

LICENSING COMMITTEE

Minutes of the Meeting held

Tuesday, 7th August, 2012, 10.30 am

Councillors: Gerry Curran (Chair), Bryan Chalker, Anthony Clarke, Douglas Nicol, June Player, Dine Romero, Tim Warren and Chris Watt

Also in attendance: Philip Kolvin QC, Francesca Smith (Senior Legal Adviser) and Janice D'Costa (Project Manager)

1 EMERGENCY EVACUATION PROCEDURE

The Democratic Services Officer read out the procedure.

2 ELECTION OF VICE-CHAIR (IF DESIRED)

RESOLVED that a Vice-Chair was not required on this occasion.

3 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

Apologies were received from Councillors Sarah Bevan, Gabriel Batt, John Bull and Manda Rigby.

4 DECLARATIONS OF INTEREST

There were none.

5 TO ANNOUNCE ANY URGENT BUSINESS AGREED BY THE CHAIR

There was none.

6 ITEMS FROM THE PUBLIC - TO RECEIVE DEPUTATIONS, STATEMENTS, PETITIONS OR QUESTIONS

There were none.

7 MINUTES: 13 DECEMBER 2011

These were approved as a correct record and signed by the Chair.

8 DETERMINATION OF CASINO LICENCE STAGE 2 PROCEDURE

Members noted the procedure to be followed for agenda item 9.

9 TO CONSIDER AND DETERMINE AN APPLICATION UNDER STAGE 2 OF THE CASINO COMPETITION FOR THE ISSUE OF A PROVISIONAL STATEMENT FOR A SMALL CASINO IN BATH

The Project Manager presented the report and said that the issue before the Committee was to determine which of the two applicants, at Stage Two of the Casino Competition, Apollo Resorts and Leisure Limited ("Apollo") and Global Gaming Ventures Limited ("GGV"), should be awarded a Provisional Statement.

Members considered the arguments for and against disclosure of exempt information and **RESOLVED** that:

The Committee having been satisfied that the public interest would be better served by not disclosing relevant information, the public should be excluded from the meeting during the discussion of Appendices G-K of the report in accordance with the provisions of section 100(A)(4) of the Local Government Act 1972 ("the Act"), because of the likely disclosure of exempt information as defined in paragraph 3 of the Part I of Schedule 12A of the Act as amended.

Philip Kolvin QC recapitulated the background to the competition and the use of the scoring matrix.

Members considered the information about each application. They agreed the scores for each applicant for each criterion on the scoring matrix. Following further discussion, it was moved by Councillor Nicol and seconded by Councillor Chalker and **RESOLVED**:

1. That the application from GGV would, in the Committee's opinion, be likely to result in the greatest benefit to the Council's area in accordance with paragraph 5 of Schedule 9 of the Gambling Act 2005, and that GGV should therefore be awarded the Provisional Statement.
2. That the issue of any Provisional Statement to GGV should be subject to them completing the Schedule 9 agreement offered by them at Stage 2.
3. That the Schedule 9 agreement be sealed on behalf of the Council completed and made a condition of the Provisional Statement pursuant to section 169 of the Gambling Act 2005.
4. That the Provisional Statement should cease to have effect one year after the date of the decision notice sent to GGV.
5. To authorise the Licensing Officer to issue the Provisional Statement on behalf of the Council.

The meeting ended at 5.04 pm

Chair(person)

Date Confirmed and Signed

Prepared by Democratic Services