
27 June 2017

Name of Cabinet Member:

Not applicable

Director Approving Submission of the report:

Deputy Chief Executive, Place

Ward(s) affected:

Not applicable

Title:

Report of Recent Prosecutions: 28 February 2017 – 31 May 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 28 February 2017 and 31 May 2017.

Recommendations:

That the report is noted.

List of Appendices included:

Schedule of Prosecutions concluded between 28 February 2017 and 31 May 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 in the Magistrates Court 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

Report author(s): Amy Wright

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Directorate: Place

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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 |
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| Names of approvers for submission: (officers and members) | | | | |
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| Legal: Gill Carter | Senior Solicitor | Place | 02.06.17 | 02.06.17 |
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www.coventry.gov.uk/councilmeetings

Appendices

Schedule of Prosecutions concluded between 28th February 2017 and 31st May 2017

| Name(s) | Offence(s) | Date of L&R Authorisation | Plea | Date Case Concluded | Sentence | Costs Awarded |
|---------------------------------|---|---------------------------|-------------------|---------------------|---|----------------|
| Gurdev Singh Jandu | Failure to comply with PDPA Notice and Housing Act Improvement Notice | 26.10.16 and 20.12.16 | Guilty | 15.3.17 | Fine £4,020 Victim Surcharge £170 | £795 (full) |
| David Rose | Breach of Management Regulations | 20.12.16 | Proven in absence | 29.3.17 | Fine £2,200 Victim Surcharge £170 | £1,886 (full) |
| Karron Mahammed Zadeh | Possession of illicit cigarettes with intent to supply | 24.01.17 | Guilty | 26.04.17 | Fine £160 Victim Surcharge £30 | £185 (partial) |
| Neaz Salah | Possession of illicit cigarettes with intent to supply | 24.01.17 | Guilty | 17.05.17 | Fine £195 Victim Surcharge £30 | £150 (partial) |
| Saman Sabir | Possession of illicit cigarettes with intent to supply | 24.01.17 | Guilty | 17.05.17 | Fine £300 Victim Surcharge £30 | £150 (partial) |
| Muhammed Altaf/Shabs Ltd | Breach of Cosmetic Regulations | 20.12.16 | Guilty | 17.05.17 | Muhammed Altaf:- Fine £250 Victim Surcharge £30 Shabs Ltd:- Fine £1,000 Victim Surcharge £30 | £1,422 (full) |
| New Bengal Spice (Coventry) Ltd | Breach of Consumer Protection against Unfair Trading Regulations | 20.12.16 | Guilty | 24.05.17 | Fine £2,000 Victim Surcharge £170 | £1,000 (full) |

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|---------------------|--|----------|--------|----------|--|---|
| Mohammed Noor Uddin | Breach of Consumer Protection against Unfair Trading Regulations | 20.12.16 | Guilty | 24.05.17 | Fine £256 Victim Surcharge £30 | £706 (full) |
| Mohammed Imran Dean | Selling Counterfeit DVD's | 20.12.16 | Guilty | 24.05.17 | 6 months imprisonment suspended for 18 months with 160 hours unpaid work | Costs to be decided at the end of proceedings under Proceeds of Crime Act 2002, which are ongoing |