**National register of taxi licence refusals and revocations – NR3S**

**Why has the register been set up?**

The National Register of Taxi Licence Refusals, Revocations, and Suspensions Register (or the NR3S Register, for short) is a register of information about times when a licensing authority has refused, suspended, chosen not to renew, or revoked a taxi or PHV driver’s licence, based wholly or in part on information about the driver regarding safeguarding or road safety.

NR3S has been developed to improve public safety and confidence in hackney carriage (taxi) and private hire vehicle (PHV) licensing.

There have been numerous high profile cases where drivers who have been refused licences or had a licence revoked in one area have gone to another area and received a licence in that area by failing to disclose their previous history.

This undermines public safety, if there are legitimate reasons why a licence was refused or revoked, and damages confidence in the hackney carriage/PHV licensing regime and trade.

This is why the initiative has been widely supported by reputable drivers and firms, as it will provide a mechanism for ensuring information about refusals and revocations can be shared between all licensing authorities in a safe and secure way, removing this potential loophole.

**Who runs the Register?**

The Register is run by the National Anti-Fraud Network Data and Intelligence Services (“NAFN”). NAFN is a not for profit, unincorporated body formed by its members to provide services which support their work in the protection of the public interest. NAFN staff are employees of Tameside Metropolitan Borough Council (“Tameside”).

**What is the legal basis for the Register?**

The legal basis for the Register is the Taxis and Private Hire Vehicles (Safeguarding and Road Safety) Act 2022. Section 4 of the 2022 Act provides for the existence of the Register and gives the Secretary of State power to designate a person to run it.  NAFN has been designated under this section.

**Which authorities can use the Register?**

The 2022 Act says that the following can search the database, make entries in it, and amend, remove and reinstate entries that they have made:

* Licensing authorities;
* Relevant authorities;
* The Department for Infrastructure in Northern Ireland.

Information is also added to the database by the authorities listed above when they refuse an application (new or renewal), suspend or revoke a licence.

**How will the register work – what information will be recorded?**

When an authority revokes a licence, refuses an application for one or suspends a licence, it will record this information on NR3S. The information recorded will be limited to:

* Person’s full name;
* date of birth
* home address and contact details
* national insurance number
* driving licence number and details
* the name of the licensing authority and how further information can be obtained from them
* the date the decision was taken
* date of decision
* date decision effective
* dates of any subsequent changes to the decision
* dates these changes became effective
* if the decision is to suspend a driver’s licence the date the suspension is to end
* any other information the Secretary of State prescribes by regulations

Licensing authorities will then search the register when they are processing new applications or renewals. Where an authority finds a match for their applicant on NR3S, it will contact the licensing authority that recorded the entry to seek more information, which, if shared, will then be used to help reach a decision on the application.

**Will I automatically be refused a licence if I am on the register?**

No. Licensing authorities are legally required to consider each licence application on its own merits, and cannot refuse an application simply because an applicant may be recorded on NR3S.

The purpose of NR3S is to ensure that authorities have the full information necessary to help them reach a decision on whether an individual is fit and proper.

If circumstances have materially changed since the decision that has been recorded on NR3S, it may be appropriate for another authority to award a licence.

**Can I find out if my details are on the NR3?**

Individuals whose details are added to NR3S will be notified of this at the point at which they are advised of the decision to refuse, suspend or revoke a licence.

Outside of these times, an individual can make a subject access request (SAR) for any of their personal data held on NR3S.

The ‘data controller’ in respect of this data is this licensing authority, to whom a SAR should be submitted in the first instance.

As the ‘data processor’, that is the organisation storing the data, the National Anti-Fraud Network will fulfil this request. Similarly, the exercise of any other rights provided under data protection legislation should be made to this authority in the first instance.

Members of the public are not permitted to consult the register.

**How long will details be held on NR3S for?**

Data will be retained on the register to help licensing authorities fulfil their statutory duty to be satisfied that a person is a fit and proper person to hold a hackney carriage or PHV licence.

In accordance with this purpose, data will remain on NR3S for 11years.

**Is the Register governed by data protection law?**

Yes. The relevant law is set out in the UK General Data Protection Regulation (“UK GDPR”) and the Data Protection Act 2018 (“DPA 2018”).  These apply in relation to the personal data that is held on the Register. UK GDPR and DPA 2018 impose obligations on:

* NAFN;
* The authorities that provide information to the Register, and consult it; and
* Tameside.

NAFN and the authorities are “joint controllers” of the information contained in entries on the Register. Authorities that consult the Register are “controllers” in relation to their access to and use of the data they consult. Tameside is a “processor”, operating the Register so that the authorities can add information to it and consult it.