

HYNDBURN BOROUGH COUNCIL

The following are the conditions attached to the hackney carriage licence. Breach of any of these conditions may lead to suspension or revocation of the licence. These conditions are equally applicable when the hackney carriage is being used for private hire purposes.

1. Exterior Markings

(i) Signs, Notices etc.

The vehicle must be similar in design to an Austin FX4 London-style taxi, **or** a saloon car or multi purpose vehicle, in which case the car must be equipped with a roof sign, illuminated bearing the word "Taxi" in black letters on a yellow background and facing forwards and on red background facing backwards. Save as aforesaid the vehicle must not be equipped with roof fittings, including advertisements, except a wireless aerial which must be fitted in such a manner as to satisfy the Council.

There shall be no lights, plates, signs, advertisements or other fittings (other than the licence plate referred to in Condition 1(ii)) displayed on, in or from the vehicle, except those approved by the Council or displayed to comply with requirements under the current lighting and licensing regulations approved by the appropriate Secretary of State.

(ii) Advertising

a) The Council will permit advertising on 'purpose built Hackney Carriage vehicles' only, except for the following goods or services:

- (i) Tobacco companies or tobacco product advertising
- (ii) Alcohol or drug related advertising
- (iii) Political advertising
- (iv) Betting or gaming advertising
- (v) Sexual or racially offensive advertising
- (vi) Hire and recruitment of Hackney and Private Hire Drivers

b) Details of the proposed design of the advertising must be provided to the licensing section, and approval given in writing, before the advertising is painted on the purpose built hackney carriage vehicle.

c) The council reserves the right to refuse any advertising on any purpose built Hackney Carriage Vehicle if it considers that the design contravenes this condition.

d) A 'purpose built Hackney Carriage vehicle' means a vehicle which must be similar in design to an Austin FX4 London-style taxi but DOES NOT include a saloon car or multi purpose vehicle.

(iii) Licence Plate

A plate provided by the Council identifying the vehicle as a hackney carriage shall be securely fixed to the rear of the vehicle in a manner approved by the Council and must satisfy an inspection by an authorised officer of the Council.

2. Interior Markings

(i) **Comments Sign**

The vehicle shall display, in both rear passenger windows a self adhesive sign that states, 'If you have any comments regarding this vehicle or driver please contact the Licensing Officer. Tel: 01254 380616.'

(ii) **Statement of Fares**

The vehicle shall contain the statement of fares issued by the Council, to be fitted and maintained in such a position so as to be clearly visible at all times to the hirer. The statement shall clearly show the following:-

- (a) the minimum charge of each hiring (if any);
- (b) the fare tariff;
- (c) the retention charge per minute or portion thereof;
- (d) any additional charges.

3. Radio Microphone

Any radio microphone installed in the vehicle shall be fitted in such a position that its use by the driver would not impair his control of the vehicle when it is in motion.

4. Use of Taximeter

The vehicle shall be provided with a taximeter which must be so constructed, attached and maintained as to comply with the following requirements:-

- (a) the taximeter shall be fitted with a key, flag or other device, the turning of which will bring the machinery of the taximeter into action and cause the word "**HIRED**" to appear on the face of the taximeter and cancel any external "**FOR HIRE**" sign;
- (b) such key, flag, or other device shall be capable of being locked in such a position that the machinery of the taximeter is not in action and that no fare is recorded on the face of the taximeter;
- (c) when the machinery of the taximeter is in action there shall be recorded on the face of the taximeter in clearly legible figures a fare not exceeding the rate or fare which the proprietor or driver is entitled to demand and take for the hire of the carriage by distance;
- (d) the word "**FARE**" shall be printed on the face of the taximeter in plain letters so as clearly to apply to the fare recorded thereon;
- (e) the taximeter shall be so placed that all letters and figures on the face thereof are at all times plainly visible to any person being conveyed in the carriage and for that purpose the letters and figures shall be capable of being suitably illuminated during any period of hiring;
- (f) the taximeter and all the fittings thereof shall be so affixed to the carriage with seals or other appliances that it shall not be practicable for any person to

tamper with them except by breaking, damaging or permanently displacing the seals or other appliances;

- (g) the taximeter affixed to the vehicle shall be appropriately set to ensure that the Council's hackney carriage fare scale currently in force in the Borough is recorded thereon;
- (h) the taximeter shall be calibrated to operate only on the tariff authorised by the Council and no other tariff shall be capable of being operated with that meter.

5. Age of Vehicle

(a) (i) From 1st October 2014 the Council shall only licence a saloon type vehicle that is being registered for the first time if it is:-

- (a) replacing a hackney carriage which is a saloon type vehicle;
- (b) less than seven years old at the time of application;
- (c) all Hackney Carriage Vehicles applying for a NEW licence must be manufactured to Euro 3 technology standard;

(ii) From 1 September 2015 ALL Hackney Carriage Vehicles applying for a licence must be manufactured to Euro 3 technology standard;

(iii) From 1 September 2016 ALL Hackney Carriage Vehicles applying for a licence must be manufactured to Euro 4 technology standard;

(iv) From 1 September 2017 ALL Hackney Carriage Vehicles applying for a licence must be manufactured to Euro 5 technology standard.

(The age of a vehicle shall be determined by the date it was first registered with the DVLA. In the case of an imported/re-registered vehicle, the date of manufacture will apply.)

(v) *“For avoidance of doubt, these conditions are subject to the Council's discretion to determine applications for hackney carriage vehicle licences on their merits.”*

6. Maintenance of Vehicle

From 1 October 2014 the vehicle shall be maintained to the standards contained with the Council's Supplemental Testing Manual and shall be:-

- (a) be of such design to enable any person in the carriage to communicate with the driver;
- (b) be fitted with a roof or covering which can be kept water-tight;

- (c) contain windows and a means of opening and closing not less than one window on each side;
- (d) contain seats which must be properly cushioned or covered;
- (e) be provided with a proper carpet, mat or other suitable covering for the floor;
- (f) contain fittings and furniture kept in a clean condition safe and well-maintained and in every way fit for public service;
- (g) be fitted in such a way to enable luggage to be secured if the vehicle is so constructed to carry luggage;
- (h) contain at least two doors for the use of persons conveyed in the vehicle and a separate means of ingress and egress for the driver;
- (i) to be a right hand drive vehicle.

All brakes, machinery, furniture and fittings shall be kept in good order and condition.

7. Inspection of Vehicle

A vehicle which is less than 7 years old at the time of application will be submitted for inspection twice a year at 6 monthly intervals. A vehicle which is more than 7 years old at the time of application will be submitted for inspection three times a year at 4 monthly intervals. The vehicle will be subject to inspection at any other time at the Council's discretion and when submitted for inspection it shall be in a complete and thoroughly good condition and the engine, chassis, body, wheels, fittings, furniture and all parts must be in good repair and order. All steering parts and brake linkages must be thoroughly cleaned.

8. Alteration of Vehicle

No material alteration or change in the specification, design, condition or appearance of the vehicle shall be made without the approval of the Council at any time while the licence is in force.

9. Insurance Documents

The proprietor of any hackney carriage licensed by the Council shall at the request of any authorised officer of the Council produce for inspection the vehicle licence for such hackney carriage and the certificate of the policy of insurance or security required by Part VI of the Road Traffic Act of 1972 in respect of such hackney carriage.

10. Notification of Address

The proprietor of a hackney carriage licensed by the Council shall, within such period as the Council may by notice reasonably require, state in writing the address of every place where such hackney carriage is kept when not in use, and shall, if the Council so require, afford to them such facilities as may be reasonably necessary to enable them to cause such hackney carriage to be inspected or tested there.

11. Incidents which must be reported to the Council

(i) Change of Address

The proprietor shall notify the Council, in writing, of any change of address during the period of the licence within seven days of such change taking place.

(ii) Accident to Vehicle

The proprietor of a hackney carriage shall report to the Council as soon as reasonably practicable, and in any case within 72 hours of the occurrence thereof, any accident to such hackney carriage causing damage materially affecting the safety, performance or appearance of the hackney carriage or the comfort or convenience of persons carried therein. Compliance with this condition does not exempt the proprietor from his statutory liability to report accidents to the Police.

(iii) Convictions

The proprietor shall, within seven days, disclose to the Council in writing, details of any conviction imposed on him (or, if the proprietor is a company or partnership, on any of the directors or partners) during the period of licence.

12. Animals

- (a) The driver shall not convey in a hackney carriage any animal belonging to or in the custody of himself or the proprietor or operator of the vehicle. Any animals belonging to or in the custody of any passenger which is conveyed in the vehicle shall only be conveyed in the rear of the vehicle.
- (b) Guide, Hearing and Other Assistance dogs must be carried. All other animals to be carried at the driver's discretion.

13. Safety Equipment (in Bye-laws no 3(h))

There shall be provided and maintained in the vehicle at all times when it is in use or available for hire, a suitable and efficient fire extinguisher and a suitable first aid kit containing appropriate first aid dressings and appliances, such equipment to be carried in such a position in the vehicle as to be readily visible and available for immediate use in an emergency.

14. Term of Licence

Hackney Carriage Vehicle Licences shall be granted for a period of six months for vehicles less than seven years old. Once the vehicle is over seven years old the licences issued will be for four months