



Licensing and Regulatory Committee

Time and Date

10.00 am on Tuesday, 24th April, 2018

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 27 March 2018.

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 Deputy Chief Executive (Place)**

7.1 Illicit tobacco products (Pages 5 - 18)

7.2 Illegal Tobacco Goods (1) (Pages 19 - 24)

7.3 Illegal Tobacco Goods (2) (Pages 25 - 30)

PLEASE NOTE: The first taxi applicant has been requested to attend Committee at 10.30 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 31 - 54)

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

Martin Yardley, Deputy Chief Executive, Place, Council House Coventry

Monday, 16 April 2018

Note: The person to contact about the agenda and documents for this meeting is Usha Patel/Carolyn Sinclair Tel: 024 7683 3198/3166

Membership: Councillors J Birdi, J Clifford, G Crookes, D Gannon, L Harvard, B Kaur, D Kershaw, T Khan (Chair), A Lucas, T Mayer, G Ridley, 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

Tel: 024 7683 3198/3166

**Email: usha.patel@coventry.gov.uk or
Carolyn.sinclair@coventry.gov.uk**

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:

Minute No.	Subject	Relevant Paragraph of Part 1 of Schedule 12A
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)

By virtue of paragraph(s) 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

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