

### 3. APPLICATION

3.1 The application has been submitted by Done Brothers (cash betting) Limited T/A Betfred for a new betting Premises license at 777-779 High Road London N17 8AH. The application form and plan are attached at Appendix A.

### 4. Background information

4.1 The premises are currently not licensed premises but has been operated as a betting shop under the previous gambling legislation. There is no recorded history that would be relevant to this application.

4.2 The premises is situated along a busy high street and has residential properties close by.

### 5. Extracts from Haringey's Statement of Gambling Policy- Relevant to this application.

#### 5.1 3. "PREMISES LICENCES: CONSIDERATION OF APPLICATIONS

##### 3.1 General Principles

Premises licences are subject to the requirements set-out in the Gambling Act 2005 and regulations, as well as specific mandatory and default conditions which are detailed in regulations issued by the Secretary of State. Licensing authorities are able to exclude default conditions and also attach others, where it is believed to be appropriate.

##### 3.2 Decision-making

This licensing authority is aware that in making decisions about premises licences it should aim to permit the use of premises for gambling in so far as it thinks it:

- in accordance with any relevant code of practice issued by the Gambling Commission;
- in accordance with any relevant guidance issued by the Gambling Commission;
- reasonably consistent with the licensing objectives; and
- in accordance with the authority's statement of licensing policy

It is appreciated that as per the Gambling Commission's Guidance to Licensing Authorities "moral objections" to gambling are not a valid reason to reject applications for premises licences" (except as regards any 'no casino resolution' - see section on Casinos - page 12) and also that unmet demand is not a criterion for a licensing authority.

3.4 Location - This licensing authority is aware that demand issues cannot be considered with regard to the location of premises but that considerations in terms of the licensing objectives are relevant to its decision-making. As per the Gambling Commissions Guidance to Licensing Authorities, this authority will pay particular attention to the protection of children and vulnerable persons from being harmed or exploited by gambling, as well as issues of crime and disorder. Should any specific policy be decided upon as regards areas where gambling premises should not be located, this statement will be updated. It should be noted that any such policy does not preclude any application being made and each application will be decided on its merits, with the onus upon the applicant showing how potential concerns can be overcome.



Applicants are required to demonstrate the measures they intend to take to ensure the proposed operation of their premises meets this licensing objective. The Gambling Commission highlights that "disorder is intended to mean activity that is more serious and disruptive than mere nuisance." For example was police assistance required? How threatening was the behaviour to those who could see or hear it?

### 3.5 Planning:

The Gambling Commission Guidance to Licensing Authorities states:

In determining applications the licensing authority has a duty to take into consideration all relevant matters and not to take into consideration any irrelevant matters, i.e. those not related to gambling and the licensing objectives. One example of an irrelevant matter would be the likelihood of the applicant obtaining planning permission or building regulations approval for their proposal.

This authority will not take into account irrelevant matters as per the above guidance. In addition this authority notes the following excerpt from the Guidance:

When dealing with a premises licence application for finished buildings, the licensing authority should not take into account whether those buildings have or comply with the necessary planning or building consents. Those matters should be dealt with under relevant planning control and building regulation powers, and not form part of the consideration for the premises licence. Section 210 of the 2005 Act prevents licensing authorities taking into account the likelihood of the proposal by the applicant obtaining planning or building consent when considering a premises licence application. Equally the grant of a gambling premises licence does not prejudice or prevent any action that may be appropriate under the law relating to planning or building regulations.

3.7 Licensing objectives - Premises licences granted must be reasonably consistent with the licensing objectives. With regard to these objectives, this licensing authority has considered the Gambling Commission's Guidance to Licensing Authorities and some comments are made below.

Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime - This licensing authority is aware that the Gambling Commission takes a leading role in preventing gambling from being a source of crime. The Gambling Commission's Guidance does however envisage that licensing authorities should pay attention to the proposed location of gambling premises in terms of this licensing objective. Thus, where an area has known high levels of organised crime this authority will consider carefully whether gambling premises are suitable to be located there and whether conditions may be suitable such as the provision of door supervisors. This licensing authority is aware of the distinction between disorder and nuisance and will consider factors (for example whether police assistance was required and how threatening the behaviour was to those who could see it) so as to make that distinction.

Ensuring that gambling is conducted in a fair and open way - This licensing authority has noted that the Gambling Commission states that it generally does not expect licensing authorities to be concerned with ensuring that gambling is conducted in a fair and open way as this will be addressed via operating and personal licences. For Local Authorities with tracks: There is however, more of a role with regard to tracks which is explained in more detail in the 'tracks' section.



Protecting children and other vulnerable persons from being harmed or exploited by gambling - This licensing authority has noted the Gambling Commission's Guidance that this objective means preventing children from taking part in gambling (as well as restriction of advertising so that gambling products are not aimed at or are, particularly attractive to children). The licensing authority will therefore consider, as suggested in the Gambling Commission's Guidance, whether specific measures are required at particular premises, with regard to this licensing objective. Appropriate measures may include supervision of entrances / machines, segregation of areas etc.

This licensing authority is also aware of the Gambling Commission Codes of Practice as regards this licensing objective, in relation to specific premises.

As regard the term "vulnerable persons" it is noted that the Gambling Commission does not seek to offer a definition but states that " it will for regulatory purposes assume that this group includes people who gamble more than they want to; people who gambling beyond their means; and people who may not be able to make informed or balanced decisions consider this licensing objective on a case by case basis.

3.8 Conditions - Any conditions attached to licences will be proportionate and will be:

- relevant to the need to make the proposed building suitable as a gambling facility;
- directly related to the premises and the type of licence applied for;
- fairly and reasonably related to the scale and type of premises; and
- reasonable in all other respects.

Decisions upon individual conditions will be made on a case by case basis, although there will be a number of measures this licensing authority will consider utilising should there be a perceived need, such as the use of supervisors, appropriate signage for adult only areas etc. There are specific comments made in this regard under some of the licence types below. This licensing authority will also expect the licence applicant to offer his/her own suggestions as to way in which the licensing objectives can be met effectively.

## 6. Consultation

6.1 The application has been advertised in the manner prescribed in the regulations, with a display notice at the premises and publication of a newspaper public notice as required by statute. The Licensing Authority has placed notice of the application on the website also.

6.2 The ward councillors and responsible authorities have been consulted with. There have been no representations from these bodies. A letter of representation has been received from a local residents concerned about anti social behaviour that they say is associated with an existing Betfred premises in High Road Tottenham. This representation is attached at Appendix B.



**6.3** Representations must be relevant to one or more of the three licensing objectives and must relate to concerns related to the subject premises specifically and not to the area as a whole, unless clear evidence can be provided to show that concerns raised do or will relate directly to the inability of the premises to promote the licensing objectives.

**6.4 Head of Legal Services and legal implications**

Conditions may only be attached to the grant of a license where they are deemed necessary for the promotion of the licensing objectives. They must be proportionate and not duplicate any existing provisions contained in other legislation. Justification for any refusal or the attachment of conditions must be given to the applicant.

There is a right of appeal to the Magistrates Court by any party aggrieved by any decision of the Panel

**7. Financial comments.**

The cost associated with this application is £2700.00 as the application fee.

**8. Use of Appendices**

**Appendix A- Application form**

**Appendix B – Residents Representation**

**9. Local Government (Access to Information) Act 1985**

London Borough of Haringey Statement of Gambling Policy issued under the Gambling Act 2005.

APPENDIX A

APPLICATION FORM

**SPECIAL DELIVERY**

Haringey Council  
The Licensing Team  
Regulatory Services  
Place & Sustainability  
Units 271-272,  
Lee Valley Technopark  
Ashley Road  
Tottenham  
London N17 9LN

Our Ref: TC/TOTTENHAM

Your Ref:

e-mail: [tracey.coleman@betfred.com](mailto:tracey.coleman@betfred.com)

Direct Tel: 01925 285072

Direct Fax: 01925 288586

21 November 2013

Dear Sir/Madam

**777-779 High Road, Tottenham, London, N17 8AH**  
**Application for Betting Premises Licence**

We enclose: -

1. Application for a betting premises licence under the Gambling Act 2005 (standard form).
2. Plan(s) of the proposed premises.
3. Cheque in respect of the fee payable.
4. Notice of application for a Premises Licence (Form B).

A copy of Form B is also today being sent to the 'Responsible Authorities' identified in your Policy Statement.

Notice of the Application is being placed on the premises as from tomorrow and will remain in place for not less than 28 days. The closing date for representations is 20 December 2013.

Notice of the Application is also being placed in a local newspaper. We are using the Haringey Independent and the Notice will appear on the 29 November 2013.

With particular regard to your Gambling Policy Statement, we also have the following documents that we can send if they are useful at this stage. We will refer to these in the event of a hearing taking place: -

1. A copy of our Security Manual folder
2. A copy of our Social Compliance folder
3. A Security Features brochure

Please acknowledge safe receipt and let us know if there are any additional procedural requirements that you wish us to deal with at this stage.

Yours faithfully

A handwritten signature in blue ink, appearing to be the initials "AF" or similar, written in a cursive style.

**BETFRED**  
Enc

HG1063512  
WK/269370

## NOTICE OF APPLICATION FOR A PREMISES LICENCE

This notice is issued in accordance with regulations made under section 160 of the Gambling Act 2005

Notice is hereby given that the organisation whose details are given in the Schedule to this notice have made an application for a **Betting** premises licence:

The application relates to the following premises:

Betfred  
777-779 High Road  
Tottenham  
London  
N17 8AH

The application has been made to the following licensing authority:

Haringey Council  
The Licensing Team  
Regulatory Services  
Place & Sustainability  
Units 271-272,  
Lee Valley Technopark  
Ashley Road  
Tottenham  
London N17 9LN



Website: <http://www.haringey.gov.uk>

Information about the application is available from the licensing authority, including the arrangements for viewing the details of the application.

The following person connected with the applicant is able to give further information about the application:

**Mark Stebbings - Development Department – 07971 979572/01925 288584**  
[mark.stebbing@betfred.com](mailto:mark.stebbing@betfred.com)

**Any representations under section 161 of the Gambling Act 2005 must be made no later than the following date: 20 December 2013**

The organisation making the application is as follows:

**Done Brothers (Cash Betting) Limited T/A Betfred**  
**Spectrum**  
**56-58 Benson Road**  
**Birchwood**  
**Warrington**

Postcode: **WA3 7PQ**

The number of the operating licence held by the Applicant is **000-001058-N-102469-001**



**Application for a premises licence  
under the Gambling Act 2005 (standard form)**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

If you are completing this form by hand, please write legibly in block capitals using ink. Use additional sheets if necessary (marked with the number of the relevant question). You may wish to keep a copy of the completed form for your records.

Where the application is—

- In respect of a vessel, or
- To convert an authorisation granted under the Betting, Gaming and Lotteries Act 1963 or the Gaming Act 1968,

the application should be made on the relevant form for that type of premises or application.

**Part 1 – Type of premises licence applied for**

Regional Casino

Large Casino

Small Casino

Bingo

Adult Gaming Centre

Family Entertainment Centre

Betting (Track)

Betting (Other)

Do you hold a provisional statement in respect of the premises? Yes  No

If the answer is "yes", please give the unique reference number for the provisional statement (as set out at the top of the first page of the statement):

**Part 2 – Applicant Details**

If you are an individual, please fill in Section A. If the application is being made on behalf of an organisation (such as a company or partnership), please fill in Section B.

**Section A**

**Individual applicant**

1. Title: Mr  Mrs  Miss  Ms  Dr  Other (please specify)

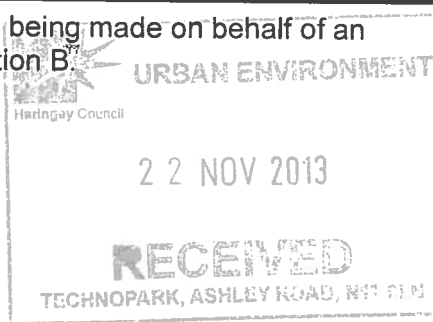
2. Surname: \_\_\_\_\_ Other name(s): \_\_\_\_\_

*[Use the names given in the applicant's operating licence or, if the applicant does not hold an operating licence, as given in any application for an operating licence]*

3. Applicant's address (home or business – *[delete as appropriate]*):

Postcode:

4(a) The number of the applicant's operating licence (as set out in the operating licence):



4(b) If the applicant does not hold an operating licence but is in the process of applying for one, give the date on which the application was made:

5. Tick the box if the application is being made by more than one person.

*[Where there are further applicants, the information required in questions 1 to 4 should be included on additional sheets attached to this form, and those sheets should be clearly marked "Details of further applicants".]*

## Section B

### Application on behalf of an organisation

6. Name of applicant business or organisation: Done Brothers (Cash Betting) Limited T/A Betfred

*[Use the names given in the applicant's operating licence or, if the applicant does not hold an operating licence, as given in any application for an operating licence.]*

7. The applicant's registered or principal address:

Spectrum

56-58 Benson Road

Birchwood

Warrington

Postcode: WA3 7PQ

8(a) The number of the applicant's operating licence (as given in the operating licence):

000-001058-N-102469-001

8(b) If the applicant does not hold an operating licence but is in the process of applying for one, give the date on which the application was made:

9. Tick the box if the application is being made by more than one organisation.

*[Where there are further applicants, the information required in questions 6 to 8 should be included on additional sheets attached to this form, and those sheets should be clearly marked "Details of further applicants".]*

## Part 3 – Premises Details

10. Proposed trading name to be used at the premises (if known): BETFRED

11. Address of the premises (or, if none, give a description of the premises and their location):

777-779 High Road

Tottenham

London

Postcode: N17 8AH

12. Telephone number at premises (if known): NOT KNOWN

13. If the premises are in only a part of a building, please describe the nature of the building (for example, a shopping centre or office block). The description should include the number of floors within the building and the floor(s) on which the premises are located.

The premises are a ground floor unit, being part of a three storey building. The application is to provide ground floor betting facilities, the upper floors are no part of this application.

14(a) Are the premises situated in more than one licensing authority area?

No *[delete as appropriate]*

14(b). If the answer to question 14(a) is yes, please give the names of all the licensing authorities within whose area the premises are partly located, **other than the licensing authority to which this application is made:**

#### Part 4 – Times of operation

15(a). Do you want the licensing authority to exclude a default condition so that the premises may be used for longer periods than would otherwise be the case?

*/No [delete as appropriate] [Where the relevant kind of premises licence is not subject to any default conditions, the answer to this question will be no.]*

15(b). If the answer to question 15(a) is yes, please complete the table below to indicate the times when you want the premises to be available for use under the premises licence.

	<i>Start</i>	<i>Finish</i>	<i>Details of any seasonal variation</i>
Mon	<i>hh:mm</i>	<i>hh:mm</i>	
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			

16. If you wish to apply for a premises licence with a condition restricting gambling to specific periods in a year, please state the periods below using calendar dates:

N/A

### Part 5 – Miscellaneous

17. Proposed commencement date for licence (leave blank if you want the licence to commence as soon as it is issued): (dd/mm/yyyy)

18(a). Does the application relate to premises which are part of a track or other sporting venue which already has a premises licence? No *[delete as appropriate]*

18(b). If the answer to question 18(a) is yes, please confirm by ticking the box that an application to vary the main track premises licence has been submitted with this application.

19(a). Do you hold any other premises licences that have been issued by this licensing authority? Yes *[delete as appropriate]*

19(b). If the answer to question 19(a) is yes, please provide full details:  
Please see attached.

20. Please set out any other matters which you consider to be relevant to your application:  
Please see attached.

### Part 6 – Declarations and Checklist (Please tick)

I/ We confirm that, to the best of my/ our knowledge, the information contained in this application is true. I/ We understand that it is an offence under section 342 of the Gambling Act 2005 to give information which is false or misleading in, or in relation to, this application.

I/ We confirm that the applicant(s) have the right to occupy the premises.

Checklist:

- Payment of the appropriate fee has been made/is enclosed
- A plan of the premises is enclosed
- I/ we understand that if the above requirements are not complied with the application may be rejected
- I/ we understand that it is now necessary to advertise the application and give the appropriate notice to the responsible authorities

## Part 7 – Signatures

21. Signature of applicant or applicant's solicitor or other duly authorised agent. If signing on behalf of the applicant, please state in what capacity:

Signature:



Print Name: Mark Stebbings

Date: 21/11/2013 (dd/mm/yyyy) Capacity: Development Manager

22. For joint applications, signature of 2nd applicant, or 2nd applicant's solicitor or other authorised agent. If signing on behalf of the applicant, please state in what capacity:

Signature:

Print Name: \_\_\_\_\_

Date: \_\_\_\_\_ (dd/mm/yyyy) Capacity: \_\_\_\_\_

*[Where there are more than two applicants, please use an additional sheet clearly marked "Signature(s) of further applicant(s)". The sheet should include all the information requested in paragraphs 21 and 22.]*

*[Where the application is to be submitted in an electronic form, the signature should be generated electronically and should be a copy of the person's written signature.]*

## Part 8 – Contact Details

23(a) Please give the name of a person who can be contacted about the application:

Mark Stebbings

23(b) Please give one or more telephone numbers at which the person identified in question 23(a) can be contacted:

01925 288 584

24. Postal address for correspondence associated with this application:

Development Dept.

Betfred

Spectrum

56-58 Benson Road

Birchwood, Warrington

Postcode: WA3 7PQ

25. If you are happy for correspondence in relation to your application to be sent via e-mail, please give the e-mail address to which you would like correspondence to be sent:

mark.stebbing@betfred.com

**PART 5 – MISCELLANEOUS**

**Continued....**

**777-779 High Road, Tottenham, London, N17 8AH  
Application for Betting Premises Licence**

19 (b) If the answer to question 19(a) is yes, please provide full details:

90/92 West Green Rd, Tottenham, London, N15 5NS

474 High Rd, Tottenham, London, N17 9JF

11 Queens Parade, Brownlow Road, Bounds Green, London, N11 2DN

513 Green Lanes, Haringey, N4 1AP

Unit 2, 679 Green Lanes, Wood Green, N8 0QY

64 High Road, Wood Green, London, N22 6HL

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Postcode: **WA3 7PQ**

The number of the operating licence held by the Applicant is **000-001058-N-102469-001**



**APPENDIX B**

**LETTER OF REPRESENTATION**



**Subject:** FW: Objection to Betfred application for 777-779 High Road

From: [mars\\_ball@hotmail.com](mailto:mars_ball@hotmail.com)

To: [licensing@haringey.gov.uk](mailto:licensing@haringey.gov.uk)

Subject: Objection to Betfred application for 777-779 High Road

Date: Thu, 19 Dec 2013 23:34:52 +0000

Dear Licensing,

I object to the application by Betfred for a licence to operate a gambling business at 777-779 High Road N17 8AH and ask the Council to refuse it.

I object because the location is unsuitable for a betting shop, and Betfred have shown themselves incapable of running an orderly crime-free premises through their mis-management of their existing business on the Tottenham High Road.

I believe the application if successful would not enhance the retail offer to shoppers and would further erode the retail nature of the historic Tottenham High Road. Another betting shop reduces the variety and quality of shopping outlets available to people living nearby or visiting the area. The application is a significant change of use from the previous occupiers business, and also undermines the regeneration plans intended to improve the North Tottenham area as a place for residents and visitors.

The location is unsuitable because of the proximity of a cash-point machine and this further increases the opportunity for vulnerable adults to get into debit.

Directly outside the proposed premises is a bus stop used by all section of the community and is on a stretch of the High Road where pedestrians include many youngsters from the nearby Haringey 6th Form Centre. Based on Betfred's know inability to stop its customers misbehaving that it is very likely that minors will be continually subjected to sight of groups of people hanging outside drinking beer and behaving in a lewd manner due to intoxication. So the licence should be refused on the grounds of preventing harm to children.

Through its mis-management of the existing shop on the Tottenham High Road the company has shown that it can't control its customers effectively. There is continuing evidence that alcohol is consumed within the doorway area in contravention of the 2005 Gambling Act. This is not the only criminal activity associated with the existing Betfred business. Prior to successful resident pressure to close a door, the business failed to stop customers posing a threat to public safety by drugs smoking and public urinating close to passing members of the public. We can not be confident that the proposed new business will not be place of public nuisance and therefore the application should be refused. So grave were the problems that Betfred;s Regional Area Manager and Regional Head of Security readily agreed to a substantial action plan to reduce the trouble the business was inflecting on the local community.

Granting a licence will reduce the retail offer in a shopping area that the Council is looking to regenerate, and will result in exposing minors and vulnerable people to activities that reduce their quality of life.

The applicant company has shown that it can't operate an orderly business where the consumption of alcohol is prevented on the premises and it is noticeable that a number of its customers are clearly not sober. This contravention of the 2005 Act is grounds enough for this application to be refused because of the crime and disorder issues likely to be created at the proposed second premises.

I am ready to appear before the licensing committee to present my objections.

Martin Ball

[REDACTED]

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