

SCHEDULES

SCHEDULE 5

PRIVATE HIRE VEHICLES ETC

Taxis Act (Northern Ireland) 2008 (c. 4)

49 After section 23 insert—

“23A Taxi driver’s licences for persons subject to immigration control

- (1) Subsection (2) applies if—
 - (a) a taxi driver’s licence is to be granted to a person who has been granted leave to enter or remain in the United Kingdom for a limited period (“the leave period”),
 - (b) the person’s leave has not been extended by virtue of section 3C of the Immigration Act 1971 (continuation of leave pending variation decision), and
 - (c) apart from subsection (2), the period for which the licence would have been granted would have ended after the end of the leave period.
- (2) The licence must be granted for a period which ends at or before the end of the leave period.
- (3) Subsection (4) applies if—
 - (a) a taxi driver’s licence is to be granted to a person who has been granted leave to enter or remain in the United Kingdom for a limited period, and
 - (b) the person’s leave has been extended by virtue of section 3C of the Immigration Act 1971 (continuation of leave pending variation decision).
- (4) The licence must be granted for a period which does not exceed six months.
- (5) A taxi driver’s licence ceases to be in force if the person to whom it was granted becomes disqualified by reason of the person’s immigration status from driving a taxi.
- (6) If a licence granted in accordance with subsection (2) or (4) expires, the person to whom it was granted must, within the period of 7 days beginning with the day after that on which it expired, return to the Department—
 - (a) the licence,
 - (b) the person’s driver’s badge, and
 - (c) any other evidence of identification which the Department has issued under section 24.

Status: This is the original version (as it was originally enacted).

- (7) If subsection (5) applies to a licence, the person to whom it was granted must, within the period of 7 days beginning with the day after the day on which the person first became disqualified, return to the Department—
- (a) the licence,
 - (b) the person’s driver’s badge, and
 - (c) any other evidence of identification which the Department has issued under section 24.
- (8) A person who, without reasonable excuse, contravenes subsection (6) or (7) is guilty of an offence.”