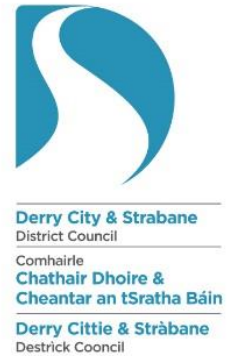


PAR/BMcC

6 August 2021

Mr Kevin Daly

**Address redacted**



Dear Sir

**Application for the grant of an amusement permit  
The Wynn, 15 William Street, Derry, BT48 6EP  
Notice of intention to refuse to grant an amusement permit**

I write to advise that your application for the grant of an amusement permit for the above premises was considered at the monthly meeting of the Health and Community Committee of Derry City and Strabane District Council, held on Thursday 22 July 2021.

Having considered the application, Committee recommended that the application for the grant of an amusement permit for 15 William Street, Derry be refused.

Subsequently, at its meeting on Thursday 29 July 2021, Derry City and Strabane District Council ratified this recommendation.

As you may be aware, the Betting, Gaming, Lotteries and Amusements (NI) Order 1985 makes provision for appeals in relation to amusement permits.

In particular, Article 119 of the Order requires Council to serve notice of its intention to refuse to grant an amusement permit on the applicant.

This notice must:

- be served not less than 14 days before the council refuses to grant the permit;
- state the grounds on which the council intends to refuse to grant the permit; and
- provide an opportunity for the applicant to be heard by the council, before refusing to grant the permit.

In consequence, Council is offering you the opportunity to be heard by Committee, so that you can present your case, either in person or by a representative, as to why the application should not be refused.

The hearing would be arranged for the next meeting of the Health and Community Committee, scheduled for the afternoon of Thursday 16 September 2021. The meeting may be held on-line; however, details of the time and location of the hearing, as well as how to join the meeting, will be confirmed in advance.

**Derry**

C/o Council Offices  
98 Strand Road  
Derry  
BT48 7NN

**Strabane**

C/o Council Offices  
47 Derry Road  
Strabane  
BT82 8DY

+44 (0) 2871 253 253  
info@derrystrabane.com  
www.derrystrabane.com

f Derry City & Strabane District Council  
t @dcsdcouncil

If you wish to avail of this opportunity, you must inform the Council, in writing, of your desire to be heard by the committee, within 14 days after the service of this notice. You may wish to seek independent legal advice in relation to this matter.

For your information, Council received two objections to the application within the statutory period permitted for the making of representations. Redacted details of these representations are enclosed for your information and you will note that both were generic in nature and were made on the grounds that, in the opinion of the objectors, there are already sufficient amusement arcades within the city.

At Committee, elected members also expressed a general concern in relation to amusement arcades and the societal problems associated with gambling. However, in refusing the application, the Committee did refer specifically to the fact that not all of the criteria adopted by Council in its Amusement Permit Policy for considering applications had been met. I have attached a document, which summarises these criteria and outlines where, in my opinion, the application meets and/or is at variance with the policy.

I trust that this information will be of assistance to you; however, should you require any additional information or wish to discuss this matter further please do not hesitate to contact me.

Yours faithfully



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**Paul Rafferty**  
**Principal Environmental Health Officer**  
**Licensing and Safety Advisory Group**