

**THE GANGMASTERS (APPEALS) REGULATIONS 2006**

**IN THE MATTER OF AN APPEAL AGAINST A DECISION OF  
THE GANGMASTERS LICENSING AUTHORITY ON  
7 DECEMBER 2010**

**BETWEEN**

**Maksym Porawski t/a Maxpol**

**Appellant**

and

**The Gangmasters Licensing Authority**

**Respondent**

**DETERMINATION OF APPEAL**

DATE OF DETERMINATION (WITHOUT AN ORAL HEARING): 20 June 2011

APPOINTED PERSON: Mr D W Skinner

**DECISION**

1. The Appellant's appeal by notice dated 22 December 2010 (submitted 11 January 2011, received 14 January 2011) against the decision of the Gangmasters Licensing Authority given by notice dated 7 December 2010 of its intention to revoke the Appellant's licence with effect from 10 January 2011 is dismissed.
2. This decision is to take effect immediately.

**SUMMARY STATEMENT OF REASONS**

*[Unless otherwise stated the following abbreviations and references have the following meanings:  
"Regulations" = Gangmasters (Appeals) Regulations 2006]*

1. The Appellant has defaulted on directions given by me on 21 February 2011 to further the conduct of this appeal to an oral hearing fixed for 18 and 19 July 2011, has not replied to communications from the Gangmasters Secretariat inviting him to explain his position and has failed to respond to my order sent to him on or about 9 June 2011 warning that, unless by Friday 17 June 2011 he show cause why his appeal should continue, I would give consideration without further notice or warning to forthwith dismissing and/or determining it without an oral hearing.

2. I have considered relevant information from the case papers which are before me in these proceedings, including (but not limited to) the Appellant's Notice of Appeal, the Respondent's Reply and any written representations.
3. I have regard to the Regulations, in particular the overriding objective (regulation 2) and the power to decide the appeal without an oral hearing (regulation 15), together with regulations 8 (withdrawal of the appeal), 14 (directions) and 21 and 22 (appeal decisions and determination).
4. It appears to me that the Appellant has abandoned and/or withdrawn his appeal and/or in any event does not intend to pursue it. In any case, in view of the Appellant's persistent default and failure to prosecute his appeal, I do not consider that there are reasonable grounds for an oral hearing.
5. Further, I find no reasonable prospects disclosed on paper of this appeal succeeding on the merits. I therefore dismiss the appeal without an oral hearing.



(Mr D W Skinner)

Person appointed by the Secretary of State  
to determine appeals under the Regulations

Dated: 20 June 2011

DECISION SENT TO THE PARTIES ON

20 June 2011

AND ENTERED IN THE REGISTER



FOR SECRETARIAT