

ABERDEEN CITY LICENSING BOARD

COMMITTEE	Aberdeen City Licensing Board
DATE	18 May 2021
EXEMPT	No
CONFIDENTIAL	No
REPORT TITLE	Gambling Policy Statement
REPORT AUTHOR	Arlene Dunbar

1. PURPOSE OF REPORT

- 1.1 To advise Members that the three year Statement of Policy in terms of Section 349(1) of the Gambling Act 2005 ('the Act') requires to be reviewed and revised.

2. RECOMMENDATION(S)

That Board:

- 2.1 Carry out a 12-week consultation on the terms of the updated policy and instruct the Clerk to the Board to report the findings back to the Board for its consideration.

3. BACKGROUND

- 3.1 Section 349 (1) of the Act requires all licensing authorities to prepare and publish every three years a statement of the principles that they propose to apply in exercising their function under the Act during the three year period to which the policy applies.

The Licensing Authority Statement of Policy will last for a maximum of three years, but can be reviewed at any time. The Board's current policy runs from January 2019 to January 2022. Members are invited to view the policy on the Board's website at [Gambling Act 2005 | Aberdeen City Council](#)

The Policy requires to be reviewed, revised and published by 3 January 2022. Officers have carried out a review of the existing Policy and a draft Statement of Policy for 2021-2 is attached (appendix 1"). Changes to the policy are highlighted in red.

- 3.2 Section 349 (3) of the Act requires the licensing authority to consult with the following on the Statement of Policy or any subsequent revision:
- Chief Constable
 - One or more persons who appear to the authority to represent the interests of persons carrying on gambling businesses in the authority's area

- One or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's function under this Act.

The Gambling Commission's Guidance to Licensing Authorities suggests that licensing authorities may wish to consider consulting with a range of organisations including: faith groups, voluntary and community organisations working with children and young people, organisations working with people who are problem gamblers, medical practices or primary care trusts, and advocacy organisations, other tiers of local government, holders of gambling premises licences and responsible authorities named in the Act.

Officers will conduct a written consultation allowing 12 weeks for responses to the draft Statement of Policy 2022-2025. The results of the consultation will thereafter be reported back to the Board for its consideration

4. FINANCIAL IMPLICATIONS

4.1 None

5. LEGAL IMPLICATIONS

5.1 There are no direct legal implications arising from the recommendations of this report.

6. MANAGEMENT OF RISK

Category	Risk	Low (L) Medium (M) High (H)	Mitigation
Strategic Risk	None		
Compliance	349(1) Gambling Act 2005	L	Carrying out the consultation exercise and updating the Policy will ensure compliance with the Legislation.
			The Policy Statement will address the management of risk in respect of the regulation of gambling and problem gambling in Aberdeen, specifically

			through the requirement on holders of premises licences to provide to the Licensing Board risk assessments.
Operational	None		N/A
Financial	None		N/A
Reputational	None		N/A
Environment / Climate	None		N/A

8. IMPACT ASSESSMENTS

Reflect whether any of the following have been completed as part of your report

Assessment	Outcome
Impact Assessment	not required
Data Protection Impact Assessment	not required

9. BACKGROUND PAPERS

None

10. APPENDICES

Appendix 1 – Policy Statement 2022 to 2025

11. REPORT AUTHOR CONTACT DETAILS

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