

BOROUGH OF HYNDBURN

The following are the conditions attached to the Private Hire Vehicle Licence. Breach of any of these conditions may lead to suspension or revocation of the licence.

1. 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:-

- (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) to be fitted in such a way to enable luggage to be secured if the vehicle is so constructed to carry luggage;
- (h) to be provided with at least four doors;
- (i) to be right hand drive vehicle;
- (j) all brakes, machinery, furniture and fittings shall be kept in good order and condition;
- (k) not be capable of being adapted to seat more than eight passengers by the installation of additional seats.

Condition 1(k) will only apply to vehicles licensed for the first time by the Council after 11th September 1985.

2. Age of Vehicle

- (a) From 1 October 2014 ALL Private Hire Vehicles applying for a NEW licence must be manufactured to Euro 3 technology standard;
- (b) From 1 September 2015 ALL Private Hire Vehicles applying for a licence must be manufactured to Euro 3 technology standard;
- (c) From 1 September 2016 ALL Private Hire Vehicles applying for a licence must be manufactured to Euro 4 technology standard;

- (d) From 1 September 2017 ALL Private Hire Vehicles applying for a licence must be manufactured to Euro 5 technology standard.
- (e) Every time a vehicle licence is renewed after the vehicle becomes seven years old the vehicle will be tested three times a year at four monthly intervals.

“For the avoidance of doubt these conditions are subject to the Council’s discretion to determine applications for Private Hire Vehicle licences on their merits”.

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

3. Inspection of Vehicle

The vehicle shall be submitted for inspection at the place authorised by the Council, on dates to be notified by the Head of Legal and Democratic Services, in each year during which the licence is in force and at any other time at the Authority’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.

4. 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.

5. Insurance Documents

The proprietor of any Private Hire Vehicle licensed by the Council shall, at the request of any authorised officer of the Council, produce for inspection the vehicle licence for such Private Hire Vehicle 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 Private Hire Vehicles.

6. Exterior Markings

(i) Signs, Notices, etc.

The vehicle must not be fitted with roof fittings 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 6(ii)] displayed on, 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.

On saloon type vehicles there shall be displayed on the two front doors a sign bearing the name and telephone number of the firm from which the vehicle is

operated. This sign will be self adhesive, non removable and must conform to the design approved by the Council for that firm.

Minibuses may display the names and telephone numbers of the firms to which they are affiliated on all sides of the vehicle. The design of such markings to be approved by the Head of Legal and Democratic Services..

On all Private Hire Vehicles there shall be displayed two signs which state 'Private Hire Vehicle. Insurance invalid unless you pre-book this vehicle with a Private Hire firm'.

On saloon type vehicles these signs will be displayed on both rear passenger doors.

On multi-purpose vehicles and minibuses they will be displayed on each side of the vehicle in a prominent position.

(ii) Licence Plate

A plate provided by the Council identifying the vehicle as a Private Hire Vehicle 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.

7. Interior Markings

(i) Comments Sign

The vehicle shall display in both rear passenger windows a self adhesive sign which 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 in a form previously submitted to and approved by the Council and should 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.

8. Safety Equipment

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.

9. 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.

10. Use of Taximeter

If the vehicle is fitted with a taximeter, that taximeter 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;
- (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 vehicle 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 vehicle 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 vehicle 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 and where the fare charged by the proprietor of a Private Hire Vehicle is greater than that agreed for Hackney Carriages, a table of fare showing the amount to be charged, over and above what is displayed on the meter, should be so placed in the vehicle as to be easily read by passengers;
- (h) the taximeter shall be calibrated to operate only on the tariff authorised by the Council and no other tariff authorised by the Council and no other tariff shall be capable of being operated with that meter.

11. Notification of Address

The proprietor of a Private Hire Vehicle 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 Private Hire Vehicle 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 Private Hire Vehicle to be inspected or tested there.

12. Affiliation to Private Hire Operator

Each Private Hire Vehicle shall be affiliated to a Private hire Operator, details of which must be provided at the time of application for a Private Hire Vehicle Licence. Any change of affiliation must be reported (see Condition 13(iv) below).

13. Incidents which must be reported to the Council

(i) Change of Address

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

(ii) Accidents to Vehicle

The proprietor of a Private Hire Vehicle shall report to the Council as soon as reasonably practicable and in any case within seventy-two hours of the occurrence thereof, any accident to such Private Hire Vehicle causing damage materially affecting the safety, performance or appearance of the Private Hire Vehicle 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 convictions imposed on him (or, if the proprietor is a company or partnership, or any of the directors or partners) during the period of the licence.

(iv) Change of Private Hire Operator

The proprietor of a Private Hire Vehicle licensed by the Council shall notify the Council, in writing, of any change of Private Hire Operator for whom the vehicle is being used, within seven days of any such change taking place.

14. Animals

- (a) The driver shall not convey in a Private Hire Vehicle 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 for the blind must be carried. All other animals to be carried at the driver's discretion.

15. Term of Licence

Private Hire 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.