

HUNTINGDONSHIRE DISTRICT COUNCIL

Title: Suspension & Revocation of Hackney Carriage & Private Hire Licences.

Meeting/Date: Licensing and Protection Committee – 9 December 2020

Executive Portfolio: Executive Councillor for Leisure and Regulatory Services – Cllr Mr K Prentice

Report by: Licensing Team.

Ward(s) affected: All.

1. INTRODUCTION

- 1.1 The Acting Operational Manager (Business) has delegated authority to refuse, suspend or revoke private hire and hackney carriage driver and vehicle licences under the powers delegated by or on the recommendation of the Licensing and Protection Committee.
- 1.2 Below is a summary of the actions that have taken place since the last meeting of the Committee.

2. REPORT

2.1

| Date | Licence type | Decision | Reason | Outcome |
|------------|------------------------------|-------------------|--|-----------------------------------|
| 23.07.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Non – compliance by licence holder. Failed to provide proof of insurance. | Suspension removed on 30.07.2020. |
| 24.07.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Non – compliance by licence holder. The authority could not establish the legal owner of the vehicle. | Suspension removed on 23.08.2020. |

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| 24.07.2020 | Private Hire Vehicle Licence | Suspended S68 | Vehicle in an unfit condition following a collision. | Suspension removed on 09.09.2020. |
| 24.07.2020 | Private Hire Vehicle Licence | Suspended S68 | Vehicle in an unfit condition following a collision. | Suspension removed on 12.08.2020. |
| 31.07.2020 | Private Hire Vehicle Licence | Revocation S60 (1) | Non – compliance by licence holder. Vehicle uninsured. Vehicle untaxed. | Appeal pending. |
| 07.08.2020 | Private Hire Vehicle Licence | Suspended S68 | Dangerous defects found during annual compliance test. | Suspension removed on 19.08.2020 |
| 13.08.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Vehicle SORN Vehicle advertised for sale with plate – HDC not notified. No proof of insurance provided. | Suspension removed on 26.08.2020 |
| 14.08.2020 | Private Hire Vehicle Licence | Suspended S68 | Vehicle in an unfit condition. | Suspension removed on 18.08.2020. |
| 28.08.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Non – compliance by licence holder. No proof of insurance provided. | Suspension removed on 02.09.2020. |
| 28.08.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Non – compliance by licence holder. No proof of insurance provided. | Suspension removed on 01.09.2020. |

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| 28.08.2020 | Private Hire Vehicle Licence | Suspended S60 (1) | Non – compliance by licence holder. No proof of insurance provided. | Suspension removed on 01.09.2020. |
| 11.09.2020 | Private Hire Vehicle Licence | Revocation S60 (1) | Non – compliance by licence holder. Vehicle identity changed and displaying a different identity to that shown on licence and licence plates. No proof of insurance. | Appeal pending. |
| 14.09.2020 | Private Hire Vehicle Licence | Revocation S60 (1) | Non – compliance by licence holder. Vehicle uninsured. Vehicle untaxed. | No appeal made. |
| 15.09.2020 | Private Hire Vehicle Licence | Suspended S68 | Significant damage to vehicle roof. | Suspension removed on 29.09.2020. |
| 17.09.2020 | Private Hire Vehicle Licence | Suspended S60 | Providing false/misleading or incorrect information on renewal application. Breach of Section 49 (1) & (2) of the Local Government (Miscellaneous Provisions) Act 1976. | Licence now expired and the suspension lapsed. Vehicle no longer licensed. |

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| 23.09.2020 | Hackney Carriage Vehicle Licence | Suspended S60 | Non – compliance by licence holder. Vehicle unfit. Vehicle could not pass mandatory test X3. | Licence now expired and the suspension lapsed. Vehicle no longer licensed. |
| 23.09.2020 | Private Hire Vehicle Licence | Suspended S68 | Dangerous defects found during annual compliance test. | Suspended removed on 06.10.2020 |
| 29.09.2020 | Hackney Carriage Vehicle Licence | Revoked S60 (1) | Non – compliance by licence holder. The authority could not establish who the legal owner of the vehicle was. Vehicle operating in Thurrock. Breach of Section 49 (1) & (2) of the Local Government (Miscellaneous Provisions) Act 1976. | No appeal made |

3. MATTERS TO BE TAKEN INTO ACCOUNT

3.2 The following licensing decisions from previous reports are still awaiting a court date:

| Date of original HDC decision | Licence type | Result |
|-------------------------------|---|---|
| 28.11.2019 | Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [Renewal applicant] | Full trial pending Appeal adjourned until 21.01.2021 |

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| 08.11.2019 | Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [Renewal applicant] | Appeal dismissed by Peterborough Magistrates on 18.11.2020 |
| 23.08.2019 | Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [New applicant] | Appeal scheduled to be heard on 02.12.2020 |

5. RECOMMENDATION

5.1 Members are requested to note and consider the above information

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