

Section 1 - Detailed written replies and miscellaneous comments

Source	Comments made / summary of comments	Reply	Policy Changes
<p>Overview and Scrutiny Committee Meeting – 4th September 2006.</p>	<ol style="list-style-type: none"> 1) Remove reference to excellent transport links in introduction section 2) Section on vulnerable persons should be defined more clearly 3) Improve Map of Leeds District. Seek clarification from Overview and Scrutiny on this point. 	<ol style="list-style-type: none"> 1) Comments noted. 2) Comments noted. 3) Comments noted. 	<ol style="list-style-type: none"> 1) Policy updated accordingly. 2) Owing to responses made from other respondents the term vulnerable persons has been expanded to include new groups which in essence offers a clearer breakdown of who the council will view as vulnerable. 3) Map will be amended accordingly prior to publication of the document.
<p>Cllr R Feldman (by telephone)</p>	<p>Raised concerns regarding the category B2 gaming machine as per the table contained in the policy at page 28 .</p>	<p>The category B2 is not actually a traditional slot machine. It refers to a type of gaming machine known as a fixed odds betting terminal (FOBTs). These are a new type of gaming machine which generally appear in licensed bookmakers.</p> <p>FOBTs have ‘touch-screen’ displays and look similar to quiz machines familiar in pubs and clubs. They normally offer a number of games, roulette being the most popular. This allows betting shops the opportunity to offer their customers casino style table games with maximum prizes of £500 with each spin of the roulette wheel. Money is inserted either as notes or coins in the machine itself or using a debit card over the counter. Initial deposits could be over £100. To place a bet you choose the size of your initial stake and touch the screen on the relevant numbers or other</p>	<p>Owing to the special nature of these machines (which are only allowed in casinos and bookmakers) we have inserted more information by way of a footnote to repeat some of the explanation as detailed in the cell left.</p>

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		<p>selections (such as red/black or odd/even) to place the bet on the table. Once you have placed your bets you touch the screen again to set the roulette wheel spinning. The wheel will come to rest after about 15 seconds.</p> <p>It would appear therefore that the maximum stake of £100 refers to the number of chips you can stake in any one game where the maximum cost of each chip is £15.</p>	
CIIR R Feldman (by telephone)	Asked for the Grand Theatre to be included at section 2.4 of the policy.	Comments noted.	Policy updated accordingly
Association of British Bookmakers (ABB)	<p>The ABB pressed for any conditions regarding door supervisors to only be used in exceptional cases where the particular circumstances of the case make it both necessary and proportionate. The ABB argued that historically door supervision has not been necessary at bookmakers. They suggested the following wording:</p> <p>“There is no evidence that the operation of betting offices has required door supervisors for the protection of the public. The authority will make a door supervision requirement only if there is clear evidence from the history of trading at the premises that the premises cannot be adequately supervised from the counter and that door supervision is both necessary and proportionate.”</p>	While the Council is generally happy with the current wording in the draft policy which suggests the use of all conditions including door supervisors will be done on a case by case basis we will revisit the section on ‘conditions’ to ensure that it clearly shows that door supervisors will not be imposed without proper due consideration of sound evidence that there are specific risks at the particular premises in question, which need to be addressed.	The council has amended several paragraphs to address the concerns of the ABB. Principally the term ‘door supervisors’ has been replaced with ‘supervision of entrances’ which should offer more flexibility for operators. See para 13.15
Association of British Bookmakers (ABB)	The ABB expressed concern at the draft policy’s statement regarding location issues and asked that the following statement be added, “The Council will	While the ABBs concern is noted it goes without saying that any decision the Licensing Authority takes would be evidential taking in to account the particular circumstances of the	The ABBs suggested wording has been employed at 13.9. In addition The policy has been updated to remove the reference to proximity.

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	<p>require evidence that the particular location of the premises would be harmful to the licensing objectives. The mere location of the premises near to any of the premises or area referred to will not in itself result in the application being refused.”</p>	<p>application in question. The sub policy to look at location issues should be taken in the context of the wider policy aims set down at para 1.5 and para 5.1. We will however consider the wording suggested by the ABB within para 13.9.</p>	<p>Instead we now ask for the possible impact a gambling premises may have on any schools, vulnerable adult centres or residential districts in the area. Clearly proximity is a difficult term to define and may suggest that impacts would only be considered if they take place in the immediate vicinity of the premises. It is hoped this amendment will allow wider impacts to be assessed which, although further away from a given premises could still be linked to such premises.</p>
<p>Association of British Bookmakers (ABB)</p>	<p>With regards enforcement the ABB asked that the following paragraph be inserted, “ The authority recognises that certain bookmakers have a number of premises within its area. In order to ensure that any compliance issues are recognised and resolved at the earliest stage, operators are requested to give the authority a single named point of contact, who should be a senior individual, and whom the authority will contact first should any compliance queries or issues arise.</p>	<p>Given that the Statement of Gambling Policy is a high level strategic document aimed at a multitude of business types the Council takes the view that it should not include specific operational arrangements focused on any one particular sector. This suggestion will be noted and considered in any local enforcement protocol.</p>	<p>None required.</p>
<p>Roger Etchells</p>	<p>Roger Etchells raised concern that the draft policy did not include more information on representations stating, “We note at para 7.6 that the issue of representations is to be the subject of a separate guidance note. We do not believe it appropriate for separate guidance to be provided in relation to the making of representations. Such guidance should be contained in the</p>	<p>When LCC comes to prepare its guidance on the making of representations it will act in accordance with the primary legislation, any related regulations plus guidance issued by the Gambling Commission. Accordingly Leeds City Council takes the view that all these documents will have been through a thorough consultation process prior to release and as LCC will not depart from this guidance our approach will be consistent with national</p>	<p>Para 7.6 has been amended to include reference to the fact that our guidance will be prepared in accordance with any relevant statutory instruments and any gambling commission guidance once such documents are released.</p>

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	policy and should be the subject of a full consultation with all sectors to ensure that all have an opportunity to comment. Accordingly any such guidance should be in the main policy document and have been fully consulted on.	guidelines and best practice. We do however accept that it may be useful to indicate something of this nature within the policy.	
Roger Etchells	Roger Etchells raised concerns with regards to para 13.11 of the draft statement stating, “The third (final sentence) of paragraph 13.11 seems to amount to a duplication of the planning process contrary to the first part of the paragraph and contrary to the guidance set out in the Gambling Commission’s guidance to local authorities of April 2006. We would urge that the sentence be deleted.	Council is unclear as to the meaning of this representation. Clarification sought from Roger Etchells.	None required
Roger Etchells	Roger Etchells raised concerns with regards to para 14 of the draft statement stating, “We are concerned about the reference to possible conditions referring to proof of age, CCTV, door supervision and opening hours. We appreciate that such conditions are said not to be mandatory but are concerned that the reference to matters which are set out as potentially being the subject of conditions will, in effect, establish a presumption that conditions should be imposed in respect of those matters.	Leeds City Council takes the view that guidance should be contained in the policy as to the areas that could be made the subject of conditions so that applicants can then address such matters through their applications. The Council is still bound to operate in accordance with the Act and applicants have the power of appeal if they feel the Council has departed from its policy or the legislation.	The council has amended several paragraphs to clarify the concerns expressed by Roger Etchells. (See particularly para 14.4) In essence the amendments seek to clarify that the council will not seek to add conditions accept where there is clear evidence that conditions are required because the mandatory or default conditions have failed to address such issues. Also at para 13.18 of the policy the council has inserted details taken from para 9.22 of the guidance issued to licensing authorities by the Gambling Commission, which gives an overview of how and when additional conditions should be used.

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British Beer and Pub Association (BBPA)	The BBPA made comments regarding the automatic entitlement embedded in the Act for alcohol licensed premises to provide 2 gaming machines. They also consider that generally there should be no reason why alcohol licensed premises should not be able to benefit from providing more than two machines by applying for the requisite permit under the Act and that that it may be useful for the policy statement to reflect this.	Leeds City Council will consider if a statement can be incorporated in the policy which reflects this suggestion retaining the important provision in the Act which permits licensing authorities, during the application process, to satisfy themselves regarding such matters as they think relevant”.	None required
The Race Course Association (The RCA)	The RCA is concerned that the Licensing Authority may require separate licences for certain facilities – They state, “The Council may require off-course operators with on-course facilities to hold a separate betting premises licence for this area. Discussions with DCMS have indicated that this will not be a mandatory requirement, and will be at the discretion of the racecourse and the betting operator. This should be reflected in the statement of principles.”	Currently the statement indicates at Para 18.6 the following, “The Council agrees with the Commission’s view that it is preferable for all self-contained premises operated by off-course betting operators on tracks to be the subject of separate premises licences. This ensures 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.” The Council will investigate if this policy is at odds with DCMS guidance and if necessary make any change accordingly.	This section has been thoroughly redrafted to indicate the special arrangements that will apply to tracks. The policy now indicates that off course operators providing betting facilities in self contained units may be able to operate under the authority of the track operators premises licence but where such arrangements take place, it will be the responsibility of the track operator to ensure the correct conduct of betting operations within the premises boundary. (see paras 18.1 – 18.5)
The Race Course Association	The RCA note that councils may apply conditions to racecourse premises licences to try and create a suitable betting environment, given that operators may not be required to hold an operators licence. The RCA ask that these conditions do not exceed those conditions as are to be outlined by the DCMS.	The Council will operate within the default and mandatory conditions framework. At present the policy only suggests that the LA will expect applicants to offer their own measures to meet the licensing objectives, offering a list of areas that they may wish to focus on. While the RCA reply is appreciated, the Council is mindful that ‘tracks’ extend to a disparate number of premises types including dog tracks and sports stadia. For this reason the Council is seeking	See new para 13.18 of the policy which contains details taken from para 9.22 of the guidance issued to licensing authorities by the Gambling Commission, which gives an overview of how and when additional conditions should be used.

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		to include enough flexibility in this section of the policy to deal with all these different premises types.	
British Casino Association	<p>The BCA sought to make some general observations about the casino industry through its consultation reply.</p> <p>The BCA stated that as the operation of casinos has been highly regulated over the past 40 years, the introduction of the 'new' legislation will not impact on the high level of integrity with which these premises have historically operated.</p> <p>The final point the BCA wished to make related to licence conditions and to draw specific attention to para 9.29 of the Gambling Commission's guidance to Licensing Authorities which identifies matters which cannot be the subject of conditions.</p>	None required	None required
Gamcare	<p>Gamcare asked the Council to recognise that under the new Act it has a 'duty of care' to become corporate parents assisting residents of the authority with gambling addictions.</p> <p>The reply also included a summary document containing a list of inclusions, which form GamCare's viewpoint of what should be included in either the policy or as licensing conditions, these are as follows:</p> <ul style="list-style-type: none"> • Leaflets offering assistance to problem gamblers should be available on gambling premises in a location that is both prominent and discreet such as toilets. • Self exclusion forms available 	These suggestions are noted and will be considered.	<p>We have incorporated a number of the measures suggested by Gamcare at para 12.7.</p> <p>See as follows:</p> <p>Applicants should consider the following proposed measures for protecting and supporting vulnerable persons, for example:</p> <ul style="list-style-type: none"> • Leaflets offering assistance to problem gamblers should be available on gambling premises in a location that is both prominent and discreet, such as toilets. • Trained personnel for the purpose of identifying and providing support to vulnerable persons • Self exclusion schemes • Stickers or notices on gaming

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	<ul style="list-style-type: none"> • Operators should have regard to best practice issued by organisations that represent the interests of vulnerable people • Fixed Odds Betting Terminals (FOBTs) should clearly display odds • All ATMs or cash terminals should be separate from gaming machines so that clients will have to leave the machine area to acquire funds if so required. The ATMs should also display stickers with GamCare Helpline positioned prominently on the machine • Casinos should be obliged to provide compulsory non-gambling areas or 'chill out rooms'. • Posters should be displayed on gambling premises suggesting 'stay in control of your gambling' with details of GamCare telephone number and website. 		<p>machines to identify the stakes/prizes</p> <ul style="list-style-type: none"> • Operators should demonstrate there understanding of best practice issued by organisations that represent the interests of vulnerable people • Fixed Odds Betting Terminals should clearly display the odds • Positioning of ATM machines • Stickers / posters with GamCare Helpline and website in prominent locations, ie on ATM machines • Windows, entrances and advertisements to be positioned or designed not to entice passers by.
RAL Limited	<p>RAL limited expressed deep concern at any suggestion that a condition should be imposed on adult gaming centre premises licences requiring door supervisors especially as a mandatory condition. RAL sited various lines of argument Namely: to impose door supervisors on the grounds of crime and disorder would be disproportionate given the tenuous link between AGCs and any crime or disorder, AGCs are currently well managed premises who take their social responsibility duties with regards to children and vulnerable persons very</p>	<p>The Council fully accepts the comments made however the policy statement repeatedly details the overriding principle of assessing each individual application on its merits on a case by case basis. For this reason we feel no policy changes are required.</p>	<p>The council has amended several paragraphs to clarify the concerns expressed by RAL Limited. (See particularly para 14.4) In essence the amendments clarify that the council will not seek to add conditions (inc those related to 'door supervision') accept where there is clear evidence that conditions are required because the mandatory or default conditions have failed to address such issues. Also at para 13.18 of the policy the council has inserted details taken from para 9.22 of the guidance</p>

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	seriously. To impose door supervisors would be unduly costly, onerous and burdensome on businesses that have already demonstrated their ability to uphold the licensing objectives.		issued to licensing authorities by the Gambling Commission, which gives an overview of how and when additional conditions should be used.
Montpelier Estates Montpelier Estates Cont...	Montpellier Estates offered several detailed replies using a consultation questionnaire to structure their comments. 1) Montpellier estates indicated that the draft policy did not include sufficient control measures to promote the crime prevention licensing objective. They suggested that a steering group should be established under the banner of the Leeds Initiative which could have an advisory role reporting to the council. The steering group would have regular contact with gaming operators, key community groups and the public. This would enable the council, in the form of the steering group, to have an ongoing arms length influence on the industry and facilitate the assessment of the attitudes and policies of gaming operators towards preventing gambling becoming a source of crime and disorder. The steering group together with the police should be involved in the design and build stage of new gaming premises, particularly for casinos under the new Act to ensure that the opportunities for crime and disorder are minimised from the outset.	1) This suggestion will be forwarded to the relevant team within Development for their consideration including the team dealing with the large/regional casino bid.	1) This was discussed at the Executive Board meeting on Wednesday 20 th September 2006 and it was agreed that it would be a matter for the Development Department.

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Montpelier Estates Cont...	<p>2) Montpellier estates also suggested measures to help bolster the policy in order to help children and vulnerable persons suggesting that operators of gaming establishments should be required to help fund education programmes and PR campaigns aimed at vulnerable members of the community. There could be varying degrees of involvement depending on turnover of the establishment and programmes could range from simple leafleting at the front desk of gaming venues through to organised educational schemes whereby disadvantaged children could be taught maths together with the potential hazards of gambling by means of learning about odds, multiplication, fractions, etc.</p> <p>3) In terms of gaming machines Montpellier estates felt the policy required more stringent policies to be drawn up, for example Category C machines should not be allowed in the same room as category D machines and the access point between the two rooms should be supervised to ensure children can not gain access to restricted areas. The reply highlighted concern that superficial measures such as a coloured lines on the floor or rope barriers to delineate two gaming areas where children can see the higher stake machines beyond the barrier would only serve as an enticement.</p>	<p>2) It is the Council's view that this would be an operational decision for the individual operator and while a useful suggestion would be unsuitable for a high level strategic document such as the Statement of Gambling Policy which is a document aimed at the principles of licensing. The suggestion will be noted however for consideration at any appropriate forums.</p> <p>3) These suggestions are noted and will be considered.</p>	<p>2) None required</p> <p>3) These suggestions have been incorporated at para 14.6 covering Licensed family entertainment centres and also at para 16.2 covering bingo premises. In both cases the first bullet point now strengthens our approach to separation mechanisms stating: "Where category C or above machines are available in premises to which children are admitted then the council will ensure that all such machines are located in an area of the premises separate from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance. For this</p>

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	<p>4) Finally Montpellier Estates sought to highlight the advantages of locating any new casino developments in the city centre making the case that locating the casino in such an area would give the greatest chance of long term success for the casino, the entertainment complex and the city. They stated it would allow the most cost effective policing and monitoring, combined with an integrated design process which would minimise the detrimental effects of any such development.</p>	<p>4) This suggestion will be forwarded to the relevant team within Development for their consideration including the team dealing with the large/regional casino bid.</p>	<p>purpose a rope, floor markings or similar provision will not suffice and the council may insist on a permanent barrier of at least 1 meter high.” 4) None required</p>

Section 2 - Questionnaire replies

Question 1) - Does the policy do enough to promote the crime prevention licensing objective?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0089	Sports club	I think all gambling premises should be well away ½ mile from schools, youth clubs and any places that cater for younger citizens.	The Council acknowledges this suggestion and has undertaken in the draft policy to investigate location issues such as these at Para 13.9. Any blanket policy such as the one suggested here would be outside the scope of the Act.	The policy has been updated at para 13.9 to remove the reference to proximity. Instead we now ask for the possible impact a gambling premises may have on any schools, vulnerable adult centres or residential districts in the area. Clearly proximity is a difficult term to define and may suggest that impacts would only be considered if they take place in the immediate vicinity of the premises. It is hoped this amendment will allow wider impacts to be assessed which, although further away from a given premises could still be linked to such premises.
GQU/0099	Anonymous Religious Body	Gambling should not even be considered in a high risk area. It is highly inappropriate and would put an extra burden on the police.	The Council acknowledges this comment however the Licensing Authority must assess each application on its merits in line with the provisions of the Act.	None required
GQU/0018	Anonymous Member of the public	More documented evidence of how the Council will work together with the police.	The Council has undertaken to prepare an enforcement protocol in conjunction with West Yorkshire Police and the other responsible authorities when the Act is	None required

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Question 1) - Does the policy do enough to promote the crime prevention licensing objective?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
			brought into full effect. This document will explain how the police and LA will work together to promote this licensing objective.	
GQU/0017	Anonymous Other business owner	Very controlled regulation over people involved in the business, and restricted advertising techniques, and power to close the place down if its too much trouble socially.	i) The new Gambling Act by its very nature is an attempt to effectively regulate the gambling industry. ii) Advertising of some gambling products is restricted under the current licensing regime and the new Act and accompanying regulations will overhaul much of this old legislation. It should be noted however that the Council's remit under the Act does not extend to advertising. iii) Part 15 of the Act provides the Gambling Commission, local authorities, licensing authorities and the police with the powers necessary to monitor compliance with the provisions of the Act and with licence conditions, and to investigate suspected offences. There will be various means of addressing problem premises including powers of prosecution, closure powers and licence reviews.	None required
GQU/0062	Member of the public (non anonymous)	Council and Police enforcement protocols are notoriously deficient in both financial and material resources of appropriate quality and quantity.	None required	None required

Question 2) - Does the policy do enough to ensure gambling is conducted in a fair and open way?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes

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Question 2) - Does the policy do enough to ensure gambling is conducted in a fair and open way?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0009	Anonymous Member of the public	Someone needs to ensure that gambling is conducted in a fair and open way - to protect vulnerable people being exploited. If it's not the local council who issues the licence, (can could withdraw or suspend it) and it must go to the police and face criminal investigation, which let's face it, is more costly and less likely to happen, then there is more chance of venues being less stringent in this area.	The Council notes guidance issued to Licensing Authorities from the Gambling Commission which states, "Generally the Commission would not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will be a matter for either the management of the gambling business, and therefore subject to the operating licence, or will be in relation to the suitability and actions of an individual and therefore subject to the personal licence.	None required
GQU/0011	Anonymous sports centre	Statistical scrutiny of gaming events (roulette wheels) and financial payouts/profits	This would be a matter for the Gambling Commission. NB: The new regime brings in controls over the companies which manufacture gaming equipment. There are controls in place within this framework to ensure the technical standards of gaming equipment.	None required
GQU/0067	Anonymous Member of the public	If things are not conducted in a fair and open way will this not lead to other crimes/revenges possibly.	The Council accepts that there could be a link between the licensing objectives of 'ensuring gambling is conducted in a fair and open way' and the objective of 'preventing gambling from being a source of crime or disorder.' The Council will consider if any policy changes are required to implicitly make this link and suggest any potential control measures.	While the council accepts there may be a link in this area we feel it would be difficult to address in the policy document. It should be noted that the objective of ensuring gambling is conducted in a fair and open way will, primarily be a matter for the Gambling Commission and will be addressed through the operating licence.

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Question 2) - Does the policy do enough to ensure gambling is conducted in a fair and open way?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0092	Clifford Parish Council	11.2 "...Other information." Should be clarified. Also the action "...to communicate..." should also be followed up by what action is taken by the G.C in view of the Councils concerns.	The Council will consider the first point in respect of clarifying what is meant by 'other information' however in respect of the second point the Council would argue that this level of detail would be unsuitable for a policy statement especially as it extends to a third party.	'11.2 "...other information" changed to read .."other matters as set out in the Gambling Commissions Code of Practice."
GQU/0009	Anonymous Member of the public	Someone needs to ensure that gambling is conducted in a fair and open way - to protect vulnerable people being exploited. If it's not the local council who issues the licence, (can could withdraw or suspend it) and it must go to the police and face criminal investigation, which let's face it, is more costly and less likely to happen, then there is more chance of venues being less stringent in this area.	The Council notes guidance issued to Licensing Authorities from the Gambling Commission which states, "Generally the Commission would not expect licensing authorities to become concerned with ensuring that gambling is conducted in a fair and open way as this will be a matter for either the management of the gambling business, and therefore subject to the operating licence, or will be in relation to the suitability and actions of an individual and therefore subject to the personal licence.	None required
GQU/0011	Anonymous sports centre	Statistical scrutiny of gaming events (roulette wheels) and financial payouts/profits	This would be a matter for the Gambling Commission. NB: The new regime brings in controls over the companies which manufacture gaming equipment. There are controls in place within this framework to ensure the technical standards of gaming equipment.	None required

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Question 3a) - Does the policy do enough to protect children and the vulnerable from harm?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0009	Anonymous Member of the public	Gambling is addictive and other countries with broader gambling laws show that vulnerable/poorer people and young people develop habits and lose income. There must be a proactive policy of supporting people to control their habit, reduced access to easy cash or credit once in the premises, and positive support from managers of premises, eg if someone asks to be banned from premises to prevent them coming back in when they feel vulnerable. These schemes should be promoted by the local Council since it's unlikely the companies themselves will be proactive.	Self barring schemes are already in existence in a number of premises and the DCMS is currently consulting on mandatory conditions related to the provision of ATMs on gambling premises. The Council will monitor developments in this area before making any necessary changes to the draft policy.	We have incorporated a number of the measures suggested here which also reflect those offered by Gamcare. See para 12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously.
GQU/0017	Other business owner	Once people are hooked it is too late, its difficult to recover. Maybe make casinos hire staff with an understanding of psychology and addiction, to keep this under control.	This would be a matter for the Gambling Commission to consider however it is important to note that the application process for the new system of personal licences for key gambling personnel includes extensive checks into a person's identity, character, financial background, training, and experience.	See above
GQU/0023	Gambling business	Raising the age of eligibility for the purchase of lottery tickets/scratchcards (ie. from 16 to 18)& liquor stores (ie. from 18-21) plus the exclusion of ATM machines to all licensed premises.	The first two points are outside the scope of the Gambling Act 2005. In regards to the third point the DCMS is currently consulting on mandatory conditions related to the provision of ATMs on gambling premises. The Council will monitor developments in this area before making any necessary changes to the draft policy or indeed the	The council has undertaken to consider the position of ATMs on licensed premises and has also suggested that applicants should consider the use of stickers on ATM

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Question 3a) - Does the policy do enough to protect children and the vulnerable from harm?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
			finalised policy once it is published.	machines displaying information about the Gamcare helpline and website. See para 12.7
GQU/0086	Faith group	It is the enforcing of conditions that is crucial to the protection of children and vulnerable persons.	The Council would reply that this goes without saying however the Council is bound to operate within the framework of better regulation which advocates a risk based approach to enforcement. The Council will in due course produce an enforcement protocol in conjunction with West Yorkshire Police and the other responsible authorities when the Act is brought into full effect which will expand further on enforcement principles and arrangements.	None required
GQU/0100	Otley Town Council	There should be door supervision, but the supervisors should be trained, and should be Security Industry Authority Licensed personnel. Cash Machines (ATMs) should not be allowed in any premises which are used for gambling, so as not to encourage people to spend more than they have.	The Council may have the power to apply conditions related to SIA registered door staff at certain premises however it is important to note that the Act does not allow the Licensing Authority to impose such conditions in respect of casinos or bingo clubs. In regards to the second point the DCMS is currently consulting on mandatory conditions related to the provision of ATMs on gambling premises. The Council will monitor developments in this area before making any necessary changes to the draft policy or indeed the finalised policy once it is published..	The council has undertaken to consider the position of ATMs on licensed premises and has also suggested that applicants should consider the use of stickers on ATM machines displaying information about the Gamcare helpline and website. See para 12.7
GQU/0012	Anonymous Member of the public	In addition premises should be constantly warded and continuously policed to ensure young persons are not admitted. Also, citing	While the Council accepts the call for strong and effective regulation of the gaming industry, the Council is still bound to operate within the framework of better regulation	None required

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Question 3a) - Does the policy do enough to protect children and the vulnerable from harm?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
		should be well away from schools and colleges.	which advocates a risk based approach to enforcement. The Council will in due course produce an enforcement protocol in conjunction with West Yorkshire Police and the other responsible authorities when the Act is brought into full effect which will expand further on enforcement principles and arrangements. With regards the second point, The Council acknowledges this suggestion and has undertaken in the draft policy to investigate location issues such as these at Para 13.9. Any blanket policy such as the one suggested here would however be outside the scope of the Act.	
GQU/0043	Anonymous Member of the public	There should be an expectation of conditions, not just “consideration”. Protecting children and the vulnerable should be a top priority.	The Council notes guidance issued to Licensing Authorities from the Gambling Commission which states, “Licensing authorities should bear in mind their duty to act in accordance with the principles set out at section 153 of the Act. Since they should aim to permit the use of premises for gambling, they should not attach conditions that limit the use of premises for gambling except where that is necessary as a result of the requirement to act: in accordance with this guidance, the Gambling Commission codes of practice or the licensing policy statement; or in a way that is reasonably consistent with the licensing objectives.” The Council would argue that the policy statement in its current form reflects these requirements.	None required

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Question 3a) - Does the policy do enough to protect children and the vulnerable from harm?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0058	Anonymous Member of the public	Better and more visible presence of information on charities such as 'GamCare' for those vulnerable to gambling.	The Council notes this point and will be revisiting the sections in the draft policy which deal with the display of support information for problem gamblers, to see if any changes are required.	We have incorporated a number of the measures suggested here which also reflect those offered by Gamcare. See para 12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously.
GQU/0029	Gambling business	Most problem gambling emulates from betting offices and yet FOBTs have mushroomed. This must be causing harm to vulnerable people.	The Council is aware that FOBT's in bookmakers do give rise to special concern and the Council will be reviewing this section of the policy to see if any extra control measures are required.	The council has made specific reference to FOBTs at para 17.3. The newly inserted paragraph refers applicants who may wish to provide higher stake category B gaming machines including FOBTs to the list of control measures at para 12.7 (the protection of vulnerable persons.)

Question 3b) - What are your thoughts on our suggested approach regarding gaming machines?				
Respondent ID(s)	Type/Organisation	Comments made / summary of comments	Reply	Policy Changes
GQU/008	Member of the public	High stake machine centres should require membership schemes to prevent low income occasional gamblers access. Membership	It is the Council's view that this would be an operational decision for the individual operator and any such control measure would be outside the scope of the Act. See	None required

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Question 3b) - What are your thoughts on our suggested approach regarding gaming machines?				
Respondent ID(s)	Type/Organisation	Comments made / summary of comments	Reply	Policy Changes
		schemes should seek to protect members from financial hardship.	detail at section 9.29 of the Gambling Commission's guidance for local authorities. It is interesting to note that following the relaxation of membership requirements for casinos some casinos still operate membership schemes voluntarily.	
GQU/0009	Member of the public	If high stake machines are in the same vicinity but different areas, young people will manage to get in, and the higher stake machines become associated with 'adulthood' - they should be in different locations altogether.	The Council notes this reply and will be reviewing all sections of the policy which cover this area to ensure the policy reflects the most up to date best practice in this regard.	Stronger measures in this area have been incorporated at para 14.6 covering Licensed family entertainment centres and also at para 16.2 covering bingo premises. In both cases the first bullet point now strengthens our approach to separation mechanisms stating: "Where category C or above machines are available in premises to which children are admitted then the council will ensure that all such machines are located in an area of the premises separate from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance. For this purpose a rope, floor

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Question 3b) - What are your thoughts on our suggested approach regarding gaming machines?				
Respondent ID(s)	Type/Organisation	Comments made / summary of comments	Reply	Policy Changes
				markings or similar provision will not suffice and the council may insist on a permanent barrier of at least 1 meter high.”
GQU/0018 GQU/0023 GQU/0005 GQU/0012 GQU/0016 GQU/0082 GQU/0088 GQU/0025 GQU/0099	Various including members of the public and miscellaneous organisations	All of these respondents made representations asking that children should not be permitted to enter any premises which provide gaming machines whether low stake or otherwise.	While these comments are appreciated it is important to note that Leeds City Council has no power to restrict children playing Category D gaming machines, where the operator has the correct permit/licence, as this allowance is permitted by the Act.	Various amendments have been made which concentrate on the protection of children, with particular reference to the supervision of children by adults and policies to deal with truants. See ninth, twelfth and thirteenth bullet points at para 13.15.
GQU/0100	Otley Town Council	"Family Entertainment Centres" must be considered to be exactly that. No child should be allowed unless in the care of a responsible adult. No unaccompanied children should be admitted at all, to prevent children, especially truants, congregating inside or outside the premises and causing disorder.	These suggestions are noted and will be considered.	Various amendments have been made in this regard, with particular reference to children and truants. See ninth, twelfth and thirteenth bullet points at para 13.15.
GQU/0062	Member of the public (non anonymous)	Although I am not experienced in child or young person behaviour, I suggest that unlicensed FEM gaming machines could be operated by tokens bought on site from a responsible human vendor. This exercises control on use.	This suggestion is noted and will be considered.	Section 172(10) of the Act prohibits local authorities from applying conditions which relate to gaming machine categories, numbers, or method of operation.
GQU/0060	Member of the	It is impossible to tell who is a	None required	We have incorporated

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Question 3b) - What are your thoughts on our suggested approach regarding gaming machines?				
Respondent ID(s)	Type/Organisation	Comments made / summary of comments	Reply	Policy Changes
	Public	vulnerable adult or person so the existence of machines which give the illusion of a high reward will inevitably lead some people into spending more money than they have.		control measures related to the concerns raised here. The measures were offered by Gamcare. See para 12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously.

Question 3c) - Do you think the suggested policy related to location issues is needed?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0018	Member of the public	Gambling should not be near any residential area whatsoever.	The Council acknowledges this suggestion and has undertaken in the draft policy to investigate location issues such as these at Para 13.9. Any blanket policy such as the one suggested here would however be outside the scope of the Act.	The policy has been updated at para 13.9 to remove the reference to proximity. Instead we now ask for the possible impact a gambling premises may have on any schools, vulnerable adult centres or residential districts in the area. Clearly proximity is a difficult term to define and may suggest that impacts would only be considered if they take place in the immediate vicinity of the premises. It

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Question 3c) - Do you think the suggested policy related to location issues is needed?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
				is hoped this amendment will allow wider impacts to be assessed which, although further away from a given premises could still be linked to such premises.
GQU/0086	Faith Group	Whilst people of faith have to live within the legal framework of the country, sensitivity to faith concerns need to be taken into account in the siting of citywide projects. Consideration should be taken of particular density of faith demography in the city.	This comment will be forwarded to the relevant team within Development for their consideration including the team dealing with the large/regional casino bid.	None required
GQU/0085	Member of the public	If gambling is accepted as a legitimate entertainment and is reasonably regulated, it ought not be 'hidden away' from youngsters etc. It would be preferable if they were able to learn rather than be kept in ignorance. - There is a danger of being overly protective.	While it is acknowledged we are suggesting a policy which will investigate location issues, where relevant representations are received, we still expect that market forces will be the primary driver for the location of gambling businesses and a scenario will not unfold where gambling premises are routinely 'hidden away'.	None required – NB: The legislation has in some areas been relaxed insofar as children are now allowed in bingo halls.
GQU/0025	Ward Councillor	Need definition of proximity.	This suggestion is noted and will be considered.	The policy has been updated at para 13.9 to remove the reference to proximity. Instead we now ask for the possible impact a gambling premises may have on any schools, vulnerable adult centres or residential districts in the area. Clearly proximity is

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Question 3c) - Do you think the suggested policy related to location issues is needed?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
				a difficult term to define and may suggest that impacts would only be considered if they take place in the immediate vicinity of the premises. It is hoped this amendment will allow wider impacts to be assessed which, although further away from a given premises could still be linked to such premises.

Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0009	Member of the public	There needs to be a proactive outreach and it should be a condition of the license that someone on each premises should be responsible for monitoring possible vulnerable people, and supporting/referring them, obviously this will apply more to some premises than others. Is there any obligation for the Gambling Commission to fund a gambling charity?	While the Council acknowledges this useful suggestion we feel it would be extremely difficult to apply as a condition on a licence and would be thwart with legal difficulties. In addition such control measure would probably be outside the scope of the Council's licensing policy.	We have touched upon this area at para 12.7 and have suggested that 1) operators should be able to demonstrate a knowledge of best practice in the area of 'vulnerable persons' and 2) they should also consider whether it is necessary to employ staff trained in this area.
GQU/0017	Other business	It's closing the door after the horse	While the Council accepts that problem	We have incorporated a

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Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
	owner	has bolted, people with addiction are not going to go to a government website for help, they probably will be out of control and unable to help themselves by then. You need to intervene early.	gamblers may not visit a council website to seek out support information, the provision of such information may also be of use to persons such as the family and friends of problem gamblers who may be more likely to visit a local authority site. This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	number of additional control measures in this area which reflect those suggested by Gamcare. See para12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously. In addition we have undertaken at para 12.5 to ensure information about the support services available for problem gamblers is distributed to a variety of public buildings including all one stop centres, libraries and leisure centres.
GQU/0086	Faith Group	Restrictive isn't the correct term- I do not want to be part of a police state but I think public authorities have a duty to publicise the potential dangers of gambling (as we do cigarettes and alcohol)as well as signposting to services that can support people. Monitoring of the increased use of such services needs to be undertaken in order to modify policy when and if necessary.	This suggestion is noted and will be considered.	None required
GQU/0100	Otley Town Council	People with problems with gambling are unlikely to access the council website for assistance. The operator should encourage strategies for self-	While the Council accepts that problem gamblers may not visit a council website to seek out support information the provision of such information may also be of use to	We have incorporated a number of additional control measures in this area which reflect those

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Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
		help and provide prominent information on organisations where advice and help can be sought, such as GamCare, Gamblers Anonymous, National Debt-line and Mencap.	persons such as the family and friends of problem gamblers who may be more likely to visit a local authority site. This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	suggested by Gamcare. See para12.7 in the policy and also Gamcare’s response detailed in the table in Section 1 previously. In addition we have undertaken at para 12.5 to ensure information about the support services available for problem gamblers is distributed to a variety of public buildings including all one stop centres, libraries and leisure centres.
GQU/0012	Member of the public	As a “duty of care”, prospective gambling operators should recognise and eliminate risk before and during the visits. The onus will be on the operators.	None required	None required
GQU0016	Member of the public	Not too sure how this would prevent vulnerable people from gambling though.	This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	We have incorporated a number of additional control measures in this area which reflect those suggested by Gamcare. See para12.7 in the policy and also Gamcare’s response detailed in the table in Section 1 previously. In addition we have undertaken at para 12.5 to ensure information about the support

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Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
				services available for problem gamblers is distributed to a variety of public buildings including all one stop centres, libraries and leisure centres.
GQU/0021	Member of the public	Have a self-named non gambling list in operation in gambling establishments.	This suggestion is noted and will be considered.	As above
GQU/0034	Member of the public	Proof of stable mind to be shown and evidence of economic state to afford to lose.	While the Council acknowledges this useful suggestion we feel it would be extremely difficult to apply as a condition on a licence and would be thwart with legal difficulties. In addition such control measure would probably be outside the scope of the Council's licensing policy.	As above
GQU/0048 GQU/0101	Member of public	Do not think problem gamblers will access a council website.	While the Council accepts that problem gamblers may not visit a council website to seek out support information the provision of such information may also be of use to persons such as the family and friends of problem gamblers who may be more likely to visit a local authority site. This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	We have incorporated a number of additional control measures in this area which reflect those suggested by Gamcare. See para12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously. In addition we have undertaken at para 12.5 to ensure information about the support services available for problem gamblers is distributed to a variety of public buildings including

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Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
				all one stop centres, libraries and leisure centres.
GQU/0043	Member of the public	Information on support services needs to be on clear display on the premises in question, not just on council website.	This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	As above
GQU/0060	Member of the public	There should be an obligation on gambling suppliers to assess the ability of the person to pay: analogous to the obligation of bar tenders not to serve someone who is drunk.	While the Council acknowledges this useful suggestion we feel it would be extremely difficult to apply as a condition on a licence and would be thwart with legal difficulties. In addition such control measure would probably be outside the scope of the Council's licensing policy.	As above
GQU/0029	Gambling Business	In casinos the display of Gamcare material is only mandatory as a result of membership of BCA. The council need to make it mandatory as a condition of getting a licence.	The Council plan to review the legislative framework and accompanying guidance documents from the GC and the DCMS to see what powers the LA has to invoke conditions in this regard. The Council will consider if any policy amendments are required following this exercise.	We have incorporated a number of additional control measures in this area which reflect those suggested by Gamcare. See para12.7 in the policy and also Gamcare's response detailed in the table in Section 1 previously. In addition we have undertaken at para 12.5 to ensure information about the support services available for problem gamblers is distributed to a variety of public buildings including all one stop centres,

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Question 3d) - What are your thoughts on our suggested approach regarding assistance to vulnerable persons?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
				libraries and leisure centres.
GQU/0054	Morley Town Council	Information regarding support services available in council offices and libraries.	This suggestion is noted and will be considered.	As above
GQU/0092	Clifford Parish Council	Problem gamblers would not access support services as they are often in trouble before they realise the problem. Tight financial limits should be imposed on gamblers and the operators must ensure that they are adhered to.	This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	As above
GQU/0089	Other business owner	Vulnerable people or those with mental impairment are not likely to look for information on the website.	This section of the policy will be thoroughly redrafted and the Council will consider various other means to promote this licensing objective accounting for the various suggestions made through the consultation process.	As above
GQU/0099	Religious Body	Because gambling is addictive every person who gambles is a vulnerable person.	None required	None required

Question 3e) - Are there any other categories of person(s) who you feel we should mention in the policy who fall under the category of vulnerable?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
GQU/0009	Member of the public	people with learning disabilities, people with poor mental health or a mental illness (eg depression), people	These suggested additions will be considered during a thorough redraft of the policy.	Para 12.4 which seeks to clarify the term 'vulnerable person' has

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Question 3e) - Are there any other categories of person(s) who you feel we should mention in the policy who fall under the category of vulnerable?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
		who may be able to make informed decisions but for whom gambling provides something else fundamental eg depressed people who's social activity is gambling and may need support for that issue rather than 'problem' gambling.		been expanded. It now includes explicit reference to persons who may not be able to make informed or balanced decisions about gambling due to a mental impairment.
GQU/0018	Member of the public	Mental illness or learning disability	These suggested additions will be considered during a thorough redraft of the policy.	As above
GQU/0012	Member of the public	Elderly, especially woman, ethnic minorities.	These suggested additions will be considered during a thorough redraft of the policy.	Elderly persons have been added to the list of vulnerable persons categorised at para 12.4.
GQU/0043	Member of the public	People under stress in their lives, particularly those with large debts.	These suggested additions will be considered during a thorough redraft of the policy.	None required
GQU/0067	Member of the public	People with mental illness or people on medication that may effect their judgement.	These suggested additions will be considered during a thorough redraft of the policy.	Para 12.4 which seeks to clarify the term 'vulnerable person' has been expanded. It now includes explicit reference to persons who may not be able to make informed or balanced decisions about gambling due to a mental impairment.
GQU/0070	Members only club	Anyone who may not understand our language such as anyone who has recently come to live in our country.	These suggested additions will be considered during a thorough redraft of the policy.	None required
GQU/0089	Other business owner	The people who are most likely to gamble foolishly are those who are impoverished because they don't	These suggested additions will be considered during a thorough redraft of the policy.	None required

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Question 3e) - Are there any other categories of person(s) who you feel we should mention in the policy who fall under the category of vulnerable?				
Respondent ID(s)	Type	Comments made / summary of comments	Reply	Policy Changes
		know how to manage money and see gambling as an easy way out of financial difficulties.		
GQU/0088	Other business owner	Mentally deficient adults, those with learning disabilities who may not understand the consequences of their actions.	These suggested additions will be considered during a thorough redraft of the policy.	Para 12.4 which seeks to clarify the term 'vulnerable person' has been expanded. It now includes explicit reference to persons who may not be able to make informed or balanced decisions about gambling due to a mental impairment.

Section 3 – Summary of Policy changes in paragraph number order

Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
Front Cover - Title	Change “Leeds Statement of Gambling Policy” To “Gambling Act 2005 - Statement of Licensing Policy 2007 – 2010”	The title of the document has been changed to more accurately detail the purpose of the document which is to set out how the council will approach the licensing of gambling premises.
2. The Leeds District		
2.1	Change “It [Leeds] is the second largest metropolitan district in England with excellent accessibility and transport connections and a population of 2.2 million people living within 30 minutes drive of the city centre.” To: “It [Leeds] is the second largest metropolitan district in England and has a population of 2.2 million people living within 30 minutes drive of the city centre.”	The reference to excellent transport links has been removed at the request of Overview and Scrutiny Committee.
2.4	“The success of arts and heritage organisations including the Grand Theatre , West Yorkshire Playhouse, Opera North, Northern Ballet Theatre, Phoenix Dance Theatre, Harewood House and the Henry Moore Institute, has helped to attract other major arts and heritage investments such as the award winning Royal Armouries and the Thackray Medical Museum.”	Cllr Feldman requested that the Grand Theatre should be added to the list of arts and heritage organisations.
3. The purpose of the Gambling Act 2005 – Statement of Licensing Policy		
3.2	Bullet pointed summary of anticipated consultees updated to show actual consultees.	List updated to give an accurate summary of those consulted on the draft policy.

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
7. Interested parties		
7.6	<p>“The council will provide more detailed information on the making of representations in a separate guidance note.”</p> <p>Additional sentence added as follows:</p> <p>“The guidance note will be prepared in accordance with any relevant Statutory Instruments and any Gambling Commission guidance once such documents are released.”</p>	
11. Ensuring that gambling is conducted in a fair and open way		
11.2	<p>Change</p> <p>“The council will however familiarise itself with operator licence conditions and will communicate any concerns to the Gambling Commission about misleading advertising or any absence of required game rules or other information.”</p> <p>to read:</p> <p>“The council will however familiarise itself with operator licence conditions and will communicate any concerns to the Gambling Commission about misleading advertising or any absence of required game rules or other matters as set out in the Gambling Commission’s Code of Practice.”</p>	
12. Protecting children and other vulnerable persons from being harmed or exploited by gambling		
12.4	<p>Original para 12.4 amended from:</p> <p>As regards the term “vulnerable persons”, the council is not seeking to offer a definition but will, for regulatory purposes assume that this group includes people who gamble more than they want to; people who gamble beyond</p>	<p>A strong call during the consultation was for elderly persons to be added to the list of vulnerable persons. In addition a number of respondents expressed concern that people with mental illnesses had not been included.</p>

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>their means; and people who may not be able to make informed or balanced decisions about gambling due to a mental impairment, eg. alcohol or drugs.</p> <p>To read:</p> <p>“As regards the term “vulnerable persons”, the council is not seeking to offer a definition but will, for regulatory purposes assume that this group includes people who gamble more than they want to; people who gamble beyond their means, elderly persons and people who may not be able to make informed or balanced decisions about gambling due to a mental impairment, or because of the influence of Alcohol or drugs.”</p>	
12.4.1	<p>New para 12.4.1 added as follows:</p> <p>While the council acknowledges that it may be difficult for gambling premises staff to identify vulnerable persons, (especially in the case of persons who may have a mental illness) in the first instance the council would expect staff members to try and maintain an awareness of how much (eg. how long) customers are gambling. If it is perceived that any particular persons may be gambling excessively or are showing other obvious signs of being unwell then further investigation should follow to try and identify if the person may fall within the category of vulnerable.</p>	
12.5	<p>“The council will promote this objective by publishing information on the council website about the symptoms of problem gambling and the various support organisations which are available to help problem gamblers. These webpages will be prepared in conjunction with these support agencies.”</p> <p>Additional sentence added as follows:</p> <p>“In addition the council will also distribute promotional material about these services to all one stop centres, libraries and leisure centres in the district as well as any relevant community centres.”</p>	
12.7	Original 12. 7 deleted.	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>New 12.7 inserted as follows:</p> <p>Applicants should consider the following proposed measures for protecting and supporting vulnerable persons, for example:</p> <ul style="list-style-type: none"> • Leaflets offering assistance to problem gamblers should be available on gambling premises in a location that is both prominent and discreet, such as toilets. • training for staff members which focuses on building an employee’s ability to maintain a sense of awareness of how much (eg. how long) customers are gambling, as part of measures to detect persons who may be vulnerable. (see 12.4.1) • Trained personnel for the purpose of identifying and providing support to vulnerable persons • Self exclusion schemes • Stickers or notices on gaming machines to identify the stakes/prizes • Operators should demonstrate their understanding of best practice issued by organisations that represent the interests of vulnerable people • Fixed Odds Betting Terminals should clearly display the odds • Positioning of ATM machines • Stickers / posters with GamCare Helpline and website in prominent locations, ie on ATM machines • Windows, entrances and advertisements to be positioned or designed not to entice passers by. 	
12.8	<p>New para 12.8 inserted as follows:</p> <p>The council may consider any of the above or similar measures as licence conditions should these not be adequately addressed by any mandatory conditions, default conditions or proposed by the applicant.</p>	

Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
13. Introduction to premises licensing.		
13.9	<p>Change:</p> <p>With regards to these objectives it is the council's policy, upon receipt of any relevant representations to look at specific location issues including:</p> <ul style="list-style-type: none"> • the proximity of the premises to schools and vulnerable adult centres • the proximity of the premises to residential areas where there may be a high concentration of families with children • the size of the premises and the nature of the activities taking place • any levels of organised crime in the area. <p>such information may be used to inform the decision the council makes about whether to grant the licence, to grant the licence with special conditions or to refuse the application.</p> <p>To read</p> <p>With regards to these objectives it is the council's policy, upon receipt of any relevant representations to look at specific location issues including:</p> <ul style="list-style-type: none"> • the possible impact a gambling premises may have on any schools or vulnerable adult centres in the area • the possible impact a gambling premises may have on residential areas where there may be a high concentration of families with children • the size of the premises and the nature of the activities taking place • any levels of organised crime in the area. <p>The council will need to be satisfied that there is sufficient evidence that the particular location of the premises would be harmful to the licensing</p>	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	objectives. Such evidence may be used to inform the decision the council makes about whether to grant the licence, to grant the licence with special conditions or to refuse the application.	
13.12	Original 13.12 moved down to 13.13 New 13.12 added as follows: Where there are specific risks or problems associated with a particular locality, or pecific premises, or class of premises, the council will be able to attach individual conditions to address this.	
13.13 (formerly 13.12)	New bullet point added after third bullet point as follows: <ul style="list-style-type: none"> • consistent with the licensing objectives 	
13.14 (formely 13.13)	'use of door supervisors' changed to read 'supervision of entrances'	
13.15	NB: Original 13.14 moved down to 13.17 New 13.15 added as follows: (based on old 14.4) Where certain measures are not already addressed by the mandatory/default conditions or by the applicant, the council may consider licence conditions to cover issues such as: <ul style="list-style-type: none"> • proof of age schemes • CCTV • supervision of entrances • supervision of machine areas • physical separation of areas • location of entrance points 	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<ul style="list-style-type: none"> • notices / signage • specific opening hours • a requirement that children must be accompanied by an adult • enhanced CRB checks of the applicant and/or staff • support to persons with gambling addiction • policies to address seasonal periods where children may more frequently attempt to gain access to premises and gamble such as half terms and summer holidays • policies to address the problems associated with truant children who may attempt to gain access to premises and gamble • any one or a combination of the measures as set out at paragraph 12.7 of this policy 	
13.16	<p>New 13.16 added as follows:</p> <p>This list is not mandatory, nor exhaustive, and is merely indicative of examples of certain measures which may satisfy the requirements of the licensing authority and the responsible authorities, depending on the nature and location of the premises and the gambling facilities to be provided.</p>	
13.18	<p>New 13.8 added as follows:</p> <p>The council is aware that the Secretary of State will set mandatory conditions and default conditions which are necessary for the general good conduct of gambling premises, therefore it is unlikely that the council will need to impose individual conditions imposing a more restricted regime in relation to matters that have already been dealt with. If the council is minded to do so because there is regulatory concerns of an exceptional nature, then any additional licence conditions must relate to the licensing objectives.</p>	
13.19 (formerly 13.15)	<p>Where door supervisors are required at these premises it is the operators responsibility to ensure that any persons employed in this capacity are fit and</p>	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>proper to carry out such duties.</p> <p>Changed to read:</p> <p>Where door supervisors are provided at these premises the operator should ensure that any persons employed in this capacity are fit and proper to carry out such duties.</p>	
14. Adult gaming centres and licensed family entertainment centres (LFECs)		
14.2	Second sentence of para 14.2 moved to become 14.5	
14.4	<p>Original 14.4 moved to 13.15 and expanded (see above).</p> <p>New 14.4 added as follows:</p> <p>Where certain measures are not already addressed by the mandatory/default conditions or by the applicant, the council may consider licence conditions to address such issues, examples of which are provided at paragraph 13.15.</p>	
14.5	<p>Original 14.5 moved to 14.7</p> <p>Second sentence of old para 14.2 now becomes 14.5 as follows:</p> <p>Licensed family entertainment centres will be able to make available a certain number of category C and D machines where there is clear segregation in place so children do not access the areas where the category C machines are located. (see Appendix 1)</p>	
14.6	<p>New 14.6 added which includes measures previously shown at 16.2 including additional control measures as follows:</p> <p>Where category C or above machines are available in premises to which children are admitted then the council will ensure that:</p> <ul style="list-style-type: none"> • all such machines are located in an area of the premises separate from the remainder of the premises by a physical 	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>barrier which is effective to prevent access other than through a designated entrance. For this purpose a rope, floor markings or similar provision will not suffice and the council may insist on a permanent barrier of at least 1 meter high</p> <ul style="list-style-type: none"> • only adults are admitted to the area where the machines (category C) are located • access to the area where the machines are located is supervised at all times • the area where the machines are located is arranged so that it can be observed by staff • 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. 	
14.7	<p>New 14.7 added which shows sentence formerly shown at 14.5 as follows:</p> <p>The council will refer to the Commission’s website to familiarise itself with any conditions that apply to operating licences covering the way in which the area containing the category C machines should be delineated. The council will also make itself aware of any mandatory or default conditions on these premises licences, when they have been published.</p>	
15. Casinos		
15.3	<p>Old 15.3 (casino resolution) deleted so new 15.3 becomes:</p> <p>Proposal for a casino – Leeds City Council submitted a proposal for one large casino, to the Independent Casinos Advisory Panel. Details regarding this proposal can be found by contacting Leeds City Council’s Development Department.</p> <p>NB: all other items moved up</p>	
15.4	Final sentence edited from:	The reference to children has been removed as children should not be on the premises in

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>When considering whether to impose a condition to restrict the number of betting machines in particular premises, the council , amongst other things, will take into account the size of the premises, the number of counter positions available for person-to-person transactions, and 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.</p> <p>To:</p> <p>When considering whether to impose a condition to restrict the number of betting machines in particular premises, the council , amongst other things, will take into account the size of the premises, the number of counter positions available for person-to-person transactions, and the ability of staff to monitor the use of the machines.</p>	<p>the first place.</p>
15.6	<p>New 15.6 inserted as follows:</p> <p>Where certain measures are not already addressed by the mandatory/default conditions or by the applicant, the council may consider licence conditions to cover certain issues, examples of which are provided at paragraph 13.15.</p>	
16. Bingo Premises		
16.2	<p>First bullet point::</p> <ul style="list-style-type: none"> • all such machines are located in an area of the premises separate from the remainder of the premises by a physical barrier which is effective to prevent access other than through a designated entrance. <p>Additional sentence added as follows:</p> <p>For this purpose a rope, floor markings or similar provision will not suffice and the council may insist on a permanent barrier of at least 1 meter high</p> <p>Additional wording added to end of third bullet point</p>	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	<p>...”at all times”.</p> <p>New final bullet point added as follows:</p> <ul style="list-style-type: none"> • children will not be admitted to bingo premises unless accompanied by an adult. 	
16.4	<p>New 16.3 added as follows:</p> <p>Where certain measures are not already addressed by the mandatory/default conditions or the applicant, the council may consider licence conditions to address such issues, examples of which are provided at paragraph 13.15.</p>	
17. Betting premises		
17.2	<p>Final sentence of 17.2 amended from:</p> <p>When considering whether to impose a condition to restrict the number of betting machines in particular premises, the council , amongst other things, will take into account the size of the premises, the number of counter positions available for person-to-person transactions, and 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 persons.</p> <p>To read:</p> <p>When considering whether to impose a condition to restrict the number of betting machines in particular premises, the council , amongst other things, will take into account the size of the premises, the number of counter positions available for person-to-person transactions, and the ability of staff to monitor the use of the machines.</p>	
17.3	<p>New 17.3 added as follows:</p> <p>Where an applicant for a betting premises licence intends to offer higher</p>	<p>Comments were made during the consultation which highlighted the rise in popularity of FOBTs in bookmakers.</p>

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
	stake category B gaming machines (categories B2-B4) including any Fixed Odds Betting Terminals (FOBTs), then applicants should consider the control measures related to the protection of vulnerable persons, highlighted at para 12.7.	Accordingly this new paragraph has been added.
17.4	<p>New 17.4 added as follows:</p> <p>Where certain measures are not already addressed by the mandatory/default conditions or the applicant, the council may consider licence conditions to address such issues, examples of which are provided at paragraph 13.15.</p>	
18. Tracks		
18.1 – 18.10	This section has been thoroughly redrafted. The order of the paragraphs has been changed and new paragraphs have been added. It is not proposed to summarise each individual change here as the detail required to summarise the changes would become extremely complex. Both versions of the policy are available on request for any persons who wish to visually clarify the amendments.	
19. Travelling Fairs		
19.4	<p>“The council will work with its neighbouring authorities to ensure that land which crosses our boundaries is monitored so that the statutory limits are not exceeded.”</p> <p>Changed to read:</p> <p>“The council will work with its neighbouring authorities to ensure that land which crosses the council boundary is monitored so that the statutory limits are not exceeded.”</p>	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
21. Unlicensed family entertainment centre gaming machine permits (NB: note “Statement of principles” deleted from title)		
21.3 – 21.5	<p>Paras 21.3 to 21.6 deleted.</p> <p>New paras 21.3 to 21.5 added as follows:</p> <p>21.3 In line with the above provision the council has prepared a ‘Statement of Principles’ document which explains the various issues the council will assess in order to determine the suitability of an applicant for a permit. This includes child protection issues. All applicants should review this document before submitting an application for an UFEC permit so they can tailor their application accordingly.</p> <p>21.4 In line with the Act, while the council cannot attach conditions to this type of permit, the council can refuse applications if they are not satisfied that the issues raised in the “Statement of principles” document have been addressed through the application.</p> <p>21.5 Applicants only need address the “Statement of principles” when making their initial applications and not at renewal time.</p>	
22. Gaming machine permits in premises licensed for the sale of alcohol		
22.3	<p>Para 22.3 deleted and new para 22.3 inserted as follows:</p> <p>All alcohol licensed premises with gaming machines must have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and provide sufficient measures to ensure that under 18 year olds do not use the adult only gaming machines.</p> <p>NB: paras 22.4 becomes 22.7</p> <p>22.5 and 22.6 remain unchanged.</p>	

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Para number (new para numbers unless otherwise stated)	Amendments (additions shown in bold)	Notes
22.4	<p>New para 22.4 inserted as follows:</p> <p>Measures which may satisfy the council that persons under 18 years will be prevented from using the machines may include the machines being in close proximity to the bar, or in any other area where they are capable of being adequately supervised. Notices and signage may also help. As regards the protection of vulnerable persons applicants may wish to consider the provision of information leaflets and or helpline numbers for organisations such as GamCare.</p>	
<p>23. Prize Gaming Permits (NB: note “Statement of principles” deleted from title)</p>		
23.1 – 3.7	<p>This section has been thoroughly redrafted. The order of the paragraphs has been changed and new paragraphs have been added. It is not proposed to summarise each individual change here as the detail required to summarise the changes would become extremely complex. Both versions of the policy are available on request for any persons who wish to visually clarify the amendments.</p>	
<p>24. Club gaming and club machines permits</p>		
24.6 & 24.7	<p>New 24.6 and 24.7 added as follows:</p> <p>24.6 Clubs must also have regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and provide sufficient measures to ensure that under 18 year olds do not use the adult only gaming machines.</p> <p>24.7 Measures which may satisfy the council that persons under 18yrs will be prevented from using the machines may include the machines being in close proximity to the bar, or in any other area where they are capable of being adequately supervised. Notices and signage may also help. As regards the protection of vulnerable persons applicants may wish to consider the provision of information leaflets / helpline numbers for organisations such as GamCare.</p>	

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25. Temporary Use notices		
25.1	<p>Amend first sentence from:</p> <p>Temporary use notices allow the use of premises for gambling where there is no premises licence but where a gambling operator wishes to use the premises temporarily for providing facilities for gambling.</p> <p>To read:</p> <p>Temporary use notices allow the use of premises on not more than 21 days in any 12 month period for gambling where there is no premises licence but where a gambling operator wishes to use the premises temporarily for providing facilities for gambling.</p>	
25.2	<p>Original 25.2 moved to become 25.4</p> <p>New 25.2 inserted as follows:</p> <p>Only persons or companies holding a relevant operating licence can apply for a temporary use notice to authorise the particular class of gambling permitted by their operating licence. For example, the holder of a casino operating licence could apply for a temporary use notice to provide casino games at a hotel.</p>	
25.3	<p>New 25.3 inserted as follows:</p> <p>A temporary use notice must be lodged with the licensing authority not less than three months and one day before the day on which the gambling is due to take place. Detailed information about how to serve a temporary use notice will be available in a separate guidance note.</p>	
27. Small society lottery registrations		
27.1	<p>New 27.1 inserted as follows: (NB: All other paragraphs moved down)</p> <p>A lottery generally refers to schemes under which prizes are distributed by</p>	

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	chance among entrants who have given some form of value for their chance to take part.	
Appendices		
Appendix 1 – Table 1 – Row 7 column 3	Maximum prize for Category C gaming machines changed from £25 to £35.	