

Statement of Policy - Gambling Act

Head of Service/Contact:	Rod Brown, Head of Housing and Community
Annexes/Appendices (attached):	Statement of Licensing Policy
Other available papers (not attached):	Minutes of the Licensing and Planning Policy Committee on 5 June 2018

Report summary

The Council is requested to adopt a renewed Statement of Policy (Gambling Act).

Recommendation (s)

That Council adopt the recommendations of the Licensing and Planning Policy Committee on 7 June 2018.

1 Implications for the Council's Key Priorities, Service Plans and Sustainable Community Strategy

1.1 None for the purpose of this Report.

2 Background

2.1 Under the Gambling Act 2005, Epsom and Ewell Borough Council became the Licensing Authority for various regulatory functions in relation to gambling powers to license the licensable activities

2.2 Section 349 of the Gambling Act 2005 required the Authority to publish a Statement of Licensing Policy with regards to the undertaking of its licensing functions. Under the Act the Policy was to have effect for no longer than 3 years, after which time it had to be reviewed. As the current Policy was adopted by the Council to take effect on 27 December 2015, it must now be reviewed. In addition, before the revised Policy may take effect, the Authority must advertise the intention to publish the revision at least 4 weeks prior to the publication date.

2.3 In reviewing the Policy, the Authority is required to consult with persons listed in section 349 of the Gambling Act 2005. The consultation period commenced on 19 April 2018 and ended on 24 May 2018.

Council

17 July 2018

- 2.4 A list of bodies and individuals consulted is attached as an Annexe to the Statement of Policy. In addition details of the consultation were posted on the Council's website
- 2.5 The Licensing and Planning Policy Committee agreed to recommend to Council the adoption of the new Policy on 5 June 2018, subject to very minor amendments as set out in the Minutes of that meeting and which have been incorporated into the draft Statement attached at **Annex 1**.

3 Proposals

- 3.1 That the Policy is adopted, to take effect from 27 December 2018.

4 Financial and Manpower Implications

- 4.1 The adoption, implementation and enforcement of the Policy will be undertaken using existing resources.
- 4.2 **Chief Finance Officer's comments:** *None for the purpose of this report*

5 Legal Implications (including implications for matters relating to equality)

- 5.1 The Authority is required to publish a Statement of Gambling Policy under the Gambling Act 2005, with such Policy being kept under review as required, for a period not exceeding 3 years.
- 5.2 **Monitoring Officer's comments:** *None for the purposes of this report.*

6 Sustainability Policy and Community Safety Implications

- 6.1 None for the purposes of this Report.

7 Partnerships

- 7.1 The enforcement of the licensing regime is undertaken in partnership with Surrey Police and the Gambling Commission.

8 Risk Assessment

- 8.1 The enforcement of the licensing regime is undertaken in partnership with Surrey Police and the Gambling Commission.

9 Conclusion and Recommendations

- 9.1 In accordance with statute, the current policy statement has been reviewed and approved by Planning & Licensing Policy Committee. The Statement of Policy as attached as an Annexe is recommended to Council for adoption, to be effective from 27 December 2018.

Ward(s) Affected: (All Wards);