



WITNESS STATEMENT

(CJ Act 1967, S.9 MC Act 1980, SS. 5A (3a) and 5B MC Rules 1981, R. 70)

STATEMENT OF:	SHAUN ANDREW RACKLEY	
OCCUPATION:	LICENSING ENFORCEMENT OFFICER	
AGE IF UNDER 18 (IF OVER 18 INSERT "OVER 18")	OVER 18	

THIS STATEMENT (CONSISTING OF 2 PAGES EACH SIGNED BY ME) IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND I MAKE IT KNOWING THAT, IF IT IS TENDERED IN EVIDENCE, I SHALL BE LIABLE TO PROSECUTION IF I HAVE WILLFULLY STATED ANYTHING WHICH I KNOW TO BE FALSE OR DO NOT BELIEVE TO BE TRUE.

DATED THE 5TH DAY OF NOVEMBER 2013

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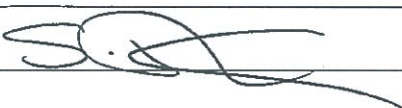
I am a licensing enforcement officer for Torbay Council who is responsible for the licensing of Hackney Carriage and Private Hire vehicles, as well as drivers throughout Torbay and I have been employed in this position for approximately 5 years. On Monday 4th November 2013, at 09:20 hrs, Mr Imran Nasim attended the licensing office at Commerce House, Abbey Road, Torquay and wanted to discuss a matter with me. Mr Nasim did not have an appointment, but as I was waiting for my 09:30 appointment to turn up, I said I had 10 minutes. Mr Nasim then went on to discuss an incident that allegedly occurred on Saturday 2nd November between himself and another driver called James Nicholson. Mr Nasim explained that there had been a stand off in Princess Road, Torquay between the two of them and their taxis. Mr Nasim then explained that James Nicholson had been stubborn as there were road works in Princess Road which only allowed one vehicle through at a time in places and he had come too far down the road, when he should have waited further on up the road. Mr Nasim then went onto say that James Nicholson would not reverse his taxi to allow Mr Nasim and his passengers through as it was his right of way. Mr Nasim went on to tell me that his passenger said don't move for him, and said he explained to his customer that the meter was running, and his passenger said, "that's okay, I can wait and don't mind paying the extra". They waited a few more minutes and then Mr Nasims passenger got out of the taxi and went over to James Nicholsons taxi and was talking to him. When the customer returned to Mr

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Nasims taxi, he told Mr Nasim that James Nicholson told him he's not moving and told the customer to piss off. Mr Nasim then said to his customer that he would be better off walking as he only had 100 yards to go to get home and his customer still said he didn't mind waiting. Mr Nasim then said he had to reverse his taxi to allow James Nicholson through. He then said there had been a long running argument between the two of them and he wanted to report the incident to me for the poor behaviour towards his customer. I said that I would write out to James Nicholson about the incident and have a word with him about his alleged behaviour. I was not told anything from Mr Nasim about the incident that occurred later in the evening which resulted in police action.



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