



### Licensing and Regulatory Committee

**Time and Date**

10.00 am on Tuesday, 5th July, 2016

**Place**

Committee Rooms 2 and 3 - Council House

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**Public Business****1. Apologies****2. Declarations of Interest****3. Minutes** (Pages 1 - 6)

To agree the minutes of the Committee meeting held on 26 April 2016.

**4. Exclusion of Press and Public**

To consider whether to exclude the press and public for the items of private business for the reasons shown in the reports.

**5. Outstanding Issues Report**

There are no outstanding issues to report.

**6. Any other items of public business which the Chair decides to take as matters of urgency because of the special circumstances involved****Private Business****7. Reports of the Executive Director of Place**

7.1 Illegal Tobacco Products (Pages 7 - 14)

7.2 Illegal shisha tobacco and smoking in an enclosed premise (Pages 15 - 20)

**PLEASE NOTE: The first taxi applicant has been requested to attend Committee at 10.15am**

**8. Applications for the Grant/Suitability to hold Hackney Carriage & Private Hire Drivers' Licences**

Reports of the Executive Director, Place on the following:  
(Listing Officer: Mick Coggins – tel: 024 7683 2183)

8.1 Application for Grant of A Hackney Carriage Driver's Licence (Pages 21 - 32)

9. **Any other items of private business which the Chair decides to take as matters of urgency because of the special circumstances involved**

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Chris West, Executive Director, Resources, Council House Coventry

Monday, 27 June 2016

Note: The person to contact about the agenda and documents for this meeting is Usha Patel, tel: 024 7683 3198

Membership: Councillors A Andrews, R Auluck, J Clifford, G Crookes, D Gannon, B Kaur, D Kershaw, T Khan (Chair), M Lapsa, A Lucas, T Mayer, R Thay (Deputy Chair), C Thomas and S Walsh

Please note: a hearing loop is available in the committee rooms

If you require a British Sign Language interpreter for this meeting  
OR if you would like this information in another format or language please contact us.

**Usha Patel**

**Tel: 024 7683 3198**

**Email: [usha.patel@coventry.gov.uk](mailto:usha.patel@coventry.gov.uk)**

**Coventry City Council**  
**Minutes of the Meeting of Licensing and Regulatory Committee held at 9.30 am**  
**on Tuesday, 26 April 2016**

Present:

Members: Councillor D Galliers (Chair)  
Councillor A Andrews  
Councillor R Auluck  
Councillor L Bigham  
Councillor J Birdi  
Councillor G Crookes  
Councillor G Duggins  
Councillor L Harvard  
Councillor M Lapsa  
Councillor J Mutton  
Councillor R Thay

Employees (by Directorate):

Place: D. Blackburn, N. Castledine, M. Coggins, M. Fothergill, A. Harwood, J. Thompson, A. Walster

Resources: C. Sinclair, A. Wright

Apologies: Councillor M Ali, J Innes and J O'Boyle

## Public Business

### 89. Declarations of Interest

There were no declarations of interest.

### 90. Minutes

The minutes of the Committee meeting held on 22 March 2016 and the Sub-committee hearings held on 4 and 12 April 2016 were signed as true records.

### 91. Exclusion of Press and Public

**RESOLVED that, under Section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business indicated below, on the grounds that those items involve the likely disclosure of exempt information and that there would be no public interest in disclosing that information, as defined in Schedule 12A of that Act, in particular those paragraphs of Part 1 of the Schedule as indicated:**

| Minute no. | Subject  | Relevant Paragraphs of Part 1 of Schedule 12A |
|------------|--|---|
| 94         | Dirty conditions and failure to protect food from contamination at a fast-food | 7   |

|            |   |                |
|------------|---|----------------|
|            | <b>takeaway</b>   |                |
| <b>95</b>  | <b>Minced lamb sold containing substantial amounts of port, beef and chicken.</b>                           | <b>7</b>       |
| <b>96</b>  | <b>Mouse infestation and poor conditions at a supermarket</b>   | <b>7</b>       |
| <b>97</b>  | <b>Mouse infestation and poor conditions at a restaurant</b>  | <b>7</b>       |
| <b>98</b>  | <b>Poor conditions at a cake shop</b>   | <b>7</b>       |
| <b>99</b>  | <b>Non-compliance with a Formal Notice under the Prevention of Damage by Pests Act 1949 (Report 02)</b>     | <b>7</b>       |
| <b>100</b> | <b>Applications for the Grant/Suitability to hold Hackney Carriage &amp; Private Hire Drivers' Licences</b> | <b>1 and 3</b> |

**92. Outstanding Issues Report**

There were no outstanding issues.

**93. Any other items of public business which the Chair decides to take as matters of urgency because of the special circumstances involved**

There were no other items of public business.

**94. Dirty conditions and failure to protect food from contamination at a fast food takeaway**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under (EC) 852/2004 (Regulation 19) of The Hygiene of Foodstuffs regulations against appropriate persons in respect of the alleged dirty conditions and failure to protect food from potential contamination at Stoney Fried Chicken, 217 Stoney Stanton Rd, Coventry, CV1 4FT.

In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.

**95. Minced lamb sold containing substantial amounts of pork, beef and chicken**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under Section 14 of the Food Safety Act 1990 and the Consumer Protection from Unfair Trading Regulations 2008, against appropriate persons in respect of the alleged sale of minced lamb containing substantial amounts of pork, beef and chicken at Joe's Family Butchers, 1035 Foleshill Road, Coventry, CV6 6ER.

In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.

96. **Mouse Infestation and Poor Conditions at a Supermarket**

**RESOLVED** that having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under (EC) No 852/2004 (Regulation 19) of The Hygiene of Foodstuffs and associated regulations against appropriate persons in respect of the alleged mouse infestation and poor conditions at Polskie Delikatesy Smaczek, 4-6 Shelton Square, Coventry, CV1 1DG.

In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.

97. **Mouse Infestation and Poor Conditions at a Restaurant**

**RESOLVED** that having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under (EC) No 852/2004 (Regulation 19) of The Hygiene of Foodstuffs and associated regulations against appropriate persons in respect of the alleged mouse infestation and poor conditions at Pizza King and Kebab House, 619 Foleshill Road, Coventry, CV6 5JR.

In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.

98. **Poor Conditions at a Cake Shop**

**RESOLVED** that having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under (EC) No 852/2004 (Regulation 19) of The Hygiene of Foodstuffs and associated regulations against appropriate persons in respect of the alleged poor conditions at Egg Free Cake Box Ltd, 432 Foleshill Road, Coventry, CV6 5JX.

In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.

99. **Non-compliance with a Formal Notice under the Prevention of Damage by Pests Act 1949 (Report 02)**

**RESOLVED that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Prevention of Damage by Pests Act 1949 against appropriate persons in respect of the alleged non-compliance with a Formal Notice served under the above Act on the owner of 400-402 Foleshill Road , Coventry, CV6 5AN.**

**In addition it was agreed to delegate powers to the Assistant Director for Planning, Transport and Highways to authorise legal proceedings for any further offences which may come to light before the case under consideration has been resolved in court.**

**100. Applications for the Grant/Suitability to hold Hackney Carriage & Private Hire Drivers' Licences**

**RESOLVED that having considered the circumstances set out in the reports of the Executive Director of Place now submitted:**

- (a) The Hackney Carriage Driver's Licence held by Mr Nurul Muhammed Alam be confirmed and the Executive Director of Place be instructed to issue him with a written warning.**

(Note: Mr Alam and his representative attended the meeting in support of his case.)

- (b) The application for grant of a Hackney Carriage Driver's Licence by Mr Talbinder Singh Banwait be approved with a written warning.**

(Note: Mr Banwait attended the meeting in support of his case.)

- (c) The application for grant of a Hackney Carriage Driver's Licence by Mr Abdelkerim Zeinu be refused.**

(Note: Mr Zeinu attended the meeting in support of his application.)

**101. Any other items of private business which the Chair decides to take as matters of urgency because of the special circumstances involved**

**(a) CSE Training Update**

The Committee received a briefing on CSE training for existing taxi drivers and new applicants. Following discussion, the Committee instructed officers to issue a one month timeframe for drivers to book themselves onto the CSE training course. Those who did not comply would have their licences reviewed.

**(b) Thanks**

On the occasion of his last meeting before retiring from the Council, the Chair, Councillor Galliers, thanked members of the Committee and officers for their work over the past year. Members of the Committee paid tribute to

the work undertaken by Councillor Galliers as Chair of the Committee and wished him well for the future.

(Meeting closed at 11.20 am)

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of the Local Government Act 1972.

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