

**Licensing Act 2003 Sub-Committee on 6<sup>TH</sup> February 2007**

Report title: Application for a grant of Section 34 Gaming Permit. Park Hotel, 220 Park Lane, Tottenham, London N17 0HY

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 4 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 8232

**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: Park Hotel**

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 27<sup>th</sup> 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.

## APPENDIX 1

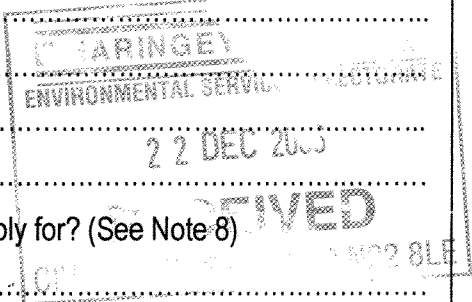
### APPLICATION AND CODE OF PRACTICE PAPERS

**APPLICATION FOR THE RENEWAL OF A PERMIT FOR THE USE OF AMUSEMENT WITH PRIZES MACHINES UNDER THE GAMING ACT 1968 (SECTION 34) - FOR USE BY PREMISES LICENSED TO SELL ALCOHOL**

To:  
 X Council HARINGEY  
 Head of Environmental Services / Chief Executive

COUNCIL LOGO

1. Name of Premises..... Park.
2. Address of Premises..... 220 PARK LANE,  
TOTTENHAM, LONDON, N17 0HY
3. Telephone number of Premises..... 020 8808 3391
4. E-mail address of Premises (where available).....
5. Name of Premises Licence holder..... ~~GREENE KING PLC~~ GREENE KING PLC
6. Address of Premises Licence holder..... Abbott House  
P.O. Box 337, Bury St Edmunds,  
Suffolk, IP33 1QT,
7. Telephone number (daytime) of Premises Licence holder.....
8. E-mail address of Premises Licence holder (where available).....
9. Name, address, telephone and e-mail of agent (e.g. solicitor) if submitted on behalf of the applicant  
cosmic video amusements, cosmic house  
32 THAMES RD, BARKING, ESSEX, IG11 0HZ.  
operations@cosmicvideo.co.uk, 020 9594 1234
10. Premises Licence Reference (i.e. number, where provided).....
11. Existing permit number (if applicable).....
12. Date existing permit issued.....
13. Date existing permit expires..... 02/04/07.
14. How many gaming machines under Section 34 do you wish to apply for? (See Note 8)  
 (please indicate how many **in total**)..... four



I enclose a sum of (£32) (cheques should be made payable to.....)

**I confirm that the premises where the machines are proposed to be located are licensed to sell alcohol for consumption on the premises and that there is a bar for serving alcohol to customers on the premises.**

**Please note: Where false information is provided this may affect the validity of the permit and the extent to which it can be relied on as lawful authority for making gaming machines available on the premises.**

Dated..... 15/12/06.

Signed (by or on behalf of Premises Licence holder)..... [Signature]  
MARK HARRERFIELD, COSMIC VIDEO AMUSEMENTS.



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

**October 2006**

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

**(CATEGORY C)**

**GAMBLE RESPONSIBLY**  
GAMBLING SHOULD BE FUN  
IF GAMBLING IS CAUSING YOU A PROBLEM  
FOR CONFIDENTIAL ADVICE AND SUPPORT  
CONTACT:  
**GAMCARE UK HELPLINE: 0845 6000 133**  
**WEBSITE: [www.gamcare.org.uk](http://www.gamcare.org.uk)**

**NO UNDER  
18  
TO PLAY**

The image shows a black rectangular sign with white text and graphics. On the left is the Gamcare logo, a stylized 'G' with an arrow pointing right, above the word 'GAMCARE'. To the right of the logo is the text 'GAMBLE RESPONSIBLY', 'GAMBLING SHOULD BE FUN', and 'IF GAMBLING IS CAUSING YOU A PROBLEM FOR CONFIDENTIAL ADVICE AND SUPPORT CONTACT:'. Below this is the Gamcare UK helpline number '0845 6000 133' and the website 'www.gamcare.org.uk'. On the right side of the sign is a circular graphic with a diagonal slash through it, containing the number '18' and the words 'NO UNDER' above and 'TO PLAY' below.

## 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.

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