

Licensing and Safety Committee – 24th February 2009

Report of the Interim Director of Law and Property and the Director of Finance

Revision of Licence Fees

Purpose of Report

1. To consider the revision of fees for licences and consents (other than those where the fees are imposed by statute in respect of liquor licensing and lotteries and amusements).

Background

2. The fees for the various licences and permits administered by the Committee were last revised with effect from April 2008.
3. Fees received in respect of all licences or consents, are currently refunded if the application is withdrawn or refused.
4. In considering the revision of licence fees, the Committee may wish to compare the fees charged by the Council with those of neighbouring Councils. A table showing these comparisons is attached as Appendix 1.
5. Column (1) in Table A below shows the fees currently charged.

Column (2) to (5) show the effect on fees of various increases between 2% and 15%. The budget for 2009/10 (see paragraph 7) has been set based on cost inflation and estimated activity levels; 12% overall increase will be required to achieve this, being 5% on street trading and 15% on betting and gaming.

TABLE A

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£		£
STREET TRADING CONSENT – 1ST SITE	520.00	530.40	546.00	572.00	582.40	598.00
STREET TRADING CONSENT – ADDITIONAL SITE	520.00	530.40	546.00	572.00	582.40	598.00
SEX ESTABLISHMENTS	3,557.00	3628.14	3734.85	3912.70	3983.84	4090.55
MOTOR SALVAGE VEHICLE LICENCE	56.00	57.12	58.80	61.60	62.72	64.40
EXISTING CASINO						
New Application	N/A					
Annual Fee	2,200.00 (3,000.00)	2244.00	2310.00	2420.00	2464.00	2530.00
Application to Vary	1,500.00 (2,000.00)	1530.00	1575.00	1650.00	1680.00	1725.00
Application to Transfer	1,010.00 (1,350.00)	1030.20	1060.50	1111.00	1131.20	1161.50
Application for	1,010.00	1030.20	1060.50	1111.00	1131.20	1161.50

Reinstatement	(1,350.00)					
Application Provisional Statement	N/A					
Licence application Provisions Statement Holder	N/A					
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£		£
NEW SMALL CASINO						
New Application	6,000.00 (8,000.00)	6120.00	6300.00	6600.00	6720.00	6900.00
Annual Fee	3,750.00 (5,000.00)	3825.00	3937.50	4125.00	4200.00	4312.50
Application to Vary	3,000.00 (4,000.00)	3060.00	3150.00	3300.00	3360.00	3450.00
Application to Transfer	1,350.00 (1,800.00)	1377.00	1417.50	1485.00	1512.00	1552.50
Application for Reinstatement	1,350.00 (1,800.00)	1377.00	1417.50	1485.00	1512.00	1552.50
Application Provisional Statement	6,000.00 (8,000.00)	6120.00	6300.00	6600.00	6720.00	6900.00
Licence application Provisional Statement Holders	2,250.00 (3,000.00)	2295.00	2362.50	2475.00	2520.00	2587.50
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00

NEW LARGE CASINO						
New Application	7,500.00 (10,000.00)	7650.00	7875.00	8250.00	8400.00	8625.00
Annual Fee	7,500.00 (10,000.00)	7650.00	7875.00	8250.00	8400.00	8625.00
Application to Vary	3,750.00 (5,000.00)	3825.00	3937.50	4125.00	4200.00	4312.50
Application to Transfer	1,610.00 (2,150.00)	1642.20	1690.50	1771.00	1803.20	1851.50
Application for Reinstatement	1,610.00 (2,150.00)	1642.20	1690.50	1771.00	1803.20	1851.50

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£		£
Application Provisional Statement	7,500.00 (10,000.00)	7650.00	7875.00	8250.00	8400.00	8625.00
Licence application Provisional Statement Holders	3,750.00 (5,000.00)	3825.00	3937.50	4125.00	4200.00	4312.50
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00
REGIONAL CASINO						
New Application	11,250.00 (15,000.00)	11475.00	11812.50	12375.00	12600.00	12937.50
Annual Fee	11,250.00 (15,000.00)	11475.00	11812.50	12375.00	12600.00	12937.50
Application to Vary	5,625.00 (7,500.00)	5737.50	5906.25	6187.50	6300.00	6468.75
Application to Transfer	4,875.00 (6,500.00)	4972.50	5118.75	5362.50	5460.00	5606.25
Application for Reinstatement	4,875.00 (6,500.00)	4972.50	5118.75	5362.50	5460.00	5606.25
Application Provisional	11,250.00	11475.00	11812.50	12375.00	12600.00	12937.50

Statement	(15,000.00)					
Licence application Provisional Statement Holders	6,000.00 (8,000.00)	6120.00	6300.00	6600.00	6720.00	6900.00
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£	£	£
BINGO CLUB						
New Application	2,625.00 (3,500.00)	2677.50	2756.25	2887.50	2940.00	3018.75
Annual Fee	600.00 (1,000.00)	612.00	630.00	660.00	672.00	690.00
Application to Vary	1,310.00 (1,750.00)	1336.20	1375.50	1441.00	1467.20	1506.50
Application to Transfer	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Application for Reinstatement	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Application Provisional Statement	2,625.00 (3,500.00)	2677.50	2756.25	2887.50	2940.00	3018.75
Licence application Provisional Statement Holders	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00
BETTING EXCLUDING						

TRACK						
New Application	2,250.00 (3,000.00)	2295.00	2362.50	2475.00	2520.00	2587.50
Annual Fee	487.00 (600.00)	496.74	511.35	535.70	545.44	560.05
Application to Vary	1,125.00 (1,500.00)	1147.50	1181.25	1237.50	1260.00	1293.75
Application to Transfer	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Application for Reinstatement	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Application Provisional Statement	2,250.00 (3,000.00)	2295.00	2362.50	2475.00	2520.00	2587.50

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£		£
Licence application Provisional Statement Holders	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00
TRACKS						
New Application	1,125.00 (2,500.00)	1147.50	1181.25	1237.50	1260.00	1293.75
Annual Fee	750.00 (1,000.00)	765.00	787.50	825.00	840.00	862.50
Application to Vary	930.00 (1,250.00)	948.60	976.50	1023.00	1041.60	1069.50
Application to Transfer	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50
Application for Reinstatement	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50
Application Provisional Statement	1,875.00 (2,500.00)	1912.50	1968.75	2062.50	2100.00	2156.25
Licence application Provisional Statement	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50

Holder's						
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00
FAMILY ENTERTAINMENT CENTRES						
New Application	1,500.00 (2,000.00)	1530.00	1575.00	1650.00	1680.00	1725.00
Annual Fee	550.00 (750.00)	561.00	577.50	605.00	616.00	632.50
Application Vary	750.00 (1,000.00)	765.00	787.50	825.00	840.00	862.50

LICENCES	(1) Fees currently charged (Maximum fees set by the Government in brackets)	(2) Increase @ 2%	(3) Increase @ 5%	(4) Increase @ 10%	(5) Increase @ 12%	(6) Increase @ 15%
	£	£	£	£		£
Application to Transfer	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50
Application for Reinstatement	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50
Application Provisional Statement	1,500.00 (2,000.00)	1530.00	1575.00	1650.00	1680.00	1725.00
Licence application Provisional Statement Holders	710.00 (950.00)	724.20	745.50	781.00	795.20	816.50
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00
ADULT GAME CENTRE						
New Application	1,500.00 (2,000.00)	1530.00	1575.00	1650.00	1680.00	1725.00
Annual Fee	600.00 (1,000.00)	612.00	630.00	660.00	672.00	690.00
Application to Vary	750.00 (1,000.00)	765.00	787.50	825.00	840.00	862.50
Application to Transfer	900.0 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00

Application for Reinstatement	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Application Provisional Statement	1,500.00 (2,000.00)	1530.00	1575.00	1650.00	1680.00	1725.00
Licence application Provisional Statement Holders	900.00 (1,200.00)	918.00	945.00	990.00	1008.00	1035.00
Copy Licence	25.00 (25.00)	25.00	25.00	25.00	25.00	25.00
Notification of Change	50.00 (50.00)	50.00	50.00	50.00	50.00	50.00

6. The Council is only permitted to set licensing fees up to the amount that can be ascertained as being the cost of administering the licensing function. However this does not apply to liquor licensing fees, which are set by the Secretary of State for Culture, Media and Sport. The cost of administering includes enforcement, the administrative and ancillary costs of issuing the licence and the ancillary costs relating to members meeting to determine certain licensing applications.

Finance

7. This report is financial in nature with any financial implications referred to in the background above.

The budget 2009/10 has been set as follows; the cost of licence administration includes enforcement and administrative costs of processing the licence but does not include any costs relating to Members.

	£'000s	£'000s
Cost of Licence Administration		610
Less:	Income:	
	Hackney Carriage Licences	358
	Street Trading	10
	Betting and Gaming	46
	Liquor	221
		635
Net (surplus) of Licensing Administration		(25)

8. The net surplus of licence administration and other Member costs are both included in the Law and Property Services budget for 2009/2010.

Law

9. Part III and schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 regulates the grant of street trading consents.
10. The Gambling Act 2005 part 8 212 and the Gambling Premises Licence fees (England and Wales) Regulations 2007 make provision for the fees payable to the Council.
11. The Gambling Act 2005 part 8 212 2 (c) provides for the publication of fees from time to time.

Equality Impact

12. The proposals take into account of the Council's policy in relation to equal opportunities.
13. The Gambling Act 2005 will impact on children and young people through the licensing of Family Entertainment Centres.
14. There has been no consultation or involvement of children and young people in developing these proposals.

Recommendation

15. That the Committee review the current fees charged with effect from 1st April 2009.



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INTERIM DIRECTOR OF LAW AND PROPERTY



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DIRECTOR OF FINANCE

Contact Officer: Mrs. J. Elliott 5377
Telephone: 01384 815377
Email: janetelliott@dudley.gov.uk

List of Background Papers

APPENDIX 1

LICENCE/PERMIT	DUDLEY	WOLVERHAMPTON	SANDWELL	BIRMINGHAM
STREET TRADERS	£ 520			
ADDITIONAL SITE	£ 520			
SEX ESTABLISHMENTS	£3,557		Grant £5,400 Renewal £5,400 Transfer £1,600	6 months £5,410 12 months £9,740 Transfer £1,190
RENEWAL				
TRANSFER				
MOTOR VEHICLE SALVAGE LICENCE	£ 56		£ 70	
EXISTING CASINOS				
New Application	N/a	£1,530	N/a	£1,398
Annual Fee	£2,200	£2,497	£1,000	£ 382
Application to Vary	£1,500	£1,530	£ 750	£1,152
Application to Transfer	£1,010	£1,029	£ 500	£ 643
Application for Reinstatement	£1,010	£1,028	£ 500	£ 643
Application Provisional Statement	N/a	N/a		£1,398

LICENCE/PERMIT	DUDLEY	WOLVER-HAMPTON	SANDWELL	BIRMINGHAM
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		
NEW SMALL CASINO				
New Application	£6,000	N/a		
Annual Fee	£3,750	£4,162		
Application to Vary	£3,000	£3,269		
Application to Transfer	£1,350	£1,746		
Application to Reinstatement	£1,350	£1,377		
Application Provisional Statement	£6,000	£6,538		
Licence Application Provisional Statement Holders	£2,250			
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		
NEW LARGE CASINO				
New Application	£7,500			
Annual Fee	£7,500			
Application to Vary	£3,750			
Application to Transfer	£1,610			

LICENCE/PERMIT	DUDLEY	WOLVER-HAMPTON	SANDWELL	BIRMINGHAM
Application for Reinstatement	£ 1,610			
Application Provisional Statement	£ 7,500			
Licence Application Provisional Statement Holders	£ 3,750			
Copy Licence	£ 25			
Notification of Change	£ 50			
REGIONAL CASINO				
New Application	£11,250			
Annual Fee	£11,250			
Application to Vary	£ 5,625			
Application to Transfer	£ 4,875			
Application for Reinstatement	£ 4,875			
Application Provisional Statement	£11,250			
Licence Application Provisional Statement Holders	£ 6,000			
Copy Licence	£ 25			
Notification of Change	£ 50			

LICENCE/PERMIT	DUDLEY	WOLVERHAMPTON	SANDWELL	BIRMINGHAM
BINGO CLUB				
New Application	£2,625	£1,353	£1,500	£1,398
Annual Fee	£ 600	£ 832	£ 400	£ 382
Application to Vary	£1,310	£1,353	£ 650	£1,152
Application to Transfer	£ 900	£ 919	£ 450	£ 643
Application for Reinstatement	£ 900	£ 919	£ 450	£ 643
Application Provisional Statement	£2,625	£2,388	£1,500	£1,398
Licence Application Provisional Statement Holders	£ 900			£ 898
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		
BETTING EXCLUDING TRACKS				
New Application	£2,250	£1,228	£1,000	£1,112
Annual Fee	£ 487	£ 500	£ 250	£ 312
Application to Vary	£1,125	£1,228	£ 500	£ 868
Application to Transfer	£ 900	£ 919	£ 400	£ 357
Application for Reinstatement	£ 900	£ 919	£ 400	£ 357

LICENCE/PERMIT	DUDLEY	WOLVERHAMPTON	SANDWELL	BIRMINGHAM
Application Provisional Statement	£2,250	£2,138	£1,000	£1,112
Licence Application Provisional Statement Holders	£ 900			£ 612
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		
TRACKS				
New Application	£1,125	£1,125	£1,000	£1,398
Annual Fee	£ 750	£ 832	£ 400	£ 382
Application to Vary	£ 930	£1,097	£ 500	£1,152
Application to Transfer	£ 710	£ 794	£ 400	£ 643
Application for Reinstatement	£ 710	£ 794	£ 400	£ 643
Application Provisional Statement	£1,875	£1,878	£1,000	£1,398
Licence Application Provisional Statement Holders	£ 710			£ 898
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		

LICENCE/PERMIT	DUDLEY	WOLVER-HAMPTON	SANDWELL	BIRMINGHAM
FAMILY ENTERTAINMENT CENTRES				
New Application	£1,500	£ 978	£ 600	£1,112
Annual Fee	£ 550	£ 624	£ 300	£ 312
Application to Vary	£ 750	£ 978	£ 400	£ 868
Application to Transfer	£ 710	£ 799	£ 350	£ 357
Application for Reinstatement	£ 710	£ 799	£ 350	£ 357
Application Provisional Statement	£1,500	£1,638	£ 600	£1,112
Licence Application Provisional Statement Holders	£ 710			£ 612
Copy Licence	£ 25	£ 25		
Notification of Change	£ 50	£ 50		
ADULT GAME CENTRE				
New Application	£1,500	£ 978	£ 750	
Annual Fee	£ 600	£ 832	£ 400	
Application to Vary	£ 750	£ 978	£ 400	
Application to Transfer	£ 900	£ 919	£ 450	

LICENCE/PERMIT	DUDLEY	WOLVER-HAMPTON	SANDWELL	BIRMINGHAM
Application for Reinstatement	£ 900	£ 919	£ 450	
Application Provisional Statement	£1,500	£1,638	£ 750	
Licence Application Provisional Statement Holders	£ 900			
Copy Licence	£ 25	£ 25		
Notification of Change	£ 25	£ 50		