

Licensing Sub-Committee of the Regulatory Committee

10:00am, Friday, 4 March 2016

Request for Fee Refund – Street Trader Licence – On The Roll

Item number	4.2
Report number	
Executive/routine	
Wards	6 - Corstorphine/Murrayfield

Executive summary

The Council has received a request from On The Roll to refund part of the fee paid for a Street Traders Licence.

On The Roll paid the applicable fee of £200 for a temporary Street Traders Licence.

A proportionate fee refund is sought on the basis that On The Roll plans to trade for only one day.

Links

Coalition pledges	P15
Council outcomes	CO20
Single Outcome Agreement	S01

Request for Fee Refund – Street Trader Licence – On The Roll

Recommendations

The Committee is recommended to:

- 1.1 Refuse the request on the grounds that the fee is necessary to cover Council costs irrespective of the number of days on which trading is planned.

Background

- 2.1 A representative of On The Roll has requested a partial refund of the application fee paid for a Street Trader Licence.
- 2.2 In April 2015, a change in policy removed the option of obtaining Street Trader Licences with a duration of less than seven days. Having made his most recent application prior to April 2015, the applicant had previously been able to obtain a Street Trader Licence at the rate which was then applicable for a shorter trading period at a reduced fee.

Main report

- 3.1 A representative of On The Roll has requested a partial refund of the application fee paid for a Street Trader Licence. A copy of the relevant correspondence is attached to this report at Appendix 1.
- 3.2 The fee structure for 2015/2016 was agreed by the Council and includes revisions to the fee structure to reflect actual costs.
- 3.3 The fee for a Street Trader Licence (including the sale of food) is £200. The licence is valid for a maximum of seven days. In previous years a daily licence was available, but this is no longer the case. Food street trading requires an inspection prior to grant of licence by an Environmental Health Officer.
- 3.4 A refund is sought on the basis that the relevant fee is higher than the fee that was previously applicable.
- 3.5 If the Committee agrees to fully or partially refund the fee it is recommended that it should be on a one-off basis.
- 3.6 A representative of On The Roll will be invited to address the Committee on the request for the partial fee refund.

Measures of success

4.1 The event is licensed in a proportionate and effective manner.

Financial impact

- 5.1 The Council's scale of fees for licensing applications was approved with effect from 1 April 2015. Any rebate would be required to be absorbed by the Civic Government (Scotland) Act 1982 licensing budget for 2015/16.
- 5.2 In 2015/2016, discounts of £28,067.25 have so far been granted by the Committee.

Risk, policy, compliance and governance impact

6.1 The fee structure was agreed by full Council. Any rebate risks setting a precedent, however the Committee has discretion in this matter.

Equalities impact

7.1 There is no equalities impact arising from the contents of this report.

Sustainability impact

8.1 There is no environmental impact arising from the contents of this report.

Consultation and engagement

9.1 Not applicable.

Background reading / external references

City of Edinburgh Council licence application fees list 2015/16

Susan Mooney

Head of Housing & Regulatory Services

Contact: Andrew Mitchell, Regulatory Services Manager

E-mail andrew.mitchell@edinburgh.gov.uk | Tel: 0131 469 5822

Links

Coalition pledges	P15: Work with public organisations, the private sector and social enterprise to promote Edinburgh to investors
Council outcomes	CO20: Culture, sport and major events – Edinburgh continues to be a leading cultural city where culture and sport play a central part in the lives and futures of citizens
Single Outcome Agreement	SO1: Edinburgh's Economy Delivers increased investment, jobs and opportunities for all
Appendices	Appendix 1: Letter from On The Roll dated 12 January 2016 and relevant application form