



# Private Hire Vehicles (London) Act 1998

## 1998 CHAPTER 34

### *Licences: general provisions*

#### **16 Power to suspend or revoke licences.**

- (1) The [<sup>F1</sup>licensing authority] may suspend or revoke a licence under this Act for any reasonable cause including (without prejudice to the generality of this subsection) any ground mentioned below.
- (2) A London PHV operator's licence may be suspended or revoked where—
  - (a) the [<sup>F1</sup>licensing authority] is no longer satisfied that the licence holder is fit to hold such a licence;
  - [<sup>F2</sup>(aa) the licence holder has, since the grant of the licence, been convicted of an immigration offence or required to pay an immigration penalty;] or
  - (b) the licence holder has failed to comply with any condition of the licence or any other obligation imposed on him by or under this Act.

[<sup>F3</sup>(2A) Subsection (2)(aa) does not apply if—

- (a) in a case where the licence holder has been convicted of an immigration offence, the conviction is a spent conviction within the meaning of the Rehabilitation of Offenders Act 1974, or
  - (b) in a case where the licence holder has been required to pay an immigration penalty—
    - (i) more than three years have elapsed since the date on which the penalty was imposed, and
    - (ii) the amount of the penalty has been paid in full.]
- (3) A London PHV licence may be suspended or revoked where—
    - (a) the [<sup>F1</sup>licensing authority] is no longer satisfied that the vehicle to which it relates is fit for use as a private hire vehicle; or
    - (b) the owner has failed to comply with any condition of the licence or any other obligation imposed on him by or under this Act.

- (4) A London PHV driver's licence may be suspended or revoked where—

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**Changes to legislation:** There are currently no known outstanding effects for the Private Hire Vehicles (London) Act 1998, Section 16. (See end of Document for details)

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- (a) the licence holder has, since the grant of the licence, been convicted of an offence involving dishonesty, indecency or violence;
- [<sup>F4</sup>(aa) the licence holder has, since the grant of the licence, been convicted of an immigration offence or required to pay an immigration penalty;]
- (b) the [<sup>F1</sup>licensing authority] is for any other reason no longer satisfied that the licence holder is fit to hold such a licence; or
- (c) the licence holder has failed to comply with any condition of the licence or any other obligation imposed on him by or under this Act.

[<sup>F5</sup>(5) Subsection (4)(aa) does not apply if—

- (a) in a case where the licence holder has been convicted of an immigration offence, the conviction is a spent conviction within the meaning of the Rehabilitation of Offenders Act 1974, or
- (b) in a case where the licence holder has been required to pay an immigration penalty—
  - (i) more than three years have elapsed since the date on which the penalty was imposed, and
  - (ii) the amount of the penalty has been paid in full.]

#### Textual Amendments

- F1** Words in s. 16 substituted (22.1.2001) by 1999 c. 29, s. 254(3), **Sch. 21 para. 2** (with Sch. 12 para. 9(1)); S.I. 2000/3145, **art. 2**
- F2** S. 16(2)(aa) inserted (1.12.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 5 para. 40(2)** (with Sch. 5 para. 55); S.I. 2016/1037, reg. 5(i) (with reg. 6)
- F3** S. 16(2A) inserted (1.12.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 5 para. 40(3)** (with Sch. 5 para. 55); S.I. 2016/1037, reg. 5(i) (with reg. 6)
- F4** S. 16(4)(aa) inserted (1.12.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 5 para. 40(4)** (with Sch. 5 para. 55); S.I. 2016/1037, reg. 5(i) (with reg. 6)
- F5** S. 16(5) inserted (1.12.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 5 para. 40(5)** (with Sch. 5 para. 55); S.I. 2016/1037, reg. 5(i) (with reg. 6)

#### Commencement Information

- I1** S. 16 partly in force; s. 16 not in force at Royal Assent see s. 40(2); s. 16(1)(2) in force at 22.1.2001 by S.I. 2000/3144, **art. 2**
- I2** S. 16(3) in force at 8.6.2004 by S.I. 2004/241, **art. 2(2)**
- I3** S. 16(4) in force at 1.4.2003 by S.I. 2003/580, **arts. 1(2), 2(1)(c)**

**Changes to legislation:**

There are currently no known outstanding effects for the Private Hire Vehicles (London) Act 1998, Section 16.