

ANGUS COUNCIL

ANGUS LICENSING BOARD – 28 MARCH 2024

REVIEW OF FEES

REPORT BY DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE

1. ABSTRACT

- 1.1 The purpose of this Report is to recommend a percentage increase in fees charged in respect of certain licences issued under the Licensing (Scotland) Act 2005.

2. RECOMMENDATIONS

- 2.1 The Committee is asked to:

- (i) approve the revised fee structure contained in **APPENDIX 1**; and
- (ii) agree an implementation date of 8 April 2024.

3. BACKGROUND

- 3.1 The Scottish Government has set a number of fees in relation to certain applications under the Licensing (Scotland) Act 2005. In addition, a number of fees have been agreed previously by the Board within parameters set by the Scottish Government. There are a number of application types where the Board has sole discretion to fix these fees.

4. CURRENT POSITION

- 4.1 A new fee structure is proposed and is attached at **APPENDIX 1** which, for comparison purposes, also shows the current structure. Whilst the increase in the proposed new structure for fees is approximately 10% for both new and renewal applications, the variance between figures can be explained in the rounding process as a number of fees have been rounded to provide more manageable figures.

5. PROPOSALS

- 5.1 Given the length of time since the fees were last reviewed on 14 February 2019 (Report No LB 9/19) and following the percentage increase of 10% recommended and applied by Members of Angus Council at the Council Tax Setting Budget Meeting on 29 February 2024 by virtue of Report 55/24 "Proposed Budgets for the Legal Governance and Change Directorate", a general percentage rise of approximately 10% is proposed as being required for the forthcoming financial year.

- 5.2 It is proposed that the increased fees, if accepted, will be implemented from 8 April 2024.

6. FINANCIAL IMPLICATIONS

- 6.1 There are no negative implications to the Council arising from the terms of this Report. If approved the review of fees should result in increased income to the Council which will offset the increased inflationary costs of administering the licensing functions.

7. RISK MANAGEMENT

- 7.1 There are no risks to the Council arising from the terms of this Report.

8. ENVIRONMENTAL IMPLICATIONS

8.1 There are no direct environmental implications arising from the recommendations of this report.

9. EQUALITY IMPACT ASSESSMENT, HUMAN RIGHTS AND FAIRER SCOTLAND DUTY

9.1 An Equality Impact Assessment is not required as this report is technical.

10. CONSULTATION

10.1 The Director of Finance has been consulted on the terms of this Report.

NOTE: The background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) which were relied on to any material extent in preparing the above report are: (list them below):

Licensing (Scotland) Act 2005

Report 55/24 "Proposed Budgets for the Legal Governance and Change Directorate"

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List of Appendices:

APPENDIX 1

APPENDIX 1 TO REPORT LB11/24
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<u>Type of Application</u>	<u>Current Fee</u>	<u>New Fee</u>
Application to transfer a Premises Licence by the licence holder including an application for variation (which is not a minor variation)	£265	£292
Application to transfer a Premises Licence by the licence holder including an application for a minor variation.	£74	£81
Application to transfer a Premises Licence by the licence holder which does not include an application for variation.	£46	£51
Application to transfer a Premises Licence by a person other than the licence holder including an application for variation (which is not a minor variation)	£265	£292
Application to transfer a Premises Licence by a person other than the licence holder including an application for a minor variation.	£74	£81
Application to transfer a Premises Licence by a person other than the licence holder which does not include an application for variation.	£46	£51
Application to vary a Premises Licence other than a Minor Variation	£217	£239
Application for a Temporary Premises Licence	£273	£300
Application for Replacement Personal Licence	£29	£32