

Taunton Deane Borough Council

Executive – 2 December 2009

Fees and Charges 2010/2011

Report of the Strategic Finance Officer

(This matter is the joint responsibility of Executive Councillors Slattery, Wilson and Prior-Sankey)

1 Executive Summary

- 1.1 This report sets out the proposed fees and charges for 2010/2011. The Executive is invited to consider the proposed fees and decide whether they should be recommended to Full Council for approval.

2 Introduction

- 2.1 The purpose of this report is for the Executive to consider the proposed fees and charges for 2010/11 for the following services:-

- Cemeteries and Crematorium;
- Waste Services;
- Land Charges;
- Housing; and
- Licensing.

3 Proposed Increases for 2010/11

- 3.1 Appended to this report are the detailed proposed charges for each service as outlined above. The results of both the 2006 and 2007 public consultation events “Your Council, Your Views” clearly indicated that the public prefer to see increases in fees and charges, rather than in Council Tax, as a way for the Council to raise income. Therefore, where possible, fees have been increased to take these views into account.

3.2 Cemeteries and Crematorium (Appendix A)

It is proposed that the main cremation fee be increased by £14 to £550. This will generate additional income of an estimated £30,800. Other fees have been increased by 2.6%, which will generate a further £5,000. Members should note that this increase is included within the Savings Delivery Plans elsewhere on the agenda and is ranked as a Category 2 saving.

3.3 Waste Services (Appendix B)

The garden waste collection service is not self-financing and relies on subsidy by those council tax payers not currently accessing the service. It is proposed to increase fees from £35 to £42.50, which is expected to generate approximately £60,000. The true cost is in the region of £48 - £52 per customer depending on take up rates.

- 3.4 Last year saw an increase in uptake of 227 customers, bringing the total participating to 8,555. The structure of the proposed charges for bulky waste collections has been amended to align them with the costs incurred through the collection contract and remove any subsidy.
- 3.5 The fees and charges proposed in this report minimise the net financial burden on the community as a whole by increasing revenues and controlling participation and therefore costs.
- 3.6 **Land Charges (Appendix C)**
As last year, given the current economic climate, it is proposed to keep land charges fees the same as in 2009/10. This coupled with the recent downturn in demand for the service should mean that the land charges service breaks even overall, which is in line with Government expectations, and which will be brought into legislation in the near future.
- 3.7 **Housing (Appendix D)**
It is proposed to increase all charges by 2.5%. This is estimated to raise an additional £31,000.
- 3.8 Council housing rents will be set in the New Year once the subsidy determination has been issued by DCLG.
- 3.9 **Licensing Fees (Appendix E)**
Many fees and charges for licensing functions are set by statute, so increases under local arrangements are not possible. Those that are regulated in this way are annotated as such in the "Remarks" column in the Appendix.
- 3.10 An indication of the potential impact on income of the proposed changes for each licensing transaction is given in the column headed "Potential Impact". These figures are based on the number of such transactions that took place during 2008/09.
- 3.11 In recommending increases, account has been taken of continuing trading difficulties and of the need to avoid tipping the balance into diminishing returns of revenue that might result from imposing too high a level of charge. Additionally it is necessary to recognise that licensing fees are only to be used to recoup the reasonable costs of the Licensing Authority in administering the relevant licence. For this reason, "across the board" increases have been discounted in favour of examining each of the many licensing functions individually and on its own merits.
- 3.12 Members will note that fees for initial Grant and for Renewal of Sex Shop Licenses have been substantially reduced. The reasons for this are:-
- a) Solicitors acting for the sex shops have called into question the high cost of renewals and have suggested that they may pursue a legal challenge unless these charges are reduced to reflect the actual costs to the Council.
 - b) The advice of our Legal Services is that the Council may only charge sufficient fees to cover the costs of issuing the grant or renewal, and

associated enforcement. In so advising, account was taken of relevant case law, as set down in R. v Manchester City Council, ex parte King, 1991.

- c) In this case it was judged that local authorities were not permitted to regard licensing powers as an income-producing asset or to use such powers to increase general revenue. Therefore other commercial or market factors are entirely irrelevant, the licensing authority can only consider its own costs in relation to administering such licences.
- d) Although the Manchester case was concerned with the licensing of street traders rather than sex shops, it was referred to in Home Office Circular 13/2000. In the section headed "Basis for Licence Fees", the Circular states:-

"It has also been determined that local authorities are not empowered to raise revenue through a licensing scheme. "

- 3.13 This shows that the principles set out in the Manchester case are relevant to other areas of licensing and they form the basis of the proposed new fees, coupled with increased knowledge and experience of licensing such ventures.
- 3.14 The history of compliance, has also been taken into account. This has been exemplary from both shops, resulting in much less frequent inspection than was required when the establishments were first licensed. This has resulted in less officer time being devoted to these premises, thus significantly reducing our costs.
- 3.15 Clearly, it is difficult to forecast increased income with any real accuracy and, in particular, the effects of the recession on trading habits are unknown and might skew such calculations as may be attempted.
- 3.16 To summarise, the maximum realistic revenue increase, allowing for the reduction in Sex Shop fees, is estimated to be in the region of £2,215.
- 3.17 Fees and charges for Car Parks will be considered at the Traffic Regulation Order Panel in December.

4 Recommendations

- 4.1 The Executive is invited to consider the proposed fees and charges for 2010/2011 as set out in this report and to decide whether they should be submitted to Full Council for approval.

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Cemeteries and Crematorium

Crematorium

Part 1 - Cremation	2009/10	2010/11
	£	£
(i) of the body of a stillborn child or of a child whose age at the time of death did not exceed one month;	19	20
(ii) of the body of a child whose age at the time of death exceeded one month but did not exceed sixteen years;	100	103
(iii) of the body of a person whose age at the time of death exceeded sixteen years;	536	550
(iv) a surcharge will be made when the service does not take place between the hours of 9.00 am and 4.00 pm Monday to Friday;	60	62
(v) use of Chapel for additional service time	139	143
(vi) Chapel Attendant pall-bearing fee.	17	18

NOTE:- The Cremation fee includes:-

Use of Chapel, waiting room etc.
 Services of organist and use of organ
 Services of chapel attendant, which includes playing CDs, tapes, etc.
 Medical referee's fee
 Disposal of cremated remains in Garden of Rest
 Certificate for burial of cremated remains
 Provision of Polytainer when required

Part 2 - Urns

Supply of Urn or Casket:-

Stratford	37	38
Avon/Stirling	43	44
Malvern	53	54
Metal Postal	48	49

Part 3 - Cremated Remains

(i) Temporary deposit of cremated remains:-		
First month	19	20
Each subsequent month	23	24
(ii) Forwarding cremated remains excluding carriage	24	25
(iii) Collection of cremated remains on a Saturday (when available)	57	58

	2009/10 £	2010/11 £
Part 4 - Memorials		
(i) Entries in Book of Memory:-		
Two line inscription	55	56
Five line inscription	75	77
Eight line inscription	104	107
Flower) with five or eight	50	51
Badge or Coat of Arms) line inscription only	70	72
(ii) Memorial Cards:-		
Two line inscription	27	28
Five line inscription	34	35
Eight line inscription	37	38
Flower) with five or eight	50	51
Badge or Coat of Arms) line inscription only	70	72
(iii) Miniature Books:-		
Two line inscription	55	56
Five line inscription	68	70
Eight line inscription	72	74
Flower	50	51
Badge or Coat of Arms	70	72
(iv) Subsequent inscriptions:-		
Per line	18	19
Flower	50	51
Badge or Coat of Arms	70	72
(iv) Cornish Granite tablet for a ten year period		
Standard memorial tablet	326	335
Memorial tablet with vase	378	388
Provision of flower container in existing tablet	52	53
Cost of renewal 50% of current fee	163	167
(v) Memorial plaque for a five year period	232	238
Cost of renewal 50% of current fee	116	119
(vi) Baby memorial plaques for a ten year period	72	74
Part 5 - Other Fees and Charges		
(i) Certified extract from Register of Cremations	18	19
(ii) Floral Arrangements:-		
Small arrangement	35	36
Large arrangement	40	41
NB The charges in Parts 4 and 5 (ii) include VAT		

Cemeteries

Table of fees and other charges fixed by the Taunton Deane Borough Council for and in connection with burials in the Taunton Deane St. Mary's, St. James and Wellington Cemeteries.

The fees indicated for the various parts set out below apply where the persons to be interred or in respect of who the right is granted is, or immediately before this death, was an inhabitant of Taunton Deane District, or in the case of a stillborn child where one of the parents is or at the time of the interment was such an inhabitant or parishioner. In all other cases the fees, payments and sums will be doubled with the exception that those set out in Parts 3 and 4 will not be so doubled.

Interment fees out of normal hours will be doubled.

Part 1 - Interments

	2009/10 £	2010/11 £
The fees indicated for the various heads of this part include the digging of the grave but do not include the walling of a vault or walled grave.		
1. For the interment in a grave in respect of which an exclusive right of burial has not been granted:-		
(i) of the body of a stillborn child or a child whose age at the time of death did not exceed one year;	110	113
(ii) of the body of a child or person whose age at the time of death exceeded one year.	290	298
2. For any interment in a grave in respect of which an exclusive right of burial has been granted:-		
(i) of the body of a stillborn child or a child whose age at the time of death did not exceed one year:-		
at SINGLE depth	126	129
at DOUBLE depth	152	156
at TREBLE depth	177	182
(ii) for the body of a child or person whose age at the time of death exceeded one year but did not exceed ten:-		
at SINGLE depth	245	251
at DOUBLE depth	288	296
at TREBLE depth	312	320
(iii) for the body of a person whose age exceeds ten years:-		
at SINGLE depth	368	378
at DOUBLE depth	433	444
at TREBLE depth	488	501

	2009/10 £	2010/11 £
3. For the interment of cremated remains:-		
(i) in Garden of Remembrance (where cremation has not taken place at Taunton Deane Crematorium)	49	50
(ii) in any grave in respect of which an exclusive right of burial has been granted	92	94
(iii) Saturday interment (when available)	88	90
(iv) To witness interment in Garden of Rest when cremation has taken place at Taunton.	20	20

Part 2 - Exclusive Rights of Burial in Earthen Graves

1. Taunton Deane Cemetery:-

For the exclusive right of burial for a period of 75 years in an earthen grave 2.3 m by 1.2 m

(i) in Division L	442	454
(ii) in Division A	487	500
(iii) in Division B	465	477
(iv) Cremated remains grave 78 cm by 76 cm	312	320

2. St. Mary's and St. James Cemeteries:-

For the exclusive right of burial for a period of 75 years in an earthen grave 2.6 m by 1.2 m

465	477
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3. Wellington Cemetery:-

For the exclusive right of burial for a period of 75 years in an earthen grave

(i) 2.3 m by 1.2 m	465	477
(ii) 1.2 m by 0.6 m	312	320

The fees indicated in Part 2 include the Deed of Grant and all expenses thereof.

2009/10
£

2010/11
£

Part 3 - Memorials and Inscriptions

For the right to erect or place on a grave or vault in respect of which an exclusive right of burial has been granted.

1. In any "Traditional Section":-

- | | | |
|--|-----|-----|
| (i) a flat stone, kerbstone or any other form of memorial; | 166 | 170 |
| (ii) a headstone or cross with base, bases or tablet; | 148 | 152 |
| (iii) an inscribed stone vase. | 57 | 58 |

2. In any "Lawn Section":-

- | | | |
|-------------------------|-----|-----|
| (i) a headstone; | 148 | 152 |
| (ii) an inscribed vase. | 57 | 58 |

- | | | |
|--|-----|-----|
| 3. Cremated remains flat tablet | 148 | 152 |
| 4. Each removal of memorial for additional inscriptions. | 57 | 58 |

Part 4 - Other Fees and Charges

- | | | |
|---|-----|-----|
| 1. Certified extract from the Register of Burials. | 19 | 20 |
| 2. Burial service in Crematorium Chapel (fee includes the use of Chapel, organ and the organist's fee); | 139 | 143 |
| 3. Register search. | 19 | 20 |

Waste Services

Waste Collection Authorities (WCA) are empowered by the Environmental Protection Act 1990 and by regulations to charge for the collection of certain types of household wastes. These include bulky items and household garden wastes. Authorities are also empowered to charge for the provision of waste containers.

The proposed charges for 2010/11 are shown in the table below.

	2009/10	2010/11
	£	£
Garden Waste Service		
Garden Waste Bin	35	42.50
Garden Waste sack (£ per bundle of 10)	15	20
Bulky Waste Service		
First Item	15	**35
Subsequent Items (maximum number of five items) per collection	7.50	7.50
Refuse Collection Service		
Bin delivery/exchange charge	20	25

**Charge for up to three items

Bulky items and garden waste can be taken to Household Waste and Recycling Centres free of charge.

Local Land Charges Searches and Enquiries

	2009/10	2010/11
	£	£
One parcel of land	85	85
Several parcels of land		
- first parcel of land	85	85
- each additional parcel of land	12	12
Optional enquiries		
Each printed enquiry	8	8
Solicitors own enquiry	12	12
Statutory search fee on Form LLC1	30	30
Highway Authority charge	25.55	25.55
Personal search fee	11	11

The charge for a basic full search is £140.55.

Housing

	2009/10 £	2010/11 £
Service Charges		
Communal Areas	0.50	0.51
Grounds Maintenance	0.63	0.65
 <u>Supporting People</u>		
Specialised (Extra Care) Sheltered Housing	36.41	37.32
Sheltered Housing	10.32	10.58
Hardwired Sheltered Housing	3.67	3.76
 Garage Rents		
Council Tenants	4.71	4.83
Private Tenants and Owner Occupiers (incl. VAT)	6.30	6.46
 Hire Charges for Sheltered Scheme Meeting Halls		
First hour	9.00	9.25
Each half hour thereafter	3.60	3.70
6 hours plus	45.70	46.85
Total charge for residents in a scheme and community organisations	11.80	12.10
 Hire Charges for Sheltered Scheme Guest Rooms		
<u>No. of nights per person</u>		
1	10.00	10.25
2	16.00	16.40
3	22.00	22.55
4	28.00	28.70
5	34.50	35.35
6	40.00	41.00
7	46.50	47.65

	2009/10 £	2010/11 £
Hostels (rent per day)		
40 Humphreys Road	7.45	7.64
1 Gay Street	7.45	7.64
Outer Circle		
113 and 113a (studios)	6.34	6.50
115 and 115a (3 bedroom)	8.25	8.46
Snedden Grove		
Unit 1 (2 bedroom)	7.45	7.64
Unit 2 (2 bedroom)	6.82	6.99
Unit 3 (2 bedroom)	6.82	6.99
Unit 4 (3 bedroom)	8.93	9.15
Unit 5 (3 bedroom)	8.93	9.15
Unit 6 (2 bedroom)	7.45	7.64
Winckworth Way		
Unit 1 (2 bedroom)	6.82	6.99
Unit 2 (2 bedroom)	6.82	6.99
Unit 3 (3 bedroom)	8.93	9.15
Wheatley Crescent (4 studios)	6.34	6.50
Deane Helpline		
Public/Private Subscribers	3.67	3.76

Licensing Fees and Charges Proposal ~ 2010/11

Item	Current Charges (£)	Proposed Charges (£)	Maximum Impact (£)	Remarks
Administration Charges ~ Uncleared Cheques	35	35	Nil	Standard for EH
Administration Charges ~ Other	35	35	Nil	Standard for EH
Sex Establishment Licence (Grant)	12,000	12,000	Nil	Policy is two shops only
Sex Establishment Licence (Renewal)	6,500	1,550	(9,900)	To avoid legal challenge
Sex Establishment Licence (Variation)	95	*100	Nil	Rarely required
Sex Establishment Licence (Transfer)	60	*100	Nil	Rarely required
Skin Piercing (Premises)	82	100	180	
Skin Piercing (Individual)	55	75	380	
Animal Welfare (Pet Shop)	**130	**130	Nil	
Animal Welfare (Animal Boarding)	**130	**130	Nil	
Animal Welfare (Home Boarding)	**130	**130	Nil	
Animal Welfare (Dog Breeding)	**130	**130	Nil	
Animal Welfare (Dangerous Wild Animals)	**150	**150	Nil	
Animal Welfare (Riding Establishments)	**150	**150	Nil	
Animal Welfare (Zoo Licence)	**500	Actual Cost	Not known	Actual cost probably higher than £500
Motor Salvage Operators (Registration)	80	90	10	
Motor Salvage Operators (Certified Copy)	40	50	Nil	Rarely required
Street Trading (Market House, High St, Castle Bow, North St (non-food))	2,500	2,750	500	
Street Trading (Market House, High St, Castle Bow, North St (food))	3,000	3,300:00	1,500	
Street Trading (Paul St, Billet St)	1,500	1,650:00	300	
Street Trading (Designated Lay-bys)	1,920 – 2,880	2, 112 – 3,168	960 to 1440	Average is £1,200

* Plus £600 if determined by Committee

** Plus Veterinary Fee if appropriate

Item	Current Charges (£)	Proposed Charges (£)	Maximum Impact (£)	Remarks
Street Trading (Mobile Traders)	350	385	315	
Street Trading (Permanent on Private Land)	350	385	210	
Street Trading (Daily Rate)	30 – 40	33 – 44	Nil	Applications are very rare
Street Trading (Promotional Events)	150	175	1,975	
Pavement Cafes (New) up to 10m ²	540	595	55	New applications are rare
Pavement Cafes (New) up to 20m ²	590	650	Nil	New applications are rare
Pavement Cafes (New) up to 30m ²	725	795	Nil	New applications are rare
Pavement Cafes (New) up to 40m ²	780	860	Nil	New applications are rare
Pavement Cafes (New) Over 40m ²	1,000	1,100	Nil	New applications are rare
Pavement Cafes (Renewal) up to 10m ²	340	375	140	
Pavement Cafes (Renewal) up to 20m ²	390	430	160	
Pavement Cafes (Renewal) up to 30m ²	525	575	100	
Pavement Cafes (Renewal) up to 40m ²	580	640	60	
Pavement Cafes (Renewal) Over 40m ²	800	880	Nil	None of this size in TDBC
Taxi/Private Hire Licence (Vehicle)	185	200	2,940	
Taxi/Private Hire (Vehicle Owner/Transfer)	40	50	20	
Taxi/Private Hire Licence (Meter Test)	21	21	Nil	Cost only chargeable
Taxi/Private Hire Licence (Replacement Plate)	25	25	Nil	Cost only chargeable
Taxi/Private Hire Licence (Internal ID Sticker)	3	3	Nil	Cost only chargeable
Private Hire Operators Licence	100	120	460	
Taxi/Private Hire Licence (New Drivers)	130	130	Nil	
Taxi/Private Hire (Additional Knowledge Test)	20	25	Not known	Not recorded
Taxi/Private Hire (Driver Renewal 1 Year)	110	120	1,610	
Taxi/Private Hire (Driver Renewal 3 Years)	300	300	Nil	
Taxi/Private Hire (Replacement Badge)	25	25	Nil	
Taxi/Private Hire (Advertising)	70	70	Nil	

Item	Current Charges (£)	Proposed Charges (£)	Remarks
Lotteries (New)	40	40	Charges set by Statute
Lotteries (Renewal)	20	20	Charges set by Statute
Licensing Act (Premises Band A Application)	100	100	Charges set by Statute
Licensing Act (Premises Band B Application)	190	190	Charges set by Statute
Licensing Act (Premises Band C Application)	315	315	Charges set by Statute
Licensing Act (Premises Band D Application)	450	450	Charges set by Statute
Licensing Act (Premises Band E Application)	635	635	Charges set by Statute
Licensing Act (Premises Band D* Application)	*900	*900	Charges set by Statute
Licensing Act (Premises Band E* Application)	*1,905	*1,905	Charges set by Statute
Licensing Act (Premises Band A Annual Fee)	70	70	Charges set by Statute
Licensing Act (Premises Band B Annual Fee)	180	180	Charges set by Statute
Licensing Act (Premises Band C Annual Fee)	295	295	Charges set by Statute
Licensing Act (Premises Band D Annual Fee)	320	320	Charges set by Statute
Licensing Act (Premises Band E Annual Fee)	350	350	Charges set by Statute
Licensing Act (Premises Band D* Annual Fee)	*640	*640	Charges set by Statute
Licensing Act (Premises Band E* Annual Fee)	*1,050	*1,050	Charges set by Statute
Licensing Act (Personal Licence Grant)	37	37	Charges set by Statute
Licensing Act (Personal Licence Renewal)	37	37	Charges set by Statute
Licensing Act (Replacement Personal Licence)	10.50	10.50	Charges set by Statute
Licensing Act (Personal Licence Name/Address change)	10.50	10.50	Charges set by Statute
Licensing Act (Temporary Event Notice [TEN])	21	21	Charges set by Statute
Licensing Act (Replacement Premises Licence)	10.50	10.50	Charges set by Statute
Licensing Act (Provisional Statement)	315	315	Charges set by Statute
Licensing Act (Change of Personal Licence Holder's details)	10.50	10.50	Charges set by Statute

*A multiplier will be applied to Band D and E premises, where they are exclusively or primarily in the business of supplying alcohol (mainly applies to large town and city centre pubs and clubs).

Item	Current Charges (£)	Proposed Charges (£)	Remarks
Licensing Act (Variation of Designated Premises Supervisor [DPS])	23	Unchanged	Charges set by Statute
Licensing Act (Transfer of Premises Licence)	23	Unchanged	Charges set by Statute
Licensing Act (Interim Authority Notice)	23	Unchanged	Charges set by Statute
Licensing Act (Change of Club name or rules)	10.50	Unchanged	Charges set by Statute
Licensing Act (Change of Club address)	10.50	Unchanged	Charges set by Statute
Licensing Act (Replacement TEN)	10.50	Unchanged	Charges set by Statute
Licensing Act (Freeholders rights to notification of licensing matters)	21	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 5,000 to 9,999 attending	*1,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 10,000 to 14,999 attending	*2,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 15,000 to 19,999 attending	*4,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 20,000 to 29,999 attending	*8,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 30,000 to 39,999 attending	*16,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 40,000 to 49,999 attending	*24,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 50,000 to 59,999 attending	*32,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 60,000 to 69,999 attending	*40,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 70,000 to 79,999 attending	*48,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 80,000 to 89,999 attending	*56,000	Unchanged	Charges set by Statute
Licensing Act (Large Temporary Events) 90,000 and over	*64,000	Unchanged	Charges set by Statute

* These charges are in addition to the Band Charges that will apply, as follows:

Band A	£100:00	
Band B	£190:00	
Band C	£315:00	
Band D	£450:00	
Band E	£635:00	
Band D	£900:00	(multiplier applies – see footnote to table on previous page)
Band E	£1,905:00	(multiplier applies – see footnote to table on previous page)

The following charges relate to premises regulated under the Gambling Act 2005.

Fees and Charges are set by Central Government and may not be changed.

	New regional casino (£)	New large casino (£)	New small casino (£)	Bingo (£)	Betting - not on course (£)	Track betting - on course (£)	Adult gaming centre (£)	Family entertainment centre (£)
Transition - fast track	255	255	255	255	255	255	255	255
Transition - non fast track				1,500	1,275	1,100	850	850
New application	12,750	8,500	6,800	2,975	2,550	2,125	1,700	1,700
New application - with Provisional Statement	6,800	4,250	2,550	510	510	400	510	400
Provisional Statement	12,750	8,500	6,800	2,975	2,550	2,125	1,700	1,700
Transfer	5,525	1,830	1,530	1,020	1,020	800	1,020	800
Re-instatement	5,525	1,830	1,530	1,020	1,020	800	1,020	800
Variation	6,375	4,250	3,400	1,500	1,275	1,100	850	850
Annual fees	12,750	8,500	4,250	850	510	850	850	650

MAXIMUM PREDICTED ADDITIONAL INCOME FROM ALL LICENSING FEES ~ £2,215