

# WIRRAL COUNCIL

## LICENSING ACT 2003 COMMITTEE

28 OCTOBER 2015

<b>SUBJECT:</b>	<b>DRAFT STATEMENT OF POLICY UNDER THE GAMBLING ACT 2005</b>
<b>WARD AFFECTED:</b>	<b>ALL WARDS</b>
<b>REPORT OF:</b>	<b>STRATEGIC DIRECTOR OF REGENERATION &amp; ENVIRONMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

### **1.0 EXECUTIVE SUMMARY**

1.1 The purpose of this report is to seek Members approval of the Draft Statement of Policy under The Gambling Act 2005 in order that it may be presented to Council for approval on 14 December 2015.

### **2.0 BACKGROUND AND KEY ISSUES**

2.1 The Gambling Act 2005 requires the Council to prepare and publish a statement of the principles to be applied when exercising its functions under this Act. The Statement of Principles is referred to in this report as the Council's Statement of Policy. It is a requirement that this policy document be reviewed every three years

2.2 The Council's Statement of Policy was first published in December 2006 and must therefore now be reviewed and published no later than December 2015.

2.3 On 7 July 2015, Members of the Licensing Act 2003 Committee approved a draft Statement of Policy so that it may be circulated for consultation.

2.4 The consultation period began on 13 July 2015 and closed on 13 October 2015.

2.5 The draft Statement of Policy has been circulated to a number of consultees and has been publicised on the Council's website. A list of consultees is attached in Appendix 1.

2.6 During the consultation period, one comment was received by the Licensing Authority. This was from Public Health who have suggested that paragraph 8.4 of the Policy be amended as highlighted in bold below:

'The Licensing Authority's decision making process will be informed by the local area profile and will have particular regard to the proximity of gambling premises to schools, **places where vulnerable adults frequent, areas of high levels of socio-economic deprivation and health inequalities**, residential areas where there is a high concentration of families with children and areas of the borough that are particularly attractive to children such as New Brighton'

2.7 The draft Statement of Policy is attached as Appendix 2.

### **3.0 RELEVANT RISKS**

3.1 There are none arising directly from this report.

### **4.0 OTHER OPTIONS CONSIDERED**

4.1 There is no provision for other options to be considered.

### **5.0 CONSULTATION**

5.1 The draft policy has been subject to consultation for a period of three months.

### **6.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

6.1 There are no specific implications arising from this report.

### **7.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

7.1 The costs incurred in undertaking this consultation will be recovered from Licence fees.

### **8.0 LEGAL IMPLICATIONS**

8.1 The Council is required to undertake a review of its Statement of Policy every three years.

### **9.0 EQUALITIES IMPLICATIONS**

9.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

Yes and impact review is attached.

### **10.0 CARBON REDUCTION IMPLICATIONS**

10.1 There are no specific implications arising from this report.

### **11.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

11.1 There are no Planning implications arising from this report.

### **12.0 RECOMMENDATION**

12.1 That the Draft Statement of Policy be amended in accordance with the suggestion from Public Health.

12.2 That the Draft Statement of Policy, subject to this amendment, be recommended for approval by Council on 14 December 2015.

### 13.0 REASONS FOR RECOMMENDATION

13.1 It is a statutory requirement for the Council to review and consult upon a revised Statement of Policy every three years.

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### APPENDICES

- Appendix 1 – List of Consultees
- Appendix 2 – Draft Statement of Policy

### REFERENCE MATERIAL

None

### SUBJECT HISTORY (last 3 years)

<b>Council Meeting</b>	<b>Date</b>
<b>Licensing, Health and Safety and General Purposes Committee</b>	<b>07/07/2015</b>