



Civic Centre,  
Arnot Hill Park,  
Arnold,  
Nottinghamshire,  
NG5 6LU

# Agenda

## Environment and Licensing Committee

Date: **Tuesday 9 May 2017**

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Time: **4.15 pm**

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Place: **Council Chamber**

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For any further information please contact:

**Lorna Mellors**

Democratic Services Officer

0115 901 3673

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# Environment and Licensing Committee

## Membership

**Chair** Councillor Marje Paling

**Vice-Chair** Councillor Nicki Brooks

Councillor Bruce Andrews  
Councillor Sandra Barnes  
Councillor Bob Collis  
Councillor Gary Gregory  
Councillor Barbara Miller  
Councillor John Parr  
Councillor Carol Pepper  
Councillor Alex Scroggie  
Councillor Jane Walker

## **AGENDA**

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- 1 Apologies for Absence and Substitutions.**
- 2 To approve, as a correct record, the minutes of the meeting held on Tuesday 4 April 2017** 5 - 8
- 3 Declaration of Interests.**
- 4 Proposed changes to the Hackney Carriage/Private Hire Driver's Licence Conditions and Private Hire Operator's Conditions** 9 - 24  
  
Report of Director for Health and Community Wellbeing
- 5 Any other item which the Chair considers urgent.**
- 6 Exclusion of the Press and Public.**  
  
To move that under Section 100(A)(4) of the Local Government Act 1972 the public and press be excluded from the meeting during consideration of the ensuing report on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.
- 7 Application for a one year joint Hackney Carriage/Private Hire Driver's Licence - IR** 25 - 28  
  
Report of Director for Health and Wellbeing
- 8 Application for the renewal of a one year joint Hackney Carriage/Private Hire Driver's Licence - BA** 29 - 32  
  
Report of Director for Health and Wellbeing
- 9 Application for a one year joint Hackney Carriage/Private Hire Driver's Licence - AAR** 33 - 38  
  
Report of Director of Health and Wellbeing

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## **MINUTES ENVIRONMENT AND LICENSING COMMITTEE**

**Tuesday 4 April 2017**

Councillor Marje Paling (Chair)

Present:      Councillor Nicki Brooks                      Councillor Barbara Miller  
                 Councillor Bruce Andrews                  Councillor John Parr  
                 Councillor Sandra Barnes                      Councillor Carol Pepper  
                 Councillor Bob Collis                              Councillor Alex Scroggie  
                 Councillor Gary Gregory                          Councillor Jane Walker

Absent:

Officers in Attendance:      P Gibbs, L Chaplin, L Mellors and F Whyley

**74                      APOLOGIES FOR ABSENCE AND SUBSTITUTIONS.**

**75                      TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE  
MEETING HELD ON 7 MARCH 2017.**

**RESOLVED:**

That the minutes of the above meeting, having been circulated, be approved as a correct record.

**76                      DECLARATION OF INTERESTS.**

None.

**77                      ANY OTHER ITEM WHICH THE CHAIR CONSIDERS URGENT.**

None.

**78                      EXCLUSION OF THE PRESS AND PUBLIC.**

**RESOLVED:**

That, the Members being satisfied that the public interest in maintaining the exemption outweighs the public interest in disclosing the information that under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting during the consideration of the ensuing reports on the grounds that the report involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A of the Local Government Act 1972.

79

**CHANGE OF CIRCUMSTANCE OF HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS LICENCE (MA)**

Consideration was given to a report by Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a change of circumstances of Joint Hackney Carriage/Private Hire Driver's Licence for MA.

MA attended the meeting and addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that no exceptional circumstances existed which warranted departure from policy.

**RESOLVED:**

To revoke the Hackney Carriage/Private Hire Driver's Licence held by MA without immediate effect and to give MA 21 days to surrender his licence.

MA was advised of his right to appeal against the decision of the Committee.

80

**APPLICATION FOR A JOINT HACKNEY CARRIAGE / PRIVATE HIRE DRIVERS' LICENCE (WMF)**

Consideration was given to a report by Director of Health and Community Wellbeing, which had been circulated prior to the meeting, regarding an application for a Joint Hackney Carriage/Private Hire Driver's Licence for WMF.

WMF attended the meeting with his wife and both addressed the Committee.

In making its decision, the Committee applied the Council's approved Policy and Guidelines. On the basis of what it heard, the Committee was satisfied on balance that exceptional circumstances existed which warranted departure from policy.

**RESOLVED:**

To approve MA's application for a Joint Hackney Carriage/Private Hire Driver's Licence for a period of 1 year.

The meeting finished at 5.40 pm

Signed by Chair:  
Date:

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## **Report to the Environment and Licensing Committee**

**Subject:** Proposed changes to the Hackney Carriage/Private Hire Driver's Licence Conditions and Private Hire Operator's Conditions

**Date:** 9 May 2017

**Author:** Director for Health and Community Wellbeing

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### **Purpose of the Report**

To inform Members of the results of the consultation on the proposed changes to the driver and operator conditions.

### **1. Background**

Members are reminded that at the meeting of the Environment and Licensing Committee in March 2017, it was approved that the proposed changes to the Hackney Carriage and Private Hire Driver and Private Hire Operator Conditions be sent out for consultation.

A letter detailing the proposed changes to the conditions was sent to each driver, vehicle and operator licence holder and the Committee report documents were published on the Council's website.

The Council has received two responses, within the consultation period, both relating to the proposal to introduce an annual disclosure and barring check (DBS). Members are reminded that, as considered in the previous report, the requirement for an annual DBS check will increase public safety by providing information to the Council on a more regular basis as to licence holders' criminal records, allowing the Council to consider the 'fit and proper' status of its licence holders.

The first response acknowledged 'the importance of a DBS for the safeguarding of customers who use the industry' but further commented on the increased financial burden placed on applicants of having the check carried out annually. For Members information the fee charged by the Council for the processing of the DBS is the same as the fee the Disclosure and Barring Service recharge the Council for providing the service. There is an online process the applicant can sign up to after the initial DBS check is carried out and this is calculated at a reduced annual cost. The applicants are made aware of this service when they apply. The second response commented that the licence holder appreciated the Council taking steps towards public safety. Subject to having consideration of these responses Members are requested to consider the recommendations below.

### **2. Appendices**

Appendix 1 - Hackney Carriage and Private Hire Drivers Conditions

Appendix 2 - Private Hire Operators Licence Conditions

### **3. Recommendations**

#### **That Committee:**

1. Approve the amended Hackney Carriage and Private Hire Drivers Conditions attached at Appendix 1.
2. Approve the amended Private Hire Operators Licence Conditions attached at Appendix 2.



## **Hackney Carriage Driver's Licence Conditions**

### **Definitions**

'Authorised Officer' means any officer authorised in writing by the council for the purposes of these conditions, and any statutory requirements relating to taxi licensing.

'The Council' means Gedling Borough Council.

"Hackney Carriages" or "vehicle" has the same meaning as in the Town Police Clauses Act 1847.

'Proprietor' means the person or persons or body named in the licence as the Proprietor of the Hackney Carriage and includes part Proprietors and in relation to a vehicle subject to a hiring agreement or a hire purchase agreement, means the person in possession of the vehicle under that agreement.

### **1. Assignment of Licence**

The Licensee shall not assign or in any way part with the benefit of the Licence. It is personal to the Licensee.

### **2. Deposit of Licence with Hackney Carriage Proprietor**

The Licence shall be delivered to and deposited with the Proprietor of the Hackney Carriage or with the Operator, if applicable.

### **3. Drivers Badge**

The driver shall;

- A at any time while the vehicle is plying for hire or being hired wear, in a conspicuous position so as to be clearly visible, one of two drivers badge issued by the Council.
- B mount the identity badge holder inside the vehicle in such a location that it can be seen from all seats within the vehicle. One of the two drivers badges issued by the Council is to be mounted in the holder at any time while the vehicle is plying for hire or being hired.
- C return his/her badges to the Council as soon as the Licence ceases to be in force.

#### **4. Conduct of Driver**

The driver shall;

- A     afford all reasonable assistance with passengers luggage.
- B     be clean and respectable in his/her dress and person and behave in a civil and orderly manner.
- C     take all reasonable steps to ensure the safety of passengers conveyed in, entering or alighting from the vehicle driven by him/her.
- D     not, without the express consent of the hirer, drink or eat in the vehicle whilst it is being hired.
- E     at no time cause or permit the noise emitted by any device in the vehicle which he/she is driving, to be a source of nuisance or annoyance to any person whether inside or outside the vehicle.
- F     not smoke or permit passengers to smoke in the vehicle at any time.
- G     not use or permit passengers to use E-Cigarettes, Personal vaporizers or Electronic Nicotine Delivery Systems within the vehicle at any time

#### **5. Prompt Attendance**

The driver of a Hackney Carriage who has agreed, or has been hired to be in attendance with the Hackney Carriage at an appointed time and place shall, unless delayed or prevented by some reasonable cause, punctually attend.

#### **6. Destination**

The driver of a Hackney Carriage when hired to a particular destination shall not, without reasonable cause, unnecessarily prolong in distance, or in time, the journey for which the Hackney Carriage has been hired.

#### **7. Passengers**

- A     the driver shall not convey or permit to be conveyed in a Hackney Carriage, a greater number of persons than that prescribed in the Licence for the vehicle.
- B     The driver shall not allow more than one passenger to be conveyed in front of the Hackney Carriage.
- C     The driver shall not, without the consent of the hirer of the Hackney Carriage, convey or permit to be conveyed any other person in the vehicle.
- D     The driver may, at his/her discretion, convey animals or pets, provided that the driver shall not refuse to convey assistance dogs.

## **8. Licence renewals and declarations**

For licences issued for more than one year but less than three years the licence holder will sign and submit a declaration to the Council in relation to their circumstances, at the end of each 12 month period. The licence holder will also undertake a DVLA check.

The licence holder will also undertake a Disclosure and Barring Services (DBS) check and submit the new DBS certificate, or provide the results from the online checking system, at the time of renewal in the case of a licence issued for 1 year, or at the time of the 12 or 24 month declarations in the case of a licence that has been granted for a period greater than 12 months.

If this condition is not complied with, the licence holder will be brought before the Environment & Licensing Committee

## **9. Medicals**

The licence holder shall notify the Council as soon as is reasonably practicable of any change to their medical circumstances which could affect them meeting the DVLA Group 2 Medical Standard.

The DVLA Group 2 Medical standard can be found at [www.gedling.gov.uk](http://www.gedling.gov.uk)

## **10. Statement of Fares**

The driver of a Hackney Carriage shall ensure that a statement of fares or rates of fares currently in force in the district shall be displayed at all times and shall not be concealed or rendered illegible at any time while the Hackney Carriage is plying, or being used, for hire.

## **11. Taxi Meters and Data Systems**

A When the Licensee is driving a vehicle equipped with a taximeter they shall:-

- (a) when the vehicle is not hired keep the taximeter locked in the position in which no fare is recorded on the face of the taximeter.
- (b) at the commencement of the journey when the vehicle is being used as a Hackney Carriage and is hired by distance, bring the machinery of the taximeter into action so that the word "Hired" is legible on the face of the taximeter and keep the machinery of the taximeter in action until the termination of the hiring.
- (c) be entitled to demand and take for the hire of the vehicle, when used as a Hackney Carriage by distance the rate of fare indicated in the statement displayed inside the vehicle in accordance with Condition 7B of the Council's Conditions for a Hackney Carriage Vehicle, provided always that the Licensee shall not take or demand a fare greater than that shown on the face of the taximeter.

- (d) ensure that during the time the vehicle is hired by distance the display of the taximeter is plainly visible to any person travelling in the vehicle and is properly illuminated.
  - (e) not wilfully or negligently cause or suffer the letters or figures in the statement displayed inside the vehicle, in accordance with Condition 7B of the Council's Conditions for a Hackney Carriage Vehicle Licence, to be concealed or rendered illegible at any time.
- B the driver of a Hackney Carriage shall not tamper with or permit any person other than an authorised officer to tamper with any taxi meter, fittings or seals provided in the Hackney Carriage, provided that any necessary repairs may be carried out subject to prior notification to the Council.
  - C vehicles must be presented for inspection by the Council as soon as is reasonably practicable following any adjustments or repairs to the taxi meter.
  - D the driver shall ensure that when the vehicle is not undertaking a hire journey, no fare is recorded on the face of the meter.
  - E on commencement of a journey the driver shall bring the meter into action and keep the meter in action until the termination of the hiring.
  - F the driver shall cause the meter to be properly illuminated throughout any part of the hiring which is during the hours of darkness and at any other time if requested to do so by the hirer of the Hackney Carriage.
  - G the meter switch must be independent of the roof sign illumination switch.
  - H the driver must not charge a fare higher than that displayed on the meter at the termination of the journey.

## **12. Proceeding to Ranks**

The driver of a Hackney Carriage shall, when plying for hire in any street and not actually hired;

- A proceed with reasonable speed to one of the stands appointed by the Council.
- B if a stand, at the time of his arrival, is occupied by the full number of Hackney Carriages authorised to occupy it, proceed to another stand.
- C on arriving at a stand not already occupied by the full number of hackney carriages authorised to occupy it, park the carriage immediately behind the carriages already on the stand so as to face the same direction.
- D from time to time when any other hackney carriage immediately in front is driven off or moved forward cause his carriage to be moved forward so as to fill the place previously occupied by the hackney carriage driven off or moved forward.

### **13. Lost Property**

Any property left in a Hackney Carriage shall, within twenty four hours, be taken by the driver, to the nearest police station.

### **14. Change of Address**

The driver shall give notice to the Council of any change of his/her address, during the period of the licence, within seven days of such change taking place.

### **15. Convictions, Motoring Offences and Charges Pending**

The driver shall, within seven days, disclose to the Council, in writing, details of any convictions, motoring offences or any charges pending incurred by him/her during the period of the Licence.

### **16. Accidents**

The Proprietor shall within seventy two hours of any accident involving the vehicle, report in writing such occurrence to the Council.

### **PENALTIES**

The Local Government (Miscellaneous Provisions) Act 1976 provides that any person who acts in contravention of the provisions of Part II of the Act, shall be guilty of an offence and may be liable on summary conviction to a fine not exceeding £1,000 where no other specific penalty is expressed. In addition, such action may lead to the suspension or revocation of an existing Licence or the non-renewal of such a Licence.

Your attention is drawn to the various provisions contained in the 1976 Act which you are advised to obtain and read carefully.

N.B. These conditions are additional to the statutory requirements relating to Hackney Carriages contained in the Town Police Clauses Act 1847 (and any byelaws made thereunder) and the Local Government (Miscellaneous Provisions) Act 1976.

## **Private Hire Driver's Licence Conditions**

### **Definitions**

"Authorised Officer" means any Officer authorised in writing by the Council for the purposes of these conditions.

"The Council" means Gedling Borough Council.

"Proprietor" means the person or persons or body named in the licence as the Proprietor of the Private Hire Vehicle and includes part Proprietors and in relation to a vehicle subject to a hiring agreement or a hire purchase agreement, means the person in possession of the vehicle under that agreement.

"Private Hire Vehicle" or "Vehicle" means the private hire vehicle licensed by the Council under the Local Government (Miscellaneous Provisions) Act 1976.

"The Operator" means a person holding a Licence to operate Private Hire Vehicles issued pursuant to Section 55 of the Local Government (Miscellaneous Provisions) Act 1976.

"1976 Act" means the Local Government (Miscellaneous Provisions) Act 1976.

### **1. Assignment of Licence**

The Licensee shall not assign or in any way part with the benefit of the Licence. It is personal to the Licensee.

### **2. Deposit of Licence with Hackney Carriage Proprietor**

The Licence shall be delivered to and deposited with the Proprietor of the Private Hire Vehicle or with the Operator, if applicable.

### **3. Drivers Badge**

The driver shall;

- A at any time while the vehicle is plying for hire or being hired wear, in a conspicuous position so as to be clearly visible, one of two drivers badge issued by the Council.
- B mount the identity badge holder inside the vehicle in such a location that it can be seen from all seats within the vehicle. One of the two drivers badges issued by the Council is to be mounted in the holder at any time while the vehicle is plying for hire or being hired.



- C return his/her badges to the Council as soon as the Licence ceases to be in force.

#### **4. Conduct of Driver**

The driver shall;

- A afford all reasonable assistance with passengers' luggage.
- B be clean and respectable in his/her dress and person and behave in a civil and orderly manner.
- C take all reasonable steps to ensure the safety of passengers conveyed in, entering or alighting from the vehicle driven by him/her.
- D not, without the express consent of the hirer, drink or eat in the vehicle whilst it is being hired.
- E at no time cause or permit the noise emitted by any device in the vehicle which he/she is driving, to be a source of nuisance or annoyance to any person whether inside or outside the vehicle.
- F not smoke or permit passengers to smoke in the vehicle at any time.
- G not use or permit passengers to use E-Cigarettes, Personal vaporizers or Electronic Nicotine Delivery Systems within the vehicle at any time

#### **5. Prompt Attendance**

The driver of a Private Hire vehicle who has agreed, or has been hired to be in attendance with the vehicle at an appointed time and place shall, unless delayed or prevented by some reasonable cause, punctually attend.

#### **6. Destination**

The driver of a Private Hire vehicle when hired to a particular destination shall not, without reasonable cause, unnecessarily prolong in distance, or in time, the journey for which the vehicle has been hired.

#### **7. Passengers**

- A The driver shall not convey or permit to be conveyed in a Private Hire vehicle a greater number of persons than that prescribed in the Licence the vehicle.
- B The driver shall not allow more than one passenger to be conveyed in the front seat of the Private Hire vehicle, unless more than one seat is provided for passengers.
- C The driver shall not, without the consent of the hirer of the Private Hire vehicle convey or permit to be conveyed any other person in the vehicle.
- D The driver may, at his/her discretion, convey animals or pets, provided that the driver shall not refuse to convey guide dogs for the blind.

## **8. Licence renewals and declarations**

For licences issued for more than one year but less than three years the licence holder will sign and submit a declaration to the Council in relation to their circumstances, at the end of each 12 month period. The licence holder will also undertake a DVLA check.

The licence holder will also undertake a Disclosure and Barring Services (DBS) check and submit the new DBS certificate, or provide the results from the online checking system, at the time of renewal in the case of a licence issued for 1 year, or at the time of the 12 or 24 month declarations in the case of a licence that has been granted for a period greater than 12 months.

If this condition is not complied with, the licence holder will be brought before the Environment & Licensing Committee

## **9. Medicals**

The licence holder shall notify the Council as soon as is reasonably practicable of any change to their medical circumstances which could affect them meeting the DVLA Group 2 Medical Standard.

The DVLA Group 2 Medical standard can be found at [www.gedling.gov.uk](http://www.gedling.gov.uk)

## **10. Lost Property**

Any property left in a Private Hire Vehicle shall, within twenty four hours, be taken by the driver, to the nearest police station.

## **11. Change of Address**

The driver shall give notice to the Council of any change of his/her address, during the period of the licence, within seven days of such change taking place.

## **12. Accidents**

The Proprietor shall within seventy two hours of any accident involving the vehicle, report in writing such occurrence to the Council.

## **13. Convictions, Motoring Offences and Charges Pending**

The driver shall, within seven days, disclose to the Council, in writing, details of any convictions, motoring offences or any charges pending incurred by him/her during the period of the Licence.

## **PENALTIES**

The Local Government (Miscellaneous Provisions) Act 1976 provides that any person who acts in contravention of the provisions of Part II of the Act, shall be guilty of an offence and may be liable on summary conviction to a fine not exceeding £1,000 where no other specific penalty is expressed. In addition, such action may lead to the suspension or revocation of an existing Licence or the non-renewal of such a Licence.

Your attention is drawn to the various provisions contained in the 1976 Act which you are advised to obtain and read carefully.

N.B. These conditions are additional to the statutory requirements relating to Hackney Carriages contained in the Town Police Clauses Act 1847 (and any byelaws made thereunder) and the Local Government (Miscellaneous Provisions) Act 1976.

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## **CONDITIONS OF OPERATORS LICENCES**

1. A The Operator shall keep details of all bookings accepted either from the hirer or another Operator and shall immediately record them on a booking system approved by the Council\* at the time the booking is received the details listed below:

1. name of hirer
2. phone number of hirer, unless they refuse to provide it
3. date & time the booking was made
4. date & time pick up required
5. location of pick up
6. destination
7. how the booking was received
8. the booking price if quoted
9. identity of person accepting hiring
10. identity of vehicle used for booking
11. time job completed

\*The approved booking system must be able to record and store, as a minimum, all the details listed above.

- B The Operator shall keep the records for a period of not less than two years or longer if required to do so by an authorised officer of the Council.
- C Any computerised system used must be able to produce a printed record of the details specified above and made available to any authorised officer of the Council or Police Officer on request.
- D Where the Private Hire Operator accepts a booking and dispatches a Hackney Carriage all these conditions apply.
2. A The Operator shall maintain at his premises, particulars of all vehicles operated by him which shall include the following:-

1. The licence plate number;
  2. The registration number;
  3. The name and address of the proprietor;
  4. The name(s) and address(es) of the driver(s) of above vehicles;
  5. The badge number(s) of the driver(s).
  6. Licences for all vehicles and drivers.
- B The above records are to be produced on request to any Police Officer or authorised officer.
3. A The Operator shall maintain at the premises a record of all complaints received by them, and shall record them on a complaints system approved by the Council\* at the time the complaint is received. A full record of the complaint including as a minimum the following information:
1. date and time the complaint is made.
  2. name and contact details of the complainant.
  3. nature of the complaint – (to include date, time and location).
  4. driver / vehicle / staff details to whom the complaint relates.
  5. name of business manager to whom the complaint was passed.
  6. the date and time the complaint was passed to the business manager.
  7. the action taken to resolve the complaint and the time taken for it to be actioned.
  8. whether the complaint was referred to the Council.

\*The approved recording system must be able to record and store, as a minimum, all the details listed above.

- B The Operator shall keep the records for a period of not less than two years, or longer if required to do so by an authorised officer of the Council.
- C The above records are to be produced on request to any Police Officer or authorised officer of the Council
- D The Operator must telephone the Police and contact the Council in writing or by email as soon as reasonably practicable, and in any case within 1 working day of any complaints received about:
1. sexual impropriety relating to any part of their business
  2. behaviour which may compromise the safety and welfare of children and vulnerable people relating to any part of their business

3. behaviour which poses an imminent danger to the public or of any safeguarding issue relating to any part of their business
- E In the event that the Operator formally disciplines or dismisses a driver, or a member of staff connected to the operational aspect of the business, for whatever reason, then the details must be reported to the Council, in writing, within seven days.
4. A The Operator shall ensure all staff who undertake bookings and/or dispatcher duties have received suitable and sufficient training and instruction concerning the use of:
  - I. the system used to receive and record bookings and the dispatching of vehicles
  - II. the recording and process of dealing with and handling complaints received by the operator
- B A training log is to be held by the Operator for each person who undertakes the role of bookings and/or dispatcher duties. The training logs are to be produced on request by an authorised officer
5. Every Operator of Private Hire vehicles who accepts a booking for a Private Hire vehicle for an appointed time and place, shall give the booking to a vehicle, allowing sufficient time for the vehicle to punctually attend.
6. The holder of an Operator's Licence shall not permit any person who is drunk, or is behaving in a disorderly manner, to remain upon the premises in respect of which the licence is in force.
7. No Operator of a private hire vehicle which is licensed by the Authority under this Act shall invite or accept a booking for such vehicle, or control or arrange a journey to be undertaken by such vehicle, without first making available in writing, or giving orally, to the person making the booking, information as to the basis of charge for the hire of the vehicle.
8. The Operator in his capacity as Operator and without prejudice to any other liabilities imposed under the Local Government (Miscellaneous Provisions) Act 1976 shall use his best endeavours to ensure that drivers of vehicles owned, controlled or operated in association with the Operator shall observe and perform the conditions of their Private Hire Driver's Licence and that vehicles shall conform to their Private Hire Vehicle Licence.
9. If the provision is made by the Operator on his premises for the reception of members of the public proposing to hire a vehicle, he will ensure that his premises are at all times in a clean and tidy condition.
10. The maximum number of Private Hire vehicles which the Operator may operate is that shown on the licence. The Operator may not operate vehicles in excess of this number unless he has first paid the required fee to the Council.
11. For licences issued for more than one year but less than five years, the licence holder will sign and submit a declaration to the Council in relation to their circumstances at the end of each 12 month period.

The licence holder will also undertake a Disclosure and Barring Service (DBS) check and submit the new DBS certificate, or provide the results from the online checking system, at the time of renewal in the case of a 12 month licence, or at the time of declaration in the case of a licence that has been granted for a period greater than 12 months.

If this condition is not complied with the licence holder will be brought before the Environment and Licensing Committee

12. Any advertisement indicating that a vehicle can be hired on application to a specified address or telephone number, being the address or telephone number of premises in the District, or on or near any such premises, indicating that the vehicle can be hired at those premises shall NOT include the word "taxi" or "cab" whether in singular or plural or any word of similar meaning or appearance to either of those words and whether alone or as part of another word.

### **PENALTIES**

The Local Government (Miscellaneous Provisions) Act 1976 provides that any person who acts in contravention of the provisions of Part 11 of the Act, shall be guilty of an offence and liable to summary conviction to a fine currently not exceeding £1,000 (One thousand pounds). In addition, such action may lead to the suspension or revocation of an existing Licence or the failure to renew such a Licence.

NB1: Your attention is drawn to the various provisions contained in the 1976 Act, which you are advised to obtain and read carefully.

NB2: For the purposes of these conditions any person assisting the delivery of all functions of the operators Private Hire business are bound by and included in these conditions



By virtue of paragraph(s) 7 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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