

**BROMSGROVE DISTRICT COUNCIL**

**LICENSING COMMITTEE**

**Monday, 21<sup>ST</sup> May 2007**

**GAMBLING ACT 2005 FEES SCHEDULE**

Responsible Head of Service	Head of Planning and Environment Services
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**1. SUMMARY**

1.1 This report sets the fees to be charged for licenses issued under the Gambling Act 2005 on a recovery cost basis.

**2. RECOMMENDATION**

2.1. That Members agree the fees as set out in this report.

**3. BACKGROUND**

3.1 THE GAMBLING (PREMISES LICENCE FEES) (ENGLAND AND WALES) REGULATIONS 2007 make provision for the fees payable to licensing authorities in England and Wales under the Gambling Act 2005 in relation to premises licenses issued under the Act. The Regulations provide for licensing authorities to determine separate fees, subject to maximum fees prescribed in the Regulations. The Regulations provide for licensing authorities to determine separate fees for different types of activities associated with licenses (e.g. application for a licence; application to vary a licence; etc) and the annual fees payable in respect of a licence. The Regulations also provide for licensing authorities to determine separate fees for different classes of premises licence (e.g. those relating to casino's bingo halls, betting shops, etc.).

3.2 The Council must set out the fees to be charged before an application can be submitted. The first date for receiving applications is 21<sup>st</sup> May 2007. The proposed scale of fees is set out at Appendix A

3.3 There are fees to be set for premises that currently do not operate in Bromsgrove District. The fees are set at the maximum allowed, and a refund will be made for any overcharge if an application should be received from these type of premises.

**4. Policy Implications**

4.1 The setting of fees enables the Council to determine applications in accordance with the Council's own Statement of Gambling Policy.

**5. Financial Implications**

5.1 The fees will only affect 7 premises within the district.

## **6. Legal Implications**

- 6.1** The application fee should cover the cost of receiving, considering and determining the application, which includes staff costs, overheads, IT, Legal and other support costs, initial inspections, Licensing Committee costs, hearing costs and appeals.
- 6.2** The first annual fee will cover the regulatory costs for the first year and the DCMS proposes that for new applications the maximum first annual fee should be 25% lower than the maximum fee for subsequent annual fees in recognition of the fact that checks will have been done at the time of the application

## **Background Papers**

Gambling Act 2005

Gambling Act 2005 – Statement of Gambling Protocol

## **Contact Officer**

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## Premises Licence Fees

## Appendix A

Premise Type	Transitional Fast Track Application £	Transitional Non Fast Track Application £	New Application £	Annual Fee £
Existing Casinos	n/a	n/a	n/a	n/a
New Small Casino	n/a	n/a	n/a	n/a
New Large Casino	n/a	n/a	n/a	n/a
Regional Casino	n/a	n/a	n/a	n/a
Premise Type	Transitional Fast Track Application £	Transitional Non Fast Track Application £	New Application £	Annual Fee £
Bingo Club	<b>300</b> (300)	<b>875</b> (1750)	<b>1750</b> (3500)	<b>500</b> (1000)
Betting Premises (excluding tracks)	<b>300</b> (300)	<b>750</b> (1500)	<b>1500</b> (3000)	<b>300</b> (600)
Tracks	<b>300</b> (300)	<b>625</b> (1250)	<b>1250</b> (2500)	<b>500</b> (1000)
Family Entertainment Centres	<b>300</b> (300)	<b>500</b> (1000)	<b>1000</b> (2000)	<b>375</b> (750)
Adult Gaming Centre	<b>300</b> (300)	<b>500</b> (1000)	<b>1000</b> (2000)	<b>500</b> (1000)

	Application to vary £	Application to Transfer £	Application for Re-instatement £	Application for provisional statement £	Licence application (Provisional statement Holders) £	Copy Licence £	Notification of change £
Existing Casinos	n/a	n/a	n/a	n/a	n/a	n/a	n/a
New Small Casino	n/a	n/a	n/a	n/a	n/a	n/a	n/a
New Large Casino	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Regional Casino	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Bingo Club	<b>875</b> (1750)	<b>600</b> (1200)	<b>600</b> (1200)	<b>1750</b> (3500)	<b>600</b> (1200)	<b>25</b> (25)	<b>50</b> (50)
Betting Premises (excluding tracks)	<b>750</b> (1500)	<b>600</b> (1200)	<b>600</b> (1200)	<b>1500</b> (3000)	<b>600</b> (1200)	<b>25</b> (25)	<b>50</b> (50)
Tracks	<b>625</b> (1250)	<b>475</b> (950)	<b>475</b> (950)	<b>1250</b> (2500)	<b>475</b> (950)	<b>25</b> (25)	<b>50</b> (50)
Family Entertainment Centres	<b>500</b> (1000)	<b>475</b> (950)	<b>475</b> (950)	<b>1000</b> (2000)	<b>475</b> (950)	<b>25</b> (25)	<b>50</b> (50)
Adult Gaming Centre	<b>500</b> (1000)	<b>600</b> (1200)	<b>600</b> (1200)	<b>1000</b> (2000)	<b>600</b> (1200)	<b>25</b> (25)	<b>50</b> (25)

## **Permits**

Local authorities already issue a number of permits or registrations for activities under existing gambling legislation. Under the Gambling Act 2005, the Licensing Authority will be responsible for dealing with the following permits and registrations:

- Unlicensed Family Entertainment Centre Gaming Machine Permits
- Registration of Small Lottery Licenses
- Club Gaming Permits
- Club Gaming Machine Permits
- Licensed Premises Gaming Machine Permits
- Prize Gaming Permits

Unlike premises licence fees, permit fees are prescribed by the Government and therefore licensing authorities have no discretion in this matter. For information only, at the time of writing, the only permit fees that have been prescribed are for Family Entertainment Centre Gaming Machines and Prize Gaming which are summarized below:

<b>Permit type</b>	<b>Application Fee</b>	<b>Renewal Fee</b>	<b>Transitional Application Fee</b>
FEC Gaming Machines	<b>300</b>	<b>300</b>	<b>100</b>
Prize Gaming	<b>300</b>	<b>300</b>	<b>100</b>

## **Miscellaneous Fees**

	<b>Change of Name £</b>	<b>Copy of Permit £</b>	<b>Variation £</b>	<b>Transfer £</b>
FEC Permits	<b>25</b>	<b>15</b>	<b>N/A</b>	<b>N/A</b>
Prize Gaming Permits	<b>25</b>	<b>15</b>	<b>N/A</b>	<b>N/A</b>