

**APPEAL AGAINST REFUSAL TO RENEW PRIVATE HIRE DRIVER'S LICENCE
ZAHID RASHID**

RECOMMENDATION

1. To note the outcome of Mr Rashid's appeal against the refusal to renew his Private Hire Driver's Licence.

SUPPORTING INFORMATION

- 2.1 On 4 April 2006 the Taxi Licensing Sub Committee resolved not to renew Mr Rashid's Private Hire Driver's Licence on the grounds that the Sub Committee did not consider him to be a fit and proper person to hold a licence. This was on the basis that he was convicted on 13 December 2005 firstly of driving without due care and attention (for which he was fined £180 and 6 points endorsed on his licence) and secondly for soliciting a woman for the purpose of prostitution (for which he was fined £150).
- 2.2 Mr Rashid appealed against the decision not to renew his Private Hire Driver's Licence to the Magistrates' Court.
- 2.3 Following the refusal to renew his Private Hire Driver's Licence, Mr Rashid indicated that he also intended to appeal against the above mentioned convictions to the Crown Court but ultimately decided not to proceed with this appeal.
- 2.4 The appeal against the refusal to renew Mr Rashid's Private Hire Driver's Licence was listed for trial on 27 July 2006 at the Southern Derbyshire Magistrates' Court. At this hearing the Judge concluded that Mr Rashid was not a fit and proper person to hold a licence owing to his previous convictions. The appeal was dismissed and the decision of the Council to refuse to renew the licence was therefore upheld. Mr Rashid was ordered to pay the Council's costs of defending the appeal totalling £590.00. He has offered to pay the sum of £590.00 by instalments of £5.00 per week by standing order.

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Background papers: None
List of appendices: Appendix 1 – Implications

IMPLICATIONS

Financial

1.1 None directly arising.

Legal

2.1 Mr Rashid has a right to appeal the decision of the Magistrates' Court to the Crown Court within 21 days from the date of their decision.

Personnel

3.1 None directly arising

Equalities Impact

4.1 None directly arising.

Corporate Priorities

5.1 The licensing guidelines for Hackney Carriage and Private Hire Vehicle Drivers used by the Taxi Licensing Sub Committee in determining applications contribute to the Council's objectives of **protecting and supporting people** and **a healthy environment**.