

GAMBLING ACT 2005
DRAFT STATEMENT OF PRINCIPLES
REPRESENTATIONS RECEIVED AND PROPOSED AMENDMENT
Highlighted in **RED** in the Statement of Principles

Made by	Representation	Proposed Amendment (if any)
Licensing Holder: Aaron amusements	<p>Page 22 – AGC, section 2.1</p> <ul style="list-style-type: none"> • The advice can be interpreted that supervision methods are not mandatory merely as examples. • AGC operators in Motorway Service Centres appear to rely on CCTV only in order to meet the conditions. • This would make it more difficult for any licensing authority to police should there be instances off underage gambling and other licensing condition issues. • The problem is that this new draft of principles will only be applicable to new applicants. • Unless the gaming laws specifically say that all premises must be supervised by staff present at all times, then this draft will not change anything. • I feel that operators of unmanned AGC premises must demonstrate that they have a robust scheme in place that adopts the under25 rule and can quickly react to prevent any underage harm. • Perhaps the wording could be changed to: The Licensing Authority must be satisfied that applicants understand the examples in this list to be able to prove compliance. 	<p>Comment only</p> <p>Comment only – we do not have any motorway services</p> <p>Comment only</p> <p>These principles if approved will apply to all premises not just new applicants.</p> <p>Comment only</p> <p>Agree to change from Challenge 21 to Challenge 25. This is also the view of the Betting and Gaming Council below, due to the Gambling Commissions white paper.</p> <p>Agree to make amendment. Last paragraph of paragraph 2.1</p>
Gamcare	<ul style="list-style-type: none"> • We welcome the position Teignbridge Council is taking to go beyond the mandatory and default conditions of the Gambling Act 2005 in its statement of principles. • Local authorities can play a greater role in reducing gambling harm, particularly for those of our clients who experience harm 	<p>Comment only</p> <p>Comment only</p>

	<p>in land-based gambling venues, due to council's licensing responsibilities.</p> <ul style="list-style-type: none"> It is vital that Teignbridge Council develops a local picture of the level of gambling harms, in order to best target resources and tailor service provision. This could be achieved by gathering data from the National Gambling Helpline, as well as those already providing services in the area. Building on the proactive approach the council is already taking, we would like to see Teignbridge Council commit in its statement of principles to a public health approach to gambling. This commitment should include training frontline and primary care staff to recognise the signs of gambling harm and develop referral pathways to the National Gambling Helpline or local treatment providers. GamCare has worked with Haringey Council to implement a similar system, that has received widespread support. In the absence of Cumulative Impact Assessments as a method by which the "aim to permit" approach can be challenged, Teignbridge Council should pursue a Local Area Profile approach that specifically analyses gambling risk, and use this data as a basis from which to scrutinise and possibly oppose a licensing application. The changes to Teignbridge Council's statement of principles should be viewed in the context of the Gambling Act Review and subsequent process of white paper consultations, so take account of the rapidly changing regulatory environment. 	<p>Comment only – nothing has been brought to our attention.</p> <p>Comment only, although we did not consult with public health direct, we have a response received by another Devon Authority that we are taking into consideration and is set out below.</p> <p>We have not been approached with any evidence or information relating to the impact within Teignbridge.</p> <p>We have received no evidence that identifies areas of concern within Teignbridge to warrant the resources to produce a Local Area Profile.</p> <p>Comment only</p>
Betting and Gaming Council c/o Gosschalks, Solicitors	<p>General information on first three and a half pages.</p> <ul style="list-style-type: none"> <u>Misleading/ambiguous premises signage</u>. In order to avoid any ambiguity, the draft statement of principles should be clear that premises must not display signage which may suggest that the premises have a different premises licence to the one held. <u>Differentiation between Licensing Act 2003 and Gambling Act 2005 applications</u>. Paragraph 4 relating to age verification policy. Change from challenge 21 to challenge 25. <u>Considerations specific to the Gambling Act 2005 Statement of Licensing Principles</u>. Paragraphs 15.7 to 15.10 bullet point list of considerations that the Council 'recommends' are considered by 	<p>Agree to make amendment. Changes to pages 20, 22, 23, 24, 25, 26, 31 and 34.</p> <p>Agree to make amendment. As specified in the Gambling Commission white paper. Changes to pages 22, 23, 24, 25, 26 and 44</p> <p>Agree to make amendment to paragraphs 15.7, 15.8 and 15.10</p>

	<p>an applicant completing a local risk assessment. To delete matters that are nothing to do with gambling. For example, 15.7 'Known problems in the area such as problems arising from street drinkers, youths participating in anti-social behaviour, drug dealing activities, etc' and 15.8 'Areas that are prone to issues of youths participating in anti-social behaviour, including such activities as graffiti/tagging, underage drinking etc.' Also 15.10 not clear why or how, 'Matters of faith' could ever be relevant.</p> <ul style="list-style-type: none"> • Para 1.11 – Conditions – Insertion of a clear statement that the mandatory and default conditions referred to are intended to be, and usually are sufficient to ensure operation is consistent with the licensing objections and that additional conditions will only be imposed where there is evidence of a risk to the licensing objectives which is not acknowledged or adequately addressed by the applicant's risk assessment. • Part B, Para 2.1 – 'The Authority will expect applicants to offer their own measures to meet the licensing objectives, appropriate measures/licence conditions may cover issues such as....' Redraft in order to make it clear applicants cannot add conditions or measures in the application it will form part of the local area risk assessment, but they cannot add conditions. This also needs to be reworded in paragraphs 5.3 and 6.4 	<p>Agree to make amendment to paragraph 1.11, although we did have this, just needs to be reworded.</p> <p>Agree to make amendment to make it clearer. This change to paragraph 2.1 is reworded to include Aaron Amusements amendment.</p> <p>Agreement to make amended, Paragraphs 5.3 and 6.4</p>
Public Health Devon (received by another authority)	<p>General information.</p> <ul style="list-style-type: none"> • <u>Language and Terminology</u> 'Harmful gambling' is an umbrella term to describe any frequency of gambling that results in people experiencing harm. Anyone can be negatively affected by gambling. Narratives which suggest the individual experiencing harm is a 'problem' contributes to stigma and often leads to gambling harms being hidden. Avoid using language which can include terms like 'problem gambler' and 'gambling addict'. • Gambling support contact deals with website links and telephone numbers. • Public Health contact for future consultation. 	<p>Although we had not consulted with Public Health Devon, they will be included for future consultations and therefore felt the information provided should be considered where applicable.</p> <p>Replace wording 'problem gambling' with 'harmful gambling' paragraphs 14.1, 14.2 and 14.3</p> <p>Agree to add an Appendix E to include the information relating to Gambling Support. publichealth-mailbox@devon.gov.uk</p>

Lyn Phillips	<p>AMENDED-Page28- Section 9 para 9.1 to 9.3 Why are travelling fairs exempt from permits? What is the definition of an ancillary amount at the fair.</p> <p>ADDED-Page 31- New para 1.4 Need to add section 3 of the act to definition of operators in this paragraph.</p>	<p>I am unable to find any information that specifically defines 'ancillary amount' I have added links to Sections 286 and 287 of the Act and Part 30 of the Guidance to provide additional information relating to fairs.</p> <p>Page 31 refers to an Unlicensed Family Entertainment Licence, an operator's licence is not required. Refer to Part C para 1.1 Section 3 of the Act mentioned refers to gambling not definition of operators.</p>
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