
28 February 2017

Name of Cabinet Member:

Not applicable

Director Approving Submission of the report:

Executive Director, Place

Ward(s) affected:

Not applicable

Title:

Report of Recent Prosecutions: 1 November 2016 – 27 February 2017

Is this a key decision?

No

Executive Summary:

The purpose of this report is to update Members on any prosecutions authorised by Licensing and Regulatory committee that have concluded at Court between 1 November 2016 and 27 February 2017.

Recommendations:

That the report is noted.

List of Appendices included:

Schedule of Prosecutions concluded between 1st November 2016 and 27th February 2017

Other useful background papers:

None

Has it been or will it be considered by Scrutiny?

No

Has it been or will it be considered by any other Council Committee, Advisory Panel or other body?

No

Will this report go to Council?

No

1. Context (or background)

1.1 At a Licensing and Regulatory Committee meeting on 24th January 2017, Members indicated that they would like to receive feedback of the results of any prosecutions that were authorised by the Committee once they had concluded at Court. It was subsequently decided that the most appropriate way of achieving this would be a Public Report to the Licensing and Regulatory Committee on a quarterly basis.

2. Options considered and recommended proposal

2.1 *Not applicable*

3. Results of consultation undertaken

3.1 *Not applicable*

4. Timetable for implementing this decision

4.1 *Not applicable*

5. Comments from Executive Director, Resources

5.1 Financial implications

Upon conviction before the Court, an application is made to recover investigation and legal costs in full. A Court will consider the application in conjunction with the defendant's financial means, if known, and make an Order for costs. There is no guarantee that full costs, or indeed any costs, will be awarded at the conclusion of a Prosecution case.

5.2 Legal implications

Each defendant convicted of an offence has an automatic right of appeal to the Crown Court against conviction or sentence within 21 days. As some of the cases contained within this report are still subject to this 21 day period, it is possible that appeals may be lodged subsequent to this Committee meeting. Members will be updated on future reports if this is the case.

6. Other implications

None

6.1 How will this contribute to achievement of the Council's key objectives / corporate priorities (corporate plan/scorecard) / organisational blueprint / Local Area Agreement (or Coventry Sustainable Community Strategy)?

Not applicable

6.2 How is risk being managed?

Not applicable

6.3 What is the impact on the organisation?

Not applicable

6.4 Equalities / EIA

Not applicable

6.5 Implications for (or impact on) the environment

Not applicable

6.6 Implications for partner organisations?

Not applicable

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Enquiries should be directed to the above person.

Contributor/approver name	Title	Directorate or organisation	Date doc sent out	Date response received or approved
Contributors:				
Names of approvers for submission: (officers and members)				
Legal: Gill Carter	Senior Solicitor	Resources	09.02.17	09.02.17

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Appendices

Schedule of Prosecutions concluded between 1st November 2016 and 27th February 2017

Name(s)	Offence	Plea	Date Case Concluded	Sentence	Costs Awarded
Zaheer Novsarka	Non-compliance with s4 PDPA Notice	Proven in absence	16.11.16	Fine £220 Victim surcharge £30	£510 (Full)
Kochar Kochar, Mohammed Sardar, Sardar Zade	Possession with intent to supply illicit tobacco products	Guilty	12.12.16	Kochar: 12 months imprisonment suspended for 18 months with 300 hours unpaid work Sardar: 6 months imprisonment suspended for 12 months with 200 hours unpaid work and 25 day rehabilitation activity requirement Zade: 12 month community order with 140 hours unpaid work	£1,800 (Contribution) £500 (Contribution) £0
Lynne Burnham	Illegal eviction	Guilty	10.01.17	18 month Conditional Discharge Victim surcharge £15	£135 (Contribution)