



Meeting of the Licensing Act 2003 Sub-Committee

held in the Bourges/Viersen Rooms at the Town Hall, Peterborough at 1.30pm on 26 July 2024

RECORD OF PROCEEDINGS

To be read in conjunction with the agenda for the meeting.

[\(Public Pack\)Agenda Document for Licensing Act 2003 Sub-Committee, 26 June 2024, 1.30pm \(peterborough.gov.uk\)](#)

RECORD OF PROCEEDINGS

1. Apologies for Absence	There were no apologies for absence received.
2. Declarations of Interest	None.
3. Application	BINGO PREMISES LICENCE UNDER THE GAMBLING ACT 2005
3.1 Application Reference	126422
3.2 Sub-Committee Members	Cllrs Allen (Vice Chair in the Chair), Elsey, Knight
3.3 Officers	Darren Dolby, Regulatory Officer Colin Miles, Lawyer – Legal Advisor to the Sub-Committee Karen Dunleavy, Democratic Services Officer – Clerk to the Sub-Committee
3.4 Applicant	Merkur Slots UK Ltd, Second Floor, Matrix House, North Fourth Street, Milton Keynes, MK9 1NJ
3.5 Nature of Application	<u>Application Type</u> <u>Summary of Premises Licence Review Application</u> In accordance with the Gambling Act 2005, following the submission of an application for a new premises licence for Merkur Slots, 551 Lincoln Road, Peterborough, PE1 2PB, which had attracted representations in objection to

	<p>the application, the Licensing Authority was required to hold a hearing.</p> <p>A summary of the issues raised by persons objecting to application included:</p>
3.6 Licensing Objective(s) under which representations were made	<ol style="list-style-type: none"> 1. The Prevention of Crime and Disorder 2. The Prevention of Public Nuisance 3. The Protection of Children from Harm 4. Public Safety
3.7 Parties/Representatives and witnesses present	<p><u>The Licensing Authority</u></p> <p>The Regulatory Officer, who presented the case on behalf of the Licensing Authority.</p> <p><u>Applicant</u></p> <p>Gerald Gouriet, who was in attendance as a representative for the Applicant</p> <p><u>Responsible Authorities</u></p> <p>PC Hawkins, who presented the case on behalf of Cambridgeshire Constabulary</p> <p>Ian Green, who presented the case on behalf of Public Health</p>
3.8 Pre-hearing considerations and any decisions taken by the Sub-Committee relating to ancillary matters	<p>There were no pre-hearing considerations.</p>
3.9 Oral representations	<p>All parties were given the opportunity to present their case and oral representations were provided by:</p> <p>Darren Dolby, Regulatory Officer Gerald Gouriet, Legal Representative of the Applicant PC Hawkins, Cambridgeshire Constabulary Ian Green, Public Health</p> <p><u>Summing Up</u></p> <p>All parties were given the opportunity to summarise their submissions.</p>
3.10 Written representations and supplementary	<p><u>Applicant</u></p>

material taken into consideration	Consideration was given to the application for new a Premises Licence, attached to the Sub-Committee report.
3.11 Facts/Issues in dispute	<p><u>Issue 1</u></p> <p>Whether the premises licence application would further support the preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime objective.</p> <p><u>Issue 2</u></p> <p>Whether the premises licence application would ensure that gambling is conducted in a fair and open way objective.</p> <p><u>Issue 3</u></p> <p>Whether the premises licence application would further support the 'protecting children and other vulnerable persons from being harmed or exploited by gambling objective.</p>
4. Decision	<p>The Sub-Committee listened to all the evidence put before it and also took into account the contents of the application and all representations and submissions made in relation to it. The Sub-Committee found as follows:-</p> <p>This Decision Notice refers to the application of the premises licence Merkur Slots, 551 Lincoln Road, Peterborough, PE1 2PB.</p> <p>This Sub-Committee was convened to hear an application for a premises licence made under the Gambling Act 2005.</p> <p>The Applicant was Merkur Slots UK Limited. The Applicant applied for a Bingo premises licence for the premises situated at and known as 551Lincoln Road, Millfield.</p> <p>The Sub-Committee read the committee bundle and the additional information supplied by the Applicant.</p> <p>There had been a number objections to the licence being granted from Responsible Authorities and from Interested Parties; these can be found at page 45 of the bundle.</p> <p>The Sub-Committee heard in person from the police and public health who object.</p> <p>The objections relate to the three licensing objectives:</p> <ul style="list-style-type: none"> • Preventing gambling from being a source of crime and disorder, being associated with crime and disorder or being used to support crime

	<ul style="list-style-type: none"> • Ensuring that gambling is conducted in a fair and open way • Protecting children and other vulnerable persons from being harmed or exploited by gambling <p>The Sub-Committee ignored representations that were not linked to one or more of the licensing objectives. The Gambling Commission’s Guidance was clear on what we can and cannot consider.</p> <p>Section 153 of the Gambling Act 2005 stated that the licensing authority shall aim to permit the use of premises for gambling in so far as it thinks fit:</p> <ul style="list-style-type: none"> • in accordance with any relevant code of practice under section 24; • in accordance with any relevant guidance issued by the Commission; under section 25 • reasonably consistent with licensing objectives; and • in accordance with the licensing authority’s statement of licensing policy <p>In other words there exists a presumption to grant.</p> <p>In support of the application, the Sub-Committee heard in person from the Applicant’s Representative.</p> <p>The Sub-Committee noted the additional conditions forwarded by the applicant and considered the conditions sufficient to meet the stated objections.</p> <p>Therefore, the Sub-Committee GRANTED the licence as applied for subject to the additional conditions offered by the Applicant, and the reduced hours of operation.</p>
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Chairman

Start 1.30pm – 2.43pm