
REPORT TO:	FULL COUNCIL	AGENDA ITEM:
DATE OF MEETING:	21st January 2010	CATEGORY: DELEGATED
REPORT FROM:	HEAD OF ENVIRONMENTAL SERVICES	OPENPARAGRAPH NO:
MEMBERS' CONTACT POINT:	Carl Jacobs 595717	DOC:
SUBJECT:	Licensing Policy (Gambling Statement of Principles) and authorisation of Officers	REF: c:\myfiles\com\ES\ Gambling Policy
WARD(S) AFFECTED:	All	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That Council approves the South Derbyshire District Council, Statement of Licensing Policy (Gambling) and Statement of Principles, attached at Appendix 1.
- 1.2 That Council continues to delegate the decisions on all license applications that are not subject to a substantiated appeal against the application for a premise licence (in accordance with the approved Policy) and for that purpose the following officers Director of Community Services, Head of Environmental Services, Commercial and Licensing Manager are authorised.

2.0 Purpose of Report

- 2.1 To adopt a revised and updated Licensing Policy (Gambling) and Statement of Principles

3.0 Detail

- 3.1 The Gambling Act 2005 (Section 349) requires that the Licensing Policy (Gambling) and Statement of Principles is reviewed every 3 years.
- 3.2 The Act introduced a licensing framework for gambling activities similar in many ways to the Licensing Act 2003. Licences are required for gambling operators, premises used for gambling activities and for individuals and companies who intend to provide facilities for certain types of gambling. Local Authorities are only responsible for issuing premise licences, whilst, unlike the Licensing Act 2003, other types of licence, such as personal licences, are issued by the Gambling Commission.
- 3.2 The 2005 Act requires that the Licensing Authority consults with interested parties prior to the adoption of their Statement of Licensing Policy, which must be approved by Full Council The consultation took place between 12th August 2009 and 2nd November 2009. No comments were received during that period.

- 3.3 The revised draft of the Policy attached has no major changes from the previous policy. Those changes that are present are formatting and minor issues to bring the document in line with the Gambling Commission Guidance and a template produced by LACORS (Local Authorities Coordinators of Regulatory Services)

4.0 Financial Implications

- 4.1 The licensing fee may be determined by the Licensing Authority but regulations have specified constraints on the Authority. The 2005 Act also specifies that Authorities shall aim to ensure that income equates to the cost of providing the service.

5.0 Corporate Implications

- 5.1 None

6.0 Community Implications

- 6.1 The modernisation of the legislation aims to provide the necessary protection of local residents, children and other vulnerable groups whose lives might be blighted by disturbance and anti-social behaviour and criminal activity associated with the gambling activities and establishments.
- 6.2 The Authority keeps a close eye on premises undertaking gambling activities but to date no complaints have been received regarding any of our premises within the SDDC area in relation to Gambling activities.

7.0 Background Papers

- 7.1 Appendix 1 - South Derbyshire District Council Statement of Licensing Policy