



# Rutland County Council

Catmose Oakham Rutland LE15 6HP.

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Minutes of the **MEETING of the LICENSING ACT COMMITTEE** held in the Council Chamber, Catmose, Oakham, Rutland, LE15 6HP on Tuesday, 3rd November, 2015 at 7.00 pm

Present: Mr A Walters (Chair)  
Mr B Callaghan  
Mr O Hemsley  
Mr T Mathias  
Mrs L Stephenson

Apologies Mr E Baines  
Mr C Parsons

In attendance:	Mr D Brown	Director for Places (Environment, Planning and Transport)
	Mr P Gell	Head of Regulatory Services, Peterborough City Council
	Mrs K Leishman	Licensing Development Officer, Peterborough City Council
	Mr M Loran	Senior Environment Services Manager
	Miss M Gamston	Corporate Support Officer

Absent: Mr G Conde

## **328 MINUTES**

### **RESOLVED**

That the minutes of the Licensing Act Committee held on 18 November 2014 be confirmed and signed by the Chairman.

## **329 DECLARATIONS OF INTEREST**

Members were invited to declare any personal or prejudicial interests they might have in respect of items on the Agenda and/or indicate if Section 106 of the Local Government Finance Act applied to them.

No declarations of interest were received.

## **330 PETITIONS, DEPUTATIONS AND QUESTIONS**

No petitions, deputations and questions had been received.

### **331 QUESTIONS WITH NOTICE FROM MEMBERS**

No questions with notice from Members in accordance with the provisions of Procedure Rule No. 219 had been received.

### **332 NOTICES OF MOTION FROM MEMBERS**

No notices of motion from Members in accordance with the provisions of Procedure Rule No. 220 had been submitted.

### **333 GAMBLING ACT 2005 - STATEMENT OF PRINCIPLES**

Report No. 190/2015 from the Director for Places (Environment, Planning and Transport) was received. The purpose of the report was to make Members aware of the comments received during the consultation process and to seek approval of the draft Statement of Principles and to seek recommendation to Council for adoption.

During the discussion the following points were noted:

- i) That was a statutory requirement for each council to produce and adopt a policy.
- ii) That the policy drafted followed the Standard National Model.
- iii) That the Gambling Commission was responsible for the issuing of operating and personal licences.
- iv) That the Licensing Authority was responsible for the issuing of premise licences where gambling activities were to take place.
- v) That there were 26 premise permits issued in Rutland (1 Betting Premise, 23 Gaming Permits and 2 Club Permits).
- vi) That the two responses during the consultation had been incorporated into the report where appropriate.
- vii) That a primary objective when considering premise licensing was to protect children and vulnerable adults from gambling. The Authority was within its rights to deem whether suitable on a case by case basis.
- viii) That any costs in relation to the production of the policy would be met by income from the gambling licensing fees.
- ix) That there was a requirement for a risk assessment to be undertaken in relation to a licence application.
- x) That the effective date for the policy would be January 2016; to be renewed every three years.
- xi) That the policy would be taken to Council in January 2016 for formal adoption.

### **RESOLVED**

That the draft proposed Gambling Act 2005, Statement of Principles be **APPROVED** and that **COUNCIL BE RECOMMENDED** to formally adopt the proposed Gambling Act 2005, Statement of Principles for Rutland County Council.

### **334 ANY URGENT BUSINESS**

#### Update on Licensing Act 2003

Mr Gell, Head of Regulatory Services (Peterborough City Council) gave a verbal update on the Licensing Act 2003.

During the discussion the following points were noted:

- i) Option for Council to deregulate Late Night Refreshment.
- ii) If deregulated the Council would be unable to impose conditions on premises.
- iii) The Council may wish to continue to licence where there were concerns.
- iv) Businesses could formally approach the Local Authority to request delicensing.
- v) Members were advised that there were six premises in Rutland licensed from 11pm to 5am for hot food/drink.
- vi) There was a need for the Council to demonstrate that it had looked at deregulation or decided to delay.
- vii) The Council could have designated areas for deregulation.
- viii) The Council could maintain its present position to licence and if challenged take a paper to committee with a wider consultation being undertaken on the back of the challenge, with a decision being made at that point.

## **RESOLVED**

That Committee would consider in 12 months' time if no challenged received.

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Chairman closed the meeting at 7.30 pm.

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