

TEIGNBRIDGE DISTRICT COUNCIL

Licensing and Regulatory Committee

20 October 2021

PART I

Report Title	GAMBLING ACT 2005 REVIEW OF STATEMENT OF PRINCIPLES
Purpose of Report	To recommend the Statement of Principles, as amended, to go to Council for approval.
Recommendation(s)	The Committee RESOLVES to: Comment on the representations received and refer the Statement of Principles to Council.
Financial Implications	Licensing is self-financed by the licensed fees
Legal Implications	
Risk Assessment	That all reasonable steps are in place to ensure compliance with conditions on the licence under one or more of the three licensing objectives are met. Mrs Andrea Furness, Licensing Manager Email: andrea.furness@teignbridge.gov.uk
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Portfolio Holder	Alistair Dewhirst Executive Member for Recycling, Household Waste and Environmental Health
Appendices / Background Papers	A: Draft Statement of Principles B: Details of Responses

1. INTRODUCTION / BACKGROUND

- 1.1 In November 2018 Full Council approved the current Statement of Principles which has been in effect since 31 January 2019. Under Section 23 of the Gambling Act 2005 and Regulations these principles are required to be reviewed every three years.

2. GROUPS CONSULTED

- 2.1 The Licensing Authorities draft Statement of principles was made available for consultation on the 13 August 2021. The final date for comments was 8 October 2021. A list of details of the responses is attached at Appendix B.
- 2.2 The consultation exercise for the draft statement of principles has been wide. Section 23(5) requires consultation with police, persons who represent the interest of persons carrying on gambling businesses and persons who represent the interests of persons who are likely to be affected by the exercise of the authority's function before its adoption. The list of those with whom the Council has consulted is reproduced below. An email/letter was sent, to each of the consultees inviting them to make comment on the principles, using Survey Monkey. They were also given the choice of downloading a copy of the review of the principles from Teignbridge District Councils website or requesting a printed copy to be sent out by post. The Licensing Office did not receive any requests for a hard copy. A copy of the review of the statement of principles was placed on the Council's internet site, district and parish councils and libraries within the District.
- South Devon and Dartmoor Community Safety Partnership
 - Devon and Cornwall Police
 - Devon County Council Social Services/Education Department
 - Devon & Somerset Fire and Rescue Service
 - TDC - Environmental Health
 - Gamblers Anonymous
 - Gambling Commission
 - Gamcare
 - Local businesses and their representatives
 - Local faith groups
 - Local residents and their representatives
 - Mencap
 - NSPCC
 - NHS Northern Eastern and Western Devon Clinical Commissioning Group
 - Representatives of existing licence-holders
 - All Parish Councillors
 - All District Councillors
 - All premises identified as being affected by the changes
 - All known Chambers of Trade operating within the District
 - H M Revenue & Customs
 - Association of British Bookmakers
 - British Amusement Catering Trade Association (BACTA)
 - Bingo Association
 - British Association of Leisure Parks, Piers & Attractions Limited (BALPPA)
- 2.3 As you can see is from the consultation process feedback has been minimal based on the representations that have been received. The list of factors that have been raised are covered by the Gambling Commissions Licensing Conditions and Code of Practice, Social Responsibility codes as well as

changes made to Teignbridge District Council's review of the Statement of Principles.

- 2.4 We have received five responses, of which three offer no comment to make on the proposed policy.

3. TIME-SCALE

- 3.1 The Licensing Authority must adopt the principles prior to the 31 January 2022 in order to continue to exercise its powers under the Gambling Act 2005. Once the Council has approved its Statement of Principles it will be published and will be available for anybody to view through the Council's website.

- 3.2 Section 23 of the Gambling Act 2005 and regulations requires every licensing authority to determine its principles for the following three years and Section 5(3) sets out who is to be consulted.

- 3.3 The Gambling Act 2005 requires the principles to be approved by the Full Council. The Licensing and Regulatory Committee is asked to comment on the representations received before being put to Full Council for approval on the 30 November 2021.

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| 3.4 | 20 October 2021 | Licensing and Regulatory Committee consider draft Statement of Principles |
| | 30 November 2021 | Full Council consider and approve Statement of Principles |
| | By 3 rd January 2022 | Publish Statement of Principles |
| | On 31 st January 2022 | Statement of Principles takes effect. |

4. REPORT DETAIL

4.1 Financial

Licensing is self-financed by the licensed fees.

4.2 Legal

Compliance with all legislation.

4.3 Risks

That all reasonable steps are in place to ensure compliance with conditions on the licence under one or more of the three licensing objectives are met.

5. CONCLUSION

To recommend the Statement of Principles, as amended, to Full Council for approval.