

Report for: Licensing Sub Committee 22nd May 2025

Item number: 6

Title: Determination of Application for the Variation of an Adult Gaming Centre Licence for Little Vegas, 17 High Road London N22 6BN

Report authorised by : Director of Environment & Residents Experience.

Lead Officer: Daliah Barrett – Licensing Team Leader

Ward(s) affected: **Noel Park**

Report for Key/

Non Key Decision: **Non key**

1. Describe the issue under consideration

This report asks the Licensing Sub-Committee to consider an application for a Variation of a premises licence for an existing Adult Gaming Centre, under section 159 of the Gambling Act 2005. The application has drawn representations from a responsible authority and interested parties, therefore a hearing is required.

2 Principles to be applied:

This application must be considered under the three licensing objectives:

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

2.1 Recommendations

The Sub-Committee is asked to determine whether to grant the variation application seeking a 24 hour operation for an existing Adult Gaming Centre Premises Licence at 17 High Road London N22 6BN

A copy of the application for the variation of the premises licence and Accompanying documentation that the applicant submitted with their application is at **App1**.

- 2.2** On considering an application for a premises licence (whether at a hearing or not) a licensing authority shall
- (A) Grant it or
 - (B) Reject it.

- 2.3** The Licensing Sub-Committee is required to give appropriate weight to the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 164 of the Act, the Council's Statement of Gambling Policy and the steps that are appropriate to promote the three Gambling objectives. Having considered those relevant matters, the Licensing Sub-Committee is required to take the following steps as it considers appropriate for the promotion of the licensing objectives.

- 2.4** Pursuant to section 169 of the Act, where the Sub-Committee issues a premises

licence, it may attach a condition to the licence or exclude a default condition that would otherwise be attached to the licence under section 168 of the Act. A condition may not be attached to the premises licence that prevents compliance with a condition of the operating licence which authorises the applicant from carrying out the activities for which the premises licence is granted.

3 Reasons for decision

In exercising their functions under this part a licensing authority shall aim to permit the use of premises for gambling in so far as the authority think it-

- (a) In accordance with the any relevant code of practice under section 24
- (b) In accordance with any relevant guidance issued by the Commission under section 25
- (c) Reasonably consistent with the licensing objectives (subject to paragraphs (a) and (b); and
- (d) In accordance with the statement published by the authority under section 349 (subject to paragraphs (a) to (c))

- 3.1 In determining whether to grant a premises licence a licensing authority may not have regard to the expected demand for the facilities which it is proposed to provide.

4 Alternative options considered

- 4.1 Where a valid representation has been received in response to an application for a premises licence under the Act, the licensing authority must hold a hearing to determine the application, unless a hearing is not required. Therefore, no alternative options are considered or recommended.

5 Background information

- 5.1 This report concerns an application made under section 159 of the Gambling Act 2005 (the Act).
- 5.2 An application for a premises licence may only be made by a person who:
- Holds an operating licence which authorises him to carry on the activity in respect of which the premises licence is sought and
 - Who has a right to occupy the premises to which the application relates.
- 5.3 An Adult gaming centres are entitled to make available for use a number of category B gaming machines not exceeding 20% of the total number of gaming machines which are available for use on the premises and any number of category C or D machines. Where a premises licence was granted before 13 July 2011, they are entitled to make available four category B gaming machines, or 20 percent of the total number of gaming machines, whichever is the greater. Category B machines at adult gaming centres are restricted to sub-category B3 and B4 machines, but not B3A machines.
- 5.4 Attached at **Appendix 3** is the Summary of Machine Provisions by premises.
- 5.5 Attached at **Appendix 3** is Part 9 from the Gambling Commission Guidance to Local Authorities which concerns Premises Licence conditions.
- 5.6 Attached at Appendix 4 is Part 21 from the Gambling Commission Guidance to Local Authorities which concerns Adult Gaming Centres and this also

includes the Mandatory conditions that would automatically be attached to an Adult Gaming Centre Premises Licence, if granted. Some types of gambling premises licence also have default conditions attached to them but there are currently no default conditions specific to Adult Gaming Centres.

- 5.7 Attached at **Appendix 4** is a copy of the Council's Statement of Gambling Policy and the Local Area Profile which is made reference to by the applicant in their risk assessment.

6. Relevant representations

- 6.1 A responsible authority (the Licensing Authority) & interested parties have made representations on this application and copies are attached at **Appendix 2**.
- 6.2 An interested party is defined in the Gambling Act 2005 as someone who –
- lives sufficiently close to the premises to be likely to be affected by the authorised activities
 - has business interests that might be affected by the authorised activities
 - represents persons in either of these two groups.
- 6.3 The applicant has been provided with a copy of the representations made and both the applicant and those making representations have been made aware of the date, time and details of joining the Sub Committee hearing.

7 Legal implications

- 7.1 The Section 153 of the Gambling Act 2005, provides that in determining applications the licensing authority shall aim to permit the use of the premises for gambling in so far as it thinks it is–
- (a) in accordance with any relevant code of practice under section 24,
 - (b) in accordance with any relevant guidance issued by the Commission Under section 25,
 - (c) reasonably consistent with the licensing objectives (subject to paragraphs (a) and (b)), and
 - (d) in accordance with the statement published by the authority under section 349 (subject to paragraphs (a) to (c)).
- 7.2 A copy of the Gambling Commission's sector specific Conditions and Codes of Practice applicable to Adult Gaming Centres can be seen at **Appendix 3**.
- 7.3 The latest version of the Gambling Commission's Guidance to Licensing Authorities is available on line at :- [Guidance to licensing authorities - Part 21: Adult gaming centres](#)
- Parts 1 (General), 9 (Premises licence conditions) and 21 (Adult Gaming Centres) are relevant to this application.
- 7.4 A copy of the Council's Statement of Gambling Policy, published in accordance with section 349 of the Gambling Act 2005 can be seen at **Appendix 4**

8 Determination

8.1 The decision will take effect once the period for any appeal has elapsed, unless the Sub-Committee determines its decision is to have immediate effect.

9 Equalities Impact

9.1 The arrangements for the Licensing Hearings seek to ensure that all applicants and other interested parties receive a fair hearing and that the process is accessible to all groups within the community.

10 Human Rights

10.1 The Human Rights 1998 (HRA) requires public bodies to ensure everything they do is compatible with Convention Rights and makes it unlawful for a public authority to act incompatibly with those Rights. **Article 6 (A6)** of the European Convention on Human Rights (ECHR) is the right to a fair trial.

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Appendices:

App 1 Application Forms & risk assesment

App 2 Relevant representations

Background Documents

App 3 Guidance from the Gambling Commission - AGC [Guidance to licensing authorities - Part 21: Adult gaming centres](https://www.gamblingcommission.gov.uk/guidance/guidance-to-licensing-authorities/gla-part-21-adult-gaming-centres)

<https://www.gamblingcommission.gov.uk/guidance/guidance-to-licensing-authorities/gla-part-16-gaming-machines>

<https://www.gamblingcommission.gov.uk/guidance/guidance-to-licensing-authorities/gla-part-7-premises-licences>

<https://www.gamblingcommission.gov.uk/guidance/guidance-to-licensing-authorities/gla-part-9-premises-licence-conditions>

App 4 Council's Statement of Gambling Policy & Local risk assessment

[Statement of gambling policy | Haringey Council](#)