

**Havering Council – Decisions taken by the Licensing Sub-Committee on Monday, 5 August 2013**

Agenda Item No	Topic	Decision
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**Note: this decision list is for guidance only. The text of the minutes, which may be different, is definitive.**

**Part A – Items considered in public**

<p><b>A1</b></p>	<p>AN APPLICATION TO VARY A GAMING MACHINE PERMIT for THE GOOSE, 143 South Street, Romford RM1 1PL</p>	<p align="right"><b>Gambling Act 2005 Notice of Decision</b></p> <p><b>PREMISES</b> The Goose 143 South Street Romford RM1 1PL</p> <p><b>1. Details of Application</b></p> <p>The application is made by Stonegate Pub Co Ltd. The application is for a variation to a Gaming Machine Permit under section 15 of Schedule 13 of the Gambling Act 2005.</p> <p><b>APPLICANTS</b> The Stonegate Pub Co. Ltd., % Coden Trust Co. (Cayman) Ltd., 2681 Cricket Square Grand Cayman Islands KY1 1111</p> <p><b>2. Details of requested variation</b></p> <p>The application is to vary the number of category C gaming machines from five to six.</p> <p><b>3. Details of Representations</b></p>
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		<p>Valid representations should address at least one of the following three licensing objectives:</p> <ul style="list-style-type: none"> <li>• <b>Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime</b></li> <li>• <b>Ensuring that gambling is conducted in a fair and open way</b></li> <li>• <b>Protecting children and other vulnerable persons from being harmed or exploited by gambling</b></li> </ul> <p>There were no representations either from interested parties or from a responsible authority.</p> <p>The Sub-Committee enquired of the applicant’s representatives what provision was in place to address the licensing objectives, particularly in respect of protecting children and vulnerable persons from harm or exploitation and the prevention of gambling from being a source of crime and disorder.</p> <p>The Machines Manager for the Stonegate Pub Co. responded on behalf of the applicant and informed the Sub-Committee that the premises had a strong management team and staff were regularly (at least every two months) given refresher training to ensure that they not only discharged their responsibilities under the Gambling Act, but also under the Licensing Act with regard to the sale of alcohol.</p> <p>He stated that all the machines were in direct view of the bar and apart from the bar staff (who were trained to ensure that no underage person either played on the machines or was sold or consumed alcohol. In addition, a member of the management team was on hand to provide support and to walk the floor to ensure there was no abuse of the provision.</p>

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		<p>He said that the principle reason for requesting an additional machine was that they were popular and at times, there were queues for the existing five. He added that the cash machine was located at the other end of the bar to where the gaming machines were sited, and in an area which was under direct management observation, and that managers and staff were trained and qualified to deal with any age or vulnerability issues which might arise.</p> <p><b>4. Determination</b></p> <p><b>Consequently upon the hearing held on 5 August 2013, the Sub-Committee's decision regarding the application to vary the category C gaming machines licence was as set out below, for the reasons shown:</b></p> <p>The Sub-Committee was obliged to determine this application with a view to promoting the gambling objectives, which are:</p> <ul style="list-style-type: none"> <li>• <b>Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime</b></li> <li>• <b>Ensuring that gambling is conducted in a fair and open way</b></li> <li>• <b>Protecting children and other vulnerable persons from being harmed or exploited by gambling</b></li> </ul> <p>In making its decision, the Sub-Committee also had regard to: -</p> <ol style="list-style-type: none"> <li>a. the Gambling Act 2005,</li> <li>b. in accordance with the codes of practise issued by the Commission under section 24,</li> </ol>

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		<p>c. in accordance with the Guidance to Licensing Authorities issued by the Commission under s. 25,</p> <p>d. in accordance with the licensing policy published by the London Borough of Havering pursuant to s. 349.</p> <p><b>5. Decision</b></p> <p>That after deliberation the Sub-Committee expressed itself satisfied with the provisions and precautions taken by the applicant in addressing the licensing objectives and that, as no objections had been received, it would grant the application as requested. .</p> <p><b>6. Right of Appeal</b></p> <p>Any party to the decision or anyone who has made a relevant representation [including a responsible authority or interested party] in relation to the application may appeal to the Magistrates Court <u>within 21 days of notification of the decision</u>. On appeal, the Magistrates' Court may:</p> <ol style="list-style-type: none"> <li>1. dismiss the appeal; or</li> <li>2. substitute the decision for another decision which could have been made by the Sub Committee; or</li> <li>3. remit the case to the Sub Committee to dispose of it in accordance with the direction of the Court; and</li> <li>4. make an order for costs as it sees fit.</li> </ol>

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		Grant Söderberg Clerk to the Licensing Sub-committee