

**REPORT FROM: PLANNING, BUILDING CONTROL & LICENSING SERVICE
MANAGER**

TO: TAXI LICENSING AND OTHER LICENSING COMMITTEE

DATE: 19 JUNE 2017

Report Author: Jackie Allen
Tel. No: 661638
E-mail: jackie.allen@pendle.gov.uk

RESULTS OF APPEALS/PROSECUTIONS

PURPOSE OF REPORT

To report, for information, the decisions and pending appeals/prosecutions since the last meeting.

APPEALS

1. **Crown/Greenline, Colne – appeal to remove a condition that Murtaza Khaliq also known as Muntaza Khaliq does not enter the private hire base in Market Place, Colne or drive any licensed vehicles belonging to Crown and Greenline.**

Appeal previously dismissed by Burnley Magistrates' Court. The operator appealed their decision to Burnley Crown Court where the judge called into question whether the operator, Mohammed Sajid Khaliq was a fit and proper person to operate the business and warned that if the appeal went ahead, it could jeopardise the future of his operator's licence. Following advice from his barrister, Mohammed Khaliq withdrew his appeal and was ordered to pay £2,033.26 in court costs.

PROSECUTIONS

2. **Mohammed Sharif – driving a private hire vehicle without a private hire driver's licence**

Mohammed Sharif appeared before Burnley Magistrates' Court on 6th February 2017 for sentencing regarding him driving a private hire vehicle with a driver's licence on three separate occasions. He was fined £175, £30 victim surcharge and £200 costs.

PENDING APPEALS

2. **UK Cars & Fence Private Hire – appeal against revocation of private hire operator's licence**

A 2 day trial has been set for 6th & 7th September, 2017 at Burnley Magistrates' Court.

3. **Matrix Reloaded – appeal to remove the condition that the previous operators of Matrix are not to partners, shareholders, or employees of the business Matrix Reloaded nor act for Matrix Reloaded under a contract for services.**

No date set as yet.

IMPLICATIONS

Policy: An appeal can be lodged to the Magistrates' Court against a decision to refuse, renew, suspend or revoke a licence or any conditions attached to a licence.

Financial: There is a cost to the Council for legal representation.

Legal: The Council can defend an appeal.

Risk Management: None arising directly from the report.

Health and Safety: None arising directly from the report.

Sustainability: None arising directly from the report.

Community Safety: None arising directly from the report.

Equality and Diversity: None arising directly from the report.

LIST OF BACKGROUND PAPERS - None