

Sandwell Metropolitan Borough Council

Report to the Licensing Committee

26th March, 2010

**Review of Fees and Charges for 2010/11 in relation to
Services provided by Communities and Regulatory Services
(Gambling Licensing Fees)**

1. Summary Statement

- 1.1 This report sets out the proposed fees and charges for the year 2010/11 for Services provided by Communities and Regulatory Services (Gambling Licensing Fees). The setting of fees is provided for by Section 212 of the Gambling Act 2005, Premises licences fees are to be set via a series of bands, with a prescribed maximum. Licensing Authorities must set fees from within the bands, limited to the cost of recovery.
- 1.2 The Council's Financial Regulation 4.30 sets a requirement for service area fees and charges to be reviewed on an annual basis.
- 1.3 A corporate policy on fees and charges and an approval form designed to ensure consistency across the Council when setting or reviewing all fees and charges were approved by Cabinet on 10th December 2008. The completed approval forms are attached at Appendix 2.
- 1.4 In setting the budget proposals for 2010/11 the fees and charges, as set out in Appendix 1, have been taken into account.
- 1.5 In accordance with the Council's decision on 6th March 2007 to delegate responsibility for setting fees and charges under the Gambling Act 2005 to the Licensing Committee, subject to consultation with the appropriate Cabinet Member on

budgetary implications, the Cabinet Member for Safer Communities recommended to the Licensing Committee, on 22nd February 2010, that those fees and charges contained in this report under the Gambling Act be approved.

2. **Recommendations**

- 2.1 That members approve those fees and charges contained in this report under the Gambling Act 2005, as set out in Appendix 1.

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3. Strategic Resource Implications

- 3.1 In setting the budget proposals for 2010/11 the attached fees and charges have been taken into account.

4. Legal and Statutory Implications

- 4.1 The fees proposed are in line with the Council's policy to maximise income generation. The Council's Financial Regulation 4.30 requires fees and charges to be reviewed at least annually.
- 4.2 Section 2 of the Gambling Act 2005 provides that the Council is a Licensing Authority. The 2005 Act places a duty on local authorities to undertake the licensing functions specified in the Act. The setting of fees is provided for by Section 212 of the 2005 Act.
- 4.3 Section 212(1) of the Act states that regulations prescribing a fee may provide for the amount of the fee to be determined by a licensing authority, and may, if they make provision, specify constraints on a licensing authority's power to determine the amount of the fee.

5. Implications for the Council's Corporate Priorities

- 5.1 The fees and charges levied are in respect of services delivered with the objective of securing compliance with legal requirements and in order to promote a safer, cleaner, stronger community for all citizens of Sandwell.

6 Background Details

- 6.1 The services are required to review their fees and charges on an annual basis and the recommended fees are detailed on the attached schedules.

Source Documents

- A Gambling Act 2005;
- B Guidance to Licensing Authorities April 2006 (Gambling Commission);
- C The (Gambling (Premises Licence Fees) (England and Wales) Regulations 2007;
- D Explanatory Memorandum to The (Gambling (Premises Licence Fees) (England and Wales) Regulations 2007.

Appendix 1

Communities and Regulatory Services
Safety and Licensing
License and Registration Fees and Charges for 2010/2011
Gambling Act 2005

Gambling Act 2005 Licence Fees (uprated by 1%)	Proposed Fee £
Existing casino premises licence	
Grant	£1050.00
Annual fee	£1050.00
Variation	£788.00
Transfer	£525.00
Reinstatement of a licence	£525.00
Copy licence	£17.00
Notification of change	£27.00
Bingo premises licence	
Grant	£1575.00
Annual fee	£420.00
Variation	£683.00
Transfer	£473.00
Reinstatement of a licence	£473.00
Provisional statement	£1575.00
Copy licence	£17.00
Notification of change	£27.00
Betting premises (track) licence	
Grant	£1050.00
Annual fee	£420.00
Variation	£525.00
Transfer	£420.00
Reinstatement of a licence	£420.00
Provisional statement	£1050.00
Copy licence	£17.00
Notification of change	£27.00
Betting premises (other) licence	

Grant	£1050.00
Annual fee	£263.00
Variation	£525.00
Transfer	£420.00
Reinstatement of a licence	£420.00
Provisional statement	£1050.00
Copy licence	£17.00
Notification of change	£27.00
Family entertainment centre premises licence	
Grant	£630.00
Annual fee	£315.00
Variation	£420.00
Transfer	£368.00
Reinstatement of a licence	£368.00
Provisional statement	£630.00
Copy licence	£17.00
Notification of change	£27.00
Adult gaming centre premises licence	
Grant	£788.00
Annual fee	£420.00
Variation	£420.00
Transfer	£473.00
Reinstatement of a licence	£473.00
Provisional statement	£788.00
Copy licence	£17.00
Notification of change	£27.00
Temporary Use Notice	
Notice	£500 (maximum allowed)

Gambling Act 2005	Fee set by statute
Fees set by Statute	£
Licensed Premises Gaming Machine Permits	
Grant	£150.00
Grant (Existing Operator)	£100.00
Annual fee	£50.00
Variation	£100.00

Transfer	£25.00
Change of name on permit	£25.00
Copy of permit	£15.00
Club Gaming Permits and Club Machine Permits	
Grant or Renewal	£200.00
Grant or Renewal (Fast-Track)	£100.00
Variation	£100.00
Annual fee	£50.00
Copy of permit	£15.00
Automatic entitlement for up to two Cat C or D machines	
Notification	£50.00
Small Lotteries	
Grant	£40.00
Renewal	£20.00
Unlicensed Family Entertainment Centre Permit	
Grant	£300.00
Grant (Existing Operator)	£100.00
Prize Gaming Permit	
Grant	£300.00
Grant (Existing Operator)	£100.00