

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

**Subject:** Changes to Hackney Carriage and Private Hire Vehicle Licence Conditions and Hackney Carriage and Private Hire Driver's Licence Conditions

**Date:** 9th February 2016

**Author:** Service Manager, Public Protection

### **Purpose of the Report**

To seek approval from Members to introduce the proposed changes to:

Hackney Carriage Vehicle Licence Conditions  
Private Hire Vehicle Licence Conditions  
Hackney Carriage Driver's Licence Conditions  
Private Hire Driver's Licence Conditions

### **Background**

The Local Government (Miscellaneous Provisions) Act 1976 ("the Act") enables Local Authorities to administer licences for Hackney Carriage and Private Hire vehicles and drivers. The Act also provides that a Local Authority may attach to the grant of a licence such conditions as it may consider reasonably necessary.

The proposed changes to the Hackney Carriage and Private Hire Driver's Licence, and the Hackney Carriage and Private Hire Vehicle Licence Conditions incorporate the changes to the Hackney Carriage & Private Hire Vehicle Specification, Inspection and Testing manual; and to make the documents more understandable, both sets of conditions of licence have been rewritten. The proposed amendments can be found in the new documents Hackney Carriage & Private Hire Vehicle Licence Conditions - Appendix A, which is accompanied by a Record of Changes - Appendix B, and Hackney Carriage and Private Hire Driver's Licence - Appendix C, which is accompanied by a Record of Changes - Appendix D.

### **Proposal**

It is proposed that all vehicles and drivers, licensed as either a Hackney Carriage, or a Private Hire vehicle and/or driver, will be required to adhere to the new Conditions of Licence respectively, as laid out in Appendix A, and/or C. These documents will be beneficial to the trade and the public as they will

provide clear and consistent information, with respect to enforcing both vehicle and driver licences from this Authority.

If the changes are approved and the Conditions of Licences are adopted, all vehicles and drivers licensed (whether new or renewed licences) from the 1<sup>st</sup> April 2016, will be required to meet and maintain the new conditions of licence for the whole period for which the licence has been granted .

The Council has a duty under the Equality Act 2010 to have due regard to the need to eliminate discrimination, advance equality of opportunity and foster good relations between predicted groups (such as disabled people or ethnic minority groups) when considering proposed new or changing policies, services or functions. An Equalities Impact Assessment has been prepared in relation to the Conditions and is attached at Appendix C.

### **Consultation**

In order to ensure the views of the trade are considered the Licensing Section will carry out a consultation exercise with the taxi and Private Hire trade in relation to the introduction of the proposed Hackney Carriage & Private Hire Vehicle and Driver's Licence Conditions.

Consultation letters will be sent to current and prospective members of the Hackney Carriage and Private Hire trade, should Members approve the consultation.

### **Recommendation**

**That Members approve the following:**

- Approve the proposed Hackney Carriage and Private Hire Vehicle Licence Conditions and the Hackney Carriage and Private Hire Driver's Conditions detailed in appendix A and C respectively, for consultation with the Hackney Carriage and Private Hire trade, and the Corporate Director in consultation with the Chair of Environment and Licensing Committee be authorised to agree the final conditions after taking into account any comments received during the consultation period.
- That all vehicle and driver's licences, Private Hire or Hackney Carriage issued on or after 1<sup>st</sup> April 2016, will be conditioned in line with Gedling Borough Council Hackney Carriage and Private Hire Vehicle or Driver's Licence Conditions respectively.

### **Attachments**

Appendix A  
Hackney Carriage and Private Hire Vehicle Licence Conditions

Appendix B  
Record of Changes

Appendix C  
Hackney Carriage and Private Hire Vehicle Driver's Licence Conditions

Appendix D  
Record of Changes

Appendix E  
Equality Impact Assessment