

BOROUGH OF BARROW-IN-FURNESS

LICENSING COMMITTEE

Meeting, Thursday 25th July, 2013
at 2.00 p.m. (Committee Room No. 4)

A G E N D A

PART ONE

1. To note any items which the Chairman considers to be of an urgent nature.

2. Questions on Notice

The Chairman to answer questions on any matter in relation to which the Council has powers or duties which affect the Borough and which fall within the terms of reference of the Licensing Committee where due notice has been given in accordance with Council Procedure Rules 10.3 and 10.4.

3. To receive notice from Members who may wish to move any delegated matter non-delegated and which will be decided by a majority of Members present and voting at the meeting.

4. Admission of Public and Press

To consider whether the public and press should be excluded from the meeting during consideration of any of the items on the agenda.

5. Declarations of Interest

To receive declarations by Members and/or co-optees of interests in respect of items on this Agenda.

Members are reminded that, in accordance with the revised Code of Conduct, they are required to declare any disclosable pecuniary interests or other registrable interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting).

Members may however, also decide, in the interests of clarity and transparency, to declare at this point in the meeting, any such disclosable pecuniary interests which they have already declared in the Register, as well as any other registrable or other interests.

6. Apologies for Absence/Attendance of Substitute Members.

7. To confirm the Minutes of the meeting held on 20th June, 2013 (copy attached).

FOR DECISION

Environmental Health Manager's Reports

- (D) 8. Application for Street Trading Consent – Ruth's Rolls.
- (D) 9. Variation to Licensed Premises Gaming Machine Permit Gambling Act 2005 – The Victoria Tavern, Oxford Street, Barrow-in-Furness.
- (D) 10. Invitation to attend night time inspections with Cumbria Police.

PART TWO

- (D) 11. Private Hire Vehicle Driver – Renewal Application.

NOT FOR PUBLICATION BY VIRTUE OF PARAGRAPHS 2 & 7 OF PART ONE OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND ACCESS TO INFORMATION (VARIATION) ORDER 2006

- (D) 12. Application for Private Hire Driver's Licence.

NOT FOR PUBLICATION BY VIRTUE OF PARAGRAPHS 2 & 7 OF PART ONE OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND ACCESS TO INFORMATION (VARIATION) ORDER 2006

- (D) 13. Private Hire Driver and Operator.

NOT FOR PUBLICATION BY VIRTUE OF PARAGRAPHS 2 & 7 OF PART ONE OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND ACCESS TO INFORMATION (VARIATION) ORDER 2006

Membership of Committee

Callister (Chairman)
Irwin (Vice Chairman)
Biggins
Derbyshire
Graham
W. McClure
Maddox
Opie
Pemberton
Roberts
Seward
Wall

For queries regarding this agenda, please contact:

Paula Westwood
Democratic Services Officer (Member Support)
Tel: 01229 876322
Email: pwestwood@barrowbc.gov.uk

Published: 17th July, 2013

BOROUGH OF BARROW-IN-FURNESS

LICENSING COMMITTEE

Meeting: 20th June, 2013
at 2.00 p.m.

PRESENT:- Councillors Callister (Chairman), Irwin (Vice-Chairman), Biggins, Derbyshire, Maddox, Opie, Pemberton, Roberts, Seward and Wall.

1 – The Local Government Act, 1972 as amended by the Local Government (Access to Information) Act, 1985 and Access to Information (Variation) Order 2006

Discussion arising hereon it was

RESOLVED:- That under Section 100A(4) of the Local Government Act, 1972 the public and press be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 2 and 7 (Minute No. 7) of Part One of Schedule 12A of the said Act.

2 – Apologies for Absence/Attendance of Substitutes

Apologies for absence were received from Councillors Graham and W. McClure.

3 – Minutes

The Minutes of the meeting held on 21st March, 2013 were taken as read and confirmed.

4 – Appointments on Outside Panels, Working Groups etc.

The Council on 14th May, 2013 had given delegated authority to Committees to make appointments to Outside Bodies, Forums (excluding Housing Management Forum) Panels, Working Groups etc. in accordance with the number and allocation of seats to political groups as agreed at the meeting.

In the case of the Licensing Committee this involved appointments to the Licensing Policy Consultation Working Group, the Taxi/Private Hire Liaison Group and the Taxi Licensing Working Party. The Executive Director had requested the Committee to make the necessary appointments.

RESOLVED:- To agree the appointments as follows:-

Licensing Policy Consultation Working Group (3 Labour: 1 Conservative)

Councillors Callister, Irwin, Opie and Pemberton.

Taxi/Private Hire Liaison Group (2 Labour: 1 Conservative)

Councillors Callister, Maddox and Roberts.

Taxi Licensing Working Party (3 Labour: 1 Conservative)

Councillors Callister, Irwin, Maddox and Roberts.

5 – European Market, Street Trading

The Environmental Health Manager submitted a report dealing with a proposal by European Gift Events to organise and promote a Continental Market in Barrow Town Centre on Dalton Road for a period of five days between the 6th and 10th August, 2013 as a promotional and commercial venture to encourage shopping in Barrow.

The market would comprise of traders who would sell a variety of goods such as glass and china, jewellery, Italian biscuits and olives, Egyptian textiles, chocolate factory, pet beds, South American goods, crepes and waffles, handmade soap, Polish barbecue and stew and carved garden ornaments and furniture.

The Environmental Health Manager requested delegated authority to issue street trading consents in the Town Centre for the relevant period, subject to details being negotiated by the Town Centre Manager and precise stall locations being agreed in consultation with the Highway Authority and Emergency Services. She had also suggested that a fee of £1,200 be charged for the consent.

RESOLVED:- (i) To agree in principle to the holding of a European Market on Dalton Road from 6th to 10th August, 2013;

(ii) To agree that delegated authority be given to Officers to issue Street Trading consents subject to consultees being in agreement and that their requirements would be satisfied; and

(iii) To agree that a fee of £1,200 be charged for the consent.

6 – Taxi Licensing Working Party – Actions to retain a viable Hackney Carriage rank based trade

The Environmental Health Manager submitted a report dealing with the outcome of a meeting of the Taxi Licensing Working Party which had been set up on a task and finish basis in order to consider what actions could be taken to retain a viable Hackney Carriage rank based trade in Barrow.

She reported that a meeting of the Taxi Licensing Working Party had taken place on 10th May, 2013 to discuss a number of actions that could be implemented to retain a viable Hackney Carriage rank based trade as recommended in the Unmet Demand Survey which had been carried out in the Borough during 2012. She reported that during that meeting, Members had been mindful of the fact that the Law Commission was currently carrying out a comprehensive review of Hackney Carriage (taxi) and Private Hire vehicle legislation, at the Government's request. In order to avoid making changes locally which could then be overturned by new national legislation, Members of the Working Party had recommended that the Licensing Committee awaited the outcome of the Law Commission's review before taking any action which would affect the Hackney Carriage trade.

RESOLVED:- To agree that this Committee would wait for the outcome of the Law Commission's review into Hackney Carriage and Private Hire vehicle legislation, before considering making any changes that would affect the Hackney Carriage trade.

7 – Application for Private Hire Driver's Licence

The Environmental Health Manager reported on an application she had received for a Private Hire Vehicle Driver's Licence from Mr B. H. She submitted information which had been drawn to her attention concerning the applicant and set out details of the Committee's policy regarding such matters.

The applicant attended the meeting and addressed the Committee. A Police representative was also present.

RESOLVED:- To agree that the application for a Private Hire Vehicle Driver's Licence from Mr B. H. be approved and that a written warning be issued.

The meeting closed at 2.20 p.m.

LICENSING COMMITTEE		Part One (D) Agenda Item 8
Date of Meeting:	25th July, 2013	
Reporting Officer:	Environmental Health Manager	
<p>Title: Application for Street Trading Consent</p> <p>Summary and Conclusions:</p> <p>This report deals with an application from Ms Jackie Storey for a Street Trading Consent to run a Catering Trailer on the car park attached to the Soccer Bar, Wilkie Road, Barrow-in-Furness.</p> <p>Recommendation:</p> <p>That Members approve the relaxation of the ten minute rule and agree that a consent be issued subject to no objections being received from consultees.</p>		

Report

I have received a request from Ms Jackie Storey trading as Ruth's Rolls to operate a catering trailer on the car park attached to the Soccer Bar, Wilkie Road between the hours of 7.00am and 1.30pm Monday to Friday and on days when Barrow AFC football matches are taking place; normally Saturdays from 12.30pm till 6.00pm or midweek evenings from 6.00pm till 10.30pm. Standard conditions for Street Trading Consents within the Borough state that the Trader must operate his/her business on a mobile basis and can, therefore, stop only ten minutes in any section of a street and thereafter must move into a different street and must not then return to the same section of that street that day.

A copy of the application is attached as **Appendix A** to this report.

To enable Ms Storey to trade, the ten minute rule would need to be relaxed. At the time of writing this report no comments have been received from the consultees.

I would ask Members to consider the request and vary the conditions to enable the relaxation of the ten minute rule and for a Street Trading Consent to be issued subject to no objections being received from the consultees.

Background Papers

Nil

APPENDIX A

Dear Owen,

I would like to apply for a street trading licence for between the hours of 7.00am and 1.30pm Monday to Friday and football match games normally either sat 12.30pm till 6pm or midweek evening 6pm till 10.30pm (please see fixtures) usually a Tues or Wed only. I have been granted permission by the Soccer Bar as it is private land, and would like a street trading licence also.

I have also forwarded photos of the vehicle please let me know if you require anymore.

I have motor insurance on the vehicle as well as public liability this has been provided by market study on behalf of Mobilers UL who are based in Stourbridge,

Policy numbers are as follows

Motor insurance-cp49000002653

Public liability-SJ008501

Vehicle Registration- Y608 PHN

I could also send you a hard copy for you files please let me know if you require this.

The Vehicle was fitted out new to myself and equipment is as follows; refrigerator, gas griddle, tea urn, microwave, mini display fridge, hot cold water and sink waste water collection tank.

The vehicle carries 2x19kg LPG bottles which are securely strapped in for safety; the gas griddle is brand new and has been tested as safe. Gas is always disconnected and switched off when vehicle is not in use. I also carry a refuse bin which has a secure fastened down lid for any litter.

Regards

Jackie Storey

LICENSING COMMITTEE		Part One
Date of Meeting: 25th July, 2013		(D)
Reporting Officer: Environmental Health Manager		Agenda Item 9
<p>Title: Variation to Licensed Premises Gaming Machine Permit Gambling Act 2005 - The Victoria Tavern, Oxford Street, Barrow-in-Furness</p> <p>Summary and Conclusions:</p> <p>This report deals with an application for variation to a Licensed Premises Gaming Machine Permit to allow five category C gaming machines to be operated at the Victoria Tavern, Oxford Street, Barrow-in-Furness.</p> <p>Recommendation:</p> <p>That Members approve the application.</p>		

Report

I have received an application for the variation of a Licensed Premises Gaming Machine Permit from Gamestec for The Victoria Tavern, Oxford Street, Barrow-in-Furness (**Appendix B**).

The Victoria Tavern currently has a permit authorising the provision of four category C gaming machines and is applying to vary the permit to allow the provision of five category C machines.

Category C gaming machines allow a maximum stake of 50p and a maximum prize of £25.00.

Officers have delegated authority to determine applications for up to a maximum of four machines in any individual premises (Minute No 8 Licensing Committee 22nd May, 2008). Public Houses and other licensed premises are entitled to have up to two gaming machines (category C or D) without the need for a permit. (Category D gaming machines allow a maximum stake of 10p or 30p (non-monetary) and a maximum prize of £5 cash (£8 non-monetary).

Chapter 26 of the Guidance to Licensing Authorities (3rd Edition) May 2009 deals with gaming in alcohol licensed premises.

Chapter 20 of the Statement of Gambling Policy relates to Alcohol Licensed Gaming Machine Permit. A copy of Chapter 20 is attached at **Appendix C** to this report.

Licensing Authorities are required to consider an application for a permit based on the licensing objectives, the Guidance issued to Licensing Authorities and “such matters as they think relevant”.

The Licensing objectives are:-

- 1) Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime.
- 2) Ensuring that gambling is conducted in a fair and open way.
- 3) Protecting children and other vulnerable persons from being harmed or exploited by gambling.

I have consulted with the Police Authority who have confirmed that they have no objection to the application.

Attached at **Appendix B** is a copy of the Gambling Commission – Gaming Machine Code of Practice.

The Code of Practice requires gaming machines to be located in a place within the premises so that their use can be supervised, either by staff whose duties include such supervision (including bar or floor staff) or by other means. An Officer has discussed current supervision and siting arrangements with a senior member of the management of the premises and arrangements appear to be adequate.

It is recommended that Members approve the application.

Background Papers

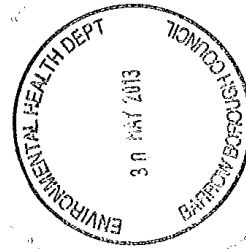
Nil.



Date:28/05/2013

Ref:1317391

LICENSING DEPARTMENT
Barrow-in-furness Borough Council
Town Hall
Duke Street
Barrow-in-furness
Cumbria
LA14 2LD



Dear Sir/Madam,

RE: LICENSED PREMISES NOTIFICATION/GAMING MACHINE PERMIT

I enclose herewith a Licensed Premises Notification/LPGMP application for the following site:

Victoria
Oxford Street
Barrow in Furness
LA14 5QL

The relevant fee is also enclosed and I would be obliged if you could forward the acknowledgement or permit to Gamestec for my attention at the address below when this has been granted.

The details will be noted on our records and a copy will be forwarded to the site. A prepaid envelope is enclosed for your convenience.

Thank you in anticipation of your assistance.

Yours faithfully

Roz Sage
Licensing Department
Gamestec Leisure Ltd
licensing@gamestec.co.uk

Enc.
1317391

PLEASE NOTE OUR CHANGE OF ADDRESS AS BELOW



Gamestec Leisure Limited
B10 · Wira House · Wira Business Park · Ring Road · Leeds · LS16 6EB · Tel: 0113 258 9495 · Fax: 0113 239 0072
Email: enquiries@gamestec.co.uk · www.gamestec.co.uk
Registered in England No: 5346584. Registered office: Astra House, 1 Kingsway, Bridgend Industrial Estate, Bridgend CF31 3WY, UK. Registered in England

**GAMING MACHINE PERMIT APPLICATIONS FOR MORE THAN 2 MACHINES:
CONVERSION / NEW / VARIATION / TRANSFER**

(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)

Please refer to guidance notes at the back of this form before completing

To: Barrow-in-furness Borough Council
Town Hall , Duke Street , Barrow-in-furness , Cumbria , LA14 2LD

<p>SECTION A – What do you want to do?</p> <p>1. Please indicate what you would like to do</p> <p>a) Apply to convert an existing Section 34 permit issued under the Gaming Act 1968, into a licensed premises gaming machine permit where you want more than 2 gaming machines <i>(if you choose this option then please complete sections B, D and E)</i></p> <p>b) Apply for a new licensed premises gaming machine permit where you want more than 2 gaming machines <i>(if you choose this option then please complete sections B, D and E)</i></p> <p>c) Apply to vary an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections B, D and E)</i></p> <p>d) Apply to transfer an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections C, D and E)</i></p>	<p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input checked="" type="checkbox"/></p> <p><input type="checkbox"/></p>												
<p>SECTION B – Application for grant (includes <u>conversion</u>, <u>new</u> and <u>variation</u> applications)</p> <p>2. How many gaming machines are you currently authorised to provide and if this is a new or variation application, how many do you wish to provide? (please complete the boxes in the table)</p> <table border="1" style="margin-left: auto; margin-right: auto; border-collapse: collapse; text-align: center;"> <thead> <tr> <th style="padding: 5px;">Category machine</th> <th style="padding: 5px;">Number currently authorised to provide</th> <th style="padding: 5px;">Number wish to provide (new or variation)</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">C</td> <td style="padding: 5px;">4</td> <td style="padding: 5px;">5</td> </tr> <tr> <td style="padding: 5px;">D</td> <td style="padding: 5px;"></td> <td style="padding: 5px;"></td> </tr> <tr> <td style="padding: 5px;">Total:</td> <td style="padding: 5px;">4</td> <td style="padding: 5px;">5</td> </tr> </tbody> </table> <p>3. If you are currently authorised to provide more than 2 machines, please provide your existing Section 34 Gaming Act 1968 permit, or provide reasons stating why it cannot be provided.</p> <p align="right">Existing permit provided*</p> <p><i>(Reasons why existing permit cannot be provided)</i></p> <p>.....</p>	Category machine	Number currently authorised to provide	Number wish to provide (new or variation)	C	4	5	D			Total:	4	5	<p><input type="checkbox"/></p>
Category machine	Number currently authorised to provide	Number wish to provide (new or variation)											
C	4	5											
D													
Total:	4	5											

***Please keep a copy of your existing permit on the premises to which it relates.**

GAMING MACHINE PERMIT APPLICATIONS FOR MORE THAN 2 MACHINES:
CONVERSION / NEW / VARIATION / TRANSFER

(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE
PREMISES)

<p>Section C – Application for permit <u>transfer</u> (i.e. where a transfer has been requested for the Licensing Act 2003 premises licence)</p> <p>4. Name of person requesting the transfer</p> <p>.....</p> <p>5. Confirmation that an application to transfer the relevant Licensing Act 2003 Premises Licence has been:</p> <p style="text-align: right;">Requested <input type="checkbox"/></p> <p style="text-align: right;">Granted <input type="checkbox"/></p> <p>6. Please provide your existing permit, or provide reasons stating why it cannot be provided</p> <p style="text-align: right;">Existing permit provided <input type="checkbox"/></p> <p style="text-align: right;">Reasons why existing permit cannot be provided</p> <p>.....</p>	
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<p>Section D – General Information</p> <p>7. NAME OF PREMISES: Victoria</p> <p>8. ADDRESS OF PREMISES: Oxford Street, Barrow in Furnes , LA14 5QL</p> <p>9. TELEPHONE NUMBER OF PREMISES: UNKNOWN</p> <p>10. NAME OF EXISTING PREMISES LICENCE HOLDER: Greene King Retailing Ltd</p> <p>11. ADDRESS OF PREMISES LICENCE HOLDER: Westgate Brewery, Bury St Edmunds, Suffolk, IP33 1QT</p> <p>12. DAYTIME TELEPHONE NUMBER OF PREMISES LICENCE HOLDER: AS ABOVE</p> <p>13. E-MAIL ADDRESS OF PREMISES LICENCE HOLDER: UNKNOWN</p> <p>14. AGENT (E.G. SOLICITOR) IF SUBMITTED ON BEHALF OF THE APPLICANT: Gamestec Leisure Ltd, Unit B12 Wira House, Ring Road, Leeds LS16 6ER Telephone: 01132589495</p> <p>15. LICENSING ACT 2003 PREMISES LICENCE REFERENCE (I.E. NUMBER)</p>
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GAMING MACHINE PERMIT APPLICATIONS FOR MORE THAN 2
MACHINES:
CONVERSION / NEW / VARIATION / TRANSFER

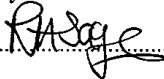
(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE
PREMISES)

Section E – Fee and Signature(s)
I enclose a cheque payable Barrow-in-furness Borough Council

I understand that I must comply with the Gaming Machine Code of Practice for Alcohol Licensed Premise Permits and Permissions issued by the Gambling Commission. (see guidance note 8)

Please note: It is an offence under section 342 of the Gambling Act 2005 if a person, without reasonable excuse, gives to a licensing authority for a purpose connected with that Act information which is false or misleading.

Dated...28 May 2013.....

Signed (by or on behalf of Licensing Act 2003 Premises Licence holder)

.....

Print Name...Roz Sage.....

* If you wish to have more than 2 gaming machines then please check the fee payable.

Official Use Only

Date of receipt:

Name of staff member who received application form:

Date of receipt of fee:

Name of staff member who received fee:

Application accepted / returned (please delete as appropriate)

Date of premises licence (Licensing Act 2003) transfer (if applicable):



GREENE KING
BURY ST EDMUNDS

13th May 2013

To Whom It May Concern:

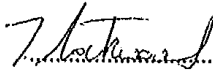
Dear Sir

RE: APPLICATION FOR GRANT OF GAMING MACHINE PERMIT (LPN AND
LPGMP) - GAMBLING ACT 2005

I wish to confirm that Gamestec Leisure Limited are authorised to act as the agent of
this Company, its subsidiaries, tenants and leaseholders with regard to permit
applications and notifications enabling the operation of fruit machines on our
various premises.

I confirm that I have been provided with a summary of the Code of Practice as laid
down in the Gambling Act and understand that Premises Licence Holders are
responsible for ensuring that each of site upholds this.

Yours faithfully

.....Signature

J. Lockwood.....Print

Head of Machines

on behalf of:

GREENE KING RETAILING LIMITED
WESTGATE BREWERY BURY ST EDMUNDS SUFFOLK IP33 1QT
TELEPHONE (01284) 763222 FACSIMILE (01284) 706502 DX 57237 BURY ST EDMUNDS

Registered in England No. 5265451 Registered Office as above

Code of practice for gaming machines in clubs and premises with an alcohol licence

- For club gaming permits, club machine permits and alcohol licensed premises

March 2012

1 General provisions

1.1 This is the Gambling Commission's Code of Practice issued under section 24 of the Gambling Act 2005 (the Act) relating to provision of facilities for gaming machine gambling in accordance with club gaming, club machine and alcohol licensed premises permits. This includes:

- Registrations under Parts II and III of the Gaming Act 1968 which, under transitional provisions, are treated as club gaming and club machine permits respectively
- Club gaming and club machine permits issued under the Club Gaming and Club Machine Permits (Scotland) Regulations 2007
- Premises which have a licence issued by a Licensing Board under section 26(1) or 47(2) of the Licensing (Scotland) Act 2005 authorising the sale of alcohol on the premises.

1.2 Compliance with the code of practice should be the responsibility of a designated person:

- in pubs in England and Wales: the designated premises supervisor (which the Licensing Act 2003 requires as a condition of any alcohol premises licence)
- in premises which are licensed to serve alcohol for consumption on the premises under the relevant Scottish licence: the premises manager (which the Licensing (Scotland) Act 2005 requires as a condition of the premises licence), or, where an occasional licence is held, a responsible person designated by the holder of the licence
- in clubs in England and Wales:
 - if an alcohol licence is held, the designated premises supervisor
 - if no alcohol licence is held, a responsible individual to be nominated by the club management or other governing body elected by the members
- in clubs in Scotland:
 - for a qualifying club under the Licensing (Clubs) (Scotland) Regulations 2007 (SI No 76 of 2007) a person nominated by the club management committee, or other governing body elected by the members, and who is trained in accordance with the Licensing (Training of Staff) (Scotland) Regulations 2007
 - for a qualifying club operating under an occasional licence a responsible person to be nominated by the club management committee or other governing body elected by the members
 - the name and contact details of the nominated person should be made available to the clerk of the relevant licensing board.

1.3 Those items marked in bold and shaded are the provisions which are a condition of the permit and must be complied with.

Gambling Commission – Code of practice for gaming machines in clubs and premises with an alcohol licence

March 2012

2 Location and operation of machines

All permit holders

Compliance with these provisions is a condition of your permit, and failure to do so could result in revocation of the permit.

2.1 All gaming machines situated on the premises must be located in a place within the premises so that their use can be supervised, either by staff whose duties include such supervision (including bar or floor staff) or by other means.

Permit holders must have in place arrangements for such supervision.

2.2 All gaming machines situated on the premises shall be located in a place that requires a customer who wishes to use any ATM made available on the premises to cease gambling at the gaming machine in order to do so. 'ATM' means a machine located on the premises, which enables a person using it to obtain cash by use of a credit or debit card.

3 Access to gambling by children and young persons

Compliance with this section is not a condition of your permit. However it sets out good practice in this area and the Gambling Commission considers it should be implemented by permit holders.

3.1 Permit holders should put into effect procedures intended to prevent underage gambling.

This should include procedures for:

- checking the age of those who appear underage;
- refusing entry to anyone unable to produce an acceptable form of identification.

3.2 Permit holders should take all reasonable steps to ensure that all relevant employees understand their responsibilities for preventing underage gambling.

3.3 Permit holders should only accept identification which:

- contains a photograph from which the individual can be identified
- states the individual's date of birth
- is valid
- is legible and has no visible signs of tampering or reproduction.

3.4 The Commission considers acceptable forms of identification to include: any identification carrying the PASS logo (for example Citizencard or Validate); a driving licence (including provisional licence) with photocard; or a passport.

3.5 Procedures should be in place for dealing with cases where a child or young person repeatedly attempts to gamble on category B or C machines, including oral warnings, reporting the offence to the Gambling Commission and the police, and making available information on problem gambling.

1 Compliance with these provisions is a condition of the relevant permit as a result of the Gambling Act 2005:

Section 271 for Club Gaming Permits, section 273 for Club Machine Permits, section 282 for alcohol licensed premises using their automatic machine permissions and section 283 for licensed premises Gaming Machine Permits and alcohol licensed premises Gaming Machine Permits.

Gambling Commission – Code of practice for gaming machines in clubs and premises with an alcohol licence

March 2012

4 Complaints and disputes

Compliance with this section is not a condition of your permit. However it sets out good practice in this area and the Gambling Commission considers it should be implemented by permit holders.

4.1 Permit holders should put into effect a written procedure for handling customer complaints and disputes regarding the use of gaming machines on their premises.

4.2 A 'complaint' means a complaint about any aspect of the permit holder's conduct of their permissible activities, and a 'dispute' is any complaint which:

- a) is not resolved at the first stage of the complaints procedure, and
- b) relates to the outcome of the complainant's gambling transaction.

4.3 Permit holders should ensure that:

- customers are told the name and status of the person to contact about their complaint
- customers are given a copy of the complaints procedure on request or on making a complaint
- all complaints are handled in accordance with the procedure.

Gambling Commission March 2012

Keeping gambling fair and safe for all

For further information or to register your interest in the Commission please visit our website at:

www.gamblingcommission.gov.uk

Copies of this document are available in alternative formats on request.

Gambling Commission

Victoria Square House

Victoria Square

Birmingham B2 4BP

T 0121 230 6666

F 0121 230 6720

E info@gamblingcommission.gov.uk

ADV 12/02

LICENSING COMMITTEE	(D) Agenda Item 10
Date of Meeting: 25th July, 2013	
Reporting Officer: Environmental Health Manager	
Title: Invitation to attend night time inspections with Cumbria Police	
Summary and Conclusions:	
This report deals with an invitation from Inspector Mike O'Hagan of Cumbria Police for Members of the Licensing Committee to observe inspections of the night time economy within the District.	
Recommendation:	
That Members consider the invitation that has been received.	

Report

I have received an invitation from Inspector Mike O'Hagan of Cumbria Police which would enable Members of the Licensing Committee to observe inspections of the night time economy carried out by Cumbria Police and the Borough Council's Licensing Officer.

Members have attended previous inspections a number of times over the past years and have welcomed the opportunity to see the partnership work which takes place.

I ask that Members consider the invitation to attend the night time inspections which will take place in September or October 2013. An exact date will be confirmed shortly.

Background Papers

Nil

