

Environment and Safety Committee Agenda

Thursday, 18 March 2021 at 6.00 pm

Microsoft Teams

This meeting will be held virtually online.

For further information, please contact Democratic Services on 01424 451484 or email: democraticservices@hastings.gov.uk

		Page No.
1.	Apologies for Absence	
2.	Declarations of Interest	
3.	Minutes of Previous Meeting	1 - 2
4.	Notification of any additional urgent items	
5.	Exclusion of the Public	
	<p>To resolve that the public be excluded from the meeting during the consideration of the items of business listed below because it is likely that, if members of the public were present, there would be disclosure to them of 'exempt' information as defined in the paragraphs of Schedule 12A to the Local Government Act 1972 referred to in the relevant report.</p> <p>Procedure for hearing applications</p>	
6.	Licensed driver with excess penalty points. "Fit and Proper" test <i>(Mike Hepworth, Assistant Director, Environment and Place)</i>	5 - 14

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Agenda Item 3 Public Document Pack

ENVIRONMENT AND SAFETY COMMITTEE

13 AUGUST 2020

Present: Councillors Bishop (Chair) Cox (Vice Chair), Bacon, Marlow-Eastwood and Roberts.

140. APOLOGIES FOR ABSENCE

None.

141. DECLARATIONS OF INTEREST

None.

142. MINUTES OF PREVIOUS MEETING

RESOLVED – That the minutes of the meeting held on 10th June 2020 be approved as a true record.

143. NOTIFICATION OF ANY ADDITIONAL URGENT ITEMS

None.

144. EXCLUSION OF THE PUBLIC

The chair proposed a motion to exclude the public, seconded by Councillor Marlow-Eastwood.

RESOLVED – That the public be excluded from the meeting during the consideration of the items of business listed below because it is likely that, if members of the public were present, there would be disclosure to them of ‘exempt’ information as defined in the paragraphs of Schedule 12A to the Local Government Act 1972.

Councillor Cox left the meeting early as she had not received the full paperwork required to make a decision.

145. APPLICANT FOR A DRIVER'S LICENCE WITH CONVICTIONS, "FIT AND PROPER" TEST.

The Licensing Officer submitted a report to consider if the driver is a “fit and proper” person to continue to hold a Hastings Borough Council Hackney Carriage/Private Hire driver’s licence as a result of having a specific type of conviction from a court.

ENVIRONMENT AND SAFETY COMMITTEE

13 AUGUST 2020

In line with Hastings Borough Council's disciplinary code, this meeting of the Environment and Safety Committee has been called to determine if the applicant is a "Fit and Proper" person to hold a Hastings Borough Council Hackney Carriage/Private Hire driver's licence.

The Licensing Officer gave an overview of the application.

The applicant made a submission to the committee regarding the application. Committee members asked questions of the applicant.

RESOLVED (Unanimous)

The Environment and Safety Committee for and on behalf of Hastings Borough Council has considered the application for Hackney Carriage/Private Hire driver's licence and has decided that the driver is a "Fit and Proper" person to hold a Hastings Borough Council Hackney Carriage/Private Hire driver's licence.

Reasons for the decision

While the Applicant had had a troubled youth, the Committee noted that since then he had "kept his nose clean" until the most recent conviction. In respect of the most recent conviction the Applicant explained the circumstances sufficiently for the Committee to believe he was a "fit and proper" person to hold a Hackney Carriage/Private Hire Vehicle Driver's licence.

The Committee hope that the driver does not have any further incidences that would bring him before them again.

(The Chair declared the meeting closed at 18:42)

Agenda Annex

APPLICATION FOR HACKNEY CARRIAGE/PRIVATE HIRE LICENSES

Procedure for hearing applications at Environment and Safety Committee

1. Chair will introduce the item, explain roles of Members and Officers and explain Procedure. Chair will ensure that Applicant has received the report and is ready to proceed. Microphones will be in use for the duration of the meeting.
2. Licensing Officer to present report. Questions only:
 - a) Applicant to ask Licensing Officer on clarification of report or if he requires additional information
 - b) Members to ask questions of the Licensing Officer
3. Applicant/Representative may make submissions on the application:
 - a) Licensing Officer to ask questions of the Applicant/Representative
 - b) Members make ask questions of the Applicant/Representative
4. Applicant/Representative may call any witnesses in support of their case:
 - a) Officers may ask questions of the witnesses only
 - b) Members may ask questions of the witnesses only
 - c) Applicant may ask questions of the witnesses only
5. Members may seek clarification on the report from Officers (if required)
6. Officer summing up (if required)
7. Applicant summing up.
8. All persons, except Members of the Board, Committee Administrator and Legal Representative withdraw from the room.
9. Members may discuss the application, propose and second a recommendation and vote on this. In the event of an equal number of votes for and against the recommendation, the Chair will use their casting vote.
10. Decision is notified to the Applicant, in writing, within seven days of the meeting.

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Agenda Item 6

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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