

Appendix 1

Dudley Metropolitan Borough Council
NOTIFICATION OF 2 OR LESS GAMING MACHINES OR GAMING MACHINE PERMIT APPLICATIONS (i.e for greater than 2 machines) for: CONVERSION / NEW / VARIATION / TRANSFER

(FOR USE BY PREMISES LICENCES TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)
Please refer to guidance notices at the back of this form before completing

SECTION A – What do you want to do	
1. Please indicate what you would like do	
a) Notify licensing authority that you intend to provide up to a maximum total of 2 gaming machines category C and / or D <i>(if you choose this option please complete sections D and E)</i>	<input type="checkbox"/>
b) Apply to convert an existing Section 34 permit issued under the Gaming Act 1968, into a licensed premises gaming machine permit (ie for more than 2 gaming machines) <i>(if you choose this option then please complete sections B, D and E)</i>	<input type="checkbox"/>
c) Apply for a new licensed premises gaming machine permit <i>(if you choose this option then please complete sections B, D and E)</i>	<input checked="" type="checkbox"/>
d) Apply to vary an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections B, D and E)</i>	<input type="checkbox"/>
e) Apply to transfer an existing licensed premises gaming machine permit <i>(if you choose this option then please complete sections C, D and E)</i>	<input type="checkbox"/>

SECTION B – Application for grant (includes <u>conversion</u>, <u>new</u> and <u>variation</u> applications)		
2. How many gaming machines are you currently authorised to provide and if this is a new or variation application, how many do you wish to provided? (please complete the boxes in the table)		
Category machine	Number currently authorised to provide	Number wish to provide (new or variation)
C	2	3
D	-	-
TOTAL		
3. If you are currently authorised to provide more than 2 machines, please provide your existing Section 34 Gaming Act 1968 permit, or provide reasons stating why it cannot be provided. Existing permit provided *		<input checked="" type="checkbox"/>
<i>(reasons why existing permit cannot be provided)</i>		
n/a		

* Please keep a copy of your existing permit on the premises to which it relates

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SECTION C – Application for permit transfer (ie, where a transfer has been requested for the Licensing Act 2003 premises licence)	
4. Name of person requesting the transfer 	
5. Confirmation that an application to transfer the relevant Licensing Act 2003 Premises Licence has been:	Requested <input type="checkbox"/> Granted <input type="checkbox"/>
6. Please provide your existing permit, or provide reasons stating why it cannot be provided	Existing Permit provided <input type="checkbox"/>
Reasons why existing permit cannot be provided	

SECTION D – General Information
7. Name of Premises: Chicago Rock Cafe
8. Address of Premises: High Street, Stourbridge, DY8 1EQ
9. Telephone number of Premises: 01384 444 535
10. Name of existing Premises Licence holder: The 3D Entertainment Group (CRC) Limited
11. Address of Premises Licence holder (if different from 8 above): Deltic Avenue, Rooksley, , Milton Keynes, MK13 8LW
12. Telephone number (daytime) of Premises Licence holder: 01908 544100
13. E-mail address of Premises Licence holder (where available):
14. Name, address, telephone and e-mail of agent (eg Solicitor) if submitted on behalf of the applicant: Poppleston Allen, Licensing Solicitors, 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS
15. Licensing Act 2003 Premises Licence Reference (ie number): DY/51/0512

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SECTION E – Fee and Signature(s)

I enclose a sum of (£150.00)



I understand that I must comply with the Gaming Machine Code of Practice for Alcohol Licensed Premise Permits and Permissions issued by the Gambling Commission. (see guidance note 8)

Please note: It is an offence under section 342 of the Gambling Act 2005 if a person, without reasonable excuse, gives to a licensing authority for a purpose connected with that Act information which is false or misleading

Dated: 14 February 2008

Signed (by or on behalf of Licensing Act 2003 Premises Licence holder) 

Print Name: Poppleston Allen – Solicitors for & on behalf of the applicant

Official Use Only

Date of receipt

Signature and name of staff who received:

Date of receipt of fee

Signature and name of staff who received fee:

Application accepted / returned (please delete as appropriate)

Date of premises licence (Licensing Act 2003) transfer (if applicable)

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NOTIFICATION OF 2 OR LESS GAMING MACHINES or
GAMING MACHINE PERMIT APPLICATIONS (i.e. for greater than 2 machines) for:
CONVERSION / NEW / VARIATION / TRANSFER

Guidance notes:

1. This form is to be used for the notification of up to 2 gaming machines of categories C and / or D under Section 282 of the Gambling Act 2005, or for the conversion of an existing Section 34 gaming machine permit under the Gaming Act 1968, or for a new application, variation or transfer of a alcohol licensed premises gaming machine permit under the Gambling Act 2005.
2. The premises must be licensed under the Licensing Act 2003 to sell alcohol for consumption on the premises, without the requirement that alcohol is served only with food and there must be a bar for serving alcohol to customers on the premises.
3. The gaming machines must be located on these licensed premises.
4. A 'Premises Licence holder' is a person holding a Premises Licence under the Licensing Act 2003.
5. There is no statutory limit to the number of machines which may be applied for although the licensing authority has some discretion in this regard. It should also be noted that the licensing authority can cancel the permit or vary the number of machines should the premises be mainly used for making gaming machines available for use on the premises (Schedule 13 paragraph 16 Gambling Act 2005). You may therefore wish to contact the licensing authority to ask whether there is a local policy as regards applications and whether application for certain numbers of machines are decided via a hearing of local councilors.
6. The permit's duration is indefinite as it is linked to the Licensing Act 2003 Premises Licence. There is a first annual fee payable by and an annual fee payable after that before each anniversary of the date of issue of the permit. Failure to pay the annual fee may result in the cancellation of the permit. The annual fee is £50.00. There are no annual fees payable for 2 machines or less.
7. Sections 282 and 283, as well as SI 2007 / of the Gambling Act 2005 provide for two types of gaming machines which can be located in alcohol licensed premises. These are:
 - Category C: Maximum stake = 50p / Maximum prize = £35
 - Category D: Maximum stake = 10p or 30p non-monetary / Maximum prize = £5 cash or £8 non-monetary
8. All alcohol licensed premises which provide gaming machines for use on the premises must comply with any relevant Code of Practice issued by the Gambling Commission under Section 24 of the Gambling Act 2005. The Gaming Machine Code of Practice for Alcohol licensed premises permits and permissions is available via the Gambling Commission's website at: <http://www.gamblingcommission.gov.uk/> Should you be unclear as to the provisions of the code of practice please contact the Gambling Commission or your local Council licensing service.
9. This licensing authority must notify the applicant of its grant / refusal of the application for a permit as soon as is reasonable practicable after that decision to grant / refuse has been made.
10. Where you are notifying the local licensing authority of 2 machines or less, you may wish to request an acknowledgement of receipt of the notification. The form attached to this application can be utilised for this purpose.

Permit Number (if applicable) **DY/53/0512**
Premises Licence Reference (e.g. number, where provided)



**GAMING ACT 1968 (SECTION 34)
AS AMENDED BY LICENSING ACT 2003 (SCHEDULE 6, PARAGRAPH 52) AND GAMBLING
ACT 2005 (SCHEDULE 16, PARAGRAPHS 3(7) & (8))**

**PERMIT
FOR THE USE OF AMUSEMENT WITH PRIZES MACHINES**

THE COUNCIL OF DUDLEY as the relevant Licensing Authority (Licensing Act 2003 Sections 3, 12 & Schedule 6, paragraph 52(2)(a))

GRANTS to (Permit Holder) **The 3D Entertainment Group (CRC) Limited**
of (Premises Name) **Chicago Rock Cafe**
(address) **High Street Stourbridge DY8 1EQ**

a **PERMIT** for the use of the following machines to a maximum number of **2**

Amusement with Prizes "all cash" (Section 34(5)(e) Gaming Act 1968)

THIS PERMIT is issued subject to the relevant legislation (see Notes attached to this PERMIT).

THIS PERMIT shall be in force from: **01/02/2007**

and shall cease to be in force at 24.00hrs on: **31/01/2010**

DATED 1st February 2007

Directorate of Law & Property
Legal & Democratic Services
5 Ednam Road, Dudley,
West Midlands DY1 1HL

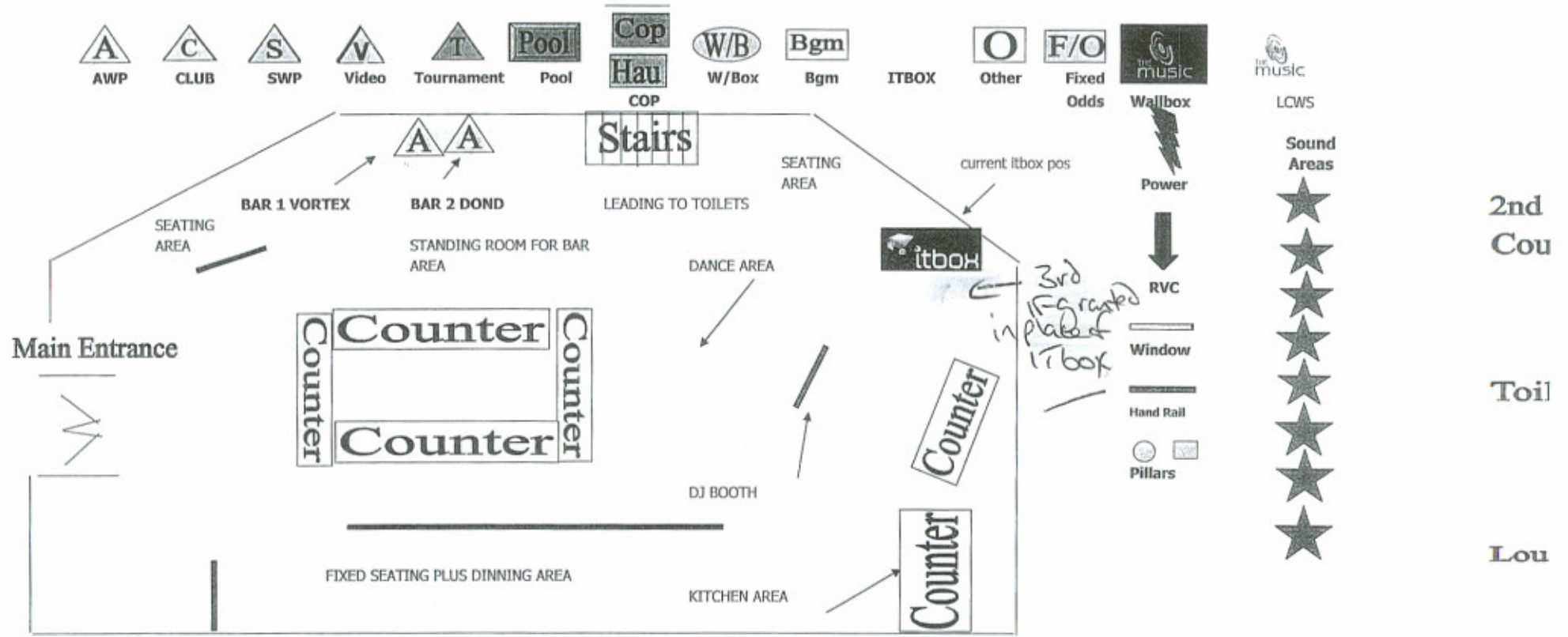

SIGNED.....
(Director of Law & Property)

Telephone: 01384 815489 / 817812

Notes:

1. The relevant statutory provisions are set out in Section 34 and Schedule 9 Gaming Act 1968 as amended by Licensing Act 2003 Schedule 6, paragraph 52 and Gambling Act 2005 Schedule 16, paragraphs 3(7) and (8).
 2. The premises must be licensed under the Licensing Act 2003 to sell alcohol for consumption on the premises.
 3. The AWP machines must be located on these licensed premises and there must be a bar for serving alcohol to customers on the premises. The bar must be one at which alcohol can be served without a requirement that food must accompany the alcohol.
 4. The Permit holder must also be the Premises Licence holder i.e. the person holding a Premises Licence under the Licensing Act 2003.
 5. Section 34 (5E) of the Gaming Act 1968 provides for two types of gaming machines which are:
 - (i) Amusement with Prizes "coin or token" machines (Section 34(2),(3) and (5) Gaming Act 1968). These are the lower value machines; and
 - (ii) Amusement with Prizes "all cash" machines (Section 34(5B) and (5C). These are the higher value machines.
- The holder of a section 34(5E) permit may use either type of machine. The permit is for the total number of machines and therefore enables any combination of either type to be utilised up to the maximum number licensed.**
6. Permits are not transferable, and will cease to have effect if the Premises Licence to which they are linked, is transferred (Schedule 9, paragraph 20 of the Gaming Act 1968).
 7. The machines must only be made available for use at times when the premises is licensed to sell alcohol (Schedule 9 of the Gaming Act 1968 as amended by Schedule 16, paragraph 3(8) of the Gaming Act 2005).

DATE	15/08/2007	SITE NAME	CHICAGO ROCK STOURBRIDGE	LOCATION	STOURBRIDGE
NMCS	173759	OUTGOING OPERATOR / LI		WIFI ON/OFF?	ON
DEPOT	WOLVERHAMPTON	PRODUCT SUBSTITUTION	N/A		













ADDITIONAL COMMENTS	

(Hover Mouse Over The Word Instructions To Reveal. Right Click To Show/Hide Cor
Instructions

Word Directory

1st Floor
2nd Floor
Counter
Servery
Dining Area
Main Entrance
Toilets
Fire Exit
Stairs
Bar
Lounge
Car Park
Sound Area 1
Sound Area 2

Shapes

Door x1 
Door x2 
Window 
Pillars 
Stairs 
LBO Monitor Gantry 
Monitor 
Shelving 
Counter 
Balastrade 

Left Click & Hold to drag words & Shapes on to Plan