

SCHEDULES

SCHEDULE 5

PRIVATE HIRE VEHICLES ETC

Local Government (Miscellaneous Provisions) Act 1976 (c. 57)

- 24 (1) Section 61 (suspension and revocation of drivers' licences) is amended as follows.
- (2) In subsection (1) before the "or" at the end of paragraph (a) insert—
- “(aa) that he has since the grant of the licence been convicted of an immigration offence or required to pay an immigration penalty;”.
- (3) After subsection (1) insert—
- “(1A) Subsection (1)(aa) does not apply if—
- (a) in a case where the driver 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 driver 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.”
- (4) After subsection (2) insert—
- “(2ZA) The requirement in subsection (2)(a) to return a driver's badge does not apply in a case where section 62A applies (but see subsection (2) of that section).”