

In the matter of an appeal against a decision made by the
Gangmasters Licensing Authority (GLA) case number 2/E/R

Mr Andrej Kuzniar – A K Link UK

(Appellant)

v

The Gangmasters Licensing Authority

(Respondent)

**Decision and Statement of Reasons of the appointed person,
in relation to the above matter:**

Decision

Upon reading the appeal and accompanying papers lodged by the Appellant and upon reading the reply to appeal and accompanying papers lodged in response by the Respondent, it is the decision of the Appointed Person that:-

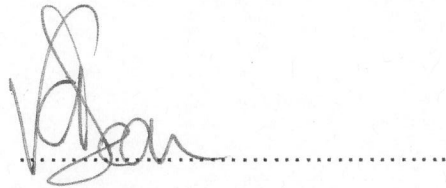
The Appeal lodged by the Appellant is dismissed. This decision shall take effect five days after it is sent to the Appellant by the Secretariat.

Statement of Reasons

- 1) Following an inspection, on notice, held on 1 September 2006 the Appellant was informed on 4 September 2006 that his application for license was refused on seven grounds in respect of which the Appellant was non compliant with the Licensing Standards, three of which were critical.
- 2) The Appellant has lodged an appeal that set out no grounds on which the original decision of the Authority was challenged but attached only documents which, post the original decision, were revised and issued to employees together with one Landlord/Home owner gas safety record dated 27.6.06 for a single property owned by the Appellant.
- 3) Nothing in the documents submitted by the Appellant suggests that those areas identified as non-compliant with the Standards at the time of inspection and the original decision to refuse the application were in fact compliant. Furthermore, and notwithstanding the amended documentation, the Appellant in the Notice of Appeal and the grounds

set out by letter 11/9/2006 acknowledged the findings made in the inspection and made revisions to certain practices and confirmed information that indicated that the Appellant remained non compliant.

4) In the circumstances the finding of this Appeal is that, at the relevant time, the decision to refuse a licence was correctly made and the Appeal is dismissed.

A handwritten signature in black ink, appearing to read 'V. Sean', is written over a horizontal dotted line.

The Appointed Person

16th December 2006

Decision sent to the parties on

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