

Coventry City Council
Minutes of the Meeting of Licensing and Regulatory Committee held at 9.30 am
on Tuesday, 10 December 2019

Present:

Members: Councillor C Thomas (Chair)
Councillor F Abbott
Councillor J Birdi
Councillor J Clifford
Councillor B Gittins
Councillor R Lakha
Councillor G Lloyd
Councillor A Lucas
Councillor R Thay
Councillor S Walsh

Employees (by Directorate):

Place: N Castledine, M Coggins, R Hammond, A Harwood, C Hickin,
U Patel, R Vaughan

Apologies: Councillor J Innes, B Kaur, T Mayer and G Ridley

Public Business

62. Chair

In the absence of the Chair and Deputy Chair at the commencement of the meeting, Councillor A Lucas, chaired the meeting for items 7.1 to 7.4, Minutes 67-70 below.

63. Declarations of Interest

There were no declarations of interest.

64. Minutes

The minutes of the meeting held on 5 November, 2019 were signed as a true record.

65. 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, 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
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		12A
68	Serious Fall from Height in City Welding Workshop	7
69	Cockroach Infestation at Takeaway Food Business	7
70	Non Compliance with a Formal Notice Under the Prevention of Damage by Pests Act 1949	7
71	Counterfeit Understrength Vodka	7
72	Application for the Grant/Suitability to hold Hackney Carriage & Private Hire Driver's Licences	1 & 3

66. Outstanding Issues Report

There were no outstanding issues.

67. 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.

68. Serious Fall from Height in City Welding Workshop

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

- 1. The Council Solicitor be authorised to institute legal proceedings under the Health and Safety at Work etc. Act 1974, The Management of Health and Safety at Work Regulations 1999 and The Working at Height Regulations 2005 against appropriate persons in respect of the alleged serious fall from height in city welding workshop Wanzl UK Ltd, Unit B, Colonnade Point, Central Boulevard, Prologis Park, Coventry CV6 4BU.**
- 2. That authority be delegated to the Director (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.**

69. Cockroach Infestation at Takeaway Food Business

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

1. That the Council Solicitor be authorised to institute legal proceedings under the Food Safety and Hygiene (England) Regulations 2013 and (EC) No 852/2004 of the Hygiene of Foodstuffs and associated regulations against appropriate persons in respect of the alleged cockroach infestation at Fried Chicken Express, 180 Lythalls Lane, Coventry CV6 6FT.
2. That authority be delegated to the Director (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.

70. Non Compliance with a Formal Notice Under the Prevention of Damage by Pests Act 1949

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

1. That 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 owners of 30 Broad Street, Coventry, CV6 5AZ.
2. That authority be delegated to the Director (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.

71. Counterfeit Understrength Vodka

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, the Food Safety Act 1990 and the Consumer Protection from Unfair Trading Regulations 2008 against appropriate persons in respect of the alleged counterfeit understrength vodka found at The New Albany Limited, 24 Albany Road, Coventry, CV5 6JU.
2. That authority be delegated to the Director (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.
3. In light of the above, the Premises Licence issued under the Licensing Act 2003 be reviewed.

72. 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 Mohammed Asif Sahily be suspended for a period on 3 months.

(Note: Mr M A Sahily and his legal representative attended the meeting in support of his case)

73. 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 12.15 pm)