

# MINUTES

## Public Protection Committee

<b>Date:</b>	Wednesday, 7 July 2021
<b>Venue:</b>	Town Hall, St Annes.
<b>Committee Members Present:</b>	Councillor Shirley Green (Chairman) Councillor Ray Thomas (Vice-Chairman) Councillors Frank Andrews, Brenda Blackshaw, Alan Clayton, Gavin Harrison, Paul Hodgson, Angela Jacques, Michael Sayward, Stan Trudgill.
<b>Other Councillors Present:</b>	None
<b>Officers Present:</b>	Ian Curtis, Chris Hambly, Joanne Gallagher, Sharon Wadsworth and Hannah Kirk
<b>Other Attendees:</b>	HC/PH driver MCF and Gerry Coyle – Sarangi Coyle Solicitors

### 1. Declarations of Interest

Members were reminded that any disclosable pecuniary interests should be declared as required by the Localism Act 2011 and any personal or prejudicial interests should be declared as required by the Council's Code of Conduct for Members. No interests were declared on this occasion.

### 2. Confirmation of Minutes

RESOLVED: To approve the minutes of the Public Protection Committee meeting held on 30 April 2021 as a correct record for signature by the Chairman.

### 3. Substitute Members

There were no substitute members on this occasion.

### Decision Items

#### 4. Hackney Carriage and Private Hire Driver - MCF

Chris Hambly, Environment Services Manager, introduced a report in relation to a current licensed driver, MCF, a combined hackney and private hire driver licence holder. The committee was requested to determine whether they consider MCF to be a fit and proper person to hold a licence.

MCF was banned from driving for 6 months on 16<sup>th</sup> December 2020, due to "totting up". This was not reported to the Authority, nor any of the other driving offences committed since he was licensed on 21<sup>st</sup> March 2019, which should have been done within 14 days of the offence.

The committee went on to invite the applicant's solicitor, Mr Coyle, to address members and respond to questions and following this, the meeting was adjourned to enable a full and frank discussion to be held. and following a full and frank discussion it was RESOLVED to issue a strongly worded warning letter to MCF.

#### 5. Caravan Site Licensing - Pipers Height Caravan Park Holiday Caravan Site Licence

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Joanne Gallagher, Technical Services Officer, introduced a report relating to an application from Pipers Height Caravan Park Holiday Caravan Site to amend the holiday caravan site licence to increase the number of static holiday caravan pitches from 28 to 143 pitches and remove the closure period.

Pipers Height Caravan Park had a holiday caravan site licence for 28 holiday caravans, and a touring site licence for 136 touring caravans, to be stationed on site at any one time.

The site had planning consent, ref 13/0362, for the site to be used all year round. Lancashire Fire and Rescue Services had been consulted on this application and had not expressed any concerns.

Following a full discussion it was RESOLVED:

1. To amend condition 1 of the holiday site licence to read – *The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed one hundred and forty three (143).*
2. To amend condition 23 of the holiday site licence to read – *Caravans shall be used solely for human habitation as static holiday caravans between 1st January and 31st December each year.*
3. To add the following conditions to the site licence - *Static holiday caravans shall be occupied for holiday purposes only and not as a person's permanent, sole or main place of residence.*

*The licence holder must keep the following records for each static caravan on site:*

- a. *The name and current home address of the owner; and*
- b. *Documentary evidence of the current home address of the owner*
- c. *and must allow the licensing authority to inspect them at any reasonable time.*

*The licence holder must, if requested by the licensing authority, ask the owner of any static holiday caravan on site to give the licence holder:*

- a. *The name and current home address of each adult occupier; and*
- b. *Documentary evidence of the current home address of each adult occupier and must forward them to the licensing authority when received.*

and

*The licence dated 15<sup>th</sup> June 1994 for the stationing of 136 touring caravans on the site shall have no effect when static holiday caravans are stationed on the site in accordance with this licence.*

#### 6. Caravan Site Licensing - Clifton Fields Caravan Park Holiday Caravan Site Licence

An application had been received from the site owner to amend the holiday caravan site licence to remove the closure period.

Clifton Fields Caravan Park had a holiday caravan site licence allowing for 149 caravans to be stationed on site at any one time.

The site had planning consent, ref 13/0569, for the site to be used all year round. Lancashire Fire and Rescue Service had been consulted on this application and had not expressed any concerns.

Following a full discussion it was RESOLVED:

1. To amend condition 2 of the holiday site licence to read – *Caravans shall be used solely for human habitation as static holiday caravans between 1st January and 31st December each year.*
2. To add the following condition to the site licence - *Static holiday caravans shall be occupied for holiday purposes only and not as a person's permanent, sole or main place of residence.*

*The licence holder must keep the following records for each static caravan on site:*

- a. *The name and current home address of the owner; and*

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- b. *Documentary evidence of the current home address of the owner*
- c. *and must allow the licensing authority to inspect them at any reasonable time.*

*The licence holder must, if requested by the licensing authority, ask the owner of any static holiday caravan on site to give the licence holder:*

- a. *The name and current home address of each adult occupier; and*
- b. *Documentary evidence of the current home address of each adult occupier and must forward them to the licensing authority when received.*

#### **7. Caravan Site Licensing - Clifton Fields Caravan Park Touring Site Licence**

An application had been received from the site owner to amend the touring caravan site licence to remove the closure period.

Clifton Fields Caravan Park had a touring caravan site licence allowing for 100 caravans to be stationed on site at any one time.

The site had planning consent, ref 13/0569, for the site to be used all year round. Lancashire Fire and Rescue had been consulted on this application and had not expressed any concerns.

Following a full discussion it was RESOLVED:

1. To amend condition 2 of the touring site licence to read – *Caravans shall be used solely for human habitation as touring holiday caravans between the 1st January and 31st December each year.*
2. To add the following conditions to the site licence - *Static holiday caravans shall be occupied for holiday purposes only and not as a person's permanent, sole or main place of residence.*

*The licence holder must keep the following records for each static caravan on site:*

- a. *The name and current home address of the owner; and*
- b. *Documentary evidence of the current home address of the owner*
- c. *and must allow the licensing authority to inspect them at any reasonable time.*

*The licence holder must, if requested by the licensing authority, ask the owner of any static holiday caravan on site to give the licence holder:*

- a. *The name and current home address of each adult occupier; and*
- b. *Documentary evidence of the current home address of each adult occupier and must forward them to the licensing authority when received.*

#### **8. Appointment to Working Groups**

The Committee was invited to review the current appointments to the working groups within the remit of the Public Protection Committee:

Following consideration, it was RESOLVED to confirm the membership of the working group as follows:

Caravan Site Licensing - Councillors Brenda Blackshaw, Alan Clayton, Shirley Green, Gavin Harrison, Paul Hodgson and Ray Thomas.

#### **Information Items**

The following information items were received and noted by the committee.

#### **9. Business & Planning Act 2020 - Pavement Café Licences**

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The committee received an update on the Business & Planning Act 2020, in relation to Pavement Café Licences. Mr Hambly undertook to bring a decision report to a future meeting of the committee, in order to discuss the extension of the Business & Planning Act 2020 and the renewal of current Pavement Café Licences.

10. Caravan Site Fit & Proper Person Test

A report on the Caravan Site Fit & Proper Persons Test was presented to the committee.

11. Update from Caravan Working Group

The committee received an update from the Caravan Working Group. Due to the introduction of the Fit & Proper Person Test, the work of the Working Group had been delayed temporarily.

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