



NOTICE OF GRANT OF AN APPLICATION FOR AN EXTENSION TO A PROVISIONAL STATEMENT

This notice is issued in accordance with regulations made under section 164(2) of the Gambling Act 2005

Southampton City Council
Civic Centre
Southampton
SO14 7LY

An application for a provisional statement in relation to the following type of premises:
Large Casino

Is granted to:
Aspers Universal Limited

Of the following address:
1 Hans Street,
London,
SW1X 0JD

The number of whose operating licence is: N/A

The premises or proposed premises to which the application related are:

To be developed at the site of the:
CASINO LOCATION ZONE
ROYAL PIER WATERFRONT DEVELOPMENT
MAYFLOWER PARK
SOUTHAMPTON
SO14 2AQ

The provisional statement number is: 2019/04474/70SLCP
The provisional statement ceases to have effect on 24^h March 2022.

If a premises licence for the type of premises specified in the provisional statement were to be issued, the licensing authority would attach the conditions set out in **Annex A** to this Notice, in exercise of their powers under section 169(1)(a) of the Gambling Act 2005.



If a premises licence for the type of premises specified in the provisional statement were to be issued, the licensing authority would exclude the default conditions set out in **Annex B** to this Notice, in exercise of their powers under section 169(1)(b) of the Gambling Act 2005.

The licensing authority did receive representations in relation to the application.

The representations received in relation to the application, together with the licensing authority's response, are set out in **Annex C** to this Notice.

An appeal may be brought against the grant of the application, or the imposition or exclusion of the conditions referred to above by either the applicant, or any person who made representations in relation to the application. An appeal must be instituted:

- in the magistrates' court for a local justice area in which the premises are wholly or partly situated;
- by notice of appeal given to the designated officer;
- within 21 days beginning with the date of receipt of this notice of grant.

Signed:

Dated: 25th October 2019

ANNEX A – CONDITIONS TO BE ATTACHED

Condition to be attached	Reasons for attaching condition
That any provision of gambling activities shall not be visible from the exterior of the premises.	The promotion of the Licensing Objectives
A 'Challenge 25' scheme that ensures that any person attempting to enter the premises that is, or appears to be, under the age of 25 shall provide documented proof that he/she is over 18 years of age, shall be implemented at the premises. Proof of age identity documents, shall only comprise a passport, a photo card driving licence or a proof of age standards scheme (PASS) proof of age identity card or Ministry of Defence identity card.	The promotion of the Licensing Objectives

ANNEX B – DEFAULT CONDITIONS TO BE EXCLUDED

Condition to be excluded	Reasons to excluding condition
No facilities for gambling shall be provided on the premises between the hours of 6:00am and noon on any day.	Removal of the default condition will not compromise the licensing objectives.

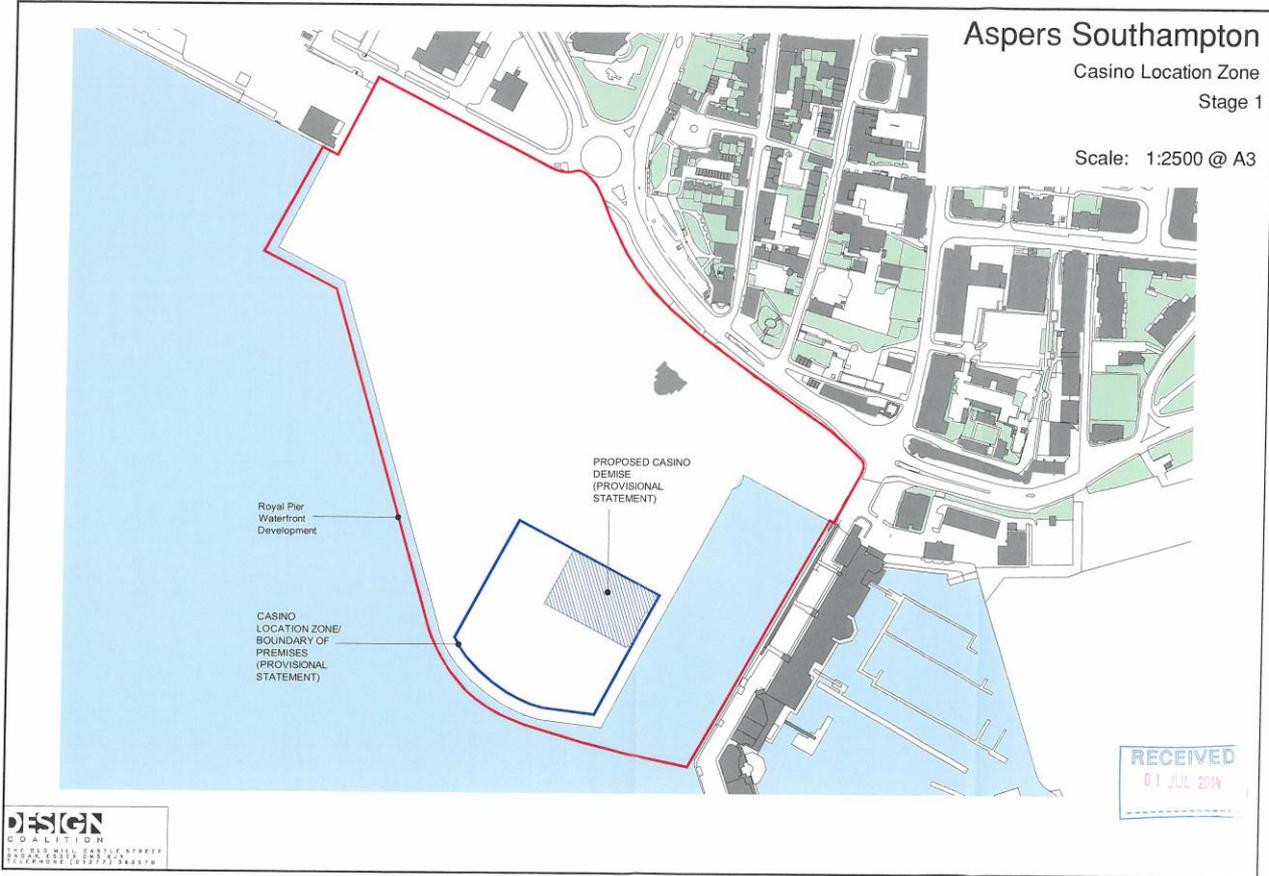
ANNEX C – REPRESENTATIONS RECEIVED

Representation	Licensing Authority's response
<p>Ros Cassy on behalf of Old Town Community Forum objected to the extension by an email dated 13th September 2019. She states, first, that it would be wrong to extend the provisional statement since it is part of a scheme which is not proceeding.</p> <p>Second, she states that due to the increase in the density of the local population, there is a further premium on green space, which alters the balance between economic regeneration and preservation of green space. Third, she is concerned about the environmental impact of people leaving the casino late at night.</p> <p>In a supplemental email dated 19th September 2019, the Forum were also opposed to the development on the ground that there was now</p>	<p>The Licensing Committee considered that each representation was made by someone representing persons likely to be affected by the activities concerned. The licensing authority considered that the issues raised in the representation were relevant to the matters to be considered by the Committee.</p> <p>The Committee is aware that the Aspers proposal, and the wider scheme of which it forms part, was considered to be an excellent application when it was made, for the reasons set out in its decision in 2016. The Committee has not heard sufficient evidence to reverse its previous view.</p> <p>The Committee notes that the development has not come forward and there is no current evidence of feasibility. However, as a matter of common sense</p>

<p>increased information regarding problem gambling and its harmful effects.</p>	<p>it accepts that a consent for an anchor tenant which is ready and willing to proceed such as a casino may help to catalyse the development.</p> <p>On the other hand, if the development does not proceed, nothing is lost by the extension. The Committee is, on this occasion, prepared to extend the provisional statement for a further period. It considers that the appropriate extension is three years, to maximise the possibility that this development now proceeds. If it does not proceed and a further extension application is made, the decision today should not be cited as a reason why the further application should be granted.</p> <p>It accepts that the scheme would result in at least some benefit to the area for the reasons previously given. While it accepts that there has been surrounding development over the last three years, it does not consider that there are fundamental differences in the surrounding areas now as against three years ago. Although the Committee is not bound by its decision in 2016 to grant this extension, it gives significant weight to its previous decision.</p> <p>It acknowledges that all gambling establishments may be associated with problem gambling, but the Gambling Act provides safeguards against such problems, the Schedule 9 agreement provides for further commitments in relation to problem gambling, and Aspers themselves are a reputable operator. As to such negative impacts, the Committee is aware that there have been no objections to this application by any responsible authority or public health body.</p>
<p>Graham Linecar on behalf of Southampton Common and Parks Protection Society objected to the extension by an email dated 13th September 2019. He states there is evidently no chance of the scheme proceeding in any event. He is concerned that a smaller scheme may be brought forward, both because of the uncertainty this would create as to the future of the park in the meantime and the likelihood that in any such scheme Aspers would bring their proposal further inland from its current position in the derelict pier, so further threatening the parkland and imposing an unwanted juxtaposition between the casino and children's play space.</p>	<p>The site of the casino cannot legally be moved under this provisional statement so that any concern that the period of extension would be used to re-site the casino under this provisional statement is irrelevant.</p> <p>Any proposed development, whether in the same or different form, would require planning permission, and at that stage a full assessment of impact will be made, including any impacts arising from the juxtaposition of the development with a park including a play space. On that point, the planning application would be determined on its own merits. The planning authority would not be bound by any determination made by this Committee. Further, if a proposed developer no longer wished to have a</p>

	<p>casino, it would not be bound by this extension to incorporate the casino in the scheme.</p>
<p>Genting Casinos UK Ltd. stated that it has no objection to the application. It does, however, submit that if the Council wishes to award a new provisional statement or premises licence, it should restart the casino competition process and invite new competing applications to be made.</p>	<p>If the provisional statement was not extended, the Council is entitled, but not bound, to run a new competition, at which point anybody could make a proposal anywhere in the city.</p>

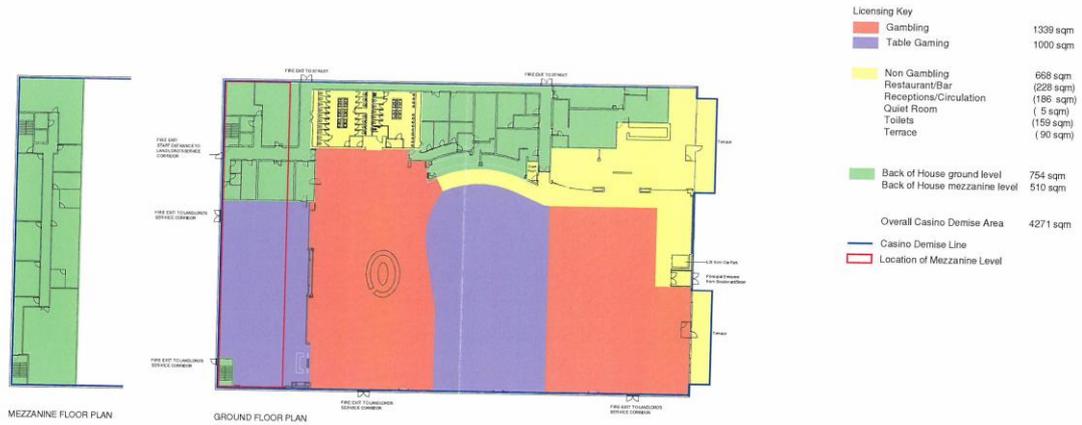
Plans



Aspers Southampton

Stage 1

Scale: 1:500 @ A3



RECEIVED
01 JUL 2014