

Licensing Act 2003 Sub-Committee on 12th December 2006

Report title: Application for a grant of Section 34 Gaming Permit. Showcase Cinema, 180 High Road, Hollywood Green, London, N22 6EJ

Report of: The Lead Officer Licensing

Ward(s) affected ALL AREAS

1. Purpose

To consider an application to grant a Section 34 permit to allow 10 machines on the premises.

2. Recommendations

2.1 (a) Grant the application as asked

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application unless it is necessary to promote the licensing objectives.

Report authorised by: Robin Payne.....


Assistant Director Enforcement Services

Contact Officer: Ms Daliah Barrett

Telephone: 020 8489 5103

3. Executive summary

For consideration by Sub Committee under Licensing Act 2003 for a New Premises licence

4. Access to information:

Local Government (Access to Information) Act 1985

Background Papers

The following Background Papers are used in the preparation of this Report:

File: Showcase Cinema

The Background Papers are located at Enforcement Service, Civic Centre, High Road Wood Green N22

5. REPORT

Background

5.1 The Government has introduced an order under the Gaming Act 1968 to increase the stakes and prizes for amusement with prizes machines. This change came into effect on 27th October 2006 on the understanding that all the main industry associations will introduce enhanced voluntary codes of social responsibility.

5.2 Section 34 of the Gaming act 1968 provides for two types of gaming machines which are:

(1) Amusement with Prizes 'coin or token' ie maximum stake 50p and maximum prize £5 cash or £8 non cash (Section 34(1) Gaming Act 1968)

(2) Amusement with prizes 'all cash' i.e. maximum stake 50p and maximum prize £35 (Section 34(5E) Gaming Act 1968).

The relevant statutory provisions are set out in Section 34 and Schedule 9 Gaming Act 1968 as amended by Licensing Act 2003 Schedule 6, paragraph 52 and Gambling Act 2005 Schedule 16, paragraphs 3 (7) and 8.

1. The premises must be licensed under the Licensing Act to sell alcohol
2. The AWP machines must be located on these licensed premises and there must be a bar for serving alcohol to customers on the premises.
3. A Premise License holder is a person holding a Premises License under the Licensing Act 2003.

This matter is brought before the committee as the applicants are Applying for more than 2 machines. There is no statutory limit to the number of machines allowed. The Government suggests that hearings should not be required where no more than two machines are applied for. It is standard procedure to bring before the committee any application that is requesting more than 2 machines. These premises had a permit for less machines previously granted by the Magistrates.

5.3 This permit will only be active until September 2007 and will need to be applied for again after that time when the Gambling Act comes into force.

5.4 Attached for Members information is the Code of Practice on Responsible Management.

5.5 Finance

An application for a Section 34 permit cost £32 irrespective of the number of machines being applied for.

APPLICATION FORM



Licensing Department
Haringey London Borough
Civic Centre
High Road
London
N22 8LE

Our ref : LTRV /MS

October 24, 2006

Dear Sir

Re : Showcase Cinema, Wood Green
Section 34 Application

Please find enclosed an application for the grant of a Section 34 Gaming Machine Permit in respect of the above premises, together with our cheque to the value of 32.00.

We also enclose our R19 form, and would appreciate your completion of the details, and return of the form to this office, in the pre-paid envelope provided.

I should be grateful if you could advise the anticipated timescale for completion of the above.

If you require any further information please do not hesitate to contact us.

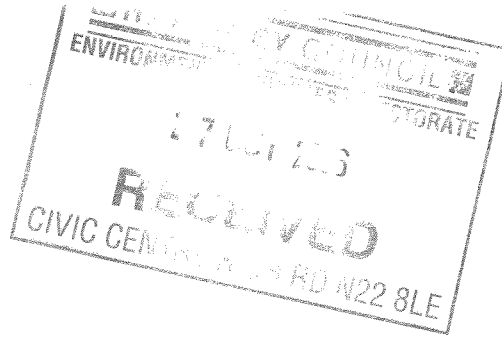
Once granted will you please send the Permit to this office in the second pre-paid envelope provided. This will then be forwarded directly to the site after a photocopy has been taken for our records.

Yours faithfully

Melanie Smith
LICENSING

SPICE TO MEL SMITH ASKED FOR PLAN SHOWING
WHERE MACHINES WILL BE SITED.

10, MACHINES
REMOVED



Leisure Link
3 The Maltings
Wetmore Road
Burton-on-Trent
Staffordshire
DE14 1SE

Telephone
01283 512 777

Facsimile
01283 519 200

Web site
www.leisure-link.com



Application for [grant] [~~renewal~~] of permit for the use of machines for gaming by way of amusement-with-prizes, for the purposes of section [34(1)] [~~34(5E)~~] of the Gaming Act 1968

To the⁽¹⁾ HARINKEY LONDON BOROUGH

I SHOWCASE CINEMA
of 180 HIGH ROAD, HOLLYWOOD GREEN, WOOD GREEN, LONDON, N22 6EJ

HEREBY APPLY for the [grant] [~~renewal~~] of a permit for the use of machines for gaming for the purposes of section [34(1)] [~~34(5E)~~] of the Gaming Act 1968 on the premises known as

SHOWCASE CINEMA, 180 HIGH ROAD, HOLLYWOOD GREEN, WOOD GREEN,
within the district of the above-named local authority, of which premises I [am] [~~propose, if the permit is granted, to become~~] the occupier.

The premises [are] [~~will be~~] established and conducted for the purposes of

CINEMA ARCADE

and it is proposed to use machines of the following type(s)⁽²⁾ :

[all-cash amusement-with-prizes machines] 10

[other amusements-with-prizes machines]

[amusement machines*]

⁽³⁾[Admission to the [designated areas within the] premises will be limited to persons aged 18 or over.]

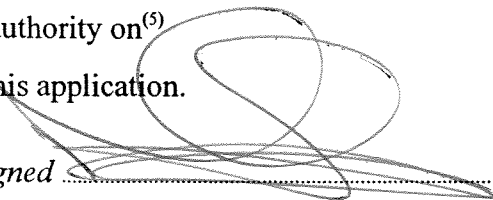
⁽³⁾[I understand that, if granted, the permit will be subject to the conditions set out in paragraph 10B of schedule 9 to the Gaming Act 1968 and that where applicable there will be other conditions for designated areas as set out in paragraph 10B (3)(b) of that schedule.]

I undertake to observe the statutory conditions applicable.

⁽⁴⁾ [A permit, No. _____ was granted to me by the said authority on⁽⁵⁾ _____]

I enclose the sum of ⁽⁶⁾£32.00, being the fee payable on this application.

Dated _____

Signed 

NOTES

Delete any words or figures within square brackets which do not apply

*Permits are not required for amusement machines other than amusement-with-prizes machines.

(1) Insert the name of the local authority within whose area the premises are situated

(2) Insert number of machines in each case

(3) To be completed only if the application is for all-cash machines for the purposes of section 34(5E) of the Act

(4) To be completed only if the application is for renewal

(5) Insert date

(6) The fee payable for a section 34(1) permit is fixed by regulations; the fee for a section 34(5E) permit is fixed by the local authority. Please enquire of the authority as to the current fee before making the application.



Ref: MS

Licensing Department
Haringey London Borough
Civic Centre
High Road
London
N22 8LE

21st November 2006

Dear Sirs,

Re: Showcase Cinema, Wood Green

Please find enclosed site plans for the above site's Section 34 application as required.

I trust they are satisfactory, however if I can be of any further assistance please do not hesitate to contact me on Extension 3122.

Yours faithfully,

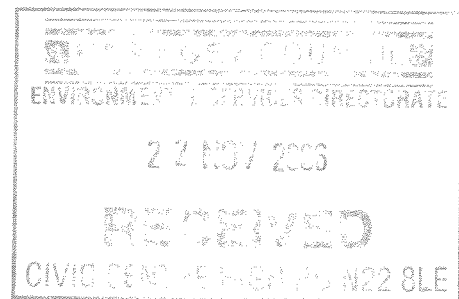
MELANIE SMITH
Senior Licensing Assistant

Leisure Link
3 The Maltings
Wetmore Road
Burton-on-Trent
Staffordshire
DE14 1SE

Telephone
01283 512 777

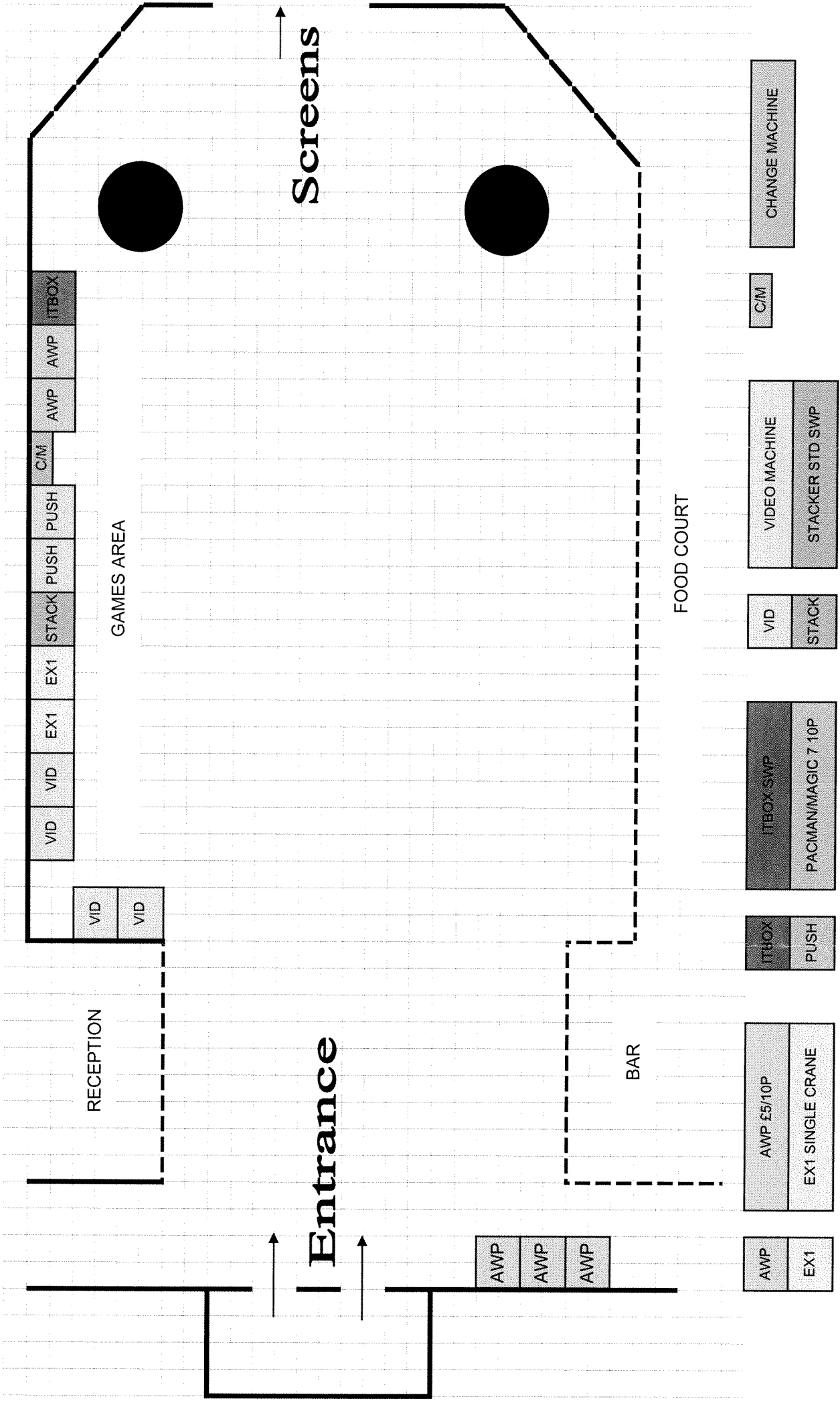
Facsimile
01283 519 200

Web site
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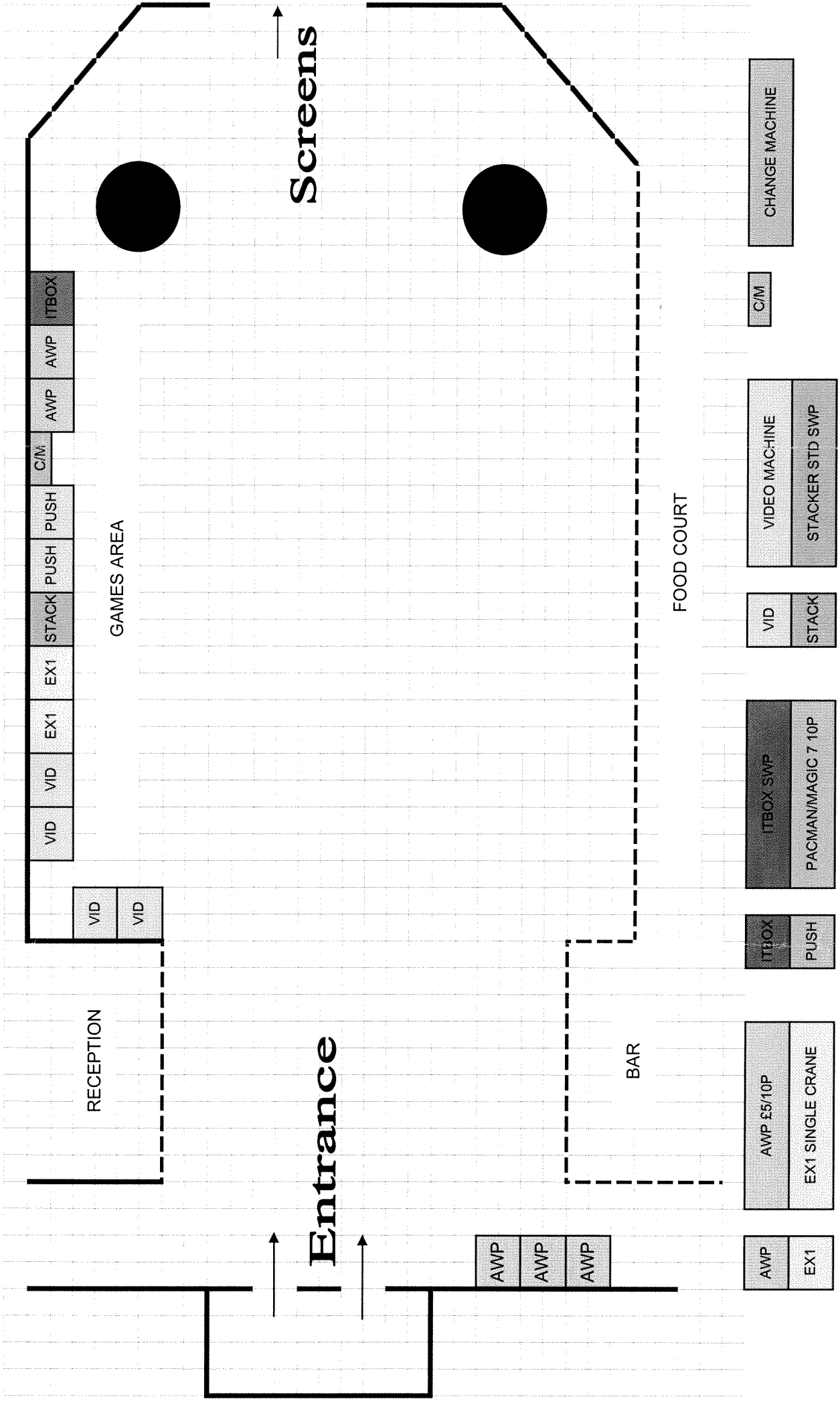
Showcase Floor Plans

Wood Green



Showcase Floor Plans

Wood Green



CODE OF PRACTICE



**All Cash Machines (Category C):
Code of Practice on Responsible Management**

October 2006

**UNDER 18'S PROHIBITED FROM PLAYING
AMUSEMENT WITH PRIZES MACHINES**

(CATEGORY C)

A black banner with white text and graphics. On the left is the Gamcare logo, which consists of a stylized 'G' with an arrow pointing right, above the word "GAMCARE". To the right of the logo is the text "GAMBLE RESPONSIBLY" in a bold, sans-serif font. Below that is "GAMBLING SHOULD BE FUN" in a smaller font. Further down is the text "IF GAMBLING IS CAUSING YOU A PROBLEM FOR CONFIDENTIAL ADVICE AND SUPPORT CONTACT:" in a small font. Below that is "GAMCARE UK HELPLINE: 0845 6000 133" and "WEBSITE: www.gamcare.org.uk" in a bold, sans-serif font. On the right side of the banner is a large circular sign with a thick border. Inside the circle, the text "NO UNDER" is at the top, "18" is in the center in a very large font, and "TO PLAY" is at the bottom.

Code of Practice on Restricting Under Age Play on All Cash AWP Machines (Category C)

The signatories to this Code have agreed to abide by its terms which restrict the age of play to 18 wherever such machines are sited.

- **Under 18 year olds are NOT permitted to play All-Cash Machines (Category C)**
- **Machines will be kept under supervision by staff**
- **Notices on machines will make it clear that no under 18s are to play.**
- **Machines must display the Gamcare Helpline Number**



- **The signatories will ensure that operators are made aware of the revised Code and it is available to them prior to the conversion of machines to the new prize level.**

IMPLEMENTING THE CODE OF PRACTICE

1. Age Control Policy

- 1.1 All units should have an Age Control Policy – ie. *no under 18s play* - to be implemented by staff in the event of an all cash machine being played by a person or persons under the age of 18 years. It is recognised that this may need to vary slightly in order to suit the needs of particular venues, but it is likely to contain the following elements:
- (a) Staff should challenge any player(s) they suspect of being under the age of 18 by asking for proof of age, eg. A PASS approved Proof of Age Card, passport or driving licence;
 - (b) In the event that the player(s) are underage, they should be told in clear terms that they are not permitted to play the machine;
 - (c) Any under age player(s) should be asked to leave the premises if they persist in playing the machine despite being advised of the *no under 18s play* policy.
- 1.2 Any adult who is knowingly or recklessly allowing a child or young person to gamble should be asked to stop. If they refuse to do so, they should be not be allowed to continue playing the machine themselves and/or asked to leave the premises.

2. Supervision of Machines

- 2.1 Machines should be located where they can be supervised effectively by staff.

3. Signage

- 3.1 All machines must display the updated “no under 18s to play” sign which carries the Gamcare Helpline Number and information on percentage payout.
- 3.2 Machines will not be converted by suppliers to the new prize level of £35 unless they display this sign.
- 3.3 Machine suppliers will provide a copy of this Code to retailers in conjunction with good practice under the BACTA Code of Practice for Machine Suppliers.

ALL CASH MACHINES (Category C)
Code Of Practice on Responsible Management

NEW £35 JACKPOT

British Beer & Pub Association Code of Practice

- Under 18 year olds are **NOT** permitted to play All-Cash Machines (Category C)
- Any players suspected of being under the age of 18 will be asked for proof of age, eg. a PASS approved Proof of Age Card, passport or driving licence
- Underage players will be asked to leave the premises if they persist in playing the machine despite being advised of the no under 18s play policy
- Any adult allowing a child or young person to gamble will be asked to stop. If they refuse, they will not be permitted to continue playing the machine themselves and may be asked to leave the premises
- All £35 prize machines display the Gamcare Helpline Number
- Machines are kept under supervision by staff

