

# APPLICATION FOR A NEW ADULT GAMING CENTRE (ACG) PREMISES LICENCE

Committee

Licensing Sub-Committee

Officer Contact

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Papers with report

- Appendix 1 – Application Form & Supporting Information
- Appendix 2 – Representation – Cllr Janet Gardner
- Appendix 3 – Representation – David Brough, Hayes Town Partnership
- Appendix 4 – Representation – Father Cashmore, St. Anselm's Church, Hayes
- Appendix 5 – Representation - Habib Khaled
- Appendix 6 – Map showing Gambling Premises
- Appendix 7 – Relevant sections of Licence Conditions & Codes of Practice (LCCP)
- Appendix 8 – Table of Categories of Gaming Machines

Ward(s) affected

Hayes Town

## SUMMARY

To consider representations in respect of a new Adult Gaming Centre (ACG) premises licence for the premises, 'Little Vegas', 14-16 Station Road, Hayes, UB3 4DA. The Application has attracted representations from four interested parties.

## RECOMMENDATION

The Licensing Sub-Committee has the following options:

1. Grant the application for the premises licence subject to the mandatory conditions and default conditions (pursuant to sections 167 and 168 of the Act); or,
2. Grant the application for the premises licence subject to the mandatory conditions but excluding specific default conditions and/or attach additional conditions; or,
3. Reject the application.

## INFORMATION

- 1.1 An application for a new gambling premises licence for an Adult Gaming Centre was received by the Licensing Service on 9<sup>th</sup> February 2024.

The applicant is:

Chongie Entertainment UK Limited  
71-75 Shelton Street  
Covent Garden  
London  
WC2H 9JQ

A copy of the application form, the plans, their Local Area Risk Assessment and Form A Notice can be found at **Appendix 1**.

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1.2 In accordance with the legislation, the application was sent to the responsible authorities:

- The Gambling Commission
- The Metropolitan Police Service
- H M Revenue & Customs
- London Fire & Emergency Planning Authority
- Child Protection Service, LBH
- Environmental Health Authority, LBH
- Trading Standards Service, LBH
- Planning Authority, LBH

There were no representations received from the responsible authorities.

1.3 The application was advertised in accordance with the Gambling Act 2005 (Premises Licence and Provisional Statement) Regulations 2007 both on the premises and in the local newspaper. The 28-day consultation period started from the date the application was received. The application was also posted on the Council's website and in addition was sent to Ward Councillors.

1.4 Following the advertisement of the application, the following representations were received from Interested Parties;

- Cllr Janet Gardner, Ward Councillor – **Appendix 2**
- Mr David Brough, Hayes Town Partnership – **Appendix 3**
- Fr. Matthew Cashmore, St. Anselm's Church, Hayes – **Appendix 4**
- Mr Habib Khaled – **Appendix 5**

1.5 The period for consultation and the making of representations in respect of this application ended on 7<sup>th</sup> March 2024.

1.6 The applicant has made a standard premises licence application for an ACG premises licence and is therefore applying for standard of times of operation for an ACG.

1.7 The applicant has an Operating Licence issued by the Gambling Commission

## **OFFICER'S OBSERVATIONS**

2.1 This is an application for a new Adult Gaming Centre Gambling Premises Licence under Section 159 of the Gambling Act in respect of 'Little Vegas' situated at 14-16 Station Road, Hayes, UB3 4DA. The location is in Hayes Town Centre and the premises was previously a Santander Bank.

2.2 AGC premises licences allow the holder of the licence to make gaming machines available for use on the premises. Persons operating an AGC must hold a gaming machines general operating licence from the Gambling Commission and must seek a premises licence from the licensing authority.

2.3 An AGC premises licence holder is entitled under the Act to make available for use a number of category B gaming machines not exceeding 20% of the total number of gaming machines which are available for use on the premises and any number of category C or D machines. The applicant's legal representatives have stated that they do not have the final numbers for the machines yet and will operate within the law with no more than 20% of all the machines to be B3.

- 2.4 The applicant has not specified the hours for trading in their application, but their legal representatives have confirmed that they will be applying for 24 hours a day 7 days a week, the standard operating hours for ACG's.
- 2.5 Other Licensed Gambling Premises nearby (shown on a map appended as **Appendix 6**)

Premises	Address	Type	Operating times
1.Ladbrokes	Boleyn Court 9 Botwell Lane Hayes UB3 2BL	Betting Shop	Mon-Sat: 07:30-22:00 Sun: 08:30-22:00
2.William Hill	2 Botwell Lane Hayes UB3 2AA	Betting Shop	Mon-Sat: 07:30-22:00 Sun: 09:00-22:00
3.Admiral	32-36 Station Road Hayes UB3 4DD	Adult Gaming Centre	24 hours, 7 days a week
4.William Hill	57 Station Road Hayes UB3 4BA	Betting Shop	Mon-Fri: 07:30-22:00 Sat: 07:00-22:00 Sun: 09:00-22:00
5.Paddy Power	39 Station Road Hayes UB3 4BE	Betting Shop	Mon-Sat: 07:30-22:00 Sun: 07:30-22:00
6.Jennings Bet	19b Station Road Hayes UB3 4BD	Betting Shop	Mon-Sat: 08:00-22:00 Sun: 09:00-22:00

## **CODES OF PRACTICE**

- 3.1 The Licence Conditions and Codes of Practice (LCCP) sets out the Gambling Commission's general licence conditions and associated codes of practice provisions under the Act. The codes of practice are set out within the second part of the LCCP. **Appendix 7** details the relevant Social Responsibility and Ordinary Codes relevant to ACG's and access to gambling to children and young persons.

## **GUIDANCE ISSUED BY THE GAMBLING COMMISSION**

- 4.1 The Gambling Commission has produced the 'Guidance for Local Authorities' in relation to the 2005 Act. The information in this section of the report relates to the relevant points within the Guidance which members may wish to consider.

**Objective 1** – Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime.

- 4.2 **At Paragraph 5.3 it states:** *“Among other matters, licensing authorities may need to consider the location of premises in the context of this licensing objective. For example, in considering an application for a premises licence or permit that is in an area noted for particular problems with disorder, organised criminal activity etc, the licensing authority should think about what, if any, controls might be appropriate to prevent those premises being associated with or used to support*

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crime. That might include conditions on the premises licence, such as a requirement for door supervisors. The requirement for conditions might be determined by the operator's own risk assessment or the local area profile carried out by the licensing authority."

- 4.3 **At Paragraph 5.5 it states:** *"In the context of gambling premises licences, licensing authorities should generally consider disorder as activity that is more serious and disruptive than mere nuisance. Factors to consider in determining whether a disturbance was serious enough to constitute disorder would include whether police assistance was required and how threatening the behaviour was to those who could see or hear it. There is not a clear line between nuisance and disorder and the licensing authority should take the views of its lawyers before determining what action to take in circumstances in which disorder may be a factor."*
- 4.4 **At Paragraph 5.8 it states:** *"In relation to preventing disorder, licensing authorities have the ability under s.169 of the Act to attach additional conditions to premises licences, and are entitled to include a requirement for door supervision, as provided for in s.178 of the Act."*
- 4.5 **At Paragraph 5.10 it states:** *"Licensing authorities do not need to investigate the suitability of an applicant for a premises licence, including in relation to crime. The issue of suitability will already have been considered by the Commission, because any applicant (except occupiers of tracks who do not propose to offer gambling themselves) will have to hold an operating licence from the Commission before the premises licence can be issued. However, if the licensing authority receives information during the course of considering a premises licence application or at any other time, that causes it to question the suitability of the applicant to hold an operating licence, these concerns should be brought to the attention of the Commission without delay."*

### **Objective 2 – Ensuring that gambling is conducted in a fair and open way.**

- 4.6 **At Paragraph 5.11 it states:** *"Generally, the Commission would not expect licensing authorities to find themselves dealing with issues of fairness and openness frequently. Fairness and openness are likely to be a matter for either the way specific gambling products are provided and therefore subject to the operating licence or will be in relation to the suitability and actions of an individual and therefore subject to the personal licence. However, if licensing authorities suspect that gambling is not being conducted in a fair and open way this should be brought to the attention of the Commission so that it can consider the continuing suitability of the operator to hold an operating licence or of an individual to hold a personal licence."*

### **Objective 3 – Protecting children and other vulnerable persons from being harmed or exploited by gambling**

- 4.7 **At Paragraph 5.13 it states:** *"In exercising their powers under s.153, licensing authorities should consider whether staff will be able to adequately supervise the gambling premises, as adequate staffing levels is a factor to consider regarding the prevention of underage gambling. The Commission would expect the operator and the licensing authority to work together to consider how any impediments to the supervision of premises might be most appropriately remedied."*
- 4.8 **At Paragraph 5.17 it states:** *"The Act does not seek to prohibit particular groups of adults from gambling in the same way that it prohibits children. The Commission does not seek to define 'vulnerable persons' but it does, for regulatory purposes, assume that this group includes people who gamble more than they want to, people who gamble beyond their means and people who may not be able to make informed or balanced decisions about gambling due to, for example, mental health, a learning disability or substance misuse relating to alcohol or drugs."*

4.9 **At Paragraph 5.18 it states:** “Licensing authorities need to consider, in relation to particular premises, whether any special considerations apply in relation to the protection of vulnerable persons. This could be a local risk that is reflected in the licensing authority’s policy statement. Any such considerations need to be balanced against the authority’s objective to aim to permit the use of premises for gambling.”

### **Section 153 principles**

4.10 **At Paragraph 5.19 it states:** “S.153 of the Act provides that, in exercising its functions under Part 8 of the Act, a licensing authority shall aim to permit the use of premises for gambling in so far as it thinks it is:

- a. in accordance with any relevant code of practice under s.24 (the LCCP)
- b. in accordance with any relevant guidance issued by the Commission under s.25 (this guidance)
- c. reasonably consistent with the licensing objectives (subject to a and b above)
- d. in accordance with the licensing authority’s statement of licensing policy (policy statement) (subject to a to c above).”

4.11 **At Paragraph 5.20 it states:** “Whilst there is a presumption in favour of permitting the relevant premises to be used for gambling, the licensing authority may not do so unless satisfied that such use would be in accordance with this guidance, any relevant Commission code of practice, its own statement of licensing policy, and the licensing objectives.”

4.12 **At Paragraph 5.22 it states:** “In determining applications for premises licences, the Act explicitly sets out two principles that licensing authorities should **not** have regard to:

- s.153 makes it clear that in deciding whether or not to grant a licence, a licensing authority must not have regard to the expected demand for gambling premises that are the subject of the application
- s.210 (1) of the Act states that ‘in making a decision in respect of an application...a licensing authority should not have regard to whether or not a proposal by the applicant is likely to be permitted in accordance with law relating to planning or building’.”

### **Premises Licence conditions**

4.13 **At Paragraph 9.3 it states:** “Conditions on premises licences should relate only to gambling, as considered appropriate in the light of the principles to be applied by licensing authorities under s.153. Accordingly, if the Commission’s Licence conditions and codes of practice (LCCP) or other legislation places particular responsibilities or restrictions on an employer or the operator of premises, it is not appropriate to impose the same through conditions on a premises licence.”

4.14 **At Paragraph 9.27 it states:** “s.169 of the Act gives licensing authorities:

- the ability to exclude from premises licences any default conditions that have been imposed under s.168
- the power to impose conditions on premises licences that they issue.”

4.15 **At Paragraph 9.28 it states:** “Licensing authorities should make decisions on conditions on a case-by-case basis, and in the context of the principles of s.153. They must aim to permit the use

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*of premises for gambling and so should not attach conditions that limit their use except where it is necessary in accordance with the licensing objectives, the Commission's codes of practice and this guidance, or their own statement of policy. Conversely, licensing authorities should not turn down applications for premises licences where relevant objections can be dealt with through the use of conditions."*

- 4.16 **At Paragraph 9.29 it states:** *"Licensing authority statements of policy will need to consider the local circumstances which might give rise to the need for conditions. Where there are specific risks associated with a particular locality, the licensing authority might decide to attach conditions to the premises licence to mitigate those risks. For example, local issues associated with a high crime rate may put a premises at risk of not being consistent with the licensing objectives, and specific conditions may be necessary to address the risk."*
- 4.17 **At Paragraph 9.30 it states:** *"Where there are risks associated with a specific premises or class of premises, the licensing authority may consider it necessary to attach conditions to the licence to address those risks, taking account of the local circumstances."*
- 4.18 **At Paragraph 9.31 it states:** *"Conditions imposed by the licensing authority must be proportionate to the circumstances which they are seeking to address. In particular, licensing authorities should ensure that the premises licence conditions are:*
- relevant to the need to make the proposed building suitable as a gambling facility*
  - directly related to the premises (including the locality and any identified local risks) and the type of licence applied for*
  - fairly and reasonably related to the scale and type of premises*
  - reasonable in all other respects."*
- 4.19 **At Paragraph 9.32 it states:** *"The Act sets out certain matters that may not be the subject of conditions:*
- s.169(4) prohibits a licensing authority from imposing a condition on a premises licence which makes it impossible to comply with an operating licence condition*
  - s.172(10) provides that conditions may not relate to gaming machine categories, numbers, or method of operation*
  - s.170 provides that membership of a club or body cannot be required by attaching a condition to a premises licence (the Act specifically removed the membership requirement for casino and bingo clubs and this provision prevents it being reinstated)*
  - s.171 prevents a licensing authority imposing conditions in relation to stakes, fees, winnings or prizes."*

## **Adult Gaming Centres**

- 4.20 **At Paragraph 21.1 it states:** *"Persons operating an adult gaming centre (AGC) must hold a gaming machines general operating licence (adult gaming centre) from the Commission and a premises licence from the relevant licensing authority. They are able to make category B, C and D gaming machines available."*
- 4.21 **At Paragraph 21.2 it states:** *No-one under the age of 18 is permitted to enter an AGC. The Act sets out offences at s.46 and s.47 of inviting, causing or permitting a child or young person to gamble, or to enter certain gambling premises. In addition, Social Responsibility (SR) code*

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*3.2.3(3) in the Licence conditions and codes of practice (LCCP) states that 'licensees must ensure that their policies and procedures take account of the structure and layout of their gambling premises in order to prevent underage gambling'.*

- 4.22 **At Paragraph 21.3 it states:** *"Licensing authorities will wish to have particular regard to the location of and entry to AGCs to minimise the opportunities for under-18s to gain access. This may be of particular importance in areas where young people may be unsupervised for example, where an AGC is in a complex, such as a shopping centre or airport. Licensing authorities should consider whether their statement of policy can be used to reflect such locally based considerations."*
- 4.23 **At Paragraph 21.4 it states:** *"Social Responsibility Code Provision 3.5.6 requires that 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. There is also an Ordinary Code provision at 3.5.7."*
- 4.24 **At Paragraph 21.5 it states:** *"Gaming machine provisions by premises are set out at Appendix A. S.172(1) of the Act, as amended, provides that the holder of an AGC premises licence may make available for use a number of category B gaming machines not exceeding 20 percent of the total number of gaming machines which are available for use on the premises and any number of category C or D machines."*
- 4.25 **At Paragraph 21.9 it states:** "The Guidance lists the Mandatory conditions for ACG's follows:
- *A notice must be displayed at all entrances to Adult Gaming Centres (AGCs) stating that no person under the age of 18 years will be admitted to the premises."*
  - **At Paragraph 21.10 it states:** *"There can be no direct access between an AGC, and any other premises licensed under the Act or premises with a family entertainment centre (FEC), club gaming, club machine or alcohol licensed premises gaming machine permit. (England and Wales only). There is no definition of 'direct access' in the Act or regulations, although licensing authorities may consider that there should be an area separating the premises concerned, such as a street or cafe, which the public go to for purposes other than gambling, for there to be no direct access."*
  - **At Paragraph 21.11 it states:** *"Any ATM made available for use on the premises shall be located in a place that requires any customer who wishes to use it to cease gambling at any gaming machine in order to do so."*
  - **At Paragraph 21.12 it states:** *"The consumption of alcohol in AGCs is prohibited at any time during which facilities for gambling are being provided on the premises. A notice stating this should be displayed in a prominent place at every entrance to the premises."*
- 4.26 **At Paragraph 21.8 it states:** "...Currently there are no default conditions specific to AGCs."

## **HILLINGDON'S GAMBLING POLICY**

- 5.1 The information in this section of the report relates to the relevant sections within the London Borough of Hillingdon's Statement Gambling Policy which members should consider.

## **General Principles**

- 5.2 **At Paragraph 5.5 it states:** *“Under the Act the Hillingdon Council has no discretion to grant Premises Licences in circumstances where that would mean departing from the Gambling Commission Guidance and Codes of Practice and this Licensing Authority’s own Statement of Licensing Principles. Therefore, our primary focus shall be to aim to permit the use of premises for gambling in so far as we think it is:*
- i) In accordance with any relevant Code of Practice issued by the Gambling Commission.*
  - ii) In accordance with any relevant Guidance issued by the Gambling Commission.*
  - iii) Consistent with the Licensing Objectives.*
  - iv) In accordance with this Statement of Licensing Principles.”*
- 5.3 **At Paragraph 5.6 it states:** *“The Council appreciates that gambling can be an emotive subject but acknowledges and endorses the Gambling Commission Guidance that “moral objections to gambling are not a valid reason to reject applications for premises licences “ (except as regards any “no casino resolution”) and also that unmet demand is not a criterion for a Licensing Authority.”*
- 5.4 **At Paragraph 5.7 it states:** *“We recognise that the responsibility for an individual's gambling is his or her own and that the responsibility to exercise a duty of care lies with the site operator. However, the Licensing Authority recommend applicants for Adult Gaming and Family Entertainment Centres to consider adopting BACTA’s Code of Social Responsibility and Good Practice and where gaming machines are concerned, applicants are recommended to adopt BACTA’s Code of Practice for AWP’s in Family Entertainment Centres and Adult Gaming Centres.”*

## **Location**

- 5.5 **At Paragraph 5.18 it states:** *“In accordance with the Gambling Commission’s Guidance for Local Authorities, this Licensing 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.”*
- 5.6 **At Paragraph 5.19 it states:** *“The authority has not adopted any specific policy in relation to areas where gambling premises should not be located. Should any such policy be decided upon, this policy statement will be updated accordingly. It should be noted that any such future policy will not preclude any application being made with the onus upon the applicant showing how any potential concerns can be overcome.”*
- 5.7 **At Paragraph 5.20 it states:** *“Each case will be decided on its merits and will depend, to a large extent, on the type of gambling that it is proposed will be offered on the premises.”*
- 5.8 **At Paragraph 5.21 it states:** *“If an applicant can demonstrate appropriate measures to overcome concerns, that will be taken into account by the Council.”*

## **Adult Gaming Centres**

- 5.9 **At Paragraph 5.61 it states:** *“As no one under the age of 18 is permitted to enter an Adult Gaming Centre, this Licensing Authority will specifically have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and will expect the applicant to satisfy the Licensing Authority that there will be sufficient measures to ensure that under 18 year olds do not have access to the premises. Applicants are recommended to consider this Licensing Objective very carefully when applying for an Adult Gaming Centre.”*



5.10 **At Paragraph 5.62 it states:** “The Council will expect applicants to offer their own measures to meet licensing objectives however appropriate measures / licensing conditions may cover issues such as:

- Proof of age schemes.
- CCTV – this should be of sufficient quality that it will use evidence.
- the provision of entrances/machine areas
- physical separation areas
- location of entry
- notices/signage
- specific opening hours
- self-exclusion schemes - these are schemes whereby individuals who acknowledge they have a gambling problem ask to be barred from certain premises
- provision of information leaflets/helpline numbers for organisations such as GamCare

*This list is not mandatory, nor exhaustive, and is merely indicative of example measures that the Council can consider implementing.”*

**Gaming Machines**

5.11 **At Paragraph 6.5 it states:** “A gaming machine can cover all types of gambling activity, which can take place on a machine, including betting on virtual events. A machine is not a gaming machine if the winning of a prize is determined purely by the player’s skill. However, any element of chance imparted by the action of the machine would cause it to be a gaming machine.”

5.12 **At Paragraph 6.7 it states:** “There are classes of gaming machines: Categories A, B, C and D, with category B further divided into sub-categories B1, B2, B3, B3A and B4. **(6.7) Appendix 8** sets out the current maximum stakes and prizes that apply to each category.

5.13 **At Paragraph 6.8 it states:** “The Gambling Act also prescribes the maximum number and category of gaming machines that are permitted in each type of gambling premises.”

The table, below, shows the maximum number and category of gaming machines that are permitted at an ACG:

ADULT GAMING CENTRE	<p>MAXIMUM OF 20% OF THE TOTAL NUMBER OF GAMING MACHINES WHICH ARE AVAILABLE FOR USE ON THE PREMISES FOR CATEGORIES B3 AND B4.</p> <p>NO LIMIT ON CATEGORY C AND CATEGORY D MACHINES</p>
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## LEGAL CONSIDERATIONS

### THE GAMBLING ACT 2005

6.1 When considering an application for a grant of a new Premises Licence, the Sub-Committee shall carry out its functions with a view to taking steps it considers appropriate for promoting the licensing objectives. Section 1 of the Gambling Act 2005 creates three licensing objectives:

1. Preventing gambling from being a source of crime and disorder, being associated with crime or disorder or being used to support crime;
2. Ensuring that gambling is conducted in a fair and open way, and
3. Protecting children and other vulnerable persons from being harmed or exploited by gambling.

### **Statutory aim to permit gambling**

**6.2 The guidance issued by the Commission states at Paragraph 1.19:**

*"The Act places a legal duty on both the Commission and licensing authorities to aim to permit gambling, insofar as it is considered to be reasonably consistent with the licensing objectives.*

*The effect of this duty is that both the Commission and licensing authorities must approach their functions in a way that seeks to regulate gambling by using their powers, for example, powers to attach conditions to licences, to moderate its impact on the licensing objectives rather than by starting out to prevent it altogether."*

6.3 An application for a new premises licence may be made pursuant to s.159 of the Act.

6.4 All applications will be decided on a case-by-case basis.

6.5 Where relevant representations are made and not withdrawn, the Licensing Authority must hold a hearing to determine the application, unless all are agreed that such a hearing is unnecessary s.162 (2).

6.6 Section 153(1) of the Act provides that licensing authorities should aim to permit the use of premises for gambling in so far as they think it:

- (i) in accordance with any relevant code of practice under section 24;
- (ii) in accordance with any relevant guidance issued by the Gambling Commission under section 25;
- (iii) reasonably consistent with the licensing objectives; and
- (iv) in accordance with the authority's statement of licensing policy.

6.7 Section 153(2) of the Act goes on to state that in "determining whether to grant a premises licence a licensing authority may not have regard to the expected demand for the facilities which it is proposed to provide.

6.8 Relevant representations are those that relate to the effect of the granting of the application on the promotion of the licensing objectives made by an interested party or responsible authority that have not been withdrawn and are not, in the opinion of the relevant licensing authority, frivolous or vexatious s.162(3) Gambling Act 2005.

- 6.9 The Sub-Committee can only consider matters within the application that have been raised through representations from interested parties and responsible authorities. Interested parties will include persons who:
- (i) Live sufficiently close to premises carrying out gambling activities;
  - (ii) Have business interests that might be affected; and
  - (iii) Represent persons listed above.
- 6.10 The Act, via regulations also imposes mandatory and default conditions that promote the licensing objectives. There are no default conditions in relation to ACG's.
- 6.11 In respect of the imposition of Conditions by the Licensing Authority, Section 169 (4) states that a "licensing authority may not attach a condition to a premises licence which prevents compliance with a condition of the operating licence which authorises the holder to carry out the activity in respect of which the premises licence is granted".
- 6.12 The decision determined by the Sub-Committee will be accompanied with clear, cogent reasons for that decision, having had due regard to being reasonably consistent with the Licensing Objectives; the Human Rights Act 1998; any relevant code of practice under Section 24 of the Gambling Act 2005; any relevant guidance issued by the Commission under Section 25 of the Gambling Act 2005; and this Statement of Policy. The decision and the reasons for that decision will be sent to the Applicant and those who have made relevant representations as soon as practicable.
- 6.13 The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under s.149 of the Equality Act 2010. In summary s.149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:
- (i) Eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - (ii) Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
  - (iii) Foster good relations between persons who share relevant protected characteristics and persons who do not.
- 6.14 Section 149(7) of the Equality Act 2010 defines nine relevant protected characteristics examples are; race, sex, age, disability, gender reassignment and religious beliefs.
- 6.15 Officers have provided the Sub-Committee with recommendations related to this application. Subject to the above-mentioned factors having been properly considered, the Sub-Committee may depart from the recommendations if there are good reasons for doing so. The Sub-Committee is advised that such departures could give rise to an appeal or judicial review
- 6.16 Interested parties, Responsible Authorities and the Applicant have the right to appeal the decision of the Licensing Sub-Committee to the Magistrates' Court within a period of 21 days beginning with the day on which the applicant was notified by the Licensing Authority of the decision to be appealed against.

## **BACKGROUND DOCUMENTS:**

The Gambling Act 2005

Licence Conditions and Codes of Practice by the Gambling Commission

Guidance for Local Authorities issued by the Gambling Commission

The London Borough of Hillingdon's Statement of Gambling Policy