

**CONSULTATION ON THE REVISED STATEMENT OF LICENSING PRINCIPLES –  
GAMBLING ACT 2005  
COUNTYWIDE POLICY**

Consultation Period 1<sup>ST</sup> July 2009 – 28<sup>th</sup> September 2009

<b>CONSULTEE</b>	<b>REFERENCE</b>	<b>COMMENT</b>	<b>COMMENTS BY:</b>  <b>LICENSING OFFICERS GROUP AND/OR REDDITCH LICENSING MANAGER IN CONSULTATION WITH HEAD OF ENVIRONMENT</b>	<b>ACCEPTED</b>
Hereford and Worcester Fire Authority	<p><b>Comments made to Wychavon DC</b></p> <p>Para 4.2</p> <p>Para 4.5</p> <p>Para 4.7</p> <p>Para 8.1</p> <p>Para 8.8</p>	<p>The draft appears to acknowledge that other legislation is more appropriate for dealing with fire safety issues. Eg. The Regulatory Reform (Fire) Order 2005</p> <p>In the majority of cases the Fire Authority will do a desk top audit/review as is the case for liquor licensing.</p> <p>The Fire Authority prefer, where possible, to resolve objections informally as with other licensing applications.</p> <p>The Fire Authority's</p>	<p>The Licensing Officers felt these were comments and not objections therefore no changes were made.</p>	

	<p>Para 9.2</p>	<p>primary legislation is the Regulatory Reform (Fire) Order 2005 and we have a risk based inspection programme.</p> <p>The reference to building regulations means that the Fire Authority is involved, at that stage, because of statutory consultation.</p> <p>The Fire Authority will only express concerns over matters relevant to the licensing objectives.</p>		
<p>Roger Etchells who act on behalf of MS Entertainments Ltd (Shipleys) Ltd</p>	<p><b>Comments made to Bromsgrove DC.</b></p> <p>Only comments refers to Para 8.10 which we believe no longer reflects the guidance in the May 2009 Guidance to Licensing Authorities from the Gambling Commission.</p> <p>Suggested replacement.</p>	<p>“We will only issue a Premises Licence once we are satisfied the premises are ready to be used for gambling in the reasonably near future. Where we have agreed to grant a licence but substantial building works or alterations are still required we will impose a condition requiring the premises to be inspected on completion of the work and prior to the issue of the licence. Where the construction of a premise is not yet complete or if they need alteration an application for a Provisional Statement may be made. If an applicant does not</p>	<p>The Licensing Officers Group feels that this is interpretation and therefore no change to draft policy has been agreed.</p>	

---

		have a right to occupy premises then an application for a Provisional Statement should be made as having a right to occupy premises is a pre-condition to making a Premises Licence application.		
--	--	--	--	--