

## Extract of Minute from Licensing Committee – 20 June 2007

### GAMBLING ACT 2005 – SETTING OF FEES

The Committee considered a report setting out the maximum fees for applications and annual licence fees for the first year of the Gambling Act 2005, to be determined by the Cabinet, and proposing that fees for subsequent years be reviewed and set by the relevant Portfolio Holder to ensure full cost recovery, subject to any limitations laid out within the legislation.

Concern was expressed at the apparent inconsistency between Recommendations (a) and (b) at paragraph 15 of the report. In reply, the Corporate Manager (Health and Environmental Services) reminded Members that, under the Council's Constitution, the determination of fees was a function of the Cabinet. He stated that the proposal was that the Portfolio Holder review those fees annually on the basis of existing Council policy on the subject. The Committee felt that its expertise in licensing matters should be called upon by the Cabinet in finalising fee levels, and that the way to ensure this would be to communicate its views to the Portfolio Holder.

The Licensing Committee

- (1) **SUPPORTED** the maximum fees as set out in Appendix A to the report, and **ENCOURAGED** the Portfolio Holder to seek the Cabinet's approval of application and annual licence fees for the first year of the Gambling Act 2005; and
- (2) **AGREED** that fees for subsequent years be reviewed and set by the relevant Portfolio Holder, acting within the current fee policy framework, to ensure full cost recovery, subject to any limitations laid out within the legislation.