

## Appendix Two

### Statement of Gambling Policy Review – Proposed Changes 2022 - 2025

Section/Page	Addition/Deletion	Rationale
All	Paragraph numbering to changes as per the new changes to the documents	Formatting as part of the review and update.
Page 1	Add: Front page with LBTH Logo and “ <i>The London Borough of Tower Hamlets, Gambling Policy 2022 – 2025</i> ” “ <i>Effective 14<sup>th</sup> December 2022</i> ” then	Current policy has now front page.
Page 2	New Contents Page	To reflect changes, note the numbers are added as if the deletions have been removed.
Page 4	Para 1.3 Changed from: This Policy replaces the previous one published on 5 <sup>th</sup> December 2016 and covers the period from 5 <sup>th</sup> December 2019 to 4 <sup>th</sup> December 2022.  To: <i>This Policy replaces the previous one published on 14<sup>th</sup> December 2022 and covers the period from 14<sup>th</sup> December 2022 to 13<sup>th</sup> December 2025.</i>	Update to new policy dates.

Page 4	<p>Insert new para below para 1.4:  <i>The definition of ‘Gambling’ is defined in the Act as either gaming, betting, or taking part in a lottery:</i></p> <ul style="list-style-type: none"> <li>• <i>gaming means playing a game of chance for a prize</i></li> <li>• <i>betting means making or accepting a bet on the outcome of a race, competition, or any other event; the likelihood of anything occurring or not occurring; or whether anything is true or not</i></li> <li>• <i>a lottery is where persons are required to pay in order to take part in an arrangement, during the course of which one or more prizes are allocated by a process which relies wholly on chance.</i></li> </ul>	Provides definition of Gambling under the 2005 Act.
Page 4	<p>Move Para 1.5:  <i>This Policy is written with the view to promoting the three licensing objectives of the 2005 Act:</i></p> <ul style="list-style-type: none"> <li><i>i. Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime;</i></li> <li><i>ii. Ensuring that gambling is conducted in a fair and open way; and</i></li> <li><i>iii. Protecting children and other vulnerable persons from being harmed or exploited by gambling.</i></li> </ul> <p>To page 6 to sit under “<b>Policy Statement</b>” to become the third para (now para 2.3).</p>	Better flow, and in compliance more with Gambling Commission Guidance on Statement of Licensing Policy.
Page 4	<p>Delete (previously para 1.6):  <i>As part of this licensing authority’s approach to reduce gambling-related harm we support the Government proposals to reduce the maximum stakes for Fixed Odds Betting Terminals (FOBTs) to £2 and other measures regarding allocations of gaming machines and social responsibility measures to minimise the risk of gambling-related harm.</i></p>	Old, no longer relevant to include as no forms part of the legislation.

Page 4 (5 on reviewed policy)	<p>Para 1.7 (now 1.6) delete last sentence “A map of the geographical area of the borough can be found in Annex 1 and this shows where Gambling premises licences have been issued within the borough.”</p> <p>Replace with:  <i>“The Council publishes Borough and Area profiles – ward profiles on its website:  <a href="https://www.towerhamlets.gov.uk/lqnl/community_and_living/borough_statistics/Borough_profile.aspx">https://www.towerhamlets.gov.uk/lqnl/community_and_living/borough_statistics/Borough_profile.aspx</a>”</i></p>	Update to borough description and future proof by linking to borough profiles which will be updated.
Page 5	Para 1.8 (now 1.7) replace “Annex 2” with “ <b>Annex 1</b> ”	Update to Annexes
Page 5	Below Para 1.7 insert “ <b>Consultation</b> ”.	In line with Gambling Commission Guidance on Statement of Gambling Policy
Page 5	<p>Amend Para (old) 1.10 below to add the new dates for the consultation.  <i>The consultation took place between [insert date] and [insert date]. The results of the consultation are summarised in <b>Annex 3</b></i></p> <p>Amend Para (old) 1.11 to the below:  <i>The policy was approved at a meeting of the Full Council on [insert date] and published via our website (see link below). It is also available in the Town Hall and Idea Stores within the Borough.  [Insert link]</i></p>	Update for new Policy.

<p>Page 6 (6 on reviewed Policy)</p>	<p>Para 2.2 amend sub paras a) to d) to read as below:  <i>a) in accordance with any relevant code of practice issued under section 24 of the 2005 Act,</i>  <i>b) in accordance with any relevant guidance issued by the Gambling Commission under section 25 of the 2005 Act,</i>  <i>c) reasonably consistent with the licensing objectives, subject to a) and b) above,</i>  <i>d) in accordance with this Policy and with reference to our Local Area Profile, subject to a) to c) above.</i></p>	<p>Improve clarity.</p>
<p>Page 6 (7 on reviewed Policy)</p>	<p>After Para 2.3 (now 2.4) Add:</p> <p><b>3 Equality &amp; Inclusion in Gambling Premises</b></p> <p>As per Tower Hamlets Equality Policy, we want Tower Hamlets to be a place where people have equal access to opportunities and where inequality is actively tackled. Tower Hamlets Equality Policy recognises that this can only be done by working with our partners to advance equality, promote good community relations and tackle discrimination. The Council believes that diversity of our community is one of our greatest strengths and assets. We value the strength that comes with difference and the positive contribution that diversity brings to our community. This includes achieving equality and inclusion in all that we do, to improve the quality of life and opportunities for all people who live, work, and visit the borough. The Equality Policy seeks to embed equality throughout the council’s plans, services and activities to ensure it is a key driver for everything we do.</p> <p>It is unlawful for any gambling venue to discriminate against anyone based on race, sex, sexual orientation, age, or any of the protected characteristics under the Equality Act 2010. Applicants and licensees must make themselves familiar with the law and their responsibilities set out within the Equality Act 2010 (2010 Act) and relevant guidance for businesses, which can be found on the Equality &amp; Human Rights Commission website. The 2010 Act makes discrimination against</p>	<p>Link to Councils Equality Policy and consider PSED.</p>

any person (including employees and customers) unlawful. The 2010 Act defines the relevant protected characteristics as age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation. Any activity in breach of the 2010 Act may be considered an offence and will lead to enforcement by the Equality and Human Rights Commission.

The Council must have regard to its public sector equality duty under the 2010 Act. In summary a Public Authority must, in the exercise of its functions, have due regard to the need to:

- eliminate discrimination, harassment, victimisation, and any other conduct that is prohibited by or under this Act.
- advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it.
- foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
- our expectations on licensed venues to promote equality & inclusivity.

There is no one size fits all approach to making a venue inclusive, and each operator will need to make an assessment of its own practices and policies. However, the following are common and best practice examples that could be adopted:

- Inclusive and transparent policies (for example, admittance policies may clearly stipulate adherence to a dress code and refusal if there are concerns about a customer; however, they must not prevent admittance based on any of the protected characteristics).
- Robust complaints procedures that make it easy for customers who feel they have been discriminated against to raise their concerns and understand how this will be investigated or managed.
- Accessible venue layouts that make venues welcoming.
- Comprehensive training on equality and inclusion for all staff, which is regularly refreshed.

	<p>This Authority will use the Licensing Process to ensure both Operators and the Council are compliant in carrying out their legal obligations. This includes:</p> <ul style="list-style-type: none"> <li>• determining licensing applications and reviews.</li> <li>• making representations as a responsible authority.</li> <li>• applying for reviews in appropriate circumstances.</li> <li>• defending appeal decisions.</li> </ul> <p>In essence this means that the Council through this licensing process will identify applicants that do not provide sufficient information on how they are promoting equality and inclusivity and could make a representation to require that the applicant address the issue or explain to members of the Licensing Sub-Committee why they have not done so.</p>	
<p>Page 7 (9 on revised Policy)</p>	<p>After Para 3.2 Add  <b>5 Tower Hamlets Plan</b></p> <p>Change para numbers accordingly.  Below above para 3.3 (now 5.1) Add the below sentence to the end of the para:  <i>This policy also takes into consideration the Tower Hamlets Plan 2018-2023 and the Annual Report (2021), which sets out key areas of focus going forward.</i></p> <p>Amend Para 3.4 (now 5.2) to the below:  <i>The commitment of Tower Hamlets Plan is Building a stronger, more inclusive and fairer borough.</i></p> <p>Amend Para 3.5 (now 5.4) to Add “<i>and the Annual Report (2021)</i>” after “Tower Hamlets Plan”.</p>	<p>Update and to link in with Annual Report done in 2021.</p>

Page 7 (10 on revised Policy)	<p>Add and addition Para below para 3.5 (now 5.3):  <i>Whilst Tower Hamlets recognises that Gambling Licensing and Planning are two separate regimes, it expects applicants to have any the necessary Planning Permissions in place at the time of their Gambling Application. See Part B Paragraph 2 for more information. In respect of this applicant should have regard for Tower Hamlets Local Plan 2031:</i>  <a href="https://www.towerhamlets.gov.uk/lgnl/planning_and_building_control/planning_policy_guidance/Local_plan/local_plan.aspx">https://www.towerhamlets.gov.uk/lgnl/planning_and_building_control/planning_policy_guidance/Local_plan/local_plan.aspx</a></p> <p><i>In particular, applicants for New betting offices/shops are expected to have considered Policies Part 1 (Policy D.TC5) of the Local Plan 2031, before making an application for a Gambling Premises Licence.</i></p>	Link to Tower Hamlets Local Plan 2031.
Page 8 (10 on Revised Policy)	<p>Para 4.3 (now 6.3) Replace Local Safeguarding Children Board with:  <i>Safeguarding Children’s Partnership</i></p> <p>Safeguarding Children’s Partnership</p>	Change notified by Corporate Leadership Team
Page 9 (12 on Revised Policy)	<p>After section 5 “Interested Parties” (now 7) insert new Heading and three Paras as per below:</p> <p><b>8 Relevant representation</b></p> <p><i>Representations relating to an application will be considered as admissible where they are made by an interested party or responsible authority. The Licensing Authority will then normally only consider that representations are relevant where they relate to the licensing objectives, the Guidance, the Codes of Practice or the Statement of Gaming Policy.</i></p> <p><i>The Licensing Authority may determine an application without a hearing despite having received representations from interested parties or responsible authorities where it thinks</i></p>	Better clarity for readers on Representations

	<p><i>the representations are vexatious, frivolous or will certainly not influence the authority's determination of the application. Where the Licensing Authority determine that a representation is vexatious, frivolous or will not influence the authority's determination of the application, we will notify the interested person or responsible authority who making such a representation of this determination.</i></p> <p><i>Anyone making representations on an application should note that their details will be made available to the applicant in the interest of fairness and to allow for negotiation. In the event of a hearing being held, representations will form part of a public document.</i></p>	
Page 10 (13 on revised Policy)	Amend Para 6.3 (now 9.3). Change 2019 to "2022" and change 2022 to "2025".	Reflect new policy timeline.
Page 10 (13 on revised Policy)	Para 6.6 (now 9.6) add sub para g) " <i>Health and Safety Inspector</i> ".	Allow for sharing where necessary and appropriate with Health and Safety Inspectors of the Service.
Page 12 (15 on revised policy)	<p>Amend Para 7.8 (now 10.8) from:  We will base our inspections and enforcement activity on the principles of risk assessment, a graduated response and the targeting of problem premises. We will not routinely carry out full premises inspections and the frequency of inspections will be determined on risk-based criteria with high- risk operations receiving more attention than premises deemed to be of low risks.</p> <p>To:  <i>We will base our inspections and enforcement activity on the principles of risk assessment, a graduated response and the targeting of problem premises. Inspections will be risk based</i></p>	Better clarity on our approach to inspections of Gambling Premises and our approach where reasonable access is not provided.



	<p><i>and established on:</i></p> <ul style="list-style-type: none"> <li>• <i>the Licensing objectives</i></li> <li>• <i>relevant Codes of Practice</i></li> <li>• <i>Guidance</i></li> <li>• <i>the Policy</i></li> </ul> <p>Add two additional paras below the new para above:  <i>We may inspect premises that are the subject of a new premises licence application and reserves the right to inspect premises for which a permit or other permission has been sought from the Licensing Authority under the provisions of the Act.</i></p> <p><i>Any inspections undertaken will be by the Licensing Authority and/or a relevant responsible authority. Where the applicant has not allowed reasonable access permission will normally be refused. The Licensing Authority and/or relevant responsible authority reserve the right to inspect premises at any time following the grant of a licence, permit or other permission, as permitted by the Act.</i></p>	
<p>Page 14 (19 on revised Policy)</p>	<p>Under Para 8.11 (now 11.11) “<b>Objective 3: Protecting children and other vulnerable persons from being harmed or exploited by gambling</b>” add new para as below:</p> <p><i>In relation to children, it should be noted that the Gambling Commission has stated that this objective is explicitly to protect them from being harmed or exploited by gambling. This means preventing them from taking part in gambling and having restrictions on advertising so that gambling products are not aimed at or are particularly attractive to children. The Licensing Authority will therefore judge the merits of each application before considering whether specific measures are required such as:</i></p> <ul style="list-style-type: none"> <li>• <i>restrictions on advertising and style of the premises where premises cater solely or</i></li> </ul>	<p>Clarity and strengthening of our approach to this objective and more in line with Gambling Commission Guidance.</p>

	<p><i>mainly for adults so that gambling products are not aimed at children or advertised in such a way to make them particularly attractive to children;</i></p> <ul style="list-style-type: none"> <li>• <i>restrictions on layout or on where certain machines may be in operation.</i></li> </ul>	
Page 15 (19 on revised Policy)	<p>Under Para 8.12 (now 11.13) Add below Paras:  <i>When determining an application to grant or review a premises licence, regard may be given to the proximity of other establishments catering to children or vulnerable adults, or to places that are frequented by unaccompanied children and/or vulnerable adults or where children, young people or vulnerable persons are likely to congregate. These may include schools, vulnerable adult centres, addiction centres, day centres or services used by vulnerable adults or residential areas where there may be a high concentration of families with children. It may also include school routes and places that attract unaccompanied children for recreation and leisure.</i></p> <p><i>The proximity of premises taken into consideration will vary depending on the size and scope of the gambling premises concerned. Each case will be decided on its merits and may depend in part on the type of gambling proposed. Therefore, if an applicant can effectively demonstrate in its policies how they might overcome licensing objective concerns, this will be taken into account. Applicants may wish to consult with Tower Hamlets Connect in regard to assist in determining locations of vulnerable persons premises.</i></p>	Update to how we approach applications near to locations that could impact the Objective of Protecting children and other vulnerable persons from being harmed or exploited by gambling.
Page 15 (19 on revised Policy)	<p>Para 8.12 (now 11.16) Change para to the below and make it a separate number Para:  <i>As there is a difference between children and vulnerable persons, we have separated the rest of this section into Children and vulnerable people.</i></p>	Better clarity due to additions above.
Page 17/18 (22 on	<p>Para 8.23, (now Para 11.27, k).  Replace "Violence" with "Abuse"</p>	Consultation response from VAWG Team

revised policy)		
Page 18 (22 on revised policy)	<p>Para 8.25, (now Para 11.29). Delete “This” and Add “<i>When dealing with gambling premises applications this</i>”</p> <p>After the Word “visit” Delete “when dealing with premises applications”</p>	Consultation response from VAWG Team
Page 18 (23 on revised policy)	<p>Para 8.27 (now 11.31) Replace “encourages” to “expects”.</p> <p>Add below sentence to the bottom of the para: <i>We also expect operators to have policies in place that reflect the Gambling Commission’s National Strategy to Reduce Gambling Harms.</i></p>	Strengthen policy on approach to applicants preventing Gambling Related Harms. More in line with Gambling Commission Guidance.
Page 18 (23 on revised policy)	<p>After Para 8.27, (now para 11.31) Add following Para:</p> <p><i>“We would also encourage operators to consider any relevant policies produced by the Council’s Violence Against Women and Girls (VAWG) Service. In particular any training offered by this service in respect of this issue. For more information, please see the link to this service’s web page below:</i></p> <p><a href="https://www.towerhamlets.gov.uk/lqnl/community_and_living/community_safety_crime_prevention/domestic_violence/VAWG-Service-Directory/VAWG-Service-Directory.aspx">https://www.towerhamlets.gov.uk/lqnl/community_and_living/community_safety_crime_prevention/domestic_violence/VAWG-Service-Directory/VAWG-Service-Directory.aspx</a>”</p>	Consultation response from VAWG Team
Page 19 (24 on revised Policy)	<p>Under Para 2.1 Insert the below heading and three paras:</p> <p><i>Planning</i></p>	Ensure Applicants do not breach

	<p><i>Gambling Licensing and Planning are two separate regimes. Tower Hamlets as a Licensing Authority could not refuse an application because of the absence of appropriate planning consent. However, we would generally expect applicants to have planning and other permissions, such as any compliance with Building Control, required for lawful operation of the premises in place at the time of the Gambling application.</i></p> <p><i>As stated in the Tower Hamlets Plan section of the Introduction above, applicants for New betting offices/shops are expected to have considered Policies Part 1 (Policy D.TC5) of the Local Plan 2031, before making an application for a Gambling Premises Licence.</i></p> <p><i>There are also circumstances when as a condition of planning permission; a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the Gambling hours, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law.</i></p>	<p>Planning Policies and Legislation</p>
<p>Page 22 (revised, moved location – 23 to 25)</p>	<p>Move “<b>12 Location and Local Risk Assessments</b>” (pages 28 to 30 – Old) to sit above <b>3 Premises</b>. To read as below:  <i>3 Location and Local Risk Assessments</i></p> <p><i>This licensing authority is aware that demand issues (for example whether or not there is sufficient customer demand to make a site commercially viable) cannot be considered with regard to the location of premises but that considerations in terms of the licensing objectives can. In line with the Gambling Commission’s Guidance for local authorities, this authority will pay particular attention to the protection of children and vulnerable persons from being harmed or exploited by gambling, as well as issues of crime and disorder.</i></p>	<p>Gives policy better flow, as this section fits in this section rather than where it currently sits. This will assist the reader.</p>

*It is the licensing authority's view that premises close to schools, playgrounds, or other educational establishments such as museums should not normally be licensed. However any such policy does not preclude any application being made and each application will be decided on its merits, with the onus upon the applicant showing how the concerns can be overcome.*

*The licensing authority 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.*

*From 6<sup>th</sup> April 2016, the Gambling Commission's Licence Conditions and Codes of Practice (LCCP) made it a requirement under the Social Responsibility (SR) code, 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 local risk assessments, applicants and licensees must take into account relevant matters identified in the following information sources:*

- *This Policy*
- *Tower Hamlets Local Area Profile*  
*([https://www.towerhamlets.gov.uk/lgnl/community\\_and\\_living/borough\\_statistics/Area\\_profiles.aspx](https://www.towerhamlets.gov.uk/lgnl/community_and_living/borough_statistics/Area_profiles.aspx))*
- *Tower Hamlets Local Plan 2031: Managing Growth and Sharing Benefits*  
*([https://www.towerhamlets.gov.uk/lgnl/planning\\_and\\_building\\_control/planning\\_policy\\_guidance/Local\\_plan/local\\_plan.aspx](https://www.towerhamlets.gov.uk/lgnl/planning_and_building_control/planning_policy_guidance/Local_plan/local_plan.aspx))*
- *The Greater London Authority (GLA) – Ward Profile Tool*

<https://data.london.gov.uk/dataset/ward-profiles-and-atlas>)

*The LCCP states that licensees must undertake a local risk assessment when applying for a new premises licence and this must be reviewed and update as necessary:*

- 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; and;*
- d) in any case, undertake a local assessment when applying for a new premises licence.*

*Licence holders are also required to provide this licensing authority with a copy of their local risk assessment when applying for a premises licence or applying for a variation to an existing premises licence. We can also request a copy of the local risk assessment at any other time, for example, when we are inspecting premises.*

*Where concerns exist or new risks emerge we may ask a licence holder to provide a copy of their local risk assessment, setting out the measures they have in place to address specific concerns. Licence holders may wish to consider the benefit of making their local risk assessment available to responsible authorities and interested parties.*

*The licensing authority expects the local risk assessment to consider as a minimum issues presented by the local landscape, such as;*

- Exposure to vulnerable groups;*
- Identification of local specific risks;*
- Type of footfall – children, visitors, families, residents;*
- Educational facilities;*
- Community Centers;*

- *Homelessness /rough sleeper hostels, provision of support services.*

*In any case the local risk assessment should show how vulnerable people, including people with gambling dependencies, are protected.*

*Other matters that the assessment may include:*

- *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 is 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><i>To assist operators, Annex 6 sets out the Council's Gambling Local Area Profiles criteria. In connection with this the Council recognises the Gambling Commissions National Strategy to Reduce Gambling Harms, and supports the two strategy aims:</i></p> <ul style="list-style-type: none"> <li>• <b><i>Prevention and Education</i></b> – <i>making significant progress towards a clear public health prevention plan which includes the right mix of interventions.</i></li> <li>• <b><i>Treatment and Support</i></b> – <i>delivering truly national treatment and support options that meet the needs of users.</i></li> </ul> <p><i>The full Strategy can be viewed here:  <a href="http://www.reducinggamblingharms.org/">http://www.reducinggamblingharms.org/</a></i></p> <p><i>Licence holders and Operators should have regard to this Strategy when undertaking their local risk assessment.</i></p>	
<p>Page 22 (25/28 on revised policy)</p>	<p>After the move of the above <b>12 Location and Local Risk Assessments</b></p> <p>Add additional para to at the end:  <i>"Public Health</i></p> <p><i>The Council's Public Health Service has advised that the demographics of Tower Hamlets and local data demonstrate that there are relatively high levels of vulnerability to gambling related harm within the borough's population. As a result of this applicants are expected to consider Public Health's deprivation map in on our Local Area Profile page (see link above). This map identifies the areas of the borough that have high levels deprivation. Where applications for gambling premises fall within these areas of high deprivation applications are expected to contact the Council's Public Health Service, via the email below, prior to making an application.</i></p> <ul style="list-style-type: none"> <li>• <a href="mailto:PublicHealthLicensing@towerhamlets.gov.uk">PublicHealthLicensing@towerhamlets.gov.uk</a></li> </ul>	<p>Consultation with Public Health and Online Survey Results</p>



	<i>This will assist applicants to demonstrate in their local risk assessments that their application will not undermine the Gambling Objectives and would not add to the already high levels of deprivation experienced by residents in this area. Where applicants fail to demonstrate this in the local risk assessments the Council's Public Health Service may object to application within these areas."</i>	
Page 19 (28 Revised Policy)	Below Para 3.3 (now 4.3) add new Para: <i>As per Social Responsibility Code Provision 3.5.6 all non-remote casino and bingo and betting licences (except those at a track) and holders of gaming machine general operating licences for adult gaming centres must offer self-exclusion schemes to customers requesting such a facility. This Authority expects applicants to provide details of this in their application.</i>	Reflect changes to Social Responsibility Code and requirement to offer self-exclusion schemes.
Page 20 (29 on revised Policy)	Heading <b>4 Adult Gaming Centres (AGCs)</b> para 4.1 (now para 5.1), Add the below two sentences to the bottom of this para: <i>We will have particular regard to the location of and entry to AGCs to minimise the opportunities for under-18s to gain access. Applicants must consider locations in regards to whether the area may have unsupervised children, and be able to demonstrate how they intend to ensure children do not gain access to the premises.</i>	Clarifies our approach to promoting Objective - Protecting children and other vulnerable persons from being harmed or exploited by gambling.
Page 20 (29/30 on revised policy)	After para 4.2 (now 5.2) insert below new para:  <i>The consultation survey completed when this policy was reviewed asked a question on hours of operation for AGCs. The Responses to this survey question indicated that they would like to see AGCs within Tower Hamlets limit their gambling times to the following:</i>  <ul style="list-style-type: none"> <li>• <i>Monday to Sunday 07:00 hours to 22:00 hours</i></li> </ul>	To promote results of consultation survey.

	<p><i>The Council recognises that the Gambling Act 2005 does not permit a licensing authority to limit gambling activity times unless specified in legislation, codes of practice, or where evidence supports such a limit in order to promote the Gambling Objectives. Nevertheless, we would encourage applicants for AGC Premises to consider the above times when making their application, and review whether they would be willing to accept these times and limit the required gambling activity times in the application to those specified above.</i></p>	
Page 21 (30 of revised Policy)	<p>Heading <b>5 Licensed Family Entertainment Centres (FECs)</b> Para 5.1 (now 6.1), After last but one sentence Add below sentence:  <i>This will require applicants and license holders being able to demonstrate that staffing and supervision arrangements are in place to meet this requirement.</i></p>	Clarity on our expectation on applicants for such Licences in terms of preventing to certain Gaming machines.
Page 22 (31 of revised Policy)	<p>Replace Para 5.3 (now 6.3) with:  <i>This licensing authority will also make itself aware of any mandatory or default conditions on these premises licences, when they have been published.</i></p>	Future proof policy, in view of possible updates from Gambling Commission
Page 22 (31 of revised Policy)	<p>Under Heading <b>7 (now 8) Bingo Premises</b> Add new para:  <i>Though the Act does not give a statutory definition of Bingo, two types of bingo are commonly understood. These are:</i></p> <ul style="list-style-type: none"> <li>• <i>Cash bingo – stakes paid make up the cash prizes that are won.</i></li> <li>• <i>Prize bingo – various forms of prizes are won, not directly related to the stakes paid.</i></li> </ul>	Clarity on what commonly constitutes Bingo.

Page 22 (32 on revised Policy)	Before Para 7.3 (now 8.4) Add the below to the end of Para 7.2 (now 8.3): <i>These gaming machines must remain within the licensed area covered by the premises licence.</i>	Reflect changes to technology and Gambling Commission Guidance.
Page 23 (32 on revised Policy)	Para 7.3 (now 8.4) Add below sentence to end of para: <i>Licence holders and applicants must also be aware of the restrictions placed upon children and young persons working in Bingo Premises.</i>	More in line with Gambling Commission Guidance
Page 23 (33 on revised Policy)	After Para 7.5 (now 8.6) Add below: <u><i>Bingo in Clubs and Alcohol-licensed Premises</i></u>  <i>Part 12 of the Act permits Bingo on alcohol licensed premises and in clubs and miners' welfare institutes. There are specific Regulations that provide the rules in relation to this (The Gambling Act 2005 (Exempt Gaming in Alcohol-Licensed Premises) Regulations 2007, The Gambling Act 2005 (Exempt Gaming in Clubs) Regulations 2007). Where the level of bingo played in these premises reaches a certain threshold, it will no longer be allowed under this legislation and a bingo operating licence will have to be obtained from the Commission for future bingo games. This threshold is reached if the bingo played during any seven-day period exceeds £2000 (either in money taken or prizes awarded) once in a year.</i>  <i>Where this Licensing Authority becomes aware of a alcohol licensed premises or clubs are playing bingo during a course of a week which involves significant stakes and prizes, that makes if possible that the £2000 sin seven day threshold is being exceeded, we will immediately inform the Gambling Commission.</i>	Give policy stance on Bingo in Clubs and Alcohol Licensed Premises, in line with Gambling Commission Guidance.

Page 23 (33 Reviewed Policy)	Below Heading: <b>8 (now 9) Betting Premises</b> , Add new Para below: <i>Children and young people are not permitted to access betting premises. Licence holders and applicants should be able to demonstrate that they have sufficient procedures in place to ensure that children are not permitted into betting premises. This will involve appropriate training in regards to challenging persons who appear under age.</i>	Legal point, however flows more in line with our stance on promoting objective: Protecting children and other vulnerable persons from being harmed or exploited by gambling.
Page 31 (38 on Revised Policy)	Para 13.2, Replace “Generally” (beginning of Para) with “ <i>Where</i> ”. Para 13.2 Delete “Normally”.	Clarity on our approach.
Page 33 (40 on Revised Policy)	Para 16.5, on the fourth bullet point, replace “stickers” with “posters”	Consultation response from VAWG Team
Page 35 (43 of Revised Policy)	Para 18.1 Last sentence, after the “regard to” Add “ <i>the Act,</i> ” and Delete “Our”.	Act was missing.
Page 36 (43 of Revised Policy)	Para 18.2, Delete last bullet point.	Already stated prior to this.
Page 36 (43 on Revised Policy)	Para 18.5, last sentence after “application” Add: <i>, provide written notice of their application to the premises licence holder and to all responsible authorities.</i>	Old sentence did not make sense.
Page 36 (44 of Revised Policy)	Para 18.10, After the word “following” Add “ <i>of our decision</i> ”.	Better clarity

<p>Page 37 (44/45 of Revised Policy)</p>	<p>After para 18.10 Add below new Heading and Paras: <b>19 Appeals</b></p> <p>In relation to applications for premises licences, club gaming permits, club machine permits, and alcohol licensed premises gaming machines, and review applications, any party to a Licensing Authority decision who is aggrieved by that decision may lodge an appeal to the magistrates' court within 21 days of receiving notice of the Authority's decision.</p> <p>In relation to decisions on FEC gaming machine permits and travelling fairs, the applicant can lodge an appeal against the Authority's decision with the magistrates' court within 21 days of receiving notice of the Authority's decision.</p> <p>A person giving notice of a TUN or those entitled to receive a copy of a TUN may lodge an appeal within 14 days from receipt of decision to the magistrates' court.</p>	<p>Missing from current policy.</p>
<p>Page 39/40 (47/48 of Revised Policy)</p>	<p>Replace Paras 2.4 and 2.5 with the below paras:</p> <p><i>As per this Policy this licensing authority will expect the applicant to show that there are policies and procedures in place to protect children from harm. Harm in this context is not limited to harm from gambling but includes wider child protection considerations.</i></p> <p><i>This Licensing Authority will expect the applicant to demonstrate their suitability and the measures in place to protect children from harm as well as to prevent crime and disorder. When determining such an application we will have regard to our local area profile and consider:</i></p> <ul style="list-style-type: none"> <li><i>a) appropriate measures / training for staff as regards suspected truant school children on the premises.</i></li> <li><i>b) measures / training covering how staff would deal with unsupervised very young</i></li> </ul>	<p>Better clarity and flow.</p>

	<p><i>children being on the premises, or children causing perceived problems on / around the premises.</i></p> <ul style="list-style-type: none"> <li><i>c) applicant and staff training/ understanding of the maximum stakes and prizes that is permissible in unlicensed FECs.</i></li> <li><i>d) applicant’s Disclosure and Barring Service check or equivalent, as agreed with the police. This may include a requirement to provide details of residential addresses over the last five years.</i></li> <li><i>e) any supporting documentation as to the design and layout of the premises.</i></li> <li><i>f) the offering of gaming is in accordance with the licensing objectives. This may include whether offering gaming on the premises is likely to attract or perpetuate issues around crime and disorder in the area or issues around children and young people or the vulnerable.</i></li> <li><i>g) any objections raised by the police relevant to the licensing objectives.</i></li> </ul> <p><i>The above list is not exhaustive, but an indication of the types of issues that we may consider when we receive an application these permits.</i></p> <p><i>It is this licensing authority’s view that premises close to schools, playgrounds, or other educational establishments such as museums and places of worship should not normally be licensed. As a result we will take location into account when considering and application for a permit for a UFEC premises.</i></p>	
<p>Page 40 (48 of Revised Policy)</p>	<p>Para 2.6, (now 2.7) before “plan” Add “scaled”. Then Add (at the end of the para) to also include new Para 2.8.:  <i>This plan should include:</i></p> <ul style="list-style-type: none"> <li><i>a) location of entrances and exits</i></li> <li><i>b) number and positions of Category D machines</i></li> <li><i>c) location of lighting inside and outside</i></li> </ul>	<p>Changed to ensure scaled plan is provided as per Guidance. Change to details what we expect in the plan and what we expect</p>

	<ul style="list-style-type: none"> <li>d) <i>location of CCTV</i></li> <li>e) <i>the amount of space around gaming machines to prevent jostling of players or intimidation</i></li> <li>f) <i>location and supervision of Automated Teller Machines</i></li> <li>g) <i>the location of appropriate clear and prominent notices and barriers</i></li> </ul> <p><i>This Licensing Authority expects that applications for UFECs should normally be accompanied by an assessment of how the applicant will promote the Gambling Licensing Objectives. This should demonstrate such matters as:</i></p> <ul style="list-style-type: none"> <li>a) <i>numbers of staff employed and on duty at any given time</i></li> <li>b) <i>details of opening hours</i></li> <li>c) <i>details of Proof of Age schemes</i></li> <li>d) <i>adoption of appropriate measures/training for staff as regards suspected truanting school children on the premises</i></li> <li>e) <i>evidence of staff training by way of a Premises Logbook, covering how staff will deal with unsupervised very young children being on the premises, or children causing perceived problems on or around the premises</i></li> <li>f) <i>evidence that the applicant and staff are trained to have a full understanding of the maximum stake and prizes that are permissible.</i></li> </ul>	<p>in the assessment of promoting the gambling objectives.</p>
<p>Page 40 (Page 49 of Revised Policy)</p>	<p>Para 3.1 change second para to 3.2 and amend to the following:</p> <p><i>Premises wishing to take advantage of this automatic entitlement need to give written notice to the licensing authority of their intention to make gaming machines available for use, and must pay the prescribed fee. This notice must be from the person/organisation that holds the premises licence (under the Licensing Act 2003), and if the person/organisation ceases to be the holder of this Premises Licence , the automatic entitlement for the two gaming machines also ceases. Premises Licences under the Licensing Act 2003 that have a condition requiring alcohol to be sold as ancillary to food are excluded from automatic entitlement to have gaming</i></p>	

	<i>machines.</i>	
Page 41 (49 on Revised Policy)	<p>Para 3.2 (now 3.3). Last para, last sentence, Add “<i>of the Licensing Committee or Sub-Committee</i>” after the word “hearing”.</p> <p>Para 3.3 (now 3.4) after the word “two” in the first sentence, Add “<i>category C or D gaming</i>”. Then after the word “two” further along in the same sentence, Add “<i>gaming</i>”. In the last sentence after the word “two” Add “<i>gaming</i>”.</p>	Better clarity.
Page 42 (50 on Revised Policy)	<p>Delete para 3.6 (now 3.7) and replace below:  <i>This licensing authority considers that “such matters” will be decided on a case by case basis but generally there will be an emphasis on the need to protect children and vulnerable persons from harmed or being exploited by gambling as detailed in paragraph 3.5 (b) above. Measures which will satisfy the authority in respect of this are:</i></p> <ul style="list-style-type: none"> <li>• <i>that there will be no access to under 18s.</i></li> <li>• <i>the adult machines being in sight of the bar, or in the sight of staff that will monitor that the machines to ensure they are not being used by those under 18.</i></li> <li>• <i>Notices and signage.</i></li> </ul>	Better flow
Page 43 (51 on Revised Policy)	<p>Para 4.5, Add below to start at the end of the last sentence of para 4.5.  <i>As such the plan should include:</i></p> <ul style="list-style-type: none"> <li>a) <i>location of entrances and exits</i></li> <li>b) <i>location of lighting inside and outside</i></li> <li>c) <i>location of CCTV</i></li> <li>d) <i>the location of appropriate clear and prominent notices and barriers</i></li> </ul>	Gives better clarity on what we want to see in the plan
Page 47 (56 on Revised Policy)	<p>After Para 7.3 Add the below section:  <b>8 Small Society Lotteries</b></p>	Previously not included. Needed to provide our policy



	<p><i>Under the Act, a lottery is unlawful unless it runs with an operating licence or is an exempt lottery. The Licensing Authority will register and administer small society lotteries (as defined). Promoting or facilitating a lottery will fall within 2 categories:</i></p> <ul style="list-style-type: none"> <li><i>• licensed lotteries (requiring an operating licence from the Gambling Commission) and,</i></li> <li><i>• exempt lotteries (including small society lotteries registered by the Licensing Authority).</i></li> </ul> <p><i>Exempt lotteries are lotteries permitted to run without a licence from the Gambling Commission.</i></p> <p><i>Societies may organise lotteries if they are licensed by the Gambling Commission or fall within the exempt category. The Licensing Authority recommends those seeking to run lotteries take their own legal advice on which type of lottery category they fall within.</i></p> <p><i>Applicants for registration of small society lotteries must apply to the Licensing Authority in the area where their principal office is located. Where the Licensing Authority believes that the Society's principal office is situated in another area it will inform the Society as soon as possible and where possible, will inform the other Licensing Authority.</i></p> <p><i>Lotteries will be regulated through a licensing and registration scheme, conditions imposed on licences by the Gambling Commission, Codes of Practice and any Guidance. In exercising its functions with regard to small society and exempt lotteries, the Licensing Authority will have due regard to the Guidance.</i></p> <p><i>The Licensing Authority will keep a public register of all applications and will provide information to the Gambling Commission on all lotteries registered by the Licensing Authority. As soon as the entry on the register is completed, the Licensing Authority will notify the applicant of their registration. In addition, the Licensing Authority will make</i></p>	<p>approach to Small Society Lotteries.</p>
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*available for inspection by the public the financial statements or returns submitted by societies in the preceding 18 months and will monitor the cumulative totals for each society to ensure the annual monetary limit is not breached. If there is any doubt, the Licensing Authority will notify the Gambling Commission in writing, copying this to the Society concerned. The Licensing Authority will accept return information either manually but preferably electronically by emailing.*

*The Licensing Authority will refuse applications for registration if in the previous five years, either an operating licence held by the applicant for registration has been revoked, or an application for an operating licence made by the applicant for registration has been refused. Where the Licensing Authority is uncertain as to whether or not an application has been refused, it will contact the Gambling Commission to seek advice.*

*The Licensing Authority may refuse an application for registration if in their opinion:*

- the applicant is not a non-commercial society*
- a person who will or may be connected with the promotion of the lottery has been convicted of a relevant offence or*
- information provided in or with the application for registration is false or misleading.*

*The Licensing Authority will ask applicants to complete an application form setting out the purposes for which the Society is established and will ask the Society to declare that they represent a bona fide non-commercial society and have no relevant convictions. The Licensing Authority may seek further information from the Society.*

*Where the Licensing Authority intends to refuse registration of a Society, it will give the Society an opportunity to make representations and will inform the Society of the reasons why it is minded to refuse registration and supply evidence on which it has reached that preliminary conclusion. In any event, the Licensing Authority will make available its procedures on how it handles representations.*

	<p><i>The Licensing Authority may revoke the registered status of a Society if it thinks that they would have had to, or would be entitled to refuse an application for registration if it were being made at that time. However, no revocations will take place unless the Society has been given the opportunity to make representations. The Licensing Authority will inform the Society of the reasons why it is minded to revoke the registration in the same manner it would be minded to refuse registration.</i></p> <p><i>Where a Society employs an external lottery manager, they will need to satisfy themselves that they hold an operator's licence issued by the Gambling Commission and the Licensing Authority will expect this to be verified by the Society.</i></p>	
Page 51 (60 of revised Policy)	<p>Annex 1, Delete: "Map of London Borough of Tower Hamlets showing where Gambling Premises Licences have been issued"</p> <p>Annex 1 to start with "List of consultees"</p>	Maps to be taken out of policy to enable then to be update via local area profile section on Council's website.
Page 52 (61-63 of revised Policy)	Delete List of Consultees (now Annex 1) and add new list once Consultation completed.	Update in light of consultation.
Page 55 (64-74 of the revised Policy)	Annex 3 (now Annex 2). Replace with new table of responses.	Update in light of consultation.
Page 69 (79 on revised Policy)	Annex 6 (now 5), Add the following after last para:	Add more information to assist applicants in

	<p><i>We also provide maps in addition to those found in our Area Profiles, which detail community safety incidents and vulnerability data. These will be added to the website link below annually; however, they can also be obtained by emailing <a href="mailto:Licensing@towerhamlets.gov.uk">Licensing@towerhamlets.gov.uk</a>. <a href="https://www.towerhamlets.gov.uk/lgn/business/licences/gambling_act_2005.aspx">https://www.towerhamlets.gov.uk/lgn/business/licences/gambling_act_2005.aspx</a></i></p>	<p>carrying out their local area risk assessments.</p>
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