

**BROMSGROVE DISTRICT COUNCIL**

**CABINET**

**1<sup>st</sup> APRIL 2015**

**GAMBLING ACT 2005 FEES AND CHARGES - AMENDMENT**

Relevant Portfolio Holder	Cllr Webb
Portfolio Holder Consulted	Yes
Relevant Head of Service	Claire Felton, Head of Legal, Equalities and Democratic Services
Ward(s) Affected	All
Ward Councillor(s) Consulted	N/A
Key Decision / Non-Key Decision	Non-key

**1. SUMMARY OF PROPOSALS**

- 1.1 This report asks the Cabinet to agree an amendment to the agreed fees and charges under the Gambling Act 2005.

**2. RECOMMENDATIONS**

It is recommended that

The Cabinet agrees to amend the fees and charges for 2015-16 under the Gambling Act 2005 as follows:

- (a) Notification of change - £50
- (b) Copy of licence - £25
- (c) Copy of a Temporary Use notice - £25.

**3. KEY ISSUES**

**Financial Implications**

- 3.1 There are no financial implications arising from this report. Regulatory Services will not charge above the statutory amount for Gambling Act applications.

**Legal Implications**

- 3.2 The Council is able to set fees and charges for its services. However, in some instances a maximum amount is set by legislation.
- 3.3 The Gambling (Premises Licence Fees) (England and Wales) Regulations 2007 prescribe maximum fees for various applications made under the Act. Regulations prescribe the maximum amount a licensing authority can charge in the following circumstances as:
- a premises licence holder notifying them of a change in circumstances – maximum of £50;
  - a copy of a licence – maximum of £25;
  - a copy of a temporary use notice - £25.

**Service / Operational Implications**

- 3.4 When setting fees for 2015-16 the Council included fees above the statutory maximum for certain fees under the Gambling Act 2005.
- 3.5 The new fees cannot be charged and there are no instances of customers being charged the excess amount.
- 3.6 In order to comply with the legislation the relevant fees need to be adjusted as follows:
- (a) Notification of change - £50
  - (b) Copy of licence - £25
  - (c) Copy of a Temporary Use notice - £25.

**Customer / Equalities and Diversity Implications**

- 3.7 There are no specific customer or equalities implications arising from this report.

**4. RISK MANAGEMENT**

- 4.1 To charge above the maximum amount set in legislation would be illegal. Worcestershire Regulatory Services have put measures in place to ensure that any applicants affected will not be charged above the statutory maximum.

**5. APPENDICES**

None

**6. BACKGROUND PAPERS**

None

**7. KEY**

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