

## HUNTINGDONSHIRE DISTRICT COUNCIL

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

**Meeting/Date:** Licensing and Protection Committee – 10 March 2021.

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

**Report by:** Licensing Team.

**Ward(s) affected:** All.

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### 1. INTRODUCTION

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.

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
06.10.2020	Private Hire Vehicle Licence	Suspended S68	Dangerous defects	Suspension removed on 08.10.2020
07.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle - SORN	Suspension removed on 08.10.2020
07.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle - SORN	Suspension removed on 08.01.2020
07.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle - SORN	Suspension removed on 08.10.2020
07.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle - SORN	Suspension removed on 08.10.2020

09.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Authority could not establish who the rightful owner of the vehicle was	Suspension removed on 12.10.2020
14.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle untaxed	Suspension removed on 14.10.2020
15.10.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle untaxed	Suspension removed on 15.10.2020
16.10.2020	Private Hire Vehicle Licence	Suspension S68	Dangerous defect found during test	Suspension not removed.  Licence lapsed
16.10.2020	Hackney Carriage Vehicle Licence	Suspension S68	Dangerous defect found during test	Suspension removed on 04.01.2021
04.11.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b)	Failure to provide proof of insurance  Non – compliance with licence	Licence now expired
11.11.2020	Hackney Carriage Vehicle Licence	Suspended Section 68	Unfit  Several defects found during mandatory compliance test.	Licence now expired
12.11.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Failure to provide V5 document Failure to comply with licence conditions	Licence remains suspended
17.11.2020	Private Hire Vehicle Licence	Suspended S68	Vehicle had defective brake lights	Suspension removed on 18.11.2020
26.11.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle being operated by an unlicensed operator	Suspension removed on 08.12.2020
02.12.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle untaxed	Suspension later removed

07.12.2020	Private Hire Vehicle Licence	Suspended S68	Vehicle damaged in collision	Licence remains suspended
07.12.2020	Private Hire Vehicle Licence	Suspended S60 (1) (b) & (c)	Vehicle untaxed	Suspension removed on 10.12.2020
07.12.2020	Private Hire Vehicle Licence	Suspended S68	Vehicle unfit - Smashed windscreen	Suspension removed on 15.12.2020
07.12.2020	Private Hire Vehicle Licence	Suspended S68	Vehicle damaged in collision	Licence surrendered on 18.12.2020
07.12.2020	Hackney Carriage/Private Hire Driver Licence.	Suspended S61 (1) (b)	Non – compliance with conditions: Unfit on medical grounds [driver of PH340]	Suspension removed on 08.12.2020
10.12.2020	Private Hire Operator Licence	Revocation	Non – compliance with licence and conditions.  Not operating from the licensed premise	Appeal made to Magistrates.  Indemnified to operate under appeal rules

### 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
08.11.2019	Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [Renewal applicant]	Appeal upheld. HDC decision stands
28.11.2019	Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [Renewal applicant]	Full trial pending Appeal adjourned several times.  New trial date set for 21.01.2021
19.12.2019	Refusal to grant a Hackney Carriage/Private Hire Driver Licence. [New applicant]	Appeal upheld – HDC stands

31.07.2020	Revocation of a Private Hire Vehicle Licence [Review of licence]	Magistrates upheld HDC decision to revoke.  Appellant has now appealed the Magistrates decision to the Crown Court.  Trial date yet to be set.
11.09.2020	Revocation of a Private Hire Vehicle Licence Review of licence]	Appeal – administration hearing scheduled for 20.01.2021

## 5. RECOMMENDATION

5.1 Members are requested to note and consider the above information

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