



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 November 2013	B3	Junction

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION

RE: WILLIAM HILL, 51 JUNCTION ROAD, LONDON N19 5TH

1. Synopsis

- 1.1. This is an application by **William Hill Organization Limited** for a licence to permit the premises to operate as a betting shop under section 159 of the Gambling Act 2005.

2. Background

- 2.1. Under section 153 Gambling Act 2005 the Licensing Authority shall aim to permit the use of premises for gambling in so far as the authority thinks it
- In accordance with the codes of practice issued by the Gambling Commission
 - In accordance with guidance issued by the Gambling Commission
 - Reasonably consistent with the licensing objectives
 - In accordance with Islington Gambling Policy
- 2.2. There are three licensing objectives under the Gambling Act 2005:
- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime;
 - Ensuring that gambling is conducted in a fair and open way; and
 - Protecting children and other vulnerable persons from being harmed or exploited by gambling.
- 2.3. The council has received one representation from a local resident whose principal objection concerns the suitability of the proposed location for a gambling establishment and the

potential for antisocial behaviour. There are also representations made by the Licensing Authority, the Better Archway Forum and a local Councillor.

- 2.4. The council's Gambling Policy 2010-2013 recognises that the location of a premises is an important factor when determining new applications. Licensing Policy 44 sets out the types of existing premises in an area, such as schools and parks, which will lead to an application being given very careful consideration.
- 2.5. Premises licences are subject to four types of conditions:
 - i. **Mandatory** – these apply to all betting shops (see appendix 3)
 - ii. **Default** – which specify opening times and may be removed by the Licensing Authority
 - iii. **Individual** – these can be imposed by the Licensing Authority but they must not affect the lawful right to provide gaming machines. Betting shops can provide up to four gaming machines, with a maximum stake of £100 and prize payout of £500.
 - iv. **Incorporated** – these reflect requirements of the primary legislation which prohibit the provision of gambling facilities on Christmas Day and require door supervisors to be appropriately registered.
- 2.6. In addition to a premises licence, betting shop operators are also required to hold an operating licence and personal management licence. These licences are administered by the Gambling Commission and are subject to various conditions. The Gambling Commission is also responsible for issuing codes of practice which require licensees to put into place various policies for example to promote socially responsible gambling and prevent underage gambling.
- 2.7. Papers are attached as follows:
 - Appendix 1: application form;
 - Appendix 2: representations;
 - Appendix 3: mandatory and default conditions;
 - Appendix 4: map of premises location.

3. Recommendations

- 3.1. The Committee shall determine the application on its merits taking into account the requirements listed in sections 2.1 and 2.2 above.
- 3.2. If the committee grants the application it will be subject to:
 - i. mandatory and default conditions issued under the Gambling Act 2005 and contained in appendix 3 for reference purposes; and
 - ii. any additional individual conditions imposed by the licensing authority.

4. Planning Implications

- 4.1. Planning has advised that they were unable to find relevant consent for use as a bookmaker at the property. However, from historic maxi-view photographs it would appear to have been in its current use from at least 2005.

Planning therefore considers that on the balance of probability the current use is lawful and no objections are raised to the current licence application.

5. Conclusion and reasons for recommendations

- 5.1. The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

Background papers:

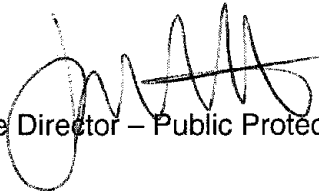
The Council's Statement of Gambling Policy 2010-13

Gambling Act 2005

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

7-11-13.
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Team

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E-mail: licensing@islington.gov.uk

SCHEDULE 1
Regulation 3

Form and content of applications for a premises licence

PART 1

Form of application for a premises licence

<p align="center">Application for a premises licence under the Gambling Act 2005 (standard form)</p>		
<p align="center">PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST</p>		
<p>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.</p>		
<p>Where the application is—</p>		
<ul style="list-style-type: none"> • In respect of a vessel, or • To convert an authorisation granted under the Betting, Gaming and Lotteries Act 1963 or the Gaming Act 1968, 		
<p>the application should be made on the relevant form for that type of premises or application.</p>		
<p>Part 1 – Type of premises licence applied for</p>		
Regional casino <input type="checkbox"/>	Large casino <input type="checkbox"/>	Small casino <input type="checkbox"/>
Bingo <input type="checkbox"/>	Adult gaming centre <input type="checkbox"/>	Family entertainment centre <input type="checkbox"/>
Betting (Track) <input type="checkbox"/>	Betting (Other) <input checked="" type="checkbox"/>	
<p>Do you hold a provisional statement in respect of the premises? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>		
<p>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):</p> <p>.....</p>		

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:

WILLIAM HILL ORGANIZATION LIMITED

[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:
GREENSIDE HOUSE

50 STATION ROAD, WOOD GREEN

LONDON

N22 7TP

Postcode:

8(a) The number of the applicant's operating licence (as given in the operating licence):
004 - 002752 - N - 102413 - 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):
WILLIAM HILL

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

51 JUNCTION ROAD,

ARCHWAY,

LONDON

N19 5TH

Postcode:

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 betting premises will occupy the ground floor of the unit, which is located in a block of retail units in a high street type location. There are two upper floors which are occupied by a dental surgery, with separate access.

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

	Start	Finish	Details of any seasonal variation
Mon			
Tues			
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:

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 question 19(a) is yes, please provide full details:

.....
See attached list
.....
.....

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

.....
This is an application to enable us to relocate our existing trading betting office from it's current premises at 4/5 Archway Mall, into the application premises.

.....
It is intended that the current unit will be closed once the application premises are ready to open. There will therefore be no addition to the number of trading betting premises in the area as a result of this application.
.....

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: B. Miniwane

Print Name: **BRIAN MINIHANE**

Date: 25th September 2013 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: 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:

BRIAN MINIHANE

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

07740 735475

24. Postal address for correspondence associated with this application:

DEVELOPMENT DEPARTMENT, WILLIAM HILL ORGANIZATION LIMITED,

GREENSIDE HOUSE, 50 STATION ROAD, WOOD GREEN,

LONDON

N22 7TP

Postcode:

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:

bminihane@williamhill.co.uk

Additional information provided by William Hill to support their application as requested by the Licensing Authority. 5th November 2013. Please see Licensing Authority representation.

1. Age Verification Requirements

William Hill Organization Ltd is the largest betting office operator in the country. The company operates nearly 2400 betting offices. It also maintains an operating licence issued by the Gambling Commission. You will be aware that as part of that operating licence, there are code provisions requiring the operator to have put into effect policies and procedures designed to prevent underage gambling and to monitor the effectiveness of these.

William Hill operates a Think 21 policy across all of its estate. This is similar to the Challenge 21 policy operated by many of the alcohol licensed operators and requires that any person who appears to be below the age of 21 must produce an acceptable form of identification. Unlike alcohol licensed premises, however, it is an offence to allow any person under the age of 18 to remain on the premises. In the circumstances, if an individual cannot produce acceptable identification within any William Hill betting office then he/she is required to leave the premises immediately.

Regulatory compliance, particularly compliance with the three Gambling Act licensing objectives is a key priority for William Hill. There is full training before any person works behind the counter at a William Hill betting office. This starts with two days off site training, the cornerstone of which is the responsibilities and obligations under the Gambling Act 2005. A new employee undergoes a full six months worth of on the job training and once fully trained, there are refresher courses run three to four times per annum. Training records are maintained centrally and are available for inspection upon request.

William Hill tests its own employees by engaging the services of an independent test purchasing organisation.

2. Recording Incidents

It is a requirement of the Gambling Commission that all betting operators are required to submit quarterly statistical information to the Gambling Commission. Each William Hill betting office is required to complete a daily totals report (DTR) stating how many of various sorts of incidents have occurred in the betting office in that date. These incidents include any challenges with regard to age verification. Certain incidents require a narrative incident report form (IRF) to be completed.

All information is forwarded through the EPOS till at the end of the working day. The information is received by William Hill's centrally based compliance department who reconciled DTR and IRF statistics, read and assess each IRF, enter incident narratives on to a database, assess whether incidents have been handled correctly, identify training needs, seek more information if necessary and assess whether any breach has occurred. All incidents requiring follow up action are forwarded to appropriate line management.

Monthly reports are sent to all area operations managers and district operations managers detailing their shops reporting histories and highlighting incidents where follow up action is required. On account of its centralised approach, William Hill is able to apply consistent standards across its estate and to identify reporting anomalies and inconsistencies and to understand the reasons behind them.

Details of the reports are not retained on site but can be made available to the authorities on request

3. Employing at least two members of staff on the premises throughout opening hours.

The staffing model at the new betting office will be the same as at the existing office where there are no current issues. Staffing of all offices is determined by security risk assessment and the requirement of the business. This betting office would not have any planned single manning after 1 pm.

4. Liaising with Better Archway Forum and the Police Neighbourhood Team on Crime and Disorder Reduction Initiatives

William Hill is always willing to work in partnership with the authorities with the communities that it serves. The company has a history of engaging with local people and is more than happy to do so here.

5. Gambling activities on the premises shall not take place on the premises whilst there is a gambling licence in effect at 4-5 Archway Mall.

The purpose of this licence application is to relocate the existing betting office from its current premises. You will, no doubt be aware, that the existing William Hill betting office at 4-5 Archway Mall is the only trading unit in that block. The lease has come to an end and my clients have been advised that they have to move out as the block is to be redeveloped. In the circumstances, my client has no option but to relocate these premises and wishes to continue serving the area that it has served since 1989. The proposed premises at 51 Junction Road is the nearest available premises with the appropriate planning permission in place.

I can confirm that the existing premises licence for Archway Mall would be surrendered once the shop fit works to the new shop were completed.

William Hill Premises Licences held with London Borough of Islington

670-672 Holloway Road, London
4/5 Archway Mall, Junction Road, London
196 Blackstock Road, London
217 Southgate Road, London
250/252 Seven Sisters Road, London
135/137 Central Street, London, EC1V 8AP
181/183 St John Street, London, EC1V 4LS
142 York Way, London
239 Upper Street, London
6/8 Crouch Hill, London
97/99 Seven Sisters Road, London
344/346 Essex Road, London
118/120 Essex Road, London
154/154a Seven Sisters Road, London
113 Fonthill Road, London
442/444 Hornsey Road, London
3 Roman Way, London
21 Highbury Park, London
4/5 Hillmarton Terrace, London
520 Hornsey Road, London
340 Upper Street, London
60 King Henry's Walk, London
310/312 Caledonian Road, London
58 Newington Green, London
204 City Road, London, EC1V 2PH
Unit 1, 18/20 Exmouth Market, London
91 Stroud Green Road, London
3 Paul Street, London, EC2A 4JJ
258 Pentonville Road, London
230 Essex Road, London
37 Seven Sisters Road, London
480 Caledonian Road, London
261 Upper Street, London
778 Holloway Road, London
Unit 12, Wells Terrace, Finsbury Park, London
76 Chapel Market, London
183/185 Whitecross Street, London, EC1Y

Gambling Act 2005- Representation from the Licensing Authority
Application: William Hill 51 Junction Road London N19

I am submitting a representation on behalf of the Licensing Authority with respect to the new application for a betting shop at 51 Junction Road London N19

The grounds for the representation are:

- Preventing gambling from being a source of crime or disorder
- Protecting children and other vulnerable persons from being harmed or exploited by gambling

Licensing Policy Considerations

Gambling Policy 2013-2016 in particular:

Standards of management:

paragraphs 35-37

Saturation:

paragraphs 38-42

Premises Licences:

paragraphs 47-49

Crime and disorder:

paragraphs 50-51

Protecting Children and vulnerable persons:

paragraphs 52-56

Best Practice Guidance

Appendix 3

General Comments

The Gambling Act 2005 (section 153) requires Licensing Authorities to aim to permit the use of premises for gambling

- In accordance with any relevant code of practice under section 24,
- In accordance with any relevant guidance issued by the Commission under section 25,
- Reasonably consistent with the licensing objectives (subject to paragraphs (a) and (b)), and
- In accordance with the statement published by the authority under section 349 (subject to paragraphs (a) to (c)).

Whilst it is appreciated that the intention of the applicant to relocate the premises that it currently occupies at 4/5 Archway Mall Junction Road and to relocate the business to 51 Junction Road this is a new application and the Licensing Authority needs to be satisfied that the granting of the new license is reasonably consistent with the licensing objectives and in accordance with the Authority's Gambling Policy.

The information contained in the new premises application does not provide sufficient information to satisfy these requirements.

Standards of management

Paragraph 35 of the policy expects applicants to demonstrate high standards of management Appendix 3 of our Gambling Policy. It is not clear from the application the extent to which William Hill intends to adopt these arrangements.

Saturation

Islington is ranked 14th highest Local Authority in England and 5th in London in terms of in the deprivation. Junction Ward, which contains 51 Junction Road, is the 7th most deprived ward in Islington with employment, crime and the living environment being the key indices of deprivation in the ward.

Given that the premises is in a deprived area the Licensing Policy expects that applicant to indicate the arrangements that it will put in place to protect vulnerable members of our community from the impact debt arising from gambling.

Premises Licences

The location of the premises is a key consideration. The relocation of the betting shop will make it a prominent feature of Junction Road. Within the immediate vicinity of the premises is a library, leisure centre, children's centre and a mental health facility and Archway tube station.

Crime and disorder

There is no information accompanying the application on the proposed arrangements to minimise the impact of the premises on crime and disorder. Borough statistics indicate that there were 86 crimes associated with betting reported to the police in the 12 month period to June 2013. Of these 30 crimes were criminal damage and there was a notable cluster reported in the Archway Junction area. Not all cases of criminal damage is reported to the police.

Children and Vulnerable Persons

There is no information accompanying the application on the proposed arrangements to protect children and vulnerable persons. Given that the premise is located in a significantly deprived area bespoke proposals should be put forward.

Summary and recommendations

The Licensing Authority has considered this application in accordance with the requirements of s153 of the Gambling Act 2005 and recommends that consideration should be given to refusing this application.

The applicant may provide additional information to support the application and if this satisfies the Licensing Authority determining the application it is recommended that consideration be given to imposing conditions specific to the operation of this premises concerning:

1. Age verification arrangements
2. Recording all incidents of crime, disorder and unacceptable behaviour in an incident book which is available for examination by the police and licensing authority
3. Employing at least two members of staff on the premises throughout opening hours
4. Liaison with the Better Archway Forum and the Police Neighbourhood Team on crime and disorder reduction initiatives
5. Gambling activities on this premises shall not take place on the premises whilst there is a gambling premises licence in effect at 4/5 Archway Mall

Janice Gibbons
Service Manager
020 7527 3212
Janice.gibbons@islington.gov.uk
23 October 2013

Baptiste, Anthony

Subject: FW: Gambling Premises New: William Hill, 51 Junction Road
Attachments: 51 Junction Road, London, N19 5TH

Thank you for informing me of this application. Whilst I understand that the applicant is suggesting that this is merely a relocation, the Junction Road site is much more visible than the current location.

There is already a considerable number of such betting shops very nearby; I believe that there are too many in one small area.

Many believe that the automated betting now available in betting shops is associated with increased levels of violence and as such I believe this application should be refused on the grounds that it is contrary to the licensing objectives of prevention of crime and disorder, public safety, and prevention of public nuisance.

I therefore call for the rejection of this application.

Janet Burgess
Deputy Leader of the Council
Labour Councillor for Junction Ward and Executive Member for Health & Wellbeing Town Hall Upper Street London
N1 2UD
Phone: 020 7527 2667
PA: 020 7527 3051
Mobile: 07584 370 726
Email: janet.burgess@islington.gov.uk

Baptiste, Anthony

Subject: FW: 51 Junction Road, London, N19 5TH

I am writing on behalf of the Better Archway Forum, a community group of around 1,000 members, in regard to this application which we believe is contrary to the licensing objectives and therefore should be refused.

The automated betting now provided by betting shops was demonstrated in a recent BBC report to be associated with increased levels of violence. And this was despite explicit policies by the operators that management must not report such violence to the police. Accordingly such premises of their very nature are contrary to the licensing objectives of prevention of crime and disorder, public safety, and prevention of public nuisance.

Although the applicant states that they will close one premises before opening this one, the Junction Road site is much more visible, and therefore more likely to attract those who should not be gambling, again contrary to the licensing objectives.

There is good evidence that gambling increases during recessions like the current one, and the resulting loss of household funds results in increased domestic violence. This is also contrary to the licensing objectives. Accordingly any action, such as this proposed change of location, which would increase gambling of this nature would be contrary to the licensing regulations.

Accordingly we believe that this application should be refused.

Kate Calvert

Chair, Better Archway Forum

Baptiste, Anthony

Subject: FW: application for new betting premises

Dear Islington Council,

We are disappointed to hear about yet another betting premises application in Junction Road.

We are already well served in the area (on Junction Road & Holloway Road) with gaming arcades and betting shops - we don't need another one. Betting shops generate profits for the owners and gives back nothing in return. The more betting shops there are on the high street the more people of all ages are going to gamble and loose their money, exacerbating the spiralling debt crisis. There is considerable evidence to suggest these places create enormous frustration when punters loose money that leads to violence and other forms of anti social behaviour.

The area needs shops and businesses that provide a valuable service to the community.

Please help us make Archway a better place to live and refuse permission for the application. Many thanks.

Yours sincerely,

local residents

**Mandatory conditions attaching to betting premises licences
(other than track premises licences)**

1. A notice stating that no person under the age of 18 years is permitted to enter the premises shall be displayed in a prominent place at every entrance to the premises.
2. (1) Access to the premises shall be from a street or from other premises with a betting premises licence.
(2) Without prejudice to sub-paragraph (1), there shall be no means of direct access between the premises and other premises used for the retail sale of merchandise or services.
3. Subject to anything permitted by virtue of the 2005 Act, or done in accordance with paragraphs 4, 5, 6 and 7 below, the premises shall not be used for any purpose other than for providing facilities for betting.
4. Any ATM made available for use on the premises shall be located in a place that requires any customer who wishes to use it to leave any gaming machine or betting machine in order to do so.
5. No apparatus for making information or other material available in the form of sounds or visual images may be used on the premises, except for apparatus used for the following purposes—
 - (a) communicating information about, or coverage of, sporting events, including—
 - (i) information relating to betting on such an event; and
 - (ii) any other matter or information, including an advertisement, which is incidental to such an event;
 - (b) communicating information relating to betting on any event (including the result of the event) in connection with which betting transactions may be or have been effected on the premises.
6. No publications, other than racing periodicals or specialist betting publications, may be sold or offered for sale on the premises.
7. No music, dancing or other entertainment shall be provided or permitted on the premises, save for entertainment provided in accordance with paragraph 5.
8. (1) No alcohol shall be permitted to be consumed on the premises at any time during which facilities for gambling are being provided on the premises.
(2) A notice stating the condition in sub-paragraph (1) shall be displayed in a prominent place at every entrance to the premises.
9. A notice setting out the terms on which customers are invited to bet on the premises shall be displayed in a prominent place on the premises to which customers have unrestricted access.

**Default conditions attaching to betting premises licences
(other than in respect of tracks)**

1. No facilities for gambling shall be provided on the premises between the hours of 10pm on one day and 7am on the next day.

**Title : 51 Junction
Road**

**Islington Borough
Boundary**

**Printed by :
RO RO**

**Printed at :
07-11-2013**

