

## APPENDIX 2



### Schedule of Responses to Draft Statement of Principles - Gambling Act 2005

**Part 1 Responsible Authorities and Statutory Consultees – Amendments made in final version submitted for council approval following cabinet meeting 9 October 2006.**

Reference	Respondent	Comments	Appraisal	Response
1. Received 30 June 2005	Bond Pearce – solicitors on behalf of Association of British Bookmakers – ABB	A. Asserts there is no history of nuisance, crime & disorder, inappropriate use of betting shops by vulnerable people or existence of an environment other than that is fair and responsible  B. ABB welcomes new legislation and “light touch” enforcement  C. Door supervision suggests no need for door supervision.	There is no evidence to contradict this and the legislation would address same issues if they arise        This is in line with council policy       Not an issue of legislation, does not require door supervision	No policy change           No policy change           No policy change

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		<p>Contains comment re. Inclusion of re. Door supervision wording</p> <p>D. Betting machines suggests inclusion of working of authority not to limit betting machines unless there is a breach of licensing objectives</p> <p>E. Re – Site Applications. Suggests such applications will be looked on “sympathetically”</p> <p>F. Enforcement – Asks that in respect of any enforcement issues there would be a single point of contact within the authority</p>	<p>see also section 2.10 statement of principles</p> <p>It would not be appropriate to include instatement such working as each premise would be judged on its merits. Such inclusion would restrict the authority’s discretion</p> <p>Not appropriate as each case should be addresses on its merits, but the authority recognises the benefits of regulated gambling in the district (section 1.2) and the authority’s Statement of Principles will not override any application (section 1.8)</p> <p>This is addressed within the Statement of Principles. The licensing team details are shown (section 1.7)</p>	<p>No policy change</p> <p>No policy change</p> <p>No policy change</p>
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2.	Race Course Association	Thanks for notification of Statement of Principles – no venues in district	Issue is addressed in (section 2.18)	No policy change
3.	Lincolnshire Fire and Rescue (J. Cook Fire Safety Manager)	<p>A. Comment document is easy to read</p> <p>B. No legislative issues arising from Gambling Act 2005 – will be addresses by Fire Service legislation</p> <p>C. The Statement addresses the 3 licensing objectives</p>		No policy change
4.	LCC Highways (B Thompson Divisional Highways Manager)	Acknowledges receipt – no comments		
5.	Gambling Commission (S Rossiter)	Acknowledges receipt – no comments	Statement of Principles was written with advice of LACORS and Gambling Commission	
6.	Lincolnshire Safeguarding Childrens Board (D Barnes Business Manager)	<p>A. Board is democratically elected Page 5</p> <p>B. Typographical error re “safeguarding” Page 5</p>	<p>Will be corrected</p> <p>Will be corrected</p>	<p>Done</p> <p>Done</p>

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		C. Issues re training of staff in gambling premises including offer to develop “model policy”	Already addressed in Statement section 2.8 and will be subject to subsequent codes of practice and consideration of “model policy”	Any relevant codes including model policy will be considered as necessary
		D. Re ability of responsible authorities to initiate reviews	Contain in section 197 – 200 of Act – purpose of page 17 of Statement is to acknowledge issues re review should they arise	No policy change
		E. Issues re CRB convictions	This is addressed in page 18 of Statement. The authority would risk assess on an individual premise basis – see paragraph 2 section 3.2	No policy change
		F. Staff training premises	The authority cannot require such training unless there is a need – this could arise if the licensing objectives were breached, or the need for a review arose. Should such issues come to notice the authority would expect the premises operator to demonstrate awareness	No policy change

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		G. The respondent comments the Statement was easy to read, non-technical and the format was appropriate	of the relevant codes of practice and staff training	
7.	"GAMCARE" (A Faulkener)	<p>A. Raises issue in respect of debt issues arising from problem gambling</p> <p>B. The respondent also raises matters such as misuse of drugs</p> <p>C. Leaflets to provide assistance contacts for</p>	<p>This is not specifically for the Statement of Principles but the council recognises problem gambling and has contacted various organisations in respect of such matters as debt management as part of the consultation process. None have to date responded. Section 2.8 of the Statement of Principles address matters such as protection of vulnerable people</p> <p>The Statement of Principles recognises the issues raised and it is expected will be subject to codes of practice from the Gambling</p>	<p>No policy change</p> <p>No policy change</p>

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		people having gambling problems, the separation of ATM	Commission	
8.	British Beer & Pub Association (R Matthews) Also represents British Institute of Inn keeping, Association of Licensed Multiple Retailers and Federation of Licensed Victuallers Association	<p>A. Supports the councils draft Statement of Principles based on LACORS template</p> <p>B. Supports prevention of under 18 year old persons playing all cash machines and relevant code of practice together with proof of age schemes to prevent misuse</p> <p>C. Supports staff training and codes of practice in respect of the grant of additional permits</p> <p>D. Applications for more Than two machines – inclusion in Policy/Statement of Principles and no need for licensing on grounds of bureaucracy</p>	<p>As legislation and codes of practice</p> <p>Such applications will be addresses by the authority on their merits</p> <p>To accept this within the Statement of Principles would potentially fetter the authority's decision process, each case should be treated on its merits depending on the premises, it's nature and location thus preventing any alteration in the primary usage of the</p>	No policy change

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		<p>E. Standard forms – LACORS</p> <p>F. Transitional arrangements</p>	<p>premises from that of the public house to that of a gambling venue</p> <p>Not a matter for the Statement. Council anticipates adapting structured LACORS forms</p> <p>It would be inappropriate to include this in the Statement of Principles. The DCMS published draft transitional arrangements on 10 July 2006; consultation will not be completed until October and will then be subject to regulations. The council will have adopted its statement of principles by 26 October 2006 to meet required legislative deadlines</p>	
9.	Licensing Team	Completion and insertion of wording Section 4 of Statement of Principles as shown	Advice from LACORS DCMS & County Licensing Group	Statement amended
10.	Environment Agency	Reply by letter that they are not affected by the		No change

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**17/08/06**