

## Agenda Item 8

<b>Licensing Committee Chairman</b>	Councillor John Chandler
<b>Executive Member</b>	Councillor James Friend
<b>Strategic Management Team Lead Officer</b>	Steve Ruddy
<b>Author</b>	John Pleasance/Steve Ruddy
<b>Telephone</b>	01306 879351
<b>Email</b>	John.pleasance@molevalley.gov.uk
<b>Date</b>	17 <sup>th</sup> December 2013

<b>Ward (s) affected</b>	All	<b>Key Decision</b>	No
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<b>Subject</b>	Scrap Metal Dealers Act 2013 – Setting of Fees
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### RECOMMENDATIONS

The Executive is asked to approve the Fees and Charges for the licensing of Scrap Metal Dealers as identified within paragraph 1.1 of the report.

### EXECUTIVE SUMMARY

The Executive is asked to agree a scale of fees for the licensing of Scrap Metal Dealers, in accordance with the requirements of the Scrap Metal Dealers Act 2013.

### CORPORATE PRIORITIES

#### **Access to Services – Helping residents to access the services they need**

The application of the new licensing requirements helps the Council to regulate this industry as required by legislation, and hence protect residents

#### **Environment - Maintaining the character and environment of Mole Valley**

Application of the legislation helps protect the local environment by helping control potential abuses in the scrap metal industry.

#### **Value for Money - Delivering quality, value for money services**

The administration of the legislation and new controls are funded by the fees set for licensed businesses.

**The Executive has the authority to determine the Recommendations**

## **1.0 Resource Implications**

- 1.1 The Licensing Committee has recommended that the Executive adopts the fees for the Licensing of Scrap Metal Dealers, as set out below:

<b>Grant application (site 3 years)</b>	<b>£400</b>
<b>Renewal (site 3 years)</b>	<b>£400</b>
<b>Variation (site)</b>	<b>£200</b>
<b>Grant application (mobile 3 years)</b>	<b>£200</b>
<b>Renewal (mobile 3 years)</b>	<b>£200</b>
<b>Variation (mobile)</b>	<b>£100</b>

## **2.0 Key Issues**

- 2.1 The Licensing Committee, at its meeting on the 10<sup>th</sup> October 2013, considered a report on the Scrap Metal Dealers Act 2013, which received Royal Assent on the 28<sup>th</sup> February 2013. The report presented to the Committee is available on the Council's website and the minutes of the meeting are attached at Annex A.
- 2.2 The Committee made a number of recommendations to the Full Council in order to enable the Council to carry out the requirement of the Act.
- 2.3 The Committee was advised that the Act provided that an application for a licence must be accompanied by a fee. Having considered the requirements of the Act in relation to the setting of fees for the licensing of Scrap Metal Dealers, the Committee has asked the Executive to adopt a scale of charges set out in paragraph 1.1.

## **3. Options**

- 3.1 The Executive has the option to accept, reject or amend the fees recommended by the Licensing Committee.

## **4. Proposals**

- 4.1 It is proposed that the Executive adopts the fees for the Licensing of Scrap Metal Dealers as set out in paragraph 1.1.

## **5. Supporting information**

- 5.1 Minutes of the Licensing Committee Hearing on the 10<sup>th</sup> October 2013 are attached at Annex A.

**Risk Implications** – The Council has no choice but to enforce the regime being introduced by the legislation as it is a regulatory function.

**Equalities Implications - None**

**Employment Issues – None**

**Sustainability Issues - None**

**Consultation – None**

**Communications - None**

## **BACKGROUND PAPERS**

Scrap Metal Dealers Act 2013

Scrap Metal Dealers Act 2013 (Commencement and Transitional Provisions) Order 2013/1966

**ANNEX A**

**Minutes of a meeting of the Licensing Committee held on 10<sup>th</sup> October 2013 at Pippbrook, Dorking from 7pm to 7.38pm.**

Present: Councillors: John Chandler (Chairman), Paula Hancock (Vice-Chairman), Emile Aboud, Wayne Monkman, David Sharland and Charles Yarwood.

**5. Minutes**

The minutes of the meeting of the Committee held on 21st May 2013 were confirmed as a correct record and signed by the Chairman.

**6. Apologies for absence**

Apologies for absence were received from Councillors Paul Elderton, Mick Longhurst and Paul Potter.

**7. Declarations of Interest**

None recorded.

**8. Scrap Metal Dealers Act 2013**

The Committee considered the report set out on pages 1 to 8 of the agenda, together with the further material set out on the addendum sheet and other matters discussed at the meeting.

The Environmental Health Manager informed the Committee of impending changes to the regulatory regime for Scrap Metal to be implemented through the supervisions of the Scrap Metal Dealers Act 2013, the increased duties and powers which this gives to the Council and the proposed fee structure.

The Committee noted the enactment of the Scrap Metal Dealers Act 2013. Some Members felt that the proposed Licensing fees as set out in the report were more suitable than the revised fees detailed in the addendum sheet. The Committee agreed to retain the fees and Charges for 2013/14 as detailed in the report.

**RESOLVED:** The Licensing Committee agreed to

a) advise the Executive to amend the Fees and Charges for 2013/14 to incorporate the fees identified within paragraph 4.5 as set out in the Officer's report on page 7.

b) recommend to Council that the Licensing Committee and Licensing Sub-Committee's Terms of Reference be amended to incorporate the provisions of the Scrap Metal Act 2013

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Chairman