

BOROUGH OF NEWCASTLE-UNDER-LYME

STANDARD CONDITIONS ATTACHED TO A HACKNEY CARRIAGE VEHICLE LICENCE

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT, 1976, TOWN POLICE CLAUSES ACT 1847

LICENCE COMMENCES: «uupdate2»

LICENCE EXPIRES: «uupdate3»

LICENSEE: «appname»

1. All vehicles licensed as Hackney Carriage shall be painted black with addition of a **4" horizontal white strip running the length of the vehicle on each side.**
2. The vehicle and all its fittings and equipment shall at all times when the vehicle is in use or available for hire, be kept in an efficient, safe, tidy and clean condition and all relevant statutory requirements (including in particular those contained on Motor Vehicles (Construction and Use) Regulations, shall be fully complied with.
3. All Hackney Carriages shall be fitted with an illuminated roof sign bearing the single word "Taxi" in black letters on a white background and bear no other distinguishing marks whatsoever except for; the licence number displayed on the inside of the vehicle; the licence plate attached to the outside of the vehicle and, at the discretion of the proprietor, signs incorporating the name and telephone number of the proprietor or firms composed of white lettering of not more than two inches in height with appropriate spacing, which may be displayed on the two front doors of the vehicle only.
4. Advertising. The advertising of local business shall be permitted. Such advertisements shall only be on the rear doors and windows of Hackney Carriage Vehicles and shall be of a size not exceeding 20" x 30" and shall be white with block letters. Coloured lettering may be permitted but only of the name of the business. All advertisements are subject to prior approval by the Democratic Services Manager.
5. The number of the licence shall be legibly displayed on the inside of the vehicle in such a manner and in such place that the particulars thereof are clearly visible to any passenger being carried in the vehicle.

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6. The licence plate shall be fixed and displayed outside at the rear front of the vehicle either immediately above or below the bumper but so that the vehicle registration number is not obscured and so that the particulars thereon are clearly visible by daylight from the road at the rear of the vehicle.
7. The licence plate shall remain the property of the Council and shall be returned to the Council;
 - a. Within 14 days of the date of transfer of the licensed vehicle; and
 - b. Within 7 days after the service of an appropriate notice by the Democratic Services Manager in the event of the Hackney Carriage Licence ceasing to be in force in respect of the vehicle on the licence being suspended.
8. The owner of a Hackney Carriage shall report to the Council's Licensing Section as soon as reasonably practicable, and in any case within 72 hours of the occurrence of any accident to such Hackney Carriage causing damage affecting the safety, performance or appearance of the Hackney Carriage or the comfort or convenience of persons carried therein.
9. Before the vehicle is used as a Hackney Carriage such insurances or securities as are required under Part VI of the Road Traffic Act, 1988 shall be obtained in respect of the vehicle and the owner of the vehicle shall at all times during the currency of the licence keep in force in relation to the user of the vehicle such insurances or securities and the certificate in respect of the policy of insurance or security shall be produced to the Council's Secretary for inspection when requested by him.
10. A Hackney Carriage shall not be used in the Borough of Newcastle-under-Lyme under a Contract or purported Contract for private hire except at a rate of fares or charges not greater than those prescribed in accordance with the provisions of Part 2 of the Local Government (Miscellaneous Provisions) Act 1976 if any or otherwise prescribed in accordance with bye-laws made for that purpose under the Town Police Clauses Act 1847 and when the Hackney Carriage is so used for the fare or charge shall be calculated from the point in the Borough of Newcastle-under-Lyme at which the hirer commences his journey.
11. If the owner of a Hackney Carriage vehicle licence granted by the Borough Council transfers his interest in that Hackney Carriage to a person other than the owner whose name is specified in the licence, he shall within 14 days after that transfer give notice in writing to the Democratic Services Manager of the Council specifying the name and address of the person to whom the Hackney Carriage has been transferred.

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12. The owner shall permit an authorised Officer of the Council or a Police Officer to inspect and test a vehicle or any taximeter affixed to such vehicle at all reasonable times. If the Borough Council is not satisfied as to the fitness of the Hackney Carriage or as to the accuracy of the taximeter he shall give notice in writing to the owner to make the Hackney Carriage or taximeter available for further inspection and testing at such reasonable times and place as specified in the notice. If further inspection and testing is required the Hackney Carriage Vehicle licence may be suspended until such time as the Officer is satisfied with the vehicle or with the accuracy of the taximeter. Provided that if the Officer is not so satisfied within a period of 2 months the said licence shall be revoked. The licence plate shall on suspension of the licence be handed forthwith to the Officer but will be returned upon reinstatement of the licence.
13. Without prejudice to the aforementioned provisions the owner of a Hackney Carriage on receipt of a notice in writing from the Democratic Services Manager of the Council shall present the Hackney Carriage for inspection and testing by or on behalf of the Council within such period and at such place within the area of the Council as is specified in the said notice provided that a owner shall not be required to present the same Hackney Carriage for inspection and testing on more than three separate occasions during any one period of 12 months.
14. The owner of a Hackney Carriage shall on receipt of a notice from the Council's Democratic Services Manager provide in writing the address of every place where the vehicle is kept when not in use, and if required by the Council, shall make the vehicle to be inspected and tested at those addresses.
15. Upon request, the owner or driver of a Hackney Carriage shall, upon request by a hirer, issue a receipt in respect of fares charged, and a notice informing hirers of this facility shall be displayed in the interior of the Hackney Carriage in such position and manner that shall be clearly legible to persons being conveyed.
16. The owner of a Hackney Carriage shall not cause or suffer or permit to be conveyed in the vehicle a greater number of persons exclusive of the driver than the number of persons specified in the licence provided.
17. The owner of a Hackney Carriage shall cause provide certain the vehicle a fire extinguisher of type approved by the manufacturers and British Standards Institute as suitable for use in motor vehicles, such fire extinguisher to be fixed in or about the vehicle in such manner and in such a position as to be readily available for use the fire extinguisher to be maintained in good and efficient working order at all times. In addition a first-aid kit containing such first-aid dressings and appliances as are specified by the Council and such equipment to be carried in such a position in the vehicle as to be readily visible and available for immediate use.

18. The owner of a Hackney Carriage shall cause the current "table of fares" fixed by the Council to be exhibited inside the Hackney Carriage by clearly distinguishable letters and figures in such position that it can be conveniently seen by persons being conveyed in the Hackney Carriage.
19. The owner shall produce this licence upon request to any Officer authorised in that behalf by the Democratic Services Manager of the Council or any Police Constable for inspection.
20. If the owner permits or employs any other person to drive the vehicle as a hackney carriage he shall before that person commences to drive the vehicle cause the driver to deliver to him his hackney carriage drivers' licence for retention until such time as the driver ceases to be permitted or employed to drive the vehicle or any other vehicle of his.

NOTE:

It is an offence for a person to drive a hackney carriage whether or not it is plying for hire unless the driver has been granted a hackney carriage drivers licence.

21. The owner of a hackney carriage shall use his/her best endeavours to secure that the vehicle shall only be used as a hackney carriage to stand and ply for hire within the district and for no other purpose.
22. All vehicles licensed as a hackney carriage, with the exception of any statutory exemptions, shall have rear seat belts fitted. Under the Road Traffic Act 1988, any child under the age of 14 years in the rear of such a vehicle must wear a seat belt and it is an offence under the Act for a person without reasonable excuse to drive the vehicle on a road unless the child is wearing a seat belt in conformity with the regulations.
23. The Borough Council may at any time vary, add to, or delete any of the conditions attached to a Hackney Carriage Licence.