

RIBBLE VALLEY BOROUGH COUNCIL REPORT TO LICENSING COMMITTEE

Agenda Item No. 6

meeting date: 18 MARCH 2014
 title: ANNUAL FEES AND CHARGES - SEX ESTABLISHMENTS AND SCRAP METAL
 submitted by: CHIEF EXECUTIVE
 principal author: MAIR HILL

1 PURPOSE

1.1 To determine the annual fees and charges for Scrap Metal Dealer's and Sex Establishment licences.

1.2 Relevance to the Council's ambitions and priorities

- Community Objectives - } The Council aims to be a well-managed Council providing efficient services based on identified customer needs. The fees charged for licences fund part of that service, and should reflect the costs incurred whilst being set at a reasonable level for licence holders.
- Corporate Priorities - }
- Other Considerations - }

2 BACKGROUND

Scrap Metal Dealers Fees

- 2.1 Schedule 1 paragraph 6 of the Scrap Metal Dealers Act 2013 provides that "(1) An application must be accompanied by a fee set by the authority. (2) In setting a fee under the paragraph, the authority must have regard to any guidance issued from time to time by the Secretary of State with the approval of the Treasury".
- 2.2 On 17 September 2013, Committee considered the report of the Chief Executive, and approved the fees, which were to apply once the Scrap Metal Dealers Act 2013 came into force on 1 October 2013, in doing so Committee considered the calculation of the fees and the Home Office Guidance. The current fees are set out in **Appendix 1** to this report.

Sex Establishments

- 2.3 Schedule 3, paragraph 19 of the Local Government (miscellaneous provisions) Act 1982 provides that "An applicant for the grant, [variation,] renewal or transfer of a licence under this Schedule shall pay a reasonable fee determined by the appropriate authority."
- 2.4 On 6 September 2011, Committee considered a report of the Council's solicitor and approved the fees set out as Appendix 2 of that report. Those remain the current fees and are set out in Appendix 2 of this report.

3 ISSUES

Scrap metal Dealers Fees

- 3.1 As detailed above the fees for Scrap Metal Dealers have only been in place for five months and in that time the Council has received just 7 applications for Scrap Metal Site and/or Collector's licences. Little has changed in the interim period and the Council does not yet have sufficient information upon which to review the basis of the calculation set out in the report dated 17 September 2014. It is therefore proposed that the fees should be set from 1 April 2014 to be the same as those in **Appendix 1**.

Sex Establishment Fees

- 3.2 Since the fees were set on 6 September 2011, the Council has not received any applications to licence a Sex Establishment within its area. There is therefore no information to suggest that the fees should change from those considered by Committee. It is therefore proposed that the fees should be set from 1 April 2014 as those contained at **Appendix 2** to this report.

4 RISK ASSESSMENT

- 4.1 The approval of this report may have the following implications

- Resources – No implications identified.
- Technical, Environmental and Legal – No implications identified.
- Political - No implications identified.
- Reputation – The revisiting of the Scheme will enhance the Council's reputation.
- Equality & Diversity – No implications identified.

5 RECOMMENDED THAT COMMITTEE

- 5.1 Agree to set the fees for Scrap Metal Dealers with effect from 1 April 2014 as those in Appendix 1.
- 5.2 Agree to set the fees for Sex establishments with effect from 1 April 2014 as those in Appendix 2.


MAIR HILL
SOLICITOR


MARSHAL SCOTT
CHIEF EXECUTIVE

BACKGROUND PAPERS

Report of the Council's Solicitor – 6 September 2011.
Report of the Chief Executive – 17 September 2013.

For further information please ask for Mair Hill, extension 3216
REF: MJH/Licensing Committee/18 March 2014

APPENDIX 1

Scrap Metal Licence Fees

Application/Renewal of Site Licence - £277

Variation of Site Licence - £180

Application/Renewal of Collector's Licence - £200

Variation of Mobile Collector's Licence - £160



RIBBLE VALLEY BOROUGH COUNCIL
LICENSING OF SEX ESTABLISHMENT – FEES

Grant of Sex Shop	£3,000.00
Grant of Sex Cinema	£3,000.00
Grant of Sexual Entertainment Venue Licence	£5,000.00
Renewal of Sexual Entertainment Venue Licence	£2,500.00
Transfer of Sexual Entertainment Venue Licence	£ 500.00
Variation of Sexual Entertainment Venue Licence	£ 500.00