

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

TO: TAXI AND OTHER LICENSING COMMITTEE

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RESULTS OF APPEALS/PROSECUTIONS

PURPOSE OF REPORT

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

APPEALS

1. Ishtiaq Ahmed – refusal of private hire driver’s licence

Appeal heard at Burnley Magistrates’ Court on 9 September 2016. The appeal was allowed as the court felt that enough time had elapsed since the revocation of his licence following the caution for possession of drugs in March 2015.

The Council has appealed the decision of the Magistrates to the Crown Court as it is felt the decision was not the right one in the interest of public safety.

PENDING APPEALS

2. Matrix Cars, Nelson – revocation of the private hire operator’s licence

An interim hearing has been set for 4 November 2016 at Burnley Magistrates’ Court.

3. 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 has appealed their decision to the Crown Court. A date is from the Court is awaiting.

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