

ESSENTIAL REFERENCE PAPER “B”

Convictions Policy – suggestions regarding the levels at which the ‘bar’ might be set for taxi licensing.

Licensing Committee Members are asked to consider whether they wish to:

-move offences up or down the table
-shorten or lengthen the time periods in the tables.

Always refuse;

- Inclusion on Sexual Offences Register
- Information included at discretion of Chief Police Officer indicating a propensity to commit sexual offences.
- Violence: Murder; terrorist offences/ causing explosions; conspiracy or incitement to commit any of above.
- Drugs Alcohol: Treatment order not completed.

Very high risk

- Violence: Manslaughter; Grievous bodily harm; causing death by dangerous driving;
- Dishonesty: Burglary, Theft or similar resulting in a custodial sentence
- Driving offences: Driving while disqualified by a court order
- Drugs/Alcohol: Any sentence including drug or alcohol treatment order.

Convictions: Time since sentence spent	
Not spent	Refuse
0 – 10 years	Refuse
11 years or more.	Committee with starting point: refuse

Serious risk

- Offences involving drugs or alcohol: Drink Drive, importation, possession, use or supply of Class A or Class B drugs, importation or supply of class C drugs.

- Dishonesty: Burglary (non custodial sentence; theft, fraud, deception, perverting the course of justice, or similar sentenced with a fine, any theft of a vehicle or vehicle fuel, or dishonesty with vehicle or driver licence documentation.
- Violence/ public order: Actual bodily harm; any assault on a passenger; any assault in breach of position of care or trust; riot; banning order.
- Driving offences: Driving no insurance/ while unlicensed to drive (including driving a taxi while unlicensed as a taxi driver), illegal plying for hire, failing to stop after accident

Convictions: Time since sentence spent	
Not spent	Refuse
0 - 3 years	Refuse
4 - 7 years	Committee with starting point: refuse
8 - 11 years	Committee with starting point: grant
12 years or more:	Grant

Significant risk.

- Offences involving drugs or alcohol: Possession Class C drugs, drunk and disorderly.
- Dishonesty: Theft or similar sentenced with a Conditional Discharge, failing to give information about the driver of a vehicle, giving false or withholding relevant information from the Licensing Authority.
- Violence; Common assault, any offence not involving physical assault resulting in a hospital treatment order for the offender; affray, criminal damage, possession of offensive weapon, resisting arrest, obstruction of Police Officer.
- Driving offences: 9 DVLA driving licence points or more, failing to report an accident, parking on pedestrian crossing.

Convictions: Time since sentence spent DVLA Points; time since offence	
Not spent	Refuse
0 - 3 years	Committee with starting point: refuse
4 - 7 years	Committee with starting point: grant
8 years or more:	Grant

Identifiable risk.

- Violence: Threatening behaviour, causing harassment, alarm or distress, disorderly conduct.
- Dishonesty: Theft or similar dealt with by Fixed Penalty Notice or Police Caution.
- Driving offences; 4-8 DVLA points.

Convictions: Time since sentence spent DVLA Points; time since offence	
Not spent	Refuse
0 - 3 years	Committee with no starting point
4 years or more	Grant

Low risk – Always delegated decision to grant

Driving offences: 3 points or less.