

COMMITTEE	FULL COUNCIL
DATE	5 March 2013
TITLE OF REPORT	To report on the Review of the Authority's Gambling Policy Document
REPORT BY	Licensing section of the Trading Standards Department
PURPOSE OF REPORT	Submit Final Draft of Gambling Policy following consultation for endorsement
ACTION	To adopt amended Policy

1 INTRODUCTION

- 1.1 The Authority is required under the terms of the Gambling Act 2005 to Review it's Gambling Policy every three years.
- 1.2 The report summarises the consultation process and due to the fact that the Policy is considered to have worked well and not faced any challenges, responses were minimal, and amendments were slight.

2. BACKGROUND

- 2.1 Local Authorities are required under Section 5 of the Gambling Act 2005 to Review their Alcohol and Entertainment Licensing Policy every three years and the revised Policy is required to be determined by the 5th March, 2013.
- 2.2 Copy of the Gambling Policy is available for inspection in Appendix A
- 2.3 Appendix D, within the Policy, records the register of conultees whom were contacted through e-mail to avoid any additional costs in light of the current economic climate.

3. Recommendations

The County Council to endorse the above report and adopt the amended Gambling Policy.

Appendix A

The Isle of Anglesey County Council



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ISLE OF ANGLESEY
COUNTY COUNCIL

Statement of Gambling Policy

The Isle of Anglesey County Council Draft Statement of Gambling Policy

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To maintain consistency, especially where licensing authority boundaries meet and throughout North Wales the document has been developed in conjunction with the North Wales Institute of Licensing Working Group

Background

The Gambling Act 2005 gives effect to the Government's proposals for reform of the law on Gambling. The Act contains a new regulatory system to govern the provision of all gambling in Great Britain, other than the National Lottery and spread betting. It received Royal Assent on 7th April 2005.

The Gambling Act repeals the Betting, Gaming and Lotteries Act 1963, the Gaming Act 1968 and the Lotteries and Amusements Act 1976. In effect Gambling will be unlawful in Great Britain, unless permitted by the measures contained in the Act.

The Act provides for three categories of licence

Operating licences

Personal licences

Premises licences

The Isle of Anglesey County Council will be responsible for issuing premise licences and the new Gambling Commission, which replaces the Gaming Board, will be responsible for issuing the operating and personal licences.

The Gambling Commission will regulate gambling in the public interest by keeping crime out of gambling; ensuring that gambling is conducted fairly and openly and by protecting children and the vulnerable. The Commission have and will continue to issue guidance to Local Authorities regarding the manner in which they should regulate gambling, and the manner in which facilities for gambling are provided which may also include provisions about advertising gambling facilities.

The Gambling Commission can be contacted at: www.gamblingcommission.gov.uk

Gambling is defined in the Act as either gaming, betting or taking part in a lottery.

Gaming means playing a game of chance for a prize

Betting means making or accepting a bet on the outcome of a race, competition, or any other event; the likelihood of anything occurring or not occurring; or whether anything is true or not

A lottery is where persons are required to pay in order to take part in an arrangement, during the course of which one or more prizes are allocated by a process which relies wholly on chance

1. INTRODUCTION

1.1 Licensing Objectives

The Gambling Act 2005 requires that the Council carry out its various licensing functions with a view to promote the three main licensing objectives:

- preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime;
- ensuring that gambling is conducted in a fair and open way; and
- protecting children and other vulnerable persons from being harmed or exploited by gambling.

1.2 Summary

The Isle of Anglesey County Council will become the licensing authority under the Gambling Act 2005. This will result in the Council becoming responsible for granting premises licences within the Isle of Anglesey in respect of:-

- ◆ casino premises
- ◆ bingo halls; and in premises licensed for the sale of alcohol
- ◆ betting premises, including tracks
- ◆ adult gaming centres;
- ◆ family entertainment centres
- ◆ plus gaming machines within pubs and clubs

The Council services the geographical area known as the Island of Anglesey, often referred to as the Mother of Wales which lies connected to the North West of the Welsh mainland by two fine bridges, Telford's now famous Menai Bridge and the newer Britannia link. Due to its close proximity to Ireland it is a strategic international "gateway" to the Irish Republic, with the ferry port of Holyhead connecting 2.5 million people annually by sea to and from the Emerald Isle.

Anglesey has the smallest resident population in Wales with a 2003 mid term estimate of 68,368 head count. With a 125 mile coast line encompassing an area of 720 square kilometres it is though the largest of the Welsh Islands. A map of the district is contained in Appendix A. It remains however a Welsh language and culture stronghold boasting 22,000 hectares of Areas of Outstanding Natural Beauty, 60 sites of Special Scientific Interest which underpin 4 National Nature Reserves, 3 Special Protection areas and 8 candidates for Special Areas of Conservation.

The 2005 Act requires the Council to publish a 'Statement of Licensing Policy' that sets out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications and reviews under the Act.

This 'Draft Statement of Licensing Policy' has been prepared having regard to the provisions of the Gambling Act, Guidance issued by the Gambling Commission and responses received during the consultation process. It is intended to be both an educational and discussion document leading to the adoption by the Council of a formal Statement of Licensing Policy. .

The policy will come into effect on the date of adoption by the Council and will be reviewed as necessary but at least every three years from the date of adoption.

1.3 Glossary of Terms

Within this Statement of Policy, the following words and terms are defined as stated:

Licensing Objectives:	As defined in section 1.1 above.
Council:	The Isle of Anglesey County Council
District:	The Isle of Anglesey as administered by the Council
Licences:	As defined in section 1.4 below.
Applications:	For Licences or Permits defined in section 1.4 below.
Notifications:	Temporary Use Notices and Occasional Use Notices.
The Act:	The Gambling Act 2005
Regulations:	Means Regulations made under the Gambling Act 2005
Premises:	Any place to include a vehicle, vessel or moveable structure.
Code of Practice:	Related codes under section 24 of the Gambling Act 2005
Mandatory Condition:	Means a specified condition provided by regulations to be Attached to a licence
Responsible Authority:	Gambling Act 2005 defines the following as responsible authorities in relation to premises: <ul style="list-style-type: none">• The Licensing Authority (Anglesey County Council)• The Gambling Commission• North Wales Police Force• North Wales Fire & Rescue Service• Planning Section, Anglesey County Council• Environmental Health, Anglesey County Council• Social Services, Anglesey County Council• HM Revenues and Customs

Interested Party: For the purposes of the Gambling Act 2005, a person is an interested party in relation to a premises licence if, in the opinion of the Licensing Authority which issues the licence or to which the application is made, the person:

- Lives sufficiently close to the premises to be likely to be affected by the authorised activities;
- Has business interests that might be affected by the authorised activities; this could also include, for example, trade associations, charities, faith groups and medical practices.
- Represents persons who satisfy either of the above; for example Residents' and Tenants' Associations

When considering whether a person is an interested party, each case will be judged on its merits taking into consideration the relevant circumstances, including those contained in the Gambling Commission's Guidance to Local Authorities.

1.4 Types of Licence

This document sets out the policies that the Council will apply when making decisions upon applications or notifications made for:

1. Premises Licences;
2. Temporary Use Notices;
3. Occasional Use Notices;
4. Permits as required under the Act; and
5. Registrations as required under the Act

1.5 Licensable Premises and Permits

This policy relates to all those licensable premises, notices, permits and registrations identified as falling within the provisions of the Act, namely: -

- casino premises
- bingo premises
- betting premises, including tracks
- adult gaming centres
- family entertainment centres.

Except in the case of tracks (where the occupier of the track who gets the premises Licence may not be the person who actually offers the gambling) premises licences may only be issued to people with a relevant operating licence. For example, to obtain a bingo premises licence the applicant must hold a bingo operating licence. Premises licences are transferable to someone else holding a valid operating licence.

The Act provides that licensing authorities may attach conditions to premises licences. Part 9 of this Guidance suggests what conditions might be considered in relation to each type of licence.

In addition to licences, there are other forms of authorisation that a licensing authority may grant, for example, authorisations for the temporary use of premises, occasional use notices and five different sorts of permit for unlicensed family entertainment centres, prize gaming, gaming machines on alcohol-licensed premises and club gaming and club machine permits.

1.6 General Principles

Nothing in this 'Statement of Policy' will:

1. Undermine the rights of any person to apply under the Act for a variety of permissions and have the application considered on its individual merits; OR
2. Override the right of any person to make representations on any application or seek a review of a licence or permit where they are permitted to do so under the Act.

The starting point in determining applications will be to grant the application, without conditions. Conditions will only be considered where they are needed to meet the requirements of the licensing objectives and any conditions applied will not be overly onerous and will be proportionate to the scale of the application and the 'risks' involved. Conditions will generally be considered unnecessary if they are already adequately covered by other legislation.

When determining an application to grant a premises licence or whether to review a premises licence, regard will be taken regarding the proximity of the premises to schools, vulnerable adult centres, or to residential areas with a high concentration of families with children. The proximity of premises etc. taken into consideration will vary depending upon the size and scope of the gambling premises concerned. Each case will, however, be determined on its merits. Therefore, if an applicant can effectively demonstrate how they might overcome licensing objective concerns, this will be taken into account.

Licensing is about the control of licensed premises, Temporary Use Notices or Occasional Use Notices within the terms of the Act. Conditions may be attached to licences that will cover matters that are within the control of individual licensees.

When considering any conditions to be attached to licences, the Council will primarily focus on the direct impact of the activities taking place at licensed premises on members of the public living, working or engaged in normal activity in the area concerned. The Secretary of State may, by regulation, provide for specific conditions to be attached to a Premises Licence as either "mandatory" or "default" conditions. In determining an application, the Licensing Authority may not have regard to the expected demand for the facilities which it is proposed to provide.

In this respect, the Council recognises that, apart from the licensing function, there are a number of other mechanisms available for addressing issues of unruly behaviour that can occur away from licensed premises, including:

1. Planning controls;
2. Ongoing measures to create a safe and clean environment in these areas in partnership with local businesses, transport operators and other Council Departments;
3. Regular liaison with the Police on law enforcement issues regarding disorder and anti-social behaviour;
4. The power of the police, other responsible authorities or a local resident or business to seek a review of the licence.

Objectors will be required to relate their objection to one or more of the Licensing Objectives, as specified in section 1.1 above, before the Licensing Authority will be able to consider it.

Where a person, whether or not directly affected by an application or living in the vicinity of a licensable premises under consideration, puts themselves forward as representing the interests of residents in the vicinity, the Licensing Authority will normally ask them to provide evidence that they are acting as representatives of others.

The Council, in undertaking its licensing function, will have due regard to the need to eliminate unlawful discrimination and to promote equality and good relations between persons of different racial groups.

1.7 Advisory body for the Protection of Children from Harm

The Council, as the licensing authority, designates the Social Services Department of Anglesey County Council as the competent authority to provide advice on the protection of children from harm given the wealth of specialist knowledge and expertise to hand to fulfil this role. The Act indicates each Council must nominate a single body to undertake this function but it may be prudent for the Council to involve other organisations if it believes it is right to do so for the prevention of their physical, moral or psychological harm, especially where it receives representations to that effect.

1.8 Consultees

This Statement of Licensing Policy will be subject to formal consultation with:

1. North Wales Police Service;
2. North Wales Fire & Rescue Service;
3. Representatives of the holders of the various licences for premises in the District who will be affected by this policy;
4. Persons and businesses likely to be affected by authorised gambling within the District

The above list is not intended to be exclusive, indeed it is expected for the range of consultation to be far reaching, consult Appendix D for full list.

The Council, giving full regard to the Commissions Guidance, will give appropriate weight to the views of those consulted. In determining what weight to give particular representations, the Council will take into account:

- i. who is making the representation (what is their expertise or interest)
- ii. what their motivation may be for their views
- iii. how many other people have expressed the same or similar views
- iv. how far the representations relate to matters that the Council should be including in the policy statement

1.9 Information Exchange

In fulfilling its functions and obligations under the Gambling Act 2005 the Council will exchange relevant information with other regulatory bodies and will establish protocols in this respect. In exchanging such information the Council will conform to the requirements of the Gambling Act, and Sections 29, 30 and 35 of the Data Protection Act 1998 and freedom of information legislation in accordance with the Council's existing policies.

Contact details of those persons making representations and details of the representations will be made available to applicants to allow for negotiation and, in the event of a hearing being held, will form part of a public document. Anyone making representation or applying for a review of a premises licence will be informed that these details will be disclosed.

2. LEGISLATION, POLICIES AND STRATEGIES

2.1 Legislation

In undertaking its licensing function under the Gambling Act 2005, the Council must also consider other legislation, including:

1. Section 17 of the Crime and Disorder Act 1988;
2. Human Rights Act 1998;
3. Health and Safety at Work etc. Act 1974;
4. Environmental Protection Act 1990;
5. The Anti-social Behaviour Act 2003;
6. Race Relations Act, 1976 (as amended)
7. The Licensing Act 2003

8. Regulatory Return (Fire Safety) Order 2005

However, the policy is not intended to duplicate existing legislation and regulation regimes that already place obligations on employers and operators.

2.2 Relationship with Planning Policies

When determining an application, regard cannot, under the terms of the Act, be given to planning or building control permissions and/or any planning restrictions.

Unmet demand is not a criterion that will be taken into consideration when determining an application for a premises licence under the Gambling Act 2005.

The issue of a Provisional Grant of a premises licence is a separate and distinct process to the granting of Planning Permission. Planning and Building Control permissions will have to be sought and approved before any development takes place.

2.3 National Strategies

The Council will also seek to discharge its responsibilities identified by other Government Strategies, so far as they impact on the objectives of the licensing function.

2.4 Local Strategies and Policies

The Council will consider applications with reference to other adopted local policies, including the Council's Vision, Strategic Aims and Priorities

2.5 Integrating Strategies

By consulting widely prior to this policy statement being published the Council will endeavour to secure proper integration with local crime prevention, planning, transport, tourism and cultural strategies.

The Council recognises that licensing applications should not be seen as a re-run of the planning application process and there will be a clear separation of the planning and licensing regimes to avoid duplication and inefficiency.

Non-compliance with other statutory requirements may be taken into account in reaching a decision about whether to grant a licence, but only if relevant representations are received.

3. DECISION MAKING

3.1 Committee Terms of Reference

A licensing panel of three councillors will sit to hear applications where representations have been received from interested parties and responsible authorities. Ward councillors will not sit on a panel involving an application within their ward.

The licensing committee will also sit to determine general licensing matters that have been delegated to it by the full Council that are not associated with the Gambling Act 2005.

Where a councillor who is a member of the licensing committee is making or has made representations regarding a licence on behalf of an interested party, in the interests of good governance they will disqualify themselves from any involvement in the decision-making process affecting the licence in question.

The licensing panel will also refer to the licensing committee any matter it is unable to deal with because of the number of its members who are unable to take part in the consideration or discussion of any matter or vote on any question with respect to it.

The licensing committee will refer to the full Council any matter it is unable to deal with because of the number of its members who are unable to take part in the consideration or discussion of any matter or vote on any question with respect to it.

Every determination of a licensing decision by the licensing committee or a licensing panel shall be accompanied with clear, cogent reasons for the decision. The decision and the reasons for that decision will be sent to the Applicant and those who have made relevant representations as soon as practicable. A summary of the decision shall also be posted on the Council's website as soon as possible after the decision has been confirmed, where it will form part of the statutory licensing register required to be kept by the Council.

The Council's licensing officers will deal with all other licence applications where either no representation have been received, or where representations have been received and it is agreed by the parties that a hearing is not necessary.

Decisions as to whether representations are irrelevant, frivolous or vexatious will be made by Council officers, who will make the decisions on whether representations or applications for licence reviews should be referred to the licensing committee or panels. Where representations are rejected written reasons as to why that is the case will be given.

In order to avoid duplication with other statutory regimes as far as possible the Council will not attach conditions to a licence unless they are considered necessary for the promotion of the licensing objectives. Conditions will generally be considered unnecessary if they are already adequately covered by other legislation.

3.2 Allocation of Decision making Responsibilities

The Council will be involved in a wide range of licensing decisions and functions and has established a Licensing Committee to administer them. Appreciating the need to provide a speedy, efficient and cost-effective service to all parties involved in the licensing process, the Committee has delegated certain decisions and functions and has established a Sub Committee to deal with them.

Many of the decisions and functions will be purely administrative in nature and the grant of non-contentious applications, for example, those licences and permits where no representations have been made, will be delegated to Council Officers. The Table shown at Appendix B sets out the agreed delegation of decisions and functions to Licensing Committee, Panels and Officers.

This form of delegation is without prejudice to Officers referring an application to a Panel, a Panel to Full Committee, or Committee to Full Council, if appropriate.

3.3 Licensing Reviews

The Council will carry out a review of a premises licence where it has received a formal application for review in accordance with the Act that is relevant to one or more of the Licensing Objectives. Representations may be that activities, including the following, are taking place:

- Use of licensed premises for the sale and distribution of Class A drugs and the laundering of the proceeds of drugs crimes;
- Use of licensed premises for the sale and distribution of illegal firearms;
- Use of licensed premises for prostitution or the sale of unlawful pornography;
- Use of licensed premises as a base for organised criminal activity;
- Use of licensed premises for the organisation of racist, homophobic or sexual abuse or attacks;
- Use of licensed premises for the sale of smuggled tobacco or goods;
- The use of licensed premises for the sale of stolen goods.
- Children and/or vulnerable persons are put at risk

Due consideration will be given to all relevant representations unless they fit the following:

- a) the grounds are frivolous;
- b) the grounds are vexatious;
- c) the grounds are irrelevant;
- d) the grounds will not cause the Council to revoke or suspend a licence or to remove or attach conditions on the Premises Licence;

- e) the grounds are substantially the same as the grounds cited in a previous application relating to the same premises; or
- f) the grounds are substantially the same as representations made at the time the application for a Premises Licence was considered.

A Premises Licence may also be reviewed by the Council on its own volition.

4. LOCAL STANDARDS

4.1 Applications

An application for a Premises Licence can only be made by a person who either holds an Operating Licence authorising him to carry out the activity in respect of which a Premises Licence is sought, OR has made an application for an Operating Licence which has not been determined.

Applications for the grant, transfer or variation of a premises licence must be accompanied by an assessment that demonstrates how the applicant will promote all the Licensing Objectives in the form of a written Operating Schedule. The Applicant may ask the Council for advice as to the scope of information to be provided.

The level of detail to be provided will be advised by the Council and will be proportional to scale and nature of the application being made.

4.2 Assessment of Need

Unmet demand is not a criterion that will be taken into consideration when determining an application for a premises licence under the Gambling Act 2005

4.3 Conditions

Conditions will be applied to licences that are proportionate and appropriate to the business, organisation or individual concerned. The Council will principally draw upon the advice issued by the Gambling Commission and attach conditions relative to the given circumstances of each individual case.

Conditions attached to the premises licences will, so far as possible, reflect local crime prevention strategies. For example, the provision of closed circuit television cameras may be appropriate in certain premises.

4.4 Enforcement

The Council will be guided by the Gambling Commission's Guidance and will endeavour to be:

- ❖ Proportional: regulators will only intervene when necessary; remedies will be appropriate to the risk posed and costs identified and minimized.
- ❖ Accountable: regulators will be able to justify decisions and be subject to public scrutiny.
- ❖ Consistent: rules and standards will be joined up and implemented fairly.
- ❖ Transparent: regulators will be open and endeavour to keep regulations simple and user friendly;
- ❖ Targeted: regulation will be focused on the problem and minimize side effects.

The Council will endeavour to avoid duplication with other regulatory regimes so far as possible.

Premises will be subject to a scheme of routine inspection, the frequency of which will be determined by the risks posed by the premises i.e. those premises considered to pose a greater risk will be subject to more frequent inspections than those posing a lower risk.

When determining risk, consideration will be given to :-

- the nature of the gambling activities carried out on the premises
- the location of the premises in relation to schools etc.
- the procedures put in place by the management to meet the licensing objectives

Additional random monitoring visits may be made, at the discretion of the licensing team, where it is considered necessary to meet the needs of the licensing objective or following receipt of complaint. The District will be monitored for unlicensed premises.

The Council will seek to work actively with the police in enforcing licensing legislation. It encourages the police to share information about licensees and licensed premises under the Crime and Disorder Act 1998.

4.5 Casinos

There is no resolution to prohibit casinos in the County at present. However, the Council reserves its right to review this situation and may, at some time in the future, resolve not to permit casinos. Currently there are no casinos operating within the County.

Should the Council choose to make such a resolution, this will be a resolution of Full Council following considered debate and the reasons for making the resolution will be provided. There will be no right of appeal against such a resolution.

4.6 Unlicensed Family Entertainment Centres

Where a premise does not hold a Premises Licence but wishes to provide gaming machines, it may apply to the licensing authority for this permit.

An application for a permit may be granted only if the licensing authority is satisfied that the premises will be used as an unlicensed Family Entertainment Centre, and if the chief officer of police has been consulted on the application. Relevant considerations to be taken into account would be the applicant's suitability, such as any convictions held that would make them unsuitable to operate a family entertainment centre plus the suitability of the premises in relation to their location and issues about disorder.

4.7 Additional Guidance

The Council notes that the term "Gaming Machine" now covers all machines on which people can gamble and the term has only been preserved in the Act because it is one that is readily understood by the general public. The definition of "gaming machines" is wider in the Gambling Act 2005 than those in previous gaming legislation and covers all types of gambling activities which can take place on a machine, including betting on virtual events.

It should be noted however that there still remains a distinction between skill machines and gaming machines plus important exemptions remain for certain equipment that is not considered a gaming machine, even when gambling can be performed on it, for example a home personal computer.

The Gambling Act 2005 provides for the Secretary of State to make regulations to define four classes of gaming machine. The details, as currently available from the Gambling Commission is shown in Appendix E together with a table summarizing the provisions as they currently stand. Full consultation by the Gambling Commission on this topic is not yet complete.

4.8 Small Lotteries

The Council will continue to register small scale lotteries but with slightly new procedures published in May, 2009 by the Gambling Commission. Further details can be found on the Gambling Commission's web site under their Guidance to Licensing Authorities – Small Society Lotteries.

4.9 Split Premises – the Council will pay particular attention if there are Issues about sub-divisions of a single building or plot and will ensure that mandatory conditions relating to access are observed.

The Council in this context will consider:

Whether the premises has a separate registration for business rates.

Whether the neighbouring premises is owned by a different person.

Whether the neighbouring premises can be accessed from the street or public Passageway.

Whether the premises can only be accessed from other licensed gambling Premises.

5. PREVENTION OF CRIME AND DISORDER OBJECTIVE

The Council will, when determining applications, consider whether the grant of a premises licence will result in an increase in crime and disorder.

The Gambling Commission, in its draft Guidance for local authorities, has noted that “disorder is intended to mean activity that is more serious and disruptive than mere nuisance. Factors to consider in determining whether a disturbance was serious enough to constitute disorder would include whether police assistance was required and how threatening the behaviour was to those who could see or hear it.” This authority agrees with this statement

Applicants are encouraged to discuss the crime prevention procedures in their premises with the Council’s Licensing Officers and/or the North Wales Police before making a formal application.

In considering licence applications, the Council will particularly take into account the following:

1. The design and layout of the premises;
2. The training given to staff in crime prevention measures appropriate to those premises;
3. Physical security features installed in the premises. This may include matters such as the position of cash registers or the standard of CCTV that is installed;
4. Where premises are subject to age-restrictions, the procedures in place to conduct age verification checks;
5. The likelihood of any violence, public order or policing problem if the licence is granted.

6 Ensuring that gambling is conducted in a fair and open way objective

Generally, the Commission would not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will be a matter for either the management of the gambling business, and therefore subject to the Operating Licence, or will be in relation to the suitability and actions of an individual and therefore subject to the Personal Licence, both of which are the responsibility of the Gambling Commission.

7 The Protection of Children and other Vulnerable Persons Objective

7.1 Access to licensed premises

With limited exceptions, the access of children and young persons to those gambling premises, which are adult only environments, will not be permitted.

The Council will seek to limit the advertising for premises so that gambling products are not aimed at children or advertised in such a way that makes them particularly attractive to children.

The Council will consult with the Social Services Department on any application that indicates there may be concerns over access for children or vulnerable persons.

The Council will judge the merits of each separate application before deciding whether to impose conditions to protect children on particular categories of premises. This may include such requirements as:

1. Supervision of entrances;
2. Segregation of gambling areas from areas frequented by children;
Premises should be configured so that children are not invited to participate in, have accidental access to or can closely observe gambling where they are expressly prohibited from participating.
3. Supervision of gaming machines in non-adult gambling specific premises.

The 2005 Act provides for a Code of Practice on access to casino premises by children and young persons and the Council will work closely with the police to ensure the appropriate enforcement of the law.

7.2 Vulnerable Persons

The Council does not seek to prohibit particular groups of adults from gambling in the same way that it seeks to prohibit children but it will assume, for regulatory purposes, that 'vulnerable persons' includes :

- people who gamble more than they want to;
- people who gamble beyond their means; and
- people who may not be able to make an informed or balanced decision about gambling due to a mental impairment, alcohol or drugs.

8. COMPLAINTS AGAINST LICENSED PREMISES

The Council will investigate complaints against licensed premises in relation to matters relating to the licensing objectives for which it has responsibility. In the first instance, complainants are encouraged to raise the complaint directly with the licensee or business concerned to seek a local resolution.

Where an interested party has made valid representations about licensed premises, or a valid application for a licence to be reviewed, the Council may initially recommend a conciliation meeting to address and clarify the issues of concern.

This process will not override the right of any interested party to ask that the licensing committee consider their valid objections, or for any licence holder to decline to participate in a conciliation meeting.

Due consideration will be given to all relevant representations unless they are considered to be frivolous, vexatious or repetitious.

9. Further Information

Further information about the Gambling Act 2005, this Statement of Licensing Policy and about the application process, including application forms and guidance notes can be obtained from:

The Licensing Officer
Trading Standards Section
Department of Environmental and Technical Services
The Isle of Anglesey County Council
Council Offices
Llangefni
Anglesey
LL77 7TW

Tel: 01248 752840
Fax: 01248 752884
E-mail: licensing@anglesey.gov.uk
Website: www.anglesey.gov.uk

Information is also available from the

Gambling Commission
Berkshire House
168 - 173 High Holborn
LONDON
WC1V 7AA
Tel: 020 - 7306 6219
Website: www.gamblingcommission.gov.uk

Appendix A



Appendix B

TABLE OF DELEGATIONS OF LICENSING FUNCTIONS

MATTER TO BE DEALT WITH	FULL COUNCIL	SUB-COMMITTEE OR PANEL	OFFICERS
Three year licensing policy	X		
Policy not to permit casinos	X		
Fee Setting - when appropriate		Executive	
Application for premises licences		Where representations have been received and not withdrawn	Where no representations received/ representations have been withdrawn
Application for a variation to a licence		Where representations have been received and not withdrawn	Where no representations received/ representations have been withdrawn
Application for a transfer of a licence		Where representations have been received from the Commission	Where no representations received from the Commission
Application for a provisional statement		Where representations have been received and not withdrawn	Where no representations received/ representations have been withdrawn
Review of a premises licence		X	
Application for club gaming /club machine permits		Where representations have been received and not withdrawn	Where no representations received/ representations have been withdrawn
Cancellation of club gaming/ club machine permits		X	
Applications for other permits			X
Cancellation of licensed premises gaming machine permits			X
Consideration of temporary use notice			X
Decision to give a counter notice to a temporary use notice		X	
Determination as to whether a person is an Interested Party			X
Determination as to whether representations are relevant			X
Determination as whether a representation is frivolous, vexatious or repetitive			X

Appendix C

Contact Details for Relevant Authorities

The Isle of Anglesey County Council	Licensing, Trading Standards Section Department of Environmental and Technical Services Council Offices Llangefni Anglesey LL77 7TW dmjpp@anglesey.gov.uk
The Gambling Commission	Berkshire House 168 - 173 High Holborn LONDON WC1V 7AA info@gamblingcommission.gov.uk
North Wales Police	Licensing Section North Wales Police Yr Ala Pwllheli LL53 5BU Ian.Williams4@nthwales.pnn.police.uk
North Wales Fire & Rescue Service	North Wales Fire & Rescue Service Head Office Llanberis Road Caerarfon Gwynedd LL55 2DF Fs.wd.supv1@nwales- fireservice.org.uk
Social Services Department	Council Offices Llangefni Anglesey LL77 7TW dwjss@anglesey.gov.uk
HM Customs & Excise	HM Revenue & Customs National Registration Unit Portcullis House 21 India Street Glasgow G2 4PZ

Appendix D

Consultees

Elected Members, Anglesey County Council
Town and Parish Councils on Anglesey
The Gambling Commission
North Wales Police Service
North Wales Fire & Rescue Service
Head of Social Service Department, Anglesey County Council
HM Revenues and Customs
Anglesey Community Safety Partnership
Head of Education and Leisure Department, Anglesey County Council
Head of Planning, Anglesey County Council
Bingo Association
Popelstone and Allen
William Hill
Ladbrooks
Coral
Corbetts
Carefree Racing
Empire Bingo
Crown Leisure Links
Leisure Link
Sceptre Leisure Solutions Ltd
City Vending UK Ltd
Gamestec Leisure Ltd
Group representing Premises Licensed to sell alcohol
Caravan Site owners
Religious/Faith Groups
Citizens Advice Bureau
Gam Care (Gamblers Anonymous)
Salvation Army
Debt Control Agencies
Urdd Youth Movement
Trade Unions
Voluntary/Community organizations working with children/vulnerable adults

Representatives of the holders of the various licences for premises in the District who will be affected by this policy

Members of the public who will be affected by this policy

Note: This list is not intended to be exclusive. Comments and observations will be welcome from anyone who will be affected by this policy

Appendix E

Table A

Schedule below demonstrates the latest proposals from the Gambling Commission regarding the different categories with maximum stakes and prizes that may apply.

Category of Machine	Maximum Stake	Maximum Prize
A	Unlimited	Unlimited
B1	£2	£4,000
B2	£100	£500
B3	£1	£500
B4	£1	£250
C	£1	£70
D	10p or 30p when non-monetary prize	£5 cash or £8 non-monetary prize

Table B, on page 23, expands on the above provisions coupling the premise type applicable to each machine category and numbers allowed per premises.

TableB

Premises Type	Machine category						
	A	B1	B2	B3	B4	C	D
Regional casino (table/ machine ratio of 25-1 up to maximum)	Maximum of 1250 machines Any combination of machines in categories A to D, within the total limit of 1250 (subject to table ratio)						
Large casino (table/ machine ratio of 5-1 up to maximum)		Maximum of 150 machines Any combination of machines in categories B to D, within the total limit of 150 (subject to table ratio)					
Small casino (table/ machine ratio of 2-1 up to maximum)		Maximum of 80 machines Any combination of machines in categories B to D, within the total limit of 80 (subject to table ratio)					
Pre-2005 Act casinos (no table/ machine ratio)		Maximum of 20 machines categories B to D <u>or</u> C or D machines instead					
Betting premises and tracks occupied by Pool Betting			Maximum of 4 machines categories B2 to D				
Bingo Premises				Maximum of 4 machines in category B3 or B4		No limit C or D machines	
Adult gaming centre				Maximum of 4 machines in category B3 or B4		No limit C or D machines	
Family entertainment centre (with premises licence)						No limit on Category C or D machines	
Family entertainment centre (with permit)							No limit on Category D machines
Clubs or miners' welfare institutes with permits					maximum of 3 machines in categories B4 to D		
Qualifying alcohol licensed premises						1 or 2 machines of category C or D automatic upon notification	
Qualifying alcohol licensed premises with gaming machine permit						Number as specified on permit	
Travelling fair							No Limit on Category D machines
	A	B1	B2	B3	B4	C	D