

**Coventry City Council**  
**Minutes of the Meeting of Licensing and Regulatory Committee held at 10.00 am**  
**on Tuesday, 27 March 2018**

Present:

Members: Councillor R Thay (Deputy Chair)  
Councillor J Birdi  
Councillor J Clifford  
Councillor G Crookes  
Councillor L Harvard  
Councillor B Kaur  
Councillor A Lucas  
Councillor C Thomas  
Councillor S Walsh

Employees (by Directorate):

Place: S Beechey, A Harwood, T Johnson, L Millar, U Patel, S Yarker

Apologies: Councillor D Gannon, D Kershaw, T Khan, T Mayer and G Ridley

## **Public Business**

### **56. Declarations of Interest**

Councillor Thomas declared an 'Other Interest' in the matter referred to in Minute 64(a) below relating to "Review of Hackney Carriage Driver's Licence". The interest arose as she is Chair of the Cabinet Member for Policing and Equalities – Disability Equality Advisory Panel. She remained in the meeting for the consideration of the item.

### **57. Minutes**

The minutes of the Committee meeting held on 23 January 2018 and the Sub-Committee (Hearing) held on 12 June 2017 were agreed and signed as true records.

### **58. 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 item 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:**

<b>Minute No.</b>	<b>Subject</b>	<b>Relevant Paragraph of Part 1 of Schedule 12A</b>
61	Counterfeit Mobile	7

	Phones & Headphones	
62	Non-compliance with a Formal Notice under the Prevention of Damage by Pests Act 1949 (WK/217032987)	7
63	General store found with food beyond "Use by" date "Unsafe" toys and illegal cigarettes in possession for sale	7
70	Applications for the Grant/Suitability to hold Hackney Carriage & Private Hire Driver's Licences	1 & 3

**59. Outstanding Issues Report**

There were no outstanding issues.

**60. 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.

**61. Counterfeit Mobile Phones & Headphones**

**RESOLVED** that, having considered a report of the Deputy Chief Executive (Place):-

- 1) The Council Solicitor be authorised to institute legal proceedings under the Trade Marks Act 1994 and the General Product Safety Regulations 2005 against appropriate persons in respect of the discovery of the sale and supply of counterfeit mobile phones and headphones at SPD Online Ltd, t/as Super Phonedeads, 268 Harnall Lane East, Coventry.
- 2) That authority be delegated to the Director of 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.

**62. Non-compliance with a Formal Notice under the Prevention of Damage by Pests Act 1949 (WK/217032987)**

**RESOLVED** that, having considered a report of the Deputy Chief Executive (Place):-

- 1) The Council Solicitor be authorised to institute legal proceedings under the Prevention of Damage by Pests Act against appropriate persons in respect of the alleged non-compliance with a Formal Notice served under the above Act on the owners of 2 Cherry Close, Coventry.
- 2) That authority be delegated to the Director of 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.

63. **General store found with food beyond "Use by" date "Unsafe" toys and illegal cigarettes in possession for sale**

**RESOLVED** that, having considered a report of the Deputy Chief Executive (Place):-

- 1) The Council Solicitor be authorised to institute legal proceedings under the Food Safety and Hygiene (England) Regulations 2013, the Toy Safety Regulations 2011, General Product Safety Regulations 2005 and Tobacco and Related Products Regulations 2016 against appropriate persons in respect of the alleged food beyond use-by date, unsafe toys and illegal cigarettes in possession for sale found at Stoney Mini Market, 211 Stoney Stanton Road, Coventry.
- 2) That authority be delegated to the Director of 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.

64. **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 Deputy Chief Executive (Place) now submitted:

- (a) The Hackney Carriage driver's licence held by Mr Homayon Rasoly be revoked with immediate effect.

(Notes: (i) Mr H Rasoly and his representative attended the meeting in support of his case.

(ii) The complainant and his representative attended the meeting in support of his complaint.)

65. **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 12.30 pm)