

## **CABINET – 25 November 2015**

### **Gambling Act 2005 - Approval of the Council's Statement of Principles**

#### **Report of the Executive Director of Commercial Development**

#### **1. Purpose of the Report**

- 1.1 To brief the Cabinet upon the responsibility of the Council with regard to the publishing of a statement of principles under the Gambling Act 2005 (the "Act").

#### **2. Description of Decision (Recommendations)**

- 2.1 To recommend the Council to approve the statement of principles attached as Appendix 1.

#### **3. Introduction/Background**

- 3.1 The Act requires the Council, as a Licensing Authority, to prepare and publish a statement of principles that we propose to apply in exercising our functions under the Act. These functions include the licensing of premises for the provision of gambling facilities.
- 3.2 The Act further requires that this statement is published before each successive period of three years. The current statement was agreed at a meeting of the Council in November 2012 and published on 31 December 2012. A reviewed statement is required to be published before January 2016.
- 3.3 In reviewing the policy the Act requires the Council to consult specified persons including statutory agencies, representatives of the interests of persons carrying on gambling businesses in our area and persons who represent the interests of persons who are likely to be affected by the exercise of the our functions under the Act. This consultation exercise has now concluded.

#### **4. Current Position**

- 4.1 Comments on the proposed statement of principles were received from two gambling trade associations and a gambling business.
- 4.2 The comments suggested minor changes and these have been incorporated in the revised statement of principles attached.
- 4.3 Copies of the consultation responses can be found at Appendix 2.
- 4.4 On 5 November 2015 the Scrutiny Committee considered the proposed statement of principles and resolved to support the Council's responsibility in publishing a statement of principles under the Gambling Act 2005.

## **5. Reasons for the Decision**

5.1 To enable the Council to comply with the statutory obligation to publish a Gambling Act 2005 statement of principles.

## **6. Alternative Options**

6.1 As this is a statutory obligation no other options have been considered.

## **7. Impact Analysis**

**(a) Equalities** – No impact

**(b) Privacy Impact Assessment (PIA)** – No impact

**(c) Sustainability** – The statement of principles is intended to assist responsible businesses.

**(d) Reduction of Crime and Disorder – Community Cohesion / Social Inclusion** – One of the objectives of the Gambling Act 2005 is preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime and this is dealt with by the statement of principles.

## **8. Other Relevant Considerations / Consultations**

**(i) Legal Implications** – The Head of Law and Governance advises that the Council has a legal requirement to publish the statement of principles.

**(ii) The Public / External Bodies** – Statutory consultees have been consulted.

## **9. Glossary**

None.

## **10. List of Appendices**

Appendix 1 - Statement of Principles  
Appendix 2 – Consultation responses

## **11. Background Papers**

None