



### Licensing and Regulatory Committee

**Time and Date**

10.00 am on Tuesday, 24th January, 2017

**Place**

Diamond Room 2 - Council House

**Public Business****1. Apologies****2. Declarations of Interest****3. Minutes** (Pages 1 - 4)

To agree the minutes of the Committee meeting held on 20 December 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 Non-Compliance with a formal Notice under the Prevention of Damage by Pest Act 1949 (216021839) (Pages 5 - 10)

7.2 Illegal Tobacco Products (1) (Pages 11 - 16)

7.3 Illegal Tobacco Products (2) (Pages 17 - 24)

**PLEASE NOTE: The first taxi applicant has been requested to attend Committee at 10.20 am**

**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 Review of Hackney Carriage Driver's Licence (Pages 25 - 62)
- 8.2 Application for Grant of a Private Hire Driver's Licence (Pages 63 - 78)
- 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, 16 January 2017

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

Membership: Councillors R Auluck, J Clifford, G Crookes, D Gannon, B Kaur, D Kershaw, T Khan (Chair), A Lucas, T Mayer, G Ridley, T Sawdon, 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/Carolyn Sinclair**

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[Carolyn.sinclair@coventry.gov.uk](mailto:Carolyn.sinclair@coventry.gov.uk)**

**Coventry City Council**  
**Minutes of the Meeting of Licensing and Regulatory Committee held at 10.00 am**  
**on Tuesday, 20 December 2016**

Present:

Members: Councillor T Khan (Chair)  
Councillor R Auluck  
Councillor J Clifford  
Councillor G Crookes  
Councillor D Kershaw  
Councillor A Lucas  
Councillor T Mayer  
Councillor T Sawdon  
Councillor R Thay (Deputy Chair)  
Councillor C Thomas  
Councillor S Walsh

Employees (by Directorate):

Place: S Beechey, M Fothergill, A Harwood

Resources: U Patel, A Wright

Apologies: Councillor D Gannon and G Ridley

## Public Business

### 41. Declarations of Interest

There were no declarations of interest.

### 42. Minutes

The minutes of the Committee meeting held on 25 October 2016 were signed as a true record. The minutes of the Sub-Committee (Hearings) held on 2 and 30 September and 10, 15 and 30 November 2016 were also signed as true records.

### 43. Exclusion of Press and Public

**RESOLVED** that, under Section 1004(A) 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, as defined in Schedule 12A of that Act, in particular those paragraphs of Part 1 of the Schedule as indicated:

Minute No.	Subject	Relevant Paragraph of Part 1 of Schedule 12A
46	Illegal DVDs	7
47	Illegal Cosmetic Products	7

48	Meat Substitution in Takeaway Curry	7
49	Non-compliance with Section 61(1) of the Housing Act 2004	7
50	Non-compliance with Improvement Notice – Section 11 & 12 of the Housing Act 2004	7
51	Non-compliance with Management of Houses in Multiple Occupation (England) Regulations 2006 (21078)	7
52	Non-compliance with Management of Houses in Multiple Occupation (England) Regulations 2006 (28135 & 11819)	7
53	Applications for the Grant/Suitability to hold Hackney Carriage & Private Hire Driver's Licences	1 & 3

#### 44. **Outstanding Issues Report**

There were no outstanding issues.

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

- (a) The Chair welcomed Councillor Sawdon to his first meeting of the Committee.
- (b) The Chair, on behalf of the Committee, thanked Councillor Andrews for his valuable contribution and hard work as a member of the Committee over the years.

#### 46. **Illegal DVDs**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Trade Marks Act 1994 and the Video Recordings Act 1984 against appropriate persons in respect of the alleged illegal DVDs found at Deans Video, 6 Wheelwright Lane, Coventry.

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

**47. Illegal Cosmetic Products**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under Regulation 12(1) of the Cosmetic Products Enforcement Regulations 2013 and Regulation 20 of the General Product Safety Regulations 2005 against appropriate persons in respect of the alleged illegal cosmetic products found at Barcode, 21b The Burgess, Coventry.

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

**48. Meat Substitution in Takeaway Curry**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Food Safety Act 1990 and the Consumer Protection from Unfair Trading Regulations (CPUTR) 2008 against appropriate persons in respect of the alleged meat substitution in a takeaway curry at New Bengal Spice Coventry Ltd, 49 Corporation Street, Coventry.

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

**49. Non-compliance with Section 61(1) of the Housing Act 2004**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Housing Act 2004 against appropriate persons in respect of the alleged non-compliance with Section 61(1) of the Housing Act 2004 by the owner of 133 Terry Road, Coventry.

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

**50. Non-compliance with Improvement Notice - Section 11 & 12 of the Housing Act 2004**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Housing Act 2004 against appropriate persons in respect of the alleged non-compliance with Section 11 and 12 of the Housing Act 2004 by the owner of 226 Swan Lane, Coventry.

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

**51. Non-compliance with Management of Houses in Multiple Occupation (England) Regulations 2006 (21078)**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Housing Act 2004 against appropriate persons in respect of the alleged non-compliance with the Management of Houses in Multiple Occupation (England) Regulations 2006 by the owner of 12-14 Lower Ford Street, Coventry.

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

**52. Non-compliance with Management of Houses in Multiple Occupation (England) Regulations 2006 (28135 & 11819)**

**RESOLVED** that, having considered a report of the Executive Director of Place, the Council Solicitor be authorised to institute legal proceedings under the Housing Act 2004 against appropriate persons in respect of the alleged non-compliance with the Management of Houses in Multiple Occupation (England) Regulations 2006 by the owner of 25 Coundon Road, and 38 Northumberland Road, Coventry.

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

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

The consideration of the application for the grant of a Private Hire Driver's Licence by Mr Gurcharan Singh be deferred to the next scheduled Committee meeting to allow him a further opportunity to attend the meeting in support of his application.

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

There were no other items of private business.

(Meeting closed at 11.50 am)



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