

Luton Borough Council Penalty Points Scheme

This scheme applies to applicants and licensed drivers, and is separate from the Council's policy on criminal convictions.

CONTRAVENTION	POINTS
Adopting an unpleasant manner towards a passenger	1 – 3
Verbal abuse towards any person whilst working as a driver	6 – 12
Physical abuse towards any person	10 - 12
Rudeness or failure to co-operate with Council officers	3 - 12
Failing to ensure the safety of a passenger entering, alighting or conveyed in a vehicle	8 - 12
Failing to provide a customer with reasonable assistance with their luggage	4 – 6
Refusal to take a guide dog or other assistance dog	10 - 12
Touting or illegally plying for hire	8 - 12
Consuming alcohol whilst on duty	6 – 12
Smoking in a licensed vehicle	5 - 8
Failing to use taximeter when hired as a hackney carriage	10 - 12
Failing to agree a fare with passenger before starting journey in hackney carriage where taximeter is not being used	10 - 12
Charging hackney carriage passenger more than the metered or agreed fare	10 - 12
Failing to advise private hire passenger of fare at start of journey	10 - 12
Failure to display fare tariff within a hackney carriage vehicle	10 - 12
Failure to notify the Council of a change in drivers' name or address within 7 days	3 – 6
Failure to notify the Council of accident damage to a vehicle within 7 days	3 – 6
Failure to advise council in writing of previous convictions when applying for licence or of other convictions within twenty-eight days	3 – 6
Exterior/interior of vehicle not maintained in clean, sound and roadworthy condition	4 - 12
Failing to ensure the display of a vehicle licence plate for the vehicle in the prescribed manner	10 - 12
Failing to comply with byelaw 7 relating to the use of hackney carriage stands	6 - 8
Using a hand-held mobile telephone whilst driving	9 – 12
Failure to wear a seatbelt when required	3 – 6
Knowingly giving false information to passengers	3 – 9
Failure to pick up pre-booked passengers	3 – 6

APPENDIX 3

Failure to wear driver's badge or produce it to an Authorised Officer	3 – 6
Unspecified behaviour or misconduct	3 – 6
Use of vehicle without an illuminated roof sign	10 – 12
Use of vehicle without door signs	10 – 12

Factors to be taken into account when imposing penalty points include

- ◆ previous warnings
- ◆ previous track record
- ◆ mitigating circumstances
- ◆ gravity of the misconduct
- ◆ effect of incident on passengers, the public or other drivers
- ◆ any health and safety implications to passengers, public or drivers
- ◆ the potential for the incident to recur
- ◆ whether the licensee can still be considered to be a fit and proper person.

The existence of this policy does not preclude the matter being considered for prosecution or referral to Panel.