

Committee: Licensing and Environmental Health

Agenda Item

Date: 12 April 2017

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Title: Review of Gambling Act Policy

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Item for decision

Summary

1. The revised Statement of Gambling Policy completed its period of public consultation on 16 March 2017.

The purpose of the report is to request that Members approve the Policy for consideration by Council at the meeting on 16 May 2017.

Recommendations

2. That Members approve the proposed amendments to the Policy and recommend to Council that the amended policy be adopted.

Financial Implications

3. None arising from this report

Background Papers

4. The following papers were referred to by the author in the preparation of this report and are available for inspection from the author of the report.

Revised Statement of Gambling Policy 2014-2017 (showing proposed changes)

Impact

- 5.

Communication/Consultation	The Licensing authority consulted on 26 January with Essex Police, one or more persons who represent the interest of persons carrying on gambling businesses in the authority's area and one or more persons who appear to the authority to represent the interest of persons who are likely to be affected by the exercise of the authority's functions under the Gambling Act 2005
Community Safety	None
Equalities	None

Health and Safety	None
Human Rights/Legal Implications	None
Sustainability	None
Ward-specific impacts	None
Workforce/Workplace	None

Situation

6. Our Gambling Policy Statement allows us to outline the Council's considerations in determination of applications. The revised Policy was only for minor changes and subject to a 7 week consultation exercise.
7. The public consultation exercise, as approved by the Licensing & Environmental Committee on 25 January 2017 was conducted between 26 January and 16 March 2017. Information was published on the councils website, and letters or emails sent to Essex police, statutory consultees, all premises & club licence holders, gamblers anonymous, and town and parish clerks.
8. No written responses or representations have been received from any parties to the proposed changes.
9. A copy of the revised Policy (showing proposed changes) is attached as Appendix 1. Members are asked to approve the revised Policy and recommend to Council that it be adopted.

Risk Analysis

10.

Risk	Likelihood	Impact	Mitigating actions
The Council is under an obligation to review the Gambling Act Policy every 3 years and ensure that the processes are followed in accordance with the legislation and guidance. Failure to achieve the timescale or demonstrate that appropriate	1.	2.	The failure of the Council to give appropriate consultation responses could result in the imposition of sanctions upon the council.

consideration has been given to responses received during the consultation process could result in Judicial review.			
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- 1 = Little or no risk or impact
- 2 = Some risk or impact – action may be necessary.
- 3 = Significant risk or impact – action required
- 4 = Near certainty of risk occurring, catastrophic effect or failure of project.