

<b>Report to:</b>	Licensing and Regulatory Committee	<b>Date of Meeting:</b>	Monday 9 January 2023
<b>Subject:</b>	Determinations made under the Licensing Act 2003 and the Gambling Act 2005: period covering 13 August 2022 to 9 December 2022		
<b>Report of:</b>	Assistant Director of Place (Highways and Public Protection)	<b>Wards Affected:</b>	(All Wards);
<b>Portfolio:</b>			
<b>Is this a Key Decision:</b>	N	<b>Included in Forward Plan:</b>	N
<b>Exempt / Confidential Report:</b>	N		

### Summary:

To update Members regarding those applications, made under the Licensing Act 2003 and the Gambling Act 2005, that have been determined by Officers.

### Recommendation(s):

That Members:

- i) note this Report and its contents;
- ii) note that further Reports will be brought forward to up date Members as and when necessary.

### Reasons for the Recommendation(s):

The Openness of Local Government Bodies Regulations 2014 requires that a written record of delegated decisions that would otherwise be made by a committee be published to the Council's website. The publication of this report satisfies that requirement for the delegated decisions made in relation to the administration of the Licensing Act 2003 and the Gambling Act 2005.

### Alternative Options Considered and Rejected: (including any Risk Implications)

None

**What will it cost and how will it be financed?**

**(A) Revenue Costs**

There are no financial costs associated with the proposals in this report

**(B) Capital Costs**

There are no financial costs associated with the proposals in this report

**Implications of the Proposals:**

<b>Resource Implications (Financial, IT, Staffing and Assets):</b> None.	
<b>Legal Implications:</b> None.	
<b>Equality Implications:</b> There are no equality implications.	
<b>Climate Emergency Implications:</b> The recommendations within this report will	
Have a positive impact	N
Have a neutral impact	Y
Have a negative impact	N
The Author has undertaken the Climate Emergency training for report authors	Y
This is an information only Report and contains no proposals that will alter any impact on climate change.	

**Contribution to the Council's Core Purpose:**

Protect the most vulnerable: Yes
Facilitate confident and resilient communities:
Commission, broker and provide core services: Yes
Place – leadership and influencer:
Drivers of change and reform:
Facilitate sustainable economic prosperity:
Greater income for social investment:
Cleaner Greener

## **What consultations have taken place on the proposals and when?**

### **(A) Internal Consultations**

The Executive Director of Corporate Resources and Customer Services has been consulted and notes the report indicates no direct financial implications for the Council. (FD 7057/22).

The Chief Legal and Democratic Officer has been consulted with regard to any legal implications and any comments have been incorporated into the report. (LD 5257/22).

### **(B) External Consultations**

None.

### **Implementation Date for the Decision**

Immediately following the Committee meeting.

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### **Appendices:**

Annex 1: Numbers determined – Licensing Act 2003

Annex 2: Numbers determined – Gambling Act 2005

### **Background Papers:**

There are no background papers available for inspection.

#### **1. Background**

- 1.1 Members will recall that the Statement of Licensing Policy (issued under the Licensing Act 2003) and the Statement of Gambling Licensing Policy (issued under the Gambling Act 2005) both follow the recommended delegation of functions contained within the Guidance issued under Section 182 of the Licensing Act 2003 and the Guidance issued under Section 25 of the Gambling Act 2005.
- 1.2 In effect this means that where there are no relevant representations to applications then these matters are dealt with by Officers. This ensures that decisions and functions, particularly for non-contentious applications and purely administrative functions, are taken or carried out in a speedy, efficient and cost-effective way.
- 1.3 The Openness of Local Government Bodies Regulations 2014 requires that a written record of delegated decisions that would otherwise be made by a committee be published to the Council's website. The publication of this report

satisfies that requirement for the delegated decisions made in relation to the administration of the Licensing Act 2003 and the Gambling Act 2005.

## **2. Numbers determined – Licensing Act 2003**

2.1 During the period covering 13 August 2022 to 9 December 2022 the following number of applications have been determined under this Act:

- Applications made under Premise Licences **100**
- Applications made under Personal Licences **41**
- Notification of Temporary Event Notices **73**
- Notification of Late Temporary Event Notices **36**

2.2. Details of determinations made under Premise Licences are attached within Annex 1 to this Report.

## **3. Numbers determined – Gambling Act 2005**

3.1 During the period 13 August 2022 to 9 December 2022 the following number of applications have been determined under this Act:

- Applications made under Gambling Premise Licences **4**
- Applications made under Licensed Premises Gaming Permits **3**
- Notifications given for Licensed Premises Automatic Gaming **1**

3.2. Details of determinations made under the above are attached within Annex 2 to this Report.