

# Public Document Pack

**Date of meeting** Tuesday, 25th August, 2015  
**Time** 7.00 pm  
**Venue** Committee Room 1, Civic Offices, Merrial Street,  
Newcastle-under-Lyme, Staffordshire, ST5 2AG  
**Contact** Geoff Durham

## Licensing Committee

### SECOND SUPPLEMENTARY AGENDA

#### PART 1 – OPEN AGENDA

- 2 Report on Gambling Policy (Pages 3 - 40)  
3a Application for a Premise Licence Lamb Stores, Kidsgrove (Pages 41 - 64)

**Members:** Councillors Bailey, Eastwood, Frankish, Hambleton (Chair), Harper, Johnson, Mancey, Parker, Simpson, Tagg, Welsh, Wemyss, White (Vice-Chair), Williams and Winfield

**PLEASE NOTE:** The Council Chamber and Committee Room 1 are fitted with a loop system. In addition, there is a volume button on the base of the microphones. A portable loop system is available for all other rooms. Should you require this service, please contact Member Services during the afternoon prior to the meeting.

**Members of the Council:** If you identify any personal training/development requirements from any of the items included in this agenda or through issues raised during the meeting, please bring them to the attention of the Democratic Services Officer at the close of the meeting.

**Meeting Quorums :-** 16+= 5 Members; 10-15=4 Members; 5-9=3 Members; 5 or less = 2 Members.

Officers will be in attendance prior to the meeting for informal discussions on agenda items.

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## **GAMBLING ACT 2005 – STATEMENT OF GAMBLING POLICY**

**Submitted by: Democratic Services Manager**

**Portfolio: Safer Communities**

**Ward(s) affected: All**

### **Purpose of the Report**

To discuss and agree upon the consultation process for the Council's Gambling Policy. Under Section 349 of the Gambling act 2005, the Council has a statutory duty to review its Gambling statement as set out in the Gambling Policy before December 2015.

### **Recommendations**

- 1. That the Consultees for the Gambling Policy be agreed upon.**
- 2. That the Gambling Policy for Newcastle under Lyme be sent out for an 8 week consultation period.**
- 3. That any responses received to the consultation be considered by the Committee at the meeting to be held on 22<sup>nd</sup> October 2015 and that recommendations of this Committee to be included in the final report to Full Council.**
- 4. That the updated Policy be presented for approval to Full Council at its meeting on Wednesday 29<sup>th</sup> November 2015.**

### **Reasons**

Under section 349 of the Gambling Act 2005 the Council has a statutory duty to review its Gambling statement set out in the Gambling Policy before December 2015.

## **1. GAMBLING ACT 2005 – STATEMENT OF GAMBLING POLICY**

### **Background**

**1.1** Section 2 of the Gambling Act provides that the following are licensing authorities in England:

(i) a district council, (ii) a county council for a county in which there are no district councils, (iii) a London borough council, (iv) the Common Council of the City of London, (v) the Council of the Isles of Scilly.

**1.2** Under section 349 of the Gambling Act 2005 the Council has a statutory duty to review its Gambling statement set out in the Gambling Policy before December 2015.

**1.3** Section 154 of the Act provides that all decisions relating to premises licences are delegated to the licensing committee of the authority that has been established under section 6 of the Licensing Act 2003, except:

- 1. A resolution not to issue casino licences, which must be taken by the whole authority;**
- 2. Functions in relation to the Licensing Authority Statement of Policy, which must be**

taken by the whole authority;

3. Setting fees (to the extent that a licensing authority has delegated power in relation to fees) is the responsibility of the full council – the full council can delegate decisions to the licensing committee, but there is no automatic delegation, so each authority must decide its approach to setting fees.

1.4 Decisions that are delegated to a licensing committee may be further delegated to a subcommittee of the licensing committee, which may arrange for them to be taken by an officer of the authority. However, the following decisions may not be made by an officer (ie they must be made by either the sub-committee or the licensing committee):

- Determination of an application for a premises licence where representations have been made and not withdrawn
- Determination of an application for variation of a premises licence where representations have been made and not withdrawn
- Determination of an application for transfer, following representations by the Commission
- Determination of an application for a provisional statement where representations have been made and not withdrawn
- Review of a premises licence.

1.5 Licensing authorities in England and Wales also have responsibilities under the Licensing Act 2003. There are some inter dependencies between the Licensing Act 2003 and the Gambling Act 2005 in terms of the framework for decision making and the procedures that must be followed. But licensing authorities must take care to ensure that in dealing with applications under the Gambling Act they follow the procedures that this Act requires and only take into account issues that are relevant to this Act. Particular care should be taken to distinguish Gambling Act considerations from those relevant to alcohol licensing, public entertainment or late night refreshments.

## 2. Issues

It is suggested that the updated draft policy be sent out for Consultation on Friday 28<sup>th</sup> August 2015 following discussions at this meeting for a period of 8 weeks ending on Friday 23<sup>rd</sup> October 2015. Officers will then collate any comments received during the consultation into a report for this committee to consider on 22<sup>nd</sup> October 2015 prior to submission to Full Council on 25<sup>th</sup> November 2015.

The legislation specifies certain groups and organisations that must be consulted regarding the revised policy under Section 349 (3) of the Gambling Act 2005:

- The Chief Officer of Police for the authority's area
- One or more persons who appear to the authority to represent the interests of persons carrying on gambling businesses in the authority's area
- One or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Gambling Act

The legislation is however deliberately wide to enable Licensing Authorities to undertake a comprehensive consultation exercise with anyone who may be affected by or otherwise have an interest in the Licensing Authority Statement of Licensing Policy.

Licensing Authorities may wish to consider the following:

- Consultation with a range of organisations including faith groups, voluntary and community organisations working with children and young people, organisations working with people

who are problem gamblers, medical practices or primary care trust and advocacy agencies such as the Citizen's Advice Bureau and trade unions.

- Consultation with other tiers of local government where they exist.
- Consultation with businesses that are, or will be, holders of a premises licence
- Consultation with the organisations names as responsible authorities in the Act.

It is intended to advertise the consultation on the Council's website, on the Council's notice board, by writing to all elected members, Parish and Town Councils, LAPS and to the Consultees detailed in the list attached at Appendix B. All current premises licence holders and personal licence holders will also be sent a copy of the correspondence. VAST will also be consulted as they will provide an email distribution to 412 contacts plus we will request that the consultation be placed on the VAST website and e-bulletin.

A list of groups and individuals previously consulted is attached at **Appendix B**. Any further suggestions for potential Consultees are welcomed.

### 3. **Timetable**

25 <sup>th</sup> August 2015	Initial discussions at Licensing Committee
28 <sup>th</sup> August 2015	Gambling Policy send out for consultation
23 <sup>rd</sup> October 2015	End of Consultation period
22 <sup>nd</sup> October 2015	Meeting of Licensing Committee to discuss responses to the consultation
25 <sup>th</sup> November 2015	Meeting of Full Council to agree updated Policy

### 4. **Legal and Statutory Implications**

Under section 349 of the Gambling Act 2005 the Council has a statutory duty to review its Gambling statement set out in the Gambling Policy before December 2015.

### 5. **List of Appendices**

Appendix A Updated Draft Gambling Policy for Consultation  
Appendix B List of previous Consultees

### 6. **Background Papers**

Newcastle under Lyme Gambling Policy 2012

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# **STATEMENT OF GAMBLING POLICY**

DRAFT 2015

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## **PART A – THE GAMBLING ACT 2005**

### **1. The Licensing Objectives**

- 1.1 Under the Gambling Act 2005 (the Act), the Borough Council of Newcastle-under-Lyme is the licensing authority for Newcastle-under-Lyme and licences premises for gambling activities as well as granting various other gambling permits. In this document unless otherwise stated any references to the Council are to the Borough Council of Newcastle-under-Lyme Licensing Authority
- 1.2 The Council will carry out its functions under the Act with a view to promoting the three licensing objectives set out at Section 1 of the Act. The licensing objectives are:
- Preventing gambling from being a source of crime or disorder, being associated with crime or being used to support crime;
  - Ensuring that gambling is conducted in a fair and open way;
  - Protecting children and other vulnerable persons from being harmed or exploited by gambling.
- 1.3 More information can be found about how the Council will promote the licensing objectives in Parts B and C of this document
- 1.4 The Council will also follow any regulations and statutory guidance issued in accordance with the Act and have regard to any Codes of Practice issued by the national gambling regulator, the Gambling Commission
- 1.5 The Council is aware that in making decisions about premises licences it should aim to permit the use of premises for gambling insofar as it thinks it is:
- In accordance with any relevant Code of Practice issued by the Gambling Commission;
  - In accordance with any relevant guidance issued by the Gambling Commission;
  - Reasonably consistent with the licensing objectives; and
  - In accordance with the Council's Statement of Gambling Policy.

### **2. The Purpose of the Gambling Policy**

- 2.1 Licensing authorities are required by the Gambling Act 2005 to publish a statement of the principles which they propose to apply when exercising their functions under the Act. This document fulfils this requirement. Such statement must be published at least every three years. The statement can also be reviewed from time to time and any amendments must be consulted upon. The statement must then be re-published

2.2 The Council consulted widely upon this Policy Statement before finalising and publishing it. A list of the consultees is given below:

- Staffordshire Police
- Staffordshire County Council
- Representatives of local businesses (including the North Staffordshire Chamber of Trade and the Newcastle Chamber of Trade)
- Local residents and their representatives
- Town and Parish Councils in the Borough
- Local Members of Parliament
- National bodies representing the gambling trade
- National charities concerned with the social impact of gambling
- Representatives of existing licence holders
- Renew and North Staffs Regeneration Zone
- Newcastle Community Safety Partnership
- Keele University
- Local financial/debt management agencies
- Department of Community Services, Newcastle Borough Council
- Department of Regeneration and Planning Services, Newcastle Borough Council
- Staffordshire County Council Trading Standards
- Newcastle LSP
- Aspire Housing
- North Staffs Race Equality Council

2.3 The consultation took place between September and November 2006 and followed the Cabinet Office Code of Practice on consultations published in April 2004. This document is available from the Cabinet Office website at [www.cabinetoffice.gov.uk](http://www.cabinetoffice.gov.uk)

2.4 A copy of the consultation report containing a summary of the comments received and the consideration by the Council of those comments is available on request

2.5 The Policy was approved at a meeting of the Full Council on 20th December 2006 (resolution 563/06).

### **3. The Licensing Framework**

3.1 The Gambling Act 2005 brought about changes to the way that gambling is administered in the United Kingdom. The Gambling Commission is the national gambling regulator and has a lead role in working with Central Government and local authorities to regulate gambling activity

3.2 The Gambling Commission issues operators' licences and personal licences. Any operator wishing to provide gambling at certain premises must have applied for the requisite personal licence and operator's licence before they can approach the Council for a premises licence. In this way, the Gambling Commission is able to screen applicants and organisations to ensure they have the correct credentials to operate gambling premises. The Council's role is to ensure premises are suitable for providing gambling in line with the three licensing objectives and any Codes of Practice issued by the Gambling

Commission. The Council also issues various permits and notices to regulate smaller scale and/or ad hoc gambling in other locations such as pubs, clubs and hotels

- 3.3 The Council does not licence large society lotteries or remote gambling through websites. These areas fall to the Gambling Commission. The National Lottery is not licensed by the Gambling Act 2005 and continues to be regulated by the National Lottery Commission under the National Lottery Act 1983.

#### **4. Local Risk Assessments**

- 4.1 The Gambling Commission's Licence Conditions and Code of Practice (LCCP) which were revised and published in February 2015 formalised the need for Operators to consider local risks.

- 4.2 The Social Responsibility (SR) code requires licensees to assess the local risk to the licensing objectives posed by the provision of gambling facilities at each of their premises, and have policies, procedures and control measures to mitigate those risks. In undertaking their risk assessments, they must take into account relevant matters identified in this policy statement.

- 4.3 Licensees are required to undertake a local risk assessment when applying for a new premises licence. Their risk assessment must also be updated:

- When applying for a variation of a premises licence
- To take account of significant changes in local circumstances, including those identified in this policy statement
- Where there are significant changes at a licensee's premises that may affect their mitigation of local risks.

- 4.4 The Council requires licensees to share their risk assessment with the licensing authority when applying for a premises licence or applying for a variation to existing licensed premises, or otherwise.

- 4.5 The risk assessment should will set out the measures the licensee has in place to address specific concerns. This practice should reduce the occasions on which a premises review and the imposition of license conditions are required.

- 4.6 Where this policy statement sets out its approach to regulation with clear reference to local risks, the licensing authority will facilitate operators being able to better understand the local environment and therefore proactively mitigate risks to the licensing objectives. In some circumstances, it might be appropriate to offer the licensee the opportunity to volunteer specific conditions that could be attached to the premises licence.

- 4.7 A template risk assessment is attached at Appendix 2.

#### **5. Local area profile**

- 5.1 The Licensing Authority has completed an assessment of the local environment as a means of 'mapping out' local areas of concern, which can be reviewed and updated to reflect changes to the local landscape. Such an assessment is known as the local area profile. There is no statutory duty on

the Licensing Authority to complete an area profile; however benefits for both the Licensing Authority and Operators would be in having a better awareness of the local area and risks. Importantly, risk in this context includes potential and actual risk, thereby taking into account possible future emerging risks, rather than reflecting current risks only.

- 5.2 The Borough is the second largest district in Staffordshire and has a population of 123,900. The majority of the population live in the urban centres of Newcastle-under-Lyme and Kidsgrove which are located in close proximity to the City of Stoke-on-Trent and form part of the North Staffordshire Conurbation. The areas around the urban centre to the north, south and west are mainly rural comprising mostly Green Belt and Areas of Special Landscape where new development is restricted and population density is low.
- 5.3 The total number of people who are in employment aged between 16 and 74 is 57,366 (62.13%) with 61,568 being classed as economically active (66.7%).
- 5.4 The total number of people deemed to be in very good health is 44.7% in comparison to 47.2% across England as a whole.

The population profile for residents is as below:

Age	Population	Percentage
0- 4	6,314	5.1%
5 -9	6,368	5.1%
10 - 15	8,376	6.7%
16 - 24	16,675	13.5%
25 - 44	30,206	24.4%
45 - 64	33,424	27.0%
65 - 74	12,030	9.7%
75 +	10,478	8.5

- 5.5 The Borough has a black and minority ethnic population of 5% made up of a number of different groups with no single largest minority community
- 5.6 Over recent years there has been significant growth in entertainment use within Newcastle town centre and Newcastle now has a vibrant night time economy
- 5.7 Newcastle Borough Council has a total of 20 gambling premises licences.

The breakdown of those licences by type and location is given below:

By premises:

- Betting: 14
- Betting (Track): 0
- Bingo: 1
- Adult Gaming Centres (AGC's): 3
- Licensed Family Entertainment Centres: 2

By location:

- Town Ward: 10

Cross Heath: 1  
Chesterton: 1  
Butt Lane: 2  
Wolstanton: 2  
Silverdale and Parkside: 1  
Ravenscliffe: 1  
Keele (M6 Service Station): 2  
Bradwell: 1

A map of the Council area and the location of the gambling premises is attached at Appendix 3.

- 5.8 The Council will proactively engage with all responsible authorities as well as other organisations; public health, mental health, housing, education, community welfare groups and safety partnerships to ensure any new or varied applications are assessed taking the local area profile and any risks into account.
- 5.9 This Statement of Gambling Policy seeks to promote the licensing objectives within the Borough.

## **6. Declaration**

- 6.1 This Policy Statement will not override the right of any person to make an application, make representations about an application or apply for a review of a licence, as each will be considered on its own merits and according to the statutory requirements of the Gambling Act 2005
- 6.2 In producing the final Statement of Gambling Policy, the Council declares that it has had regard to the licensing objectives of the Gambling Act 2005, the guidance issued by the Gambling Commission and any responses from those consulted on the Policy Statement.

## **7.0 Responsible Authorities**

- 7.1 The Act empowers certain agencies to act as responsible authorities so that they can employ their particular area of expertise to help promote the licensing objectives. Responsible authorities are able to make representations about licence applications or apply for a review of an existing licence. Responsible authorities will also offer advice and guidance to applicants
- 7.2 The Council is required by regulations to state the principles it will apply to designate, in writing, a body which is competent to advise the authority about the protection of children from harm. The principles are:
- The need for the body to be responsible for an area covering the whole of the licensing authority's area;
  - The need for the body to be answerable to democratically elected persons, rather than any particular vested interest group etc.
- 7.3 In accordance with the regulations, the Council designates the Local Safeguarding Children Board for this purpose

7.4 The contact details of all the responsible authorities under the Gambling Act 2005 can be found in our application packs and on the Council's website at [www.newcastle-staffs.gov.uk](http://www.newcastle-staffs.gov.uk).

## 8.0 Interested Parties

8.1 Interested parties are certain types of people or organisations that have the right to make representations about licence applications or apply for a review of an existing licence. These parties are defined in the Gambling Act 2005 as set out below.

8.2 For the purposes of this part, a person is an interested party in relation to an application for or in respect of a premises licence if, in the opinion of the licensing authority which issues the licence or to which the application is made, the person:

- (a) lives sufficiently close to the premises to be likely to be affected by the authorised activities;
- (b) has business interests that might be affected by the authorised activities, or
- (c) represents persons who satisfy paragraphs (a) or (b).

8.3 The Council is required by regulations to state the principles it will apply to determine whether a person is an interested party. The principles are:

- Each case will be decided upon its merits. The Council will not apply a rigid rule to its decision making. It will consider the examples of considerations provided in the Gambling Commission's Guidance to Local Authorities. Within this framework, the Council will accept representations made on behalf of residents and tenants' associations
- In order to determine if an interested party lives or has business interests sufficiently close to the premises to be likely to be affected by the gambling activities, the Council will consider factors such as the size of the premises and the nature of the activities taking place.

8.4 The Council will provide more detailed information on the making of representations in a separate guidance note.

## 9. Exchange of Information

9.1 Licensing authorities are required to include in their Policy Statement the principles to be applied by the Authority with regard to the exchange of information between it and the Gambling Commission, as well as other persons listed in Schedule 6 to the Act

9.2 The principle that the Council applies is that it will act in accordance with the provisions of the Gambling Act 2005 in its exchange of information which includes the provision that the Data Protection Act 1998 will not be contravened. The Council will also have regard to any guidance issued by the Gambling Commission to local authorities on this matter when it is published, as well as any relevant regulations issued by the Secretary of State under the powers provided in the Gambling Act 2005.

## 10. Licensing Authority Functions

Licensing authorities are responsible under the Act for:

- Licensing premises where gambling activities are to take place by issuing premises licences
- Issuing provisional statements
- Regulating members' clubs and miners' welfare institutes who wish to undertake certain gaming activities via issuing Club Gaming Permits and/or Club Machine Permits
- Issuing Club Machine Permits to commercial clubs
- Granting permits for the use of certain lower stake gaming machines at unlicensed Family Entertainment Centres
- Receiving notifications from alcohol licensed premises (under the Licensing Act 2003) of the use of two or less gaming machines
- Granting Licensed Premises Gaming Machine Permits for premises licensed to sell/supply alcohol for consumption on the licensed premises under the Licensing Act 2003, where more than two machines are required
- Registering small society lotteries below prescribed thresholds
- Issuing Prize Gaming Permits
- Receiving and endorsing Temporary Use Notices
- Receiving Occasional Use Notices (for tracks)
- Providing information to the Gambling Commission regarding details of licences issued (see section above on information exchange)
- Maintaining registers of the permits and licences that are issued under these functions

10.1 The Council will not be involved in licensing remote gambling at all. This will fall to the Gambling Commission via operators' licences.

## 11. Definition of Children and Young Persons

In this policy "child" means an individual who is less than 16 years old.

In this policy "young person" means an individual who is not a child but who is less than 18 years old.



## **PART B – PROMOTION OF THE LICENSING OBJECTIVES**

### **12. Preventing Gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime**

12.1 The Gambling Commission will take a lead role in keeping gambling crime-free by vetting all applicants for personal and operators' licences. The Council's main role is to try and promote this area with regard to actual premises. So, where an area has known high levels of organised crime the Council will consider carefully whether gambling premises are suitable to be located there (see paragraphs 13.8 and 13.9) and whether conditions may be required such as the provision of door supervision (see paragraph 13.15)

12.2 There is a distinction between disorder and nuisance. In order to make the distinction when incidents of this nature occur, the Council will consider factors such as whether Police assistance was required and how threatening the behaviour was to those who could see it

12.3 Issues of nuisance cannot be addressed by the Gambling Act provisions. However, problems of this nature can be addressed through other legislation as appropriate.

12.4 Examples of the specific steps the Council may take to address this area can be found in the various sections covering specific premises types in Part C of this document and also in Part D which covers permits and notices.

### **13. Ensuring that Gambling is conducted in a fair and open way**

13.1 The Council is aware that except in the case of tracks (see Section 18), generally the Gambling Commission does not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will be addressed via operating and personal licences.

13.2 The Council will however familiarise itself with operator licence conditions and will communicate any concerns to the Gambling Commission about misleading advertising or any absence of required game rules or other information.

13.3 Examples of the specific steps the Council may take to address this area can be found in the various sections covering specific premises types in Part C of this document, and also in Part D which covers permits and notices.

### **14. Protection of Children**

14.1 This licensing objective means preventing children from taking part in gambling (as well as restriction of advertising so that gambling products are not aimed at or are particularly attractive to children). The Council will therefore consider whether specific measures are required at particular premises with regard to this licensing objective. Appropriate measures may include supervision of entrances/machines, segregation of areas etc.

14.2 The Council will pay particular attention to any Codes of Practice which the Gambling Commission issues regarding this licensing objective in relation to specific premises such as casinos

14.3 Examples of the specific steps the Council may take to address this area can be found in the various sections covering specific premises types in Part C of this document and also in Part D which covers permits and notices.

## **15. Protection of Vulnerable People**

15.1 Regarding the term 'vulnerable persons', the Council is not seeking to offer a definition but will, for regulatory purposes, assume that this group includes people who gamble more than they want to; people who gamble beyond their means and people who may not be able to make informed or balanced decisions about gambling due to mental health needs, learning disability or substance misuse relating to alcohol or drugs. The Council will consider this licensing objective on a case by case basis having regard to any guidance issued by the Gambling Commission. Should a practical definition prove possible in future then this policy statement will be updated with it, by way of a revision

15.2 The Council will promote this objective by publishing information on the Council website about the symptoms of problem gambling and the various support organisations which are available to help problem gamblers. These web pages will be prepared in conjunction with these support agencies

15.3 The Council will also familiarise itself with operator licence conditions related to this objective which may include a requirement for operators to provide information to their customers on how to gamble responsibly and how to access information about problem gambling. The Council will communicate any concerns to the Gambling Commission about any absence of this required information

15.4 Examples of the specific steps the Council may take to address this area can be found in the various sections covering specific premises types in Part C of this document and also in Part D which covers permits and notices.

## **PART C – PREMISES LICENCES**

### **16. Introduction to Premises Licensing**

- 16.1 The Council will issue premises licences to allow those premises to be used for certain types of gambling. For example, premises licences will be issued to amusement arcades, bingo halls, bookmakers and casinos
- 16.2 Premises licences will be subject to the permissions/restrictions set out in the Gambling Act 2005 and regulations as well as specific mandatory and default conditions which will be detailed in regulations issued by the Secretary of State. Licensing authorities are able to exclude default conditions and also attach other conditions, where it is believed to be necessary and proportionate.

#### ***Definition of 'Premises'***

- 16.3 Premises is defined in the Act as 'any place'. Different premises licences cannot apply in respect of a single premises at different times. However, it is possible for a single building to be subject to more than one premises licence, provided they are for different parts of the building and the different parts of the building can be reasonably regarded as being different premises. Whether different parts of a building can properly be regarded as being separate premises will always be a question of fact in the circumstances
- 16.4 The Council will take particular care in considering applications for multiple licences for a building and those relating to a discrete part of a building used for other non-gambling purposes. In particular, the Council will assess entrances and exits from parts of a building covered by one or more licences to satisfy itself that they are separate and identifiable so that the separation of different premises is not compromised and that people do not 'drift' into a gambling area
- 16.5 The Council will pay particular attention to applications where access to the licensed premises is through other premises (which themselves may be licensed or unlicensed). Issues that the Council will consider before granting such applications include whether children can gain access; compatibility of the two establishments and the ability to comply with the requirements of the Act. In addition, an overriding consideration will be whether, taken as a whole, the co-location of the licensed premises with other facilities has the effect of creating an arrangement that otherwise would, or should, be prohibited under the Act
- 16.6 An applicant cannot obtain a full premises licence until the premises in which it is proposed to offer the gambling are constructed. The Gambling Commission has advised that references to 'the premises' are to the premises in which gambling may now take place. Thus a licence to use premises for gambling will only be issued by the Council in relation to premises that are ready to be used for gambling. Whether a premises is finished to a degree that it can be considered for a premises licence will always be a question of fact in the circumstances. Requiring a building to be complete ensures that the Council can, if necessary, inspect it fully, as can other responsible authorities with inspection rights
- 16.7 Where a premises is not yet built or is about to be altered for the purpose of providing gambling and ultimately a premises licence will be required, the

applicant should in the first instance consider making an application for a provisional statement (see Section 20).

**Location**

16.8 The Council is aware that demand issues (e.g. the likely demand or need for gambling facilities in the area) cannot be considered with regard to the location of premises but that considerations in terms of the licensing objectives can. The Council will pay particular attention to the protection of children and vulnerable persons from being harmed or exploited by gambling, as well as issues of crime and disorder

16.9 With regard to these objectives, it is the Council's policy, upon receipt of any relevant representations, to look at specific location issues including:

- The proximity of the premises to schools and vulnerable adult centres
- The proximity of the premises to residential areas where there may be a high concentration of families with children
- The size of the premises and the nature of the activities taking place
- Any levels of organised crime in the area.

Such information may be used to inform the decision the Council makes about whether to grant the licence, to grant the licence with special conditions or to refuse the application

16.10 This policy does not preclude any application being made and each application will be decided on its merits, with the onus being upon the applicant to show how the concerns can be overcome.

**Duplication with other regulatory regimes**

16.11 The Council will seek to avoid any duplication with other statutory/regulatory systems where possible, including planning. The Council will not consider whether a licence application is likely to be awarded planning permission or building regulations approval in its consideration of it. It will listen to and consider carefully any concerns about conditions which are not able to be met by licensees due to planning restrictions, should such a situation arise.

**Conditions**

16.12 Any conditions attached to licences will be proportionate and will be:

- Relevant to the need to make the proposed building suitable as a gambling facility
- Directly related to the premises and the type of licence applied for, and/or related to the area where the premises is based
- Fairly and reasonably related to the scale and type of premises and
- Reasonable in all other respects

16.13 Decisions about individual conditions will be made on a case by case basis, although there will be a number of control measures the Council will consider using, such as the use of door supervisors, supervision of adult gaming machines, appropriate signage for adult only areas etc. There are specific comments made in this regard under each of the licence types below. The

Council will also expect the applicant to offer his/her own suggestions as to the way in which the licensing objectives can be met effectively

16.14 There are conditions which the Council cannot attach to premises licences which are:

- Any condition on the premises licence which makes it impossible for the applicant to comply with an operating licence condition
- Conditions relating to gaming machine categories, numbers or method of operation
- Conditions which provide that membership of a club or body be required (the Gambling Act 2005 specifically removes the membership requirement for casino and bingo clubs and this provision prevents it being reinstated) and
- Conditions in relation to stakes, fees, winnings or prizes.

### ***Door supervision***

16.15 The Council will consider whether there is a need for door supervision in terms of the licensing objectives of protection of children and vulnerable persons from being harmed or exploited by gambling, and also in terms of preventing premises becoming a source of crime. It should be noted that the Gambling Act 2005 has amended the Private Security Industry Act 2001 and that door supervisors at casinos or bingo premises are not required to be licensed by the Security Industry Authority. Where door supervisors are required at these premises, it is the operator's responsibility to ensure that any persons employed in this capacity are fit and proper to carry out such duties. Normally door supervisors will only be required in betting offices if there is clear evidence from the history of trading that it is necessary and proportionate. Possible ways to achieve this could be to carry out a criminal records (CRB) check on potential staff and also to ensure that staff members have attended Security Industry recognised training

## **17. Adult Gaming Centres and Licensed Family Entertainment Centres (LFECs)**

17.1 Adult Gaming Centres are a new category of premises introduced by the Act that are most closely related to what are commonly known as adult only amusement arcades, seen in many city centres. Licensed Family Entertainment Centres (LFECs) are those premises which usually provide a range of amusements such as computer games and penny pushers and may have a separate section set aside for adult only gaming machines with higher stakes and prizes.

17.2 Under the Act a premises holding an adult gaming centre licence will be able to make certain numbers of category B, C and D gaming machines available and no-one under 18 will be permitted to enter such premises. LFECs will be able to make available a certain number of category C and D machines where there is clear segregation in place so children do not access the areas where the category C machines are located (see Appendix 1)

17.3 The Council will specifically have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling in the above

premises. The Council will expect applicants to satisfy the Authority that there will be sufficient measures to ensure that under 18 year olds do not have access to the premises or in the case of LFECs to the adult only gaming machine areas

17.4 The Council will expect applicants to offer their own measures to meet the licensing objectives. However, appropriate measures/licence conditions may cover issues such as:

- Proof of age schemes (e.g. PASS schemes)
- The use of Challenge 25 policy
- The use of 'No ID No Entry' policy
- To train staff in the law and challenge people as to their age
- CCTV
- Door supervision
- Supervision of machine areas
- Physical separation of areas
- Location of entry
- Notices/signage
- Specific opening hours
- The appointment of a single senior named point of contact to assist in compliance.

This list is not mandatory nor exhaustive and is merely indicative of examples

17.5 The Council will refer to the Gambling Commission's website to familiarise itself with any conditions that apply to operating licences covering the way in which the area containing the category C machines should be delineated. The Council will also make itself aware of any mandatory or default conditions on these premises licences when they have been published.

## **18. Casinos**

18.1 The Gambling Act states that a casino is an arrangement whereby people are given the opportunity to participate in one or more casino games whereby casino games are defined as a game of chance which is not equal chance gaming. This means that casino games offer the chance for multiple participants to take part in a game competing against the house or bank at different odds to their fellow players

18.2 The Act introduces three new categories of larger casino –

- One super/regional casino
- Eight large casinos and
- Eight small casinos

These 17 casinos will be sited in various regions around Britain in line with decisions made by the Independent Casino Advisory Panel

### **Casino Resolution**

18.3 With regard to the casinos referred to at paragraph 15.2, each local authority is required to publish information in its Statement of Gambling Policy about how the Authority has taken or will take a decision to pass (or not to pass) a casino

resolution. A casino resolution is a judgment made by a local authority about whether it will allow any small, large or the regional casino to be located in its authority area. The Council has passed a resolution that there will be no casinos in the Newcastle-under-Lyme town centre.

### **Proposal for a Casino**

- 18.4 The Council has not submitted a proposal for a large casino to the Independent Casinos Advisory Panel

### **Casinos and Competitive Bidding**

- 18.5 Where a local authority area is enabled to grant a premises licence for a new style casino there are likely to be a number of operators who will want to run the casino. In such situations the Council will have regard to Schedule 9 of the Gambling Act 2005

### **Licence Considerations/Conditions**

- 18.6 The Gambling Commission has indicated that further guidance will be issued in due course about the particular issues that licensing authorities should take into account in relation to the suitability and layout of casino premises. This guidance will be considered by the Council when it is made available

### **Betting Machines**

- 18.7 The Council is aware that Section 181 of the Act contains an express power for licensing authorities to restrict the number of betting machines, their nature and the circumstances in which they are made available by attaching a licence condition to a casino premises licence (where betting is permitted in the casino). When considering whether to impose a condition to restrict the number of betting machines in particular premises, the Council, amongst other things, will take into account the size of the premises, the number of counter positions available for person to person transactions, and the ability of staff to monitor the use of the machines by children and young persons (it is an offence for those under 18 to bet) or by vulnerable people.

## **19. Bingo Premises**

- 19.1 There is no official definition for bingo in the Gambling Act 2005. However, from a licensing point of view there will be a new category of premises licence specifically for bingo premises which will be used by traditional commercial bingo halls for both cash and prize bingo. In addition, they will also be able to provide a limited number of gaming machines in line with the provisions of the Act (see Appendix 1)

- 19.2 The Council is aware that it is important that if children are allowed to enter premises licensed for bingo that they do not participate in gambling, other than on category D machines. Where category C or above machines are available in premises to which children are admitted then the Council will ensure that:

- All such machines are located in an area of the premises separate from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance

- Only adults are admitted to the area where the machines are located
- Access to the area where the machines are located is supervised
- The area where the machines are located is arranged so that it can be observed by staff of the operator or the licence holder, and
- At the entrance to, and inside any such area there are prominently displayed notices indicating that access to the area is prohibited to persons under 18.

19.3 The Council is also aware that the Gambling Commission is to issue further guidance regarding the particular issues that licensing authorities should take into account in relation to the suitability and layout of bingo premises. This guidance will be considered by the Council once it is made available.

## 20. Betting Premises

20.1 Betting premises are premises such as bookmakers where various types of gambling are authorised to take place. The Act contains a single class of licence for betting premises. However, within this single class there are different types of premises which require licensing such as normal high street bookmakers, bookmakers located in self-contained facilities at racecourses as well as the general betting premises licences that track operators will require

20.2 **Betting machines** – the Council is aware that Section 181 of the Act contains an express power for licensing authorities to restrict the number of betting machines and the nature and circumstances in which they are made available by attaching a licence condition to a betting premises licence. When considering whether to impose a condition to restrict the number of betting machines in particular premises the Council, amongst other things, will take into account the size of the premises, the number of counter positions available for person to person transactions and the ability of staff to monitor the use of the machines by children and young persons (it is an offence for those under 18 to bet) or by vulnerable people.

## 20.3 Tracks

20.4 Tracks are sites where races or other sporting events take place. Betting is a major gambling activity on tracks, both in the form of pool betting (often known as the 'totaliser' or 'tote'), and also general betting, often known as 'fixed odds' betting. Multiple betting outlets are usually located on tracks such as 'on course' betting operators who come on to the track just on race days to provide betting for the races taking place on that track. There can also be 'off course' betting operators who may operate self-contained facilities at the tracks which offer customers the chance to bet on other events, not just those taking place on the track. All tracks will require an overriding 'general betting premises licence' that the track operator will hold

20.5 The Council is aware that tracks may be subject to one or more than one premises licence, provided each licence relates to a specified area of the track.



The Council is also aware that the track operator may not be required to hold an operator licence as there may be several premises licence holders at the track who will need to hold their own operator licences. The Council will consider the impact upon the protection of children licensing objective and the need to ensure that entrances to each type of premises are distinct and that children are excluded from gambling areas where they are not permitted to enter

- 20.6 Children and young persons will be permitted to enter track areas where facilities for betting are provided on days when racing takes place, although they are still prevented from entering areas where gaming machines (other than Category D machines) are provided
- 20.7 The Council will expect applicants to offer their own measures to meet the licensing objectives. However, appropriate measures/licence conditions may cover issues such as:
- Proof of age schemes (e.g. PASS schemes)
  - The use of Challenge 25 policy
  - The use of 'No ID No Entry' policy
  - To train staff in the law and challenge people as to their age
  - CCTV
  - Door supervision
  - Supervision of machine areas
  - Physical separation of areas
  - Location of entry
  - Notices/signage
  - Specific opening hours
  - The appointment of a single senior named point of contact to assist in compliance.

This list is not mandatory nor exhaustive and is merely indicative of examples.

- 20.8 **Betting machines** – the Council is aware that Section 181 of the Act contains an express power for licensing authorities to restrict the number of betting machines, their nature and the circumstances in which they are made available by attaching a licence condition to a betting premises licence. When considering whether to impose a condition to restrict the number of betting machines in particular premises, the Council, amongst other things, will take into account the size of the premises, the number of counter positions available for person to person transactions, and the ability of staff to monitor the use of the machines by children and young persons (it is an offence for those under 18 to bet) or by vulnerable people. The Council will also consider the special implications that may arise at a track due to the size of the premises and the possibility that machines may be scattered around the site making it more difficult for the track operator to comply with the law and prevent children from betting on the machines
- 20.9 The Council agrees with the Commission's view that it is preferable for all self-contained premises operated by off-course betting operators on track to be the subject of separate premises licences. This ensures that there is clarity between the respective responsibilities of the track operator and the off-course betting operator running a self-contained unit on the premises

- 20.10 **Condition on rules being displayed** – the Council will consider any Gambling Commission guidance about the application of conditions regarding rules being displayed. The Council may require the track operator to ensure that the rules are prominently displayed in or near the betting areas, or that the rules are displayed in the race card or made available in leaflet form from the track office.

## 21. Travelling Fairs

- 21.1 Travelling fairs have traditionally been able to provide various types of low stake gambling without the need for a licence or permit provided that certain conditions are met and this provision continues in similar fashion under the new Act
- 21.2 Travelling fairs have the right to provide an unlimited number of category D gaming machines and/or equal chance prize gaming (without the need for a permit) as long as the gambling amounts to no more than an ancillary amusement at the fair (see Appendix 1)
- 21.3 The Council will consider whether any fairs which take up the above entitlement fall within the statutory definition of a travelling fair
- 21.4 The Council is aware that the 27 day statutory maximum for the land being used as a fair is per calendar year, and that it applies to the piece of land on which the fairs are held, regardless of whether it is the same or different travelling fairs occupying the land. The Council will work with its neighbouring authorities to ensure that land which crosses its boundaries is monitored so that the statutory limits are not exceeded.

## 22. Provisional Statements

- 22.1 A provisional statement application is a process which allows a developer to examine the likelihood of whether a building which has yet to be constructed or is about to be altered for the purpose of gambling would be granted a premises licence when the building work is complete. A provisional statement is not a licence and merely gives the holder some form of guarantee that a premises licence would be granted so the project can be started. Once works are complete a full premises licence would still be required
- 22.2 In terms of representations about premises licence applications, following the grant of a provisional statement, no further representations from relevant authorities or interested parties can be taken into account unless they concern matters which could not have been addressed at the provisional statement stage or they reflect a change in the applicant's circumstances. In addition, the Council may refuse the premises licence (or grant it on terms different to those attached to the provisional statement) only by reference to matters:
- a) which could not have been raised by objectors at the provisional licence stage; or
  - b) which in the Authority's opinion reflect a change in the operator's circumstances
- 22.3 When determining a provisional statement application the Council will operate in accordance with the Act and will not have regard to any issues related to planning consent or building regulations, e.g. the likelihood that planning consent will be granted.

## **PART D – PERMITS, TEMPORARY/OCCASIONAL USE NOTICES AND SMALL SOCIETY LOTTERY REGISTRATIONS**

### **Permits, Temporary/Occasional Use Notice**

#### **23. Unlicensed Family Entertainment Centre Gaming Machine Permits (Statement of Principles on Permits)**

- 23.1 The term 'Unlicensed Family Entertainment Centre' is one defined in the Act and refers to premises which provides category D gaming machines along with various other amusements such as computer games and penny pushers. The premises are 'unlicensed' in that they do not require a premises licence but do require a permit to be able to provide category D machines. It should not be confused with a 'Licensed Family Entertainment Centre' which does require a premises licence because it contains both category C and D gaming machines
- 23.2 The Gambling Act 2005 contains a provision for local authorities to prepare a statement of principles that they propose to consider in determining the suitability of an applicant for a permit. Schedule 10, paragraph 7 of the Act states: "In preparing this Statement and/or considering applications, it [the Council] need not (but may) have regard to the licensing objectives and shall have regard to any relevant guidance issued by the Commission under Section 25"
- 23.3 In accordance with Gambling Commission guidance, the Council will give weight to child protection issues when considering applications for permits
- 23.4 The Council will expect the applicant to show that there are policies and procedures in place to protect children from harm. Harm in this context is not limited to harm from gambling but includes wider child protection considerations. The Council will assess these policies and procedures on their merits. However, they may include appropriate measures/training for staff regarding suspected truant schoolchildren on the premises, measures/training covering how staff would deal with unsupervised children being on the premises, or children causing problems on or around the premises. The Council will also expect applicants to demonstrate a full understanding of the maximum stakes and prizes of the gambling that is permissible in unlicensed FECs, that the applicant has no relevant convictions (those that are set out in Schedule 7 of the Act), and that staff are trained to have a full understanding of the maximum stakes and prizes
- 23.5 The Council is aware that an application for a permit may only be granted if the Chief Officer of Police has been consulted on the application
- 23.6 In line with the Act the Council cannot attach conditions to this type of permit and the statement of principles only applies to initial applications and not to renewals.

#### **24. Gaming Machine Permits in premises licensed for the sale of alcohol**

- 24.1 There is provision in the Act for premises licensed to sell alcohol for consumption on the premises, to automatically have two gaming machines of categories C

and/or D. The premises merely need to notify the Council. The Council can remove the automatic authorisation in respect of any particular premises if:

- Provision of the machines is not reasonably consistent with the pursuit of the licensing objectives
- Gaming has taken place on the premises that breaches a condition of Section 282 of the Gambling Act (i.e. that written notice has been provided to the licensing authority, that a fee has been provided and that any relevant Code of Practice issued by the Gambling Commission about the location and operation of the machine has been complied with)
- The premises are mainly used for gaming; or
- An offence under the Gambling Act has been committed on the premises.

24.2 If a premises wishes to have more than two machines, then it needs to apply for a permit and the Council must consider that application based upon the licensing objectives, any guidance issued by the Gambling Commission under Section 25 of the Gambling Act 2005, and 'such matters as it thinks relevant'. The Council considers that 'such matters' will be decided on a case by case basis, but generally regard will be had to the need to protect children and vulnerable persons from harm or being exploited by gambling. The Council will also expect the applicant to satisfy the Authority that there will be sufficient measures to ensure that under 18 year olds do not have access to the adult only gaming machines

24.3 Measures which may satisfy the Council that there will be no access could include the adult machines being situated in close proximity to the bar, or in the sight of staff who will monitor that the machines are not being used by those under 18 years of age. Notices and signage may also help. Regarding the protection of vulnerable persons, applicants may wish to consider the provision of information leaflets/helpline numbers for organisations such as GamCare

24.4 It is recognised that some alcohol licensed premises may apply for a premises licence for their non-alcohol licensed areas. Any such application would need to be dealt with under the relevant provisions of the Act

24.5 The Council can decide to grant the application with a smaller number of machines and/or a different category of machines from that applied for. Conditions (other than these) cannot be attached

24.6 The holder of a permit must comply with any Code of Practice issued by the Gambling Commission about the location and operation of the machine

## **25. Prize Gaming Permits – Statement of Principles on Permits**

25.1 The Council will expect the applicant to set out the types of gaming that he or she is intending to offer and be able to demonstrate:

- That they understand the limits to stakes and prizes that are set out in regulations;

- That the gaming offered is within the law.

25.2 In making its decision on an application for prize gaming permits, the Council does not need to have regard to the licensing objectives but must have regard to any Gambling Commission guidance

25.3 There are conditions in the Gambling Act 2005 with which the permit holder must comply, but the Council cannot attach conditions. The conditions in the Act are:

- The limits on participation fees, as set out in regulations, must be complied with
- All chances to participate in the gaming must be allocated on the premises on which the gaming is taking place and on one day; the game must be played and completed on the day the chances are allocated, and the result of the game must be made public in the premises on the day that it is played
- The prize for which the game is played must not exceed the amount set out in regulations (if a money prize), or the prescribed value (if non-monetary prize); and
- Participation in the gaming must not entitle the player to take part in any other gambling.

## **26. Club Gaming and Club Machines Permits**

26.1 Members' clubs and miners' welfare institutes (but not commercial clubs) may apply for a club gaming permit or a club gaming machines permit. The club gaming permit will enable the premises to provide gaming machines (three machines of categories B, C or D), equal chance gaming and games of chance as set out in forthcoming regulations. A club gaming machine permit will enable the premises to provide gaming machines (three machines of categories B, C or D)

26.2 To qualify for these special club permits, a members' club must have at least 25 members and be established and conducted wholly or mainly for purposes other than gaming, unless the gaming is permitted by separate regulations. It is anticipated that this will cover bridge and whist clubs, which will replicate the position under the Gaming Act 1968. A members' club must be permanent in nature, not established to make commercial profit, and controlled by its members equally. Examples include workingmen's clubs, branches of the Royal British Legion and clubs with political affiliations

26.3 Before granting the permit, the Council will need to satisfy itself that the premises meet the requirements of a members' club and that the majority of members are over 18 years of age

26.4 The Council may only refuse an application on the grounds that:

- a) the applicant does not fulfil the requirements for a members' or commercial club or miners' welfare institute and therefore is not entitled to receive the type of permit for which they have applied

- b) the applicant's premises are used wholly or mainly by children and/or young persons
- c) an offence under the Act or a breach of a permit has been committed by the applicant while providing gaming facilities
- d) a permit held by the applicant has been cancelled in the previous ten years; or
- e) an objection has been lodged by the Gambling Commission or the Police.

26.5 There is also a fast track procedure available for premises which hold a club premises certificate under the Licensing Act 2003. Under the fast track procedure there is no opportunity for objections to be made by the Gambling Commission or the Police, and the grounds upon which the Council can refuse a permit are reduced. The grounds on which an application under the process may be refused are:

- a) that the club is established primarily for gaming
- b) that in addition to the prescribed gaming, the applicant provides facilities for other gaming; or
- c) that a club gaming permit or club machine permit issued to the applicant in the last ten years has been cancelled.

## **27. Temporary Use Notices**

27.1 Temporary use notices allow the use of premises for gambling where there is no premises licence but where a gambling operator wishes to use the premises temporarily for providing facilities for gambling. Premises that might be useful for a temporary use notice would include hotels, conference centres and sporting venues

27.2 The Act makes a special reference, in the context of temporary use notices, to a 'set of premises' to try and ensure that large premises which cannot reasonably be reviewed as separate are not used for more temporary use notices than permitted under the Act. The Council considers that the determination of what constitutes a 'set of premises' will be a question of fact in the particular circumstances of each notice that is given. In considering whether a place falls within the definition of a 'set of premises', the Council will look at, amongst other things, the ownership/occupation and control of the premises. The Council will be ready to object to notices where it appears that their effect would be to permit regular gambling in a place that could be described as one set of premises.

## **28. Occasional Use Notices (for Tracks)**

28.1 There is a special provision in the Act which provides that where there is betting on a track on eight days or less in a calendar year, betting may be permitted by an occasional use notice without the need for a full premises licence. Track operators and occupiers need to be aware that the procedure for applying for an occasional use notice is different to that for a temporary use notice

28.2 The Council has very little discretion regarding these notices apart from ensuring that the statutory limit of 8 days in a calendar year is not exceeded. The Council will however consider the definition of a 'track' and whether the applicant is entitled to benefit from such notice.

## **29. Small Society Lottery Registrations**

29.1 The Act creates two principal classes of lotteries - licensed lotteries and exempt lotteries. Licensed lotteries are large society lotteries and lotteries run for the benefit of local authorities. These will be regulated by the Gambling Commission. Within the class of exempt lotteries, there are four sub classes, one of which is small society lotteries

29.2 A small society lottery is a lottery promoted on behalf of a non-commercial society as defined in the Act which also meets specific financial requirements set out in the Act. These may be administered by the Council for small societies who have a principal office in the area and wish to run such a lottery

29.3 A lottery is small if the total value of tickets put on sale in a single lottery is £20,000 or less and the aggregate value of the tickets put on sale in a calendar year is £250,000 or less

29.4 To be 'non-commercial', a society must be established and conducted:

- For charitable purposes
- For the purpose of enabling participation in, or supporting, sport, athletics or a cultural activity; or
- For any other non-commercial purpose other than that of private gain.

29.5 The other types of exempt lotteries are 'incidental non-commercial lotteries', 'private lotteries' and 'customer lotteries'

29.6 The National Lottery is not licensed by the Gambling Act 2005 and continues to be regulated by the National Lottery Commission under the National Lottery Act 1993.

## PART E – ENFORCEMENT

### 30. Enforcement Principles

30.1 The Council will work closely with the responsible authorities in accordance with a locally established joint enforcement protocol and will aim to promote the licensing objectives by targeting known high risk premises following Government guidance around better regulation

30.2 In carrying out its enforcement duties with regard to the inspection of premises and the powers to institute criminal proceedings in respect of certain offences under the Act, the Council will try to be:

**Proportionate:**

Regulators should only intervene when necessary. Remedies should be appropriate to the risk posed, and costs identified and minimised

**Accountable:**

Regulators must be able to justify decisions, and be subject to public scrutiny

**Consistent:**

Rules and standards must be joined up and implemented fairly

**Transparent:**

Regulators should be open and keep regulations simple and user friendly

**Targeted:**

Regulation should be focused on the problem and minimise side effects

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

30.4 The Council will also adopt a risk-based inspection programme in line with Government recommendations around better regulation and the principles of the Hampton Review

30.5 The main enforcement and compliance role for the Council in terms of the Gambling Act 2005 will be to ensure compliance with the premises licences and other permissions which it authorises. The Gambling Commission will be the enforcement body for the operator and personal licences. Concerns about the manufacture, supply or repair of gaming machines will not be dealt with by the Council but will be notified to the Gambling Commission. In circumstances where the Council believes a premises requires a premises licence for gambling activities and no such licence is in force, the Council will notify the Gambling Commission

30.6 The Council will also keep itself informed of developments regarding the work of the Better Regulation Executive in its consideration of the regulatory functions of local authorities

30.7 The Council's enforcement/compliance protocols/written agreements will be available upon request



### **31. Reviews**

31.1 A review is a process defined in the legislation which ultimately leads to a licence being reassessed by the Licensing Committee with the possibility that the licence may be revoked or suspended or that conditions may be amended or new conditions added

31.2 Requests for a review of a premises licence can be made by interested parties or responsible authorities. However, it is for the Council to decide whether the review is to be carried out. This will be on the basis of whether the request for the review is:

- In accordance with any relevant Code of Practice issued by the Gambling Commission
- In accordance with any relevant guidance issued by the Gambling Commission
- Reasonably consistent with the licensing objectives; and
- In accordance with this Authority's Statement of Gambling Policy.

In addition the Council may also reject the application on the grounds that the request is frivolous, vexatious, will not cause the Authority to wish to alter, revoke or suspend the licence, or is substantially the same as previous representations or requests for review

31.3 The Council can also initiate a review of a licence on the basis of any reason which it thinks appropriate.

**APPENDIX 1 – GAMING MACHINES**

This Appendix describes the categories of gaming machine as set out in the Act (and in the Regulations) and the number of such machines that may be permitted in each type of gambling premises.

Table 1 below sets out the current proposals for the different categories with the maximum stakes and prizes that will apply. This table will be updated as soon as the proposals are confirmed.

Table 2 shows the maximum number of machines permitted and in the case of casinos the ratios between tables and machines.

**TABLE 1**

<b>Category of Machine</b>	<b>Maximum Stake</b>	<b>Maximum Prize</b>
A	Unlimited	Unlimited
B1	£2	£4,000
B2	£100	£500
B3	£1	£500
B4	£1	£250
C	50p	£25
D	10p or 30p when non-monetary prize	£5 cash or £8 non-monetary prize

**TABLE 2**

Premises type	Machine Category						
	A	B1	B2	B3	B4	C	D
Regional casino (machine/table ratio of 25-1 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)						
Large casino (machine/table ratio of 2-1 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 (machine/table 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 machine/table ratio)		Maximum of 20 machines, categories B to D or C or D machines instead					
Betting premises and tracks operated by pool betting			Maximum of 4 machines, categories B2 to D				
Bingo premises				Maximum of 4 machines in category B3 of B4		No limit C or D machines	
Adult gaming centre				Maximum of 4 machines in category B3 of B4		No limit C or D machines	
Family entertainment centre (with premises licence)						No limit 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 licences 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

## APPENDIX 2

### Local Gambling Risk Assessment

**Premises Name:**

**Premises Licence Number (If Applicable):**

**Premises Address:**

**Post Code:**

**Category of gambling premises licence:**

**Name of person completing the assessment:**

**Date original assessment carried out:**

This risk assessment must be completed for all new premises or when the premises licence is varied. The assessment must also be reviewed when there are any significant changes to either the local circumstances and/or the premises.

Complete **a) - c)** with areas that may pose a risk to the licensing objectives by virtue of the provision of gambling facilities at the premises having regard to Local Area, Gambling Operation and premises design.

**a) Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime**

**b) Ensuring that gambling is conducted in a fair and open way**

**c) Protecting children and other vulnerable persons from being harmed or exploited by gambling.**

**d) Control measures** (based on the information above for a) – c), state the control measures you will put in place, e.g. systems, design and physical)

Describe the steps you intend to take to promote the three licensing objectives:

**ACTIONS FOLLOWING ASSESSMENT**

AREA e.g local area, gambling operation, premises design	PERSON/DEPT TASKED	DATE TASKED	DATE TASK COMPLETED

<b>Signed:</b>	<b>Date:</b>
<b>PRINT NAME:</b>	

For further guidance on completing this assessment or when this assessment must be reviewed please refer to Gambling Commission Guidance on Undertaking Gambling Local Area Risk Assessments para 6.41  
<http://www.gamblingcommission.gov.uk/pdf/GLA5---March-2015.pdf>

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## LIST OF CONSULTEES FOR THE GAMBLING POLICY 2012

- Staffordshire Police
- Staffordshire County Council
- Representatives of local businesses (including the North Staffordshire Chamber of Trade and the Newcastle Chamber of Trade)
- Local residents and their representatives
- Town and Parish Councils in the Borough
- Local Members of Parliament
- National bodies representing the gambling trade
- National charities concerned with the social impact of gambling
- Representatives of existing licence holders
- Renew and North Staffs Regeneration Zone
- Newcastle Community Safety Partnership
- Keele University
- Local financial/debt management agencies
- Staffordshire County Council Trading Standards
- Staffordshire Social Services
- Aspire Housing
- North Staffs Race Equality Council
- Newcastle PCT
- Community Council of Staffordshire
- Newcastle LSP
- Staffordshire Parish Councils Association
- Newcastle Community Safety Partnership
- Newcastle Library
- Newcastle Citizens Advice Bureau
- Newcastle Community and Voluntary Support
- Staffordshire Probation Service
- Bar Entertainment and Dancing Association
- The British Beer and Pub Association

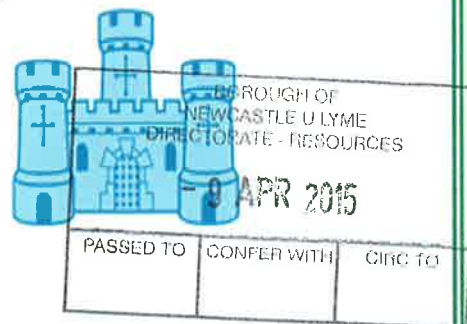
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rang applicant. -

# NEWCASTLE · UNDER · LYME

## BOROUGH COUNCIL



### Premises Licence Application

Licensing Act 2003  
Schedule 2 Regulations 10

#### APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

- Before completing this form please read the guidance notes at the end of the form.
- If you are completing this form by hand please write legibly in block capitals.
- In all cases ensure that your answers are inside the boxes and written in black ink.
- Use additional sheets if necessary.
- You may wish to keep a copy of the completed form for your records.

I/We MOHAN SINGH  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### PART 1 - PREMISES DETAILS

Premises Name	LAMB STORES				
Address (if none Ordnance Survey Map Reference)	2 HEATHCOTE STREET.				
	Post Code	ST	7	4	AA
Telephone: Day	0116 2204044				
Evening		Mobile	07817360359		
Fax	-				
E-Mail	MOHAN RAKAR @ HOTMAIL.CO.UK.				
Non-domestic rateable value of premises	£				

Created on 10/5/2011 1:14:00 PM

**Premises License Application**

Licensing Act 2002  
Schedule 2 Regulation 10

APPLICATION FOR A PREMISES LICENSE TO BE GRANTED UNDER THE LICENSING ACT 2002

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

- Before completing this form please read the guidance notes at the end of this form
- You may be asked to provide the form by hand post or with regular or next day delivery
- In a case where you are applying for a licence for a premises, you must also complete a licence application form and submit it with this form
- The additional details if necessary
- You may wish to keep a copy of the completed form for your records

HW3

Insert name of applicant  
Apply for a premises licence under section 11 of the Licensing Act 2002 for the premises described in Part A below (the premises) and time and making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2002

**PART A: PREMISES DETAILS**

Premises Name	
Address (if none)	
City/Town/Village	
Postcode	
Telephone No	
Event	Other
How	
By	
Name of the person applying for the licence	

Licensing Act 2002, Section 11(1)(a)

## PART 2 – APPLICANT DETAILS

Are you applying for a premises licence as:

- |     |  |                                     |                              |
|-----|--|-------------------------------------|------------------------------|
| a)  | an individual or individuals *   | <input checked="" type="checkbox"/> | please complete section (2A) |
| b)  | a person other than an individual *  |                                     |                              |
|     | i. as a limited company  | <input type="checkbox"/>            | please complete section (2B) |
|     | ii. as a partnership   | <input type="checkbox"/>            | please complete section (2B) |
|     | iii. as an unincorporated association or   | <input type="checkbox"/>            | please complete section (2B) |
|     | iv. other (for example a statutory corporation)  | <input type="checkbox"/>            | please complete section (2B) |
| c)  | a recognised club  | <input type="checkbox"/>            | please complete section (2B) |
| d)  | a charity  | <input type="checkbox"/>            | please complete section (2B) |
| e)  | The proprietor of an educational establishment   | <input type="checkbox"/>            | please complete section (2B) |
| f)  | A health service body  | <input type="checkbox"/>            | please complete section (2B) |
| g)  | A person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  | <input type="checkbox"/>            | please complete section (2B) |
| ga) | A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England. | <input type="checkbox"/>            | please complete section (2B) |
| h)  | The chief officer of police of a police force in England and Wales   | <input type="checkbox"/>            | please complete section (2B) |

\* If you are applying as a person described in (a) or (b) please confirm

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**QUESTIONNAIRE ON THE EFFECTS OF THE 1997-1998 EL NIÑO**

1. Name of the household head: \_\_\_\_\_

2. Address: \_\_\_\_\_

3. Date of interview: \_\_\_\_\_

4. Name of interviewer: \_\_\_\_\_

Question	Yes	No
1. Has the household head been affected by the 1997-1998 El Niño?	<input type="checkbox"/>	<input type="checkbox"/>
2. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
3. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
4. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
5. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
6. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
7. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
8. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
9. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>
10. Has the household head been affected by the 1997-1998 El Niño in the following ways?	<input type="checkbox"/>	<input type="checkbox"/>

5. How many people in the household have been affected by the 1997-1998 El Niño?

6. How many people in the household have been affected by the 1997-1998 El Niño in the following ways?

7. How many people in the household have been affected by the 1997-1998 El Niño in the following ways?

8. How many people in the household have been affected by the 1997-1998 El Niño in the following ways?

9. How many people in the household have been affected by the 1997-1998 El Niño in the following ways?

10. How many people in the household have been affected by the 1997-1998 El Niño in the following ways?

**PART 2A(1) – FIRST INDIVIDUAL APPLICANT**

Title	(Delete as appropriate) Mr / <del>Mrs</del> / <del>Miss</del> / Ms / <del>Other</del> (please state)										
Surname	SINGH										
Forenames	MOHAN										
I am over 18 years old <input checked="" type="checkbox"/>											
Address	19 GRAYSWOOD DRIVE										
	LEICESTER										
	Post Code	L	E	4							
Telephone: Day	0116 2204044										
Evening	—					Mobile	07817360359				
Fax											
E-Mail	MOHAN RAKAR@HOTMAIL.CO.UK										
Correspondence Address (if different than above):	AS ABOVE.										
	Post Code										

**PART 2A(2) – SECOND INDIVIDUAL APPLICANT (if applicable)**

Title	(Delete as appropriate) Mr / Mrs / Miss / Ms / Other (please state)										
Surname											
Forenames											
I am over 18 years old <input type="checkbox"/>											
Address											
	Post Code										
Telephone: Day											
Evening						Mobile					
Fax											
E-Mail											
Correspondence Address (if different than above):											
	Post Code										

TABLE 1. Summary of the results of the 1998-1999 survey of the 100 most common species of birds in the United States.

Species	Number of birds	Percentage of total
1. House Sparrow	1,200,000,000	12.0%
2. Rock Pigeon	1,000,000,000	10.0%
3. Starling	800,000,000	8.0%
4. American Crow	700,000,000	7.0%
5. Common Raven	600,000,000	6.0%
6. White-throated Sparrow	500,000,000	5.0%
7. Chipping Sparrow	400,000,000	4.0%
8. Song Sparrow	350,000,000	3.5%
9. Field Sparrow	300,000,000	3.0%
10. American Goldfinch	250,000,000	2.5%
11. American Crows	200,000,000	2.0%
12. House Wren	180,000,000	1.8%
13. American Crows	170,000,000	1.7%
14. American Crows	160,000,000	1.6%
15. American Crows	150,000,000	1.5%
16. American Crows	140,000,000	1.4%
17. American Crows	130,000,000	1.3%
18. American Crows	120,000,000	1.2%
19. American Crows	110,000,000	1.1%
20. American Crows	100,000,000	1.0%

TABLE 2. Summary of the results of the 1998-1999 survey of the 100 most common species of birds in the United States.

Species	Number of birds	Percentage of total
21. American Crows	90,000,000	0.9%
22. American Crows	80,000,000	0.8%
23. American Crows	70,000,000	0.7%
24. American Crows	60,000,000	0.6%
25. American Crows	50,000,000	0.5%
26. American Crows	40,000,000	0.4%
27. American Crows	30,000,000	0.3%
28. American Crows	20,000,000	0.2%
29. American Crows	15,000,000	0.15%
30. American Crows	10,000,000	0.1%
31. American Crows	8,000,000	0.08%
32. American Crows	6,000,000	0.06%
33. American Crows	4,000,000	0.04%
34. American Crows	3,000,000	0.03%
35. American Crows	2,000,000	0.02%
36. American Crows	1,500,000	0.015%
37. American Crows	1,000,000	0.01%
38. American Crows	800,000	0.008%
39. American Crows	600,000	0.006%
40. American Crows	400,000	0.004%

Source: U.S. Fish and Wildlife Service, 1999.

**PART 2B - OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name											
Address											
	Post Code										
Telephone: Day											
Evening						Mobile					
Fax											
E-Mail											
Correspondence Address (if different than above):											
	Post Code										

**Part 3 – OPERATING SCHEDULE**

When do you want the premises licence to start?	0	1	1	2	1	4
If you wish the licence to be valid only for a limited period, when do you want it to end?	d	d	m	m	y	y
If 5,000 or more people are expected to attend the premises at any one time please state the number expected to attend.						

Please give a general description of the premises (please read guidance note1)
SINGLE GROUND FLOOR UNIT.
DETACHED BUILDING BASED ON THE CORNER
OF LAMB STREET AND HEATHCOTE STREET.

**PART 10 OTHER PARTIES**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

										Name	
										Address	
										Telephone No.	
										Fax	
										E-Mail	
										Correspondence Address (if different from above)	
										Post Code	
										Post Office	
										Mobile	
										Telephone No.	

**PART 11 FINANCIAL STATEMENT**

					When do you want the business licence to start?
					If you want the licence to be valid only for a limited period, when do you want it to end?
					If £500 or more is paid we expect to attend the premises at any one time please state the number expected to attend.

Please give a general description of the business (refer to guidance notes)




**PART 4 – LICENSABLE ACTIVITIES**

What licensable activities do you intend to carry on from the premises? (Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)



then...

**PROVISION OF REGULATED ENTERTAINMENT**

- a) plays  (if ticking yes, fill in box A)
- b) films  (if ticking yes, fill in box B)
- c) indoor sporting events  (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment  (if ticking yes, fill in box D)
- e) live music  (if ticking yes, fill in box E)
- f) recorded music  (if ticking yes, fill in box F)
- g) performances of dance  (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)  (if ticking yes, fill in box H)

**PROVISION OF ENTERTAINMENT FACILITIES:**

- i) making music  (if ticking yes, fill in box I)
- j) dancing  (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)  (if ticking yes, fill in box K)

**OTHER**

- l) Provision of late night refreshment  (if ticking yes, fill in box L)
- m) Supply of alcohol  (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**SECTION 1: GENERAL INFORMATION**

<p>1. Name of the organization: _____</p>	<p>2. Date of completion: _____</p>
---	-------------------------------------

**SECTION 2: REGULATED ENTERTAINMENT**

<p>3. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>4. If yes, please specify: _____</p>
<p>5. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>6. If yes, please specify: _____</p>
<p>7. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>8. If yes, please specify: _____</p>
<p>9. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>10. If yes, please specify: _____</p>
<p>11. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>12. If yes, please specify: _____</p>
<p>13. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>14. If yes, please specify: _____</p>
<p>15. Is there any regulated entertainment? <input type="checkbox"/></p>	<p>16. If yes, please specify: _____</p>

**SECTION 3: OTHER REGULATED ENTERTAINMENT**

<p>17. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>18. If yes, please specify: _____</p>
<p>19. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>20. If yes, please specify: _____</p>
<p>21. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>22. If yes, please specify: _____</p>
<p>23. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>24. If yes, please specify: _____</p>
<p>25. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>26. If yes, please specify: _____</p>
<p>27. Is there any other regulated entertainment? <input type="checkbox"/></p>	<p>28. If yes, please specify: _____</p>

29. Signature of the responsible person: \_\_\_\_\_

M) SUPPLY OF ALCOHOL			Where will this activity take place? <input checked="" type="checkbox"/>
Standard days and timings	Read guidance notes 2-6		On the Premises <input checked="" type="checkbox"/> Off the premises <input checked="" type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Further Details
Mon	6.00am	10pm	
Tue	6.00am	10PM	
Wed	6.00am	10 PM	Seasonal Variations
Thur	6.00am	10PM	
Fri	6.00AM	10.PM	
			Non Standard timings
Sat	6.00AM	10.PM	
Sun	6.00am	10.PM	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name	MOHAN SINAH		
Address	19 GRAYSWOOD DRIVE		
	LEICESTER		
	Post Code	L	E 4 1 E N
Telephone: Day	01162204044		
Evening	Mobile	07817360359	
Fax			
E-Mail	MOHAN RAKAR@HOTMAIL.CO.UK		

Personal Licence Number	
Issuing Licensing Authority	

Marty's Bakery			
Please check all that apply to this activity (Yes/No)			
Activity	Yes	No	Other
Employee	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Volunteer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Board Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

State the name and details of the individual whom you wish to specify on the license as premises supervisor.

Name			
Address			
City			
State			
Zip			
E-Mail			

Personal License Number	
Signature of Applicant	

Printed Name: \_\_\_\_\_ (Last, First)

**N**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None. THERE WILL BE NO ADULT ENTERTAINMENT OR SERVICES, ACTIVITIES, OTHER ENTERTAINMENT OR MATTERS ANCILLARY TO THE USE OF THE PREMISES THAT MAY GIVE RISE TO CONCERN IN RESPECT OF CHILDREN.

O) HOURS PREMISES ARE OPEN TO THE PUBLIC				
Standard days and timings				
Day	Start	Finish	Seasonal Variations	
Mon	6.00	22.00		
Tue	6.00	22.00		
Wed	6.00	22.00		
Thur	6.00	22.00		Non Standard timings
Fri	6.00	22.00		
Sat	6.00	22.00		
Sun	6.00	22.00		

Please indicate any additional information on the following lines.


	Days of the Week		
Time	Day	Night	
	Sun		
	Mon		
	Tue		
	Wed		
	Thu		
	Fri		
	Sat		
Total			

P) Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

WE WILL ENSURE HEALTH AND SAFETY OF ALL PUBLIC AND STAFF AT ALL TIMES AT THE PREMISES. WE SHALL FOLLOW ALL RULES AND REGULATIONS OF THE ~~LICENSING~~ LICENSING ACT TO ENSURE ALL FOUR LICENSING OBJECTIVES ARE MET TO THE HIGHEST STANDARDS AS STATED BELOW.

b) The prevention of crime and disorder

CCTV IN OPERATION. THERE WILL BE SOLID DOORS WITH QUALITY LOCKS AND WELL FITTED. THERE WILL BE DOUBLE GLAZED WINDOWS WITH SHUTTERS TO ALL VULNERABLE WINDOWS.

c) Public safety

THERE WILL BE A FITTED FIRE ALARM, AND FIRE FIGHTING EQUIPMENT WILL BE PRESENT AT ALL TIMES. WE WILL WORK WITH THE ENVIRONMENTAL HEALTH AND FIRE OFFICERS TO ENSURE EVERYTHING IS UP TO DATE AND HYGIENE IN THE PREMISES WILL ALSO BE A TOP PRIORITY.

d) The prevention of public nuisance

THERE WILL BE NO LOUD MUSIC OR NOISE FROM THE PREMISES. THERE WILL ALSO BE NO OTHER ACTIVITIES INCLUDING GAMES ETC. RUBBISH WILL BE DISPOSED OF CORRECTLY IN INDUSTRIAL BAGS AND NO SMELLS WILL BE PERMITTED FROM THE PREMISES. ~~THERE WILL BE NO NOISE POLLUTION, LIGHT POLLUTION OR OFFENSIVE SMELLS.~~

e) The protection of children from harm

THERE WILL BE NO ALCOHOL OR CIGARETTES SOLD TO UNDER AGED CHILDREN. POSTERS WILL BE MADE TO ENSURE THIS, AND THEY WILL BE IN CLEAR VIEW TO ALL CUSTOMERS. THE CHILDREN SHOULD ALSO BE SUPERVISED AT ALL TIMES.

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The following text is extremely faint and illegible. It appears to be a list or a series of entries, possibly containing names, dates, or technical specifications. The text is arranged in several paragraphs, with some lines appearing to be bulleted or indented.



**PART 5 – CHECKLIST AND DECLARATION**

**I have:**

- a) enclosed the fee
- b) enclosed the plan of the premises
- c) sent copies of the application and the plan to the responsible authorities
- d) enclosed the consent form completed by the individual I wish to be the designated premises supervisor (if applicable)
- e) I understand that I must now advertise my application
- f) I understand that if I do not comply with the above requirements my application will be rejected.

It is an offence, liable on conviction to a fine up to Level 5 on the standard scale, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application.

(please read guidance notes 10 and 12)

**Signature of applicant or applicant’s solicitor or other duly authorised agent.**

Signature	<i>M. Singh</i>	Date	00	07	no	07	yl	05
Capacity								

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent.**

Signature		Date	d	d	m	m	y	y
Capacity								

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)**

<b>Post Town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b>	

- I have
- enclosed the fee
- enclosed the form to the relevant
- and I have enclosed the form to the relevant authority
- enclosed the relevant form completed by the relevant authority
- for the relevant business category of application
- I understand that I must only provide the relevant
- information when it is not already held by the relevant authority

I declare that the information provided is true and correct to the best of my knowledge and belief. I understand that providing false information may be a criminal offence under the relevant legislation and I may be liable to prosecution. I understand that the information provided may be used for the purposes of the relevant legislation.

Signature of applicant or authorised person of the relevant authority

Signature	
Capacity	

For joint applications, signature of the applicant or authorised person of the relevant authority

Signature	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application

Postal Code	
Telephone number (if any)	
I will contact you on (day and time - where optional)	

Signature of the relevant authority

**PART 6 – FOR OFFICE USE ONLY**

Date Submitted	
Receipt Number	
Fee Paid	£
Cash <input type="checkbox"/>	Cheque <input type="checkbox"/>
	Postal Order <input type="checkbox"/>
Have all boxes on the checklist been ticked?	<input type="checkbox"/>

**TABLE 3. TOP OFFICE USE ONLY**

Date Submitted		
Project Number		
Project Name		
Priority	Project Status	
<input type="checkbox"/>	<input type="checkbox"/>	
Have all issues on the attached been resolved?		<input type="checkbox"/>

Division of Public Safety

## Robinson, Lynne

---

**From:** Kevin.Sherratt@staffordshire.pnn.police.uk  
**Sent:** 24 July 2015 11:58  
**To:** Robinson, Lynne  
**Subject:** Fw: New Licence Application.

Hello Lynne,  
please find attached CCTV conditions that have been agreed for Lamb Stores, Bignall End.

Regards  
Kevin.

Kevin Sherratt - Licensing Officer  
Northern Licensing Unit  
Stoke Police Station  
Boothan Road  
Stoke-on-Trent  
ST4 4AH  
Tel 01785 232840 Fax 01785 218705  
Email  
kevin.sherratt@staffordshire.pnn.police.uk



----- Forwarded by Kevin Sherratt/LPT Functions/Local Policing/staffspol on 24/07/2015 11:55 -----

**From:** mohan singh <mohanrakar@hotmail.co.uk>  
**To:** "Kevin.Sherratt@staffordshire.pnn.police.uk" <kevin.sherratt@staffordshire.pnn.police.uk>,  
**Date:** 24/07/2015 11:51  
**Subject:** RE: New Licence Application.

---

Dear Kevin,

I have read through the following CCTV conditions that Staffordshire police would like me to accept and will form part of the premise licence.

1. CCTV must be installed and cover all public area's inside the premise. The CCTV unit shall be positioned in a secure part of the licensed premise and not within any private area of the location. Access to the system should be allowed upon request to the Police, Trading Standards or Local Authority Officers in accordance with the Data Protection Act where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law.
2. All images should be kept for a 31 day period and to be produced to the Police, Trading Standards or Local Authority Officers in relation to the investigation of crime and / or disorder issues, upon request or within 24 hours of such request where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law.
3. The CCTV system clock should be set correctly and maintained (taking account of GMT and BST).

I am replying to state that I agree with the above conditions. If you require any further information please contact me on 07817360359.

Mr Mohan Singh

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To: mohanrakar@hotmail.co.uk  
Subject: Fw: New Licence Application.  
From: Kevin.Sherratt@staffordshire.pnn.police.uk  
Date: Fri, 24 Jul 2015 11:39:05 +0100

Hello Mohan,  
pleased find attached email as discussed.

Kevin.

Kevin Sherratt - Licensing Officer  
Northern Licensing Unit  
Stoke Police Station  
Boothan Road  
Stoke-on-Trent  
ST4 4AH  
Tel 01785 232840 Fax 01785 218705  
Email  
kevin.sherratt@staffordshire.pnn.police.uk



----- Forwarded by Kevin Sherratt/LPT Functions/Local Policing/staffspol on 24/07/2015 11:38 -----

From: Kevin Sherratt/LPT Functions/Local Policing/staffspol  
To: mohanraker@hotmail.co.uk,  
Date: 20/07/2015 12:51  
Subject: New Licence Application.

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Hello Mohan,

Staffordshire police has received your application for a new premise licence for Lamb Stores, Bignall End. In section P (B) prevention of crime and disorder, you state that you will be installing a CCTV system.

I have attached a number of CCTV conditions that Staffordshire police would like you to accept and will form part of the premise licence.

1. CCTV must be installed and cover all public area's inside the premise. The CCTV unit shall be positioned in a secure part of the licensed premise and not within any private area of the location. Access to the system should be allowed upon request to the Police, Trading Standards or Local Authority Officers in accordance with the Data Protection Act where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law.
2. All images should be kept for a 31 day period and to be produced to the Police, Trading Standards or Local Authority Officers in relation to the investigation of crime and / or disorder issues, upon request or within 24 hours of such request where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law.
3. The CCTV system clock should be set correctly and maintained (taking account of GMT and BST).

If you agree to these conditions can you please reply by email.

Regards  
Kevin.

Licensing Conditions

Protecting Children from Harm

- A Challenge 25 policy will be adopted in order to reduce the potential for underage sales of age restricted products including alcohol. If a customer appears to be under 25 years of age and cannot prove that they are eligible to purchase the age restricted item with a valid UK or Ireland Photocard Driving Licence, a valid Passport or PASS accredited proof of age scheme card, they will be refused service.
- Challenge 25 posters will be displayed at the premises to reinforce this policy. Posters will be placed at; each till, each area alcohol is stocked and at the point of entry into the store. The posters will be displayed prominently and in sight of customers and staff.
- A Refusals Register is to be used to record all incidents when a sale is refused. The register is to be kept in the store at all times unless it is requested by authorised officers of responsible authorities. The Refusal/Challenge Register is to be checked and signed off by the Designated Premises Supervisor every two weeks.
- All staff working at the premises involved in the sale of age restricted products including alcohol will receive on-going training and will be refreshed at least every 6 months. This will be recorded in a staff training register and will also include a written test of knowledge. The Training records must be made available to authorised officers of responsible authorities on request. Records shall be retained at the premises.

Agreed by ..... *Mohan Singh* ..... (Print Name)

Signature: .....  .....

Date: ..... *24/7/15* .....

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