

Decision Notice – Mr Tarik Jayousi

This matter would usually be dealt with at officer level however it came before Committee following the decision made by the Committee on 28 July 2022. The Committee was held to consider:

1. Whether to renew Mr Jayousi's "Selling Animals as Pets" Licence, which had expired in August 2022.
2. Whether to agree to a variation of Mr Jayousi's "Boarding Kennels" Licence

The Committee had before them and gave careful consideration to the following documentation in advance of and during the hearing

- The report of the Animal Licensing Manager along with attached documents.
- A letter from SDM Solicitors dated 12 October 2022

The Committee heard from Mark Woodhead, Animal Licensing Manager, who presented the report. Mr Woodhead was accompanied by Alex Bradshaw (who had undertaken the inspection of the premises) who assisted the Committee by answering questions. Mr Tarik Jayousi and Mr John Ward (Operations Director) also attended and addressed the Committee and answered questions.

Renewal of Mr Jayousi's "Selling Animals as Pets" Licence

Based on the evidence as presented in the report and the representations made by the parties during the hearing the Committee accepted the Officer recommendation that Mr Jayousi's renewal application for a Selling Animals as Pets Licence be approved with the licence at 2 stars and for a 1-year period.

If Mr Jayousi disagrees with the star rating, then he can appeal that decision to the Council within 21 days of the Licence being issued. The appeal decision could (should sufficient public law grounds be established) be challenged by judicial review proceedings. The business, being dissatisfied with the Council's conduct, could also make a complaint to the Council in accordance with the Authority's complaints procedure. They could also take the matter to the local government ombudsman (normally after the exhaustion of the Council's complaints procedure) if they consider that a council service has not been properly delivered.

Variation of Mr Jayousi's "Boarding Kennels" Licence

The Committee accepted the Officer recommendation that the application to vary the Boarding Kennels Licence from 80 to 160 be refused at this time as based on the Inspectors findings at the time of the visit the Committee could not be satisfied that the relevant number of staff are in-situ or that appropriate evidence of qualifications or competence has been provided.

It transpired during the hearing that staffing levels may have increased since the inspection. The Committee heard that a reinspection of the premises would not be required to approve the variation if the Council satisfied that staffing ratios are sufficient. Mr Jayousi would need to provide evidence of staff on his payroll and their competence/qualifications.

On that basis the Committee decided to delegate the decision to vary the Boarding Kennels Licence in respect of the maximum number of dogs permitted on the licence back to the Animal Licensing Manager upon him being satisfied that that the staffing ratio and evidence of qualifications/competence is sufficient for the increase that is being requested.

Mr Jayousi has the right to appeal the refusal of the variation to the First-Tier Tribunal. An appeal must be made within 28 days of the decision.