



## Proposed Vale of Glamorgan Driver Conditions

1. The proprietor shall at all times comply with the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976 and the conditions hereinafter provided.

### Definitions

2. In these conditions the following definitions, as defined in section 80 of the Local Government (Miscellaneous Provisions) 1976, apply:
  - (a) 'authorised officer' means any officer of a district council authorised in writing by the council for the purposes of this Part of this Act.
  - (b) 'the Council' means the Vale of Glamorgan Council.
  - (c) 'the proprietor' includes a part-proprietor and, in relation to a vehicle which is the subject of a hiring agreement or hire-purchase agreement, means the person in possession of the vehicle under that agreement.
  - (d) 'operate' means in the course of a business to make provision for the invitation or acceptance of bookings for a private hire vehicle.
  - (e) 'taximeter' means any device for calculating the fare to be charged in respect of any journey in a hackney carriage or private hire vehicle by reference to the distance travelled or time elapsed since the start of the journey, or a combination of both.
  - (f) 'vehicle' means a private hire vehicle which means a motor vehicle constructed or adapted to seat fewer than nine passengers, other than a hackney carriage or public service vehicle or a London cab or tramcar which is provided for hire with the services of a driver for the purposes of carrying passengers; or hackney carriage vehicle as defined by section 36 of the Town and Police Clauses Act 1847. Which is *"every wheeled carriage, whatever may be its form or construction, used in standing or plying for hire in any street within the prescribed distance, and every carriage standing upon any street within the prescribed distance, having thereon any numbered plate required by this or the special Act to be fixed upon a hackney carriage, or having thereon any plate resembling or intended to resemble any such plate as aforesaid, shall be deemed to be a hackney carriage within the meaning of this Act; and in all*

*proceedings at law or otherwise the term 'hackney carriage' shall be sufficient to describe any such carriage."*

### **General**

3. This licence is not transferable.
4. The driver shall inform the council in writing of any change of name, address or employer within seven days of the change.

### **Convictions**

5. The driver shall notify the Director of Legal and Regulatory Services in writing, within seven days if
  - (a) he/she is convicted of any offence under the Road Traffic Acts or any regulations made there under, or
  - (b) he/she is convicted of any offence or receives a caution, warning or fixed penalty notice
  - (c) he/she is subject of any pending criminal investigation and the outcome thereof.
6. The licensee shall notify the Council forthwith of any change or deterioration to his/her health during the period of his/her licence within 7 days of the change. The Council reserves the right to require an existing license holder to produce medical evidence of continuing fitness to drive, from their own GP, during the period of the licence. Such medical evidence shall be produced by the licensee to the Council within fourteen days.

### **Lost property**

7. The driver shall immediately after the termination of a hiring, or as soon as practicable thereafter, carefully search the vehicle for any property which may have been left therein.
8. The driver shall, if any property is left in the vehicle by any person who may have been conveyed in the vehicle be found, or handed to him, carry it within forty eight hours, if not sooner claimed by or on behalf of its owner, to a police station in the Vale of Glamorgan area and leave it in the custody of the officer in charge of the office on his giving a receipt for it.

### **Driver to be clean and respectable**

9. The driver shall at all times be clean and respectable in his/her dress and person.

10. The driver shall at all times behave in a civil, orderly and reasonable manner.
11. The driver shall at all times take all reasonable precautions to ensure the safety of persons conveyed in or entering or alighting from the vehicle.

### **Shortest Route**

12. The driver is to take the shortest practicable route (if not possible he/she must inform the hirer of the reason for not doing so as soon as is practicable and the suggested substituted route).

### **Driver's Badge**

13. The driver's badge shall remain the property of the Council and shall be returned to the Council on the renewal, suspension, revocation or non-renewal of this licence.
14. The driver shall, when driving a hackney carriage or private hire vehicle, wear in an obvious and visible position the drivers badge issued to the licensee by the Council.
15. New photographs may be required should a driver have changed his/her appearance to such an extent that the current photograph is not immediately recognisable.

### **Plate**

16. The driver shall ensure that the plate or disc is affixed to the rear outside of the vehicle and is at all times clearly visible and not obscured in any way whatsoever.

### **Punctuality**

17. The driver who has been hired to be in attendance with a vehicle at an appointed time and place shall, unless delayed or prevented by some sufficient cause, punctually attend with the vehicle at such appointed time and place.
18. If the driver finds upon arrival at an appointment that he/she is unable to provide the service for whatever reason, he/she shall take all reasonable means to ensure a suitable replacement vehicle is provided for the hirer's use as quickly as possible.

## **Noise Pollution**

19. The driver shall not sound the vehicle horn to alert passengers of their arrival at the pick-up point.
20. The licensee shall ensure that any two way radios or wireless set fitted to the vehicle is not operated so as to cause annoyance by reason of its loud, continuous or repeated use.
21. The driver shall not at any time cause or permit noise or pictures emitted by any radio, DVD player or other previously mentioned equipment in the vehicle which he is driving to be a source of nuisance or annoyance to any persons, whether inside or outside the vehicle.
22. The driver shall not at any time cause or permit the use of DVD players or television screens in the driver's field of vision or as to cause a nuisance or distraction to the driver when operating the vehicle.

## **Overloading**

23. The driver of a licensed vehicle shall not convey or permit to be conveyed in the vehicle more than the number of persons specified in the licence issued in respect of the vehicle.

## **Passenger assistance**

24. For any passenger, the driver of a licensed vehicle shall:
  - (a) convey a reasonable quantity of luggage;
  - (b) afford reasonable assistance in loading and unloading;
  - (c) afford reasonable assistance in removing it to or from the entrance of any building, station, or place at which he may take up or set down such person.

## **Driver's Licence**

25. The driver shall produce, within 5 days, to any authorised officer of the Council, his DVLA driver's licence, if issued with a written request to do so by any such authorised officer.

## **Receipts**

26. On request from a passenger a written receipt must be provided for the fare charged describing the journey involved and indicating the vehicle and driver licence numbers.

## **Guide, Hearing and assistance dogs**

27. The driver shall carry any Guide, Hearing or other assistance dogs, free of charge when accompanying disabled persons in a licensed private hire vehicle. This condition shall not apply if the driver has a medical exemption granted by this Council in the same manner as that granted to a Hackney Carriage vehicle driver under the provisions of the Disability Discrimination Act 1995. The driver shall ensure that any such Notice of Exemption is displayed in the vehicle so not to cause obstruction of any window of the vehicle in the same manner as that specified under the provisions of the Disability Discrimination Act 1995 (Taxis) (Carrying of Guide Dogs etc) (England & Wales) Regulations 2000.