



Glasgow City Council

Licensing and Regulatory Committee

Report by Director of Legal and Administration

Contact: G McNaught Ext: 74546

Item 3

22nd February 2022

**COMPLAINTS AGAINST VARIOUS LICENCE HOLDERS
FAILURE TO PRESENT VEHICLE FOR ITS SAFETY INSPECTION**

Purpose of Report:

To advise Members of taxi or private hire car licence holders who have failed to present the vehicle attached to their licence for an annual inspection.

Recommendations:

Members are asked to consider, in view of the background information and having given the licence holder an opportunity to be heard, whether to:-

- (a) suspend the licence for the unexpired portion of its duration or such shorter period as you may determine and, if so, whether the suspension is with immediate effect; or
- (b) revoke the licence.

Ward No(s):

Citywide: ✓

Local member(s) advised: Yes No consulted: Yes No

Background

The Licensing Section has recently been notified by the Council's Taxi and Private Hire Inspection and Enforcement Section that the licence holders detailed at Appendix 1 have failed to present their vehicle for an annual inspection at the Council's Inspection Centre. In addition, the Licensing Section has also been notified by the Inspection Centre that each of these licence holders have failed to make contact with the Inspection Centre as requested in correspondence issued to them from the Inspection Centre dated 23 November 2022, a copy of which will be tabled at the meeting.

- 1.1 Members will be aware that condition 11 of a private hire car licence and separately condition 12 of a taxi licence states:

11. The holder of a private hire car licence shall require the private hire car to undergo and pass inspection as required by the Licensing Authority. On receiving the requisite notice in writing from the Licensing Authority, he shall present the private hire car for examination at such time and place as may be reasonably required.

12. The holder of a taxi licence shall require the taxi to undergo and pass inspection as required by the Licensing Authority. On receiving the requisite notice, in writing, from the Licensing Authority, he shall present the taxi for examination at such time and place as may be reasonably required.

- 2.3 Members will also be aware that section 11 of the Civic Government (Scotland) Act 1982 requires the holder of a taxi or private hire car licence to present the taxi or private hire car for inspection and testing by or on behalf of the licensing authority within such period and at such place as they may by notice reasonably require.

2 Policy and Resource Implications

Resource Implications:

Financial: None

Legal: Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982 provides that a licence may be (a) suspended for the unexpired portion of its duration or such shorter period as may be determined, which may be with immediate effect; or (b) revoked.

Personnel: None

Procurement: None

Council Strategic Plan: None

Equality and Socio-Economic Impacts:

Does the proposal support the Council's Equality Outcomes 2021-25? Please specify. N/A

What are the potential equality impacts as a result of this report? No significant impact

Please highlight if the policy/proposal will help address socio-economic disadvantage. N/A

Climate Impacts:

Does the proposal support any Climate Plan actions? Please specify: N/A

What are the potential climate impacts as a result of this proposal? N/A

Will the proposal contribute to Glasgow's net zero carbon target? N/A

Privacy and Data Protection Impacts:

Are there any potential data protection impacts as a result of this report Y/N No. The report discloses personal data on the licence holder. Subject to relevant assessment, the Licensing Authority considers, on balance, that disclosure of the data is justified against current UK data protection law and the legal

basis for disclosing such data is Performance of a Task Carried Out in the Public Interest.

If Yes, please confirm that a Data Protection Impact Assessment (DPIA) has been carried out

3 Recommendations

Members are asked to consider, in view of the background information and having given the licence holder an opportunity to be heard, whether to:-

- (a) suspend the licence for the unexpired portion of its duration or such shorter period as you may determine and, if so, whether the suspension is with immediate effect; or
- (b) revoke the licence.

Appendix 1

Case No(s)	Details including reference number, premises/stance where appropriate	Licence Holder
1.	Taxi – TV08147 Plate 0567 Expiry Date 29/02/2024	Archibald Taxi Service
2.	Taxi – TV06702 Plate 0673 Expiry Date 31/05/2023	Wilmac Taxis
3.	Taxi – TV07296 Plate 0767 Expiry Date 28/02/2022 (TV08777 -Renewal Pending)	Albeck Taxi Service
4.	Taxi – TV07324 Plate 807 Expiry Date 31/03/2022 (TV08739 – Renewal Pending)	Turnberry Taxi Services
5.	Taxi – TV08118 Plate 833 Expiry Date 31/03/2024	J M and J Cabs
6.	Taxi – TV06277 Plate 886 Expiry Date 30/06/2020 (TV08956 Renewal Pending)	Turner Taxis
7.	Taxi – TV08081 Plate 934 Expiry Date 31/01/2024	FSD Taxis
8.	Taxi – TV07824 Plate 1044 Expiry Date 30/11/2023	Davis Taxi Service
9.	Taxi – TV07281 Plate 1068 Expiry Date 30/04/2022 (TV08769 Renewal Pending)	Northstar Taxis
10.	PHC PV17644 Plate 2083 Expiry Date 30/06/2021 (PV22060 Renewal Pending)	Scott Cars Ltd

Case No(s)	Details including reference number, premises/stance where appropriate	Licence Holder
11.	PHC PV19902 Plate 2146 Expiry Date 28/02/2023	Blue 26 Cars
12.	PHC PV20481 Plate 2255 Expiry Date 31/12/2023	Aqsa Private Hire Ltd
13.	PHC PV20776 Plate 2303 Expiry Date 29/02/2024	John McQueen
14.	PHC PV21063 Plate 2331 Expiry Date 31/08/2023	J C Cars
15.	PHC PV18735 Plate 2650 Expiry Date 31/01/2022 (PV22224 Renewal Rending)	I M Cars
16.	PHC PV19897 Plate 2682 Expiry Date 28/02/2023	Andrew Wilson
17.	PHC PV19439 Plate 2903 Expiry Date 31/07/2022 (PV22778 Renewal Pending)	Mill Cars
18.	PHC PV21523 Plate 3614 Expiry Date 31/07/2024	Patrick Donohoe
19.	PHC PV18733 Plate 3635 Expiry Date 31/01/2022 (PV22181 Renewal Pending)	Go 13 Cars
20.	PHC PV18475 Plate 3875 Expiry Date 30/11/2021 (PV22169 Renewal Pending)	Dan Cars Ltd