

Proposed change to hackney carriage and private hire drivers (Single Status Drivers) licence conditions

Proposal	Purpose for changing	Arguments in favour of change	Arguments against change	Proportionality	Grandfather rights issues	Proposed Wording of condition
<p>To amend the current driver condition of reporting certain offences/issues to the licensing section.</p> <p>(para 4.6 of the report relates)</p>	<p>The Department for Transport (DFT) has provided guidance to require licence-holders to self-report specific matters. More clarity on who to report and how to report it have also been proposed.</p>	<p>There is a duty placed on each licensing authority to adopt the DFT's guidance unless there is good cause not to.</p>	<p>A single submission that any matter including motoring offences where a fixed penalty offer has been issued and accepted should not be reported to the licensing section.</p>	<p>There is no question of proportionality for this amendment. This proposal is to ensure a fairer judgement can be made in a timelier manner in line with the current policy.</p>	<p>Not applicable</p>	<p>Duty to report specific matters to the Licensing Manager</p> <p>Replace SSD condition 6 with the following -</p> <p><i>"The holder shall where possible, immediately disclose to the Council's Taxi Licensing Manager in writing (to include email) details of any of the following circumstances. Where it is not possible to do so immediately, notification any of the following MUST be received within 48 hours:</i></p> <ul style="list-style-type: none"> - Arrest and release (or charged) for any matter - Convictions by any Court - Road Traffic Offences whether the DVLA licence is endorsed or not - Cautions (of any kind including simple and conditional)

Proposal	Mischief being addressed	Arguments in favour of change	Arguments against change	Proportionality	Grandfather rights issues	Proposed Wording of condition
						<p>Important: Failure by a licence holder to disclose any of the above within 48 hours might be seen as behaviour that questions their honesty and therefore the suitability of the licence holder regardless of the outcome of the initial allegation.”</p>