

<b>Subject:</b>	<b>Hackney Carriage &amp; Private Hire Driver Enforcement and Monitoring</b>		
<b>Date of Meeting:</b>	<b>02 March 2017</b>		
<b>Report of:</b>	<b>Director of Neighbourhoods, Communities &amp; Housing</b>		
<b>Contact Officer:</b>	<b>Name:</b>	<b><i>Martin Seymour</i></b>	<b>Tel:</b> <b>29-6659</b>
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<b>Wards Affected:</b>	All		

**FOR GENERAL RELEASE**

**1. SUMMARY AND POLICY CONTEXT:**

- 1.1 This report is to update Members on enforcement action taken against Hackney Carriage & Private Hire Drivers and Applicants between November 2016 and February 2017.

**2. RECOMMENDATIONS:**

- 2.1 That Members note the contents of this report and that officers should continue to take action as appropriate.

**3. RELEVANT BACKGROUND INFORMATION/CHRONOLOGY OF KEY EVENTS:**

- 3.1 Legislation in relation to the Town Police Clauses Act 1847 Local Government (Miscellaneous Provisions) Act 1976 which applies to both hackney carriages and private hire vehicles is enforced by the local authority. Non criminal enforcement can also be effected by means of action taken against the licence held by the person who has transgressed.
- 3.2 The council can suspend, revoke or refuse a hackney carriage or private hire vehicles and/or driver licences. However, a driver licence cannot be suspended and then revoked at a later date such as at the conclusion of a prosecution. Other actions are available to officers such as verbal or written warnings which can be applied in line with the Councils [Licensing Enforcement Policy](#).
- 3.3 The Council is in the process of approving authorisations for Officers from other Local Authorities so that they may enforce their licensed vehicles and drivers operating in Brighton and Hove. Joint authorisations will also enable Brighton & Hove enforcement officers to take action against vehicles from other areas operating within Brighton & Hove. Officers are already authorised to enforce Brighton & Hove vehicles in the districts of Adur & Worthing.

3.4 Enforcement Action has been taken regarding licensed vehicles from other areas parking on ranks and further action may be taken by the relevant local authority with regard to where the vehicle is predominately working.

3.5 The following actions were taken against drivers / applicants between 01 November 2016 and 06 February 2017

<b>Licence Type</b>	<b>Date</b>	<b>Action</b>	<b>Reason</b>
Hackney Carriage and Private Hire Dual Licence	03.11.2016	Warning	Wilful Obstruction of an Authorised Officer
Private Hire Licence	11.11.2016	Warning	Taking Bookings without holding a Private Hire Operator Licence
Hackney Carriage and Private Hire Dual Licence	15.11.2016	Refusal to renew licence	Currently does not meet the DVLA Group 2 medical criteria.
Hackney Carriage and Private Hire Dual Licence	18.11.2016	Suspension of Current Licence & Refusal to renew	Currently does not meet the DVLA Group 2 medical criteria.
Hackney Carriage and Private Hire Dual Licence	24.11.2016	Refusal to renew licence	Currently does not meet the DVLA Group 2 medical criteria.
Hackney Carriage and Private Hire Dual Licence	24.11.2016	Refusal to renew licence	Currently does not meet the DVLA Group 2 medical criteria.
Hackney Carriage and Private Hire Dual Licence	30.11.2016	6 Week Suspension	Caution for Assault by Beating.
Hackney Carriage and Private Hire Dual Licence	07.12.2016	4 Week Suspension	Charging more than the permitted fare
Hackney Carriage and Private Hire Dual Licence	04.01.2017	Refusal to renew	Following information disclosed on DBS certificate
Hackney Carriage and Private Hire Dual Licence	01.02.2017	Suspension of Licence	Currently does not meet the DVLA Group 2 medical criteria.
Hackney Carriage and Private Hire Dual Licence	01.02.2017	Suspension of Licence	Currently does not meet the DVLA Group 2 medical criteria.

New Driver Applicant	06.02.2017	Warning Regarding previous convictions	Convictions for Battery
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**4. COMMUNITY ENGAGEMENT AND CONSULTATION**

4.1. None.

**5. FINANCIAL & OTHER IMPLICATIONS:**

Financial Implications:

5.1. This report is for information purposes only, so there are no financial implications.

Finance Officer Consulted: Michael Bentley      Date: 12/01/17

Legal Implications:

5.2 There are no direct legal implications.

Lawyer Consulted:      Rebecca Sidell      Date: 8/02/17

Equalities Implications:

5.3 None.

Sustainability Implications:

5.4 None.

Crime & Disorder Implications:

5.5 Contained in the body of the report.

**6. EVALUATION OF ANY ALTERNATIVE OPTION(S):**

6.1. None – for information only.

**7. REASONS FOR REPORT RECOMMENDATIONS**

7.1. For information only.

