



Swale Borough Council

Local Government (Miscellaneous Provisions) Act 1976

Town Police Clauses Act 1847

NOTICE OF DETERMINATION OF HACKNEY CARRIAGE DRIVER'S LICENCE

Applicant: [REDACTED]

Date of Determination: 20 November 2025

In accordance with the provisions of Sections 51 and 59 of the Local Government (Miscellaneous Provisions) Act 1976, take notice that Swale Borough Council has decided to REFUSE your application for a hackney carriage drivers' licence.

The Licensing Sub Committee were asked to consider whether [REDACTED] is a fit and proper person for the purposes of compliance with hackney carriage and private hire legislation, published Standards and Guidance and Swale Borough Council's Hackney Carriage and Private Hire Vehicle Licensing Policy.

The Licensing Sub Committee carefully considered the evidence included within the report and additional evidence provided at the meeting, including evidence from the applicant produced at the meeting.

[REDACTED] explained to the Licensing Sub Committee the circumstances leading to the revocation of his licence by Canterbury City Council. The Licensing Sub Committee also considered his experience as a licensed driver and the lack of any DVLA convictions, although they noted that information from the DBS was not available for them to consider.

The Licensing Sub Committee heard from [REDACTED] that there was confusion when he applied to work with Uber in respect of the documents that they required and the position regarding his insurance. They noted that [REDACTED] accepted he had made mistakes regarding this however they did not consider his account to be consistent.

During the meeting, [REDACTED] provided additional documentation in the form of two Private Hire Vehicle licences purportedly issued by Canterbury City Council. It was explained to [REDACTED] that the existence of these licences contradicted the evidence that had been provided

by Canterbury City Council and an adjournment was sought to allow the Licensing Officer to contact Canterbury City Council. [REDACTED] was given the option and consented to this course of action. The evidence provided by Canterbury City Council was that one of the Private Hire Vehicle licences that had been provided to the Licensing Sub Committee by [REDACTED] was not a licence that had been issued by them. They explained that he had a hackney carriage vehicle licence number H045, and the licence provided which purported to be a for a private hire vehicle, licence number PH045, was not a genuine document.

The Licensing Sub Committee reconvened and [REDACTED] was asked if he would like to provide any further information in light of the evidence provided and he did not.

The Licensing Sub Committee considered the application, including all comments made by [REDACTED] however they were fundamentally concerned that falsified information had been presented to them by [REDACTED] at the hearing. They considered their Policy and in particular the guidance on the "fit and proper" test at para 1.7

The overriding consideration is the safety of the public. In accordance with the cases of McCool v Rushcliffe Borough Council and Leeds City Council v Hussain, the council will therefore expect applicants and existing licence holders alike to demonstrate, "...that they are safe drivers with good driving records and adequate experience, sober, mentally and physically fit, honest and not persons who would take advantage of their employment to abuse or assault passengers," as part of its assessment of fitness and propriety.

The Licensing Sub Committee had grave doubts as to [REDACTED] honesty and accordingly the decision was to refuse the application.

In accordance with the provisions of Section 52 of the Local Government (Miscellaneous Provisions) Act 1976, you have a right to appeal against the Council's decision to refuse your application. An appeal must be lodged with the Magistrates' Court within 21 days of the date of this Notice. The Magistrates' Court may make an Order as to costs in respect of any appeal.

Signed:



Date of Notice: 21 November 2025

Councillor Lee-Anne Moore
Chair of the Licensing Sub-Committee