

PERTH AND KINROSS COUNCIL**Licensing Committee****7 January 2016****REVIEW OF LICENCE FEES****Report by Head of Legal Services****PURPOSE OF REPORT**

This report recommends that the Committee approve an increase in fees as shown in the Appendix for licences issued under the Civic Government (Scotland) Act 1982.

1. BACKGROUND / MAIN ISSUES

In terms of paragraph 15 of Schedule 1 to the Civic Government (Scotland) Act 1982, the Council must charge such reasonable fees as it may determine in relation to applications. In setting the fees, the Council must ensure that the income received by the Council meets the expenses incurred in exercising its functions under the Act.

Fees were last subject to a general increase of 5% in 2012 (Art. 12/173). An increase in fees is required to ensure that fee income is sufficient to meet the expenses incurred in exercising the licensing function.

It is projected that for the financial year 2015/16, the cost to the Council in exercising its functions under the Act will be £140177 whilst income is forecast to be £129013.

2. PROPOSALS

It is proposed that fees be subject to an inflationary increase of approximately 5.2%, in keeping with the Bank of England composite inflation index from 2012 to 2014, as set out in the Appendix attached to this report. Fees are rounded up to the nearest £5.

In 2012, it was proposed by the Head of Legal Service to review public entertainment licences to ensure that for larger commercial events in particular, costs incurred by the Legal Licencing Department are appropriately factored into the fees charged. Fees have been reviewed and to support community events where there are less than 200 people attending, no increase in fees are proposed. Where the capacity is up to 1500, it is proposed to increase the fee by approximately 5%, for all other categories, the fee is doubled.

To support taxi and private hire car operators uptake of wheelchair accessible vehicles as defined in the new "Conditions for Taxi and Private Hire Car Operator's Licence", and, encourage the use of ultra low emission vehicles, a

new scale of fees are proposed. £55 / £65 for vehicles that meet the definition of a wheelchair accessible vehicle; £110 / £130 for fully electric / ultra low hybrid emission vehicles with an approximate increase of 5% for general taxi and private hire vehicles.

These proposals will increase the forecast income to £135463 and if the additional increase for public entertainment and fun fairs are approved, will allow a balanced budget.

These proposals would assist the Council in meeting the general duty imposed on it by the Equality Act 2010 to;

- (i) Eliminate unlawful discrimination, harassment and victimisation
- (ii) Advance equality of opportunity; and
- (iii) Foster good relations

3. CONCLUSION AND RECOMMENDATION(S)

The report proposes an increase in fees under Civic Government (Scotland) Act 1982 as set out in this report, to take effect from 1st April 2016.

The Committee is asked to note the contents of the report and approve all charges.

Author(s)

Name	Designation	Contact Details
Gordon Dawson	Licensing Manger	01738 425166

Approved

Name	Designation	Date
Lisa Simpson	Head of Legal Services	18 th December 2015

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1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

The undernoted table should be completed for all reports. Where the answer is 'yes', the relevant section(s) should also be completed. Where the answer is 'no', the relevant section(s) should be marked 'not available (n/a)'.

Strategic Implications	Yes / None
Community Plan / Single Outcome Agreement	None
Corporate Plan	Yes
Resource Implications	
Financial	Yes
Workforce	None
Asset Management (land, property, IST)	None
Assessments	
Equality Impact Assessment	Yes
Strategic Environmental Assessment	Yes
Sustainability (community, economic, environmental)	Yes
Legal and Governance	None
Risk	None
Consultation	
Internal	Yes
External	Yes
Communication	
Communications Plan	None

1. Strategic Implications

Community Plan / Single Outcome Agreement

Corporate Plan

1.1 The Council's Corporate Plan 2013 – 2018 lays out five outcome focussed strategic objectives which provide clear strategic direction, inform decisions at a corporate and service level and shape resources allocation. They are as follows:

- (i) Giving every child the best start in life;
- (ii) Developing educated, responsible and informed citizens;
- (iii) Promoting a prosperous, inclusive and sustainable economy;
- (iv) Supporting people to lead independent, healthy and active lives; and
- (v) Creating a safe and sustainable place for future generations.

1.1.2 This report relates to all objectives.

2. Resource Implications

Financial

- 2.1 There are no direct financial implications arising from this report other than those reported within the body of the main report.

3. Assessments

Equality Impact Assessment

- 3.1 Under the Equality Act 2010, the Council is required to eliminate discrimination, advance equality of opportunity, and foster good relations between equality groups. Carrying out Equality Impact Assessments for plans and policies allows the Council to demonstrate that it is meeting these duties. The Equality Impact Assessment undertaken in relation to this report can be viewed clicking [here](#).

This section should reflect that the proposals have been considered under the Corporate Equalities Impact Assessment process (EqIA) with the following outcome:

Assessed as **relevant** and the following positive outcomes expected following implementation:

- (i) Eliminate unlawful discrimination, harassment and victimisation
- (ii) Advance equality of opportunity; and
- (iii) Foster good relations

Strategic Environmental Assessment

- 3.2 The Environmental Assessment (Scotland) Act 2005 places a duty on the Council to identify and assess the environmental consequences of its proposals.

This section should reflect that the proposals have been considered under the Act and no action is required as the Act does not apply to the matters presented in this report.

- 3.3 Under the provisions of the Local Government in Scotland Act 2003 the Council has to discharge its duties in a way which contributes to the achievement of sustainable development. In terms of the Climate Change Act, the Council has a general duty to demonstrate its commitment to sustainability and the community, environmental and economic impacts of its actions.
- 3.3.2 The information contained within this report has been considered under the Act. However, no action is required as the Act does not apply to the matters presented in this report.

4. Consultation

Internal

4.1 None

External

4.2 Taxi Forum, Inclusive Living Perth and Kinross

5. Communication

5.1 Where appropriate, this section should set out the communications which will be undertaken in implementing the proposals, including the key target audiences and the communication methods.

2. BACKGROUND PAPERS

None

3. APPENDICES

3.1 Perth and Kinross proposed List of Fees.

3.2 City of Edinburgh List of Fees

3.3 South Ayrshire Council List of Fees

3.4 Dundee City Council List of Fees

Appendix 1

Perth and Kinross Council Civic Government (Scotland) Act 1980 Licence Fees Proposal from 1st January 2016		
Application Type	Current Fee 1yr / 3yr	Proposed Fee 1yr / 3yr
Animal Boarding Establishment	130	140
Breeding of Dogs	88	90
Cinemas	50	55
Dangerous Wild Animals	29	30
Indoor Sport entertainment	180 / 240	190 / 260
Itinerant Metal Dealer	115 / /175	120 / 185
Knife Dealers	180 / 240	250 / 300
Late Hours Catering	300 / 355	350 / 400
Performing Animals	33	35
Pet Shop Licence	95	100
Market Operator	200 / 265	210 / 280
Metal Dealer	200 / 265	210 / 280
Metal Dealer exemption warrant	50	Removed by legislation 2016
Riding Establishments		
Up to 5 horses	175	185
6 to 10 horses	260	275
11 to 15 horses	310	325
16 to 20 horses	380	400
Over 20 horses	410	430
Second Hand Dealer	180 / 240	200 / 300
Second Hand Car Dealer	180 / 240	200 / 300
Sex Shop	155	1200
Skin Piercing and Tattoo	240 / 295	250 / 310
Small Lotteries	40 (20 renewal)	40 (20 renewal)
Stamp Fairs	30	30
Stalls Antique Fairs	55	60
Street Traders	155 / 220	160 / 230
Venison Licence	160	170
Window Cleaner	100 / 150	105 / 160
Zoo Licence	44	45
Public Entertainment Licences		
Community Hall	180 / 240	180 / 240
Capacity < 200	180 / 240	180 / 240
Capacity 201 - 1500	260 / 315	290 / 350
Capacity 1501 - 5000	365 / 420	700 / 800
Capacity 5001 - 20000	630 / 840	1200 / 1600

Capacity > 20000	1050 / 1575	2000/ 3000
Fun fair	180 / 240	300 / 480
Taxi / Private Hire Cars	Current Fee 1yr / 3yr	Proposed Fee 1yr / 3yr
Booking office	105 / 155	110 / 165
Taxi / Private Hire Drivers Licence	105 / 155	110 / 165
Private Hire Operators Licence	220	55 / 110 / 230 (WAV/ULH/Car)
Taxi Operators Licence	260	65 / 130 / 275 (WAV/ULH/Car)
Test Fee with meter	97.5	97.5
Test Fee without meter	57.5	57.5
Vehicle Substitution	As test fee	As test fee
Vehicle Registration Change	20	40
Taxi Plate and mounting		30 (15 without mounting)
Private Hire Plate mounting and door stickers		35 (20 without mounting)
Advertisement		20
Replacement Badge / Licence		10
Replacement Plate mounting		15
Replacement door stickers		10
HMO		
Occupancy up to 5	650	685
Occupancy up to 20	695	730
Occupancy over 21	785	825

Appendix 2

City of Edinburgh Council List of Fees

Licence Type		Licence duration	2015/2016
1	Animal Boarding*	1 year	£297
2	Boat Hire		
2.1	New	1 year	£533
2.2	Temporary	Up to 28 days	£179
3	Dangerous Wild Animals*	1 year	£297
4	Dog Breeding*	1 year	£297
5	Houses in Multiple Occupation		
5.1	5 or 5+ persons (new)	1 year	£602
5.2	5 or 5+ persons (renewal)	1 year	£422
5.3	4 Persons (new)	1 year	£561
5.4	4 Persons (renewal)	1 year	£381
5.5	3 Persons (new)	1 year	£520
5.6	3 Persons (renewal)	1 year	£339
5.7	Identical footprint/mirror image (new/renewal)	1 year	£51
6	Indoor Sports		
6.1	New / Renewal	1 year	£889
6.2	Temporary	Up to 28 days	£620
6.3	Community or charitable events (non-commercial) - up to six weeks		£112
Fireworks			
All year fireworks sales		1 year	£500
7	Knife Dealer		
7.1	New	1 year	£200
7.2	Renewal	1 year	£150
8	Late Hours Catering		
8.1	New	1 year	£560
8.2	Renewal	1 year	£400
8.3	Exemption	2 Months	£100
9.4	Per stall	1 year	£12
9.5	For markets operating less than once per calendar month:		
9.6	Per stall	Up to 28 days	£5
9.7	Indoors - per stall (subject to a maximum fee of £1,000)	Up to 28 days	£50
9.8	Outdoors - per stall (subject to a maximum fee of £5,000)	Up to 28 days	£75
9.9	Indoors - per stall (subject to a maximum fee of £1,000)	1 year	£50
9.10	Outdoors - per stall (subject to a maximum fee of £5,000)	Up to 28 days	£75

9.11	20 Stalls maximum (n/b thereafter normal fees will apply)	City-wide, per week or part of a week	£112
10		Metal Dealers	
10.1	Exemption	3 years	£1,587
10.2	New/renewal (on change of Act)	3 years	£1,500
10.3	New/renewal	1 year	£570
11	Performing animals*	1 year	£531
12	Pet shops*	1 year	£349
13		Public Entertainment	
13.1	Capacity > 15,000 - New/temporary	1 year or temporary up to 28 days	£12,000
13.2	Capacity 10,000 to 15,000 - New / temporary	1 year or temporary up to 28 days	£9,275
13.3	Capacity 5,001 to 10,000 - New / temporary	1 year or temporary up to 28 days	£5,704
13.4	Capacity 1,001 to 5,000 - New / temporary	1 year or temporary up to 28 days	£2,852
13.5	Capacity 201 to 1,000 - New / temporary	1 year or temporary up to 28 days	£1,424
13.6	Capacity 1 to 200 - New / temporary	1 year or temporary up to 28 days	£950
13.7	Capacity > 15,000 - Renewal	1 year	£9,000
13.8	Capacity 10,001 - 15,000 - Renewal	1 year	£6,956

Appendix 3

South Ayrshire Council Civic Fees

CIVIC GOVERNMENT & GENERAL LICENSING FEES FROM 1st SEPTEMBER 2013	
Private Hire Car Drivers	£195
Taxi Drivers	£195
Private Hire Cars	£380
Taxis	£415
Vehicle Annual Inspection	£135
Vehicle - Substitute	£170
Set of door stickers	£10
Vehicle Re-Inspection (payable directly to Caledonia Trucks)	Nil
Meter Test (payable directly to Caledonia Trucks)	£10
Taxi Booking Office (Public Access)	£334
Taxi Booking Office (non Public Access)	£329
Temporary Licence (all except P.E I.S. and M.O)	£72
Street Trader - Principal	£240
Street Trader – Advertised (incs. advert cost)	£600
Street Trader - Employee	£160
Late Hours Catering (new property req advert)	£635
Late Hours Catering (existing premises changing hands or renewal)	£260
Market Operator	£1028
Market Operator - Temp	£240
Second Hand Car Dealer	£320
Second Hand Dealer	£222
Metal Dealer	£206
Metal Dealer (Exemp Warrant inc. Temp)	£160
Metal Dealer - Itinerant	£425
Boat Hirer	£244
Public Entertainment (Hypnotist)	£90
Public Entertainment (Temporary)	£222
Public Ent. (Re-Insp. Within working hours)	£120
Re-Insp. Outwith working hours)	£210
Public Ent – Full advert and Outdoor Concerts	£895
Persons att. Per day (500 – 2000)	£1790
(2000 – 5000)	£3725
(over – 5000)	

Public Ent. – Full – Non Advertised	£360
Indoor Sports (except where in conjunction with a Public Ent. Licence then = £25)	£250
Sex Shop	£2275
Material Change in Circumstances	£140
Piercing and Tattooing - Premises	£337
Personal	£240
Duplicate Licences/Permits/Permissions	£32
Knife Dealers	£337

Appendix 4

Angus Council Civic Fees 2015

LICENCE TYPE	DURATION	NEW GRANT NEW FEE (ROUNDED) £	RENEWAL-CURRENT FEE £	RENEWAL NEW FEE (ROUNDED) £
Window Cleaner	1 Year	89	71.00	73
Metal Dealer/Itinerant	1 Year	89	71.00	73
Street Trader	1 Year	154	124.00	128
Street Trader - Fixed	1 Year	201	124.00	128
Street Trader - Variation	Remainder of licence period	49	n/a	n/a
Public Entertainment	1 Year	154	124.00	128
Public Entertainment - Charity	1 Year	36	28.00	29
Indoor Sports	1 Year	154	124.00	128
Boat Hire	1 Year	154	124.00	128
Second Hand Dealer	1 Year	228	182.00	188
Late Hours Catering	1 Year	228	182.00	188
Market Operator	1 Year	228	182.00	188
Houses in Multiple Occupation (up to 5 beds)	3 Years	306	n/a	n/a
Add'l fee for Tayside Fire Brigade inspection	3 hour inspection	137	n/a	n/a
Houses in Multiple Occupation (6 - 20 beds)	3 years	404	n/a	n/a
Add'l fee for Tayside Fire Brigade inspection	4 hour inspection	181	n/a	n/a
Houses in Multiple Occupation (over 20 beds)	3 years	516	n/a	n/a
Add'l fee for Tayside Fire Brigade inspection	6 hour inspection (or up to 75 beds)	276	n/a	n/a
Add'l fee for Tayside Fire	8 hour inspection (or	367	n/a	n/a

Brigade inspection	over 75 beds)			
Tattooing and Skin Piercing	3 Years	300	290.00	300
Knife Dealers	1 Year	228	182.00	188
Booking Offices	1 Year	228	182.00	188

Appendix 5

Dundee Council Civic Fees 2014

Application Type	New Application	Renewal	Renewal Date
Animal Boarding	75.00	75.00	31st December 2015
Boat Hire	120.00	120.00	31st May 2016
Breeding Dogs	150.00	150.00	31st December 2015
Cinema	120.00	120.00	31st December 2015
Dangerous Wild Animals	100.00	100.00	31st December 2015
Explosives - Storage of Fireworks	105.00	52.00	31st May 2016
Indoor Sports	255.00	255.00	31st May 2016
Knife Dealer's	120.00	120.00	31st May 2016
Late Hours Catering	120.00	120.00	31st May 2016
Market Operator (Annual)	255.00	255.00	31st May 2016
Market Operator (Occasional)	110.00	-	-
Metal Dealer/Itinerant Metal Dealer	120.00	120.00	31st May 2016
Metal Dealer - Exemption Warrant	120.00	120.00	31st May 2016
Mini Bus Permit	11.00	-	-
Performing Animals	40.00	-	-
Pet Animals	60.00	60.00	31st December 2015
Private Hire Driver's Licence	135.00	125.00	31st May 2017
Private Hire Operator's Licence	200.00	200.00	31st May 2016
Public Entertainment - Charitable	5.00	5.00	-
Public Entertainment - Carnival Stall	15.00	15.00	-
Public Entertainment - Full	255.00	255.00	31st May 2016
Riding Establishment	100.00	100.00	31st May 2016
Second Hand Dealer	120.00	120.00	31st May 2016
Sex Shop	245.00	245.00	31st May 2016
Skin Piercing	120.00	120.00	31st May 2016
Street Trader	100.00	100.00	31st May 2017
Taxi & Booking Office	120.00	120.00	31st May 2016
Taxi Driver's Licence	165.00	155.00	31st May 2017
Taxi Operator's Licence	210.00	210.00	31st May 2016
Theatre - Annual	120.00	120.00	31st December 2015
Theatre - Occasional	25.00	-	-
Theatre - Transfer	15.00	-	-
Theatrical Employers Registration	6.00	-	-
Venison	60.00	60.00	31st December 2015
Window Cleaner	100.00	100.00	31st May 2017

