

Environment and Safety Committee Agenda

Monday, 26 September 2022 at 6.00 pm

Council Chamber, Muriel Matters House, Breeds Place, Hastings, TN34 3UY.
Please enter the building via the Community Contact Centre entrance.

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	
	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.	
6.	Licensed driver with excess penalty points on HBC driver licence (<i>Andrew Palmer, Assistant Director</i>)	5 - 24

This page is intentionally left blank

31 MAY 2022

Present: Councillors Jobson (Chair), Marlow-Eastwood (Vice-Chair), Cooke, Roberts and Sinden.

175. APOLOGIES FOR ABSENCE

Apologies for absence received from Councillor Hay. Councillor Cooke was present as a substitute for Councillor Hay.

176. DECLARATIONS OF INTEREST

None received.

177. MINUTES OF PREVIOUS MEETING

RESOLVED – that the minutes of the meeting held on 24th March 2022 be approved as a true record.

178. EXCLUSION OF THE PUBLIC

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

RESOLVED (unanimously) – 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.

179. LICENSED DRIVER WITH EXCESS PENALTY POINTS ON HBC DRIVER LICENCE

The Licensing Lead Officer submitted a report to consider if the driver is a “fit and proper” person to continue holding a Hastings Borough Council Hackney Carriage/ Private Hire dual driver’s licence as a result of accumulating excess penalty points on their licence.

The Licensing Lead Officer gave an overview of his report and answered questions from the Committee.

The driver and her representative made a submission to the Committee and answered questions from Councillors.

ENVIRONMENT AND SAFETY COMMITTEE

31 MAY 2022

RESOLVED (unanimously):

The Environment and Safety Committee for and on behalf of Hastings Borough Council has considered the report of the licensing officer and the submissions made by the driver and her representatives and have decided the driver is a “Fit and Proper person” to hold a Hackney Carriage/Private Hire Vehicle Driver’s Licence and instruct the Environmental Health and Licensing Manager to issue a warning letter.

Reasons:

1. The Committee saw that the driver’s actions created no physical danger.
2. The Committee noted the driver had made a mistake but felt she learned her lesson and was remorseful.
3. The Committee were confident that the driver would not make a mistake which put her livelihood in jeopardy again.
4. The Committee believed the driver had paid for her mistake and saw she wanted to change her ways.

(The Chair declared the meeting closed at 6.45pm)

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.

This page is intentionally left blank

Agenda Item 6

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank