

## Licensing Committee



Date	1 March 2006
Venue	Lowther Pavilion, Lytham
Committee members	Dawn Prestwich (Chairman) Christine Akeroyd (Vice-Chairman)  Susan Fazackerley, Karen Henshaw JP, Stephen Mason, Janine Owen, Keith Wright
Other Councillors	None
Officers	Clare Holmes, Chris Hambley, Stuart Handley, Lyndsey Lacey

### Vice-Chairman

At the commencement of the meeting it was agreed that Councillor Christine Akeroyd should act as Vice-Chairman.

### 1. Declarations of interest

Members were reminded that any personal/prejudicial interests should be declared as required by the Council's Code of Conduct adopted in accordance with the Local Government Act 2000.

### 2. Confirmation of minutes

To approve the minutes of the Licensing Committee meeting held on 22 August 2005 as a correct record for signature by the chairman.

### 3. Substitute members

None

### 4. Gambling Act 2005

Stuart Handley (Commercial and Licensing Manager) presented a comprehensive report on the new Gambling Act 2005, which comes fully into force on 1 September 2007. Members were advised that the Act imposes duties on local authorities to licence premises used for gambling and seeks to control all forms of gambling.

The report referred to the background to the new arrangements and the associated implications for the Borough Council. In particular, it made reference to the proposed new provisions and licensing objectives, the council's responsibilities as a licensing authority and those of the newly established Gambling Commission. The report also outlined the various issues to be addressed and reflected in the proposed statement of Licensing Policy.

Following discussion it was RESOLVED to approve the formulation of a draft licensing policy for consultation.

#### 5. Provisions relating to Gaming Machines in Licensed Premises

Stuart Handley and Chris Hambley presented a joint report on the provisions relating to Gaming Machine in licensed premises.

It was reported that following the implementation of the Licensing Act 2003, the responsibility for the registration of gaming machines in licensed premises had transferred to District Councils from the Magistrates Court. The Council was now responsible for the licensing of the following activities in premises, which have a Premises Licence:

- gaming machines
- prize gaming permits (prize bingo)
- the playing of certain games for the purpose of gaming.

Members were advised that pending the implementation of the Gambling Act 2005, the Council was required to have in place the necessary delegations etc. This would enable applications for gaming machines and prize gaming etc. premises that are licensed for the sale of alcohol, to be determined. A full report detailing the requirements was set out on the agenda.

Following discussion it was RESOLVED:

1. To authorise the Consumer Wellbeing and Protection Manager to determine applications for the granting and renewal of permits for gaming machines under Section 34 of the Gaming Act 1968 and for prize gaming under Section 16 of the Lotteries and Amusements Act 1976.
2. To authorise the Licensing Committee to determine applications for the grant or renewal of permits for gaming machines (under Section 34 of the Gaming Act 1968 and for prize gaming under Section 16 of the Lotteries and Amusements Act 1976) in the event of objections being received, or in cases where the Consumer Wellbeing and Protection Manager is minded to refuse an application
3. To authorise the Consumer Wellbeing and Protection Manager to make and vary orders for the playing of certain games on premises with a Premises Licence under Section of the Gaming Act 1968.

4. To authorise the Licensing Committee to hold a hearing and to determine the application or revoke the order for the playing of certain games on premises with a premises licence (under Section 6 of the Gaming Act 1968) in the event of objections being received or in cases where the Consumer Wellbeing and Protection Manager is minded to refuse or vary an application or to revoke an order.

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