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| Subject: | Licence Fees for Sex Establishments |
| Date: | 16th November, 2022 |
| Reporting Officer: | Stephen Hewitt, Building Control Manager, ext. 2435 |
| Contact Officer: | James Cunningham, Senior Licensing Officer, ext. 3375 |

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| Restricted Reports | |
| Is this report restricted? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| If Yes, when will the report become unrestricted? | |
| After Committee Decision | <input type="checkbox"/> |
| After Council Decision | <input type="checkbox"/> |
| Sometime in the future | <input type="checkbox"/> |
| Never | <input type="checkbox"/> |

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| Call-in | |
| Is the decision eligible for Call-in? | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |

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| 1.0 | Purpose of Report/Summary of Main Issues |
| 1.1 | Under Article 4 and Schedule 2 of The Local Government (Miscellaneous Provisions) (NI) Order 1985 (the Order), the Council has powers relating to the Licensing of Sex Establishments. Paragraph 19, Schedule 2 provides that an applicant for the grant, renewal or transfer of a licence shall pay a reasonable fee determined by the council. |
| 1.2 | Unlike the Street Trading Act (NI) 2001 and the Licensing of Pavement Cafés Act (NI) 2014, there is no procedure prescribed in the Order which the Council must follow in determining the Licence fee. |
| 1.3 | The current Sex Establishment Licence fees were set by the Committee in June, 2016 and it was agreed that a review of the fees be conducted each year. |

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| 2.0 | Recommendation | | | | | | | | | | | | | | |
| 2.1 | The Committee is asked to agree that the current fees, reviewed in November 2021, remain unchanged. | | | | | | | | | | | | | | |
| 2.2 | Members are advised that the Licensing Committee does not have delegated powers in relation to policy decisions concerning licensing matters and as such your recommendation as to the appropriate fees for sex establishments licences will be subject to ratification by Council. | | | | | | | | | | | | | | |
| 3.0 | Main Report | | | | | | | | | | | | | | |
| | <u>Key Issues</u> | | | | | | | | | | | | | | |
| 3.1 | After reviewing the current fees, as agreed by Committee in November 2021, these were deemed to be proportionate to the cost of the processes associated with administering a Sex Establishment Licence. | | | | | | | | | | | | | | |
| 3.2 | It is therefore proposed that the fees set previously remain as shown below. | | | | | | | | | | | | | | |
| | <table border="1"> <tr> <td>Application Fee</td> <td>£3,200</td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td>Renewal Fee</td> <td>£1,430</td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td>Transfer Fee</td> <td>£1,125</td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td>Licence Fee</td> <td>£500</td> </tr> </table> | Application Fee | £3,200 | | | Renewal Fee | £1,430 | | | Transfer Fee | £1,125 | | | Licence Fee | £500 |
| Application Fee | £3,200 | | | | | | | | | | | | | | |
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| Renewal Fee | £1,430 | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| Transfer Fee | £1,125 | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| Licence Fee | £500 | | | | | | | | | | | | | | |
| | <u>Financial and Resource Implications</u> | | | | | | | | | | | | | | |
| 3.3 | The Sex Establishment Licence fees will ensure the cost of the operational and administration processes are proportionate to the licensing scheme. | | | | | | | | | | | | | | |
| | <u>Equality or Good Relations Implications/Rural Needs Assessment</u> | | | | | | | | | | | | | | |
| 3.4 | There are no issues associated with this report. | | | | | | | | | | | | | | |
| 4.0 | Documents Attached | | | | | | | | | | | | | | |
| | None | | | | | | | | | | | | | | |