

TO CONSIDER THE ISSUING OF A STATEMENT OF PRINCIPLES IN RESPECT OF PRIZE GAMING PERMITS: SCHEDULE 14, PARAGRAPH 8 – GAMBLING ACT 2005.**Report By: HEAD OF ENVIRONMENTAL HEALTH AND TRADING STANDARDS****Wards Affected:**

County-wide

Purpose:

1. For the committee to consider whether they wish to issue the following statement of principles in respect of Prize Gaming Permits.

Law:

2. The Gambling Act 2005 Section 289 allows the Licensing Authority to grant permits in respect of 'Prize Gaming Permits'.
3. Section 288 defines gaming as prize gaming if the nature and size of the prize is not determined by the number of people playing or the amount paid for or raised by the gaming. The prizes will be determined by the operator before play commences.
4. Applicants will be able to apply for a Prize Gaming Permit which will authorise the provision of facilities for gaming with prizes on specified premises.
5. Holds of Premises Licences and or Club Gaming Certificates will not be able to apply for a Prize Gaming Permit. Premises which are used as an adult entertainment centre or a licensed family entertainment centre will be exempt from this type of permit.
6. Schedule 14 of the Gambling Act 2005 Act makes further provisions under Paragraph 8 in respect of Prize Gaming Permits and states: -
 - a. *A licensing authority may prepare a statement of principles that they propose to apply in exercising their functions under this Schedule.*
 - b. *A statement under sub-paragraph (1) may, in particular, specify matters that the licensing authority propose to consider in determining the suitability of an applicant for a permit.*
 - c. *In exercising their functions under this Schedule a licensing authority- (a) need not (but may) have regard to the licensing objectives, and (b) shall have regard to any relevant guidance issued by the Commission under section 25.*
7. The act states that 'A licensing authority may not attach conditions to a permit'.

Proposed Statement in Respect of Prize Gaming Permits:

8. The proposed statement is attached as Appendix 1.

Options

9. There are number of options available to the Committee:
 - a) To agree the proposed 'Statement of Principles' as presented.

- b) To amend the proposed 'Statement of Principles' and then agree the amended version.
- c) To reject the proposed 'Statement of Principles'. This would result in no criteria applying to an application for 'Unlicensed Family Entertainment Centres'.