

Gambling Statement of Principles Review 2018

SUMMARY

- 1.1 Derby City Council is the designated Licensing Authority under the Gambling Act 2005 and is required to produce a Statement of Principles which sets out how it will exercise its functions under the Act.
- 1.2 The statement must be reviewed at least once every three years.
- 1.3 The next revised document is due to be published by the end of 2018.
- 1.4 Committee considered a report in January 2018 detailing the process for this year's consultation. The committee resolved to approve the process of consultation on a revised Statement of Principles for publication by the end of 2018.
- 1.5 This report details the results of the consultation process.

RECOMMENDATION

- 2.1 To consider the information contained within the report regarding the Gambling Act 2005 – Revised Statement of Principles.
- 2.2 To approve the adoption of the revised Statement of Principles set out at Appendix 2.

REASONS FOR RECOMMENDATION

- 3.1 To ensure compliance with the statutory requirements in Section 349 of the Gambling Act 2005.

SUPPORTING INFORMATION

- 4.1 Derby City Council is a designated Licensing Authority under the Gambling Act 2005 and is required to produce a Statement of Principles which sets out how it will exercise its functions under the Act.

- 4.2 In producing its statement, the Council must follow the guidance issued by central government.
- 4.3 The Statement of Principles must be reviewed at least once every three years.
- 4.4 The initial Statement of Principles was produced in 2006. It was reviewed in December 2009, December 2012 and December 2015. The next review needs to be undertaken by December 2018.
- 4.5 There is a prescribed consultation process set out in the statutory guidance that must be followed. As part of the consultation process, the Council is required to consult with:
- The Chief Officer of Police
 - Derbyshire Fire and Rescue Service
 - Relevant Council Departments, such as planning, Environmental Health and Safeguarding Children's Board
 - HM Revenue and Customs
 - The Gambling Commission
 - Existing licence holders of gambling establishments within the city
 - Representatives or Trade Associations of existing licence holders
 - Other relevant bodies i.e. those involved with reduction in crime and disorder, child and vulnerable adult protection, voluntary and community organisations
 - Members of the public
- 4.6 The consultation was advertised on the Council's website and comments could be made on-line.

In addition to this, letters informing parties of the consultation exercise were sent to:

- All the specified consultee bodies set out in Paragraph 4.5 above
- 62 existing licence and permit holders
- 224 trade bodies, breweries, interested parties

In total, twelve responses have been received. Six expressed an interest in making specific comments, however only 5 did make comments.

- 4.7 A proposed revised version of the Gambling Act Statement of Principles is attached at Appendix 2 for consideration.
- 4.8 A table detailing the comments received and officer recommendations is attached at Appendix 3.
- 4.9 Committee Members have been given the opportunity to make comments on the officer recommendations.

OTHER OPTIONS CONSIDERED

5.1 None applicable

This report has been approved by the following officers:

Legal officer	Olu Idowu
Financial officer	-
Human Resources officer	-
Service Director(s)	-
Other(s)	Michael Kay

For more information contact:	Sandra Mansell 01332 641931 e-mail sandra.mansell@derby.gov.uk
--------------------------------------	---

Background papers:
List of appendices:

None
Appendix 1 – Implications
Appendix 2 – Revised Gambling Act Statement of Principles (Dec 2018)
Appendix 3 – Comments Received and Officer Recommendations

IMPLICATIONS

Financial and Value for Money

- 1.1 None directly arising from the report.

Legal

- 2.1 The requirement to revise the guidance, and the principles within which the related consultation will be undertaken, are governed by Section 349 of the Gambling Act 2005. This report, its recommendations and the processes followed in their preparation secure compliance by the Council with its statutory obligations.

Personnel

- 3.1 None directly arising from the report.

IT

- 4.1 None directly arising from the report.

Equalities Impact

- 5.1 The proposed changes will apply equally to all groups within the community and no particular group(s) will be disadvantaged.

Health and Safety

- 6.1 None directly arising from the report.

Environmental Sustainability

- 7.1 None directly arising from the report.

Property and Asset Management

- 8.1 None directly arising from the report.

Risk Management and Safeguarding

- 9.1 None directly arising from the report.

Corporate objectives and priorities for change

- 10.1 The proposals set out in this report address the priority outcomes of protecting vulnerable children, young people, adults and older people promoting health and well-being.