

Appendix Two

Gambling Policy – Proposed Changes for consultation:

Section/Page	Addition/Deletion	Rationale
PART A		
At page 3 in the table of contents add	<u>Add:</u> <i>Annex 5 Sample conditions</i> <i>Annex 6 Local Area Profiles</i>	Re-ordering of references
At page 4 after paragraph 1.3	<u>Add:</u> The Gambling Commission's Licence Conditions and Code of Practice (LCCP) require gambling premises to undertake a risk assessment taking into consideration their local information. Specific information about localities is provided in this policy at Annexe 6. The risk assessment is required to be shared with the Council where there is a new application and or a variation to an existing premises licence.	Requirement for risk assessments to be carried out by licence holder and shared with the Council.
At page 5 paragraph 5, change the consultation dates	October 2015 to January 2016	New consultation period
At page 9 after paragraph 7.9	<u>Add:</u> The Authority uses the templates inspection forms produced by the Leicester, Rutland and Leicestershire Licensing Forum and	Open and transparent inspection formats.

	<p>Leicestershire Local Economic Partnership.</p> <p>To assist the targeting of the Council’s enforcement activity the Council will request that operators / premises share:-</p> <ul style="list-style-type: none"> • test purchasing results (subject to the terms of primary authority agreements) ; • incidents in premises, which managers are likely to be required to report to head office; • information about numbers of self-excluded gamblers to help it develop its understanding about the risk of problem gambling in its area. <p>This information will help the Council to get a clearer picture of which premises may be experiencing issues, meaning that the inspection and enforcement activity is appropriately structured</p> <p>Operators are not automatically required to share their risk assessments with licensing authorities except when they are applying for a new premises licence or to vary an existing one. However, the Gambling Commission is advising operators to do so.</p> <p>The Council will request a copy of each premises risk assessment during the first year of this Policy.</p>	
Part B		
At page 11 after 3.2	<p><u>Add:</u> The council will need to be satisfied that there is sufficient evidence that the particular location of the premises would not be harmful to the licensing objectives.</p>	Content and detail of local risk assessments

	<p>From 6 April 2016, it is a requirement of the Gambling Commission's Licence Conditions and Codes of Practice (LCCP), under section 10, for licensees to assess the local risks to the licensing objectives posed by the provision of gambling facilities at their premises and have policies, procedures and control measures to mitigate those risks. In making risk assessments, licensees must take into account relevant matters identified in this policy.</p> <p>The LCCP goes on to say licensees must review (and update as necessary) their local risk assessments:</p> <ul style="list-style-type: none">a. to take account of significant changes in local circumstance, including those identified in this policy;b. when there are significant changes at a licensee's premises that may affect their mitigation of local risks;c. when applying for a variation of a premises licence; andd. in any case, undertake a local risk assessment when applying for a new premises licence. <p>The Council will expect the local risk assessment to consider as a minimum:</p> <ul style="list-style-type: none">• whether the premises is in an area of deprivation• whether the premises is in an area subject to high levels of crime and/or disorder• the ethnic profile of residents in the area• the demographics of the area in relation to vulnerable groups• the location of services for children such as schools, playgrounds, toy shops, leisure centres and other areas where children will gather	
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	<p>In any case the local risk assessment should show how vulnerable people, including people with gambling dependencies, are protected.</p> <p>Other matters that the assessment may include:</p> <ul style="list-style-type: none"> • The training of staff in brief intervention when customers show signs of excessive gambling, the ability of staff to offer brief intervention and how the manning of premises affects this. • Details as to the location and coverage of working CCTV cameras, and how the system will be monitored. • The layout of the premises so that staff have an unobstructed view of persons using the premises; • The number of staff that will be available on the premises at any one time. If at any time that number is one, confirm the supervisory and monitoring arrangements when that person is absent from the licensed area or distracted from supervising the premises and observing those persons using the premises. • Arrangements for monitoring and dealing with under age persons and vulnerable persons, which may include dedicated and trained personnel, leaflets, posters, self-exclusion schemes, window displays and advertisements not to entice passers-by etc. • The provision of signage and documents relating to games rules, gambling care providers and other relevant information be provided in both English and the other prominent first language for that locality. • Where the application is for a betting premises licence, other than in respect of a track, the location and extent of any part of the premises which will be used to provide facilities for gambling in reliance on the licence. <p>To assist operators, Annex 6 sets out the Council's Gambling Local</p>	
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	Area Profiles criteria.	
At page 13 after 6.2	<u>Add:</u> The Gambling Commission have produced a list of sample conditions, and these are reproduced at Annex 5. These could be imposed in a number of circumstances to address evidence based concerns.	Potential standard conditions that could be imposed on new or reviewed licences.
At Page 27	<u>Add:</u> Annex 4 Gambling Best Practice Guide Annex 5 Sample conditions Annex 6 Local area profiles	Re-ordering of references
At page 34	<u>Add:</u> Appendix 5: Sample of premises licence conditions This Annex, reproduced from the Gambling Commission’s Guidance to Licensing Authorities, provides a sample of conditions that have been attached to premises licences by licensing authorities, with some amended for illustrative purposes. These are not blanket conditions but have been imposed in a number of circumstances to address evidence based concerns. Part 9 of the Gambling Commission’s Guidance to Licensing Authorities provides further details on the principles licensing authorities should apply when exercising their discretion to impose premises licence conditions. The conditions listed below have been grouped under specific headings for ease of reference. There will inevitably be some overlap between those conditions that address different concerns, for example those related to security and to anti-social behaviour. 1. Security	Examples of standard conditions that could be used

	<p>1.1 No pre-planned single staffing after 8pm and, when this is unavoidable, for a Maglock to be in constant use.</p> <p>1.2 A minimum of two members of staff after 10pm.</p> <p>1.3 A minimum of two members of staff will be on duty throughout the whole day.</p> <p>1.4 The premises will have an intruder alarm and panic button.</p> <p>1.5 Maglock systems are employed and access is controlled.</p> <p>1.6 Requirements for full-height security screens to be installed.</p> <p>1.7 A requirement for 50% of the shop frontage to be clear of advertising so that staff have a clear view and can monitor the exterior of the premises.</p> <p>1.8 The premise shall maintain a 'safe haven' to the rear of the counter.</p> <p>1.9 The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or an authorised officer throughout the preceding 31-day period.</p> <p>1.10 A member of staff from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This member of staff must be able to show a member of the police or authorised council officer recent data or footage with the absolute minimum of delay when requested.</p> <p>1.11 A monitor shall be placed inside the premises above the front</p>	
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	<p>door showing CCTV images of customers entering the premises.</p> <p>1.12 If at any time (whether before or after the opening of the premises), the police or licensing authority supply to the premises names and/or photographs of individuals which it wishes to be banned from the premises, the licensee shall use all reasonable endeavours to implement the ban through staff training.</p> <p>2. Anti-social behaviour</p> <p>2.1 The Licensee shall develop and agree a protocol with the police as to incident reporting, including the type and level of incident and mode of communication, so as to enable the police to monitor any issues arising at or in relation to the premises.</p> <p>2.2 The Licensee shall take all reasonable steps to prevent street drinking of alcohol directly outside the premises and to ban from the premises those who do so.</p> <p>2.3 The Licensee shall place a notice visible from the exterior of the premises stating that drinking alcohol outside the premises is forbidden and that those who do so will be banned from the premises.</p> <p>2.4 Notices indicating that CCTV is in use at the premises shall be placed at or near the entrance to the premises and within the premises.</p> <p>2.5 The Licensee shall place and maintain a sign at the entrance which states that 'only drinks purchased on the premises may be consumed on the premises'.</p> <p>2.6 The Licensee shall implement a policy of banning any customers who engage in crime or disorder within or outside the premises.</p> <p>2.7 The Licensee shall install and maintain an ultraviolet lighting system in the customer toilet.</p> <p>2.8 The Licensee shall install and maintain a magnetic door locking system for the customer toilet operated by staff from behind the counter.</p>	
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2.9 Prior to opening the Licensee shall meet with the Crime Prevention Officer in order to discuss any additional measures to reduce crime and disorder.

3. Underage controls

3.1 The Licensee shall maintain a bound and paginated 'Think 21 Refusals' register at the premises. The register shall be produced to the police or licensing authority forthwith on request.

3.2 Customers under 21 will have to provide ID.

3.3 The premises will operate a 'challenge 25' policy and prominent signage and notices will be displayed showing the operation of such policy

3.4 Compulsory third party test purchasing on a twice yearly external system and the results to be reported to the Local Authority and police. In the first twelve months (from the date of the Review) two additional internal test purchase operations to be carried out.

3.5 A physical barrier (ie a supermarket metal type or similar) acceptable to the licensing authority, and operated in conjunction with the existing monitored alert system, to be put in place within 3 months from the date of the review.

3.6 No machines in the Unlicensed Family Entertainment Centre to be sited within one metre of the Adult Gaming Centre entrance.

4. Player protection controls

4.1 Prominent GamCare documentation will be displayed at the premises.

4.2 There shall be no cash point or ATM facilities on the premises.

4.3 The Licensee shall train staff on specific issues related to the local area and shall conduct periodic refresher training. Participation in the training shall be formally recorded and the records produced to the police or licensing authority upon request.

4.4 New and seasonal staff must attend induction training. All existing

staff must attend refresher training every six months.

4.5 All notices regarding gambling advice or support information within the vicinity of XXX must be translated into both simplified and local languages.

4.6 Infra Red Beam to be positioned across the entrance to the premises. To be utilised whenever:

(a) The first member of staff is not positioned within the Cash Box or,
(b) The second member of staff is not on patrol

Annex 5 Local area profiles

The aim of local area profiles is to build up a picture of the locality, and in particular the elements of it that could be impacted by gambling premises.

The Council publishes Area profiles – ward profiles on its website at http://www.towerhamlets.gov.uk/lgs/901-950/916_borough_profile/area_profiles.aspx

As part of its Gambling Policy the Council is building separate local area profiles for the purpose of its gambling Policy. The profile will therefore include reference to:

- schools, sixth form colleges, youth centres etc, with reference to the potential risk of under-age gambling ;
- hostels or support services for vulnerable people, such as those with addiction issues or who are homeless, given the greater risk of problem gambling among these groups ;
- religious buildings ;
- any known information about issues with problem gambling ;

	<ul style="list-style-type: none"> • the surrounding night time economy, and possible interaction with gambling premises ; • patterns of crime or anti-social behaviour in the area, and specifically linked to gambling premises ; • the socio-economic makeup of the area ; • the density of different types of gambling premises in certain locations ; • specific types of gambling premises in the local area. <p>These Local Area Profiles will build on the area profiles and will be posted on the Council's website in the Licensing Section under the Gambling heading.</p>	