

## Appendix 2: Officer Response to Consultation Feedback

Consultation Response number	Paragraph number / Survey Question	Included in Revised Policy [Yes/ No / In Part]	Officer Comments Explanatory Notes
Appendix 1 Document 1	Online Survey Questions	No	<p>The comments made in response to the online survey have been noted. The Council has a statutory duty to produce a statement of licensing policy in relation to the Gambling Act 2005, which details the Council’s approach to managing gambling activity within its jurisdiction. This includes ensuring that applications, permits and registrations made to the Council for gambling activities uphold the licensing objectives as set out by the Gambling Act 2005. There cannot be a presumption for refusal. There is a statutory aim to permit gambling where an application is consistent with the licensing objectives being achieved. More specific details relating to how an application meets the licensing objective are considered as part of the licensing and risk assessment process.</p>
Appendix 1 Document 2	All	Yes	<p>A link to and extracts from GambleAware’s recently published <a href="#">interactive maps</a> have been added to the Local Area profile in appendix D of the draft revised policy as they have the potential to assist both applicants in their applications and sub-committees determining applications. <b><i>Amendments made to the draft policy in Appendix D page 62.</i></b></p> <p>Signposting to <b>National Gambling Helpline on 0808 8020 133</b> and also <a href="http://www.begambleaware.org">www.begambleaware.org</a> has been included in paragraphs 145 and 165 of the draft revised policy. <b><i>Amendments made to the draft policy on page 40 paragraph 145 and page 44 paragraph 165.</i></b></p>
Appendix 1 Document 3	2	No	<p>The comments made requested that the “Foreward” is removed as it was considered to be additional commentary. There is no section to the policy titled “Foreward”. There is a notes section and an executive summary which provide</p>

			overview and context for the reader about the relevant sections of the policy. The Council carries out its licensing functions as stated in the Policy and in accordance with the Gambling Act 2005.
Appendix 1 Document 3	3-8	No	<p>The comment regarding the Regulators Code is noted. Paragraph 199 of the draft revised policy states that “This Authority will have full regard to these principles when carrying out any regulatory activity and to the requirements of the Regulators’ Code.”</p> <p>The statutory aim to permit gambling is set out in paragraphs 18 and 19 and is also referred to later in the draft policy for example at paragraphs 52 and 57.</p> <p>The Council has not said that a premises licence would automatically be refused, but that it expects applicants to consider the local area information and assess whether there are any risks and mitigate any risks identified as part of their risk assessment. If this is achieved consistent with the licensing objectives an application is likely to be granted. It would be remiss of an applicant to ignore the local area profile data which includes high levels of deprivation and crime/anti-social behaviour data when carrying out their risk assessment.</p> <p>Page 64 point 2 has been amended to include the terminology “and high overall risk of gambling related harm” which is consistent with paragraph 52.</p>
Appendix 1 Document 3	9-13	In part	<p>Comments are noted.</p> <p>There is no presumption for refusal. The statutory aim to permit gambling is set out in paragraphs 18 and 19 and is also referred to later in the draft policy for example at paragraphs 52 and 57.</p> <p>Paragraph 57 has been expanded and a footnote has been added to paragraph 93 to ensure that there is no doubt that the authority will apply the correct statutory tests. <b>Amendments made to draft policy on page 20 paragraph 57 and page 29 paragraph 93.</b></p> <p>Paragraph 128 has been clarified to explain that the Authority will need to be</p>

			satisfied that substantive facilities for non-remote bingo can be played in a premises for which a premises licence is issued for that purpose and the matters which will be considered. <b>Amendments made to draft policy on page 37 paragraph 128.</b>
Appendix 1 Document 3	14-15	Yes	Paragraph 133 has been amended to remove the reference to fixed odds betting terminals (FOBT) and replace it with “Category B2 gaming machines”. The requirement for those gaming machines to be in the direct line of sight of the supervised counter has been expanded to explain that this is in order to prevent their use in connection with the proceeds of crime or excessive use by vulnerable persons. <b>Amendments made to draft policy on page 38 paragraph 133.</b>
Appendix 1 Document 4	All	No	The comments made in this consultation feedback have been noted. The Council has a statutory duty to produce a statement of licensing policy in relation to the Gambling Act 2005, which details the Council’s approach to managing gambling activity within its jurisdiction. This includes ensuring that applications, permits and registrations made to the Council for gambling activities uphold the licensing objectives as set out by the Gambling Act 2005.