

‘SETTING OF FEES IN RESPECT OF PREMISE LICENCES’ IN ACCORDANCE WITH SECTION 212 – GAMBLING ACT 2005.**Report By: HEAD OF ENVIRONMENTAL HEALTH AND TRADING STANDARDS****Wards Affected:**

County-wide

Purpose:

1. The Committee are asked to consider and approve the proposed fees in respect of premise licences issued under the Gambling Act 2005 (Appendix 1 enclosed separately).

Law:

2. Section 212 of the Gambling Act 2005 allows the district council to set its own fees in respect of premise licences. However this function can be delegated under the Act.
3. On 25th May this function was delegated by Council to the Regulatory Committee.

Application:

4. Any fees set must be calculated on a cost recovery basis. Fees must not exceed the maximums set out in the Gambling (Premises Licence Fees) (England and Wales) Regulations 2007 (These are shown in the grey shaded area of Appendix 1).
5. Fees for premises licences should include an element for overheads and for dealing with illegal gambling in the area. The fees must not include start up costs.
6. Fees cannot be set on the basis of size, rateable value or any other basis. Licensing authorities must be transparent about the assumptions they have made in setting their fees.
7. Fees should be published and reviewed on an annual basis initially. Fees for permits are set centrally by the Department for Culture Media and Sport (DCMS).
8. An example as to how the fees have been calculated in respect of an application for New Bingo Club licence I shown at Appendix 2.

Options

9. There are three options available to the Council:
 - a) To approve the fees as shown at Appendix 1.
 - b) To amended the fees as shown at Appendix 1.
 - c) To reach some other decision.

Recommendation**That the Committee approve the fees as shown at appendix 1 (to be sent separately)**

Further information on the subject of this report is available from Suzanne Laughland, Licensing Manager on (01432) 261675