

**The Gangmasters (Appeal) Regulations 2006**

**In the matter of an appeal against a decision made by the  
Gangmasters Licensing Authority (GLA)**

**Lincolnshire Labour Limited  
(Appellant)**

**V**

**The Gangmasters Licensing Authority  
(Respondent)**

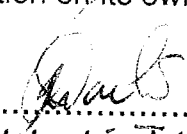
**Appointed Person J. S. Walker**

**Decision and Summary Statement of Reasons of the  
Appointed Person, in relation to the above matter:  
Decision**

The Appeal is allowed.

**Summary Statement of Reasons both parties having requested the  
Appeal be determined on Written Submissions**

1. Upon reading the Appeal Ref No: 58/E/RV lodged on 1 September 2008 and the 3 documents attached to it against revocation of the Appellant's Licence by the Respondent by a letter dated 7 August 2008, and
2. upon reading the Response and accompanying papers lodged on 25 September 2008 by the Respondent, and
3. upon reading the Appeal Response by the Appellant dated 23 October 2008, and
4. upon reading and considering the terms of Licensing Standard 4.3 and observing that it makes no reference to the extended definition of "accommodation provided" in paragraph 4.5 of the National Minimum Wage Accommodation Offset Guidance relied upon by the Respondent,
5. I find that the Appellant did not provide accommodation for his workers on the Rose & Crown caravan park at Holbeach Hurn
6. and therefore was not in breach of Licensing Standard 4.3 although
7. he was in breach of Licensing Standard 2.2 in not providing at the time of inspection documentary evidence of payment of PAYE to HMRC that does not justify revocation on its own.

Signed:.....  (Person appointed by the Secretary of State to determine appeals under The Gangmasters (Appeals) Regulations 2006.

Dated: 21 October 2008.