

SUBJECT:	Gambling Act 2005 Licensing Statement of Principles – 2018 Revision
REPORT OF:	Director of Services – Steve Bambrick
RESPONSIBLE OFFICER	Head of Healthy Communities – Martin Holt
REPORT AUTHOR	Charlie Robinson, crobinson@chiltern.gov.uk, 01494 732056
WARD/S AFFECTED	All Wards

1. Purpose of Report

- 1.1 The purpose of this report is to inform Council of the final revised draft Gambling Act 2005 Statement of Principles a copy of which is attached to this report as Appendix 1 and to recommend its adoption to come into effect on 14 January 2019 following consideration by the Licensing Committee and Cabinet.
- 1.2 Council is also requested to consider whether the Council wishes to continue to have a resolution to not issue casino premises licences.

RECOMMENDATIONS TO COUNCIL

- 1. That Council adopts the draft Statement of Principles for publication at least 4 weeks prior to coming into effect for the period 14 January 2019 to 13 January 2022.**
- 2. That Council resolves, with effect from 14 January 2019, not to issue casino premises licences, in accordance with Section 166 of the 2005 Act.**

2. Reasons for Recommendations

- 2.1 The recommendation is in line with the legal requirements for the correct process for the required review and adoption of the Statement of Principles.
- 2.2 Council is also required under section 166 of the Gambling Act 2005 to make a decision whether to continue to have a resolution to not issue casino premises licences.

3. Content of Report

- 3.1 The Council has a statutory requirement to review its adopted Statement of Principles every 3 years. The Licensing Committee agreed the draft reviewed document prior to a

consultation being completed, and the result of the consultation was reported to the Licensing Committee on 10 July 2018. The Committee considered the responses received and some minor amendments proposed by Officers. These together with further amendments were agreed by members, as were the recommendations stated in the report. A copy of the final draft Statement of Principles recommended to Cabinet and Council for adoption by the Licensing Committee is attached to this report in Appendix 1.

- 3.2 Following the Licensing Committee's approval of the final draft Statement of Principles a further report was presented to Cabinet on 16 October 2018 to request that it also consider the draft Statement of Principles, as this is a shared function under the local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended) . Cabinet having considered the draft Statement of Principles supported the recommendation to Council to adopt the draft Statement of Principles.
- 3.3 Under Section 166 of the 2005 Act the Council may resolve not to issue casino premises licences. If passed, the resolution lasts for 3 years or less if subsequently revoked by a further resolution. If a resolution is passed it has to be published in the Statement of Principles.
- 3.4 In considering whether to pass a resolution Members may take into account any principle or matter as well as the licensing objectives. Although the DCMS has declared the location of the seventeen permitted casinos and no further licences can be issued at this time, there is a possibility that this number could be increased in the future.
- 3.5 The draft Statement of Principles approved and recommended for adoption by the Licensing Committee and Cabinet again includes a resolution not to resolve to issue casino premises licences.

4. Options

- 4.1 Members can adopt the draft Statement of Principles with or without modification having duly considered the information provided in this report and the matters already considered by the Licensing Committee and Cabinet.

5. Corporate Implications

5.1 Legal and Financial

The revision of the Statement of Principles is a statutory function and must be undertaken every 3 years. The costs in carrying out the revision, including the consultation process, will be covered by the Gambling Act 2005 fees. There will be no income generated by the revision of the existing Statement of Principles.

6. Links to Council Policy Objectives

6.1 The licensing of gambling premises and the adoption of a Statement of Principles in respect of this activity contributes towards the Council's Corporate Plan Key Theme 2 of working towards safe and healthier local communities. Properly controlling and regulating gambling activities will assist in ensuring that levels of crime and disorder remain low and appropriate well run gambling premises can contribute towards the local economy.

<http://www.chiltern.gov.uk/Aims-and-Objectives>

7. Next Steps

The next steps will be as stated in the recommendation.

Background Papers:	None other than those referred to in this report.
---------------------------	---