
ARGYLL AND BUTE LICENSING BOARD – 8 SEPTEMBER 2022

REPORT BY CLERK TO THE BOARD

STATEMENT OF GAMBLING POLICY 2022-2025

1. BACKGROUND

- 1.1 Section 349 of the Gambling Act 2005 provides that a licensing authority shall, before each successive three year period, prepare a statement of the principles they propose to apply with respect to the exercise of their functions under the Act during that period and publish a statement. The Licensing Authority may, during a three year period, review and revise the statement of their policy with respect to the exercise of their functions during the remainder of that period.
- 1.2 In preparing a statement the Licensing Authority requires to consult with:-
- The Chief Constable
 - One or more persons who appear to represent the interests of people carrying on gambling businesses in the authority's area, and
 - One or more persons who appear to represent the interests of persons likely to be affected by the exercise of the authority's functions under this Act
- The parties who will be consulted by either email or letter are set out in Appendix 1 of the Gambling Policy Statement
- 1.3 The draft policy will also be available on the Council's website.
- 1.4 The present policy was published in December 2019 and is due to expire in December 2022. Accordingly a review of the Policy Statement is required.

2. RECOMMENDATIONS

- 2.1 That the Board agree that the exercise of certain functions in respect of some matters under the 2005 Act be delegated to the Clerk/Depute Clerk of the Licensing Board, as detailed in Appendix 3 of the Policy statement.
- 2.2 That the Board agree to undertake a review of the Policy Statement.
- 2.3 That the draft revised Statement of Gambling Policy attached as Appendix 1, be approved for consultation. It should be noted that text which it is proposed to remove is marked as crossed through. Additions to the text are marked in red. The main changes are:-

- to include the scheme of delegation in the policy as Appendix 3
- to change the address for Police Scotland
- Page 10 to insert definition of gaming machines available for use in relation to licensed premises
- Page 15 to update information in relation to planning and building standards to refer to most up to date guidance from Gambling Commission
- Page 17 to highlight need to protect children, young persons and vulnerable people
- Page 18 update to reflect Gambling Commission up to date guidance in relation to betting premises
- Page 27 to update to reflect Gambling Commission up to date guidance in relation to Unlicensed Family Entertainment Centre Gaming Machine Permits
- Page 28/30 to update to reflect Gambling Commission up to date guidance in relation to Club Gaming Permits and Club Machine Permits

2.4 As part of this review process, the Board agree to initiate a consultation exercise with a number of groups and organisations and that the deadline for consultation responses should be 17th October 2022.

2.5 That the Clerk to the Board submit a report to the next meeting of the Licensing Board to be held on 8th November 2022 on the outcome of the consultation, together with a final version of the Statement of Gambling Policy for adoption.

DAVID LOGAN
Clerk to the Board