



**Havering**  
LONDON BOROUGH

Licensing Officer's Report



## LICENSING SUB-COMMITTEE

## REPORT

13 January 2017

**Subject heading:**

Yates Wine Lodge  
89 South Street Romford RM1 1NX  
Licensed premises gaming machine  
permit variation application  
Paul Jones, Licensing Officer  
c/o Town Hall Main Road  
licensing@havering.gov.uk  
01708 432777

**Report author and contact details:**

**This application to vary a licensed premises gaming machine permit is made by Stonegate Pub Company Ltd further to the provisions of schedule 13 of the Gambling Act 2005. The application was received by Havering's Licensing Authority on 21<sup>st</sup> December 2016.**

### **Geographical description of the area and description of the building**

Yates' Wine Lodge is located in Romford Town Centre at the junction of South Street and Western Road.

### **Details of the application**

This application is to vary the extant licensed premises gaming machine permit, to increase the number of category C machines available for use from five to six. Category C machines permit a maximum stake of £1 and a maximum prize of £100.

### **Comments and observations on the application**

The application was made in accordance with the provisions of the Act and in accordance with Havering's statement of gambling policy. Paragraph 10.6 of Havering's gambling policy states:

If a premises wishes to have more than 2 machines then it needs to apply for a permit and the Licensing Authority must consider that application based upon the licensing objectives, any guidance issued by the Gambling Commission issued under Section 25 of the Gambling Act 2005, and "such matters as they think relevant." The Licensing Authority considers that "such matters" will be decided on a case by case basis but generally there will be regard to the need to protect children and vulnerable persons from harm or being exploited by gambling. The

Authority will also expect the applicant to satisfy it that there will be sufficient measures to ensure that under 18 year olds do not have access to the adult only gaming machines. Measures which will satisfy the Authority that there will be no access may include the adult machines being in sight of the bar, or in the sight of staff who will monitor that the machines are not being used by those under 18. Notices and signage may also be helpful.

Paragraph 10.7 states:

It should also be noted that the holder of a permit must comply with any Code of Practice issued by the Gambling Commission about the location and operation of the machines. Notifications and applications for two or three machines will generally be dealt with by Licensing Authority officers. Those for four or five machines will be determined by Licensing Officers in consultation with the Chair of the Licensing Committee, and applications for six or more machines will be referred to a Licensing Sub-Committee.

### **Summary**

The application has been referred to the Police but at the time of writing this report a response has yet to be received.



**Havering**  
LONDON BOROUGH

**Licensed Premises Gaming Machine  
Permit granted under the  
Gambling Act 2005**

**No: 010603**

This notice confirms that: **Stonegate Pub Company Limited**

Has given notification pursuant to Section 283 of the Gambling Act 2005 of their intention to make available:

**Number of Category C gaming machines authorised by this permit - 5**

**Number of Category D gaming machines authorised by this permit - 0**

for use at the following premises:

**Yates Wine Lodge  
87-89 South Street, Romford, RM1 1SD**

Licensing Act 2003 Premises Licence number: **1675**

Date on which this notice takes effect:

**23/08/2011**

This notice is issued by:

**Licensing Section  
Housing & Public Protection  
London Borough of Havering  
Mercury House, Mercury Gardens, Romford, RM1 3SL**

.....  
Trudi Penman  
Licensing Divisional Manager

Date: 24<sup>th</sup> August 2011

*All alcohol licensed premises which provide gaming machines for use on the premises must comply with any relevant Code of Practice issued by the Gambling Commission under Section 24 Gambling Act 2005. (available at <http://www.gamblingcommission.gov.uk>)*

***This permit becomes invalid if the information ceases to be accurate.***



**Havering**  
LONDON BOROUGH

Copy of Application

London Borough of Havering  
**NOTIFICATION OF 2 OR LESS GAMING MACHINES OR GAMING MACHINE PERMIT APPLICATIONS** (i.e for greater than 2 machines) for: CONVERSION / NEW / VARIATION / TRANSFER

(FOR USE BY PREMISES LICENCES TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)  
*Please refer to guidance notices at the back of this form before completing*

<b>SECTION A – What do you want to do</b>	
1. Please indicate what you would like do	
a) <b>Notify</b> licensing authority that you intend to provide up to a maximum total of 2 gaming machines category C and / or D <i>(If you choose this option please complete sections D and E)</i>	<input type="checkbox"/>
b) Apply to <b>convert</b> an existing Section 34 permit issued under the Gaming Act 1968, into a licensed premises gaming machine permit (ie for more than 2 gaming machines) <i>(if you choose this option then please complete sections B, D and E)</i>	<input type="checkbox"/>
c) Apply for a <b>new</b> licensed premises gaming machine permit <i>(if you choose this option then please complete sections B, D and E)</i>	<input type="checkbox"/>
d) Apply to <b>vary</b> an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections B, D and E)</i>	<input checked="" type="checkbox"/>
e) Apply to <b>transfer</b> an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections C, D and E)</i>	<input type="checkbox"/>

<b>SECTION B – Application for grant (includes <u>conversion</u>, <u>new</u> and <u>variation</u> applications)</b>		
2. How many gaming machines are you currently authorised to provide and if this is a new or variation application, how many do you wish to provided? (please complete the boxes in the table)		
Category machine	Number currently authorised to provide	Number wish to provide (new or variation)
C	5	6
D	0	0
TOTAL	5	6
3. If you are currently authorised to provide more than 2 machines, please provide your existing Section 34 Gaming Act 1968 permit, or provide reasons stating why it cannot be provided. Existing permit provided *		<input checked="" type="checkbox"/>
<i>(reasons why existing permit cannot be provided)</i>		

\* Please keep a copy of your existing permit on the premises to which it relates

London Borough of Havering  
**NOTIFICATION OF 2 OR LESS GAMING MACHINES OR GAMING MACHINE PERMIT APPLICATIONS** (i.e for greater than 2 machines) for: CONVERSION / NEW / VARIATION / TRANSFER

(FOR USE BY PREMISES LICENCES TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)  
*Please refer to guidance notices at the back of this form before completing*

<b>SECTION C – Application for permit transfer</b> (ie, where a transfer has been requested for the Licensing Act 2003 premises licence)	
4. Name of person requesting the transfer  .....	
5. Confirmation that an application to transfer the relevant Licensing Act 2003 Premises Licence has been:	
Requested	<input type="checkbox"/>
Granted	<input type="checkbox"/>
6. Please provide your existing permit, or provide reasons stating why it cannot be provided	
Existing Permit provided	<input type="checkbox"/>
Reasons why existing permit cannot be provided	

<b>SECTION D – General Information</b>
7. Name of Premises: Yates's
8. Address of Premises: 87-89 South Street, , , Romford, RM1 1PA
9. Telephone number of Premises: 01708 748244
10. Name of existing Premises Licence holder: Stonegate Pub Company Limited
11. Address of Premises Licence holder (if different from 8 above): Porter Tun House, 500 Capability Green, , Luton, LU1 3LS
12. Telephone number (daytime) of Premises Licence holder: 08451262944
13. E-mail address of Premises Licence holder (where available):
14. Name, address, telephone and e-mail of agent (eg Solicitor) if submitted on behalf of the applicant:  Michelle Peach, Poppleston Allen, 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS Tel : 0115 953 8509 Email : m.peach@popall.co.uk
15. Licensing Act 2003 Premises Licence Reference (ie number): 001675

London Borough of Havering  
**NOTIFICATION OF 2 OR LESS GAMING MACHINES OR GAMING MACHINE PERMIT APPLICATIONS** (i.e for greater than 2 machines) for: CONVERSION / NEW / VARIATION / TRANSFER

(FOR USE BY PREMISES LICENCES TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)  
*Please refer to guidance notices at the back of this form before completing*

**SECTION E – Fee and Signature(s)**

I enclose a sum of (£100 )



***I understand that I must comply with the Gaming Machine Code of Practice for Alcohol Licensed Premise Permits and Permissions issued by the Gambling Commission. (see guidance note 8)***

***Please note: It is an offence under section 342 of the Gambling Act 2005 if a person, without reasonable excuse, gives to a licensing authority for a purpose connected with that Act information which is false or misleading***

Dated: 19 December 2016

Signed (by or on behalf of Licensing Act 2003 Premises Licence holder) . . .



Print Name: Poppleston Allen – Solicitors for & on behalf of the applicant

**Official Use Only**

Date of receipt .....

Signature and name of staff who received: .....

Date of receipt of fee .....

Signature and name of staff who received fee: .....

Application accepted / returned (please delete as appropriate)

Date of premises licence (Licensing Act 2003) transfer (if applicable) .....



London Borough of Havering  
**NOTIFICATION OF 2 OR LESS GAMING MACHINES or  
GAMING MACHINE PERMIT APPLICATIONS (i.e. for greater than 2 machines) for:  
CONVERSION / NEW / VARIATION / TRANSFER**

**Guidance notes:**

1. This form is to be used for the **notification of up to 2 gaming machines** of categories C and / or D under Section 282 of the Gambling Act 2005, or for the **conversion of an existing Section 34** gaming machine permit under the Gaming Act 1968, or for a **new application, variation or transfer** of a alcohol licensed premises gaming machine permit under the Gambling Act 2005.
2. The premises must be licensed under the Licensing Act 2003 to sell alcohol for consumption on the premises, without the requirement that alcohol is served only with food and there must be a bar for serving alcohol to customers on the premises.
3. The gaming machines must be located on these licensed premises.
4. A 'Premises Licence holder' is a person holding a Premises Licence under the Licensing Act 2003.
5. There is no statutory limit to the number of machines which may be applied for although the licensing authority has some discretion in this regard. It should also be noted that the licensing authority can cancel the permit or vary the number of machines should the premises be mainly used for making gaming machines available for use on the premises (Schedule 13 paragraph 16 Gambling Act 2005). You may therefore wish to contact the licensing authority to ask whether there is a local policy as regards applications and whether application for certain numbers of machines are decided via a hearing of local councilors.
6. The permit's duration is indefinite as it is linked to the Licensing Act 2003 Premises Licence. There is a first annual fee payable by ..... and an annual fee payable after that before each anniversary of the date of issue of the permit. Failure to pay the annual fee may result in the cancellation of the permit. The annual fee is £50.00. There are no annual fees payable for 2 machines or less.
7. Sections 282 and 283, as well as SI 2007 / ..... of the Gambling Act 2005 provide for two types of gaming machines which can be located in alcohol licensed premises. These are:
  - a category C gaming machine has a maximum cash stake £1.00 and prize £70
  - A category D gaming machines can have different maximum stake and prizes depending on the type of machine:-
    - Where the prize is money the maximum stake 10p and cash prize £5.
    - Where the prize is not money the maximum stake is 30p and the maximum prize value is £8.
    - For mixed money and non money prize gaming machines the maximum stake is 10p and maximum prize value £8 of which £5 can be cash.
    - For crane grab machines only, which have non money prizes, maximum stake £1 and the maximum prize value £50.
    - For coin pushers or penny fall only the maximum cash stake is 10p and maximum prize value is £15 which can include up to £8 maximum of cash.
8. **All alcohol licensed premises which provide gaming machines for use on the premises must comply with any relevant Code of Practice issued by the Gambling Commission under Section 24 of the Gambling Act 2005.** The Gaming Machine Code of Practice for Alcohol licensed premises permits and permissions is available via the Gambling Commission's website at: <http://www.gamblingcommission.gov.uk/> Should you be unclear as to the provisions of the code of practice please contact the Gambling Commission or your local Council licensing service.
9. This licensing authority must notify the applicant of its grant / refusal of the application for a permit as soon as is reasonable practicable after that decision to grant / refuse has been made.
10. Where you are notifying the local licensing authority of 2 machines or less, you may wish to request an acknowledgement of receipt of the notification. The form attached to this application can be utilised for this purpose.



Yates' Wine Lodge



Scale: 1:1000  
 Date: 30 December 2016  
 Size: A4



London Borough of Havering  
 Town Hall, Main Road, Romford, RM1 3BD  
 Tel: 01708 434343

© Crown copyright and database rights 2016  
 Ordnance Survey 100024327