

**REPORT TITLE:** Review of the Council’s Gambling Act 2005 Statement of Licensing Principles.

<b>Meeting:</b>	Licensing and Safety Committee
<b>Date:</b>	3 <sup>rd</sup> July 2025
<b>Cabinet Member</b> (if applicable)	Cllr Amanda Pinnock
<b>Key Decision Eligible for Call In</b>	No No
<p><b>Purpose of Report</b>          The purpose of this report is to inform members of the results of the consultation on the Council’s draft Gambling Act 2005 Statement of Licensing Principles and for members to make a recommendation to Council for its adoption.</p>	
<p><b>Recommendations</b></p> <ul style="list-style-type: none"> <li>That members recommend to Council that the proposed draft policy shown at <b>Appendix 1</b> be formally adopted as the Council’s Gambling Act 2005 Statement of Licensing Principles.</li> </ul> <p><b>Reasons for Recommendations</b></p> <ul style="list-style-type: none"> <li>The Gambling Act 2005 requires Licensing Authorities to publish at least every three (3) years a statement of their licensing policy (gambling)</li> </ul>	
<p><b>Resource Implications:</b>          There are no resource implications in relation to this report.</p>	
<p><b>Date signed off by <u>Executive Director</u> &amp; name</b></p> <p><b>Is it also signed off by the Service Director for Finance?</b></p> <p><b>Is it also signed off by the Service Director for Legal Governance and Commissioning (Monitoring Officer)?</b></p>	<p>David Shepherd – 23.05.2025</p> <p>Kevin Mulvaney – 27.05.2025</p> <p>Samantha Lawton – 06.06.2025</p>

**Electoral wards affected:** All

**Ward councillors consulted:** None

**Public or private:** Public

**Has GDPR been considered?** Yes, there is no personal data contained in this report.

## 1. Executive Summary

1.1 This report details the outcome of the consultation process in respect of the review of the Council's Gambling Act 2005 Statement of Licensing Principles and recommends the policy be referred to Council for its adoption.

## 2. Information required to take a decision

2.1 The Gambling Act 2005 (the "Act") licences and regulated commercial gambling, and under the Act Local Authorities are responsible for licensing premises where gambling takes place.

2.2 The Gambling Act sets out three (3) licensing objectives: -

- i. Preventing gambling from being a source of crime and disorder, being associated with crime and disorder, or being used to support crime.
- ii. Ensure that gambling is conducted in a fair and open way.
- iii. Protecting children and other vulnerable persons from being harmed or exploited in gambling.

2.3 The Gambling Act 2005 requires Licensing Authorities to publish a Statement of Gambling Principles every three (3) years.

2.4 Applications for licences under the Gambling Act are made in accordance with the Licensing Authority's Statement of Licensing Principles and the Regulations made under the 2005 Act.

2.5 The Council's Current policy came into effect in 2022 following its review, statutory consultation and adoption at Council.

2.6 Since the previous review of the policy there have been no updates by the Gambling Commission to the statutory guidance issued to Local Authorities, therefore, there are no changes to the policy adopted in 2022.

2.7 Although no significant changes are proposed following the review of the policy, other than changes to the date of the policy and the information about the Council's priorities, there was still a requirement to carry out a short consultation seeking any comments.

2.8 The Gambling Act requires that the following parties are consulted by Licensing Authorities:

- The Chief Officer of Police
- One or more persons who appear to the authority to represent the interests of persons carrying on gambling businesses in the authority's area.
- One or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Gambling Act 2005.

2.9 The full list of those persons consulted can be found on page 3 of the draft policy at **Appendix 1**, and the consultation was for a period of 2 weeks and ended on Sunday 18<sup>th</sup> May 2025, following agreement to consult from the Chair of the Licensing and Safety Committee.

2.9 No responses were received to the consultation. The consultees were informed that there were no significant changes to the policy due to there being no updates to the Local Authority Statutory Guidance, however, they were given a period of two weeks to make any comments regarding the revised policy.

### **3. Implications for the Council**

#### **3.1 Council Plan**

The adoption of the Gambling Act Statement of Principles satisfies the statutory requirement and also assists the Council's vision which is for Kirklees to be a district which combines a strong, sustainable economy with a great quality of life – leading to thriving communities, growing businesses, high prosperity and low inequality where people enjoy better health throughout their lives, by setting out the Council's local issues, priorities and risks that inform and underpin our approach to local regulation

#### **3.2 Financial Implications**

There are no direct financial implications associated with this report.

#### **3.3 Legal Implications**

It is a Legal requirement of the Gambling Act 2005 that the Council is required to review and publish a Statement of Licensing Principles every three (3) years.

#### **3.4 Climate Change and Air Quality**

There are no climate change or air quality implications associated with this report.

#### **3.5 Other (eg Risk, Integrated Impact Assessment or Human Resources)**

In preparing this report due consideration has been given to the Council's equality duties under the Equality Act 2010 and an Integrated Impact Assessment has been completed and can be accessed on the Council's website here [Integrated Impact Assessments | Kirklees Council](#)

### **4. Consultation**

4.1 The Gambling Act requires that the following parties are consulted by Licensing Authorities:

- The Chief Officer of Police
- One or more persons who appear to the authority to represent the interests of persons carrying on gambling businesses in the authority's area.
- One or more persons who appear to the authority to represent the interests of persons who are likely to be affected by the exercise of the authority's functions under the Gambling Act 2005.

## 5. Engagement

5.1 There is no requirement under the Gambling Act 2005 which requires engagement to be carried out.

## 6. Options

### 6.1 Options considered

Members are asked to recommend to Council that the proposed draft policy at **Appendix 1** be formally adopted as the Council's Gambling Act 2005 Statement of Licensing Principles.

### 6.2 Reasons for recommended option

The Gambling Act 2005 requires Licensing Authorities to publish at least every three (3) years a statement of their licensing policy (gambling)

## 7. Next steps and timelines

Following consideration by Members of the Licensing and Safety Committee the policy will need to be referred to Council for adoption.

Once adopted by Council the policy will remain in place until January 2028.

## 8. Contact officer

Fiona Goldsmith  
Group Leader – Licensing  
Tel: 01484 221000  
Email: [Fiona.goldsmith@kirklees.gov.uk](mailto:Fiona.goldsmith@kirklees.gov.uk)

## 9. Background Papers and History of Decisions

[Agenda for Licensing and Safety Committee on Wednesday 6th July 2022, 10.00 am | Kirklees Council](#)

[Agenda for Council on Wednesday 7th September 2022, 5.30 pm | Kirklees Council](#)

## 10. Appendices

**Appendix 1** – Gambling Act 2005 Statement of Principles

## 11. Service Director responsible

Katherine Armitage  
Service Director – Environmental Strategy and Climate Change  
Tel: 01484 221000  
Email: [Fiona.goldsmith@kirklees.gov.uk](mailto:Fiona.goldsmith@kirklees.gov.uk)