of the draft Statement at its meeting on 11 October, consultation commenced on 12 October and ended on 23 November 2018. The list of those consulted can be found at Appendix 2 of **Appendix 1**.
- 3.3 Only one representation was received – from Gamcare, a charity, giving support and guidance to gamblers. The details of their representation can be found at **Appendix 2**.
- 3.4 Although Gamcare's representation appears to be a standard reply to all council's licensing statement consultations, it has been considered in a thoughtful way. However, there is very little that is relevant to the gambling scene within the Borough or that has not already been considered in the proposed Statement. Its risk assessment sets out some of the issues and it is clear that Leicester City will continue draw more gamblers from Oadby and Wigston to its area. There have been no new premises licence applications since the publication of the current Statement: therefore, it has been decided not to implement any of its suggestions.

4. Approval Process

- 4.1 On approval, the Statement must be published by way of a public notice in a local newspaper and on the Council's website 4 weeks prior to it coming into force on 31 January 2019.