

Appendix 3

Officer response to consultation response received

Appendix Letter/ Document Number	Para. No.	Included in Revised Policy [Y/N, In Part or Supporting Proposals (SP)]	Officer Comments Explanatory Notes
1	1 - 29	N	These paragraphs set out the Association of British Bookmakers (ABB) approach to the local authority's regulation of betting shops, they are informative and not making specific comments regarding the policy
1	30	SP	Comments noted
1	31	N	It is not the intention to assume the duty of the Gambling Commission within the policy, rather to have a policy document which consistently reminds any body or individual involved in gambling of the objectives of the Gambling Act 2005.
1	32 - 33	N	The list of potentially vulnerable people has not been amended from the Council's Gambling Act 2005 Policy Statement 2016 – 2019. The list of potentially vulnerable people in this paragraph is in line with the research set out in 'Exploring area-based vulnerability to gambling related harm: Who is vulnerable? Findings from a quick scoping review Heather Wardle, Gambling and Place Research Hub 13 th July 2015'.
1	34	N	Paragraph 13.5 addresses the concerns raised
1	35	SP	Comments noted
1	36 - 37	N	Paragraph 10.14 of the policy clearly states that Ordinary Code provisions are not compulsory, we therefore disagree with this comment.
1	38	N	Paragraph 15.2 clearly states 'where it is the responsibility of the Council to assess the suitability of applicants'. Responsibilities with respect to determining applicant's suitability are clearly stated in paragraphs 5.3, 34.1 and Appendix E.
1	39	N	The policy does not specify any area where gambling premises should not be located; however, the local area profile may identify in the future such areas but these will be wholly evidence based and dealt with on a case by case basis.

			Paragraph 17.5 makes it clear that refusal of an application will be based on evidence of risk to the licensing objectives together with ways in which these can be mitigated through appropriate conditions.
1	40	In part	<p>Typographical error corrected in paragraph 24.5.</p> <p>The Council would consider a review based on complaints from a local resident, subject to the specific circumstances set out in paragraph 24.9 and having consideration to all the paragraphs in section 24 of the policy 'Review of Premises Licence'. It is the intention that this policy is read as a whole, not that individual paragraphs are considered in isolation.</p>
1	41	N	Paragraph 31 clearly sets out the Council's general expectations of applicants and aims to assist them in making good applications, this is a transparent way of outlining the Council's approach. It would be lengthy and overly complicated to attempt to list everything that could be considered 'relevant information', and for the most part this can only be judged on receipt of an application. Every application is considered on its own merits, and so what information is relevant will not always be the same.
1	42	N	<p>Paragraph 7.4 of the policy states that it is intended to provide guidance to any person with an interest in the licensing and permitting of gambling activities. There are occasions therefore, such as paragraph 37.16, where what is prescribed by statute is reiterated in layman's terms, and in a single document, so it is not necessary for applicants to skip between the legislation, the policy and the application forms.</p> <p>There is no reference to 'documentary evidence' being required of an operator's licence in paragraph 37.16.</p>
1	43	N	The Council simply requires confirmation that there is a completed building which is ready for inspection, and the bullet point specifically states.
1	44	N	It is reasonable for the Council to ask applicants what steps they intend to take to promote the licensing objectives, rather than simply accepting that because they are required to they will be able to, in order to ensure that, where it is the Council's responsibility, the applicant is suitable.

1	45	In part	<p>Typographical errors in Local Area Profile corrected.</p> <p>The statement in the Local Area Profile recognises that the addition of a gambling premises has the potential to have an impact on crime and disorder, it does not predetermine any application that may be made for a gambling premises in that area. The process for determining gambling premises applications is set out in the policy and will be followed.</p>
1	46	N	Comments noted
1	47	N	Comments noted
1	48	N	Comments noted