



# **LICENSING (HEARING) SUB COMMITTEE**

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**Date: FRIDAY, 18 JANUARY 2019**

**Time: 2.30 pm**

**Venue: COMMITTEE ROOMS, 2ND  
FLOOR, WEST WING, GUILDHALL**

**Applicant: Bingo Forever Ltd**

**Premises: Dabbers Social Bingo, 18-22  
Houndsditch, London, EC3A 7DB**



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## LICENSING (HEARING) SUB COMMITTEE PROCEDURE FOR PUBLIC HEARINGS

1. This procedure shall apply to all public hearings conducted under the provisions of the Licensing Act 2003.
2. Public hearings conducted under the provisions of the Licensing Act 2003 shall take the form of a discussion led by the licensing authority. Cross-examination will be permitted when the Sub Committee considers it to be required. The conduct of hearings shall be broadly based, subject to the discretion of the Sub Committee, on the points set out below.
3. At the start of the hearing the Chairman of the Sub Committee will introduce him/herself and other Members of the Sub Committee as well as the City Corporation officers present. Anyone making representations will then be asked to introduce themselves and anyone accompanying them. The applicant will then do likewise.<sup>1</sup>
4. The Chairman will then explain the purpose of the hearing and the procedure to be followed at the hearing. The Sub Committee will then make any rulings necessary in respect of requests for witnesses to be heard in support of any of the parties making representations or the applicant.
5. Those making representations will then be invited to present their case. Repetition will not be permitted. Equal time will be offered to the applicant and those making representations. Where there is more than one party making representations and/or calling witnesses in support, consideration should be given to having one spokesman on behalf of all parties so as to avoid repetition. Although the use of a spokesman will be encouraged by the Sub Committee, the decision rests with those parties making representations.
6. In the event of disorder or persistent disregard of the authority of the Chair, the Chairman may suspend or adjourn the hearing, or require that the person(s) causing disorder or showing disregard leave the hearing.
7. In the event that the Sub Committee has decided that cross-examination will be permitted, the applicant will be invited to ask questions of the party(s) making representations and their witnesses (if any). The party(s) making representations and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
8. The applicant will then be invited to present their case and call any witnesses in support of their application. The applicant will be entitled to the same period of time to present his case as those making representations were afforded.

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<sup>1</sup> In hearings where a licence is being reviewed, references in this procedure to 'applicant' should be read as references to the licence holder and references to 'those making representations' should be read as references to those applying for the review.

9. In the event that the Sub Committee has decided that cross-examination will be permitted, those making representations will be invited to ask questions of the applicant and their witnesses (if any). The applicant and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
10. The Chairman will ask all parties if there is anything else they would like to add in support of their respective cases.
11. Those making representations will then be invited to make closing submissions followed by the applicant.
12. The Sub Committee will then retire to consider their decision. They may call for assistance by the representatives of the Town Clerk and/or the Comptroller & City Solicitor but those persons will play no part in the decision-making process.
13. In due course, the Sub Committee will return to announce their decision or to inform those present when the decision will be given.

<b>Committee(s):</b> Licensing Sub-Committee	<b>Hearing Date(s):</b> 18 January 2019	<b>Item no.</b> 1
<b>Subject:</b> Gambling Act 2005 - Application for a Bingo Premises License		
<b>Name of premises:</b> Dabbers Social Bingo <b>Address of premises:</b> 18-22 Houndsditch, EC3A 7DB		
<b>Report of:</b> Director of Markets and Consumer Protection	<b>Public / <del>Non-Public</del></b>	
<b>Ward (if appropriate):</b> Aldgate		

## 1 Introduction

- 1.1 To consider and determine, by public hearing, the application for a new bingo premises license under the Gambling Act 2005, taking into account the representations of the Responsible Authority detailed in paragraph 4, and the policy considerations detailed in paragraph 6 of this report.
  
- 1.2 The decision of the Sub-Committee must be made with a view to promoting one or more of the three licensing objectives, namely:
  - the prevention of gambling from being a source of crime and disorder, being associated with crime and disorder, or being used to support crime;
  - ensuring that gambling is conducted in a fair and open way;
  - protecting children and other vulnerable persons from being harmed or exploited by gambling.
  
- 1.3 Section 153 (2) Gambling Act 2005 provides that the Licensing Authority should aim to permit the use of premises for gambling in accordance with the Commission’s Code of Practice and Guidance to Local Authorities. The Authority may not have regard to the expected demand for the facilities which the applicant is proposing to provide.

## **2 Summary of Application**

- 2.1 An application made by:  
**Bingo Forever Ltd**  
**Finsgate**  
■ **Cranwood Street**  
**London EC1V 9EE**

**Operating Licence No: 000 – 049081 – N - 326872**

was received by the City of London Licensing Authority on 23 November 2018 for a new bingo premises licence in respect of the premises at:

**Dabbers**  
**18-22 Houndsditch**  
**London**  
**EC3A 7DB**

- 2.2 Full details of the application are contained in the copy of the Application Form at Appendix 1.
- 2.3 The application is to provide the following activities:

<u>Activity</u>	<u>Proposed</u>
Bingo	Mon–Sun 09:00 – 03:00

- 2.4 The premises also holds a Premises Licence for the sale of alcohol and the provision of regulated entertainment & late night refreshment granted under the Licensing Act 2003. A copy of this licence can be found in Appendix 2. In this current application it is proposed that bingo may commence two hours before the commencement of other licensable activity.
- 2.5 The applicant has submitted a local risk assessment and has provided additional operating information in response to questions asked by the Licensing Authority. This information can be found in Appendix 3.

- 2.6 Mandatory and default licence conditions are applicable under s167 Gambling Act 2005. Also, in the Schedules to Gambling Act 2005 (Mandatory Licensing Conditions) (England and Wales) Regulations 2007.
- 2.7 Section 169 Gambling Act 2005 provides that the Licensing Authority may attach further conditions to the licence, but they should relate only to gambling and be considered appropriate in the light of principles to be applied under s153 (see 1.3).
- 2.8 Section 169 also allows the Licensing Authority to exclude default conditions. In Part 4 of the Application the applicant has asked for the default condition restricting bingo between 00.00 – 09.00 to be omitted.

### **3 Licensing History of Premises**

- 3.1 The premises is a ground floor and basement bar which has held a premises licence for the sale of alcohol since 2005. The licence has been held by many different operators during this period and was transferred to Bingo Forever Ltd on 20 December 2018.
- 3.2 The premises are already trading and are offering games of bingo as part of their regulated entertainment as equal chance exempt gaming.

#### **Complaints**

- 3.3 The Gambling Commission has received an anonymous complaint that children are being allowed to play bingo in contravention of the exemptions above (3.2). This is included along with the received representation.

### **4 Representations from Responsible Authorities**

- 4.1 Representations have been received from the Gambling Commission. These relate to the suitability of the site for gambling and whether it can be considered a dedicated bingo premises. There is also concern as to whether sufficient consideration has been given to prevent underage gambling and if higher stake gaming machines are to be provided (albeit the applicant has stated they will not).
- 4.2 The representations can be seen in full as Appendix 4.

## **5 Representations From Other Persons**

- 5.1 No representations have been received from any other parties.

## **6 Policy Considerations**

- 6.1 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Gambling Principles and The Commissions Guidance to Licensing Authorities issued September 2016.

### **City of London Corporation's Statement of Gambling Principles**

- 6.2 The following sections/paragraphs of the City of London Corporation's Statement of Gambling Principles are particularly applicable to this application:

Paragraph 7.2 – to be proportionate, accountable, transparent and consistent in decision making.

Paragraph 9.3 – moral objections to gambling are not a valid reason to reject applications for premises licences.

Paragraph 9.14 – the location of the premises and how this fits in with the Local Area Profile.

Paragraph 13.1 – 13.2 – use of premises for Bingo and the application of the Gambling Objectives.

### **Statutory Guidance**

- 6.3 The following sections/paragraphs of the Commissions Guidance are particularly applicable to this application:

Paragraph 5.10 The Licensing Authority does not need to consider the suitability of the applicant as an operating licence has already been issued. However, any additional information received during the course of considering an application is relevant.

Paragraph 5.13 – 5.14 Consideration must be given as to whether the layout of the premises and the staffing of the premises is sufficient to protect vulnerable and young people from being exposed to gambling harm.

Paragraph 5.20 states that *“Whilst there is a presumption in favour of permitting the relevant premises to be used for gambling, the licensing authority may not do so unless satisfied that such use would be in accordance with this Guidance, any relevant Commission code of practice, its own statement of policy, and the licensing objectives”*.

Paragraph 7.25 states that *“Children and young persons may take part in private and non-commercial betting and gaming, but the Act restricts the circumstances in which they may participate in gambling or be on premises where gambling is taking place as follows”*: • bingo clubs may admit those under 18 but must have policies to ensure that they do not play bingo, or play category B or C machines that are restricted to those over 18 •

Paragraph 18.4 – 18.5 The Licensing Authority should give attention to the types of Bingo that are being offered and the type of Premises that is being made available to provide this.

## **7 Map and Plans**

- 7.1 The Local Area Profile map is attached as Appendix 5. This provides a demographic profile of premises in the City that have been identified as at risk in relation to gambling facilities. It can be noted that there are two betting shops nearby, but no specific premises considered to be at risk in the immediate vicinity.
- 7.2 Plans of the premises are attached as Appendix 6.

## **8 Summary**

- 8.1 The Licensing Authority has a duty under the Gambling Act 2005 to promote the Gambling Objectives. Each objective has equal importance. In carrying out its gambling function, the Licensing Authority must also have regard to its Statement of Gambling Principles and any Statutory Guidance under the Gambling Act 2005. The Authority is bound by the Human Rights Act 1998.

The Corporation must also fulfil its obligations under section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in the City.

## 9 Options

9.1 The Sub-committee must, having regard to the representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- i) grant the licence with the addition of appropriate conditions or exclusion of any default conditions for the promotion of the gambling objectives and also include the mandatory conditions contained in s167 of the Gambling Act 2005;
- ii) reject the application.

9.2 Where a licensing authority takes one or more of the steps stated in paragraph 9.1 above the applicant, or the holder of the licence and/or a person who made relevant representations in relation to the application, may appeal the decision to the Magistrates' Court. Any appeal must be commenced within 21 days following notification of the decision to the appellant by the licensing authority.

## 10 Recommendation

10.1 It is therefore RECOMMENDED that your Sub-Committee determine this application for a premises licence in accordance with paragraph 9 of this report.

Prepared by Andre Hewitt  
Licensing Officer



### Background Papers

<u>BACKGROUND PAPER</u>	<u>DEPT</u>	<u>FILE</u>
Corporation of London Statement of Gambling Principles (revised Jan 2019)	MCP	5th Floor Walbrook Wharf
Statutory Guidance – Gambling Commission Guidance To Local Authorities (Sept 2016)		<a href="#">Statutory Guidance</a>

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

CITY OF LONDON  
Environmental Health &  
Public Protection

**23 NOV 2018**

DIR.	REC.	FAO
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**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 <input type="checkbox"/>  | Large Casino <input type="checkbox"/>        | Small Casino <input type="checkbox"/>                |
| Bingo <input checked="" type="checkbox"/> | Adult Gaming Centre <input type="checkbox"/> | Family Entertainment Centre <input type="checkbox"/> |
| Betting (Track) <input type="checkbox"/>  | Betting (Other) <input type="checkbox"/>     |                                                      |

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:

**Bingo Forever Limited t/a Dabbers Social Bingo**

7. The applicant's registered or principal address:

**[REDACTED] Cranwood Street, London, United Kingdom**

Postcode: **EC1V 9EE**

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

**000-049081-N-326872**

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: **N/A**

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):

**Dabbers**

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

**18-22 Houndsditch  
London**

Postcode: **EC3A 7DB**

12. Telephone number at premises (if 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 is located within Dukes House. The entrance to this premises is at 18-22 Houndsditch and is separate to the main entrance to Dukes House, which is located on Dukes Place.**

**Dukes House is a seven-storey office block. The premises subject to this application has an entrance, bar area and back of house facilities on the ground floor and a large customer area on the basement floor. The proposed area to be licensed for bingo is located on the basement floor.**

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

**No**

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:

**N/A**

#### 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? **Yes**

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	09:00	03:00	
Tue	09:00	03:00	
Wed	09:00	03:00	
Thurs	09:00	03:00	
Fri	09:00	03:00	
Sat	09:00	03:00	
Sun	09:00	03:00	

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): **ASAP**

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**

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?

**No**

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

**N/A**

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

**Bingo Forever Limited has clear and proactive policies to promote the Gambling Licensing Objectives. The operator has full authority to provide licensed bingo by the provision of an Operating Licence granted by the Gambling Commission. The UK's Gambling Regulator has therefore approved the measures implemented to ensure that effective anti-money laundering procedures are implemented and the operator's policies have been developed to ensure responsible trading in accordance with the gambling legislation, the licensing objectives and the licence conditions and codes of practice.**

**The applicant has also undertaken the Local Risk Assessment enclosed with this application to address risks to the licensing objectives arising from the specific location of this premises.**

**The applicant is seeking to licence the premises for Bingo from 09:00 hours to 03:00 hours the following day. The applicant is seeking later hours to facilitate the provision of Disco Bingo, which will be an event run on certain nights where the tables and stools are cleared and players will be provided with bingo cards on lanyards and UV pens, allowing customers to play bingo in a traditional disco atmosphere.**

**The applicant is not proposing to operate with any gaming machines on site.**

**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: Poppleston Allen

Date: 22 November 2018

Capacity: Solicitors for & on behalf of the applicant

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: \_\_\_\_\_

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:**

David Inzani

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

[REDACTED]

**24. Postal address for correspondence associated with this application:**

David Inzani

Poppleston Allen

The Stanley Building

7 Pancras Square

London

Postcode: N1C 4AG

**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:**

[REDACTED]

Last Date For Reps:

20.12.18

APPLICATION Date: 22 November 2018

Licensing Authority  
City of London Licensing Authority  
Markets and Consumer Protection  
PO Box 270  
Guildhall  
London  
EC2P 2EJ

Special Delivery



Our ref: DI/DI/L12392-8  
Doc Ref: 2146703370

Your ref:

E-mail:

Direct line:

WK/2018/4874

Dear Sirs

**Dabbers, 18-22 Houndsditch, London, EC3A 7DB**  
**Bingo Premises Licence**

We act for Bingo Forever Limited. We are instructed to submit an application for a Bingo Premises Licence for the above premises.

We therefore enclose:-

1. Application form
2. Local risk assessment
3. Notice of Application
4. Two copies of the plan of the proposed premises: BPL01 (including Ground and Basement Floors)
5. Cheque in the sum of £900.00
5. Certificate of Service

We have arranged for the notice to be displayed on the premises from 23 November 2018 and published within an appropriate local newspaper within 10 working days of 23 November 2018.

This application has been sent to you by special delivery to arrive at your offices by 23 November 2018 and the last date for representations will therefore be 20<sup>th</sup> December 2018.

Paragraph 15(2) of the Gambling Act 2005 (Premises Licence and Provisional Statements) Regulations 2007 state that the period for representations shall begin on the date on which you receive the application.

We confirm we have served notice of the application to the Responsible Authorities as specified in Section 157 of the Gambling Act 2005.

If there is anything in the way that we have completed the attached forms that causes you concern, or if you believe there is some omission, please contact David Inzani on the above number so we can discuss it with you.

We should be grateful if you would acknowledge safe receipt of this letter and the relevant enclosures.

Yours faithfully



Poppleston Allen

**I, David Inzani in the firm of Messrs, Poppleston Allen, Solicitors of 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS refer to the following:-**

1. Letter to City of London Corporation dated 22 November 2018
2. Application Form
3. Notice of Application
4. A copy of plan drawing number BPL01 (including Ground and Basement Floors)
5. Cheque in the sum of £900.00

**I FURTHER CERTIFY that I have served documents 1 - 5 upon the following:-**

1. Licensing Authority, City of London Licensing Authority, Markets and Consumer Protection, PO Box 270, Guildhall, EC2P 2EJ

**I FURTHER CERTIFY that I have served a true copy of documents 1 & 3 upon the following:-**

2. City of London Police, Licensng Office, Walbrook Wharf, 78-83 Upper Thames Street, London, EC4R 3TD
3. The Gambling Commission, Victoria Square House, Victoria Square, Birmingham, B2 4BP
4. London Fire & Emergency Planning Authority, Fire Safety Regulation : North East Area 2 , 169 Union Street, , London , SE1 0LL
5. H.M. Commissioner of Customs & Excise, Portcullis House, 21 India Street, Glasgow, G2 4PZ
6. Department of Community & Childrens' Services, Social Services Section (Children), City of London Corporation , PO BOX 270, Guildhall , EC2P 2EJ
7. Department of Planning & Transportation , City of London Corporation , PO BOX 270, Guildhall, London, EC2P 2EJ
8. Department of Environmental Services (Pollution), City of London Corporation , PO Box 270, Guildhall, EC2P 2EJ

**I effected service by sending the said documents to the licensing department by Special Delivery and the other authorities by first class post addressed to them on 22 November 2018**

SIGNED..  .....

DATED...22 November 2018.....



## **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 Bingo Forever Limited t/a Dabbers Social Bingo  
of the following address – [REDACTED] Cranwood Street, London, United Kingdom, EC1V 9EE

the number of whose operating licence is 000-049081-N-326872-001

who applied for an operating licence on N/A

has made an application for a Bingo Premises Licence

The application relates to the following premises: Dabbers, 18-22 Houndsditch, London, EC3A 7DB

The application for a premises licence has been made to the following licensing authority:

City of London Corporation , City of London, Guildhall, PO Box 270, London , EC2P 2EJ

Website: [www.cityoflondon.gov.uk](http://www.cityoflondon.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:

**David Inzani**  
[REDACTED]

Poppleston Allen  
The Stanley Building  
7 Pancras Square  
London  
N1C 4AG

**Any representations under section 161 of the Gambling Act 2005 must be made no later than the following date: 20<sup>th</sup> December 2018**





**Licensing Act 2003  
Section 24  
Premises licence**

Licensing, City of London  
PO Box 270 Guildhall, London EC2P 2EJ

**Premises licence number**

**LN/200506330**

**Part 1 - Premises details**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b> Dabbers, Dukes House, Dukes Place	
<b>Post town</b> London	<b>Post code</b> EC3A 7LP
<b>Telephone Number</b>	

<b>Where the licence is time limited - the dates</b>
------------------------------------------------------

<b>Licensable activities authorised by the licence</b>  Alcohol Sales, Live Music (e), Recorded Music (f), Similar to (e) (f) (g), Late Night Refreshment
--------------------------------------------------------------------------------------------------------------------------------------------------------------------

<b>The times the licence authorises the carrying out of licensable activities</b>		
<b>Alcohol Sales</b>		
Sunday	11:00 - 03:00	-
Monday	11:00 - 03:00	-
Tuesday	11:00 - 03:00	-
Wednesday	11:00 - 03:00	-
Thursday	11:00 - 03:00	-
Friday	11:00 - 03:00	-
Saturday	11:00 - 03:00	-
<b>Live Music (e), Recorded Music (f), Similar to (e) (f) (g), Late Night Refreshment</b>		
Sunday	23:00 - 03:00	-
Monday	23:00 - 03:00	-
Tuesday	23:00 - 03:00	-
Wednesday	23:00 - 03:00	-
Thursday	23:00 - 03:00	-
Friday	23:00 - 03:00	-
Saturday	23:00 - 03:00	-

**The opening hours of the premises**

**Opening Hours**

Sunday	11:00 - 03:30	-
Monday	11:00 - 03:30	-
Tuesday	11:00 - 03:30	-
Wednesday	11:00 - 03:30	-
Thursday	11:00 - 03:30	-
Friday	11:00 - 03:30	-
Saturday	11:00 - 03:30	-

**Where the licence authorises supplies of alcohol - whether these are on and/or off supplies**

On & Off the Premises

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Bingo Forever Limited  
Finsgate, 5-7 Cranwood Street  
London  
EC1V 9EE

**Registered number of holder, for example company number, charity number (where applicable)**

09768876

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

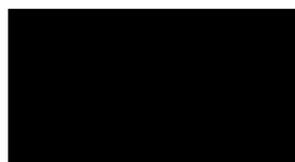
Edward Richard Wethered  
Bookbinders Court  
Cudworth Street  
London, E1 5QU

**Personal licence number and issuing authority of personal licence held by designated premises supervisor – where the premises licence authorises for the supply of alcohol**

21870 – London Borough of Tower Hamlets

Date granted 23rd August 2017

Latest amendment 11<sup>th</sup> December 2018



Director of Markets & Consumer Protection

## Annex 1 - Mandatory conditions

### Alcohol

1. No supply of alcohol may be made under the Premises Licence –
  - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
  - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
  
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
  
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
    - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
    - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
  
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
  
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

(a) a holographic mark or

(b) an ultraviolet feature.

6. The responsible person shall ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

### **Minimum Drinks Pricing**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 –

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

Where –

(i) P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –

(i) The holder of the premises licence

- (ii) The designated premises supervisor (if any) in respect of such a licence, or
  - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

### **If the Premises Licence allows Exhibition of Films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where

- (a) The film classification body is not specified in the licence, or
- (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and

“film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

### **If the Premises Licence has conditions in respect of Door Supervision**

#### **except theatres, cinemas, bingo halls and casinos**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

(a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or

(b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or

(b) in respect of premises in relation to:

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

(a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

**Annex 2 - Conditions consistent with the Operating Schedule**

Annex 3 - Conditions attached after a hearing by the licensing authority

The following conditions/resolutions were agreed by the City of London's Licensing Sub Committee at a hearing held on 23<sup>rd</sup> August 2017

- (1) The premises entrance into Dukes Place shall be used as an emergency exit only.
- (2) The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment, will be covered enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recordings shall be kept available for a minimum of 31 days with date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public. This staff member shall be able to show the police or the Licensing Authority recordings of the preceding two days immediately when requested.
- (3) There shall be no promoted events on the premises except on Saturdays'. The premises licence holder shall give notice to the City of London Police Licensing Office in a form prescribed by the City of London Police at least 14 clear days prior to any promoted event taking place. Promoted events may only commence on or after 18:00 on Saturday.

A promoted event is an event involving music and dancing where the musical entertainment is provided at any time between 23:00 and 07:00 by a disc jockey or disc jockeys one or some of whom are not employees of the premises licence holder and the event is promoted to the general public.

- (4) On any occasion that regulated entertainment is provided from 23:00, not less than four SIA registered door supervisors shall be engaged to control entry.
- (5) When a promoted event is held, SIA registered door supervisors shall be employed on a ratio of 1:50 customers.

**Annex 4 - Plans**

**Licensing Plan - Basement**

**Reference: 191**

**Date: November 2018**

**Licensing Plan - Ground Floor**

**Reference: 190**

**Date: November 2018**

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# LOCAL RISK ASSESSMENT

## Premises

Premises Name:	Dabbers
Premises Address:	18-22 Houndsditch, London
Premises Post Code:	EC3A 7DB
Premises Licence/Permit Number:	Application in Progress
Category of Premises:	Bingo Premises

Referred to within this Site Risk Assessment as "this Site"

## Company

Operating Company: (the "Company")	Bingo Forever Limited t/a Dabbers Social Bingo
Operating Licence Reference Number:	000-049081-N-326872-001
Registered Office Address:	██████████ Cranwood Street, London, United Kingdom, EC1V 9EE

## Company Statement:

The Company understands its responsibility to:

1. Assess the local risks to the licensing objectives posed by the provision of gambling facilities at each of its premises, and to have policies, procedures and control measures in place to mitigate those risks;
2. Take into account relevant matters identified in the licensing authority's statement of licensing policy when making site risk assessments;
3. Review and update (as necessary) site risk assessments:
  - a. to take account of significant changes in local circumstances, including those identified in a licensing authority's statement of licensing policy;
  - b. when there are significant changes at our premises that may affect local risks;
  - c. when applying for a variation of a premises licence; and
  - d. when applying for a new premises licence.

## LOCAL RISK ASSESSMENT

4. Share its site risk assessment with licensing authorities when applying for a premises licence or applying for a variation to existing licensed premises, or otherwise on request.

### Local Area Profile for This Site

The City of London is the financial district of London and has a unique demography in which the number of workers significantly outnumber the number of residents. Due to this demography, the City of London's Local Area Profile highlights that those who work in the financial services industry are of particular concern for gambling-related harm, in addition to those groups identified as most vulnerable to gambling-harm, including young people/children, persons with low income, homeless persons and those affected by alcohol/drug-related influences or addictions.

The premises is located close to Aldgate Underground Station and the City of London's Local Area Profile identifies several neighbouring premises that may raise concern with regard to demographic characteristics associated with higher risk of harm. In particular:-

- Homeless Support:
  - *Homeless Link, 2-5 Minories, EC3N 1BU*
- Religious Institution:
  - *St Botolph's Without Aldgate Church of England, Aldgate High Street*
- Gambling Licensed Premises:
  - *William Hill, 55/56 Aldgate High St;*
  - *Ladbroke's, 76 Aldgate High St;*
  - *Betfred, 48-51 The Minories;*
  - *Coral, 65-68 Leadenhall Street & Fenchurch Street*
- Schools / Education Establishments:
  - *St John Cass's Foundation Primary School, St James' Passage, Duke's Place;*
  - *Cass Nursery Centre, St James's Pass*
- Healthcare Services:
  - *City of London Medical Centre, 11-13 Crosswall*

## LOCAL RISK ASSESSMENT

### Three Licensing Objectives of the Gambling Act 2005

This Site Risk Assessment considers risk to the Three Licensing Objectives posed by the provision of gambling facilities at This Site, and will refer to the Licensing Objectives as follows:

Reference	Licensing Objective
A	Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
B	Ensuring that gambling is conducted in a fair and open way
C	Protecting children and other vulnerable people from being harmed or exploited by gambling

Reference A/B/C	Risk Assessment	Level of Risk High/Med/Low	Risk Management Operational Procedures as at October 2018	Local Risks	Recommended Further Controls
A	Use of gambling to facilitate money laundering and/or to use or hide proceeds of crime.	Low	<ol style="list-style-type: none"> <li>The Company has an appointed Money Laundering Officer and has Policies and Procedures in place which are regularly reviewed, are implemented and monitored in respect of Money Laundering and Suspicious Transactions including a Disclosure Procedure for use by staff and reporting to the National Crime Agency using Suspicious Activity Reports.</li> <li>The Company considers that traditional products represent a low risk of money laundering and criminal spend.</li> <li>Staff receive training on money laundering and suspicious transactions including being given practical examples of money laundering including the need to observe player spend and patterns of play.</li> </ol>	Those working in the financial sector often have opportunities to misappropriate funds.	<ol style="list-style-type: none"> <li>Existing measures address local risk</li> <li>Establish reporting lines with local Police</li> </ol>
A	Vulnerability to crime and disorder	Low	<ol style="list-style-type: none"> <li>Employees receive Social Responsibility training at induction and</li> </ol>	Level of crime recorded by the police associated with	<ol style="list-style-type: none"> <li>Existing measures address local risk</li> <li>Establish reporting lines with local</li> </ol>

# LOCAL RISK ASSESSMENT

			<p>receive regular refresher training</p> <p>2. Training provided with regard to the identification of crime and disorder and appropriate recording processes and reporting lines.</p> <p>3. Social Responsibility and incident recording manual available to all staff</p> <p>4. Premises is equipped with CCTV that is monitored 24 hours a day and digital recording is retained for 31 days.</p> <p>5. The premises operates a personal alarm system.</p> <p>6. Staff are trained on the clear reporting lines to management, key personnel and police.</p> <p>7. Intruder alarm.</p> <p>8. Crime prevention and monitoring advice and training provided to staff members.</p>	gambling licensed premises.	Police
B	Gambling provided is not fair and open.	Low	<p>Clear contractual terms and rules of play for Bingo is made available to customers in plain and intelligible language.</p>		Existing measures address local risk
B	Failure to deal with Consumers making complaints about the outcome of gambling.	Low	<p>1. Information in respect of Customer Complaints and Disputes is readily available within the premises detailing dispute resolution processes.</p> <p>2. The Company is registered with an ADR entity approved by the Gambling Commission.</p>		Existing measures address local risk
C	Children and young person's entering site unnoticed or unchallenged.	Medium/high	<p>1. The Company has policies in place relating to access by children and young persons.</p> <p>2. The premises will display signage stating that no person under the age of 18 years is permitted to play bingo on the premises.</p> <p>3. Staff are trained on age verification procedures.</p> <p>4. Age verification incident report is maintained and reviewed on regular</p>	Proximity of schools in the area.	<p>1. Existing measures address local risk</p> <p>2. Establish reporting lines with local schools to protect against truancy</p>

# LOCAL RISK ASSESSMENT

			<p>basis by member of management team.</p> <p>5. Premises entrance effectively monitored for underage individuals.</p> <p>6. No gaming machines are offered on the premises.</p>		
C	Failure to provide information to customers on responsible gambling.	Low	<p>1. Responsible gambling posters are displayed prominently in strategic locations.</p> <p>2. Responsible gambling leaflets are available throughout the premises in strategic locations.</p>	Proximity of institutions associated with vulnerable persons.	<p>1. Existing measures address local risk</p> <p>2. Establish lines of communication with local homeless shelters and neighbouring gambling premises to help identify vulnerable persons</p>
C	Non identification of and lack of interaction with problem gamblers and other vulnerable persons.	Medium	<p>1. Training and guidance provided to staff as to identifying behavioural indicators of problem gambling, interaction techniques and recording processes.</p> <p>2. All staff receive at induction and refresher training on an annual basis.</p>	Proximity of institutions associated with vulnerable persons.	<p>1. Existing measures address local risk</p> <p>2. Establish lines of communication with local homeless shelters and neighbouring gambling premises to help identify vulnerable persons</p>
C	Failure to offer an effective Self-Exclusion facility to persons seeking such support.	Low	<p>1. The Company has policies and procedures in respect of Self Exclusion in place which are regularly reviewed, implemented and monitored.</p> <p>2. The Company implements the Bingo Association's multi-operator self-exclusion system for bingo premises.</p> <p>3. Information regarding self-exclusion is available in discreet locations throughout the premises.</p>	Proximity of institutions associated with vulnerable persons.	<p>1. Existing measures address local risk</p>
C	Non identification of self-excluded persons accessing gambling facility and accessing gambling.	Medium	<p>1. Copies of self-exclusion forms with photos are retained in confidential folders in areas reserved for staff only and are used to help staff identify and monitor self-excluded persons' access and potential breaches.</p> <p>2. The Company will receive details and photographs of self-excluded persons wishing to extend their self-exclusion to this site via the Bingo Association multi-operator self-exclusion system.</p>	Proximity of institutions associated with vulnerable persons.	<p>1. Existing measures address local risk</p>
A/B/C	Failure to implement Company	Low	The Company conducts compliance		<p>1. Existing measures address local risk</p>

# LOCAL RISK ASSESSMENT

controls in place as described above.		checks to ensure compliance with their policies, responsibilities and maintenance of standards.		
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## Hewitt, Andre

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**From:** David Inzani <[REDACTED]>  
**Sent:** 18 December 2018 12:31  
**To:** Hewitt, Andre; 'Holmes Paul'  
**Cc:** 'LicensingOffice@city-of-london.pnn.police.uk'; M&CP - Licensing  
**Subject:** Dabbers, 18-22 Houndsditch - Bingo Premises Licence Application  
**Attachments:** Dabbers Social Bingo Marketing Strategy.compressed.pdf

Dear Andre and Paul

In relation to your queries regarding my client's application for a new bingo premises licence, please see my client's responses below:-

1. Details of anticipated income from each revenue source for first year.

My client has advised that the anticipated breakdown of each revenue source is: 43% beverages, 22% food, 21% entertainment, 12% bingo.

Please note that my client's Gross Gambling Yield (GGY) will be monitored in line with their current Operating Licence category, which permits up to £200,000 GGY per annum. This represents the maximum my client can make on all participation fees and stakes, less prizes, in respect of bingo.

2. The target demographic and details of the marketing plan for that audience.

Marketing will be focussed through promotion on social media including Facebook and the company's website.

Dabbers will be a versatile social bingo venue that will appeal to a broad target market tailored to different nights of the week. Dabbers follows in the recent success of bingo pop ups across London, which have predominantly been carried out as Exempt Gaming in accordance with Section 279 of the Gambling Act 2005, and have driven the renaissance of bingo among young adults. Dabbers Social Bingo will provide secondary entertainment alongside its licensed bingo activities, which includes the provision of comedy and music entertainment.

For more information, please see the attached marketing strategy for Dabbers. You will see in this document that the earlier marketing efforts will be focussed on female millennial professionals, corporate party organisers and special occasion planners.

3. What activities will be regularly taking place during the opening hours of the premises, inclusive of what times Bingo is being offered

The primary focus of the venue will be social bingo. Themed nights will also be offered, which will include the additional provision of quiz, comedy and music entertainment, which will all be provided in accordance with the applicant's alcohol and entertainment premises licence.

A standard evening's activity would consist of:-

- 5pm - premises opens for drinks at the upstairs bar.
- 6.30pm - downstairs bingo hall area opens for food.
- 7.30pm - show starts with the first game (3 prizes)
- 8pm - first game finishes
- 8.15pm - second games begins (3 prizes)
- 8.50pm - second game finishes
- 9.10pm - third game begins (3 prizes)
- 10pm - show winds down. Music and additional entertainment continues.

4. Details of the outward appearance of the premises including signage in order to ensure customers are fully aware that the premises is a bingo premises.

There will be two large signs at the front of the premises reading "Social Bingo".

5. Any other such premises operated currently or have in the recent past, particularly where there is the Bingo in operation and experience of operating a licenced premises.

Ed Wethered, Managing Director of Bingo Forever Limited, is the co-founder of the American Bingo Club pop-up, which was a very similar concept to that proposed at Dabbers and took place nearby, on Shoreditch High Street, once a week for eight weeks. Bingo activities were provided in accordance with the Exempt Gaming provisions of the Gambling Act 2005. Ed is also the founder of events company Raise Your Hand, running pop-up restaurants, events and parties across London. The Chairwoman of Bingo Forever Limited is Lyn Goleby, who founded Picture House Cinemas, which she grew to be a nationwide cinema franchise before selling to Cineworld. The team also includes Luke Bishop, Head of Operations, who is the former MD of Pulpo and Johnny Unknown, Head of Entertainment, who is the founder of events agency It's Unknown with 10 years of entertainment experience. Johnny is also the creator of Musical Bingo and has extensive experience in creating interactive entertainment shows.

I hope the above assists with your assessment of my client's application and should you have any further queries then please do not hesitate to contact me.

Kind regards

David

David Inzani | Solicitor

**Poppleston Allen**

London Office: The Stanley Building, 7 Pancras Square, London, N1C 4AG



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City of London  
Premises Licensing Team  
The Guildhall  
PO Box 270  
EC20 2EJ

**By email only:** [REDACTED]

20 December 2018

## **Representation in relation to the application for a bingo premises licence for Bingo Forever Limited [Dabbers, 18-22 Houndsditch, London EC3A 7DB]**

The Gambling Commission (the Commission) is a Responsible Authority by virtue of section 157 of the Gambling Act 2005 (the Act) and wishes to make the following representations, pursuant to section 161 of the Act.

### **The Applicant**

1. The Applicant, Bingo Forever Limited t/a Dabbers Social Bingo, holds a non-remote bingo operating licence. The licence was issued by the Commission under Part 5 of the Act on 17 August 2017.
2. The operating licence authorises the Applicant to provide facilities for playing bingo by non-remote means.

### **The intentions and structure of the Act in relation to gambling environments**

3. We note the applicant's statement that they do not intend to place any gaming machines on the premises. However, the Act provides that certain gaming machine entitlements apply automatically to certain operating and premises licences, including bingo operating and premises licences. It is therefore our view that the following provisions on the use of gaming machines should be considered nonetheless, due to the applicant's entitlement to place machines on the premises at a later stage should they wish to do so.
4. The Commission is of the view that the Gambling Act 2005 intends that different environments are entitled to offer specific forms and levels of gambling. It provides regulations that set out such entitlements. In particular, machine entitlements are linked to specific environments. These entitlements are limited by the number and type of machine (with limits as to the stakes and prizes each type may offer) dependent on the nature of the environment in which they are situated. Licensed gambling premises have a greater entitlement than environments such as alcohol licensed premises or membership clubs.
5. The Act envisages that public houses (or alcohol licensed premises) may offer limited forms of gambling, but that this remains an ancillary product and not the commercial purpose of those premises. It allows for:
  - a. A very limited offer of gaming machines (category and numbers)
  - b. The ability to offer bingo (or equal chance gaming) either as:

- Exempt equal chance gaming (subject to certain rules, such as staying below £2000 a week in stakes and/or prizes and not taking a par fee)<sup>[1]</sup>; or
  - Offer bingo which is above £2000 a week under an operating licence (high turnover bingo), but without a premises licence and associated machine entitlement.<sup>[2]</sup>
6. It is therefore clear from the final requirement set out above that the Act specifies a further protection where high turnover bingo is taking place in a pub, that being the requirement to obtain an operating licence. There would **not** be an additional machine entitlement which a bingo premises licence brings.
7. These requirements are explained in the Guidance to Licensing Authorities (GLA) as follows:

### **Bingo in clubs and alcohol-licensed premises**

18.12 Bingo is a class of equal chance gaming permitted on alcohol-licensed premises, and in clubs and miners' welfare institutes, under the allowances for exempt gaming in Part 12 of the Act. ***There are regulations setting controls on this form of gaming, to ensure that it remains a low stakes and prizes activity.***

18.13 In addition, new rules are laid down in the Act about the playing of bingo specifically in alcohol-licensed premises, clubs and miners' welfare institutes. Where the level of bingo played in these premises reaches a certain threshold, it will no longer be authorised by these rules and a bingo operating licence will have to be obtained from the Commission for future bingo games. Even in these circumstances bingo can only be offered under the rules for exempt gaming. ***The aim of these provisions is to prevent bingo becoming a predominant commercial activity on such non-gambling premises.*** (Emphasis added)

8. This is in contrast to the holder of a bingo operating licence who is permitted to:
- a. offer unlimited bingo
  - b. charge a participation fee where a premises licence or relevant permit is held in conjunction with the operating licence (ie they are unable to charge participation fees under the exemptions for equal chance gaming in alcohol licensed premises).
9. In circumstances where the holder of a bingo operating licence obtains a bingo premises licence they are entitled to a greater offering of gaming machines – namely:
- a. They may make available for use a number of category B machines not exceeding 20% of the total number of gaming machines which are available for use on the premises and any number of category C or D gaming machines. However;
    - premises in existence before 13 July 2011 are entitled to make available eight category B gaming machines, or 20% of the total number of gaming machines, whichever is the greater

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<sup>[1]</sup> See Annex A

<sup>[2]</sup> See Annex B

- the holder of a bingo premises licence granted on or after 13 July 2011 but before 1 April 2014 is entitled to make available a maximum of eight category B gaming machines or 20% of the total number of gaming machines, whichever is the greater; from 1 April 2014 these premises will be entitled to 20% of the total number of gaming machines only.
- b. Regulations state that category B machines at bingo premises should be restricted to sub-category B3 and B4 machines, but not B3A lottery machines.

10. They are also entitled to hold an alcohol licence.

11. Given the above, the Commission is of the view that commercial bingo, and the accompanying gaming machines that can be offered by virtue of a bingo operating licence, should only be offered in **dedicated bingo premises**. The Commission believes that this would reduce the risks associated with such ambient gambling, and supports the licensing objectives contained in section 1 of the Act.

12. Social Responsibility Code Provision 9.1.2 of the Licence Conditions and Codes of Practice (LCCP) outlines requirements that operating licence holders should adhere to when making gaming machines available in licensed bingo premises.

**Social responsibility code provision 9.1.2**

**Gaming machines in gambling premises – bingo**

**All non-remote bingo operating licences**

**1** Gaming machines may be made available for use in licensed bingo premises only where there are also substantive facilities for non-remote bingo, provided in reliance on this licence, available in the premises.

**2** Facilities for gambling must only be offered in a manner which provides for appropriate supervision of those facilities by staff at all times.

**3** Licensees must ensure that the function along with the internal and/or external presentation of the premises are such that a customer can reasonably be expected to recognise that it is a premises licensed for the purposes of providing bingo facilities.

13. We note that the applicant's website currently promotes "Family Brunch Bingo" to be held on Sundays. Whilst under 18s are permitted in bingo premises, the licensee must ensure that children and young people cannot play bingo or category B or C gaming machines. Schedule 2 Part 1 of the **The Gambling Act 2005 (Mandatory and Default Conditions) (England and Wales) Regulations 2007** details all of the mandatory conditions attaching to bingo premises licences, and these include certain requirements intended to prevent underage gambling. The local authority may want to give consideration to the applicant's policies and procedures to prevent underage gambling on the premises in question.

14. The Commission also has concerns with the applicant's compliance with code 9.1.2.3 above. We note the applicant's statement that the only signage they intend to utilise is two large signs at the front of the premises stating "Social Bingo". There remains a concern that this may not be sufficient to ensure customers will be aware that the premises is a dedicated gambling premises, particularly in the context of how the applicant plans to run the bingo (i.e. in a non-traditional format).

## **Default conditions attached to bingo premises licences**

15. The applicant has requested that the default licence conditions pertaining to all bingo premises licences is removed from the bingo premises licence for which they are applying. These default conditions, as laid out in Schedule 2 Part 2 of The Gambling Act 2005 (Mandatory and Default Conditions) (England and Wales) Regulations 2007, are:

1. Subject to paragraph 2, no facilities for gambling shall be provided on the premises between the hours of midnight and 9am.

2. The condition in paragraph 1 shall not apply to making gaming machines available for use.

16. The local authority may wish to consider whether information has been provided for the following questions;

- Whether the local risk assessment reflects any increased risk caused by the removal of the default condition. Are you satisfied that the operator has mitigated any increased risk – for example – are the police satisfied?
- What gambling is offered after midnight, and what does this provision look like?
- Are you satisfied with the way that the premises proposes to apply the multi-operator self- exclusion scheme during the extended hours?
- Is alcohol to be offered as well between the hours of midnight and 09:00, and if so is this throughout the venue? What additional considerations have been given to the impact of an extension to the alcohol licence and have any additional safeguards been put in place, or any considerations been made, to address the impact that extended alcohol sales may have on those who are gambling?
- What staffing levels will be in place and is this sufficient for the facilities being provided? There must be in consideration of SR code 9.1.2 relating to appropriate supervision of gambling facilities at all times, and this is particularly important where an extension to the alcohol licence has also been sought.
- What is the layout, estimated footfall and size of the venue to be made available after midnight? Do the plans for supervision, security, staffing, etc. correspond to these estimates?
- Where are the premises located – residential areas, 24 hour activity areas, close to late night bars etc. and what door security is in place?

17. The local authority may wish to request further information if the application is insufficient to answer the above questions, in accordance on Section 153 of the Gambling Act 2005. This section specifically references the Codes of Practice, the licensing objectives, your own Statement of Policy and the Commission's GLA. You should continue to seek information from the applicant until you are content on all matters.

## **Conclusion**

18. With regard to the matters raised in these representations, the Commission respectfully invites the licensing authority to consider its representations and have regard to the Commission's Guidance to Licensing Authorities when making its decision.

19. The Commission has concerns with the proposals put forward by the applicant. Based on the information available we have concerns that the way in which the facilities will be

offered presents risks in terms of ambient gambling and in terms of compliance with the regulatory requirements on the operator.

20. The Commission hopes the representations set out above are sufficiently detailed and clear, but reserves the right to add further information to these representations if that appears appropriate. If the licensing authority wishes the Commission to provide any further information, the Commission would be happy to do so.

Yours sincerely



Helen Venn  
Executive Director, Licensing & Compliance

Annex A

Part 12 *Pubs, and c.*

279 Exempt gaming

1.(1) Sections 33 and 37 shall not apply to the provision of facilities for equal chance gaming which—

2.(a) takes place on premises to which this section applies, and

3.(b) satisfies the conditions of this section.

4.(2) The first condition of gaming for the purposes of subsection (1) is that the arrangements for the gaming satisfy the prescribed requirements in relation to—

5.(a) limiting amounts that may be staked, or

6.(b) limiting the amount or value of a prize.

7.(3) The second condition of gaming for the purposes of subsection (1) is that no amount is deducted or levied from sums staked or won.

8.(4) The third condition of gaming for the purposes of subsection (1) is that no participation fee is charged.

9.(5) The fourth condition of gaming for the purposes of subsection (1) is that a game played on one set of premises is not linked with a game played on another set of premises.

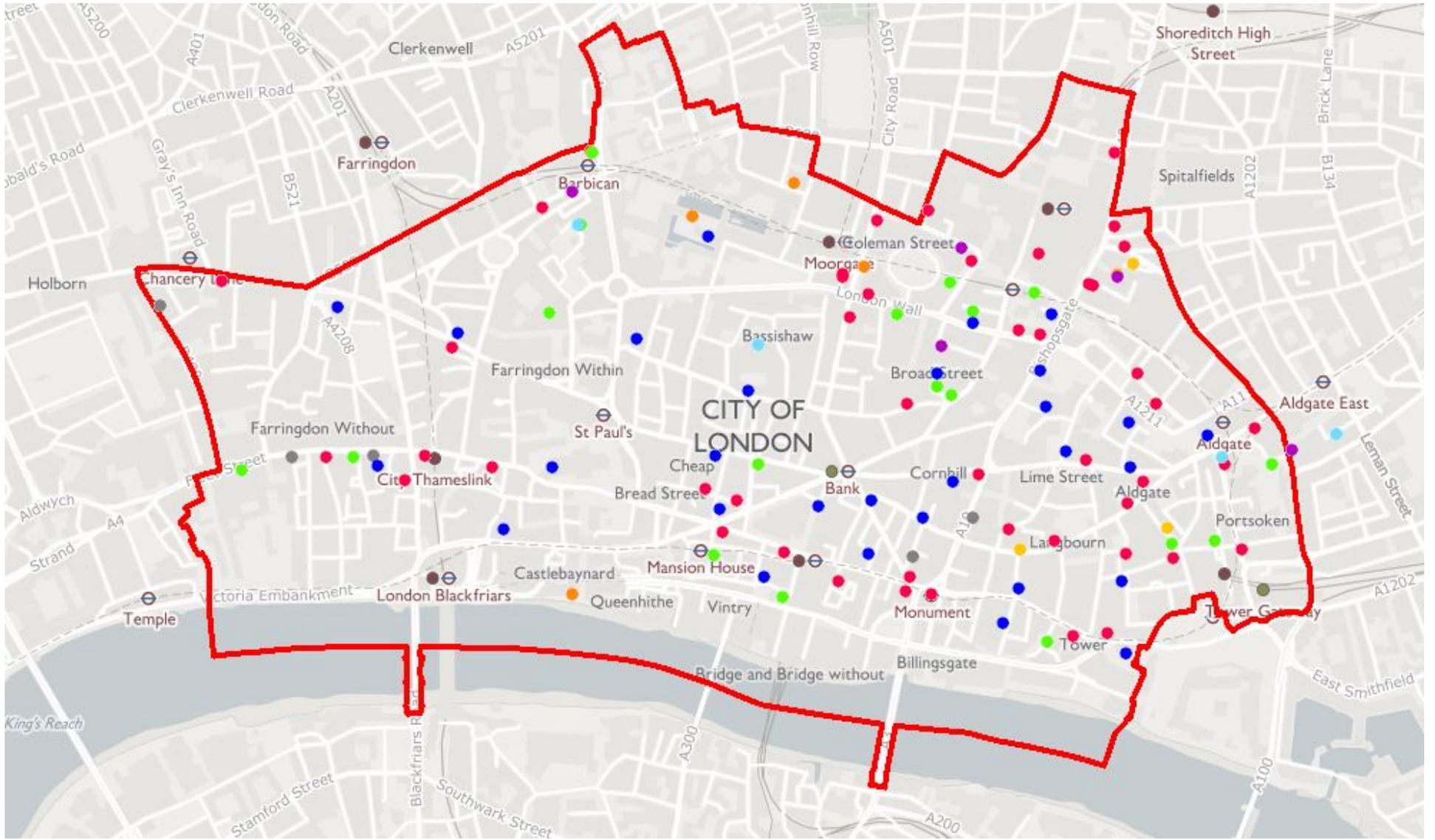
10.(6) The fifth condition of gaming for the purposes of subsection (1) is that children and young persons are excluded from participation.

Annex B

281 Bingo

11.(1) The disapplication of section 33 by section 279 shall not apply to high turnover bingo played during a high turnover period.

- 12.(2)** Bingo played on premises in any period of seven days is high turnover bingo if—
- 13.(a)** the aggregate of stakes at bingo played on the premises during the period exceeds £2,000, or
- 14.(b)** the aggregate of prizes at bingo played on the premises during the period exceeds £2,000.
- 15.(3)** A high turnover period begins in relation to premises at the end of a period of seven days during which—
- 16.(a)** the aggregate of stakes at bingo played on the premises exceeds £2,000, or
- 17.(b)** the aggregate of prizes at bingo played on the premises exceeds £2,000.
- 18.(4)** A high turnover period expires at the end of the year beginning with the first day of the period of seven days which caused the high turnover period to begin.
- 19.(5)** A period of seven days any of which is in a high turnover period does not cause a new high turnover period to begin.
- 20.(6)** The holder of an on-premises alcohol licence or relevant Scottish licence for premises in relation to which a high turnover period begins shall, unless he holds a bingo operating licence, inform the Commission as soon as is reasonably practicable.
- 21.(7)** A person commits an offence if he fails without reasonable excuse to comply with subsection (6).
- 22.(8)** A person guilty of an offence under subsection (7) shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- 23.(9)** The Secretary of State may by order vary a monetary amount specified in this section.



- Addiction Support
- Education Establishments
- Financial
- Gambling Licenced Premises
- Healthcare Services
- Homelessness Support
- Mental Health Support
- Religious Institutes

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