



Mr H Orwell



Please reply to: Mr Steve Cox

Community Safety

Roebuck House

Abbey Road

Devon

TQ2 5EJ

My ref: R:178709/SJC

Your ref:

Telephone: 01803 208025

Fax: 01803 208854

E-mail: [steve.cox@torbay.gov.uk](mailto:steve.cox@torbay.gov.uk)

Website: [www.torbay.gov.uk](http://www.torbay.gov.uk)

Date: 26 July 2012

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Dear Mr Orwell

**Re: Section 59 Local Government (Miscellaneous Provisions) Act 1976 – Failure to provide up to date Medical Certificate**

I am writing to inform you that in light of the information provided to me by my Officers about a failure to provide a current Medical Certificate I have suspended your Torbay Council issued Drivers Licence from the date of this letter. Your existing Medical Certificate expired on the 9<sup>th</sup> July 2012, and although two requests have been made in writing dated the 6<sup>th</sup> June 2012 and the 11<sup>th</sup> July 2012, no contact has been made with this department and no new Medical Certificate has been supplied. Despite efforts to compel you to provide the information about your continued fitness due to your lack of response and I am left with no option but to suspend your licence.

This suspension will invalidate your insurance.

Under section 59 Local Government (Miscellaneous Provisions) Act 1976, Torbay Council is required to ensure those issued with Torbay Council issued Drivers Licences remain fit to drive. In Torbay that requires the supply of an up to date Medical Certificate.

Therefore under the provisions of Section 61 of the same Act, under powers delegated to me in consultation with the Chair of Licensing Committee Councillor Peter Addis, I suspend your licence for 28 days, pending a Licensing Committee hearing. On supplying an up to date Medical Certificate then this decision can be reviewed. However if by the date of the Committee hearing, no current Medical Certificate is supplied a recommendation will be made that your Torbay Council issued Drivers Licence be suspended until the end of its current period that being the 30<sup>th</sup> April 2013.

My colleague Mr Steve Cox will contact about the details of that Committee Hearing. Meanwhile if you have any queries then please contact either Mr Steve Cox or Mr Shaun Rackley on telephone 01803 208025.

Should you need to contact us please quote the reference number above.

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If you require this in a different format or language, please contact me.

Yours sincerely

*F. K. Hughes*

**FRANCES HUGHES**

Executive Head  
Community Safety

*Please note that, apart from personal details subject to the Data Protection Act, information contained in this letter may be divulged to members of the public under the Freedom of Information Act 2000.*