

COMMITTEE Licensing Committee	DATE 3/9/08	CLASSIFICATION UNRESTRICTED	REPORT NO	AGENDA ITEM NO
REPORT OF – Colin Perrins Head of Trading Standards and Environmental Health (Commercial) Originating Officer – David Tolley Environmental Health Commercial Service Manager		TITLE London Local Authorities Act 1991 Application to Increase Licence Fee for the London Tattoo Convention Ward(s) affected St Katherine's & Wapping		

1. SUMMARY

- 1.1 A decision of the Licensing Committee is required following an approach by Marcus Berriman to hold the London Tattoo Convention at the Tobacco Dock, Porters Walk, London, E1W 2SE on the 26th September to 28th September 2008 to increase the standard Massage and Special Treatment Licence fee from £259.80 to £2250.00.

2. RECOMMENDATION

- 2.1 That the Licensing Committee considers the report together with any representations made to them during the hearing, and determine the request for increase in fees.

LOCAL GOVERNMENT 2000 (Section 97)
LIST OF "BACKGROUND PAPERS" USED IN THE PREPARATION OF THIS REPORT

Brief description of "background paper"

Name and telephone number of holder and address where background papers are open to inspection

3.0 BACKGROUND

- 3.1 The Policy Strategy Committee on the 13th October 1992 adopted the provisions of the London Local Authorities Act 1991 relating to Special Treatment premises.
- 3.2 The Act enables a system of licensing to be applied to establishments used for Special Treatments. Such establishments are defined as premises used for the reception or treatment of persons requiring massage, manicure, acupuncture, tattooing, cosmetic piercing, chiropody, light electric or other Special Treatments of a like kind, or vapour, sauna or other baths.
- 3.3 The purpose of the legislation is to allow controls to be applied to such premises through enforceable conditions relating to public order, safety, hygiene and the qualifications of staff. Applications for licences must be made in the manner prescribed by the Council.
- 3.4 No premises shall be used as an establishment for Special Treatments without holding a Special Treatment Licence, and in accordance with any conditions attached to such a Licence. The Council has also adopted standard licensing conditions, and these are given in **Appendix 1**.
- 3.5 The Council has also prescribed standard rules and procedures for a hearing which are given in **Appendix 2**.
- 3.6 The grounds on which the council may refuse to grant such a licence are defined in the Act, and these grounds are given in **Appendix 3**.

4. REPORT

- 4.1 An initial enquiry was made by Marcus Berriman to hold an international Tattoo Convention in Tobacco Dock, The Highway, Wapping. Officers met with the applicant to discuss the feasibility of the event and to outline safety considerations.
- 4.2 A Special Treatment Licence will be required to hold the event. This will enable conditions to be placed on the applicant along with health and safety guidelines to be imposed.
- 4.3 An application has been received from Marcus Berriman.
- 4.4 Officers have worked with the applicant and Health Protection Agency to determine guidelines.
- 4.5 The Convention will attract 150 tattooists from various countries, who will be offering tattoos to members of the public, mainly by appointment. The Convention is over three days and will be opened for about 10 hours a day on the 26th, 27th and 28th September 2008.
- 4.6 The capacity of the venue is approximately 3000 persons. The event will also have commercial stalls, art shows and exhibitions of artwork. The event organiser is also hoping to have television coverage.
- 4.5 This is the fourth time that the applicant has hosted this event. It is the first time the event will be held at Tobacco Dock.

4.6 It has been estimated the time commitment for determining the licence and monitoring the event will be 18 hours of pre planning meetings, 21 hours of administration and vetting the paperwork and a considerable amount of hours of monitoring and advice during and after the event. This results in a total cost of £2,250; this considerable amount of monitoring is required due to the high-risk nature of the event in controlling blood borne diseases, the control of clinical waste and the general public safety at the event.

5. COMMENTS OF THE DIRECTOR OF FINANCE

5.1 This report seeks approval to recover the administrative costs associated with the proposed London Tattoo Convention. These costs are estimated at approximately £2,250 which will be credited to the Environmental Health Commercial Budget.

6. COMMENTS OF THE ASSISTANT CHIEF EXECUTIVE (LEGAL SERVICES)

6.1 This report is seeking Members approval to an exceptional increase in a fee for a special treatment licence.

6.2 Special Treatments Licences are granted in accordance with Part II of the London Local Authorities Act 1991 (as amended) and section 7(7) of that Act provides that an applicant shall pay to the Council upon an application for such a licence such a reasonable fee as the Council determines. Although the Council has determined fees, such a fee is not reasonable based on the nature of this event and Members are therefore being asked to determine an exceptional fee for this event.

6.3 Based on the reasons set out in paragraph 4 of the report, the increase of the fee for this application is reasonable in all circumstances.