

NO TAXI LICENCE

Road Traffic (NI) Order 1981

Driver Taxi Licence

Art.59. - (1) No public service vehicle shall stand or ply for hire or carry passengers for hire unless the driver, holds a passenger-carrying vehicle driver's licence, as defined in Article 70(2) or, as the case may be, a taxi driver's licence within the meaning of Article 79A.

(2) If a public service vehicle stands or plies for hire or carries passengers for hire contrary to this Article the owner of the vehicle shall be guilty of an offence under this Order unless he proves that the driver acted without his privity or consent.

Vehicle Taxi Licence

Art.60. - (1) A public service vehicle shall not stand or ply for hire or carry passengers for hire unless there is in force with respect to the vehicle a licence granted under Article 61 (in this Order referred to as a "public service vehicle licence").

(2) If a public service vehicle is used in standing or plying for hire or is used to carry passengers for hire in contravention of this Article, the owner of the vehicle and the driver of the vehicle shall be guilty of an offence under this Order but the driver shall not be guilty of an offence under this Article if he proves that he did not know that there was not in force in relation to the vehicle a licence granted under Article 61.

(3) Any public service vehicle which is used in standing or plying for hire or which is used to carry passengers for hire without having such distinguishing mark or plate as may from time to time be prescribed shall be deemed to be an unlicensed public service vehicle.

Maximum Sentence:

Road Traffic Offenders' (NI) Order (1996), Schedule 1

Driver's Taxi Licence

Summary Only: Level 3 Fine (£1,000)

Vehicle Taxi Licence

Summary Only: Level 4 Fine (£2,500)

Assessment of Offence

(Starting points and ranges based on 1st time offender convicted following contest)

<u>Nature of Offence</u>	<u>Starting Point</u>	<u>Sentencing Range</u>
No Driver's Taxi Licence	£250	£150 - £500
No Vehicle Taxi Licence	£500	£350 - £1,000

<u>Examples of Possible Aggravating Factors of Offence</u>	<u>Examples of Possible Mitigating Factor of Offence</u>
1. Commercial business/large scale operation 2. No insurance / Invalid insurance 3. Vehicle no roadworthy 4. Offender had applied for relevant licence but had been refused by the authorities	N/A

Relevant Cases:

NI Cases:

N/A

English Cases:

N/A

Notes:

1. General power to disqualify from holding a driving licence under Article 91 of the Criminal Justice (NI) Order 2008.