

## Appendix 2 Delegation of Functions

### Gambling Act 2005 & Regulations

All but three functions under the Gambling Act 2005 are delegated to the licensing committee (s.154(2) Gambling Act 2005). Functions delegated to the licensing committee can be sub-delegated to a sub-committee or an officer (s.154(3) which applies s.10 of the Licensing Act 2003).

Where a function is delegated to an officer it will be delegated to the Head of Community Services. The Head of Community Services may then further delegate to other officers. Onward delegation will be documented in the officer's Specific Delegation document.

<b>Gambling Act 2005</b>	<b>Functions</b>	<b>Delegation – Licensing Sub Committee</b>	<b>Delegation – Officer</b>
Section 163	Determination of application for Premises Licence in respect of which representations have been made (and not withdrawn)	•	
Section 163	Determination of application for Premises Licence where no relevant representations received		•
Section 162	Attachment of condition to Premises Licence or exclusion of default condition	•	
Section 162	Decision as to whether representation is vexatious, frivolous, or would certainly not influence the authority's determination of application		•
Section 187	Determination of application to vary Premises Licence in respect of which representations have been made (and not withdrawn)	•	
Section 187	Determination of application to vary Premises Licence in respect of which no representation received		•
Section 188	Determination of application for transfer of Premises Licence in respect of which representations have been made (not withdrawn)	•	
Section 188	Determination of application for transfer of Premises Licence where no representations received		•
Section 193	Revocation of Premises Licence for failure to pay annual fee		•
Section 194	Determination that a premise Licence has Lapsed		•

Licensing Committee – 18 September 2024  
Licensing Act 2003 and Gambling Act 2005 Delegation of Functions

<b>Gambling Act 2005</b>	<b>Functions</b>	<b>Delegation – Licensing Sub Committee</b>	<b>Delegation – Officer</b>
Section 195	Reinstatement of lapsed Premises Licence in respect of which representations have been made (and not withdrawn)	•	
Section 195	Reinstatement of lapsed Premises Licence where no representation is received		•
Section 198	Rejection of application for review of Premises Licence on various grounds		•
Section 200	Initiation of review of Premises Licence		•
Section 201	Determination that representation about review of Premises Licence is frivolous, vexatious or will certainly not influence a review of a Premises Licence		•
Section 202	Determination of action following review of Premises Licence	•	
Section 204	Determination of application for provisional statement in respect of Premises Licence where representations have been made (and not withdrawn)	•	
Section 204	Determination of application for provisional statement in respect of which no representations received		•
Section 205	Decision to disregard representations made in respect of application for a Premises Licence after issue of provisional statement		•
Section 218	Issue of counter notice to Temporary Use Notice where number of permitted days are exceeded		•
Section 221	Objection to Temporary Use Notice		•
Section 224	Issue of counter notice in response to Temporary Use Notice	•	
Section 284	Making of Order to remove exemptions from specified premises	•	
Section 346	Institution of criminal proceedings in respect of an offence under the provisions of the Act		•
Schedule 10 Paragraph 8	Determination of application for Family Entertainment Centre Gaming Machine Permit		•
Schedule 10 Paragraphs 14 and 15	Notification of lapse of Family Entertainment Centre Gaming Permit		•

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 Licensing Act 2003 and Gambling Act 2005 Delegation of Functions

<b>Gambling Act 2005</b>	<b>Functions</b>	<b>Delegation – Licensing Sub Committee</b>	<b>Delegation – Officer</b>
Schedule 11 Paragraph 44	Registration of society for small society lottery		•
Schedule 11 Paragraph 48	Refusal of application for registration of society for small society lottery		•
Schedule 11 Paragraph 50	Revocation of registration of society for small society lottery		•
Schedule 11 Paragraph 54	Cancellation of registration of society for small society lottery for non-payment of annual fee		•
Schedule 12 Paragraphs 5, 10 and 24	Determination of application for Club Gaming Permit and Club Registration Permit and for renewal of permit in respect of which representations have been made (and not withdrawn)	•	
Schedule 12 Paragraphs 5, 10 and 24	Determination of application for Club Gaming Permit and Club Registration Permit and for renewal of permit where no representations received		•
Schedule 12 Paragraph 15	Determination of application for variation of Club Gaming Permit and in respect of which Club Registration Permit and cancellation of permit representations have been made (and not withdrawn)	•	
Schedule 12 Paragraph 15	Determination of application for variation of Club Gaming Permit and Club Registration Permit and cancellation of permit where no representations received		•
Schedule 12 Paragraph 21	Cancellation of Club Gaming Permit and Club Registration Permit	•	
Schedule 12 Paragraph 22	Cancellation of Club Gaming Permit and Club Registration Permit for failure to pay annual fee		•
Schedule 13 Paragraphs 4, 15 and 19	Determination of application for grant, variation or transfer of Licensed Premises Gaming Machine Permit		•
Schedule 13 Paragraph 16	Cancellation of Licensed Premises Gaming Machine Permit or variation of number or category of machines in respect of which representations received (and not withdrawn)	•	
Schedule 13 Paragraph 16	Cancellation of Licensing Premises Gaming Machine Permit and variation of number or category of machine where no representations received		•

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 Licensing Act 2003 and Gambling Act 2005 Delegation of Functions

<b>Gambling Act 2005</b>	<b>Functions</b>	<b>Delegation – Licensing Sub Committee</b>	<b>Delegation – Officer</b>
Schedule 13 Paragraph 17	Cancellation of Licensed Premises Gaming Machine Permit for failure to pay annual fee		•
Schedule 14 Paragraphs 9 and 18	Determination of application for Prize Gaming Permit and application for renewal of Permit		•
Schedule 14 Paragraph 15	Determination that Prize Gaming Permit has lapsed		•