

# NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

## Council

22<sup>nd</sup> December 2021

### Report of the Head of Legal and Democratic Services – Mr Craig Griffiths

#### Matter for Decision

Wards Affected: All

#### Gambling Act 2005 - Review of Gambling Policy

##### Purpose of the Report

1. To consider adopting a revised Gambling Policy following the end of the consultation exercise.

##### Executive Summary

2. The Council, as the Licensing Authority, under the provisions of the Gambling Act 2005 is required to review its Gambling Policy every 3 years.
3. At a meeting of Council on the 29<sup>th</sup> September 2021, members determined to issue the draft revised Gambling Policy for consultation.
4. A consultation exercise was undertaken for 6 weeks between October and November 2021; 2 people completed the online response form, but neither made a comment on the policy.

##### Background

5. The Council, as the Licensing Authority under the provisions of the Gambling Act 2005 is required to review its Gambling Policy every 3 years.
6. The current Gambling Policy was adopted at Council on the 19th December 2018.
7. Prior to adopting a revised Gambling Policy, the Council must undertake a statutory consultation exercise and then publish the policy at least 4 weeks before it comes into effect on the 31st January 2022.

8. At a meeting of Council on the 29<sup>th</sup> September 2021, members determined to issue the draft revised Gambling Policy 2022 for consultation.

### **Officer Report**

9. A consultation exercise was undertaken for 6 weeks between October and November 2021 and included the statutory consultees, various interested parties and the general public.
10. The consultation exercise resulted in two people completing the online response form, however neither respondent made any comments on the draft Gambling Policy.
11. The draft revised gambling Policy, proposed for adoption is attached at appendix 1.
12. In addition to the adoption of the revised Gambling Policy 2022, members are also being asked to consider adopting a “no casino policy”. The Gambling Act 2005 states that the Licensing Authority may resolve not to issue casino premises licences. In passing such a resolution the authority may take into account any principle or matter, not just the licensing objectives. A “no casino policy” is already in place, however the resolution only last for 3 years and should the Licensing Authority wish to keep the policy, a new resolution now needs to be passed.

### **Financial Impact**

13. Not applicable

### **Integrated Impact Assessment**

14. A first stage Impact Assessment has been undertaken to assist the Council in discharging its legislative duties (under the Equality Act 2010, the Welsh Language Standards (No.1) Regulations 2015, the Well-being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016. The first stage assessment, attached at Appendix 2, has indicated that a more in-depth assessment is not required.

### **Legal Impacts**

15. Section 349 Gambling Act 2005 requires the Council to prepare and publish a statement of the principles that it proposes to apply in exercising its function under the Gambling Act 2005, before each successive period of three years.

### **Risk Management**

16. Not applicable

### **Consultation**

17. Consultation was undertaken within the context set out in this report.

## **Recommendation**

18. It is recommended that, taking into account the information included in the Integrated Impact Screening Assessment
  - a. members approve the revised Gambling Policy set out in appendix 1 of the report.
  - b. members re-adopt a “no casino policy”.

## **Reasons for Proposed Decision**

19. In order to comply with the legal requirements as set out in the Gambling Act 2005

## **Implementation of Decision**

20. The decision is for immediate implementation.

## **Appendices**

21. Appendix 1 - Revised draft Gambling Policy 2022
22. Appendix 2 - Integrated Impact Assessment Screening

## **List of Background Papers**

23. Gambling Commission Guidance  
Gambling Commission Code of Practice  
Neath Port Talbot CBC Gambling Policy 2016

## **Officer Contact**

24. Craig Griffiths  
Head of Legal and Democratic Services  
Tel (01639) 763767  
Email [c.griffiths2@npt.gov.uk](mailto:c.griffiths2@npt.gov.uk)  
  
Neil Chapple  
Legal Regulatory Manager  
Tel (01639) 763050  
Email [n.chapple@npt.gov.uk](mailto:n.chapple@npt.gov.uk)

