

**Licensing Act 2003 Sub-Committee on 30<sup>TH</sup> AUGUST 2007**

Report title: Application for a grant of Section 34 Gaming Permit. WETHERSPOONS, UNIT 5, SPOUTERS CORNER, WOOD 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 5 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: Wetherspoons**

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 be active for 3 years.

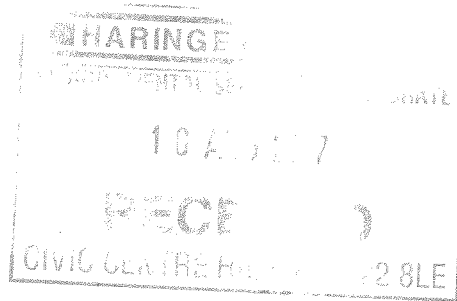
**5.4** Attached for Members information is the Code of Practice on Responsible Management.

**5.5** Finance

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



Licensing Department  
CIVIC CENTRE  
HIGH ROAD  
LONDON  
N22 8LE



**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](http://www.leisure-link.com)

3 August, 2007

Our Ref : 160004/109

Dear Sir

**Re : WETHERSPOONS**

Please find enclosed an application for the renewal of the 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 acknowledgement form, and shall be grateful for its completion and return to this office, as soon as possible, in the pre-paid envelope provided.

If you require any further information please contact the undersigned.

When renewed, will you please send the permit to this office in the second pre-paid envelope. We will forward the permit directly to site once a photocopy has been taken for our records.

Yours faithfully

**Mrs A Buckminster**  
**Licensing Clerk**

enc



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: Haringey London Borough

Head of Environmental Services / Chief Executive

1. Name of Premises **Wetherspoons**
2. Address of Premises **Unit 5, Spouters Corner, Wood Green, London, N22 6EJ**
3. Telephone number of Premises
4. E-mail address of Premises (where available) **Not Known**
5. Name of Premises Licence holder **J D Wetherspoon**
6. Address of Premises Licence holder **Wetherspoon House, Reeds Crescent, Watford, Herts, WD24 4QL**
7. Telephone number (daytime) of Premises Licence holder **01923 477777**
8. E-mail address of Premises Licence holder (where available) **Not Known**
9. Name, address, telephone and e-mail of agent (e.g. solicitor) if submitted on behalf of the applicant  
**Alexandra Buckminster, leisure Link, 3 The Maltings, wetmore Road, Burton on Trent, Staffs, DE14 1SE, Tel; 01283 512777 ext 2733 email; alex.buckminster.co.uk**
10. Premises Licence Reference (i.e. number, where provided) **Not Known**
11. Existing permit number (if applicable) **Not Known**
12. Date existing permit issued **01/10/2004**
13. Date existing permit expires **01/10/2007**
14. How many gaming machines under Section 34 do you wish to apply for? (See Note 8)  
*(please indicate how many in total)* **Five**

*I enclose a sum of (£32) (cheques should be made payable to Haringey London Borough )*

***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.....03/08/2007.....

Signed (by or on behalf of Premises Licence holder).....

Print Name.....Alexandra Buckminster.....

SIGNED FOR AND ON BEHALF OF APPLICANT AS AUTHORISED AGENT FOR LEISURE LINK, 3 THE MALTINGS, WETMORE ROAD, BURTON-ON-TRENT, STAFFORDSHIRE, DE14 1SE

Our Ref : 160004/109

**Please Return To :**

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

**From :**

The Clerk to the Justices  
CIVIC CENTRE  
HIGH ROAD  
LONDON  
  
N22 8LE

**Date :** 3-Aug-07

**Name of Applicant(s) :** J D Wetherspoons

**Address :** WETHERSPOONS

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I acknowledge receipt of your cheque to the value of £32.00.

Your application is due to be heard                      Date :

Time :    Place :

Applicant(s) to attend the hearing **YES/NO** (delete as applicable)

Any additional remarks :

If granted the Permit will be sent to :

Signed :