

Statement of Licensing Principles

Gambling Act 2005

1 April 2020

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The information provided within Appendices 2 and 3 is subject to change by Central Government/Gambling Commission and therefore is not considered part of this Statement of Principles. Notwithstanding, the information within Appendices 2 and 3 will be updated as and when required. Such consequential amendments will not be considered as a review of the Statement of Principles and therefore will not be consulted upon.

1. Introduction

- 1.1 Cheshire West and Chester Council (the Council) is the Licensing Authority for the Cheshire West and Chester District, under the provisions of the Gambling Act 2005 (the Act). The District as a whole covers an area of 350 square miles with a total population of 340,500 (2018 estimate) and is located in the County of Cheshire, between the Welsh hills and rural Cheshire.
- 1.2 The district has an ageing profile, with the number of residents aged over 65 expected to increase by over 46 per cent by 2035 and those over 85 will more than double (CW&C JSNA). See appendix 4 for a Local Area Profile
- 1.3 Cheshire West and Chester Council is the fourth largest unitary authority in the North West. The borough includes the city of Chester and the major towns of Ellesmere Port, Frodsham, Neston, Northwich and Winsford. The area is an interesting mixture of both rural and urban communities and combines an exciting range of attractions, festivals, events and shopping experiences for both local residents and tourists alike.
- 1.4 The new Cheshire West and Chester Council Plan 2016 – 2020 “Helping the Borough Thrive” sets out the Council’s priorities and key initiatives based around the themes of:
 - Thriving residents
 - Thriving economy
 - Thriving communities

Effective licensing secures the safety and amenity of individual residents and communities whilst facilitating a vibrant and sustainable entertainment industry within a diverse local economy.

- 1.5 In exercising most of its functions under the Gambling Act 2005, the Licensing Authority must have regard to the licensing objectives as set out in section 1 of the Act. The licensing objectives are:
 - Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
 - Ensuring that gambling is conducted in a fair and open way
 - Protecting children and other vulnerable persons from being harmed or exploited by gambling
- 1.6 The Gambling Act 2005 requires the Licensing Authority to prepare and publish a Statement of Principles which sets out the policies that the Council will generally apply to promote the Licensing Objectives when making decisions on applications made under the Act.
- 1.7 The Statement of Principles must be published at least every three years.

1.8 This Statement of Principles has been prepared having regard to the licensing objectives of the Gambling Act 2005 and the Guidance issued by the Gambling Commission. It was adopted by Cheshire West and Chester Council on 28 November 2019 having considered any comments received from those consulted on the draft Statement of Principles.

1.9 As required by the Gambling Act 2005, the draft Statement of Principles was subject to formal consultation with:-

- Cheshire County Constabulary
- Representatives of those carrying on gambling businesses within the Cheshire West and Chester district
- Representatives of those persons likely to be affected by the exercise of the Licensing Authority's functions under the Act

A full list of consultees is set out in Appendix 2.

1.10 The Cheshire West and Chester Statement of Principles will come into effect on 1 April 2020 and will be available on the Licensing Authority's website.

1.11 As indicated at 1.7 above, a further statement of principles must be published by 3 March 2023.

2. Gambling Act 2005

2.1 "Gambling" is defined in the Act as either gaming, betting, or taking part in a lottery.

- gaming means playing a game of chance for a prize
- betting means making or accepting a bet on the outcome of a race, competition, or any other event; the likelihood of anything occurring or not occurring; or whether anything is true or not
- A lottery is where persons are required to pay in order to take part in an arrangement, during the course of which one or more prizes are allocated by a process which relies wholly on chance

2.2 The Act provides for three categories of licence:

- operating licences
- personal licences
- premises licences

2.3 The Licensing Authority is responsible for issuing premises licences. The Gambling Commission is responsible for issuing operating and personal licences.

2.4 The main functions of the Licensing Authority are to:

- licence premises for gambling activities
- grant permits for gambling and gaming machines in clubs
- regulate gaming and gaming machines in alcohol licensed premises
- grant permits to family entertainment centres for the use of certain lower stake gaming machines
- grant permits for prize gaming
- consider notices given for the temporary use of premises for gaming
- consider occasional use notices for betting at tracks
- register small societies lotteries

2.5 It should be noted that:

- Spread betting is regulated by The Financial Services Authority
- Remote (on-line) Gambling is dealt with by the Gambling Commission
- The National Lottery is regulated by The National Lottery Commission

2.6 This document sets out the policies that the Licensing Authority will apply when making decisions upon applications or notifications made for:-

- Premises Licences
- Temporary and Occasional Use Notices
- Permits as required under the Act
- Registrations as required under the Act

2.7 This Statement of Principles relates to all those licensable premises, notices, permits and registrations identified as falling within the provisions of the Act, namely:-

- Casinos
- Bingo Premises
- Betting Premises
- Tracks
- Adult Gaming Centres
- Family Entertainment Centres
- Club Gaming and Club Machine Permits
- Prize Gaming and Prize Gaming Permits
- Temporary and Occasional Use Notices
- Registration of small society lotteries

2.8 The Categories of Gaming Machine Regulations 2007 define four classes of gaming machine, categories A, B, C and D, with category B divided into a further 5 sub-categories. A full list of the categories of Gaming Machine, together with the current maximum stakes and prizes, is set out in Appendix 3.

2.9 The Act includes the definition of a child at S.45 as:

Meaning of “child” and “young person”

(1) In this Act “child” means an individual who is less than 16 years old

(2) In this Act “young person” means an individual who is not a child but who is less than 18 years old.

3 Decision Making

3.1 The approval of the Statement of Principles and the passing of a resolution not to issue casino licences must be taken by Full Council.

3.2 All other licensing functions under the Act will be carried out by the Licensing Committee. In the interests of efficiency and effectiveness the Committee will delegate certain decisions and functions to officers or to the Licensing Act Sub-Committee.

3.3 The table shown at Appendix 5 sets out the proposed delegation of decisions and functions to the Licensing Committee, Licensing Act Sub-Committee and Officers.

3.4 This scheme of delegation is without prejudice to Officers referring an application to the Licensing Committee or Licensing Act Sub-Committee if considered appropriate in the circumstances of any particular case.

4 General Principles

4.1 In exercising most of its functions under the Gambling Act 2005, the Licensing Authority must have regard to the licensing objectives as set out in section 1 of the Act. The licensing objectives are:

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

4.2 In carrying out its licensing functions under the Act the Licensing Authority will aim to permit the use of premises for gambling as long as it is considered to be:

- in accordance with any relevant Codes of Practice issued by the Gambling Commission
- in accordance with any relevant Guidance issued by the Gambling Commission
- in accordance with this Statement of Principles, and
- reasonably consistent with the licensing objectives

- 4.3 Where appropriate, applicants will be expected to demonstrate that they comply with all relevant codes of practice issued by the Gambling Commission, BACTA (British Amusement Catering Trade Association), Gamcare or similar organisations.
- 4.4 The Licensing Authority will endeavour to avoid duplication with other regulatory regimes.
- 4.5 While this Statement of Principles sets out the Licensing Authority's general approach to making licensing decisions, each application will be considered on its individual merits.
- 4.6 This Statement of Principles is not intended to override the right of any person to make an application under the Act, and to have that application considered on its merits.
- 4.7 Equally, this Statement of Principles is not intended to undermine the right of any person to make representations about an application or to seek a review of a licence.

5 Responsible Authorities

- 5.1 Responsible authorities are generally public bodies that must be notified of all applications and are entitled to make representations to the Licensing Authority if they are relevant to the licensing objectives.
- 5.2 Section 157 of the Act defines those authorities as:
- A Licensing Authority in whose area the premises is wholly or partly situated
 - The Gambling Commission
 - The Chief Officer of Police in whose area the premises is wholly or partly situated
 - The Fire & Rescue Service in whose area the premises is wholly or partly situated
 - The Local Planning Authority in whose area the premises is wholly or partly situated
 - The Environmental Protection Team
 - A body designated in writing by the Licensing Authority to advise about the protection of children from harm
 - HM Revenue and Customs
 - Any other person
- 5.3 The Licensing Authority will apply the following principles when designating, in writing, a body which is competent to advise the authority about the protection of children from harm:
- the need for the body to be responsible for an area covering the whole of the Licensing Authority's area

- the need for the body to be answerable to democratically elected persons, rather than any particular vested interest group etc.

5.4 This authority proposes to designate Cheshire Constabulary for this purpose.

5.5 Section 211(4) of the Act provides that in relation to a vessel, but to no other premises, responsible authorities should also include navigation authorities within the meaning of section 221(1) of the Water Resources Act 1991 that have statutory functions in relation to the waters where the vessel is usually moored or berthed or any waters where it is proposed to be navigated at a time when it is used for licensable activities. These would include:

- the Environment Agency
- the British Waterways Board
- the Secretary of State acting through the Maritime and Coastguard Agency

5.6 The contact details of all the Responsible Bodies under the Gambling Act 2005 will be available on the Licensing Authority's website.

6 Interested Parties

6.1 An interested party is someone who:

- lives sufficiently close to the premises to be likely to be affected by the authorised activities, or
- has business interests that might be affected by the authorised activities, or
- represents persons in either of the two groups above

6.2 In determining whether someone lives sufficiently close to particular premises so as to be affected the Licensing Authority will take into account, among other things:

- the size of the premises
- the nature of the premises
- the distance of the premises from the person making the representation
- the nature of the complainant
- the potential impact of the premises

6.3 In determining whether a person has a business interest which could be affected the Licensing Authority will consider, among other things:

- the size of the premises
- the catchment area of the premises, and
- whether the person making the representation has business interests in the catchment area that might be affected

6.4 Business interests will be given a wide interpretation and could include for example partnerships, faith groups and medical practices.

- 6.5 In considering these factors, each case will be decided upon its own merits.
- 6.6 Representatives of interested parties may include MPs, Ward Councillors and Parish Councillors. Residents' and tenants' associations, trade unions and trade associations may also represent interested parties if they have members living sufficiently close to the premises. Except in the case of Councillors or MPs representing the ward or wards likely to be affected, written evidence will be required that a person or body represents an interested party.
- 6.7 If individuals approach Ward Councillors or Parish Councillors, care should be taken that the Councillor is not on the Licensing Committee or Licensing Act Sub-Committee which will deal with the application nor has a prejudicial interest which would prevent them from addressing the Committee or Sub-Committee. If there are any doubts, advice should be sought from the Licensing Team.
- 6.8 Interested parties can make representations about licence applications or apply for a review of an existing licence.
- 6.9 Details of those persons making representations will be made available to applicants and, in the event of a hearing being held, will form part of a public document.

7 Exchange of Information

- 7.1 Subject to the provisions of data protection legislation, the Licensing Authority will share any information it receives through the application process with the Gambling Commission and with other persons listed in Schedule 6 of the Act. In doing so, the Licensing Authority will have regard to the Act, any Guidance issued by the Gambling Commission to Local Authorities on this matter and any relevant regulations issued by the Secretary of State.
- 7.2 Should any protocols be established as regards information exchange with other bodies then they will be made available on the Licensing Authority's website.

8 Enforcement

- 8.1 In general, the Gambling Commission will take the lead role on the investigation and, where appropriate, the prosecution of illegal gambling.
- 8.2 The main enforcement and compliance role for the Licensing Authority will be to ensure compliance with the premises licences and other permissions which it authorises.
- 8.3 The Licensing Authority will adopt a risk-based inspection programme and will work with the Commission, the police and other enforcing authorities to provide for the targeting of agreed problem or high-risk premises.
- 8.4 The Licensing Authority will be guided by the Gambling Commission's guidance and will endeavour to be:

- Proportionate: regulators should only intervene when necessary: remedies should be appropriate to the risk posed, and costs identified and minimised
- Accountable: regulators must be able to justify decisions, and be subject to public scrutiny
- Consistent: rules and standards must be joined up and implemented fairly
- Transparent: regulators should be open, and keep regulations simple and user friendly
- Targeted - regulation should be focused on the problem, and minimise side effects

8.5 The Licensing Authority will comply with its own enforcement policies and protocols which will be available on the Council's website.

8.6 In carrying out its enforcement and compliance role, the Licensing Authority will comply with the Regulators' Compliance Code and will take account of any guidance issued by the Local Better Regulation Office (LBRO).

9 Premises Licences

9.1 Premises can be 'any place' but the Act prevents more than one premises licence applying to any one place. A single building could be subject to more than one premises licence provided they are for different parts of the building and those parts can be genuinely regarded as being different 'premises'.

9.2 There are particular requirements for entrances and exits from parts of a building covered by one or more licences to be separate and identifiable so that the separation of the premises is not compromised and that people are not allowed to 'drift' accidentally into a gambling area. The Gambling Act 2005 (Mandatory and Default Conditions) Regulations 2007 set out the access provisions for each type of premises.

9.3 A licence to use premises for gambling will normally be issued only in relation to premises that are ready to be used for gambling. Where premises have not yet been constructed, an applicant may apply for a provisional statement – See Section 11.

9.4 An application for a premises licence may only be made by persons who have a right to occupy the premises.

9.5 Except in the case of a track premises licence, an application for a premises licence can only be made by a person who either holds an operating licence authorising him to carry on the activity in respect of which a premises licence is sought, OR has made an application for an operating licence which has not yet been determined.

- 9.6 When considering applications for premises licences the Licensing Authority cannot take into consideration the expected 'demand' for facilities. It should also be noted that moral objections to gambling are not a valid reason to reject applications.
- 9.7 Applications for the grant, transfer or variation of a Premises Licence should be accompanied by an assessment that demonstrates how the applicant will promote all the Licensing Objectives.
- 9.8 Premises licences granted must be reasonably consistent with the licensing objectives as follows:
- preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime.
- 9.9 The Gambling Commission will be taking a leading role in preventing gambling from being a source of crime.
- 9.10 The Gambling Commission will deal with Operating Licences and Personal Licences so the Licensing Authority will not be concerned about the suitability of an applicant. If concerns arise about a person's suitability, the Licensing Authority will bring those concerns to the attention of the Commission.
- 9.11 The Licensing Authority will take into consideration the proposed location of gambling premises in terms of this licensing objective. Where an area has known high levels of organised crime, the Licensing Authority will consider carefully whether gambling premises are suitable to be located there.
- 9.12 Where appropriate, conditions may be attached to a premises licence requiring the provision of door supervisors. For example, if the premises cannot be adequately supervised from the counter, door supervision may be necessary.
- 9.13 There is a distinction between disorder and nuisance. The Licensing Authority will consider factors such as whether police assistance was required and how threatening the behaviour was to those who could see or hear it in determining that distinction. It should be noted that issues of nuisance cannot be addressed under the Act.
- 9.14 The Gambling Commission does not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will either be a matter for the management of the gambling business or will relate to the suitability and actions of an individual. Both issues will be addressed by the Commission through the operating and personal licensing regime.
- 9.15 Because betting track operators do not need an operating licence from the Commission the Licensing Authority may, in certain circumstances, require conditions to ensure that the environment in which betting takes place is suitable.

- 9.16 Apart from one or two limited exceptions, the intention of the Act is that children and young persons should not be allowed to gamble and should therefore be prevented from entering gambling premises which are 'adult-only' environments.
- 9.17 In practice, steps will generally be taken to prevent children from taking part in, or being in close proximity to gambling. There may also be restrictions on advertising so that gambling products are not aimed at children or advertised in such a way that makes them particularly attractive to children.
- 9.18 It is the licensing view that premises should not normally be licensed which are close to schools, playgrounds, or other educational establishments such as museums. However, any such policy does not preclude any application being made and each application will be decided on its own merits with the onus upon the applicant showing how the concerns may be overcome.
- 9.19 When considering whether to grant a premises licence or permit, the Licensing Authority will consider whether any measures are necessary to protect children, such as the supervision of entrances, the segregation of gambling from areas frequented by children and the supervision of gaming machines in non-adult gambling specific premises, such as pubs, clubs, betting tracks etc.
- 9.20 The Act does not define the term "vulnerable persons" but the Licensing Authority considers that this will include 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, perhaps due to a learning disability, mental health problem or the effects of alcohol or drugs.
- 9.21 Licence holders will be expected to make information publicly available about organisations that can provide advice and support, both in relation to gambling itself and to debt e.g. GamCare, Gamblers Anonymous, Gordon House Association, National Debt line, local Citizens Advice Bureaux and independent advice agencies.

10. Risk Assessments/Area Profiles

- 10.1 The Licensing Authority expects applicants for new licences or variations to prepare a risk assessment for their business which takes into account the nature and characteristics of the locality in which they are situated. To assist applicants, the Council has prepared local area profiles, See appendix 4. The Council will request sight of the risk assessment as part of the application process, and will consider both the adequacy of the risk assessment and the control measures identified and determine whether or not it is proportionate to incorporate the control measures as conditions on the licence.
- 10.2 Licensees must review (and update as necessary) their local risk assessments to take account of significant changes in local circumstances, including those identified in this Statement of Licensing Principles and when there are significant changes at a licensee's premises that may affect their mitigation of local risks.

- 10.3 The Licensing Authority expects all licences to have policies, procedures and adequate control measures in place to mitigate all risks identified during the risk assessment/review process.

11 Licence Conditions

- 11.1 There are three types of conditions which may be attached to premises licences:-

- Mandatory Conditions prescribed in the Gambling Act 2005 (Mandatory and Default Conditions) (England and Wales) Regulations 2007 made by the Secretary of State which must be attached to all licences
- Default Conditions – Conditions prescribed in the above regulations made by the Secretary of State which will be attached unless specifically excluded by the Licensing Authority
- Conditions imposed by the Licensing Authority

The Licensing authority notes that mandatory conditions made under these regulations are set with the intention that no further regulation in relation to that matter is required. Therefore, it is extremely unlikely that the Licensing Authority will need to impose individual conditions in relation to matters that are already dealt with by mandatory conditions. The Licensing Authority will only consider doing so where there are regulatory concerns of an exceptional nature and any additional licence conditions must relate to the licensing objectives.

- 11.2 Any conditions imposed by the Licensing Authority will be proportionate and will be:

- relevant to the need to make the proposed building suitable as a gambling facility
- directly related to the premises and the type of licence applied for
- fairly and reasonably related to the scale and type of premises; and
- reasonable in all other respects.

- 11.3 Applicants are encouraged to offer their own suggested conditions to demonstrate how the licensing objectives can be met.

- 11.4 There are conditions which the Licensing Authority cannot attach to premises licences which are:

- any condition which makes it impossible to comply with an operating licence condition
- conditions relating to gaming machine categories, numbers, or method of operation
- conditions which provide that membership of a club or body be required (the Gambling Act 2005 specifically removes the membership requirement for casino and bingo clubs)
- conditions in relation to stakes, fees, winnings or prizes

- 11.5 Where a condition is attached to a premises licence requiring door supervisors, the Licensing Authority will normally require those door supervisors to be Security Industry Authority (SIA) registered.
- 11.6 Door supervisors employed in house at casinos or bingo premises are exempt from being registered by the SIA but the Licensing Authority considers that it is best practice for door supervisors working at casinos or bingo premises to have SIA training or similar.

Adult Gaming Centres

- 11.7 The Licensing Authority will expect applicants to demonstrate that there will be sufficient measures in place to meet the licensing objectives, for example, to ensure that under 18 year olds do not have access to the premises.
- 11.8. Appropriate licence conditions may cover issues such as:
- Proof of age schemes
 - CCTV
 - Supervision of entrances / machine areas
 - Physical separation of areas
 - Location of entry
 - Notices / signage
 - Specific opening hours
 - Self-barring schemes
 - Provision of posters and/or information leaflets and helpline numbers/website addresses for organisations such as GamCare, Gamblers Anonymous, Gordon House Association, National Debtline and local Citizens Advice Bureaux and independent advice agencies

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

(Licensed) Family Entertainment Centres

- 11.9 The Licensing Authority will expect applicants to demonstrate that there will be sufficient measures in place to meet the licensing objectives, for example, to ensure that under 18 year olds do not have access to the adult only gaming machine areas.
- 11.10 Appropriate licence conditions may cover issues such as:
- CCTV
 - Supervision of entrances / machine areas
 - Physical separation of areas
 - Location of entry
 - Notices / signage
 - Specific opening hours
 - Self-barring schemes
 - Provision of posters and/or information leaflets and helpline numbers/website addresses for organisations such as GamCare,

Gamblers Anonymous, Gordon House Association, National Debtline and local Citizens Advice Bureaux and independent advice agencies.

- Measures / training for staff on how to deal with suspected truant school children on the premises

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

Casinos

11.11 This Licensing Authority has not passed a “no casino” resolution under Section 166 of the Gambling Act 2005 but is aware that it has the power to do so. Should the authority decide in the future to pass such a resolution, this Statement of Principles will be updated. Any such decision must be made by Full Council.

11.12 This Licensing Authority is not currently able to issue premises licences for casinos. Should the Government propose that more casinos maybe licensed in the future, the authority will review its position and this Statement of Principles will be updated.

Bingo Premises

11.13 It is important that, if children are allowed to enter premises licensed for bingo they do not participate in gambling, other than on category D machines.

11.14 Where category C or above machines are available in premises to which children are admitted the Licensing Authority will expect applicants to demonstrate that there will be sufficient measures in place to ensure that:

- all such machines are located in an area of the premises separated from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance
- only adults are admitted to the area where the machines are located
- access to the area where the machines are located is supervised
- the area where the machines are located is arranged so that it can be observed by the staff of the operator or the licence holder; and at the entrance to, and inside any such area, there are prominently displayed notices indicating that access to the area is prohibited to persons under 18
- where appropriate conditions will be attached to the premises licence

11.15 The Licensing Authority will take account of any guidance issued by the

Gambling Commission about the particular issues which should be taken into account in relation to the suitability and layout of bingo premises.

Betting Premises

- 11.16 Betting premises may make available for use machines that accept bets on live events as a substitute for placing a bet over the counter. Known as Self-Service Betting Terminals (SSBTs) these machines are not classed as gaming machines and therefore neither count towards the maximum permitted number of gaming machines¹, nor have to comply with any stake or prize limits.

The Licensing Authority will take into account the matters listed below when considering the number, nature and circumstances of any betting machines an operator may want to offer.

- the size of the premises
- the number of counter positions available for person-to-person transactions
- the ability of staff to monitor the use of the machines by children and young persons (it is an offence for those under 18 to bet) or by vulnerable people

¹ See Appendix 3 for maximum number and category of gaming machines permitted at betting shops.

Tracks

- 11.17 Tracks may be subject to one or more premises licence, provided that each licence relates to a specified area of the track.
- 11.18 The Licensing Authority will expect applicants to demonstrate that there will be sufficient measures in place to ensure that entrances to each type of premises are distinct and that children are excluded from gambling areas and do not have access to adult only gaming facilities.
- 11.19 It should be noted that children and young persons will be permitted to enter track areas where facilities for betting are provided on days when dog-racing and/or horse racing takes place, but that they are still prevented from entering areas where gaming machines (other than category D machines) are provided.
- 11.20 Appropriate licence conditions may cover issues such as:
- Proof of age schemes
 - CCTV
 - Supervision of entrances / machine areas
 - Physical separation of areas
 - Location of entry
 - Notices / signage
 - Specific opening hours

- Self-exclusion schemes
- Provision of posters and/or information leaflets and helpline numbers/website addresses for organisations such as GamCare, Gamblers Anonymous, Gordon House Association, National Debt line, local Citizens Advice Bureau and Independent advice agencies.

This list is not mandatory, nor exhaustive, and is merely indicative of example measures.

- 11.21 The Licensing Authority will take account of any guidance issued by the Gambling Commission regarding where gaming machines may be located on tracks and any special considerations that should apply in relation, for example, to supervision of the machines and preventing children from playing them.
- 11.22 Where the applicant holds a pool betting operating licence and is going to use his entitlement of four gaming machines, if these machines are above category D, the applicant must demonstrate that they will be located in areas from which children are excluded. Children and young persons are not prohibited from playing category D gaming machines on a track.
- 11.23 The Licensing Authority will consider restricting the number and location of betting machines in respect of applications for track premises licences.
- 11.24 When considering the number, nature and circumstances of betting machines an operator wants to offer, the Licensing Authority will take into account:
- the size of the premises
 - the ability of staff to monitor the use of the machines by children and young persons (it is an offence for those under 18 to bet) or by vulnerable people
- 11.25 It is a mandatory condition of premises licences that clear and accessible information about the terms on which a bet may be placed must be displayed at betting premises, including tracks. This requirement could be met by printing the rules in the race-card or making them available in leaflet form from the main track office.
- 11.26 Applications must be made in accordance with the Gambling Act 2005 (Premises Licences and Provisional Statements) Regulations 2007.
- 11.27 The Licensing Authority will require detailed plans for the racetrack itself and the area that will be used for temporary “on-course” betting facilities (often known as the “betting ring”). In the case of dog tracks and horse racecourses, the plans should also show fixed and mobile pool betting facilities operated by the Tote or track operator, as well as any other proposed gambling facilities. Plans should make clear what is being sought for authorisation under the track betting premises licence and what, if any, other areas are to be subject to a separate application for a different type of premises licence.
- 11.28 The Licensing Authority will normally require all self-contained premises operated by off-course betting operators to be the subject of separate premises licences to ensure that there is clarity between the respective

responsibilities of the track operator and the off-course betting operator running a self-contained unit on the premises.

12 Provisional Statements

- 12.1 An applicant may apply for a provisional statement in respect of premises expected to be constructed, altered or acquired.
- 12.2 Applications for provisional statements will be dealt with in a similar manner to applications for a premises licence.
- 12.3 Where a provisional statement is granted and an application subsequently made for a premises licence, the Licensing Authority will disregard any representations made which address matters that could have been addressed when the provisional statement was considered unless there has been a change of circumstances.
- 12.4 A premises licence will be granted in the same terms as the provisional statement unless:
 - representations are received which address matters that could not have been addressed when the provisional statement was considered
 - there has been a change of circumstances, or
 - the premises have been constructed or altered otherwise than in accordance with the plans and information included with the application for the provisional statement.

13 Reviews

- 13.1 Requests for a review of a premises licence can be made by interested parties or responsible authorities.
- 13.2 A review will be carried out provided it is:
 - in accordance with any relevant code of practice issued by the Gambling Commission
 - in accordance with any relevant guidance issued by the Gambling Commission
 - reasonably consistent with the licensing objectives; and
 - in accordance with the authority's statement of principles
- 13.3 A review will not be carried out if the Licensing Authority considers that the request is frivolous, vexatious, will certainly not cause this authority to alter, revoke or suspend the licence, or it is substantially the same as previous representations or requests for review.
- 13.4 The Licensing Authority can also initiate a review of a licence or of a particular type of licence on the basis of any reason which it thinks is appropriate.

14 Permits

Unlicensed Family Entertainment Centre (FEC) Gaming Machine Permits

- 14.1 Where Category D gaming machines are to be provided at premises which do not have a premises licence but will be wholly or mainly used for making Category D gaming machines available for use, an application may be made for a permit.
- 14.2 A FEC can form part of larger premises provided it is separate and identifiable.
- 14.3 In exercising its functions in respect of FEC permits, the Licensing Authority need not, but may have regard to the licensing objectives and must have regard to any guidance issued by the Gambling Commission.
- 14.4 The Licensing Authority cannot attach conditions to this type of permit but will consider the matters set out below in paragraphs 14.5 to 14.7 when determining the suitability of an applicant for a permit.
- 14.5 Applicants will be expected to show that there are policies and procedures in place to protect children from harm. These may include appropriate measures and training for staff in dealing with:
- suspected truant school children on the premises
 - unsupervised young children on the premises
 - children causing problems on or around the premises
- 14.6 Applicants will be expected to demonstrate a full understanding of the maximum stakes and prizes of the gambling that is permissible in unlicensed FECs and that staff are trained to have a full understanding of the maximum stakes and prizes.
- 14.7 Applicants will be required to demonstrate that they have no relevant convictions as set out in Schedule 7 of the Act.
- 14.8 The Council will not normally grant a FEC permit for premises which are located close to schools.

(Alcohol) Licensed Premises Gaming Machine Permits

- 14.9 The Licensing Authority can remove the automatic authorisation if:
- provision of the machines is not reasonably consistent with the pursuit of the licensing objectives
 - gaming has taken place on the premises that breaches a condition of section 282 of the Gambling Act (i.e. that written notice has been provided to the Licensing Authority, that a fee has been provided and that any relevant code of practice issued by the Gambling Commission about the location and operation of the machine has been complied with)

- the premises are mainly used for gaming; or
 - an offence under the Gambling Act has been committed on the premises
- 14.10 If a licensed premises wishes to have more than two machines, then a permit is required.
- 14.11 The Licensing Authority must take account of the licensing objectives and any guidance issued by the Gambling Commission issued under Section 25 of the Gambling Act 2005 when considering an application for a permit.
- 14.12 The Licensing Authority may also consider such matters as it thinks are relevant. 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 being harmed or exploited by gambling.
- 14.13 The Licensing Authority will expect the applicant to demonstrate that there will be sufficient measures to ensure that under 18 year olds do not have access to the adult only gaming machines. Such measures may include notices and signage, adult machines being in sight of the bar or in sight of staff who will monitor that the machines are not being used by those under 18.
- 14.14 As regards the protection of vulnerable persons, applicants may wish to consider the provision of posters and/or information leaflets and helpline numbers/website addresses for organisations such as GamCare Gamblers Anonymous, Gordon House Association, National Debtline and local Citizens Advice Bureaux and independent advice agencies.
- 14.15 It is recognised that some alcohol licensed premises may apply for a premises licence for their non-alcohol licensed areas. Any such application would most likely need to be applied for, and dealt with as an Adult Gaming Centre premises licence.
- 14.16 The Licensing Authority may decide to grant the application with a smaller number of machines and/or a different category of machines than that applied for. No other conditions can be attached to the permit.
- 14.17 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.

Travelling Fairs

- 14.18 A travelling fair is defined as a fair consisting wholly or principally for the provision of amusements and is provided by persons who travel from place to place and is held at a place which has been used for the provision of fairs on no more than 27 days per calendar year.
- 14.19 Category D gaming machines or equal chance gaming may be provided without a permit provided that facilities for gambling amount to no more than ancillary amusement at the fair.

Prize Gaming Permits

- 14.20 Gaming is prize gaming if the prize is not affected by the number of people playing or the amount paid for or raised by the gaming.
- 14.21 In exercising its functions in respect of prize gaming permits, the Licensing Authority need not, but may, have regard to the licensing objectives and must have regard to any guidance issued by the Gambling Commission.
- 14.22 There are conditions in the Act which a permit holder must comply with which are:
- the limits on participation fees, as set out in regulations, must be complied with
 - all chances to participate in the gaming must be allocated on the premises on which the gaming is taking place and on one day
 - the game must be played and completed on the day the chances are allocated and the result of the game must be made public in the premises on the day that it is played
 - the prize for which the game is played must not exceed the amount set out in regulations (if a money prize), or the prescribed value (if non-monetary prize) ; and
 - participation in the gaming must not entitle the player to take part in any other gambling
- 14.23 The Licensing Authority cannot attach any other conditions to this type of permit.
- 14.24 Applicants should set out the types of gaming intended to be offered and should demonstrate:
- that they understand the limits to stakes and prizes that are set out in Regulations; and
 - that the gaming offered is within the law
- 14.25 The Licensing Authority will consider the above matters when determining the suitability of an applicant for a permit.

Club Gaming and Club Machine Permits

- 14.26 If a Members Club or a Miners Welfare Institute does not wish to have the full range of facilities permitted by a club gaming permit, they may apply to the Licensing Authority for a club machine permit authorising the holder to have up to three gaming machines of categories B3A, B4, C and D. Commercial Clubs are not permitted to provide non-machine gaming (other than exempt gaming under section 269 of the Gambling Act 2005) and should apply for a club machine permit, however, this permit will not allow the Commercial Club to site category B3A gaming machines offering lottery games in the club.

14.27 The Club Gaming Permit will enable the premises to provide gaming machines (3 machines of categories B, C or D), equal chance gaming and games of chance in accordance with regulations made under the Act.

14.28 A Club Gaming Machine Permit will enable Members Clubs and Miners' Welfare Institutes to provide three machines of categories B3A, B4, C or D. Commercial Clubs may apply for a Club Gaming Machine Permit which will enable the premises to provide three machines of categories B4, C or D.

14.29 Members Clubs must:

- have at least 25 members;
- be established and conducted wholly or mainly for purposes other than gaming, unless the gaming is permitted by separate regulations (It is anticipated that this will include bridge and whist clubs)
- be permanent in nature
- not be established to make commercial profit
- controlled by its members equally

14.30 Examples include working men's clubs, branches of the Royal British Legion and clubs with political affiliations and Commercial Clubs.

14.31 The Licensing Authority may only refuse an application on the grounds that:

- the applicant does not fulfil the requirements for a members' or Commercial Club or Miners' Welfare Institute and therefore is not entitled to receive the type of permit for which it has applied
- the applicant's premises are used wholly or mainly by children and/or young persons
- an offence under the Act or a breach of a permit has been committed by the applicant while providing gaming facilities
- a permit held by the applicant has been cancelled in the previous ten years; or
- an objection has been lodged by the Commission or the police

14.32 There is also a 'fast-track' procedure available under the Act for premises which hold a Club Premises Certificate under the Licensing Act 2003 (Schedule 12 paragraph 10).

14.33 Under the fast-track procedure there is no opportunity for objections to be made by the Commission or the Police, and the grounds upon which an authority can refuse a permit are reduced.

14.34 The only grounds upon which an application under the fast-track process may be refused are:

- that the club is established primarily for gaming, other than gaming of a prescribed kind (currently bridge and whist)
- that in addition to the prescribed gaming, the applicant provides facilities for other gaming; or

- that a club gaming permit or club machine permit issued to the applicant in the last ten years has been cancelled

14.35 There are statutory conditions on club gaming permits that no child uses a category B or C machine on the premises and that the holder complies with any relevant provision of a code of practice about the location and operation of gaming machines.

15 Temporary Use Notices

- 15.1 A temporary use notice may only be given by the holder of an operator's licence.
- 15.2 A set of premises may not be the subject of temporary use notices for more than 21 days within a 12 month period.
- 15.3 A set of premises will be considered to be the subject of a temporary use notice if any part of the premises is the subject of a notice. Consequently, operators cannot extend the limits on temporary use notices in respect of large premises by giving separate notices for different parts of the premises.
- 15.4 The Licensing Authority will object to temporary use notices where it appears that they are being used to permit regular gambling in a set of premises.
- 15.5 In determining whether a place falls within the definition of "a set of premises" the Licensing Authority will take into consideration ownership/occupation and control of the premises. For example, a large exhibition centre will normally be regarded as one set of premises and will not be allowed separate temporary use notices for each of its exhibition halls. Individual units in a shopping centre may be regarded as different sets of premises if they are occupied and controlled by different people.

16 Occasional Use Notices

- 16.1 Where betting takes place on a track on eight days or less in a calendar year, betting may be permitted by an occasional use notice without the need for a full premises licence.
- 16.2 A track includes a horse racing course, a dog track or any other premises on any part of which a race or other sporting event takes place or is intended to take place. This could include, for example, agricultural land upon which a point-to-point meeting takes place. The track need not be a permanent fixture.
- 16.3 Those giving occasional use notices will be expected to demonstrate that the premises fall within the definition of a track.
- 16.4 The Licensing Authority has very little discretion regarding these notices other than to ensure that the statutory limit of eight days in a calendar year is not exceeded.

17 Small Society Lotteries

- 17.1 The Licensing Authority is responsible for the registration of small society lotteries.
- 17.2 A society is a non-commercial organisation established and conducted:
- for charitable purposes
 - for the purpose of enabling participation in, or of supporting
 - sport, athletics or a cultural activity; or
 - for any other non-commercial purpose other than that of private gain and the proceeds of any lottery must be devoted to those purposes
- 17.3 The total value of tickets to be put on sale per single lottery must be £20,000 or less or the aggregate value of tickets to be put on sale for all lotteries in a calendar year must not exceed £250,000. If either of these values is exceeded, the society will need to be licensed by the Gambling Commission to operate large lotteries.
- 17.4 Applications for registration must be made in accordance with the Small Society Lotteries (Registration of Non-Commercial Societies) Regulations 2007.
- 17.5 An application may be refused on the following grounds:
- An operating licence held by the applicant for registration has been revoked or an application for an operating licence by the applicant for registration has been refused within the past five years
 - The applicant is not a non-commercial society
 - A person who will or may be connected with the promotion of the lottery has been convicted of a relevant offence
 - Information provided in or with the application for registration is found to be false or misleading
- 17.6 Registrations run for an unlimited period, unless the registration is cancelled or revoked.
- 17.7 The limits placed on small society lotteries are as follows:
- At least 20% of the lottery proceeds must be applied to the purposes of the society;
 - No single prize may be worth more than £25,000;
 - Rollovers between lotteries are only permitted where every lottery affected is also a small society lottery promoted by the same society and the maximum single prize is £25,000;
 - Every ticket in the lottery must cost the same and the society must take payment for the ticket before entry into the draw is allowed.
- 17.8 No later than three months after each lottery draw, returns must be sent to the Licensing Authority containing the following information:
- The arrangements for the lottery

- The total proceeds of the lottery
- The amounts deducted for prizes
- The amounts deducted for expenses
- The amount applied to the purposes of the society
- Whether any expenses incurred in connection with the lottery were not paid for by deduction from the proceeds and, if so, the amount of such expenses and the sources from which they were paid.

18 Human rights

18.1 The **Human Rights Act 1998** incorporated the European Convention on Human rights into English law. It makes it unlawful for a local authority to act in a way which is incompatible with a Convention right.

18.2 The Licensing Authority will have particular regard to the following rights in determining licence applications;

Article 6 – in determination of civil rights and obligations everyone is entitled **to** a fair public hearing within a reasonable time by an independent and impartial tribunal established by law

Article 8 – everyone has the right to respect for his home and family life

Article 1 of the First Protocol – every person is entitled to peaceful enjoyment of his or her possessions

19 Promotion of Equality

19.1 Cheshire West & Chester Council recognises that:

- there is a legal obligation on public authorities to have due regard to the need to eliminate unlawful discrimination; and to promote equality of opportunity and good relations between members of different groups
- local authorities are also required, to produce equality schemes, assess and consult on the likely impact of proposed policies on equality, monitor policies for any adverse impact on the promotion of equality, and publish the results of such consultations, assessments and monitoring

19.2 An assessment will be undertaken with the Council's Equality and Diversity Officer to confirm that the policy meets the Council's Equality and Diversity Objectives. The assessment will be made available as a public document on the Council's website.

20 Advice and contact points

- 20.1 Advice for applicants and members of the public can be obtained during office hours from the following Cheshire West and Chester Council offices:

4 Civic Way, Ellesmere Port CH65 0BE
Tel 03001237737

The Drummer, Winsford CW7 1AH
Tel 03001237737

Email; Licensing@cheshirewestandchester.gov.uk
Website; www.cheshirewestandchester.gov.uk

A copy of the guidance issued by the Gambling Commission can be viewed at
www.gamblingcommission.gov.uk

Consultees

- Age UK
- Association of British Bookmakers
- BACTA
- Bingo Association of Great Britain
- British and Casino Association
- Burtonwood Brewery Plc
- Cheshire & Wirral Partnership NHS Trust
- Cheshire West and Chester Adult Social Care & Health
- Cheshire West and Chester Planning
- Cheshire West and Chester Public Health
- Cheshire West and Chester Trading Standards
- Cheshire Fire & Rescue Service
- Chester Pubwatch
- Chief Constable, Cheshire Constabulary
- Citizens Advice Bureau
- Gambling Commission
- Gamcare
- J. W. Lees & Co.
- Ladbrokes Betting and Gaming Limited
- Leisure Link
- Mecca Bingo
- Royal Mencap Society
- Punch Taverns
- Reel Leisure Ltd
- Responsible Gambling Trust
- Sanctuary Housing Association
- Save The Children
- Save The Family
- The Racecourse Association
- William Hill
- Working Men's Club and Institute Union

Appendix 2

Gaming Machine Categories

Category of machine	Maximum stake (from Jan 2014)	Maximum prize (from Jan 2014)
A	Unlimited – No category A gaming machines are currently permitted	
B1	£5	£10,000*
B2	£2	£500
B3A	£2	£500
B3	£2	£500
B4	£2	£400
C	£1	£100
D – non-money prize	30p	£8
D – non-money prize (crane grab machines only)	£1	£50
D – money prize	10p	£5
D – combined money and non-money prize	10p	£8 (of which no more than £5 may be a money prize)
D – combined money and non-money prize (coin pusher or penny falls machines only)	20p	£20 (of which no more than £10 may be a money prize)

* With option of max £20,000 linked progressive jackpot on premises basis only

Source: Gambling Commission (April 2019)

Summary of Machine Provisions by Premises

Premises Type	Machine Category				
	B2	B3	B4	C	D
Betting premises and tracks occupied by pool betting	Maximum of 4 machines categories B2 to D (except B3A machines)				
Bingo premises¹		Maximum of 20% of the total number of gaming machines which are available for use on the premises categories B3 to B4		No limit on category C or D machines	
Adult gaming centre²		Maximum of 20% of the total number of gaming machines which are available for use on the premises categories B3 to B4		No limit on category C or D machines	
Licensed Family entertainment centre³				No limit on category C or D machines	
Family entertainment centre (with permit)³					No limit on category D machines
Clubs or miners' welfare institute (with permits)⁴			Maximum of 3 machines in categories B3A or B4 to D		
Qualifying alcohol-licensed premises				1 or 2 machines of category C or D automatic upon notification	
Qualifying alcohol-licensed premises (with licensed premises gaming machine permit)				Number of category C-D machines as specified on permit	
Travelling fair					No limit on category D machines

¹Bingo premises licence are entitled to make available for use a number of category B gaming machines not exceeding 20% of the total number of gaming machines on the premises. Where a premises licence was granted before 13 July 2011, they are entitled to make available eight category B gaming machines, or 20% of the total number of gaming machines, whichever is the greater. Category B machines at bingo premises are restricted to sub-category B3 and B4 machines, but not B3A machines.

² Adult gaming centres are entitled 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. Where a premises licence was granted before 13 July 2011, they are entitled to make available four category B gaming machines, or 20% of the total number of gaming machines, whichever is the greater. Category B machines at adult gaming centres are restricted to sub-category B3 and B4 machines, but not B3A machines.

³ Only premises that are wholly or mainly used for making gaming machines available may hold an unlicensed FEC gaming machine permit or an FEC premises licence. Category C machines may only be sited within licensed FEC's and where an FEC permit is in force. They must be in a separate area to ensure the segregation and supervision of machines that may only be played by adults. There is no power for the licensing authority to set a limit on the number of machines under the FEC permit.

⁴ Members' clubs and miners' welfare institutes with a club gaming permit or with a club machine permit, are entitled to site a total of three machines in categories B3A to D but only one B3A machine can be sited as part of this entitlement.

Source: Gambling Commission (Guidance to licensing authorities 5th edition September 2015)

2019 Local Area Profile Gambling

Gambling prevalence in Cheshire West and Chester

A large number of people partake in at least one form of gambling a year, be it the National Lottery, Bingo, scratch cards, the Races, sports betting or slot machines. Problem gambling is the point at which gambling becomes an addiction and there is an inability to control how often or how much is spent on gambling. This can result in damaging personal, social and financial effects, and problem gamblers are more likely to suffer from low self-esteem, stress, anxiety and depression. They are also more likely to go to prison as a result of criminal activity, and there is a clear link between gambling and alcohol abuse (NHS England).

5. How many people gamble?

Research by the Gambling Commission indicates that in 2018 46 per cent of people aged 16 and over had participated in at least one form of gambling in the past four weeks. In Cheshire West and Chester this would equate to approximately 128,550 residents. If the National Lottery is excluded, 32 per cent of people had participated in gambling in the past four weeks, approximately 89,430 residents in Cheshire West and Chester. After the National Lottery (28 per cent), the most popular gambling activities were scratch cards and other lotteries (both 11 per cent), sports betting (7 per cent), and private betting (6 per cent).

Around 14 per cent of gamblers had gambled online in the past four weeks, approximately 18,000 residents in Cheshire West and Chester (excluding National Lottery). Gambling online had increased slightly overall, although there was a slight reduction among women. The highest online participation rates were in the 24-34 and 55-67 year old age bands. According to data from 2016, excluding the National Lottery, gambling prevalence is highest amongst:

- Men
- Under 35 years olds
- White/ White British
- Those with GCSE and higher qualifications
- Those in paid work
- Those with the highest personal income
- Home owners (buying with a mortgage)
- Those who are married or have been married

Many people gamble recreationally and have no problems with gambling or its consequences. However, there are those classed as 'problem gamblers' and those

In Cheshire West and Chester:

128,550

residents aged 16+ are estimated to have gambled in the past four weeks

89,430

residents aged 16+ are estimated to have gambled in the past four weeks once National Lottery has been excluded

18,000

gamble online

900

gamblers aged 16+ are estimated to be problem gamblers

4,500

gamblers aged 16+ are thought to be at risk or becoming problem gamblers

Source: Gambling participation in 2018, Gambling Commission; applied to 2018 mid year population estimates, Office for National Statistics.

who are 'at risk gamblers'. It is these groups of people who face the harmful effects of gambling and need support.

6. Problem gamblers

Problem gambling is defined as an urge to gamble continuously despite the harmful and negative consequences or a desire to stop. It is defined by whether harm is experienced by the gambler or others rather than the gambler's behaviour. Gambling causes this group of people serious problems including financial - they may have debts and sometimes live in poverty; personal – a gambling obsession can lead to the breakdown of a family; health – they can be subject to depression, anxiety, substance misuse and may have suicidal thoughts; crime – desperation may lead to criminal acts.

According to the Gambling Commission, in 2018 0.7 per cent of the gambling population in England were estimated to be problem gamblers which is approximately 900 residents in Cheshire West and Chester.

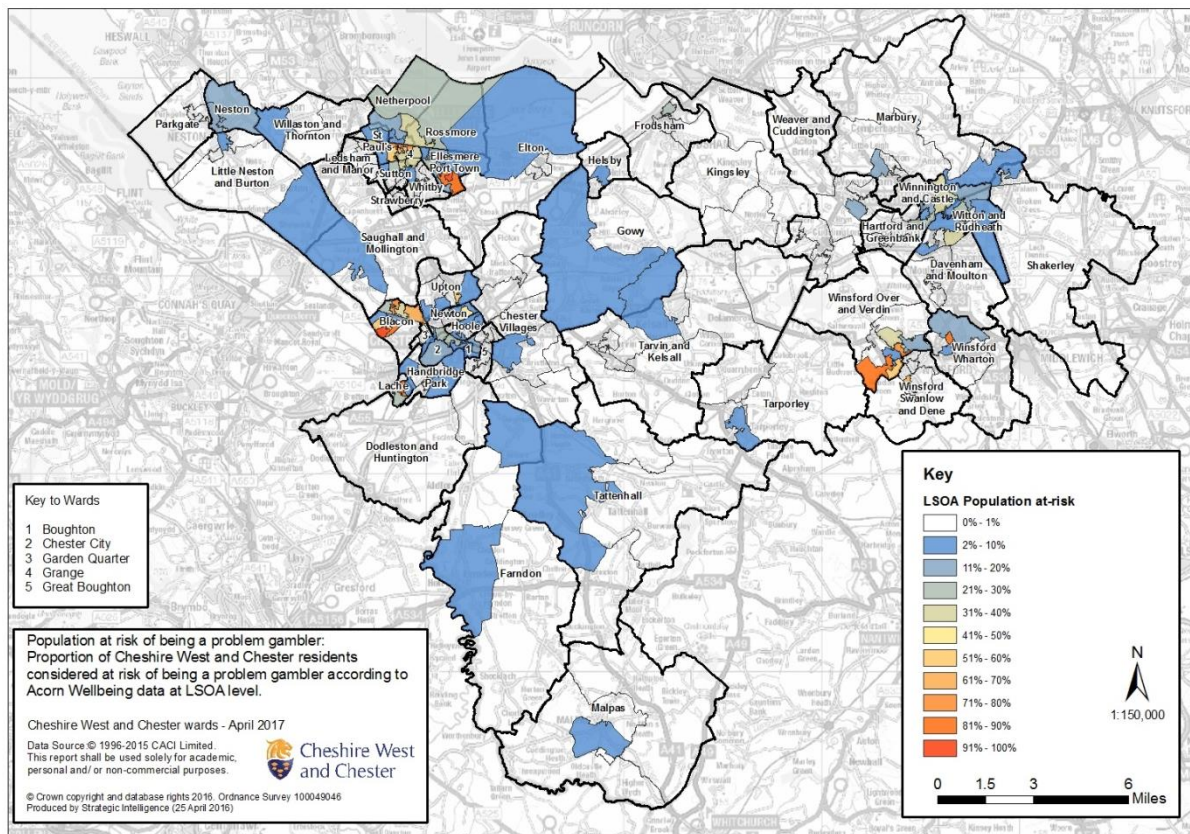
The profile of problem gamblers is very different to the profile of people who partake in gambling as a whole. According to data from 2016, common characteristics of problem gamblers include:

- Male
- Aged 16-64
- Single / never married
- Unemployed
- Routine and manual occupation households
- Lower income groups
- Social renting or renting from private landlord
- Smokers
- Mental ill-health
- Low wellbeing

Data from 2016 estimated that around one per cent of those in need of gambling addiction treatment actually undertake a treatment programme. An estimated 7.9 per cent of problem gamblers were aged 16-24 which means that there could be around 71 16-24 year olds in Cheshire West and Chester who are vulnerable young people at risk of depression, anxiety, suicide, substance misuse, crime, and poor school performance.

Problem gamblers are likely to participate in a range of gambling. Problem gambler prevalence is highest amongst people who spread bet (20.9 per cent), play poker in pubs or clubs (13.2 per cent), use betting exchanges (10.6 per cent), use machines in bookmakers (7.2 per cent) and play casino table games (6 per cent).

The following map shows lower super output areas in Cheshire West and Chester with a population at risk of being a problem gambler according to Acorn Wellbeing data (social segmentation tool).



7. At risk gamblers

At risk gamblers are those who are experiencing some negative outcomes associated with gambling but do not meet the threshold for being problem gamblers. They are at risk of developing more detrimental gambling habits and problems in the future.

Research by the Gambling Commission indicated that 2.4 per cent of the gambling population are gamblers at low risk, with a further 1.1 per cent of gamblers at moderate risk. In Cheshire West and Chester this equates to approximately 4,500 residents. Common characteristics of problem gamblers include:

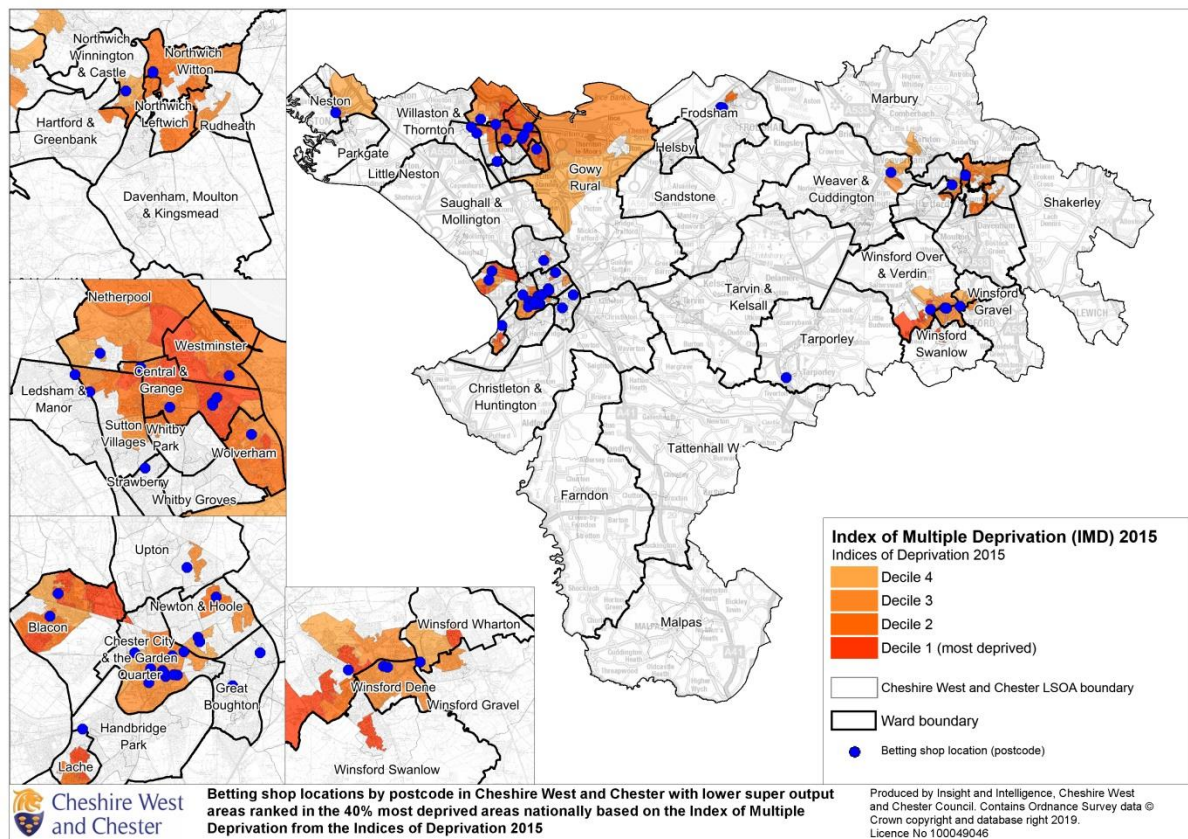
- Male
- Aged 16-24
- Single / never married
- Unemployed
- Heavy smoker
- Heavy alcohol intake

8. Facilities in Cheshire West and Chester

In Cheshire West and Chester there are currently:

- 46 betting shops
- Seven adult gaming centres
- One track betting
- Two bingo clubs

In addition, numerous places such as pubs, social clubs, nightclubs will have gaming or machines; around 227 venues. The following map shows the locations of betting shops.

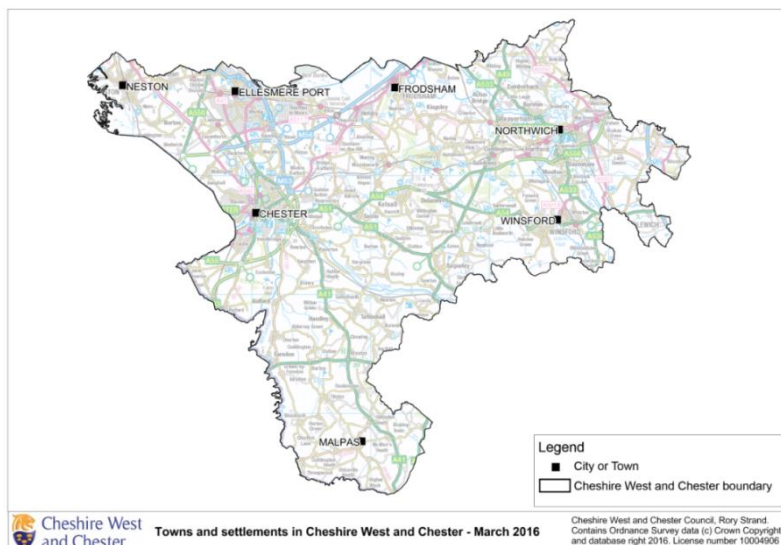


Supporting information: Cheshire West and Chester borough profile

1. Introduction

Cheshire West and Chester is the fourth biggest unitary authority in the North West and is the nineteenth largest in the country. The borough is located in the North West of England and includes the city of Chester and the industrial market towns of Ellesmere Port, Frodsham, Helsby, Malpas, Neston, Northwich and Winsford. The area is covered by two clinical commissioning groups, NHS West Cheshire CCG and NHS Vale Royal CCG. About a third of the population live in rural areas.

Across the borough there is a wide range of affluence, social grade and age profile. Around 5 per cent of the population identifies as Black or minority ethnic.



2. Population

In 2018, Cheshire West and Chester had an estimated resident population of 340,500 people, which is 51 per cent female and 49 per cent male. There were approximately 61,050 children aged 0 to 15 years, 206,500 residents of working age (16 to 64), and 72,950 residents aged 65 or over. The median age was 44.4 years and the age group with the greatest number of residents was 50-54 years.

The population density was 3.7 residents per hectare making Cheshire West and Chester less densely populated than the North West average (5.2 per hectare) and England average (4.3 per hectare). The population is expected to increase to 366,700 by 2035. Residents aged 65 and over are expected to increase from 68,900 in 2015 to over 100,000 in 2035. There is forecast to be a 6 per cent increase in the number of children, with numbers of 11 to 15 year olds increasing by almost 3,000 between 2015 and 2025.

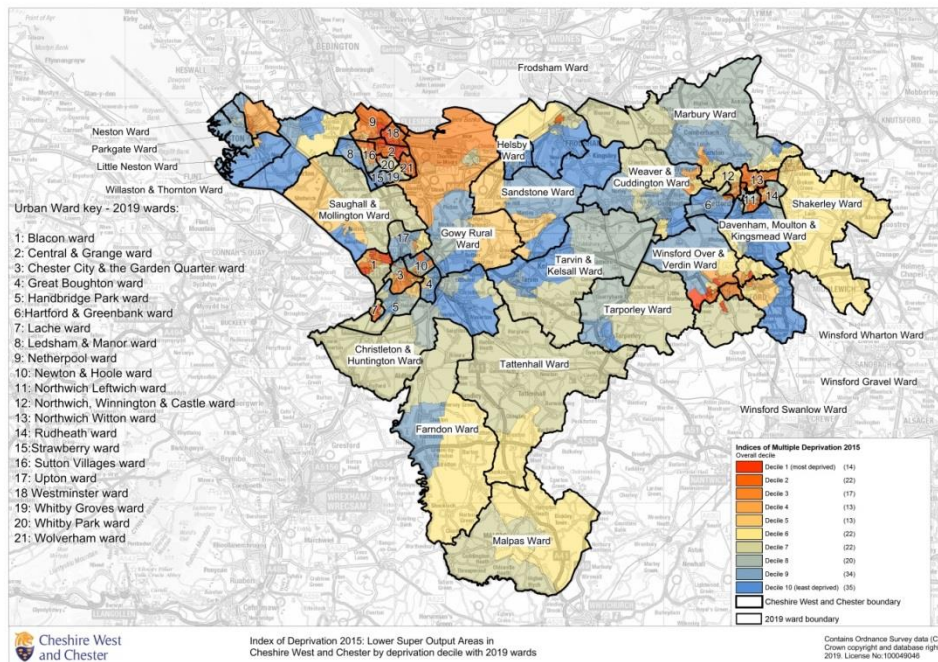
Population pyramid Mid 2018 Cheshire West and Chester



Source: Mid Year Population Estimates 2018 Office for National Statistics licensed under the Open Government Licence v3.0.

3. Deprivation

The Indices of Deprivation 2015 provide a set of relative measures of deprivation for small areas (Lower-layer Super Output Areas, LSOAs) across England, based on seven different domains of deprivation. The Index of Multiple Deprivation 2015 (IMD) is a combination of the seven indices to give an overall score for the relative level of multiple deprivation experienced in every neighbourhood (LSOA) in England. There are 32,844 LSOAs in England. Those most deprived are ranked '1'. Decile 1 describes the 10 per cent most deprived LSOAs in England and Decile 10 describes the 10 per cent least deprived.



There are 212 LSOAs within Cheshire West and Chester. The borough has a less deprived population profile compared to England but there are some areas of the borough experiencing relatively high deprivation. There are 14 neighbourhoods ranked in the 10 per cent most deprived in England. Around 21,100 residents live in these areas. A further 22 neighbourhoods rank in the 10-20 per cent most deprived in England.

Wards with high levels of multiple deprivation in Cheshire West and Chester are:

- Blacon Ward and Lache Ward in Chester locality
- Central and Grange Ward, Westminster Ward, Sutton Villages Ward and Wolverham Ward in Ellesmere Port locality
- Winsford Over and Verdin Ward, Winsford Swanlow Ward and Winsford Wharton Ward in Northwich and Winsford locality

In relation to poverty, the rate of child poverty for children aged under 16 in Cheshire West and Chester in 2016 was 12.7 per cent which equates to approximately 7,300 children. The rate for all dependent children (including 16-19 year olds who live with parents, are unmarried, in full time non-advanced education or unwaged government training) was 12.6 per cent, around 8,450 children. These rates are lower than the England average. Overall, child poverty is reducing in Cheshire West and Chester, remaining consistently below, and in line with, the England average. There is local variation in levels of under 16 child poverty with some small areas recording rates in excess of 30 per cent.

4. Economy

Cheshire West and Chester has a working age population (those aged 16-64), of approximately 206,500 residents (Mid-year population estimates 2018). The Annual Population Survey 2018/19 (APS 2018/19), estimates that 78.4 per cent of 16-64 year olds in Cheshire West and Chester are economically active and 21.6 per cent are economically inactive (includes students, carers, unable to work due to illness or injury, retired or people in other situations that preclude work).

The employment rate of 16-64 year olds in Cheshire West and Chester is 78.0 per cent (APS 2018/19). 3.7 per cent are unemployed (of those who are economically active). The total GVA (Gross Value Added) of Cheshire West and Chester in 2017 was £10.1 billion, around 33 per cent of the Cheshire and Warrington LEP (£30.3b). The biggest employing sectors were the wholesale, retail and motor trades (18.0 per cent; 30,000 people), health (11.4 per cent; 19,000 people), professional, scientific and technical (10.8 per cent; 18,000 people) and manufacturing (9.0 per cent; 15,000 people).

Employment by industry type for 2017 for Cheshire West and Chester			
Sector	Number (proportion of total)	Sector	Number (proportion of total)
Mining, quarrying and utilities	1,700 (0.9%)	Property	3,500 (2.1%)
Manufacturing	15,000 (9.0%)	Professional, scientific and technical	18,000 (10.8%)
Construction	7,000 (4.2%)	Business admin and support services	11,000 (6.6%)
Wholesale, retail and motor trades	30,000 (18.0%)	Public admin and defence	5,000 (3.0%)
Transport and storage (inc. postal)	7,000 (4.2%)	Education	15,000 (9.0%)
Accommodation and food services	13,000 (7.8%)	Health	19,000 (11.4%)
Information and communication	4,500 (2.7%)	Arts, recreational and other services *	9,000 (5.4%)
Financial and insurance	8,000 (4.8%)		
Total employment number	168,000		
Source: ONS Crown Copyright Reserved [from Nomis on 07 August 2019]			
Rounded to nearest 100; (Proportion is calculated on unrounded numbers).			
*does not include farm agriculture			

Professional occupations account for the greatest proportion of people employed in the Cheshire West and Chester area with 25.1 per cent (40,400 people) (APS 2018/19). This is followed by associated professional and technical occupations (18.2 per cent) and managers, directors and senior officials (13.3 per cent). There has been movement away from elementary occupations and skilled trades occupations, which account for a combined proportion of around 14.8 per cent, into

personal service occupations (sales and caring) and the higher skilled occupations (managers, directors and senior officials).

Employment by occupation type for Cheshire West and Chester (April 2018-March 2019)			
Occupation Type	Number employed	Per cent employed	Confidence interval
1: Managers, directors and senior officials	21,300	13.3%	3.6
2: Professional occupations	40,400	25.1%	4.7
3: Associated professionals and technical occupations	29,300	18.2%	4.2
4: Administrative and secretarial occupations	17,100	10.6%	3.3
5: Skilled trades occupations	9,700	6.0%	2.6
6: Caring, leisure and other service occupations	11,300	7.0%	2.7
7: Sales and customer service occupations	10,200	6.4%	2.6
8: Process, plant and machine operatives	7,400	4.6%	2.3
9: Elementary occupations	14,200	8.8%	3.0
Source: ONS Crown Copyright Reserved [from Nomis on 7 August 2019] Note: denominator 161,000			

The level of qualifications for residents show that Cheshire West and Chester has a higher proportion of residents qualified to NVQ4 or above than the England average (HND, degree and higher degree level qualifications or equivalent); 41.8 per cent compared to 39.3 per cent respectively. 5.9 per cent of residents have no qualifications, lower than the England average.

Proportion of highest level of qualification of 16 to 64 year old resident population for January 2018 to December 2018			
Qualification	Cheshire West and Chester Number	Cheshire West and Chester proportion	England proportion
NVQ4 or equivalent and above (HND, Degree, Higher Degree level)	85,700	41.8%	39.3%
NVQ3 or equivalent only (two or more A levels, advanced GNVQ, NVQ 3 or equivalent)	35,200	17.2%	18.5%
NVQ2 or equivalent only (Trade apprenticeships, 5 or more GCSEs at grades A-C, intermediate GNVQ, NVQ 2 or equivalent)	43,100	21.0%	17.1%
NVQ1 or equivalent only (fewer than five GCSEs at grades A-C, foundation GNVQ, NVQ 1, or equivalent)	18,900	9.2%	10.5%
Other qualifications (includes foreign qualifications and some professional qualifications)	10,000	4.9%	6.8%
No qualifications	12,100	5.9%	7.8%
Source: Adapted from ONS Crown Copyright Reserved [from Nomis, 08 August 2018]. Rounded to nearest 100.			

In 2013, with the roll out of Universal Credit, the Claimant Count (used previously), changed from being a measure of only JSA claimants to include people claiming Universal Credit in the 'Searching for work' conditionality. This caused the Claimant Count figures to become an unreliable measure and they are no longer considered a 'national statistic' by the ONS.

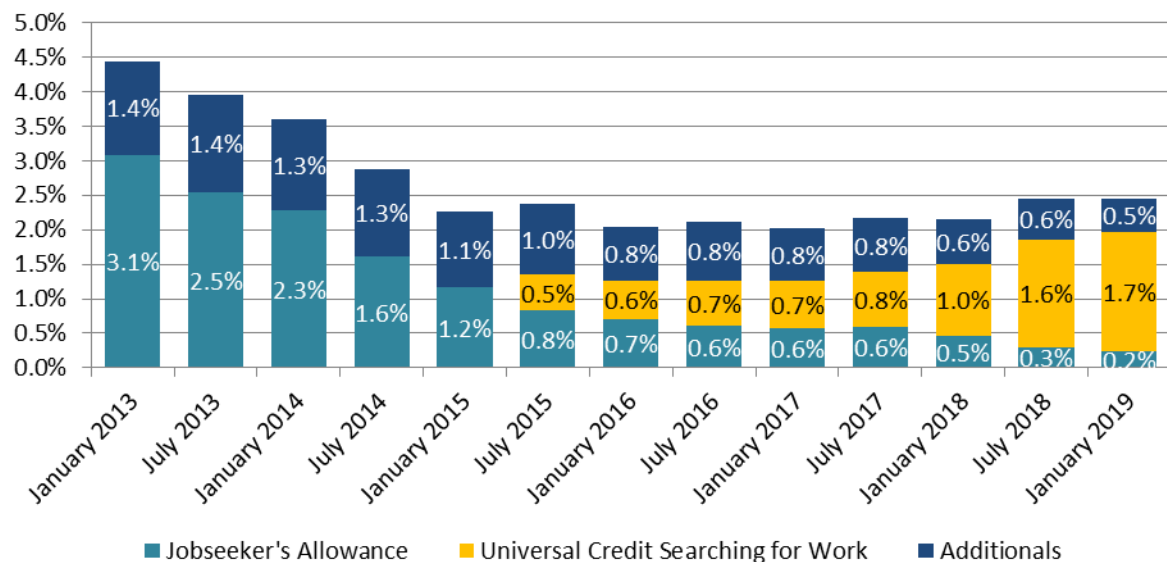
The Department for Workplace and Pensions have released a new Alternative Claimant Count series which aims to give a consistent measure of claimant unemployment over time and across areas. It does this by estimating what the number of claimants would have been if Universal Credit had been rolled out fully since 2013.

The Alternative Claimant Count measures the number of people claiming unemployment related benefits) across three benefit types, including: Job Seekers allowance claimants; Universal Credit claimants in the Searching for Work conditionality; Additional claimants who would have been required to search for work under Universal Credit had it existed over the entire time period from 2013 known as 'Additional's'.

As of January 2019, the Alternative claimant rate is 2.5 per cent of the working age population (age 16 to 64). This is lower than in January 2013 (4.4 percent), however

since January 2017 (2.0 per cent), the rate has been increasing. The proportion of unemployment benefit claimants that claim under universal credit has grown over time as people transition from legacy benefits to universal credit.

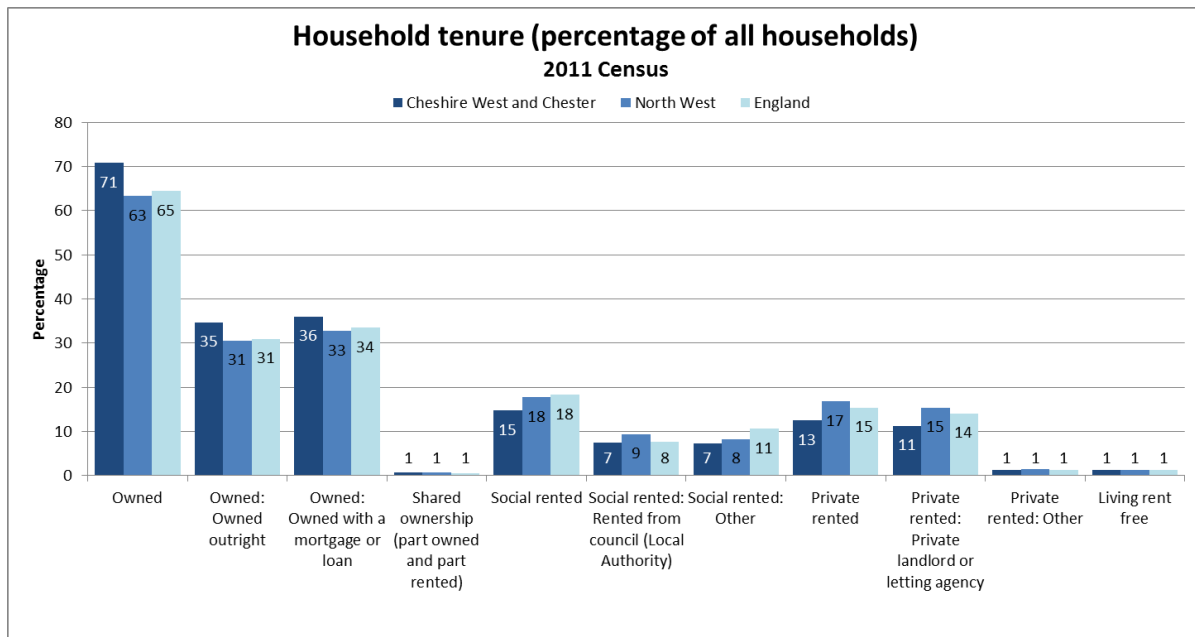
Alternative claimant count as a proportion of the working age population (six month intervals)



5. Housing

The 2011 Census showed there were 147,746 household spaces in Cheshire West and Chester. 35.8 per cent were a semi-detached house or bungalow, 29.6 per cent were a detached house or bungalow, 21.7 per cent were a terraced house or bungalow, 12.2 per cent were a flat, maisonette or apartment, and 0.7 per cent were a caravan or other mobile or temporary structure.

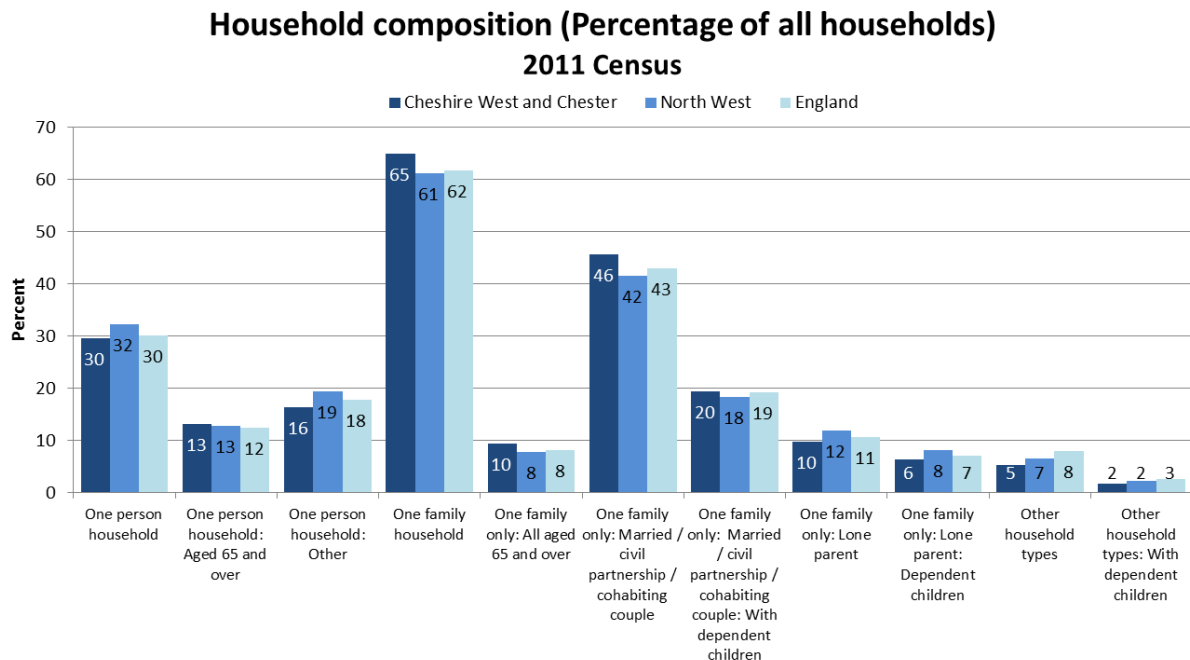
There were 141,442 households in Cheshire West and Chester with at least one usual resident. 71 per cent of households owned their home either outright (34.7 per cent) or with a mortgage or loan (36 per cent); 100,105 households. 14.7 per cent were socially renting (20,808 households) and 12.5 per cent were renting from the private sector (17,734 households). Between the 2001 and 2011 Census there was an increase in households renting privately.



Source: 2011 Census table, KS402EW: Tenure. © Crown Copyright 2013. Office for National Statistics licensed under the Open Government Licence v3.0.

The average household size is 2.3 persons. 65.0 per cent of households were one family households with no other people living there and 29.6 per cent of households were one person households. Of those one person households, 13.2 per cent were aged 65 or over (18,652 households). The number of people aged under 65 living alone increased from the 2001 Census.

27.6 per cent of households had dependent children (39,085 households). Of all households with dependent children, 11.1 per cent have no adults in employment (4,328 households).



Source: 2011 Census table, KS105EW: Household composition. © Crown Copyright 2013. Office for National Statistics licensed under the Open Government Licence v3.0.

83.2 per cent of households had gas central heating and 14.6 per cent had another type of heating (electric, oil, solid fuel). 2 per cent had no central heating, 2,989 households. While energy efficiency levels have improved since 2010, fuel poverty

remains an issue in the light of sustained high energy costs. An estimated 10 per cent (14,461) Cheshire West and Chester households were fuel poor (Sub regional fuel poverty, England, 2014, DECC).

Following implementation of the Homelessness Reduction Act 2017 on 3 April 2018 the Ministry of Housing, Communities and Local Government (MHCLG) changed the way data are collected from local authorities on statutory homelessness. Data on household initial assessments are now available quarterly. In October to December 2018 415 households were assessed in Cheshire West and Chester, of which 398 were owed a duty of care.

6. Health

In the 2011 Census, 18.5 per cent of residents reported they had a long term illness or disability which limited their day to day activities. 81.5 per cent reported their general health as 'good or very good' and 18.5 per cent reported not good health (fair health, bad health or very bad health).

In Cheshire West and Chester, life expectancy is higher than the North West average for both men and women. The latest available data from Public Health England is for 2015 – 17 three years pooled. Life expectancy at birth is 82.8 years for women in Cheshire West and Chester compared to 81.8 years for women in the North West. Life expectancy is 79.9 years for men in Cheshire West and Chester compared to 78.2 years for men in the North West. It is similar to the England average for women (83.1 years) and for men (79.6 years).

Life expectancy is significantly lower in the more deprived areas of Cheshire West and Chester, with a 10.4 year difference in men and 9.1 year difference in women, between those in the most and least deprived areas. Life expectancy data at ward level is available from Public Health England using five years of pooled data. The latest data relates to 2013-2017 and refers to the ward boundaries pre-2019. The wards with the lowest life expectancy for women were Grange (Ellesmere Port), Chester City, Shakerley (Ellesmere Port), Ellesmere Port town and Blacon. For men the wards with the lowest life expectancy were Chester City, Netherpool (Ellesmere Port), Ellesmere Port Town and Winnington and Castle (Winsford).

Ward Level life expectancy (2013-17 five years pooled)	Male Life expectancy Pre 2019 wards		Female Life expectancy Pre 2019 wards	
High / low	Ward	Years	Ward	Years
Highest	Tattenhall	86.0	Dodleston and Huntington	89.8
Lowest	Chester City	73.9	Grange	77.7

Smoking is the main driver of the difference in life expectancy and healthy life expectancy between those living in disadvantaged and advantaged areas. It is linked to a number of preventable diseases including heart disease and cancer. Smoking rates in Cheshire West and Chester have increased slightly (13.8 per cent in 2018), similar to the England average (14.4 per cent). Smoking prevalence is higher for people aged 18-67 employed in routine and manual occupations (26.1 per cent), making smoking a prominent contributor to the health inequalities that exist between those living in the richest and poorest areas of the borough.

The two biggest killers in Cheshire West and Chester are cancer and heart disease. During 2014-2016 43 per cent of premature deaths for persons aged under 75 years were caused by cancer.

A higher percentage of Cheshire West and Chester residents aged 16 and over drink alcohol compared to the England

average. Estimates suggest more than 65,000 people are increasing or higher risk drinkers. Significantly more people in Cheshire West and Chester are thought to binge drink compared to the England average.

In 2017/18 63.5 per cent of adults in Cheshire West and Chester are classified as overweight or obese (excess weight) which is similar to the England average (62.0 per cent).

The proportion of adults who are active in Cheshire West and Chester (achieve at least 150 minutes of physical activity per week) was 60.4 per cent, similar to the England average of 66.3 per cent.

Version control

Version 1.0

Mortality in Cheshire West and Chester				
(2014-16) Three years pooled				
Cause of death	Persons all ages		Persons aged under 75 years	
	Average Annual Deaths	Percentage by cause	Average Annual Deaths	Percentage by cause
All Causes	3368		1029	
Cancer	976	29%	443	43%
Circulatory	842	25%	220	21%
Respiratory	480	14%	102	10%
Digestive	162	5%	70	7%
External	141	4%	72	7%
Other	767	23%	121	12%

Appendix 5

Summary of Licensing Authority Delegations Permitted Under the Gambling Act 2005

Matter to be dealt with	Full Council	Sub-committee of licensing committee	Officers
Final approval of the Licensing Authority statement of policy	X		
Policy not to permit casinos	X		
Fee setting (when appropriate)		X (if delegated by full council)	
Application for premises licences		X Where representations have been received and not withdrawn	X Where no representations received/ representations have been withdrawn
Application for a variation to a licence		X Where representations have been received and not withdrawn	X Where no representations received/ representations have been withdrawn
Application for a transfer of a licence		X Where representations have been received from the Commission or responsible authority	X Where no representations received from the Commission or responsible authority
Application for a provisional statement		X Where representations have been received and not withdrawn	X Where no representations received/ representations have been withdrawn
Review of a premises licence		X	
Application for club gaming/club machine permits		X Where objections have been made and	X Where no objections made/objections

		not withdrawn	have been withdrawn
Cancellation of club gaming/club machine permits		X	
Applications for other permits			X
Cancellation of licensed premises gaming machine permits			X
Consideration of temporary use notice			X
Decision to give a counter notice to a temporary use notice		X	

X indicates the lowest level to which decisions can be delegated

Source: Gambling Commission (Guidance to licensing authorities 5th edition September 2015)