

SECTION 1

Application to vary 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.

Part 1 – 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: **LUXURY LEISURE**

[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:

**FIFTH AVENUE PLAZA
QUEENSWAY
TEAM VALLEY TRADING ESTATE
GATESHEAD
TYNE AND WEAR**

Postcode: **NE11 0BL**

8(a) The number of the applicant's operating licence (as given in the operating licence):

000-001876-A-303471-010

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 2 – Premises Details

10. Trading name used at licensed premises: **ADMIRAL**

11. Give the address of the premises or, if none, give a description of the premises and its location. Where the premises are a vessel, give the place indicated in the premises licence as the place in the licensing authority's area where the vessel is wholly or partly situated. Where possible this should include an address with a postcode:

**22 NEWPORT ROAD
MIDDLESBROUGH**

Postcode: **TS1 5AE**

12. Telephone number at premises (if known):

13. Type of premises licence to be varied:

Regional Casino

Large Casino

Small Casino

Converted Casino

Bingo

Adult Gaming Centre

Betting (track)

Betting (other)

Family Entertainment Centre

14. Premises licence number (if known): **MBRO/GPR057/076579**

15. If you are making this application alongside an application for transfer or reinstatement of the premises licence into your name, please give the name of the current licence holder as it appears on the premises licence (if known):

Surname:

Other name(s):

Part 3 – Details of variations applied for

16(a) Please give details of any variation which is being applied for. Where the application includes an application to exclude or vary a condition of the premises licence, identify the relevant condition here (unless it relates to hours of operation which are dealt with in questions 16(b) and 16(c)):

TO VARY THE AGC GAMBLING PREMISES LICENCE FOR 22 NEWPORT ROAD, MIDDLESBROUGH TS1 5AE TO REMOVE PART OF THE GROUND FLOOR AREA FROM THE EXISTING LICENSED PREMISES AND SEPARATED FROM THE REMAINING LICENSED AREA, AS MORE PARTICULARLY SHOWN ON THE PLANS ATTACHED TO THIS APPLICATION AND AS ALSO DELINEATED ON PLAN 931-955-105_037 SUBMITTED WITH THE LINKED CASINO VARIATION APPLICATION TOGETHER WITH THE CREATION OF A NEW PRINCIPAL ENTRANCE ON NEWPORT ROAD PURSUANT TO SECTION 187 OF THE GAMBLING ACT.

16(b) Do you want the licensing authority to exclude or vary a condition of the licence so that the premises may be used for longer periods than would otherwise be the case?

NO

16(c) If the answer to question 16(b) 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			

17. Please indicate any particular date on which you want the variation to take effect if approved:

UPON THE GRANT OF THE APPLICATION

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

THE APPLICATION IS MADE ALONGSIDE A SEPARATE APPLICATION TO VARY THE CONVERTED CASINO PREMISES LICENCE RELATING TO RAINBOW CASINO AINTREE OVAL, TEESIDE LEISURE PARK, MIDDLESBROUGH TS17 7BU BY DOUBLE DIAMOND GAMING LIMITED (REF MBRO/GPR025/082670), WHICH HOLDS AN OPERATING LICENCE, IN ORDER TO RE-LOCATE THE SAID LICENCE TO THE AREA REMOVED BY THIS APPLICATION WITH A NEW SEPARATE PRINCIPAL ENTRANCE. A CONDITION IS BEING OFFERED AS PART OF THAT APPLICATION THAT THE CASINO PREMISES WILL NOT TRADE TO THE PUBLIC AS A CASINO WHILST SOLELY LOCATED IN THE AREA SHOWN ON THE PLAN REFERENCE 931-955-105_037 WITHIN THE GROUND FLOOR OF 22 NEWPORT ROAD, MIDDLESBROUGH TS1 5AE

Part 4 – Declarations and Checklist (Please tick as appropriate)

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
- The existing premises licence is enclosed
- The existing premises licence is not enclosed, but the application is accompanied by –
 - A statement explaining why it is not reasonably practicable to produce the licence and,
 - An application under the Section 190 of the Gambling Act 2005 for the issue of a copy of the licence
- 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 5 – Signatures

19. 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:

Ince Solicitors

Print Name: **INCE GORDON DADDS LLP**

Date: **1st April 2022** Capacity: **SOLICITORS FOR THE APPLICANT**

20. 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 19 and 20.]

[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 6 – Contact Details

21(a) Please give the name of a person who can be contacted about the application:

PHILIP SOMARAKIS AND ANDREW COTTON, INCE GORDON DADDS LLP

21(b) Please give one or more telephone numbers at which the person identified in question 21(a) can be contacted:

0207 759 1364 OR 0207 759 1623

22. Postal address for correspondence associated with this application:

ANY CORRESPONDENCE THAT IS REQUIRED TO BE SENT BY POST CAN BE SENT TO THE FOLLOWING ADDRESS:

**INCE
ALDGATE TOWER
2 LEMAN STREET
LONDON**

Postcode: **E1 8QN**

23. 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:

philipsomarakis@incegd.com
and andrewcotton@incegd.com

Application to vary 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.

Part 1 – 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: **DOUBLE DIAMOND GAMING 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:

**10TH FLOOR COBALT SQUARE
83 HAGLEY ROAD
BIRMINGHAM**

Postcode: **B16 8QG**

8(a) The number of the applicant's operating licence (as given in the operating licence):

000-023761-A-305961-007

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 2 – Premises Details

10. Trading name used at licensed premises: **RAINBOW CASINO**

11. Give the address of the premises or, if none, give a description of the premises and its location. Where the premises are a vessel, give the place indicated in the premises licence as the place in the licensing authority's area where the vessel is wholly or partly situated. Where possible this should include an address with a postcode:

**AINTREE OVAL
TEESIDE PARK
MIDDLESBROUGH**

Postcode: **TS17 7BU**

12. Telephone number at premises (if known):

13. Type of premises licence to be varied:

Regional Casino

Large Casino

Small Casino

Converted Casino

Bingo

Adult Gaming Centre

Betting (track)

Betting (other)

Family Entertainment Centre

14. Premises licence number (if known): **MBRO/GPR025/082670**

15. If you are making this application alongside an application for transfer or reinstatement of the premises licence into your name, please give the name of the current licence holder as it appears on the premises licence (if known):

Surname:

Other name(s):

Part 3 – Details of variations applied for

16(a) Please give details of any variation which is being applied for. Where the application includes an application to exclude or vary a condition of the premises licence, identify the relevant condition here (unless it relates to hours of operation which are dealt with in questions 16(b) and 16(c)):

TO VARY THE CONVERTED CASINO PREMISES LICENCE FOR THE FORMER RAINBOW CASINO, TEESIDE PARK, MIDDLESBROUGH TS17 7BU SO AS TO RE-LOCATE IT SO IT RELATES TO A SEGREGATED AREA WITHIN PART OF THE GROUND FLOOR OF 22 NEWPORT ROAD, MIDDLESBROUGH TS1 5AE AS MORE PARTICULARLY SHOWN ON THE PLANS ATTACHED TO THIS APPLICATION, PURSUANT TO SECTION 187 OF THE GAMBLING ACT 2005 AS MODIFIED BY PARAGRAPH 65(12) OF PART 7 OF SCHEDULE 4 TO THE GAMBLING ACT 2005 (COMMENCEMENT NO 6 AND TRANSITIONAL PROVISIONS) ORDER 2006.

TO VARY THE LICENCE TO CONFIRM THE REMOVAL OF THE DEFAULT CONDITION TO PERMIT THE OPERATION OF THE PREMISES ON A 24 HOUR BASIS

16(b) Do you want the licensing authority to exclude or vary a condition of the licence so that the premises may be used for longer periods than would otherwise be the case?

YES [DELETE AS APPROPRIATE]

16(c) If the answer to question 16(b) 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	00:00 <i>hh:mm</i>	00:00 <i>hh:mm</i>	
Tue	00:00	00:00	
Wed	00:00	00:00	
Thurs	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

17. Please indicate any particular date on which you want the variation to take effect if approved:

UPON THE GRANT OF THE APPLICATION

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

THE APPLICATION IS MADE ALONGSIDE A SEPARATE APPLICATION TO VARY THE AGC GAMBLING PREMISES LICENCE RELATING TO 22 NEWPORT ROAD, MIDDLESBROUGH TS1 5AE HELD BY LUXURY LEISURE (RE MBRO/GPR057/076579), WHICH HOLDS AN OPERATING LICENCE, IN ORDER TO REMOVE PART OF THE GROUND FLOOR OF THE PREMISES FROM THE DEMISE OF THE LICENSED AGC. A CONDITION IS BEING OFFERED THAT THE CASINO PREMISES WILL NOT TRADE TO THE PUBLIC AS A CASINO WHILST LOCATED SOLELY IN THE AREA SHOWN ON THE PLAN REFERENCE 931-955-105_037 WITHIN THE GROUND FLOOR OF 22 NEWPORT ROAD.

Part 4 – Declarations and Checklist (Please tick as appropriate)

- 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
 - The existing premises licence is enclosed
 - The existing premises licence is not enclosed, but the application is accompanied by –
 - A statement explaining why it is not reasonably practicable to produce the licence and,
 - An application under the Section 190 of the Gambling Act 2005 for the issue of a copy of the licence
 - 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 5 – Signatures

19. 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:

Print Name: **INCE GORDON DADDS LLP**

Date: **1st April 2022** Capacity: **AGENTS FOR THE APPLICANT**

20. 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 19 and 20.]

[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 6 – Contact Details

21(a) Please give the name of a person who can be contacted about the application:

PHILIP SOMARAKIS AND ANDREW COTTON, INCE GORDON DADDS LLP

21(b) Please give one or more telephone numbers at which the person identified in question 21(a) can be contacted:

0207 759 1364 OR 0207 759 1623

22. Postal address for correspondence associated with this application:

ANY CORRESPONDENCE THAT IS REQUIRED TO BE SENT BY POST CAN BE SENT TO THE FOLLOWING ADDRESS:

**INCE
ALDGATE TOWER
2 LEMAN STREET
LONDON**

Postcode: **E1 8QN**

23. 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:

philipsomarakis@incegd.com
and andrewcotton@incegd.com

NOTICE OF APPLICATION TO VARY 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: Double Diamond Gaming Limited

[Give the full name of the applicant. The name should be the same as that given in Part 1 of the application to vary the premises licence]

of the following address:

Double Diamond Casinos Ltd,

10th Floor Cobalt Square,

83 Hagley Road,

BIRMINGHAM

Postcode , B16 8QG

[Give the full address of the applicant. The address should be the same as that set out in Part 1 of the application to vary the premises licence.]

the number of whose operating licence is 023761-N-305960-010

who applied for an operating licence on

[Delete as appropriate. Insert the reference number of the applicant's operating licence (as set out in the operating licence). Where an application for an operating licence is in the process of being made, indicate the date on which the application was made.]

has made an application to vary a premises licence of the following type:

Converted Casino Licence

[Specify the type of premises licence to which the application relates]

The application relates to the following licensed premises:

Rainbow Casino

Aintree Oval, Teesside Leisure Park

Middlesbrough

TS17 7BU

[Give the trading name used at the premises, and the address of the premises (or, if none, give a description of the premises and their location).]

Details of the variation sought:

To re-locate the casino licence so that it relates to part of the ground floor of 22 Newport Road, Middlesbrough TS1 5AE as delineated on the licensing plans submitted to the Licensing Authority; subject to a condition that it will not trade in that area shown on the plans until varied. Application is also made to confirm removal of the default condition to permit operation 24 hours each day.

The application has been made to the following ¹²licensing authority:

Middlesbrough Council
Licensing Team
Public Health and Public Protection
PO Box 505
Civic Centre
Middlesbrough

Postcode TS1 9FZ
Website: licensing@middlesbrough.gov.uk

[Insert name of the licensing authority and the address of its principal office, followed by the address of its website]

The current licence holder(s) is/ are: Double Diamond Gaming Limited

[Give the full name of the licence holder(s) as set out in the premises licence (if known). Where the applicant is the licence holder, it is sufficient to state "the applicant".]

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: Andrew Cotton on 0207 759 1623 or Philip Somarakis on 0207 759 1364, Ince Gordon Dadds LLP
andrewcotton@incegd.com
philipsomarakis@incegd.com

[This entry is optional and is to be included if the applicant wishes to provide the name, telephone number and (if available) e-mail address of a person connected with the applicant who is able to answer questions and provide further information about the application.]

Any representations under section 161 of the Gambling Act 2005 must be made no later than the following date: 28 April 2022

[Please insert last day on which representations may be made in relation to the application. The period for making representations is 28 days (inclusive) starting with the day on which the application was made to the licensing authority.]

NOTICE OF APPLICATION TO VARY 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: Luxury Leisure

[Give the full name of the applicant. The name should be the same as that given in Part 1 of the application to vary the premises licence]

of the following address:

Fifth Avenue Plaza

Queensway, Team Valley Trading Estate

GATESHEAD

Tyne and Wear

Postcode NE11 0BL

[Give the full address of the applicant. The address should be the same as that set out in Part 1 of the application to vary the premises licence.]

the number of whose operating licence is 001876-N-103087-024
who applied for an operating licence on

[Delete as appropriate. Insert the reference number of the applicant's operating licence (as set out in the operating licence). Where an application for an operating licence is in the process of being made, indicate the date on which the application was made.]

has made an application to vary a premises licence of the following type:

Adult Gaming Centre

[Specify the type of premises licence to which the application relates]

The application relates to the following licensed premises:

ADMIRAL

22 NEWPORT ROAD

MIDDLESBROUGH

TS1 5AE

[Give the trading name used at the premises, and the address of the premises (or, if none, give a description of the premises and their location).]

Details of the variation sought:

To remove part of the ground floor from the licensed demise of the premises and create a separate self-contained unit with its own separate entrance from the street

The application has been made to the following ¹⁴licensing authority:

Middlesbrough Council
Licensing Team
Public Health and Public Protection
PO Box 505
Civic Centre
Middlesbrough

Postcode TS1 9FZ:
Website: licensing@middlesbrough.gov.uk

[Insert name of the licensing authority and the address of its principal office, followed by the address of its website]

The current licence holder(s) is/ are: Luxury Leisure

[Give the full name of the licence holder(s) as set out in the premises licence (if known). Where the applicant is the licence holder, it is sufficient to state "the applicant".]

Information about the application is available from the licensing authority, including the arrangements for viewing the details of the application.

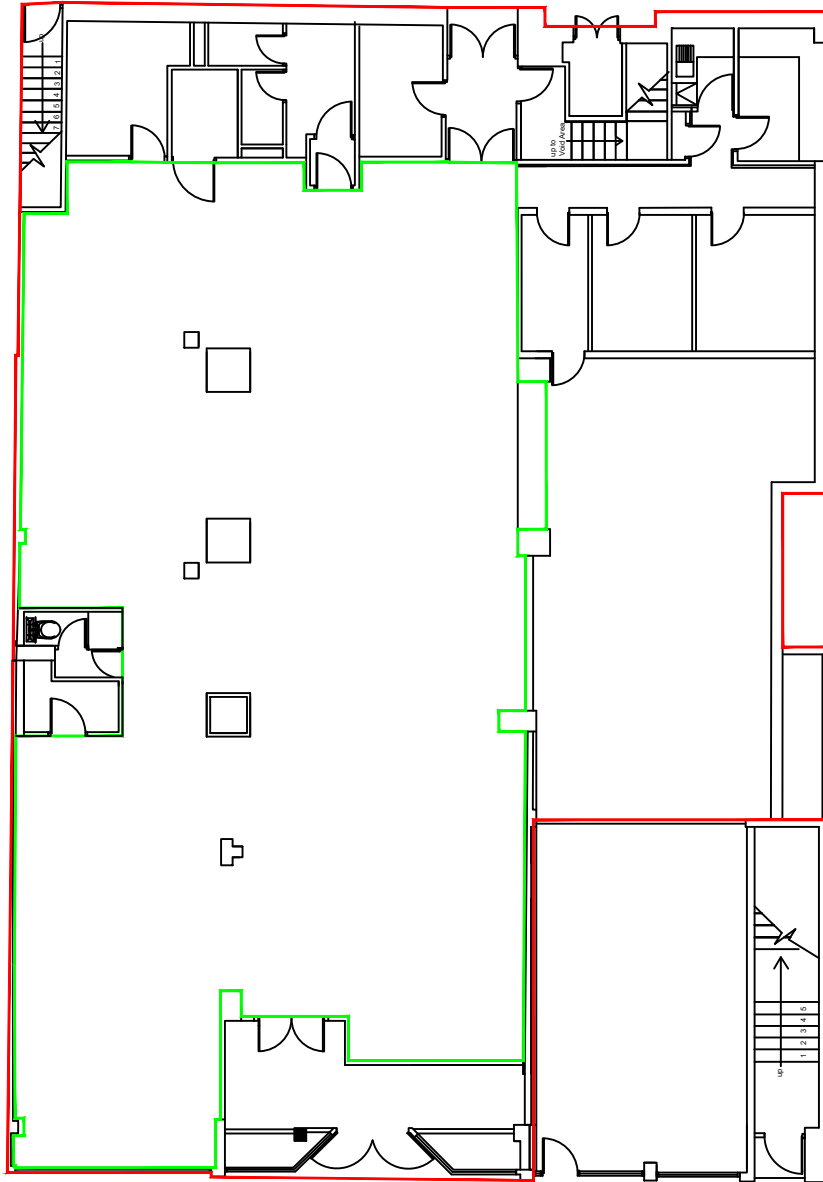
The following person connected with the applicant is able to give further information about the application: Andrew Cotton on 0207 759 1623 or Philip Somarakis on 0207 759 1364, Ince Gordon Dadds LLP
andrewcotton@incegd.com
philipsomarakis@incegd.com

[This entry is optional and is to be included if the applicant wishes to provide the name, telephone number and (if available) e-mail address of a person connected with the applicant who is able to answer questions and provide further information about the application.]

Any representations under section 161 of the Gambling Act 2005 must be made no later than the following date: 28 April 2022

[Please insert last day on which representations may be made in relation to the application. The period for making representations is 28 days (inclusive) starting with the day on which the application was made to the licensing authority.]

PARK STREET

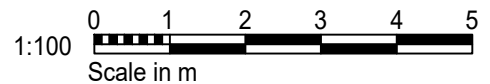


NEWPORT ROAD

Red line denotes premises boundary

Green line denotes gaming machine area

Layout of premises within gaming machine areas and layout of ancillary non-gambling areas are indicative only and subject to change according to operational requirements



RECORD

DWG NO: 931-955-105_038

CLIENT: Luxury Leisure

PROJECT: 22 Newport Road
MIDDLESBROUGH
Teesside
TS1 5AE

TITLE: AGC LICENSING PLAN
GAMBLING ACT 2005

Revision: -- CHECKED:--

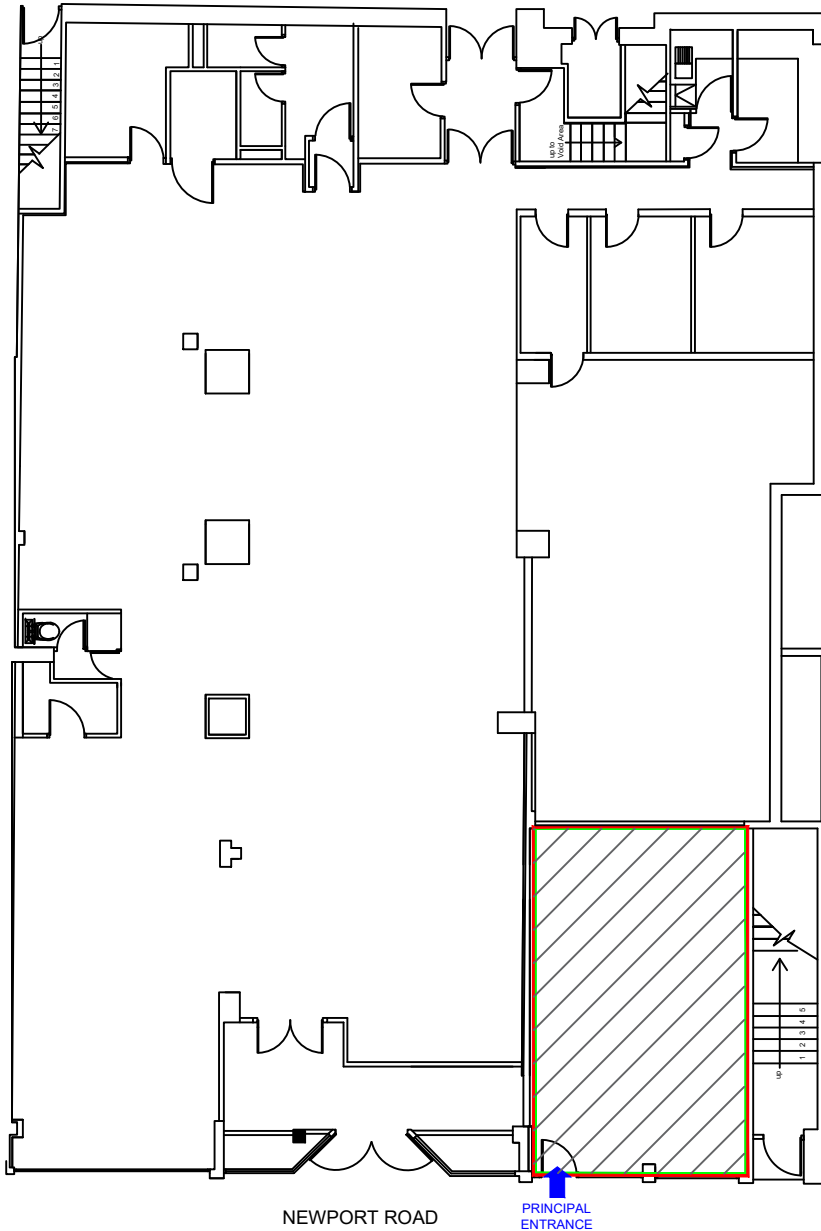
SCALE: 1:200@A4 DATE: 10/3/22

NOVOMATIC

Luxury Leisure Talaris & Reel Ltd.
Fifth Avenue Plaza, Queensway
Team Valley Trading Estate
Gateshead, NE11 0BL

+44 (0)191 497 8200 / WWW.ADMIRALSLOTS.CO.UK / WWW.NOVOMATICUK.COM

PARK STREET

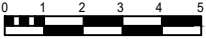


— Red line denotes premises boundary

— Green line denotes the area to be used to provide facilities for gambling



Area = 50.8m²

1:200 
Scale in m

RECORD

DWG NO: 931-955-105_037

CLIENT: Double Diamond

PROJECT: 22 Newport Road
Middlesbrough
Teesside
TS1 5AE

TITLE: Gambling Licence Plan for
Double Diamond relocation
application

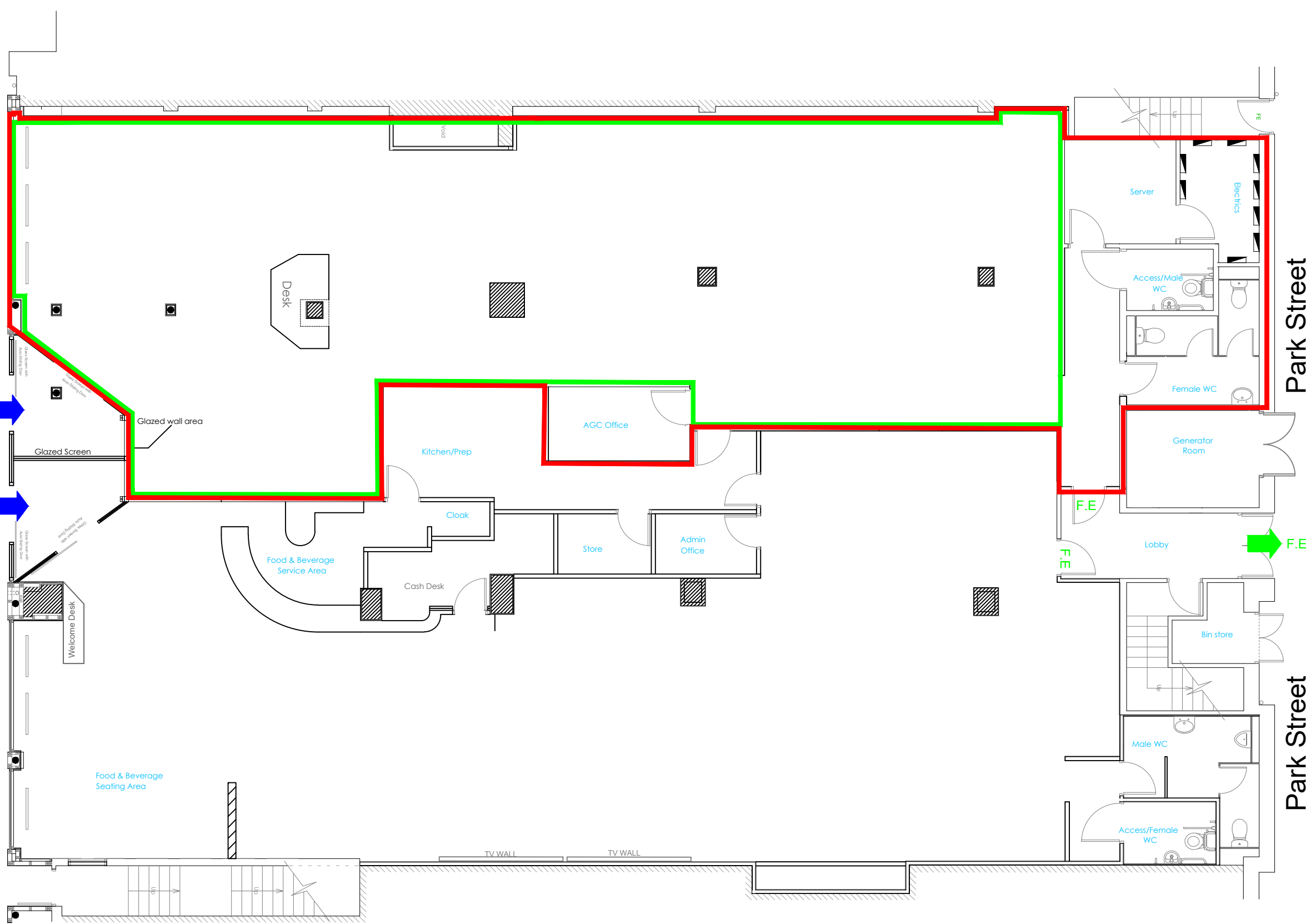
Revision: -- CHECKED:--

SCALE: 1:200@A4 17 DATE: 10/3/22

Newport Road

AMUSEMENT ENTRANCE
CASINO ENTRANCE

Newport Road



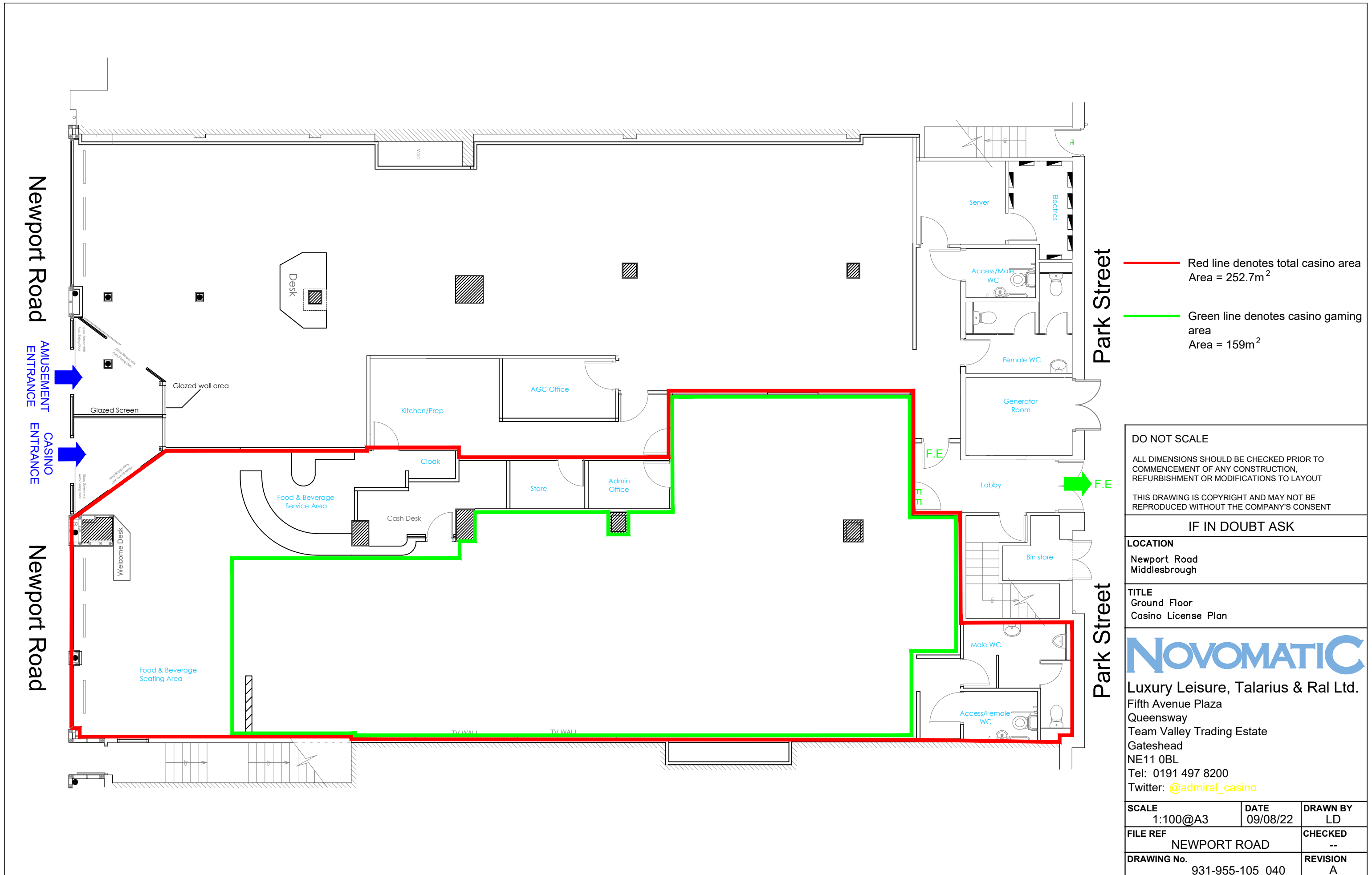
- Red line denotes premises boundary
- Green line denotes gaming machine area

DO NOT SCALE
 ALL DIMENSIONS SHOULD BE CHECKED PRIOR TO COMMENCEMENT OF ANY CONSTRUCTION, REFURBISHMENT OR MODIFICATIONS TO LAYOUT
 THIS DRAWING IS COPYRIGHT AND MAY NOT BE REPRODUCED WITHOUT THE COMPANY'S CONSENT

IF IN DOUBT ASK
 LOCATION
 Newport Road
 Middlesbrough
 TITLE
 Ground Floor
 Gaming License Plan

NOVOMATIC
 Luxury Leisure, Talarius & Rai Ltd.
 Fifth Avenue Plaza
 Queensway
 Team Valley Trading Estate
 Gateshead
 NE11 0BL
 Tel: 0191 497 8200
 Twitter: @admiral_casino

SCALE 1:100@A3	DATE 12/08/22	DRAWN BY LD
FILE REF NEWPORT ROAD	CHECKED --	
DRAWING No. 931-955-105_043	REVISION A	



— Red line denotes total casino area
 Area = 252.7m²

— Green line denotes casino gaming area
 Area = 159m²

DO NOT SCALE

ALL DIMENSIONS SHOULD BE CHECKED PRIOR TO COMMENCEMENT OF ANY CONSTRUCTION, REFURBISHMENT OR MODIFICATIONS TO LAYOUT

THIS DRAWING IS COPYRIGHT AND MAY NOT BE REPRODUCED WITHOUT THE COMPANY'S CONSENT

IF IN DOUBT ASK

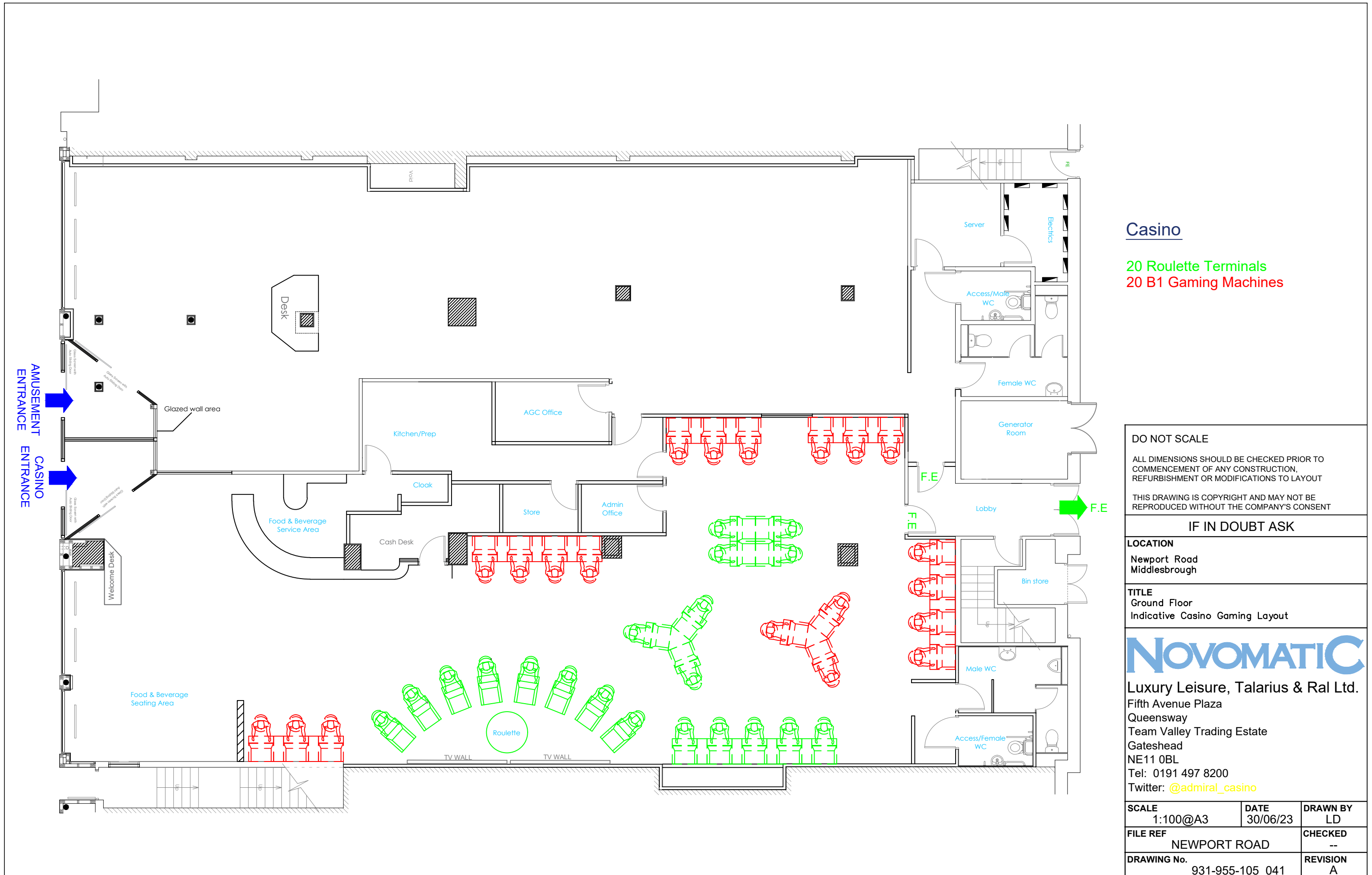
LOCATION
Newport Road
Middlesbrough

TITLE
Ground Floor
Casino License Plan

NOVOMATIC

Luxury Leisure, Talarius & Ral Ltd.
 Fifth Avenue Plaza
 Queensway
 Team Valley Trading Estate
 Gateshead
 NE11 0BL
 Tel: 0191 497 8200
 Twitter: [@admiral_casino](https://twitter.com/admiral_casino)

SCALE 1:100@A3	DATE 09/08/22	DRAWN BY LD
FILE REF NEWPORT ROAD	CHECKED --	
DRAWING No. 931-955-105_040	REVISION A	



Casino

20 Roulette Terminals
20 B1 Gaming Machines

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THIS DRAWING IS COPYRIGHT AND MAY NOT BE REPRODUCED WITHOUT THE COMPANY'S CONSENT		
IF IN DOUBT ASK		
LOCATION Newport Road Middlesbrough		
TITLE Ground Floor Indicative Casino Gaming Layout		
NOVOMATIC		
Luxury Leisure, Talarius & Ral Ltd. Fifth Avenue Plaza Queensway Team Valley Trading Estate Gateshead NE11 0BL Tel: 0191 497 8200 Twitter: @admiral_casino		
SCALE 1:100@A3	DATE 30/06/23	DRAWN BY LD
FILE REF NEWPORT ROAD	CHECKED --	
DRAWING No. 931-955-105_041	REVISION A	

Rafaella Eleftheriou

From: Philip Somarakis
Sent: 28 March 2022 14:47
To: Tim_Hodgkinson@middlesbrough.gov.uk
Cc: Andrew Cotton
Subject: RE: Casino re-location process - Double Diamond

Dear Tim

Further to Andrew's email please let me know when would be a good time to speak. I would like to finalise matters ahead of submitting both applications

Kind regards

Philip Somarakis

Partner - Head of Regulatory Solutions

Ince

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From: Andrew Cotton
Sent: 26 March 2022 13:41
To: Tim Hodgkinson <Tim_Hodgkinson@middlesbrough.gov.uk>
Cc: Philip Somarakis <PhilipSomarakis@incegd.com>
Subject: Casino re-location process - Double Diamond

Hi Tim

As promised I am forwarding details of the special provisions that were introduced to enable holders of casino licences granted under the 1968 Gaming Act to enable them to maintain and move licences given the restrictions imposed in 2006 to prevent the grant of any new (apart from the new 16 2005 Act licences) 68 Act casino licences.

In order to allow for the relocation of existing 1968 Act licences the government introduced certain grandfather rights in the transitional provisions for the implementation of the 05 Act. I was actually involved in the drafting of some of the legislation that was implemented to safeguard 1968 casino licences.

These are included in the Gambling Act 2005 (Commencement No. 6 and Transitional Provisions) Order 2006:

<https://www.legislation.gov.uk/ukxi/2006/3272/contents/made>

The Transitional Provisions are contained in Schedule 4 of the Order and the relevant provisions for 1968 Casinos are in paragraph 65 of Part 7.

<https://www.legislation.gov.uk/ukxi/2006/3272/schedule/4/paragraph/65/made>

Paragraph 65(12) is the provision that engages in the applications we will be submitting:

“(12) The licence holder may apply under section 187 to vary a converted casino premises licence so that it relates to premises which are different from those to which it previously related, and subsection (2) of that section (which prohibits a premises licence from being varied so as to relate to premises to which it did not previously relate) is accordingly not to have effect in relation to a converted casino premises licence.”

Section 187(2) which is disapplied reads as follows:

“(2)A licence may not be varied under this section so as to relate to premises to which it did not previously relate.”

The stepped process of applications

The process for our client (Luxury Leisure) to acquire the Rainbow Casino licence from Double Diamond has to be undertaken in stages as unlike when Gala sold the licence to Double Diamond the licence is not trading. It is not therefore possible to transfer the licence until it has been moved into premises that Luxury Leisure occupy – these premises are 22 Newport Road.

The first two applications will be:

- a variation by Luxury Leisure to remove part of the demise of the current AGC licence to provide an unlicensed area;
- a concurrent variation application by Double Diamond (we are acting as their agents) to relocate the casino licence into that area removed from the AGC licence, given the prohibition on there being any overlap of gambling premises’ licensed areas.

I am attaching the plans that will accompany the applications. The Premises Licence Regulations require a separate principal entrance for the casino area, which is shown on the new plans.

I am also be attaching a clearer version of the existing licensed premises for ease of comparison.

In due course there will be further variations to reduce further the size of the existing AGC, once the casino licence is safely house, and also one to increase the size of the casino area along with the transfer of the Licence into Luxury Leisure’s name.

If there are any particular queries you have please do not hesitate to raise them with Philip and myself.

Kind regards

Andrew

Andrew Cotton

Solicitor - Director of Betting & Gaming

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Rafaella Eleftheriou

From: Philip Somarakis
Sent: 01 April 2022 11:21
To: licensing@middlesbrough.gov.uk
Cc: andrew.thorpe@cleveland.pnn.police.uk; m0.DLU@cleveland.pnn.police.uk; Bob_Cowell@middlesbrough.gov.uk; buildingcontrol@middlesbrough.gov.uk; Claire_Marshall@middlesbrough.gov.uk; developmentcontrol@middlesbrough.gov.uk; EHTS@middlesbrough.gov.uk; Jeff_Watson@middlesbrough.gov.uk; fireengineering@clevelandfire.gov.uk; licensing@gamblingcommission.gov.uk; NRUBettingGaming@hmrc.gov.uk; Andrew Cotton
Subject: Gambling Act 2005 - Rainbow Casino, Aintree Oval, Middlesbrough, TS17 7BU and Admiral 22 Newport Road Middlesbrough, TS1 5AE
Attachments: 931-955-105_018 M'boro Newport Rd Existing Licence Plan.pdf; AGC Variation Application.pdf; Proposed AGC Licensed Area.pdf; Notice of variation application to responsible authorities (Initial Space) (002).pdf; 931-955-105_037 M'boro Newport Rd-Doulbe Diamond Licence Plan.pdf; Notice of variation application to responsible authorities (DD Relocation) (002).pdf; Variation Application (casino location).pdf

Dear Sirs

We are instructed by:

- A) Our client Luxury Leisure and
- B) As agents for Messrs Hugh James Solicitors on behalf of their client and applicant, Double Diamond Gaming Limited

We are instructed to submit two related applications as part of a stepped process whereby our client Luxury Leisure will acquire a converted Casino Premises Licence held by Double Diamond Gaming Limited.

The stepped process of applications

The process for our client (Luxury Leisure) to acquire the Rainbow Casino licence from Double Diamond has to be undertaken in stages as unlike when Gala sold the licence to Double Diamond the licence is not trading. It is not therefore possible to transfer the licence until it has been moved into premises that Luxury Leisure occupy – these premises are 22 Newport Road.

The first two applications will be:

- a variation by Luxury Leisure to remove part of the demise of the current AGC licence to provide an unlicensed area;
- a concurrent variation application by Double Diamond to relocate the casino licence into that area removed from the AGC licence, given the prohibition on there being any overlap of gambling premises' licensed areas.

Legislative Background

Special provisions were introduced to enable holders of casino licences granted under the 1968 Gaming Act to enable them to maintain and move licences given the restrictions imposed in 2006 to prevent the grant of any new 1968 Act casino licences (apart from the new 16 2005 Act licences)

In order to allow for the relocation of existing 1968 Act licences the government introduced certain grandfather rights in the transitional provisions for the implementation of the 2005 Act. Andrew Cotton of this Firm was actually involved in the drafting of some of the legislation that was implemented to safeguard 1968 casino licences.

These are included in the Gambling Act 2005 (Commencement No. 6 and Transitional Provisions) Order 2006:

<https://www.legislation.gov.uk/ukxi/2006/3272/contents/made>

The Transitional Provisions are contained in Schedule 4 of the Order and the relevant provisions for 1968 Casinos are in paragraph 65 of Part 7.

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Paragraph 65(12) is the provision that engages in the applications we will be submitting:

“(12) The licence holder may apply under section 187 to vary a converted casino premises licence so that it relates to premises which are different from those to which it previously related, and subsection (2) of that

section (which prohibits a premises licence from being varied so as to relate to premises to which it did not previously relate) is accordingly not to have effect in relation to a converted casino premises licence.”

Section 187(2) which is dis-applied reads as follows:

“(2)A licence may not be varied under this section so as to relate to premises to which it did not previously relate.”

Current Applications

We thus enclose in furtherance of this first stage of the process

- 1) An application by Luxury Leisure to vary an Adult Gaming Centre Licence, together with
 - a. Copy of current AGC licence (to follow under separate cover to Licensing Authority only due to file size)
 - b. Existing and Proposed AGC Licensed Area Plan for 22 Newport Road
 - c. Notice to responsible authorities
- 2) An application by Double Diamond Limited to vary a converted Casino Premises Licence together with
 - a. Copy of current casino premises licence and terms (to follow under separate cover to Licensing Authority only due to file size)
 - b. Proposed licensed plan for 22 Newport Road
 - c. Notice of application to responsible authorities

We can confirm that the application fees were paid by BACS Transfer yesterday

We further confirm that Public Notices have been displayed today as appropriate at the Rainbow Casino and at 22 Newport Road. Similarly we will also now make arrangements for the appropriate newspaper notices to be published

Further Applications

In due course there will be further variations to reduce further the size of the existing AGC, once the casino licence is safely housed, and also one to increase the size of the casino area along with the transfer of the Licence into Luxury Leisure’s name. Therefore please note that we are instructed on behalf of Double Diamond Gaming Limited to offer a condition (as set out in the casino variation application) that the casino premises will not trade to the public as a casino whilst located solely in the area shown on the plan reference 931-955-105_037 within the ground floor of 22 Newport Road.

Should you have any queries please contact either Andrew Cotton or myself

Yours faithfully

Philip Somarakis

Partner - Head of Regulatory Solutions

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Rafaella Eleftheriou

From: Philip Somarakis
Sent: 01 April 2022 11:23
To: licensing@middlesbrough.gov.uk
Cc: Andrew Cotton
Subject: Gambling Act 2005 - Rainbow Casino, Aintree Oval, Middlesbrough, TS17 7BU and Admiral 22 Newport Road Middlesbrough, TS1 5AE
Attachments: First attachment - Converted Casino Premises Licence Rainbow Casino 2202...pdf; Summary of T C_s of premises licence_.pdf; AGC Licence.pdf

Dear Sirs

Further to our previous email

We now enclose copies of AGC and Converted Premises Licence

Yours faithfully

Philip Somarakis

Partner - Head of Regulatory Solutions

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