

REPORT TO: Executive Board
DATE: 29 March 2007
REPORTING OFFICER: Strategic Director – Corporate and Policy
SUBJECT: Gambling Act 2005 - Delegation
WARDS: Boroughwide

1. PURPOSE OF REPORT

To recommend the Council to delegate authority to the Regulatory Committee to set fees under section 212 Gambling Act 2005.

2. RECOMMENDED: That

The Executive Board recommend the Council to delegate authority to the Regulatory Committee its power to set fees under section 212 Gambling Act 2005 in accordance with section 154 Gambling Act 2005.

3. SUPPORTING INFORMATION

- 3.1 On 22 January 2007 the Regulatory Committee received a report on the Gambling Act 2005 which dealt with matters relating to powers and duties. The report detailed the matters which the legislation reserved exclusively either for full Council or for the Regulatory Committee.
- 3.2 Most fees under the Gambling Act 2005 are set by central government. However, section 212 of the Gambling Act 2005 enables Councils to set fee levels in limited circumstances. This function must be exercised by full Council unless the Council has delegated the function to the Regulatory Committee in accordance with section 154 Gambling Act 2005.
- 3.3 The Regulatory Committee resolved (Minute REG 19) that the Executive Board be requested to recommend the Council to delegate authority to the Regulatory Committee its power to set fees under section 212 Gambling Act 2005 in accordance with section 154 Gambling Act 2005.

4. POLICY IMPLICATIONS

- 4.1 The Council is fully entitled to exercise a policy decision to delegate this particular function.

5. OTHER IMPLICATIONS

5.1 There are no other implications arising out of this report.

6. LIST OF BACKGROUND PAPERS UNDER SECTION 100D LOCAL GOVERNMENT ACT 1972

This report is based on Regulatory Committee Minute REG 19.