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| Report Title: | Consultation Results and Final Recommendations - Amendments to Hackney Carriage and Private Hire Policy & Conditions - Penalty Points |
| Contains Confidential or Exempt Information? | NO - Part I |
| Member reporting: | Councillor Grey, Licensing Panel Chair |
| Meeting and Date: | Licensing Panel 04 April 2017 |
| Responsible Officer(s): | Andy Jeffs - Interim Strategic Director of Operations and Customer Services Craig Miller, Head of Community Protection & Enforcement Services |
| Wards affected: | All |

REPORT SUMMARY

1. At the Licensing Panel on 16 January 2017 Members authorised consultation with the trade on proposed additions to the list of infringements already included in the penalty points systems for the council's licenced hackney carriage and private hire drivers. This report details the responses received and asks Members to approve the additional infringements.
2. Adopting the additional infringements will benefit residents and visitors by tackling a range of illegal and antisocial driving practices. There are no cost implications beyond existing resources deployed to enforce hackney carriage and private hire vehicle licensing legislation

1. DETAILS OF RECOMMENDATION

RECOMMENDATION: That the Licensing Panel notes the report and:

i) Members give authority to the Interim Strategic Director of Operations and Customer Services, and the Lead Member for Environmental Services, Including Parking to formally add to the existing list of infringements in the penalty points systems in the council's Hackney Carriage Driver and Vehicle Policy and Conditions and the council's Private Hire Driver and Vehicle Policy and Conditions those infringements listed in Appendix A.

2. REASON(S) FOR RECOMMENDATION(S) AND OPTIONS CONSIDERED

- 2.1 Following the Licensing Panel of 16 January 2017 a four week consultation exercise was carried out with the council's licenced hackney carriage (taxi) and private hire (PHV) drivers. This was achieved by writing directly to all 1472

licenced drivers (161 taxi, 131 combined, 1180 private hire). The letter sent is attached as Appendix B.

- 2.2 There were 4 individual and joint responses and these are attached as Appendix C. There were two petitions and these are attached as Appendices D and E respectively.
- 2.3 There were two responses from taxi representatives, one from Mr Yasin, representing largely Maidenhead based taxi drivers and one from Mr Jaffri representing largely Windsor based taxi drivers.
- 2.4 Mr Yasin requested a meeting with the Trading Standards & Licensing Lead and that meeting took place on 28 February 2017. At that meeting assurances were given to Mr Yasin and his colleagues that the use of penalty points would be evidence based, only given where a warning had been ignored (when applicable), and were subject to an appeals process. It was made clear that this is not an attempt to pick on taxi drivers but a means of addressing illegal and anti-social driving practices which were detrimental to residents, businesses and visitors to the Borough.
- 2.5 Mr Yasin and most of his colleagues were reasonably accepting of the proposals but pointed out that, whilst action was being taken against taxi drivers, no action was being taken by council officers against other road users who were infringing parking restrictions late in the evening, including parking in taxi ranks. Such enforcement is not carried out by licensing officers but this matter is being brought to the attention of the relevant services within the authority to ensure that there is a level playing field for all road users
- 2.6 A number of other issues were raised by Mr Yasin and his colleagues which did not relate to this consultation and they will be addressed outside of this process.
- 2.7 Mr Jaffri also attended the meeting on 28 February and took part in the discussions. At the end he presented a petition headed Petition Against Penalty points signed by 21 drivers with another 33 names added. This is produced as Appendix D.
- 2.8 Despite the discussions which took place and the explanations and assurances given at the meeting on 28 February, Mr Jaffri has confirmed that his petition stands and the signatories are against all of the proposed additional penalty points infringements.
- 2.9 The petition produced as Appendix E is against all of the proposed additional penalty points infringements.
- 2.10 In conclusion, with respect to taxi drivers it is fair to say that some agree with the proposed new penalty points because drivers who commit the infringements covered give all of the drivers a bad name, so they wish to work with the council to crack down on such infringements. However there are others who do not take this approach and believe they are being unfairly targeted by licensing officers.
- 2.11 Members are now invited to consider the response to the consultation and to approve the additional penalty points infringements which are set out in Appendix A

2.12 Options for approval are set out in Table 1, below.

Table 1: Options for Licensing Panel Members

| Option | Comments |
|---|--|
| <p>1. Members give authority to the Interim Strategic Director of Operations and Customer Services, and the Lead Member for Environmental Services, including Parking to formally add to the existing list of infringements in the Penalty Points System in the council's Hackney Carriage Driver and Vehicle Policy and Conditions and the council's Private Hire Driver and Vehicle Policy and Conditions those infringements listed in Appendix A</p> <p>This is the recommended option</p> | <p>Imposing penalty points for these activities will provide a quick, efficient and proportionate enforcement tool for dealing with illegal and anti-social practices by hackney carriage and private hire vehicle drivers, each of which has been highlighted by complaints made to the Borough</p> |
| <p>2. Members give authority to the Interim Strategic Director of Operations and Customer Services, and the Lead Member for Environmental Services, including Parking to formally add to the existing list of infringements in the Penalty Points System in the council's Hackney Carriage Driver and Vehicle Policy and Conditions and the council's Private Hire Driver and Vehicle Policy and Conditions those infringements listed in Appendix A with amendments as agreed by the Members at this Panel meeting</p> | <p>Members may wish to give authority to some, rather than all of the infringements listed in Appendix A.</p> <p>Members may wish to consider the number of points proposed for each infringement.</p> |
| <p>3. Members do not give authority to the Interim Strategic Director of Operations and Customer Services, and the Lead Member for Environmental Services, including Parking to formally add to the existing list of infringements in the Penalty Points System in the council's Hackney Carriage Driver and Vehicle Policy and Conditions and the council's Private Hire Driver and Vehicle Policy and Conditions those infringements listed in Appendix A</p> | <p>This will mean that no quick and effective action can be taken against drivers who wilfully indulge in the specific illegal or anti-social practices identified. This will be to the detriment of those residents, businesses and visitors.</p> |

3. KEY IMPLICATIONS

- 3.1 Adopting the proposed additional infringements to the current list in the penalty points system will mean that complaints received about these practices can be properly addressed, when there is sufficient evidence to do so, whereas at present there is no action that can be taken.

Table 2: Expected Levels of Enforcement Action

| Outcome | Unmet | Met | Exceeded | Significantly Exceeded | Date of delivery |
|--|--------------|------------|-----------------|-------------------------------|-------------------------|
| Percentage of complaints about identified practices where action taken | <90% | 90% | 90% – 95% | >95% | From 01 May 2017 |

4. FINANCIAL DETAILS / VALUE FOR MONEY

- 4.1 None

5. LEGAL IMPLICATIONS

- 5.1 Conditions can be attached to vehicle licenses by virtue of sections 47 & 48 Local Government (Miscellaneous Provisions) Act 1976. Hackney carriage drivers have special bylaws to govern their behaviour and PHV drivers can have conditions imposed under Section 51

6. RISK MANAGEMENT

- 6.1 As described in Table 4, below

Table 4:

| Risks | Uncontrolled Risk | Controls | Controlled Risk |
|--------------------------------------|--|--|------------------------|
| Judicial Review or appeal conditions | The proposed policy could be judicially reviewed or challenged by way of individual appeals to the magistrates court | The process in determining the policies is considered fair and reasonable and balances the needs of the applicants with the duty to protect the public | Low |

7. POTENTIAL IMPACTS

7.1 No EQIA is anticipated at this stage.

8. CONSULTATION

8.1 Consultation has now been completed and the results set out in this report

9. TIMETABLE FOR IMPLEMENTATION

9.1 As described in Table 5, below

Table 5:

| Date | Details |
|---------------|--|
| 04 April 2017 | Panel gives give authority to the Interim Strategic Director of Operations and Customer Services, and the Lead Member for Environmental Services, including Parking to formally add the proposed infringements to the existing Penalty Points System |
| 01 May 2017 | The new infringements come into force. |

10. APPENDICES

- 10.1 Appendix A – Proposed New Penalty Points
- 10.2 Appendix B – Consultation Letter
- 10.3 Appendix C – Consultation Responses from Individuals
- 10.4 Appendix D – Consultation Response Petition 1
- 10.5 Appendix E - Consultation Response Petition 2

11. BACKGROUND DOCUMENTS

11.1 None

12. CONSULTATION (MANDATORY)

| Name of consultee | Post held | Date sent | Commented & returned |
|--------------------------|--|------------------|---------------------------------|
| Cllr Cox | Lead Member for Environmental Services, Including Parking | 17/03/17 | 20/03/2017 |
| Cllr Grey | Chair of the Licensing Panel | 17/03/17 | 22/03/17 |
| Alison Alexander | Managing Director | 20/03/17 | 21/03/17 |
| Andy Jeffs | Interim Strategic Director of Operations and Customer Services | 17/03/17 | 21/03/17 |
| Craig Miller | Head of Community Protection & Enforcement Services | 17/03/17 | |
| Neil Allen | Shared Legal Solutions | 17/03/17 | |

REPORT HISTORY

| | |
|--|----------------------------|
| Decision type: Non-key decision | Urgency item? No |
| Report Author: Greg Nelson, Trading Standards & Licensing Lead 01628 683561 | |

Appendix A - List of Suggested Additional Infringements

| | |
|---|----------|
| Private Hire Driver or Hackney Carriage Driver waiting in a marked disabled bay | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in a bus stop | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space | 3 Points |
| Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users | 6 Points |
| Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space | 3 Points |

Appendix B – Consultation Letter

Consultation

Penalty Points for Hackney Carriage and Private Hire Drivers Additional Infringements

At the Licencing Panel meeting on 16 January 2017 two items were discussed relating to amendments to RBWM's Penalty Points System under which licensing officers can give penalty points to hackney carriage and private hire vehicle drivers.

Both items were agreed in principle but are now required to go out to consultation with the trade and other interested parties.

The results of this consultation and proposals to amend the current list of penalty point infringements are to be reported to the next meeting of the Licensing Panel on Tuesday 4 April 2017.

This letter seeks your views on the two items as set out below.

1. Penalty Points System - Additions to the Current List of Infringements.

The RBWM Hackney Carriage Driver and Vehicle Policy and Conditions and the RBWM Private Hire Driver and Vehicle Policy and Conditions each contain a list of infringements for which a licensing officer can impose penalty points on a driver. The current lists of infringements are set out at Appendix A.

The number of points imposed can either be 3 points or 6 points, and if 12 unspent points are accumulated (points are spent 12 month from being imposed) the driver is automatically referred to the Licensing Panel to decide, what, if any, further action is required

For the most serious infringements an immediate referral to the Licensing Panel can be imposed for the Panel to consider the revocation of the licence.

The imposition of penalty points can be appealed by a driver.

The list of infringements in Appendix A does not include a number of illegal and anti-social practices about which complaints are regularly received by licensing officers, specifically taxis waiting in disabled bays and bus stops (preventing buses from stopping on several occasions); taxis blocking driveways to residences, businesses and public buildings; hackney drivers apparently driving without due care and attention.

Imposing penalty points for these activities will provide a quick, efficient and proportionate enforcement tool for dealing with illegal and anti-social practices by hackney carriage and PHV drivers. **It will also protect the good reputation of the large majority of drivers who do not act in this manner.**

It is proposed to add to the list of infringements the following ;

| | |
|---|----------|
| Private Hire Driver or Hackney Carriage Driver waiting in a marked disabled bay | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in a bus stop | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space | 3 Points |
| Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users | 6 Points |
| Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space | 3 Points |

The existing right of appeal against penalty points would apply to any new infringements agreed by the Panel as a result of this consultation. Points would only ever be imposed where there was the evidence to do so.

Your views are sought on the following questions

- 1. Should these items be added to the existing list of infringements?**
- 2. If not, could you say why?**
- 3. Is the number of points for each infringement appropriate and proportionate to the infringement? Should they be higher or lower for each infringement?**
- 4. Are there any other activities for which penalty points should be considered?**
- 5. Do you have any other comments?**

Your replies to items 1 and 2 should be sent by Friday 10 March ;

By e-mail to licensing@rbwm.gov.uk

By post to Consultation Reply, Trading Standards & Licensing
York House Sheet Street Windsor SL4 1DD

Appendix C – Consultation Responses from Individuals

The list of infringements in Appendix A does not include a number of illegal and anti-social practices about which complaints are regularly received by licensing officers, specifically taxis waiting in disabled bays and bus stops (preventing buses from stopping on several occasions); taxis blocking driveways to residences, businesses and public buildings; hackney drivers apparently driving without due care and attention.

Imposing penalty points for these activities will provide a quick, efficient and proportionate enforcement tool for dealing with illegal and anti-social practices by hackney carriage and PHV drivers. **It will also protect the good reputation of the large majority of drivers who do not act in this manner.**

It is proposed to add to the list of infringements the following;

| | |
|---|----------|
| Private Hire Driver or Hackney Carriage Driver waiting in a marked disabled bay | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in a bus stop | 6 Points |
| Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space | 3 Points |
| Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users | 6 Points |
| Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space | 3 Points |

The existing right of appeal against penalty points would apply to any new infringements agreed by the Panel as a result of this consultation. Points would only ever be imposed where there was the evidence to do so.

Your views are sought on the following questions

1. Should these items be added to the existing list of infringements? *NO*
2. If not, could you say why? *EVERY CASE IS DIFFERENT.*
3. Is the number of points for each infringement appropriate and proportionate to the infringement? Should they be higher or lower for each infringement? *LOWER*
4. Are there any other activities for which penalty points should be considered?
5. Do you have any other comments? *I THINK ITS FAIR IF A PHV DRIVER OR HACKNEY DRIVER NOT GATTY HAVE HIS DOCUMENTS IN HIS CAB. OR PARK ON DISABLE BAY OR BLOCKING DRIVEWAYS SCHOOL PUBLIC BUILDINGS HAVE PENALTY POINTS.*

The list of infringements in Appendix A does not include a number of illegal and anti-social practices about which complaints are regularly received by licensing officers, specifically taxis waiting in disabled bays and bus stops (preventing buses from stopping on several occasions); taxis blocking driveways to residences, businesses and public buildings; hackney drivers apparently driving without due care and attention.

Imposing penalty points for these activities will provide a quick, efficient and proportionate enforcement tool for dealing with illegal and anti-social practices by hackney carriage and PHV drivers. **It will also protect the good reputation of the large majority of drivers who do not act in this manner.**

It is proposed to add to the list of infringements the following;

| | | |
|---|------------------------|---|
| Private Hire Driver or Hackney Carriage Driver waiting in a marked disabled bay | 6 Points - | 0 |
| Private Hire Driver or Hackney Carriage Driver waiting in a bus stop | 6 Points - | 0 |
| Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space | 3 Points - | 0 |
| Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users | 6 Points - 1st Warning | 0 |
| Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space | 3 Points - 1st Warning | 0 |

The existing right of appeal against penalty points would apply to any new infringements agreed by the Panel as a result of this consultation. Points would only ever be imposed where there was the evidence to do so.

Your views are sought on the following questions

- Should these items be added to the existing list of infringements? **NO**
- If not, could you say why? **Too Many Traffic Loaders on high Alert, Limited Space for PHV Drivers too Park in town centre (Station)**
- Is the number of points for each infringement appropriate and proportionate to the infringement? Should they be higher or lower for each infringement? **LOWER POINTS NOT FAIR FOR PHV DRIVERS (0)**
- Are there any other activities for which penalty points should be considered?
- Do you have any other comments?
THERE SHOULD BE NO POINTS SCHEME FOR PARKING NEARBY TOWN CENTRE. THERE SHOULD BE A MARKED BAY FOR 2 VEHICLES MARKED ON ANY BUS STOP (PHV DRIVERS ONLY)?

The list of infringements in Appendix A does not include a number of illegal and anti-social practices about which complaints are regularly received by licensing officers, specifically taxis waiting in disabled bays and bus stops (preventing buses from stopping on several occasions); taxis blocking driveways to residences, businesses and public buildings; hackney drivers apparently driving without due care and attention.

Imposing penalty points for these activities will provide a quick, efficient and proportionate enforcement tool for dealing with illegal and anti-social practices by hackney carriage and PHV drivers. **It will also protect the good reputation of the large majority of drivers who do not act in this manner.**

It is proposed to add to the list of infringements the following;

| | |
|---|--|
| Private Hire Driver or Hackney Carriage Driver waiting in a marked disabled bay | 6 Points (3) |
| Private Hire Driver or Hackney Carriage Driver waiting in a bus stop | 6 Points (3) |
| Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space | 3 Points |
| Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users | 6 Points 3 or 6 DEPENDS ON EXACT CIRCUMSTANCES. |
| Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space | 3 Points PHOTO EVIDENCE MUST BE SUPPLIED. |

The existing right of appeal against penalty points would apply to any new infringements agreed by the Panel as a result of this consultation. Points would only ever be imposed where there was the evidence to do so.

Your views are sought on the following questions

- Should these items be added to the existing list of infringements? YES (PLEASE SEE ATTACHED LETTER)
- If not, could you say why?
- Is the number of points for each infringement appropriate and proportionate to the infringement? Should they be higher or lower for each infringement? NOT APPROPRIATE SEE MY ADVISED POINTS
- Are there any other activities for which penalty points should be considered? NO
- Do you have any other comments? SEE ATTACHED SHEET.

TO: CONSULTATION REPLY
TRADING STANDARDS & LICENSING
YORK HOUSE, SHEET STREET,
WINDSOR, SL4 1DD

FROM:



DATE 5th MARCH 2017.

DEAR TRADING STANDARDS,

I WOULD LIKE TO POINT OUT THAT WITHIN MAIDENHEAD THERE ARE SOME BUS STOPS HAVE A CLEARLY DISPLAYED PLATE WHICH SHOWS THE TIMES WITHIN WHICH WAITING IS NOT ALLOWED BUT OUTSIDE THE RESTRICTED TIMES DRIVERS SHOULD BE ALLOWED TO WAIT AS THEY ARE NOT IN CONTRAVENTION OF THE RULES.

ALSO IF A DRIVER CLEARS IN THE TOWN AND THEN NEEDS TO WAIT FOR THE NEXT JOB HE HAS NO WHERE TO WAIT AS MOST OF THE 1 HOUR WAITING SPACES ARE OCCUPIED. THE DRIVER SHOULDN'T BE EXPECTED TO WASTE FUEL TO FIND SPACE OUTSIDE OF TOWN CENTRE AND TO WAIT IN RESIDENTIAL AREAS WHERE THERE ARE NO YELLOW LINES. THE PANEL NEEDS TO ALLOCATE SPACES IN THE TOWN CENTRE FOR PRIVATE HIRE DRIVERS ONLY, WHERE THE DRIVERS MUST REMAIN IN THE CAR WHILST WAITING FOR NEXT JOB.

MANY THANKS. ALI AKHTAR

A handwritten signature in black ink, appearing to be 'Ali Akhtar'.

This on behalf of the following Hackney Carriage Drivers from which these points have been discussed in detail. From which we agreed on a neutral basis how these points should be taken into consideration and part of the consultation process. The names are as follows: -

Wednesday 8 March 2017
Mr Mohammed Naeem Sabir

Sabir Hussain

Sawraj Singh Atwal

Manazar Hussain

Mohammad Mushtaq

Janghir Ali

Jehanghir Mehrban

Consultation Reply
Trading Standards and Licencing
York House
Sheet Street
Windsor
SL4 1DD

1.Should these Items be added to the existing list of Infringements?

Yes and No

2. If not, could you say why?

To give an example on your first point which is

Private Hire Driver or Hackney Carriage Driver waiting in a marked Bay.

I strongly feel that if I had to pick up a wheelchair customer and only the disabled bay was available then I feel that I have no alternative but to use it. Otherwise I will need to block the traffic which will be considered inconsiderate. The same reason would be applied to the private hire driver who is picking up an old and frail passenger and cannot walk in such that the closes place to park would be Disabled Bay.

If the driver is waiting in a marked disabled bay for no reason at all then this should be applied and 6 points is too much as 3 points is sufficient

The second point is

Private Hire Driver or Hackney Carriage Driver waiting in a bus stop?

You really need to define the definition of waiting which is the first point. To what I can read from this is waiting for no reason at all then this should be applied and 3 points is sufficient apart from picking up or dropping of Passengers.

The Third point is:-

Private Hire Driver or Hackney Carriage Driver waiting in any other restricted space?

If the driver is waiting in a restricted space for no reason at all then this should be applied and 3 points is sufficient. But if he is waiting for the customer then this should not be applied.

The Fourth Point is: -

Private Hire Driver or Hackney Carriage Driver driving erratically and / or without due care and attention to pedestrians or other road users.

This is the only point that I could agree with yourselves as Taxi Drivers we are looked and regarded as professional drivers and this sort of driving is totally wrong. But 6 points is too much for a driver and it should be 3 points.

The Fifth point is: -

Private Hire Driver or Hackney Carriage Driver blocking the driveway or entrance of any residence, business, school or any other public building or space.

This point is reasonable and again if they are waiting for no reason at all then this should be applied. And 3 points is sufficient for this. But if he is waiting for the customer then this should not be applied.

3. Is the number of points for each infringement appropriate and proportionate to the infringement? Should they be higher or lower for each infringement?

I have clarified this and feel where you would like to issue 6 points should be 3 points.

4. Are there another activity for which penalty points should be considered?

No

5 Do you have any other comments?

I could say the same with the remaining points but the main question is? What is the main reason Hackney Carriage and Private Hire Driver do this? It is because either they are waiting for a customer to arrive into the vehicle or waiting for them to come out from a place. If this is the reason, then applying these points and restrictions is pointless and unmanageable. My other point is that the council has issued limitless amount of Hackney Carriage vehicles to start with. In the Royal Borough of Windsor and Maidenhead they have issued far too many taxis with no spaces at all. In maidenhead station, there are 40 taxis working throughout and we have to queue and interrupt the daily lives of residents. In Windsor, there are cars off the rank which effect traffic flow. The responsibility should lie with the council as they are the root cause of the problem and have done nothing to address this since they have de-regulated the hackney carriage and increased the flow of taxis without any consideration for space. I must also stress we are not **“London Black Hackney Carriage vehicles that by driving round and round we are going to get a job or someone will hail us down this does not happen in RBWM.”**

Moving onto Private Hire Drivers that are taking bookings via PDA booking system which tells them when they have their next job. As you are well aware that they need to park somewhere where they are closer to the base. The nearest place for the majority of private hire drivers to park aside from places that are marked double yellow lines would be residential places to park. However, this will be evidently obstruct local residents and cause further inconvenience. This can only be rectified if the council could allocate places in which they can park their vehicles, while they are waiting for the job to come through.

From:
Sent: 22 February 2017 16:38
To: Licensing
Subject: Consultation

Hi i agree on proposed infringements:

Phv / hackney driver 6 points for waiting in disabled bay, & waiting in a bus stop.

Other restricted space, only if it is for emergency vehicles & emergency exits or access.
Otherwise no, i do not agree with this.

Phv / hackney drivers- driving erratically, yes i agree.

Phv / hackney drivers nlocking driveway or entrance of any residence, business, school or any other space/public building. I think penalty points on this is excessive, unless vehicle is left unattended.

Hackney carriage drivers not using meter wholly within borough should be option 3. Referral to licensing panel to consider revocation of licence.

1. Should the non use of taxi meter within rbwm....

I think this should be added to list of infringements. It should be referred straight away to the licensing panel.

Pls keep my name confidential, thanks.
Regards

Appendix D - Consultation Response Petition 1

PETITION AGAINST PENALTY Point
(G56 Professional DRIVERS Union)

| | | |
|---|-----------------------|-------------------------|
| ① | Plate No 818 | M. Hussain |
| ② | plate No 927 | Plat No |
| ③ | Plate No 918 | Tauheed Durrani |
| ④ | Plate no 918 | Alid Khan |
| ⑤ | plate no 956 | G. HUSSAIN |
| ⑥ | Plate 882 | Signature |
| ⑦ | Plate 888 | B.S. PUNJ |
| ⑧ | PLATE 875 | SHAMAL |
| ⑨ | Plate 878 | M. Hussain |
| ⑩ | plate 989 | Mansoor R. |
| ⑪ | Plate 983 | Imran Singh |
| ⑫ | Plate 862 | M. Signature |
| ⑬ | Plate 977 | Signature |
| ⑭ | 11 854 986 | Signature |
| ⑮ | 11 928 | M. Arif |
| ⑯ | 11 846 | Amjid ALI |
| ⑰ | 11 955 | Kurran |
| ⑱ | 11 906 | Signature |
| ⑲ | 11 973 | Signature |
| ⑳ | 11 916 | Signature |
| ㉑ | 11 990 980 | K. HUSSAIN |

- (22) ABDAS (SL) 2 WEEK
- (23) ABID A
- (24) AFSA
- (25) AHAZ
- (26) ATICE
- (27) BAIG
- (28) BASERT
- (29) HASSAN
- (30) BUTT
- (31) NAWAZ
- (32) SHAID
- (33) DILAHANN
- (34) DRANNY
- (35) GAFARAT
- (36) GHAFUR
- (37) GULZARJ
- (38) IRFAN
- (39) JANG
- (40) KHURAM RAZA
- (41) MAJEEB
- (42) MAUSUM
- (43) MR SOHAIL
- (44) MUSTAFUR
- (45) MR SHAH
- (46) MR PUNKAS
- (47) RASALAT
- (48) SAF
- (49) SAJID
- (50) SHAH GMB
- (51) SUNNY
- (52) SYED HAROON
- (53) ZAHHEER

Appendix E - Consultation Response Petition 2

Monday 27th February 2017

Dear Chairman of the licensing panel of RBWM,

This letter is in relation to the consultation letter regarding whether additional infringements for penalty points for hackney carriage and private hire drivers should be added.

In relation to the additional infringement points relating to waiting in: restricted areas, marked disabled bay, bus stops and blocking driveway entrances. These infringements are already monitored and penalised by traffic wardens, so we don't believe that there is any need and nor should there be additional penalisation through points for these infringements. As the large majority of drivers do not act in this manner. This added power that the licensing officer will gain, will penalise the drivers further given the traffic warden already have the power of issuing parking fines. So we don't understand the need of this extra power.

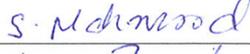
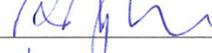
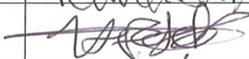
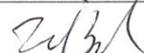
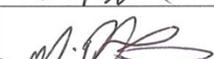
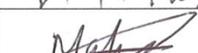
Regarding the infringement relating to drivers driving erratically and without due care, again we don't understand why the licensing officer needs this, given that the Police already have this power and use it in terms of issuing 3 to 6 fixed penalty points. This is already an offense in relation to all drivers, so why does the licensing officer need to issue further points relating to this.

Furthermore the infringements relating to the non use of a taxi meters in the RBWM, in principle we agree with this, drivers **must** use the meter if the journey is in the RBWM. But in terms of the penalties listed for non use, they are too harsh for a first offense. We believe a 3 strike system should be implemented, after an initial first written warning, then progress with 3 license points if the driver chooses to ignore the written warning.

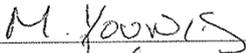
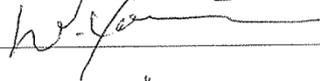
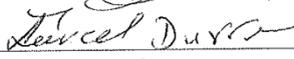
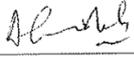
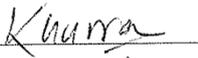
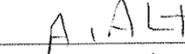
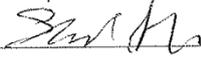
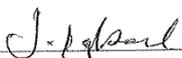
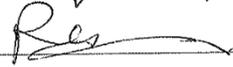
So these are the views of all the named drivers below, with their license number.

Kind regards

| | Driver Name | License number | Signature |
|----|---------------------|-------------------------|----------------|
| 1 | MOHAMMAD YASIN | CD 7110 | |
| 2 | Sajjad Nazir | HD 6890 | |
| 3 | MOHAMMAD Y. HUSSAIN | CD 7128 | |
| 4 | SHAUKAT KIANI | CD 7128 6726 | S. Kiani |
| 5 | MANOIT SINGH | HD 7000 | Mano Singh |
| 6 | NASEER AHMED | HD 7010 | Naseer |
| 7 | Imran Tariq | HD 7037 | |
| 8 | SAURAJ SINGH | HD 8141 141 | Sauraj |
| 9 | M. ARIF | HD 829 | M. Arif |
| 10 | Waqar Malik | HD 6953 | W |
| 11 | ASHRAQ NAZIR | HD 6883 | AS |
| 12 | ZULFIKAR ALI | HD 0165 | Zulfi |
| 13 | KAMRAN HUSSAIN | HD 7120 | K. Hussain |
| 14 | MATLOOB HUSSAIN | CD 7086 | |
| 15 | JILALI AFAILAL | HD 974 | |
| 16 | SAGHIR AHMED | CD 5746 | |
| 17 | M. MAJID | 507089. M. | |
| 18 | SAEED BARKIR | HD 6943 | Saeed |
| 19 | M. LATIF | CD 7066 | |
| 20 | Amir mehmood | HD 6981 | Amir |
| 21 | M. RAFIQ | HD 0268 | M. Rafiq |
| 22 | M. Nazir | CD 7424 | Mohammad NAZIR |
| 23 | ABDUL SATTAR | 991 | Sattar |

| | Driver Name | License number | Signature |
|----|-------------------|----------------|--|
| 24 | Sajid Akub | HD 6796 |  |
| 25 | A. Nasar | CD 5179 |  |
| 26 | M. SALIMUREED | HD 6971 |  |
| 27 | Sajid Mahmood | HD 6978 |  |
| 28 | ARSHAD. MAHYOOD | CD 7100 |  |
| 29 | M. Munir | CD 5990 |  |
| 30 | A.MJAD NAZIR | PD 6239 |  |
| 31 | Zarman Ali | CD 6307 |  |
| 32 | Kamran Busfir | HD 7031 |  |
| 33 | A. ASGAR | HD 0281 |  |
| 34 | A. Hussam | CD 7031 |  |
| 35 | B. A. Rasib | HD 6886 |  |
| 36 | Saqib Mahmood | HD 6685 |  |
| 37 | MOHAMMED SULAMAN | CD 7012 |  |
| 38 | SIFAMS SOLAMAN | HD 7077 |  |
| 39 | JEHANGIR WETHEBAN | CD 6910 |  |
| 40 | Munear Shabbir | HD 7034 |  |
| 41 | Zafher Iqbal | HD 0343 |  |
| 42 | ZAHID MALIK | HD 6974 |  |
| 43 | M. Rashid | HD 148 |  |
| 44 | M PERVAIZ | Plate NO 841 |  |
| 45 | A. H. RASIB | Plate No 0814 |  |
| 46 | Matik Fagraz | HD 7016 |  |

| | Driver Name | License number | Signature |
|----|------------------|----------------|------------------|
| 47 | Sajid Mahmood | 904 | Sajid |
| 48 | M. Ashfaq | HD 0448 | M. Ashfaq |
| 49 | M. AZHAR | 948 | M. Ashfaq |
| 50 | SHAHID ALI | HD 5665 | Shahid Ali |
| 51 | M. SAEBT | HD 7018 | M. Saebt |
| 52 | MANJINDER | CD 7060 | Manjinder |
| 53 | Mohammad Ali | HD 6946 | M. Ali |
| 54 | PARVAZ AKHTAR | HD 0211 | Parvez |
| 55 | ASHFAQ MAHMUD | 874 | Ashfaq |
| 56 | M. MUNIR | 145 | M. Munir |
| 57 | JAVED | 895 | Javed |
| 58 | Sharafat Anayat | 930 | S. Anayat |
| 59 | PARVEZ Akhtar. | 889 | Parvez |
| 60 | A-HUSSAIN | 871 | A-HUSSAIN |
| 61 | BASHARAT MEHMOOD | 877 | Basharat Mehmood |
| 62 | Ali Asghar | HD 6983 | Ali Asghar |
| 62 | MANAZIR | 839 | Manazir |
| 64 | M ANSAR | 893 | M. Ansar |
| 65 | HASSAN KHAN. | 858 | Hassan Khan |
| 66 | JANGHIR ALI | 820 | Janghir Ali |
| 67 | AMANAT ALI | HD 0155 | Amanat Ali |
| 68 | JARIQ MAHMUD | HD 0346 | Jariq Mahmud |
| 69 | MUHAMMAD AZAM | HD 0160 | M. Azam |

| | Driver Name | License number | Signature |
|----|-------------------|--------------------|--|
| 70 | FAYYAZ HUSSAIN | HD 704 |  |
| 71 | SYED H. BUKHARI | HD 6879 |  |
| 72 | ABDUL WAHID | HD 0033 | A. WAHID  |
| 73 | MOHAMMED SHAKHEEL | HD 0013 | |
| 74 | M. YOUNIS | HD 0272 | M. YOUNIS  |
| 75 | M. W. YOUNIS | 878 | W. Younis  |
| 76 | A. ALAM | HD 6880 |  |
| 77 | JAVED DURRANI | HD 7014 | Javed Durrani  |
| 78 | ABID KHAN | HD 7013 | Abid Khan  |
| 79 | ASIM ASGHAR | HD 927 | Asim  |
| 80 | KHAMAM RAZA | HD 955 | Khamam  |
| 81 | Amjid Ali | 846 | A. ALI  |
| 82 | Sajeed Ali | 851 | Sajeed  |
| 83 | S. Khan | 945 | S. Khan  |
| 84 | Javed Iqbal | 943 | J. Iqbal  |
| 85 | Faiz Ali | 808 | Faiz  |
| 86 | Aqsaad Ali | 939 | Aqsaad  |
| 87 | Razwan | 981 | Razwan  |
| | | | |
| | | | |
| | | | |
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