
Decision Maker: General Purposes & Licensing

Date: 14 July 2015

Decision Type: Non-Urgent Non-Executive Non-Key

Title: **DRAFT GAMBLING POLICY 2016-2019 - GAMBLING ACT 2005**

Contact Officer: Paul Lehane, Head of Food, Safety & Licensing
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Chief Officer: Executive Director of Environment and Community Services

Ward: All

1. Reason for report

To seek Members agreement to undertake public consultation on the draft Gambling Policy for 2016-2019.

2. **RECOMMENDATION(S)**

Members are asked to

- a. **Agree that draft gambling policy attached to this report be subject to public consultation until 30 August 2015**
- b. **Receive feedback from the consultation at the next meeting on 17 September 2015**

Corporate Policy

1. Policy Status: Existing policy. Statement of Gambling Policy 2013-2016
 2. BBB Priority: Safer Bromley. Children and Young People, Excellent Council, Quality Environment Vibrant, Thriving Town Centres
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Financial

1. Cost of proposal: No cost
 2. Ongoing costs: N/A.
 3. Budget head/performance centre: Public Protection & Safety Portfolio Budget
 4. Total current budget for this head: £2.277m
 5. Source of funding: Existing revenue budgets 2015/16
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Staff

1. Number of staff (current and additional): 51 ftes
 2. If from existing staff resources, number of staff hours: N/A
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Legal

1. Legal Requirement: Statutory requirement.
 2. Call-in: Call-in is not applicable.
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): Approximately 150 licensed premises and all residents and businesses living and trading in the vicinity of licensed premises
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? No.
2. Summary of Ward Councillors comments:

3. COMMENTARY

- 3.1 The Council is the 'Licensing Authority' under the Gambling Act 2005 (Section 349) and must prepare and publish a statement of its licensing policy for periods of three years. The policy must be reviewed from time to time and before each three year period. The current policy was reviewed by Members of GP&L on 26 September 2012 and adopted by Council on 12 November and come in effect on 6 January 2013.
- 3.2 The current policy is now due for review and a working draft is attached (Appendix 1). It has been revised to meet the current guidance, licence conditions & code of practice from the Gambling Commission. These include
- a. We will exchange information with the Gambling Commission, Police, Customs and Excise, Gambling Appeal Tribunal, National Lotteries Commission and Secretary of State.
 - b. We will ask for Information from Operators and Premises Licence Holders, including their risk assessments and details of underage sales test purchases undertaken on their behalf.
 - c. Local Area Profiles. The Licensing Team have been in communication with relevant local representative organisations to find out if there is any evidence that Local Area Profiles are necessary. They have received comments that one may be necessary in Penge but are working with a number of local people to establish an evidence base for this. If the case is established then a local area profile can be developed at any stage and added to the Gambling Policy.
- 3.3 The revised policy is now ready for statutory public consultation and comments can be made until 30 August 2015. Details of any representations will be reported to GP&L on 17 September 2015.

4. POLICY IMPLICATIONS

- 4.1 The Council is obliged to adopt and publish a Statement of its Gambling Policy. It is also under a duty to keep the policy under review and to revise it when appropriate. Before adopting a revised policy there needs to be a process of public consultation including specified bodies.

5. LEGAL IMPLICATIONS

- 5.1 See Policy implications

Non-Applicable Sections:	Financial and Personnel Implications
Background Documents: (Access via Contact Officer)	Gambling Act 2005. Guidance issued by the Gambling Commission 4 th Edition. Bromley's Gambling Policy 2013-2016