

BIRMINGHAM CITY COUNCIL

**REPORT OF THE DIRECTOR OF REGULATION AND ENFORCEMENT
TO THE LICENSING AND PUBLIC PROTECTION COMMITTEE**

17 JANUARY 2017
ALL WARDS

PROSECUTIONS AND CAUTIONS – NOVEMBER 2017

1. Summary
 - 1.1 This report summarises the outcome of legal proceedings taken by Regulation and Enforcement during the month of November 2017.
2. Recommendation
 - 2.1 That the report be noted.

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3. Results

3.1 During the month of November 2017 the following cases were heard at Birmingham Magistrates Court, unless otherwise stated:

- Two Licensing cases were finalised resulting fines of £585 and prosecution costs of £400. 12 penalty points were awarded. 20 simple cautions were administered as set out in Appendix 1.
- 82 Environmental Health cases resulted in fines of £29,100 and a 3 month conditional discharge. Prosecution costs of £23,916 were awarded together with clean-up costs in the sum of £321. One simple caution was administered as set out in Appendix 2.
- No Trading Standards cases were finalised during November 2017. One simple caution was administered as set out in Appendix 3.
- Appendix 4 lists cases finalised by district in November 2017 and cases finalised by district April - November 2017.
- Appendix 5 lists the enforcement activity undertaken by the Waste Enforcement Team in April - October 2017.

4. Consultation

4.1 The Enforcement Policy that underpins the work identified in this report is approved by your Committee. The policy reflects the views of the public and business in terms of the regulation duties of the Council. Any enforcement action[s] taken as a result of the contents of this report are subject to that Enforcement Policy.

5. Implications for Resources

5.1 Costs incurred in investigating and preparing prosecutions, including officers' time, the professional fees of expert witnesses etc. are recorded as prosecution costs. Arrangements have been made with the Magistrates Court for any costs awarded to be reimbursed to the City Council. Monies paid in respect of fines are paid to the Treasury.

5.2 For the year April 2017 to November 2017 the following costs have been requested and awarded:

Licensing

£13,202 has been requested with £8,142 being awarded (62%).

Environmental Health

£232,003 has been requested with £190,029 being awarded (82%).

Trading Standards

£73,251 has been requested with £65,036 being awarded (89%).

- 5.3 For the month of November 2017 the following costs have been requested and awarded:

Licensing

£943 has been requested with £400 being awarded. (42%)

Environmental Health

£32,294 has been requested with £23,916 being awarded (74%).

Trading Standards

No costs requested or awarded

6. Implications for Policy Priorities

- 6.1 The contents of this report contribute to the priority action of ensuring business compliance with legislation to protect the economic interests of consumers and businesses as contained in the Council Business Plan 2015+.

7. Public Sector Equality Duty

- 7.1 The actions identified in this report were taken in accordance with the Enforcement Policy of the Licensing and Public Protection Committee which ensures that equality issues have been addressed.

Head of Environmental Health

on behalf of:

DIRECTOR OF REGULATION AND ENFORCEMENT

Background Papers: Nil

LICENSING CASES**APPENDIX 1**

	Date Case Heard	Name & Address	Offence details (including Legislation)	Fine/Penalty & Costs	Ward of defendant	Ward - Offence committed
1	9/11/17	Mohammed Farooq 110 Wood Lane Handsworth Wood Birmingham B20 2AH	Town Police Clauses Act 1847 & Road Traffic Act 1988 Pleaded guilty to two offences: one of plying for hire in Broad Street, Birmingham and one of consequently having invalid insurance.	£235 fine x no insurance No separate penalty for plying + 6 penalty points £200 costs (£491 requested)	Handsworth Wood	Ladywood
2	9/11/17	Omid Qasmi 113 Corporation Street Dudley West Midlands DY2 7QT	Town Police Clauses Act 1847 & Road Traffic Act 1988 Pleaded guilty to two offences: one of plying for hire in Bennetts Hill, Birmingham and one of consequently having invalid insurance.	£350 fine x no insurance No separate penalty for plying + 6 penalty points £200 costs (£452 requested)	Out of area	Ladywood

LICENSING SIMPLE CAUTIONS

During the period of November 2017, 20 simple cautions have been administered.

Local Government (Miscellaneous Provisions) Act 1976

Section 48(6) Three cautions were issued for failing to display a private hire vehicle licence plate

Section 54(2) One caution was issued for failing to wear the drivers badge in a position and manner as to be plainly and distinctly visible

Section 64(3) Six cautions were issued for waiting on a Hackney Carriage stand without being licensed as Hackney Carriage

Section 57 Two cautions were issued for omitting a material particular on a licence application

Section 48(6) & 64(3) Two cautions were issued for failing to display a private hire vehicle licence plate and for waiting on a Hackney Carriage stand without being licensed as Hackney Carriage

Section 45 Town Police Clauses Act 1847 & Section 143 Road Traffic Act 1988

Two cautions were issued for plying for hire and driving without insurance

Licensing Act 2003

Section 135 One caution was issued for failing to produce a personal licence issued upon request by an authorised officer

Section 136(1)(a) & Section 57 One caution was issued for carrying on a licensable activity otherwise than in accordance with an authorisation and for failing to produce a premises licence upon request by an authorised officer.

Licensing Act 2003 Section 136(1)(b), 137(1) & 138(1) & Health Act 2003 Section 8(4)

One caution was issued for carrying on a licensable activity, namely an unauthorised event, the playing of recorded music and selling alcohol from a premises otherwise than in accordance with a licence. Also failing to cause a person to stop smoking in a smoke free premises.

Equalities Act 2010

One caution was issued for failing to carry out a booking

ENVIRONMENTAL HEALTH CASES

WASTE OFFENCES

	Date Case Heard	Name & Address	Offence details (including Legislation)	Fine/Penalty & Costs	Ward of defendant	Ward - Offence committed
1	9/11/17	Lisa Reed 315 Highfield Lane Quinton Birmingham B32 1RU	Environmental Protection Act 1990 Pleaded guilty to one offence of failing to ensure that domestic waste was transferred to an authorised person, in that waste including documentation was found deposited on the garage site at the rear of Auckland House, Welsh House Farm Road, Quinton, Birmingham	3 month conditional discharge £160 costs (£853 requested)	Quinton	Quinton
2	9/11/17	Sandu Niculescu 259 Wright Road Birmingham B8 1PB	Environmental Protection Act 1990 Pleaded guilty to one offence of failing to ensure that waste was transferred to an authorised person, in that £10 was paid to an unknown person for removal of domestic waste which was found deposited on Crawford Street, Saltley, Birmingham close to the junction with Adderley Road.	£100 fine £250 costs (£644 requested) £160.50 clean-up costs awarded.	Washwood Heath	Washwood Heath
3	9/11/17	Mohammed Hassan Kadr 93 Lang Lane West Bromwich B70 7EU	Environmental Protection Act 1990 Pleaded guilty to one offence of depositing controlled waste, namely cardboard, on Abberley Street, Winson Green, Birmingham when no environmental permit was in force.	£320 fine £500 costs (£1,160 requested)	Out of area	Soho

4	9/11/17	Joseph Barry 67 Melton Avenue Solihull B92 8HH	Environmental Protection Act 1990 Pleaded guilty to one offence of causing controlled waste to be deposited on land, in that five bags containing waste from MI Cars, Unit 5, 145/146 Weston Lane was deposited on the pavement outside 134 and 136 Weston Lane, Birmingham.	£235 fine £150 costs (£1,630 costs requested) £160.50 clean-up costs awarded.	Out of area	Sparkhill
5	15/11/17	Warda Mohamed 10B Hafton Grove Birmingham B9 5AN	Environmental Protection Act 1990 Found guilty in his absence of one offence of failing to comply with a notice requiring him to supply details of the person in control of a vehicle in that controlled waste, namely 7 black bags and 3 carrier bags of domestic waste, were deposited from the vehicle onto land in Bolton Road, Small Heath, Birmingham.	£440 fine £900 costs (£2,036 requested)	Nechells	Nechells
6	15/11/17	Ryan Creighton-Simons 27 Institute Road Kings Heath Birmingham B14 7EG	Environmental Protection Act 1990 Pleaded guilty to one offence of failing to comply with a statutory demand requiring written information relating to the disposal of controlled waste from Seagur Sun, 47 Silver Street, Kings Heath, Birmingham within 7 days.	£90 fine £200 costs (£1,797 requested)	Moseley & Kings Heath	Moseley & Kings Heath
7	23/11/17	Abdul Karim Hussein 83 Wardlow Road Nechells Birmingham B7 4AH	Environmental Protection Act 1990 Pleaded guilty to one offence of causing or permitting controlled waste, namely wooden doors, to be deposited from a vehicle under his control in Bolton Road, Birmingham.	£265 fine £700 costs (£1,024 requested)	Nechells	Nechells

8	23/11/17	James Peter Delemere 139 Berkeley Road East Birmingham B25 8PW	Environmental Protection Act 1990 Pleaded guilty to three offences; two offences of causing or permitting controlled waste, namely soil and building waste, to be deposited from a vehicle under his control on land in Arthur Road, Birmingham on two separate occasions. One offence of failing to comply with a notice requiring the details of the person in control of the vehicle on the dates of offence to be provided.	£440 fine (£320 x offence 1 and £120 x offence 3) No separate penalty for offence 2. £1,320 costs (£1,320 costs requested)	South Yardley	Edgbaston
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FOOD HYGIENE OFFENCES

	Date Case Heard	Name & Address	Offence details (including Legislation)	Fine/Penalty & Costs	Ward of defendant	Ward - Offence committed
1	9/11/17	Kavoos Talea 11 Rushbrooke Close Moseley Birmingham B13 8BS	Food Safety and Hygiene (England) Regulations 2013 Pleaded guilty to three offences of failing to comply with three Food Hygiene Improvement Notices, in that no evidence was provided of food handlers being supervised, instructed and/or trained in food hygiene matters, a wash hand basin was not provided in the food preparation area and failing to provide evidence of a documented food safety management system being in place at Eddi's Baguettes Bar, 980 Tyburn Road, Erdington, Birmingham	£600 fine (£200 x 3) £370 costs (£1,173 requested)	Moseley & Kings Heath	Tyburn

2	9/11/17	Mohammed Mushtaq 56 Calthorpe Road Birmingham B20 3LY	Food Safety and Hygiene (England) Regulations 2013 Health & Safety at Work etc Act 1974 Pleaded guilty to five offences; one offence of failing to take effective measures required by a Prohibition Notice to prevent access to a dangerous part of a pizza dough roller machine as it was found without guards. The remaining four offences relate to conditions at Uni Pizzas and Kebabs, 510 Birchfield Road, Birmingham. There were no adequate procedures to control pests, mouse droppings were found throughout the premises, the premises was not kept clean, there was a build-up of grease, dirt and food debris on equipment. There were no procedures in place based on HACCP and no evidence to demonstrate that food handlers had received any formal food hygiene training.	£1,750 fine (£350 x 5) £1,000 costs (£1,981 requested)	Lozells & East Handsworth	Lozells & East Handsworth
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HEALTH & SAFETY OFFENCES

	Date Case Heard	Name & Address	Offence details (including Legislation)	Fine/Penalty & Costs	Ward of defendant	Ward - Offence committed
1	1/11/17	Nightingale (UK) Ltd Wynner House 143 Bromsgrove Street Birmingham B5 6RG	Health & Safety at Work etc. Act 1974 Pleaded guilty to one offence of failing to ensure the provision and maintenance of the ARTICO lift and failing to ensure that systems of work were, so far as is reasonably practicable, safe and without risks to health. The lift had not been subject to any maintenance regime, risk assessment or inspection to determine if the control measures to ensure safety were suitable. The lift was not isolated once it was known that the middle lift door release was faulty and no suitable measures were in place to prevent access. Employees had not received adequate training, instruction or information in what to do if the lift failed and how to safely release people or goods. These failures led an employee to fall 4 metres down a lift shaft at the Nightingale night club on Kent Street, Birmingham.	£10,000 fine £6,251 costs (£6,251 requested)	Nechells	Nechells

LITTERING OFFENCES

	Date Case Heard	Name & Address	Offence details (including Legislation)	Fine/Penalty & Costs	Ward of defendant	Ward - Offence committed
1	3/11/17	Deinian Dobbin 23 Morgy Hill West Ryton Newcastle upon Tyne NE40 4UG	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£145 £175 costs (£175 requested)	Out of area	Ladywood
2	3/11/17	Marius Stan 62 Crossfield Road Kitts Green Birmingham B33 9QG	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in Corporation Street, Birmingham.	£145 £175 costs (£175 requested)	Shard End	Ladywood
3	3/11/17	Samantha Smith 47 Bangor House Forth Drive Chelmsley Wood Solihull B37 6PJ	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
4	3/11/17	Grecu Sandel 8 Albert Road Stechford Birmingham B33 9BD	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Stechford & Yardley North	Ladywood
5	3/11/17	Stefan Rezmues 112 Sandwell Street Walsall WS1 3EG	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

6	3/11/17	Florina Oprea Apartment 200 Centenary Plaza 18 Holliday Street Birmingham B1 1TS	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Ladywood	Ladywood
7	3/11/17	Chloe Griffiths Flat 2 40 Church Road Moseley Birmingham B13 9AG	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Moseley & Kings Heath	Ladywood
8	3/11/17	Christopher Douglas Gee 6 Kings Hall 53 Wake Green Road Birmingham B13 9HW	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a paper food bag on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Moseley & Kings Heath	Ladywood
9	3/11/17	Harish Dalal 59 Esme Road Birmingham B11 4NJ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Springfield	Ladywood
10	3/11/17	Gheorghe Nixon Ciuca 41 Lea Road Birmingham B11 3LT	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping Subway packaging on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Springfield	Ladywood

11	3/11/17	Vasile Viorel Chirica 352a Soho Road Handsworth Birmingham B21 9QL	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Handsworth Wood	Ladywood
12	3/11/17	Vasil Calin 41 Lea Road Birmingham B11 3LT	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping subway packaging on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Sprinfeld	Ladywood
13	3/11/17	Joshua Bannister 11 Herbert Street West Bromwich B70 6HY	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Colmore Row, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
14	3/11/17	Faisal Hisham Mahmoud Awad Apartment 38 Octhedron 50 George Street Birmingham B3 1PP	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Union Street, Birmingham.	£220 £175 costs (£175 requested)	Ladywood	Ladywood
15	3/11/17	Sohail Ali 51 Kings Road Yardley Birmingham B25 8HR	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Corporation Street, Birmingham.	£220 £175 costs (£175 requested)	South Yardley	Ladywood
16	3/11/17	Zaheer Abbas 8 Endwood Court Road Birmingham B20 2RY	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a plastic food box on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Handsworth Wood	Ladywood

17	9/11/17	Awas Hussain 27 Dora Road Birmingham B10 9RF	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£100 £175 costs (£175 requested)	Bordesley Green	Ladywood
18	9/11/17	Bechet Panar 70 Springfield Road Moseley Birmingham B13 9NP	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£75 £75 costs (£175 requested)	Springfield	Ladywood
19	9/11/17	Radu Cludiu Crestu 66 Greenhill Road Handsworth Birmingham B21 8DY	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Handsworth Wood	Ladywood
20	9/11/17	Michael Demeter 29 Farm End Close West Bromwich B71 3NN	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Cherry Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
21	9/11/17	Harvinder Dulai 623 Uppingham Road Thumby Leicester LE7 9QA	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Bull Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
22	9/11/17	Gerald McIlreavey Flat 4 Camrose Tower 222 Rocky Lane Aston B7 5JA	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in High Street, Erdington.	£220 £175 costs (£175 requested)	Nechells	Ladywood

23	9/11/17	Hamad Mohammed Apartment 200 The Rotunda 150 New Street Birmingham B2 4PA	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Ladywood	Ladywood
24	9/11/17	Catarina Pereira Flat 11, Room B Block C Belgrave Middleway Birmingham B5 7AJ	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Lower Temple Street, Birmingham.	£220 £175 costs (£175 requested)	Edgbaston	Ladywood
25	9/11/17	Tania Poole 62 Brantley Road Birmingham B6 7DR	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Bull Street, Birmingham.	£220 £175 costs (£175 requested)	Perry Barr	Ladywood
26	9/11/17	Tamzyn Ripley Flat 21 Old Market Place Meadow Lane Newhall Swadlincote DE11 0FB	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
27	9/11/17	Philip John Roberts 3 Paget Cottages Munden Road Dane End Ware SG12 0NL	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
28	9/11/17	Parmjit Smith 145 Mount Pleasant Redditch Worcestershire B97 4JJ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

29	9/11/17	Neil Young 8 Turton Road Tipton West Midlands DY4 9LH	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
30	9/11/17	Farjullah Ali Abdi 8 Mull Close Rubery Rednall B45 0JF	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
31	9/11/17	Abdi Wahab Ahmed 188 Burlington Road Small Heath Birmingham B10 9PD	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Bordesley Green	Ladywood
32	9/11/17	Helen Broughton 56 Beechmore Road Sheldon Birmingham B26 3AR	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Sheldon	Ladywood
33	9/11/17	Samantha Campbell 76 Green Lane Handsworth Birmingham B21 0DD	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Corporation Street, Birmingham.	£220 £175 costs (£175 requested)	Soho	Ladywood
34	9/11/17	Yi Mymei Cheng 23 Whitby Road Birmingham B12 8QA	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Sparkbrook	Ladywood

35	9/11/17	Gina Cottingham 309 Rotten Park Road Edgbaston Birmingham B16 0LB	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Soho	Ladywood
36	17/11/17	Simon Wright 18 The Parklands Erdington Birmingham B23 6LA	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Stockland Green	Ladywood
37	17/11/17	Adam Windiate 31 Chedworth Drive Worcester WR4 9PB	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
38	17/11/17	Oita Vasile 18 Andell Road Sparkbrook Birmingham B11 1TN	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Sparkbrook	Ladywood
39	17/11/17	Maria Vasile 8 Adams Close Smethwick B66 1HD	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
40	17/11/17	Tayana Tehe 106 Winston Avenue Coventry CV2 1SE	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

41	17/11/17	Janis Situms 18 Sandford Avenue Rowley Regis West Midlands B65 9LS	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Colmore Row, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
42	17/11/17	Susan Savage 57 Castle Street Roseville Precinct Bilston WV14 9EP	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Dale End, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
43	17/11/17	George Daniel Rusu 20 Colebrook Road Sparkhill Birmingham B11 2NT	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Union Street, Birmingham.	£220 £175 costs (£175 requested)	South Yardley	Ladywood
44	17/11/17	Stella Munteanu 46 Glenpark Road Ward End Birmingham B8 3QW	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Washwood Heath	Ladywood
45	17/11/17	Costel Munteanu 46 Glenpark Road Ward End Birmingham B8 3QW	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Dale End, Birmingham.	£220 £175 costs (£175 requested)	Washwood Heath	Ladywood
46	17/11/17	Julia Hoskins 466 Alwood Road Weoley Castle Birmingham B29 5TW	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Weoley	Ladywood

47	17/11/17	Martin Greenwood 35 Crimmond Drive Halesowen B63 3RA	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
48	17/11/17	Sumandeep Singh Garewal 37 Bagnalls Wharf Wednesbury WS10 7EL	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
49	17/11/17	Dewi Ditchfield 17 Bridgefield Walk Rowley Regis B65 8PH	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in High Street, Harborne, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Harborne
50	17/11/17	Amy Averil 186 Callowbrook Lane Rubery Birmingham B45 9LB	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Longbridge	Ladywood
51	17/11/17	Alin Constantin Antoce 20 Colebrook Road Sparkhill Birmingham B11 2NT	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Union Street, Birmingham.	£220 £175 costs (£175 requested)	South Yardley	Ladywood
52	23/11/17	Javed Khan 267 Perry Common Road Erdington Birmingham B23 7AE	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in High Street, Erdington, Birmingham	£40 £90 costs (£175 requested)	Kingstanding	Erdington

53	23/11/17	Charlie Lineham 31 Raven Hays Road Birmingham B31 5JP	Environmental Protection Act 1990 Pleaded guilty to one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£55 £50 costs (£175 requested)	Longbridge	Ladywood
54	23/11/17	Jeff Samson 16 One Tree Close Honour Oak London SE23 3QZ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
55	23/11/17	Ajay Verma 91 Cowley Road Ilford London IG1 3JJ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
56	23/11/17	Konrad Warchol Poplar House 3 Ashorne Hill Warwickshire CV33 9QW	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Corporation Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
57	23/11/17	Samantha Wilding 18 Smith Street Dudley DY2 8LH	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
58	23/11/17	Ping Wu 37 Willowbrook Road London SE15 6BW	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Navigation Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

59	23/11/17	Ghiunaidin Asan 64 Babington Road Handsworth Birmingham B21 0QE	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Soho	Ladywood
60	23/11/17	Noel Barber 104 The Radleys Sheldon Birmingham B33 0QT	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Sheldon	Ladywood
61	23/11/17	Amber Beesley 70c Buffery Road Dudley DY2 8EF	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Stephenson Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
62	23/11/17	Marius Raduca Boceat 42 Mount Street Redditch B98 7BE	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
63	23/11/17	Gabrielle Brazil 9 Meer End Road Warwickshire CV8 1PW	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in Corporation Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
64	23/11/17	Michael Demeter 29 Farm End Close West Bromwich B71 3NN	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Cherry Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

65	23/11/17	Constantin Cosmin Duduiala 766 Coventry Road Birmingham B10 0TX	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Bordesley Green	Ladywood
66	23/11/17	Aaron Foster Innis Inn Innis Moor St Austall Cornwall PL26 8YH	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
67	23/11/17	Georgios Katsikidis 248 Tennal Road Quinton Birmingham B32 2HJ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Lower Temple Street, Birmingham.	£220 £175 costs (£175 requested)	Quinton	Ladywood
68	23/11/17	Alexander Maruntelu 161 Lea Road Wolverhampton WV3 0LQ	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in Smallbrook Queensway, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood
69	23/11/17	Marian Adrian Radoi Unit 17 Cobham Business Center Cobham Road Birmingham B9 4UP	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Nechells	Ladywood
70	23/11/17	Sahand Rashidi 132 Peebles Court 21 Whitestone Way Croydon CR0 4WL	Environmental Protection Act 1990 Found guilty in his absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Out of area	Ladywood

71	23/11/17	Cristina Piui Flat A 774 Stratford Road Sparkhill Birmingham B11 4BP	Environmental Protection Act 1990 Found guilty in her absence of one offence of dropping a cigarette butt on the pavement in New Street, Birmingham.	£220 £175 costs (£175 requested)	Springfield	Ladywood
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ENVIRONMENTAL HEALTH SIMPLE CAUTIONS

One caution was administered during November 2017.

Food Safety and Hygiene (England) Regulations 2013

One caution was issued for failing to comply with food hygiene regulations

TRADING STANDARDS CASES

There have been no Trading Standards prosecutions finalised in November 2017.

TRADING STANDARDS SIMPLE CAUTIONS

Two simple cautions were administered during November 2017.

Trade Marks Act 1994 Section 92(1)(c)

Two cautions were issued for having in possession, custody or control in the course of a business, items which bore signs identical to or likely to be mistaken for a registered trade mark.

CASES FINALISED BY DISTRICT (PLACE OF OFFENCE) – NOVEMBER 2017

<u>WARDS & CONSTITUENCIES FINALIZED BY OFFENCE</u>				
	<u>Licensing</u>	<u>Environmental Health - Non FPNs</u>	<u>Environmental Health - FPNs</u>	<u>Trading Standards</u>
EDGBASTON				
Bartley Green				
Edgbaston		1		
Harborne			1	
Quinton		1		
ERDINGTON				
Erdington			1	
Kingstanding				
Stockland Green				
Tyburn		1		
HALL GREEN				
Hall Green				
Moseley & Kings Heath		1		
Sparkbrook				
Springfield		1		
HODGE HILL				
Hodge Hill				
Washwood Heath		1		
Bordseley Green				
Shard End				
LADYWOOD				
Aston				
Ladywood	2		69	
Nechells		3		
Soho		1		

NORTHFIELD				
Kings Norton				
Longbridge				
Northfield				
Weoley				
PERRY BARR				
Lozells & East Handsworth		1		
Handsworth Wood				
Oscott				
Perry Barr				
SELLY OAK				
Billesley				
Bournville				
Brandwood				
Selly Oak				
SUTTON COLDFIELD				
Sutton Four Oaks				
Sutton New Hall				
Sutton Trinity				
Sutton Vesey				
YARDLEY				
Acocks Green				
Sheldon				
South Yardley				
Stechford & North Yardley				
TOTAL	2	11	71	0

CASES FINALISED BY DISTRICT (DEFENDANT'S HOME ADDRESS/REGISTERED OFFICE) – NOVEMBER 2017

<u>WARDS & CONSTITUENCIES - FINALIZED BY DEFENDANT'S ADDRESS</u>				
	<u>Licensing</u>	<u>Environmental Health - Non FPNs</u>	<u>Environmental Health - FPNs</u>	<u>Trading Standards</u>
EDGBASTON				
Bartley Green			1	
Edgbaston			1	
Harborne				
Quinton		1	1	
ERDINGTON				
Erdington				
Kingstanding			1	
Stockland Green			1	
Tyburn				
HALL GREEN				
Hall Green				
Moseley & Kings Heath		2	2	
Sparkbrook			2	
Springfield			5	
HODGE HILL				
Hodge Hill				
Washwood Heath		1	2	
Bordseley Green			2	
Shard End			1	
LADYWOOD				
Aston				
Ladywood			3	
Nechells		3	2	
Soho			3	

NORTHFIELD				
Kings Norton				
Longbridge			2	
Northfield				
Weoley			1	
PERRY BARR				
Lozells & East Handsworth		1		
Handsworth Wood	1		3	
Oscott				
Perry Barr			1	
SELLY OAK				
Billesley				
Bournville				
Brandwood				
Selly Oak				
SUTTON COLDFIELD				
Sutton Four Oaks				
Sutton New Hall				
Sutton Trinity				
Sutton Vesey				
YARDLEY				
Acocks Green				
Sheldon			2	
South Yardley		1	3	
Stechford & North Yardley			1	
OUT OF AREA	1	2	31	
TOTAL	2	11	71	0

CASES FINALISED BY DISTRICT (PLACE OF OFFENCE) – NOVEMBER 2017

	Edgbaston	Erdington	Hall Green	Hodge Hill	Ladywood	Northfield	Perry Barr	Selly Oak	Sutton Coldfield	Yardley	Out of Area	Total
Licensing	0	0	0	0	2	0	0	0	0	0	0	2
Environmental Health (FPNs) Not paid and prosecuted	1	1	0	0	69	0	0	0	0	0	0	71
Environmental Health (non FPNs)	2	1	2	1	4	0	1	0	0	0	0	11
Trading Standards	0	0	0	0	0	0	0	0	0	0	0	0

CASES FINALISED BY DISTRICT (DEFENDANT'S HOME ADDRESS/REGISTERED OFFICE) – NOVEMBER 2017

	Edgbaston	Erdington	Hall Green	Hodge Hill	Ladywood	Northfield	Perry Barr	Selly Oak	Sutton Coldfield	Yardley	Out of Area	Total
Licensing	0	0	0	0	0	0	1	0	0	0	1	2
Environmental Health (FPNs) Not paid and prosecuted	3	2	9	5	8	3	4	0	0	6	31	71
Environmental Health (non FPNs)	1	0	2	1	3	0	1	0	0	1	2	11
Trading Standards	0	0	0	0	0	0	0	0	0	0	0	0

CASES FINALISED BY DISTRICT (PLACE OF OFFENCE) – APRIL - NOVEMBER 2017

	Edgbaston	Erdington	Hall Green	Hodge Hill	Ladywood	Northfield	Perry Barr	Selly Oak	Sutton Coldfield	Yardley	Out of Area	Total
Licensing	1	0	3	0	12	2	0	1	1	2	0	22
Environmental Health (FPNs) Not paid and prosecuted	3	1	2	0	423	1	0	5	0	0	0	435
Environmental Health (non FPNs)	2	9	10	8	40	5	14	3	1	11	0	103
Trading Standards	1	0	2	1	5	0	0	0	0	2	0	11

CASES FINALISED BY DISTRICT (DEFENDANT'S HOME ADDRESS/REGISTERED OFFICE) – APRIL – NOVEMBER 2017

	Edgbaston	Erdington	Hall Green	Hodge Hill	Ladywood	Northfield	Perry Barr	Selly Oak	Sutton Coldfield	Yardley	Out of Area	Total
Licensing	1	0	5	6	2	1	2	0	0	0	5	22
Environmental Health (FPNs) Not paid and prosecuted	18	16	24	26	49	14	29	25	6	13	215	435
Environmental Health (non FPNs)	4	8	10	11	25	2	12	4	3	12	12	103
Trading Standards	1	0	2	0	5	0	0	0	0	1	2	11

WASTE ENFORCEMENT UNIT – ENFORCEMENT ACTIVITY
APRIL 2017 – MARCH 2018

	Apr-17	May-17	Jun-17	Jul-17	Aug-17	Sep-17	Oct-17	Total 2017/2018
Waste Investigation Outcomes								
Investigations into commercial waste disposal suspected offences and offences	23	35	83	101	88	43	90	463
<u>Section 34 Environmental Protection Act</u> demand notices issued: (trade waste statutory information demands)	20	32	75	85	75	37	56	380
<u>Section 34 Environmental Protection Act</u> fixed penalty notices issued to businesses (£300)	11	13	25	29	89	28	37	232
<u>Section 87 Environmental Protection Act.</u> Fixed Penalty notices issued for commercial and residential litter offences (£80)	5	0	5	0	3	0	2	15
<u>Section 33 Environmental Protection Act</u> fixed penalty notices issued for fly tipping (£400)	4	9	7	1	6	2	4	33
Prosecutions								
Number of prosecution files submitted to legal services (number produced quarterly)			15			19		34