

# Licensing Sub- Committee Hearings

**Grand Jury Room, Town Hall  
21 March 2014 at 10.00am**

The Licensing Sub-Committee hears and determines applications made under the Licensing Act 2003. This includes licensing the sale of alcohol and the provision of a variety of licensable activities such as recorded music, stage plays and the showing of films.

# Information for Members of the Public

## Access to information and meetings

You have the right to attend all meetings of the Council, its Committees and Cabinet. You also have the right to see the agenda, which is usually published 5 working days before the meeting, and minutes once they are published. Dates of the meetings are available at [www.colchester.gov.uk](http://www.colchester.gov.uk) or from Democratic Services.

## Have Your Say!

The Council values contributions from members of the public. Under the Council's Have Your Say! policy you can ask questions or express a view to meetings with the exception of Standards Committee meetings.. If you wish to speak at a meeting or wish to find out more, please pick up the leaflet called "Have Your Say" at Council offices or at [www.colchester.gov.uk](http://www.colchester.gov.uk) .

## Private Sessions

Occasionally meetings will need to discuss issues in private. This can only happen on a limited range of issues, which are set by law. When a committee does so, you will be asked to leave the meeting.

## Mobile phones, pagers, cameras, audio recorders

Please ensure that all mobile phones and pagers are turned off before the meeting begins and note that photography or audio recording is not permitted.

## Access

There is wheelchair access to the Town Hall from West Stockwell Street. There is an induction loop in all the meeting rooms. If you need help with reading or understanding this document please take it to Angel Court Council offices, High Street, Colchester or telephone (01206) 282222 or textphone (01206) 18001 followed by the full telephone number you wish to call, and we will try to provide a reading service, translation or other formats you may need.

## Facilities

Toilets are located on the second floor of the Town Hall, access via the lift. A vending machine selling hot and cold drinks is located on the ground floor.

## Evacuation Procedures

Evacuate the building using the nearest available exit. Make your way to the assembly area in the car park in St Runwald Street behind the Town Hall. Do not re-enter the building until the Town Hall staff advise you that it is safe to do so.

Colchester Borough Council, Angel Court, High Street, Colchester  
Telephone (01206) 282222 or textphone (01206) 18001 followed by the full telephone number  
you wish to call  
e-mail: [democratic.services@colchester.gov.uk](mailto:democratic.services@colchester.gov.uk)  
[www.colchester.gov.uk](http://www.colchester.gov.uk)

## **Licensing Sub-Committee Hearing Procedure for Hearings under the Licensing Act 2003**

- (1) All questions and statements will be directed through the Chairman.
- (2) The Chairman will at the beginning of the Hearing explain to the parties the procedure to be followed and shall consider any request made by a party for permission for another person to appear at the Hearing.
- (3) The Hearing shall take the form of a discussion led by the Council's representative.
- (4) Cross examination shall not be permitted unless the Sub-Committee considers that cross-examination is required for it to consider the representations, application or notice as the case may be.
- (5) The Chairman of the Sub-Committee may require any person attending the Hearing who in his opinion is behaving in a disruptive manner to leave the Hearing and may:
  - (a) refuse to permit that person to return, or
  - (b) permit him to return only on such conditions as the Sub-Committee may specify.

Provided that any such person may before the end of Hearing submit to the Council in writing any information which they would have been entitled to give orally had they not been required to leave.

- (6) A party who wishes to withdraw any representations they have made may do so:
  - (a) by giving notice to the Council no later than 24 hours before the day or first day on which the Hearing is to be held, or
  - (b) orally at the Hearing.
- (7) The Sub-Committee in considering any representations or notice made by a party may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the Hearing, or with the consent of all other parties, at the Hearing.
- (8) The Sub-Committee shall disregard any information given by a party or any person to whom permission to appear at the Hearing had been given which is not relevant to:
  - (a) their application, representations or notice(as applicable) or in the case of another person, the application representations or notice of the party representing their appearance, and
  - (b) the promotion of the licensing objectives or, in relation to a Hearing to consider a notice given by a chief officer of police, the crime prevention objective.
- (9) If a party has informed the Council that he does not intend to attend or be represented at a Hearing, the Sub-Committee may decide to proceed with the Hearing in his absence.
- (10) If a party has not informed the Council that he does not intend or be represented at a Hearing and fails to attend or be represented at a Hearing, the Sub-Committee may:
  - (a) where it considers it to be necessary in the public interest adjourn the Hearing to a specified date ( notice being given forthwith to the parties concerned of the date, time and place to which the Hearing has been adjourned), or

(b) hold the Hearing in the party's absence

Where the Sub-Committee agrees to hold the Hearing in the absence of a party, the Sub-Committee shall consider at the Hearing the application, representations or notice made by that party.

The Council's case:-

(11) The Chairman will invite the Council's representative to summarise the report relating to the application under consideration.

The Applicant's case:-

(12) The Applicant and/or representative will begin with their opening remarks and present their case.

(13) The Applicant's witnesses (if any) will give evidence in support of the Applicant's case.

(14) The Applicant and/or representative may question the Applicant's witness again to clarify any points which may have arisen.

Submissions from other parties (these will include Interested Parties, Ward Councillors (who are an interested party themselves or are acting in the capacity as a representative of an Interested Party) and representatives from Responsible Authorities:-

(15) Each party will present their case.

(16) Each party's witnesses (if any) will give evidence in support of the party's case.

(17) Each party and their witnesses may be questioned by the Chairman and members of the Sub-Committee.

(18) Each party may question their witness again to clarify any points which may have arisen.

(19) If the Applicant or the interested parties wish to question each other, questions may be directed through the Chairman.

(20) Closing Statements may be made by the Applicant and/or representative.

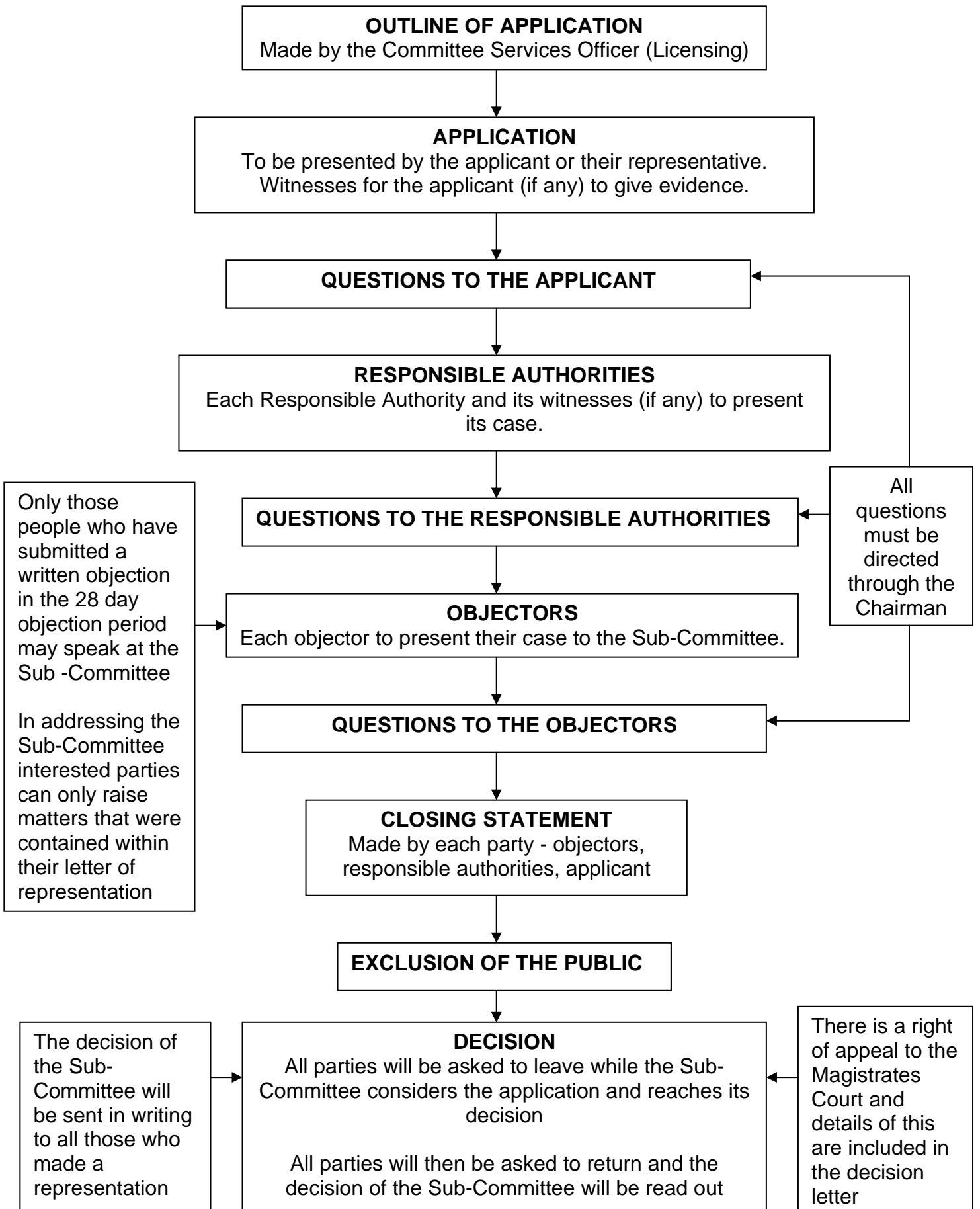
(21) The Chairman will ask the Legal Advisor whether there is anything else to be raised or settled before the proceedings are closed.

Determination of the application by the Sub- Committee

(22) The Applicant and/or representative, Interested Parties, Ward Councillors, Responsible Authorities and the members of the public and the press will leave the room to allow the Sub-Committee to determine the application. During this process the Sub-Committee members may ask for legal advice from the Legal Advisor.

(23) The Applicant and/or representative, Interested Parties and Ward Councillors, Responsible Authorities and the members of the public and the press will be invited to return to the room when the Sub-Committee's determination will be announced. Written details of the determination and the grounds upon which it is based will be sent to all parties concerned in accordance with the Hearings Regulations.

# The Licensing Sub-Committee Hearings Process



**COLCHESTER BOROUGH COUNCIL  
LICENSING SUB-COMMITTEE HEARINGS  
21 March 2014 at 10:00am**

**Members**

Councillors Julia Havis, Pauline Hazell and Michael Lilley.  
*(Chairman and Deputy Chairman to be appointed at first meeting)*

**Substitute Members** :

**Agenda - Part A**

(open to the public including the media)

**Pages**

**1. Appointment of Chairman**

To appoint the Chairman for the meeting.

**2. Welcome and Announcements**

(a) The Chairman to welcome members of the public and Councillors and to remind all speakers of the requirement for microphones to be used at all times.

(b) At the Chairman's discretion, to announce information on:

- action in the event of an emergency;
- mobile phones switched to silent;
- the audio-recording of meetings;
- location of toilets;
- introduction of members of the meeting.

**3. Declarations of Interest**

The Chairman to invite Councillors to declare individually any interests they may have in the items on the agenda. Councillors should consult Meetings General Procedure Rule 7 for full guidance on the registration and declaration of interests. However Councillors may wish to note the following:-

- Where a Councillor has a disclosable pecuniary interest, other pecuniary interest or a non-pecuniary interest in any business of the authority and he/she is present at a meeting of the authority at which the business is considered, the Councillor must disclose to that meeting the existence and nature of that interest, whether or not such interest is registered on his/her register of Interests or if

he/she has made a pending notification.

- If a Councillor has a disclosable pecuniary interest in a matter being considered at a meeting, he/she must not participate in any discussion or vote on the matter at the meeting. The Councillor must withdraw from the room where the meeting is being held unless he/she has received a dispensation from the Monitoring Officer.
- Where a Councillor has another pecuniary interest in a matter being considered at a meeting and where the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Councillor's judgment of the public interest, the Councillor must disclose the existence and nature of the interest and withdraw from the room where the meeting is being held unless he/she has received a dispensation from the Monitoring Officer.
- Failure to comply with the arrangements regarding disclosable pecuniary interests without reasonable excuse is a criminal offence, with a penalty of up to £5,000 and disqualification from office for up to 5 years.

#### **4. Applications under the Gambling Act 2003**

**1 - 15**

Coral

1-2 High Street

Colchester







<b>Licensing Committee – 21 March 2014</b>	<b>Agenda Item 4</b>
<b>Coral</b>	<b>FOR GENERAL RELEASE</b>

<b>Premises</b>	Coral 1-2 High Street Colchester	Ward: Castle Civica Ref: 083422 Author: Jon Ruder
<b>Application</b>	Application for a new gambling premises licence for betting (other)	Appendix 1
<b>Interested Parties</b>		
Local Business		Appendix 2

<b>New Application for a new Gambling Premises Licence</b>
To permit betting Mondays to Sundays from 07.00 to 22.00

<p><b>Policy Guidelines – Coral</b></p> <p><b>The Application and Representation</b> The Licensing Authority has received one representation from an interested party in relation to the application by Coral for -2 High Street Colchester and this is shown at Appendix 2.</p> <p><b>Responsibilities under the Act</b> The Licensing Authority is responsible for licensing premises in which Gambling takes place. All types of gambling are covered, other than spread betting (regulated by the Financial Services Authority) and the National Lottery (regulated by the National Lottery Commission). It is also responsible for issuing permits for premises with gaming machines and for receiving notices from operators wishing to use unlicensed premises for gambling on a temporary basis. It is also responsible for the registration of certain types of exempt Small Society Lotteries.</p> <p>Set out below, to assist both applicants and the Sub-Committee are extracts from the Council's Gambling Licensing Policy Statement.</p> <p><b>General Principles</b></p> <p>16.1 Premises licences will be subject to the permissions and restrictions set out in the Act as well as the specific mandatory and default conditions detailed in the regulations issued by the Secretary of State. The Licensing Authority is able to exclude default conditions and also attach others, where it is thought necessary or appropriate.</p> <p>16.2 Licensing Authorities are required by Section 153 of the Act, in making decisions about Premises Licences, to aim to permit the use of premises for gambling so far as it</p>
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thinks it-

- In accordance with any relevant codes of practice issued by the Gambling Commission;
- In accordance with any relevant guidance issued by the Gambling Commission;
- To be reasonably consistent with the Licensing Objectives and subject to both of the above provisions; and
- In accordance with the Authority's Policy and subject to all three of the above provisions.

Save as required by that section, each and every application for a licence will be considered and determined on its own individual merits having due regard to the Licensing Objectives, Codes of Practice, Guidance and Policy.

#### **16.4 Demand**

Demand is a commercial consideration and is not an issue for the Licensing Authority to consider. Neither will any questions or representations raised with the Licensing Authority regarding the morality of gambling be a matter for the Authority to take into account under any circumstances. The Licensing Authority will only consider those matters that directly relate to the licensing objectives contained within the Gambling Act 2005, or any codes of practice or guidance that accompany the Act.

#### **16.5 Location**

Location will only be a material consideration in the context of the Licensing Objectives.

#### **16.7 Licensing Objectives**

- **Preventing gambling from being a source of crime or disorder, being associated with crime or disorder, or being used to support crime**

Whilst the Licensing Authority is aware that the Gambling Commission takes a leading role in preventing gambling from being a source of crime, it will nevertheless pay close attention to the proposed location of gambling premises in terms of promoting this licensing objective.

Where an area has known high levels of crime and disorder the Licensing Authority will consider carefully whether gambling premises are suitable to be located there, and will also consider whether it is reasonable and necessary to attach conditions such as the provision of door supervisors.

The Licensing Authority is aware, however, that there is a distinction between disorder and nuisance and that the prevention of nuisance is not a Licensing Objective under the Gambling Act 2005. The main distinction is that disorder will generally arise from patrons whereas nuisance issues will relate to the premises themselves.

- **Ensuring that gambling is conducted in a fair and open way**

The Gambling Commission does not generally expect Licensing Authorities to be concerned with ensuring that gambling is conducted in a fair and open way. The Licensing Authority notes that, in relation to the licensing of tracks, its role will be different from other premises in that track operators will not necessarily have an Operating Licence. In those circumstances, the Premises Licence may need to contain reasonable and necessary conditions to ensure that the environment in which betting takes place is suitable.

- **Protecting children and other vulnerable persons from being harmed or exploited by gambling**

In practice, the Objective of protecting children from being harmed or exploited by

gambling often means preventing them from taking part in, or being in close proximity to, gambling. There is no definition of the term 'vulnerable person' in the Act, but this could include people who are gambling beyond their means and people who may not be able to make informed or balanced decisions about gambling due to a mental impairment, alcohol or drugs.

### **23. Betting Premises**

23.2 Children and young persons are not permitted to access betting premises and it is an offence for those persons under 18 years of age to bet.

23.3 The Licensing Authority will have specific regard to the need to protect children and vulnerable persons from harm or being exploited by gambling. It will encourage the applicant to satisfy the Authority that they have taken reasonable and proportionate measures to ensure that under 18 year olds do not gain access to the premises and that vulnerable persons should not be exploited on the premises.

23.4 The Licensing Authority will take account of any conditions applied to an Operating Licence in respect of such premises, but would also encourage applicants to voluntarily offer their own measures to promote the licensing objectives. Such measures may include:

- Proof of age schemes
- CCTV
- Location of entry
- Supervision of entrances and machine areas
- Physical separation of areas
- Provision of information leaflets/helpline numbers for organisations such as GamCare
- Self barring schemes
- Opening hours

### **21.2 Betting Machines**

The Licensing Authority can restrict the number of betting machines, their nature and the circumstances in which they are made available by attaching reasonable and necessary conditions to a Betting Premises Licence or to a Casino Premises Licence (where betting is permitted in the casino). When considering whether to impose a reasonable and necessary condition to restrict the number of betting machines in particular premises, the Licensing Authority, amongst other things should take into account:-

- The size of the premises;
- The number of counter positions available for person to person transactions; and
- The ability of staff to monitor the use of the machines by children and young persons or by vulnerable persons;
- The steps that the applicant has taken, or is offering, to positively and proportionately promote the licensing objectives.

21.3 In deciding whether to impose reasonable and necessary conditions to limit the number of betting machines, each application will be considered entirely on its own individual merits and account will be taken of all Codes of Practice or Guidance that have been issued under the Act.

### **Mandatory Conditions**

Displays

- Prominent notice prohibiting under 18's at every entrance.
- 2. Prominent notice stating that no alcohol may be consumed at any time

facilities for gambling are being provided to be displayed at every entrance.

- 3. Summary of licence to be displayed in a prominent place.
- 4. Betting rules to be prominently displayed on the premises.

#### Entrance

- Access to be from street or other betting premises.

#### Interconnecting premises

- No direct access to other premises used for retail sale of merchandise or services.

#### Layout

- Layout of premises to be maintained in accordance with the plan.

#### Restrictions on activities

- Premises not to be used for sale of tickets in a private or customer lottery or National Lottery.
- 2. Premises may be used only for betting, unless directly permitted by GA05, save for ATM, sound or images re. sporting events, betting etc., and sale of racing periodicals/betting publications.
- 3. Save for above sound/images, no music, dancing or entertainment.
- 4. No alcohol at any time facilities for betting are being provided.

#### ATM

- To be located so that users must cease gambling to do so.

#### **Default Conditions**

##### Times for gambling

- 7am to 10pm

#### **Human Rights Implications**

A Licence is to be regarded as the property of the applicant; however their right to the use of that property must be balanced against all other public interests or representations in this matter that the Licensing Sub-Committee may wish to consider reasonable and proportionate in relation to the application that has been submitted and also the representations that have been received against it.

#### **Crime and Disorder Implications**

Section 17 of the Crime and Disorder Act 1998 imposes a duty on local authorities when exercising any of their functions to have due regard to the likely effect of the exercise of those functions on, and the need to do all it possibly can to prevent, crime and disorder in its area.

Application for a premises licence  
under the Gambling Act 2005

**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

Large Casino

Small Casino

Bingo

Adult Gaming Centre

Family Entertainment Centre

Betting (Track)

Betting (Other)

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: Coral Racing 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:

Glebe House  
Vicarage Drive  
Barking  
Essex

Postcode: IG11 7NS

8(a) The number of the applicant's operating licence (as given in the operating licence): 001-002360-N-102405-001

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): Coral

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

1-2 High Street  
Colchester

Postcode: CO1 1DA

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.

Ground floor lock up. Part of a three storey building with self contained offices on the upper two floors.

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:**

#### 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**

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	<i>hh:mm</i>	<i>hh:mm</i>	
Tue			
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**

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**

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

Unit 3, 18 The Willows, Mersea Road, Colchester, Essex, C02 8PZ

Part Unit 6, Century House, North Station Road, Colchester, Essex, C01 1RE

68c Church Road, Tiptree, Essex, C05 0SU

Unit 5, Centurian House, St. John's Street, Colchester, Essex, C02 7AH

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

*Bond Dickinson LLP*

Print Name: BOND DICKINSON LLP

Date: 29 January 2014

Capacity: Solicitor and authorised agent 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: \_\_\_\_\_ (dd/mm/yyyy) 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:

Ewen Macgregor

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

0845 415 6647

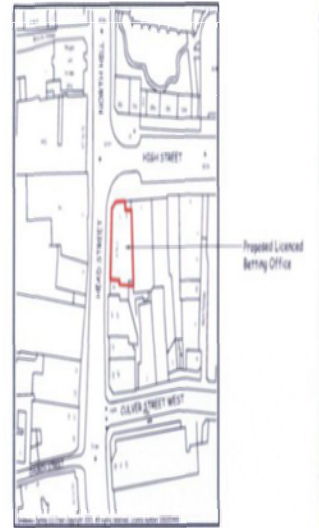
24. Postal address for correspondence associated with this application:

Bond Dickinson LLP  
3 Temple Quay  
Temple Back East  
Bristol

Postcode:BS1 6DZ

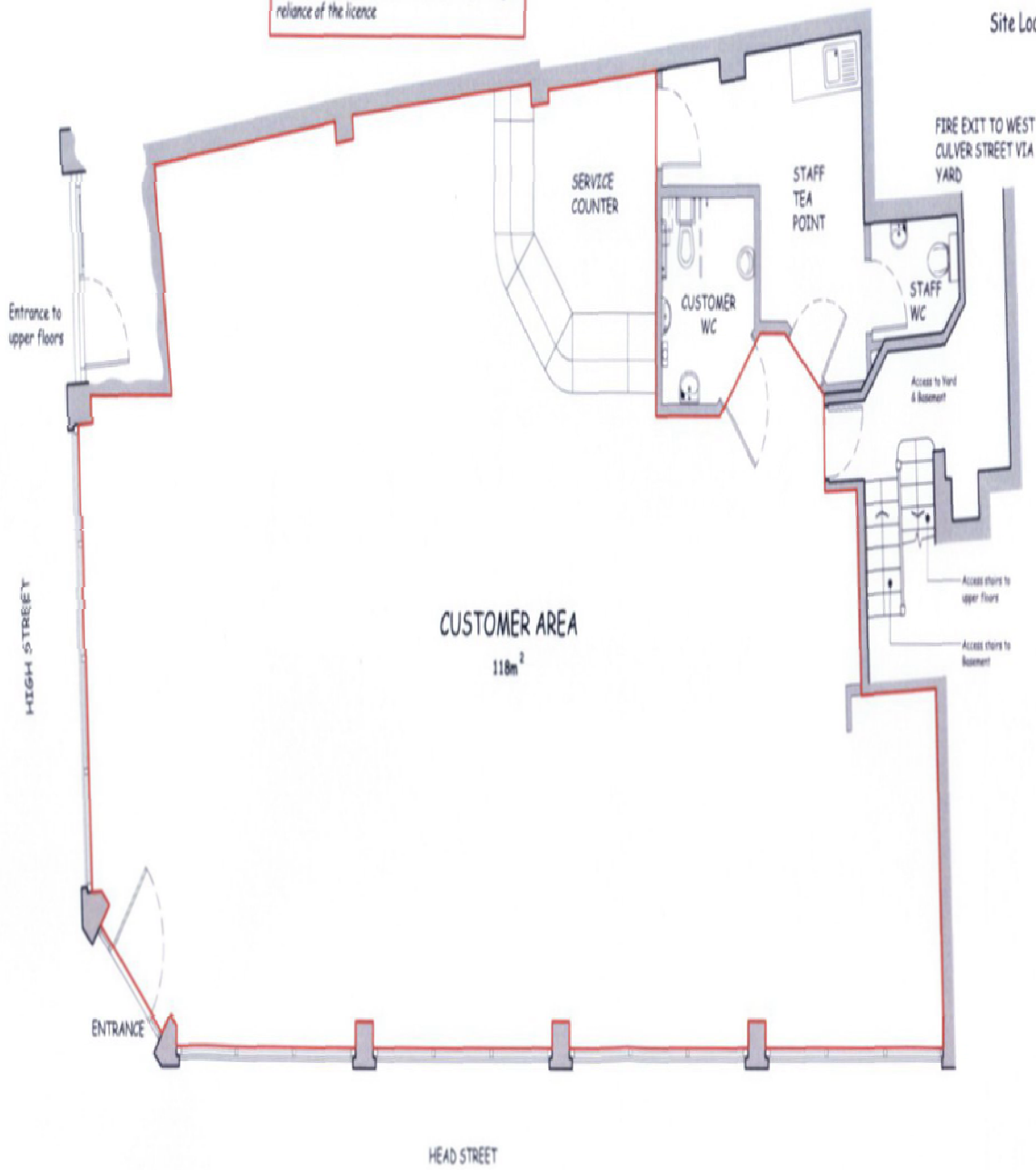
25. If you are happy for correspondence in relation to your application to be sent via e-mail, please give the e-mail address to which you would like correspondence to be sent:

[ewen.macgregor@bonddickinson.com](mailto:ewen.macgregor@bonddickinson.com)



The location and extent of that part of the premises which will be used to provide facilities for gambling in reliance of the licence

Site Location Plan 1:1250



**GALA CORAL GROUP**

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**GENERAL NOTES**

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DO NOT SCALE FROM THIS DRAWING. ALL DIMENSIONS TO BE CHECKED ON SITE.

Rev	Amendment	Date

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**Company Name & Address**  
 GALA CORAL GROUP LTD.  
 Glebe House,  
 Vicarage Drive,  
 Barking, Essex,  
 IG11 7NS

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**Project Name & Address**  
 Proposed LBO Licence Drawing  
 1-2 High Street,  
 Colchester,  
 Essex,  
 CO1 1DA

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**Drawn by:** Epton Stevens Associates  
**Date:** Jan 2014  
**Scale:** 1:50 @ A2  
**Drawing No:** 13/3861/LP1

PROPOSED GROUND FLOOR PLAN

*Bond Dickinson*

www.bonddickinson.com

29 January 2014

**Bond Dickinson LLP**

3 Temple Quay  
Temple Back East  
Bristol BS1 6DZ

Colchester Borough Council as **Responsible Authority**  
Rowan House  
33 Sheepen Road  
Colchester  
Essex  
CO3 3WG

Tel: +44 (0)845 415 0000  
Fax: +44 (0)845 415 6900  
DX 200561 Bristol Temple Meads

joanne.morgan@bonddickinson.com  
Direct: +44 (0)845 415 6775

Our ref:  
JMM1/JMM1/212884.977  
Your ref:

**By guaranteed post**

Dear Sir

**Gambling Act 2005**  
**Coral, 1-2 High Street, Colchester, CO1 1DA**

We enclose herewith notice of application for a new Premises Licence for the above mentioned premises.

Yours faithfully

Bond Dickinson LLP

CC: Gambling Commission, Victoria Square House, Victoria Square, Birmingham, B2 4BP

HM Revenues and Customs, National Registration Unit (Betting & Gaming), Portcullis House, 21 India Street, Glasgow, G2 4PZ

Police Licensing Officer, Essex Police, Colchester Police Station, 10 Southway, Colchester, Essex, CO3 3BU

Essex County Fire and Rescue Service, Colchester & Tendring Community Command, Block C, Park Road, Colchester, Essex, CO3 3UL

Planning Department, Colchester Borough Council, Rowan House, 33 Sheepen Road, Colchester, Essex, CO3 3WG

Environmental Control Manager, Colchester Borough Council, Rowan House, 33 Sheepen Road, Colchester, Essex, CO3 3WG

Head of Children Protection, Children's Safeguarding Service, Licensing Applications, 70 Duke Street, County Hall, Chelmsford, CM1 1LP

Bond Dickinson LLP is a limited liability partnership registered in England and Wales under number OC317661. VAT registration number is GB123393627. Registered office: St Ann's Wharf, 112 Quayside, Newcastle upon Tyne, NE1 3DX, where a list of members' names is open to inspection. We use the term partner to refer to a member of the LLP, or an employee or consultant who is of equivalent standing. Bond Dickinson LLP is authorised and regulated by the Solicitors Regulation Authority.

4A\_28136229\_1

Form A

## **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

Coral Racing Limited

of the following address:

Glebe House  
Vicarage Drive  
Barking  
Essex

Postcode IG11 7NS

the number of whose operating licence is 001-002360-N-102405-001

has made an application for a Betting (other) premises licence.

The application relates to the following premises:

Coral  
1-2 High Street  
Colchester  
CO1 1DA

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

Colchester Borough Council  
Rowan House  
33 Sheepen Road  
Colchester  
Essex

Postcode CO3 3WG

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

Bond Dickinson LLP  
3 Temple Quay  
Temple Back East  
Bristol  
BS1 6DZ

[Ewen.macgregor@bonddickinson.com](mailto:Ewen.macgregor@bonddickinson.com) or Direct Dial: 0845 415 6647

**Any representations under section 161 of the Gambling Act 2005 must be made no later than the following date:**

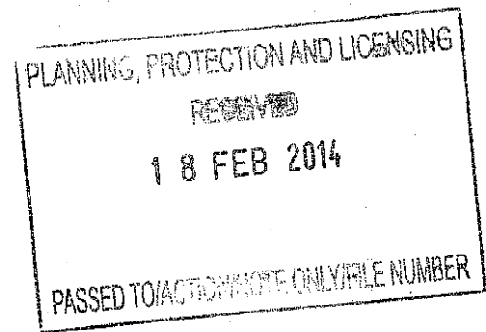
**26 February 2014**



# Bobby Swift Bookmakers



Licensing Specialist Unit  
Environmental and Protective Services  
Colchester Borough Council  
Rowan House  
33 Sheepen Road  
Colchester  
Essex  
CO3 3WG



Dear Sirs

14<sup>th</sup> February 2014

**Re: Objection to Licence for the following premises:  
Corals 1-2 High Street, Colchester, Essex, CO1 1DA**

We would like to object to both the above licence being issued.

The three existing bookmakers (ourselves Bobby Swift Bookmakers, Ladbrokes and William Hill) alone on Colchester High Street and the four (2 Ladbrokes, 1 Corals and 1 William Hill) other betting shops in the wider town centre represent a relatively high concentration of betting shops just for Colchester Town centre.

If approved this would be the fourth/fifth betting shop in a parade of some 400 metres so Colchester Town centre would be home to nine bookmakers, 55% of which will be situated on the High Street alone.

Given the nine proposed betting shops in this area, we have concerns the application for these extra shops are driven by FOBT (B2 Machines) revenue and that betting over the counter will not be the primary gambling activity.

As we support the campaign for fairer gambling and our staff in our shops follow and conduct the code for responsible gambling and players protection 2013 laid out by the Association for British Bookmakers (the ABB) we have concerns this clustering of betting shops could result in problem gamblers moving easily from shop to shop.

We have only been open 25 months and already have 15 customers that have self excluded from our shop. That, by the comments of the ABB is a number way above the national average. We have had two machines vandalised by disgruntled punters

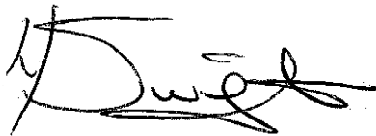
E & L Associates (Clacton) Ltd, 69b Kings Avenue, Holland-on-Sea, Essex CO15 5EP

Telephone: 0800 195 3113

already. We believe there is such a problem in Colchester that we have removed one machine from our shop to try and help. What is the point of us, as a small independent company, self excluding anyone from our shop if you as a council allow eight more machines in the town to feed their addiction. Somewhere that our excluded customers can just walk into and start afresh.

Please consider this when discussing the two applications.

Many thanks

A handwritten signature in black ink, appearing to read 'Lewis Swift', with a stylized flourish at the end.

Lewis Swift  
For and on behalf of E & L Associates (Clacton) Ltd  
T/as Bobby Swift Bookmakers  
98 High Street  
Colchester  
Essex CO1 1TH

e-mail: [licensing.committee@colchester.gov.uk](mailto:licensing.committee@colchester.gov.uk)  
website: [www.colchester.gov.uk](http://www.colchester.gov.uk)