



Report to Licensing and Regulatory Affairs Committee

Date: **19 March 2013**

Report of: **Director of Regulatory and Democratic Services**

Subject: **MONITORING REPORT FOR 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 Regulatory and Democratic Services.

ALCOHOL, REGULATED ENTERTAINMENT AND LATE NIGHT REFRESHMENT

1. 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.
2. 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.
3. 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.
4. The current total number of licences are as follows:-

Members' Clubs Certificates	33
Premises Licences (with alcohol)	246

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

Licensing Panels	90
Reviews	9
Taxi Hearings	63

PERSONAL LICENCES

5. Currently there are 1033 Fareham Personal Licence Holders. This licensing regime commenced in November 2005 and these licences last for ten years from the date of their grant. The renewal of the licences will commence in 2015/2016, so from this period onwards these renewals will provide a one-off income boost. The government originally indicated that a proportion of the fee income may be required to contribute towards a national database of personal licence holders. Although around 400 licences were granted on conversion in the first year, there have been around 100 new licences granted in each year since. It is difficult at this stage to project how many licence holders will opt to renew for a second 10 year period. Currently Personal Licences still cost £37.

GAMBLING

6. 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.
7. 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

8. 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.
9. Regular licensing panels are held to determine drivers' applications e.g. where convictions are presented on the Criminal Records Bureau Check.
10. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 3.

ANIMAL LICENSING

11. 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.
12. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 4.

SKIN PIERCING

13. 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.
14. The numbers of applications and associated income over the last five financial years can be seen at Appendix A, table 5.

RISK ASSESSMENT

15. This 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.
16. Despite the economic downturn the income being generated in this area is remaining fairly constant.
17. This report details only the main work areas and therefore the total actual income will be higher than 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	2008/09		2009/10		2010/11		2011/2012		2012/2013 (Apr - Feb)	
	No.	£	No.	£	No	£	No	£	No	£
Application to vary licence holder / DPS	54	63,487	68	52,361	72	54,650	70	56,660	53	61903
Premises new Applications/ variations /	30	(incl. annual fees)	34	(incl. annual fees)	42	(incl. annual fees)	34	(incl. annual fees)	28	
Temporary Event	175	3,675	180	3,780	182	3,822	204	4284	223	4683
Personal Licences	110	4,070	96	3,552	76	2,812	81	2997	71	
TOTAL	369	71,232	378	59,693	372	61,284	389	63,941	375	66,604

Table 2. - Gambling / Charitable Activities

Gambling/Charity	Number of Applications/premises					Renewal
	2008/09	2009/10	2010/11	2011/2012	2012/2013 (Apr - Feb)	
Gambling Act 2005	21	28	24	16		Annual
Lotteries	67	80	80	75	67	1 January
House to House	19	24	34	32	28	One off
Street Collections	186	206	195	205	105	One off
Total Income	£12,800	£14,160	£16,730	£9815	£11,150	

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

	2008/09		2009/10		2010/11		2011/2012		2012-2013 (Apr – Feb)	
	No.	Income £	No.	Income £	No.	Income £	No.	Income £	No.	Income £
Initial Dual Driver	2	230	6	690	9	1,035	3	345	15	1,725
Renewal Dual Driver	45	3,915	41	3,567	44	3,828	40	3,480	35	3,045
Total	47	4,145	47	4,287	53	4,863	43	3,825	50	4,770
Initial PH Driver	14	1,120	6	480	14	2,590	5	400	23	1,840
Renewal PH Driver	28	1,680	28	1,680	21	1,260	21	1,260	24	1,440
Total	42	2,800	34	2,160	35	3,850	26	1660	47	3,280
Initial HC Driver	13	1,040	10	800	5	400	12	960	16	1,280
Renewal HC Driver	195	11,700	217	13,020	185	11,100	185	11,100	172	10,320
Total	208	12,740	237	13,820	190	11,500	197	12,060	188	11,510
Initial HC Vehicle	17	3,145	10	1,850	16	2,960	19	3,515	24	4,440
Renewal HC Vehicle	232	42,920	210	38,850	236	43,660	212	39,220	27	4,995
Initial PH Vehicle	21	3,885	12	2,220	14	2,590	14	2,590	20	3,700
Renewal PH Vehicle	50	9,250	35	6,475	44	8,140	36	6,660	11	2,035
Total	320	59,220	267	49,395	310	57,350	291	51,985	82	15,170
Initial Operator	4	740	2	370	1	185	2	370	0	0
Renewal Operator	19	3,515	12	2,220	11	2,035	7	1,295	5	925
Total	23	4,255	14	2,590	12	2,220	9	1665	5	925
Transfer HC MAY to OCT	30	5,550	22	4,070	0	0	15	1,287.50	15	1,387.50
Transfer HC MAR - APR	0	0	6	1,110	0	0	4	740	1	185
Transfer HC NOV - FEB	19	1,757.50	13	1,202.50	9	832.50	9	832.50	15	1,387.50
Total	49	7,307.5	41	6,382.50		832.50	28	2860	31	2,960
Transfer PH MAY - OCT	4	740	5	925	4	740	1	92.50	2	185
Transfer PH MAR - APR	0	0	0	0	0	0	0	0	0	0
Transfer PH NOV - FEB	4	370	3	277.5	4	185	1	92.50	2	185
Total	8	1,110	8	1,202.5	8	925	2	185	4	370
Temp Transfer	0	0	13	2,405	15	2,775	13	2,405	6	1,110
Total	0	0	13	2,405	15	2,775	13	2,405	6	1,110
Total	697	91,577.5	661	82,207	623	84,315.50	609	76,645	413	40,095

Table 4. - Animal Licensing

Animal Licensing	Number of Applications					Renewal
	2008/09	2009/10	2010/11	2011/2012	2012/2013 (Apr - Feb)	
Pet Shops	8	7	6	6	6	1 January
Boarding Ests.	14	19	20	24	30	1 January
Breeders	0	1	1	1	0	1 January
Riding Ests.	4	4	3	4	4	1 January
DWA	0	0	0	0	0	N/A
Zoo	0	0	0	0	0	N/A
Total Income	£3330	£4709	£4640	£3948	£6218	

Table 5. - Skin Piercing

Byelaws	Number of Applications					Renewal
	2008/09	2009/10	2010/11	2011/2012	2012/2013 (Apr - Feb)	
Electrolysis & Ear piercing, Acupuncture & Tattoo	6	2	1	1	13	Once only registration
						Once only registration
Total Income	£581	£130	£61	£126	£474	

Table 6. - Miscellaneous

	Number of Applications					
Miscellaneous	2008/09	2009/10	2010/11	2011/2012	2012/2013 (Apr - Feb)	Renewal
Scrap metal	0	0	0	0	0	3 yearly
Motor Salvage	0	0	1	0	0	N/A
Sex shop	0	0	0	0	0	N/A
Street Trading	4	4	3	3	2	Annual
Total Income	£4,187.50	£4,305	£2,700	£2790	£2108	