

---

<b>REPORT TO:</b>	<b>ENVIRONMENTAL AND DEVELOPMENT SERVICES COMMITTEE</b>	<b>AGENDA ITEM: 7</b>
<b>DATE OF MEETING:</b>	<b>11<sup>TH</sup> NOVEMBER 2021</b>	<b>CATEGORY: DELEGATED/ RECOMMENDED</b>
<b>REPORT FROM:</b>	<b>CHIEF EXECUTIVE</b>	<b>OPEN/EXEMPT PARAGRAPH NO:</b>
<b>MEMBERS' CONTACT POINT:</b>	<b>EMMA McHUGH</b> 01283 595 716 <a href="mailto:emma.mchugh@southderbyshire.gov.uk">emma.mchugh@southderbyshire.gov.uk</a>	<b>DOC:</b>
<b>SUBJECT:</b>	<b>GAMBLING ACT 2005 – STATEMENT OF LICENSING POLICY</b>	<b>REF:</b>
<b>WARD(S) AFFECTED:</b>	<b>ALL</b>	<b>TERMS OF REFERENCE:</b>

---

## **1. Recommendations**

- 1.1 That Members approve the Council's Gambling Act 2005 Statement of Licensing Policy ("the Policy") and Local Area Profile Plan.

## **2. Purpose of Report**

- 2.1 To provide Members with the outcome of a consultation with interested parties.
- 2.2 To provide Members with the necessary information to be able to give full consideration to the recommendation contained in paragraph 1.1 of this report.

## **3. Detail**

- 3.1 Section 349 of the Gambling Act 2005 ("the Act") requires the Licensing Authority to prepare and publish a statement of the principles every 3 years. The Licensing Authority's current Policy was published in January 2019.
- 3.2 As part of the Social Responsibility Code, from April 2016, operators were required to assess the local risks to the licensing objectives posed by the provision of gambling facilities at each premises. To assist in the production of the local risk assessments, the Licensing Authority produced a local area profile plan to assist operators in producing their local risk assessments.

### **Consultation**

- 3.3 The Act requires the Licensing Authority to consult with interested parties on any revision of the Policy and local area profile plan. The consultation took place between 9<sup>th</sup> August 2021 and 1<sup>st</sup> October 2021. Copies of the Policy and local area profile

plan were sent to all Responsible Authorities, existing licensees and other major stakeholders. The Policy was also placed on the Council's website. A full list of the people consulted can be found at Appendix B of the draft Policy.

- 3.4 Three responses were received in relation to the Policy Gamble Aware and HMRC. The response received from Gamble Aware was a generic response requesting that reference is made to their interactive maps showing the prevalence of gambling in a certain area. As the maps are already referred to in the local area profile plan, no changes were made. The response from the HMRC was to update their address so the Policy has been updated to reflect this change. The draft Policy and Local Area Profile Plan are attached as **Appendix 2 and 3**.

#### **4. Financial Implications**

- 4.1 There are no financial implications to the Council.
- 4.2 Recommendation 1.1 will have no financial implications on existing licence holders.

#### **5. Corporate Implications**

##### **Employment Implications**

- 5.1 None

##### **Legal Implications**

- 5.2 None

##### **Corporate Plan Implications**

- 5.3 These proposals will continue to demonstrate to members of the public that the Council takes the protection of local residents, children, and vulnerable adults from the potential harms of gambling seriously, which contributes to the value of taking pride in our place and striving for excellence in all we do.

##### **Risk Impact**

- 5.4 None

#### **6. Community Impact**

##### **Consultation**

- 6.1 Consultation has taken place with all relevant bodies.

##### **Equality and Diversity Impact**

- 6.2 None

##### **Social Value Impact**

- 6.3 The proposals will protect all residents in South Derbyshire from the potential harms of inadequate licensing controls with regards to gambling premises.

##### **Environmental Sustainability**

6.4 None

7. **Background Papers**

Gambling Act 2005