

London Freight Enforcement Partnership Newsletter (December 2016)

The London Freight Enforcement Partnership brings together the City of London Police (CoLP), the Driver and Vehicle Standards Agency (DVSA), the Metropolitan Police Service (MPS) and Transport for London (TfL) to target dangerously non-compliant drivers, vehicles and operators on London's roads.

This is the first edition of the London Freight Enforcement Partnership Newsletter. This will be published on a quarterly basis to highlight the work undertaken by the Partnership and key stakeholders to rid London's roads of unsafe HGVs.

Success to Date

Launched on 1 October 2015, the London Freight Enforcement Partnership has now been operating for over a year. During that time over 18,900 vehicles have been stopped and checked with over 3,402 roadside prohibitions and 5,004 Fixed Penalty Notices being issued to the most non-compliant vehicles.

Since launch, the Partnership has continued to refer the most dangerous operators to the Office of the Traffic Commissioner, resulting in the most non-compliant operators having their licences revoked, suspended or curtailed. The Partnership also continues to prosecute the most dangerous drivers and operators with £62,595 of fines being issued at court since the 1 October as a result of Partnership activity.

Following the implementation of the Freight Compliance Unit (FCU), the Partnership is now supported by the UK's first and only jointly staffed intelligence unit dedicated to freight enforcement. Made up of staff from TfL, DVSA and the MPS, and with direct links to the CoLP, the FCU ensures information is shared between agencies allowing the most dangerous operators to be identified, targeted, prosecuted and referred to the Traffic Commissioner.

The Partnership has worked to implement a formal governance structure and a system of joint tasking which ensures that operational resources are effectively co-ordinated and targeted at those vehicles which pose the most risk to other road users.

The Partnership has also continued to engage with industry and other stakeholder groups and has set up forums at which these discussions can take place.

London now has the most intensive commercial vehicle enforcement of any area of the UK which ensures that those drivers and operators who choose to flout their obligations and choose to put other road users in danger will be stopped, checked and prosecuted to the full extent of the law.



Steve Burton, Director of Enforcement and On-Street Operations at TfL, has praised the Partnership: “The joint working demonstrated by the London Freight Enforcement Partnership is a fantastic example of how we can achieve more by working together. The Partnership is an essential part of our ongoing effort to ensure that London’s roads are free from dangerous and non-compliant drivers, vehicles and operators.”

Comments and feedback

If you have any information on non-complaint drivers or operators, or feedback on this newsletter, please email LFEP@TfL.gov.uk

Roadside Activity

	Total to date (1 Oct 2015 – 30 Nov 2016)
Total number of vehicles stopped	18,900
Total Fixed Penalty Notices/Traffic Offence Reports issued	5,004
Number of arrests	44
Vehicles seized	110
Number of Mechanical Prohibitions issued	3,402
Number of Drivers Hours Prohibitions issued	983

Highlights

Good court result

On 17 June 2016, officers from the Industrial HGV Task Force (a joint unit comprised of officers from the Metropolitan Police Service, the City of London Police and the Driver and Vehicle Standards Agency) stopped a vehicle belonging to Knight Scaffolding Ltd. The vehicle was found being used illegally and in a dangerous condition, as well as having no MOT.

Following the roadside stop the case was passed to City of London Magistrates Court who heard the case on 19 August and issued the operator with fines totalling £4,000 plus costs. The offences for which the operator was found guilty include using a vehicle in a dangerous condition, exceeding the number of vehicles on an operator licence, failure to display an operators licence, no goods vehicle test certificate and having no ministry plate fitted.

The operator was subsequently referred to the Traffic Commissioner for London and the South East. Following a public inquiry on 29 September the operator's licence was revoked.

Public inquiry result

Following targeted roadside activity as a result of a FCU tasking, the Industrial HGV Task Force visited the operating centre of Deadman Confidential, a confidential waste disposal and shredding business.

This visit resulted in the examiners identifying numerous failings. These failings were documented and the operator was referred to the Office of the Traffic Commissioner. Following a Public Inquiry the Traffic Commissioner made the decision to revoke the operators licence effective from 8 October 2016.

Joint Investigation

The below article was previously published in Commercial Motor on 11 July 2016.

These operators came to light following roadside enforcement activity instigated by the joint investigative work of the FCU.

The two owners of a recycling business have each been banned from holding an O-licence for five years after being given numerous chances to run a compliant operation.

The Traffic Commissioner (TC) for London and the South East also revoked the O-licence held by a Brentford based partnership between Jamie and Kellie Adamberry, which traded as Talking Rubbish. The partnership operated in excess of its two vehicle authorisation by adding trucks on to other operators' O-licences. It also failed to provide tachograph data to the TC and lacked financial standing.

Jamie Adamberry received several convictions for driving an overweight vehicle – one of which was 24% overweight – and driving without the correct entitlement for a 7.5-tonne vehicle and Driver CPC. The operator did not inform the TC of the convictions.

Jamie Adamberry had been involved in a string of failed transport businesses before Talking Rubbish. He was a director at A&A Recycling, which went into liquidation in 2012, and his sole trader business had its O-licence curtailed in 2014 after he consistently failed to analyse drivers' hours records. He later surrendered the sole trader O-licence.

He was also involved in another partnership that traded as Talking Rubbish, but its O-licence was revoked in September 2014 after the TC found it had failed to ensure that drivers' hours rules were followed and had not kept vehicles fit and serviceable.

A Public Inquiry, which the operator did not attend, was told that a Talking Rubbish liveried HGV was found to be displaying an O-licence disc issued to another operator, Brentford Commercials, in October last year. Jamie Adamberry told a DVSA examiner that he had added the vehicle onto Brentford Commercials' O-licence as it knew it did not have permission to operate three vehicles.

Brentford Commercials also had its O-licence revoked following the PI and its director and transport manager Matthew Walsh was disqualified for three years.

A vehicle was stopped again last month displaying an O-licence disc issued to West Kensington-based Future Green Fuels Holdings, and the driver told the DVSA he took instructions from Jamie Adamberry.

The TC concluded that the business was continuing to operate under the guise of Future Green Fuels Holdings. In his written decision last month, the TC said Jamie Adamberry's promises of future compliance given at a PI in 2014 "turned out to be worthless."

"He has been given many chances to run a compliant operation, instead of which he has consistently failed to make any meaningful improvement at all, and in many respects has got worse," the TC said. He added that while Kellie Adamberry had not been as directly culpable as Jamie Adamberry, she had failed to exercise her responsibilities as an operator. "She has been exceptionally negligent in her management of the operator's licence," he said. Denton said he could find "nothing positive to put in the balance" when coming to his decision.

Further details

Details of all applications for HGV operator licenses to, and decisions made by, the Traffic Commissioners for Great Britain can be found by following the below link:

<https://www.gov.uk/government/collections/traffic-commissioner-applications-and-decisions>

Appendix 1 – Public Inquiries involving operators based in and around London

June 2016 – December 2016

Company	Op licence number	Public Inquiry date	Public Inquiry result	Comments
Chelsea Scaffolding Access Limited	OK1108933	22/06/2016	Curtailed	Licence curtailed to three with effect from 00:01 hours 23 June 2016 to 00:01 hours on 7 July 2016.
M J Stapleton & Son Ltd	OK0211398	28/07/2016	Formal Warning	Formal warning issued.
Hitchcock & King Ltd	OK0221594	18/07/2016	Curtailed	Licence curtailed to 21 vehicles with immediate effect. Application granted as applied for.
Piotr Konrad Fatyga T/A Perfect Steel and Skips	OK1090742	18/07/2016	Revoked	Licence revoked with effect from 18 August 2016.
Lukasz Kwasnicki T/A Transpol One	OK1102025	18/07/2016	Revoked	Licence revoked with effect from 00:01 hours on 1 October 2016.
Powerday PLC	OK0217715	19/07/2016	No action	No action taken.
Tacim Subasi	OK1123977	19/07/2016	Revoked	Licence revoked with effect from 00:01 hours on 20 August 2016.
MR Skip Barking Ltd	OK1107482	20/07/2016	Suspended	Licence suspended for 28 days with effect from 00:01 hours on 1 August 2016 to 00:01 hours on 29 August 2016. Direction issued that vehicles may not be specified on another licence during period of suspension. Application refused.
Abna Transport Limited	OK1142121	20/07/2016	No action	No action taken.
Dolphin Transport Services Ltd	OK1117741	27/07/2016	No action	No action taken.
Nanak Transport Ltd	OK1135837	14/06/2016	Warning	Warning issued, no further action.
Richard Mutton	OK1090595	05/07/2016	Revoked	Licence revoked with effect from 00:01 hours 1 September 2016. Richard Mutton disqualified with effect from 00:01 hours on 1 September 2016 for a period of six months.
M C International Haulage Ltd	OK1126363	12/07/2016	Formal Warning	Formal warning issued.
Andrew Smith T/A Stockley Recycling	OK1078099	02/08/2016	Curtailed	Licence curtailed to one vehicle with effect from 16 September 2016. Four undertakings accepted at the Inquiry.

Elliott Environmental Limited	OK1052594	03/08/2016	Suspended	Licence suspended for seven days with effect from 00:01 hours on Saturday 27 August to 00:01 hours on Saturday 3 September 2016.
GAP Scaffolding (Southern) Limited	OK1116111	10/08/2016	Suspended	Licence suspended for two days with effect from 00:01 hours on 27 August 2016.
Patrick Morrison	OK1012800	10/08/2016	Formal Warning	Formal warning issued.
Wise Skip Hire Ltd T/A Wise Skip Hire Ltd	OK1116553	25/05/2016	Warning	Warning Issued.
C & G Demolition & Site Clearance Ltd	OK0206520	28/06/2016	Revoked	Licence revoked with effect from 00:01 hours on 18 September 2016. Cornelius Moran and Cornelius James Moran are disqualified for two years with effect from 00:01 hours on 18 September 2016 until 00:01 hours on 18 September 2018.
Odyssey Manufacturing Ltd	OK1137752	22/08/2016	Curtailed	Licence curtailed from three vehicles to two vehicles with immediate effect.
Stuart Cameron Pirie T/A Pure Scaffolding	OK1143196	15/08/2016	Revoked	Licence revoked with effect from 00:01 hours on 15 September 2016. Stuart Pirie disqualified with effect from 00:01 hours on 15 September 2016 for a period of six months.
Primagrang Ltd	OK0217656	15/08/2016	Formal Warning	Formal warning issued.
George William Jefford	OK0227380	17/08/2016	Suspended	Licence suspended for 7 days with effect from 00:01 hours on 27 August 2016 to 00:01 hours on 3 September 2016. Two undertakings accepted.
Ian Elliott T/A GB Skips	OK1012800	17/08/2016	Formal Warning	Formal warning issued.
McGemini Autos	OK1144866	17/08/2016		Application granted.
Euroform Ltd	OK1127717	17/08/2016	Revoked	Licence revoked with immediate effect.
Skips Direct LLP	OK1094391	22/08/2016	Revoked	Licence revoked with immediate effect. Joanne Bolt disqualified indefinitely with immediate effect.
Swan Haulage Ltd	OK0217365	24/08/2016	Curtailed	Licence curtailed to six vehicles for 14 consecutive days, to be served by 31 October 2016.
Groundwork Solutions Ltd	OK1124836	24/08/2016	Revoked	Licence revoked with immediate effect in op centre in Canterbury.
Vanexport	OK1014279	06/09/2016	Formal Warning	Formal warning issued.
Probulk Ltd	OK1125862	24/08/2016	Revoked	Licence revoked with effect from 00:01 on 8 October 2016. Neville Pay disqualified with effect from 00:01 on 8 October 2016 for a period of 12 months.
WML Skip Hire	OK1137621	06/09/2016	Suspended	Licence suspended for 14 days with effect from 00:01 on 1 October 2016 until 00:01 on 15 October 2016.

DCG Environmental Services	OK1116594	06/09/2016	Revoked	Licence revoked with immediate effect. Dawn Hamilton disqualified indefinitely with immediate effect.
Deadman Confidential	OK1105470	06/09/2016	Revoked	Licence revoked with effect from 00:01 on 8 October 2016.
Carrera Quality Marquees	OK1029931	07/09/2016	Revoked	Licence revoked with effect from 00:01 on 8 October 2016.
Denar Ltd	OK1131535	22/09/2016	Revoked	Licence revoked with immediate effect
Colins Transport Ltd	OK1137747	12/09/2016	Suspended	Licence suspended for two days, with effect from 00:01 on 17 September 2016 to 00:01 on 19 September 2016.
Sangar Trading Ltd	OK1124743	15/09/2016	Suspended	Licence suspended for eight weeks from 00:01 on 8 October 2016 to 00:01 on 3 December 2016.
Sahra Ltd	OK1129055	20/09/2016	Revoked	Licence revoked with immediate effect
ETS Ltd	OK1124117	22/09/2016	Revoked	Licence revoked with effect from 00:01 on 24 October 2016.
JDM Scaffolding Ltd	OK0230209	25/05/2016	Warning	Warning issued.
A&P Skips Ltd	OK1101704	29/07/2016	Formal Warning	Two undertakings accepted.
KNIGHT SCAFFOLDING LTD	OK1112531	17/08/2016	Revoked	Licence revoked with effect from 00:01 on 28 October 2016.
ADES LIMITED T/A ADES CASH AND CARRY	OK1142203	28/09/2016	Suspended	Licence curtailed to one vehicle immediately. Licence suspended with immediate effect until 26 October 2016.
P&S Transport	OF1051537	12/10/2016	No action	
UNIWAX	OK1028038	17/10/2016	Curtailed	Curtailed from three vehicles to two.
Bolina Transport	OK1076745	11/10/2016	Revoked	Licence revoked with immediate effect.
JB Transport	OK1123872	13/11/2016	No action	Surrender accepted.
Middlesex Transport	OH1143384	11/10/2016	Revoked	Licence revoked from 24 November 2016.
Prizeimage Ltd	OK1138246	20/10/2016	Suspended	Licence suspended for five days from 00:01 on 29 October 2016.
BJF Transport	OK1141454	26/10/2016	Revoked	Licence revoked with immediate effect.
Enigma Contracts Ltd	OK1137979	26/10/2016	Revoked	Licence revoked with immediate effect.
Rutland Haulage	OK1090750	26/10/2016	Curtailed	Licence curtailed from 12 to nine vehicles with immediate effect ending at 00:01 23 November 2016.
B&B Timber Merchant Ltd	OK1121543	27/10/2016	Suspended	Licence suspended for 14 days with effect from 00:01 on 29 October 2016.
Braggatto	OK1143670	01/11/2016	Revoked	Licence revoked with immediate effect.

SOG Scaffolding	OK1133904	02/11/2016	Formal Warning	
Saxon Scaffolding	OK1124750	07/11/2016	Suspended	Licence suspended for seven days with effect from 23:59 on 9 November 2016 until 23:59 on 17 November 2016.
RGB Trans Services Ltd	OK1138719	10/11/2016	Revoked	Licence revoked with effect from 23:59 on 23 December. Mr Redzhep Ramadanov Asanov is disqualified with effect from 23.59 on 23 December 2016 for a period of six months.
Grewal Scaffolding	OK1144089	21/11/2016	Suspended	Licence suspended for a week from 23:59 with effect from 23 December 2016.
Chamkaur Singh HANSRA	OK0232183	25/11/2016	Formal Warning	
B Trans Ltd	OK0207938	05/12/2016	Curtailed	Licence curtailed to five vehicles for a period of 28 days with effect from 00:01 on 12 December 2016 until 0001 on 9 January 2017.
ALTURA 10 SCAFFOLDING LIMITED	OK1087634	09/12/2016	Suspended	Licence suspended from 23:59 on 23 December 2016 to 23:59 on 2 January 2017.
HIFIX SCAFFOLDING LTD	OF1137324	13/10/2016	Revoked	Licence revoked with effect from 23:59, 6 December 2016. Operator disqualified with effect from 6 December 2016 for a period of three years. Director, Paul Anthony Webb, disqualified with effect from 6 December 2016 for a period of three years. Director, Alexander Mackenzie Geddes, disqualified with effect from 06 December 2016 for a period of three years. Director, Peter Carlos Rowe, disqualified with effect from 6 December 2016 for a period of three years.
LONDON SCRAP METAL RECYCLING LTD	OF1123640	14/12/2016	Curtailed	Licence curtailed to two vehicles with immediate effect.
ALP SCAFFOLDING SERVICES LTD	OF1018934	01/12/2016	Revoked	Licence revoked with effect from 23:59 on 26 January 2017.