

**NOTICE OF DECISION  
LICENSING PANEL HEARING  
29 APRIL 2016**

**APPLICATION FOR RENEWAL OF LICENCE - PET ANIMALS ACT 1951**

**PREMISES: HANWELL PET STORES LTD**

**340 GREENFORD AVENUE, HANWELL W7 3DA**

This was an application (“**the Application**”) by Hanwell Pet Stores Ltd to renew their Licence under the Pet Animals Act 1951.

**DECISION**

Having carefully considered the papers before it and the representations made at the hearing by

- (i) Mrs Wood as Director of Hanwell Pet Stores Ltd and
- (ii) The Councils Licensing Section (“**Regulatory Services**”)

and the Human Rights Act 1998 Article 6 (the right to a fair trial) Article 8 (the right to respect for private and family life) and Article 1 of the First Protocol) the protection of property ) the Decision of the Licensing Panel was to grant the Application but subject to the removal of the right to stock and sell Puppies as currently permitted by the Licence dated 13 February 2015

**REASONS FOR THE DECISION**

**Stocking Numbers**

The Licensing Panel noted that under the terms of the Licence the maximum number of Puppies permitted to be kept on the Premises are 8 (eight) being the maximum number as stated on the Schedule to the Licence. The Licensing Panel were also informed that there had been multiple breaches of the condition relating to Stocking Numbers of Puppies as follows:-

- 21 December 2015 fourteen (14) Puppies were found at the Premises
- 23 December 2015 ten (10) Puppies were found at the Premises following a visit by the Councils Regulatory Services Officer Joseph Lee- Lazone
- 7 January 2016 ten (10) Puppies were found at the Premises following a visit by the Councils Regulatory Services Officer Joseph Lee- Lazone
- 29 January 2016 eleven (11) Puppies were found at the Premises following a visit by the Councils Regulatory Services Officer Ella Smallcombe
- 1 April 2016 eleven (11) Puppies were found at the Premises following a visit by the Councils Regulatory Services Officer Ian Hillier

The Licensing Panel were satisfied that this amounted to multiple breaches of the condition relating to Stocking Numbers which also showed a complete disregard with the need to comply with the requirements of the condition relating to Stocking Numbers

### Record Keeping

The Licensing Panel were also informed that there were breaches of the conditions on the Licence relating to Record Keeping (Conditions 3 and 15.6) The Licensing Panel heard evidence from the Councils Regulatory Services Officer Ms Loraine Abbott that there were grave concerns relating to the poor standard of Record Keeping. That the shop register was found to be incomplete and that Puppies had not been included on the register. In addition the register also showed that there had been the sales of Puppies on the same day as further arrivals of Puppies.

The Licensing Panel considered that the maintenance of proper records was very important and completely central to the running of a business . The Licensing Panel were satisfied that this amounted to a poor standard of record keeping and a breach of the conditions relating to Record Keeping.

### Pet Plan Insurance

The Licensing Panel were also informed that Hanwell Pet Stores Ltd had displayed a sign in the front window of the Premises stating that all their Puppies included insurance for 4 weeks with a company called Pet Plan (wrongly spelt as Pan). The Licensing Panel were also informed that following a complaint Pet Plan wrote to Mr & Mrs Wood on 17 February 2015 (statement of Mr Neil Leonard dated 29 February 2016) stating that

- no arrangements existed between Hanwell Pet Stores Ltd and them
- Hanwell Pet Stores Ltd had been removed from the Pet Plan Breeder Scheme on 9 January 2015 and as a consequence were not entitled to offer Pet Plan Insurance
- Hanwell Pet Stores Ltd were to return all their Pet Plan Insurance Vouchers and that they would not be accepted onto the Pet Plan Breeder Scheme in the future.

The Licensing Panel considered that this was a clear attempt by Hanwell Pet Stores Ltd to mislead customers into thinking that where a Puppy is purchased Pet Plan Insurance is automatically provided

In reaching their Decision the Licensing Panel carefully considered the submission made by Regulatory Services to refuse the Application in full but determined that it was reasonable and proportionate to grant the Application but subject to the removal of the right to stock and sell Puppies as currently permitted by the Licence dated 13 February 2015 and for the reasons as stated above.

## **RIGHT OF APPEAL**

The Applicant or any person who made representations may appeal against the Licensing Panels decision. An appeal must be made to the Magistrates' Court within the prescribed period beginning with the day on which the Appellant was notified by the licensing authority of the decision appealed against

**Date: 03/05/2016**