

FAREHAM

BOROUGH COUNCIL

Report to Licensing and Regulatory Affairs Committee

Date 2 June 2015

Report of: Director of Community

Subject: ANNUAL MONITORING REPORT ON APPLICATIONS RECEIVED

SUMMARY

This report aims to inform the Committee of the day to day work of the Licensing Team and provide an update as to the ongoing work associated with the Licensing function.

RECOMMENDATION

That the report be noted.

INTRODUCTION

1. The purpose of this report is to inform and update members of the ongoing level and range of licensing work undertaken by the Licensing Team within the Department of Community.

ALCOHOL, REGULATED ENTERTAINMENT AND LATE NIGHT REFRESHMENT

2. The Licensing Act 2003 came fully into force in November 2005. Prior to this, between 7 February 2005 and 6 August 2005, existing holders of public entertainment licences, late night refreshment house licences, justices' licences and club premises certificates needed to make an application to the Council in order to convert or vary their licences into a new Premises Licence under the new Act. Under the old regime this Authority dealt with about 45 Public Entertainment licences.
3. The Council as the Licensing Authority not only deals with applications for premises or personal licences, but also deals with representations that could result in a Licensing Panel Review Hearing in relation to a licensing application, or a hearing in relation to an application or application to vary a licence.
4. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 1. It is worth noting that the fees in this area are set by statute and have not been increased since the introduction of the Act in 2005.
5. The current total number of licences are as follows:-

Members' Clubs Certificates	32
Premises Licences	323

Since the introduction of the licensing Act 2003 (18/03/05):-

Licensing Panels	97
Reviews	11
Taxi Hearings	70

PERSONAL LICENCES

6. Currently there are 1209 Fareham Personal Licence Holders. This licensing regime commenced in November 2005 and these licences originally were set to last for ten years from the date of their grant, before requiring renewal. As the ^{tenth} anniversary of the grant of the original licences has approached, the Government has now removed the requirement for them to be renewed.

GAMBLING

7. The Gambling Act 2005 came fully into force in October 2007. This Act created the Gambling Commission and created a new licensing regime to govern the provision of all gambling in Great Britain, other than the National Lottery and spread betting. The Commission is responsible for granting operating and personal licences for commercial gambling operators and personnel working in the industry. It also regulates certain lottery managers and promoters.

8. The numbers of applications and associated income over the last four financial years can be seen at Appendix A, table 2.

PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER AND VEHICLE APPLICATIONS

9. Private Hire and Hackney Carriage Vehicle and Driver applications also involve a number of processes. All of the vehicles renew annually together for 30 April each year; this results in the income often being split over two financial years, hence the variation in numbers. Drivers renew on the anniversary of their badge being granted so there are a number of these each month, together with new applications for vehicles and drivers that are received throughout the year.
10. Regular licensing panels are held to determine drivers' applications e.g. where convictions are presented on the Criminal Records Bureau Check.
11. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 3.

ANIMAL LICENSING

12. Under various pieces of legislation, there are a number of licensable activities in relation to animals. These licences are required to protect both animal welfare and public safety.
13. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 4.

SKIN PIERCING

14. This Authority has adopted byelaws for the registration of a number of skin piercing activities in relation to both persons carrying out the activities and the premises where they are carried out. These byelaws are adopted under the Local Government (Miscellaneous) Provisions Act 1982. The purpose of this registration process is to control the risk of infection.
15. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 5.

SCRAP METAL

16. In October last year, the Scrap Metal Dealers Act 2013 replaced the Scrap Metal Dealers Act 1964 and Part 1 of the Vehicles (Crime) Act 2001. This introduced an updated regulatory regime for the scrap metal dealing and vehicle dismantling industries. Whereas before there was a licensing regime for Scrap Metal Dealers, the new regime also catches Scrap Metal Collectors. Since the new arrangements took effect, a number of applications have been received from both Dealers and Collectors as detailed in Appendix A, Table 6 below.

RISK ASSESSMENT

17. The Licensing area of work generates significant income for the Council. In respect of that income the bulk of it is generated by the Licensing Act and Private Hire and Hackney Carriage Licensing. It should be noted that the Licensing Act fees are statutory and that, in respect of Private Hire and Hackney Carriage Licensing, the fees must reflect the cost of providing that element of the service.
18. Despite the economic downturn the income being generated in this area is remaining fairly constant.
19. This report details only the main work areas and therefore the total actual income will vary to the figures shown in Appendix A.

CONCLUSION

19. Appendix A shows the number of applications and income received in relation to the main areas of work. There are many other minor processes which are not shown. It can be seen that the volume of work in these main areas remains fairly constant. In addition, the Committee will be aware that it regularly is required to hold hearings to determine both Licensing Act and Hackney Carriage/Private Hire applications.

Background Papers:

None.

Reference Papers:

None.

Enquiries:

For further information on this report please contact Ian Rickman (Ext 2401).

APPENDIX A - Number of Applications and Associated Income Tables.

NUMBER OF APPLICATIONS AND ASSOCIATED INCOME TABLES.

Table 1. - Alcohol Entertainment and Late Night Refreshment

TYPE OF APPLICATION	2011/12		2012/13		2013/14		2014/15	
	No	£	No	£	No	£	No	£
Application to vary licence holder / DPS / Minor Variations	70	56,660	75	59,864.90	69	70,090	75	58,786
Premises new Applications/ variations /	34	(incl. annual fees)	21	(incl. annual fees)	16		7	
Temporary Event	204	4,284	234	4,914	228	4,790	194	4,074
Personal Licences	81	2,997	64	2,368	74	1,554	173	3,633
TOTAL	389	£63,941	394	£67,151.90	387	£76,434		

Table 2. - Gambling / Charitable Activities

Gambling/Charity	2011/2012	2012/2013	2013/14	2014/15	Renewal
Gambling Act 2005	16	24	30	25	Annual
Lotteries	75	79	90	69	1 January
House to House	32	29	26	27	One off
Street Collections	205	162	175	147-	One off
Total Income	£9815	£11,190	£16,180	£9090	

Table 3. - Private Hire and Hackney Carriage Driver and Vehicle Licensing

	2011/12		2012/13		2013/14		2014/15	
		Income £	No.	Income £	No.	Income £	No.	Income £
Total transactions / income	609	76,645	645	84,006	656	85,532	680	81,419

Table 4. - Animal Licensing

Animal Licensing	2011/12	2012/13	2013/14	2014/15	Renewal
Pet Shops	6	4	4	5	1 January
Boarding Ests.	24	34	34	34	1 January
Breeders	1	1	1	1	1 January
Riding Ests.	4	4	3	3	1 January
DWA	0	0	0	0	N/A
Zoo	0	0	0	0	N/A
Total Income	£3,948	£6,376	£5885	£6196	

Table 5. - Skin Piercing

Byelaws	2011/12	2012/13	2013/14	2014/15	
Electrolysis & Ear piercing, Acupuncture & Tattoo	1	12	8	4	Once only registration
Total Income	£126	£696	£812	£328	

Table 6. - Miscellaneous

Miscellaneous	2011/12	2012/13	2013/14	2014/15	Renewal
Scrap metal	0	0	7	3	3 yearly
Motor Salvage	0	0	1	0	N/A
Sex shop	0	0	0	0	N/A
Street Trading	3	1	3	2	Annual
Tables and Chairs	N/a	N/a	N/a	6	
Total Income	£2,790	£1,560	£5,265	£1,635	

