



HACKNEY CARRIAGE VEHICLE LICENCE

CONDITIONS

INTRODUCTION.

The proprietor of the vehicle must ensure that the vehicle complies with the following conditions at all times.

1 Pre-Licensing Conditions.

Satisfy the pre-licensing conditions for Hackney Carriages.

2 Safety Equipment.

- 2.1 An efficient fire extinguisher shall be carried of a type conforming to BSEN3:1996 (type AFFF 2 litre minimum capacity recommended). It must be readily available for use in case of emergency.
- 2.2 A suitable first aid kit containing appropriate first aid dressings and appliances.

3 Interior Markings.

The Proprietor shall ensure that the following are clearly displayed inside the vehicle:

- 3.1 The number of the licence.
- 3.2 The number of passengers prescribed in the licence.
- 3.3 The table of fares currently in operation.
- 3.4 The name of the proprietor.
- 3.5 Where a "FOR HIRE" flag is installed it must be situated at the bottom left side of the front windscreen, of which the illuminated area does not exceed 16 square inches.
- 3.6 Where in-car video surveillance is installed, a notice to this effect must be clearly displayed inside the vehicle, the wording of which shall be approved by Rochford District Council.

4 Exterior Signs.

The Proprietor shall ensure that:

- 4.1 The plate bearing the number of the licence granted shall be displayed on the outside of the vehicle adjacent to the rear numberplate.

- 4.2 Rochford District Council's official emblem must be permanently fixed on the panels of the rear passenger doors.
- 4.3 Where a "TAXI" sign is to be installed on the roof of the vehicle, it must not exceed 36" x 6¼" x 6½" and should be illuminated only when the vehicle is available for hire.
- 4.4 Where an inscription which identifies the proprietor of the vehicle is to be displayed, it must be positioned either:
 - 4.4.1 In the rear screen of the vehicle, and not exceed 4" high x 18" wide, and must not obscure the view to the rear, or
 - 4.4.2 On the panel of each front door, or
 - 4.4.3 On the boot lid or hatch back door.

5 Advertisements.

- 5.1 Advertisements which do not conflict with any business within the Rochford District may be placed on the outside of the front doors or on the boot lid or hatchback door or moulded rear bumper but restricted to no more than three.
- 5.2 The approval of Rochford District Council shall be obtained as to the content and layout of any advertisement before it is fitted or displayed.

6 Inspection.

The Proprietor will submit the vehicle for mechanical inspection when requested and at least:

- 6.1 On first application for a licence.
- 6.2 Annually in respect of vehicles up to six years old.
- 6.3 Six monthly in respect of vehicles over six years old and up to ten years old.
- 6.4 Four monthly in respect of vehicles over ten years old defined under condition 1.1.
- 6.5 after any repair made necessary by an accident affecting the safety, performance or appearance of the vehicle or the comfort or convenience of passengers.

7 Taximeter.

- 7.1 The vehicle shall be fitted with a taximeter visibly recording the approved passenger fare payable.
- 7.2 The position of the taximeter shall be agreed by the Council's inspecting officer and shall be maintained at all times so that the fare displayed can readily be seen by the passenger.
- 7.3 The operation of the taximeter shall accord with any byelaws made by the Council.
- 7.4 The taximeter shall be tested for accuracy on initial application and following any changes to the table of fares or as required.

8 Usage.

- 8.1 The vehicle will be available for business at all reasonable times.
- 8.2 Whilst a vehicle is licensed as a Hackney Carriage, it shall not be driven by any person other than a driver properly licensed by Rochford District Council.
- 8.3 If the proprietor permits or employs any other person to drive the vehicle, that person must deposit a copy of his/her Hackney Carriage Drivers licence with the proprietor, before he/she commences to drive the vehicle. The proprietor will record the details of the licence in a register for that purpose. The copy of the Hackney Carriage Drivers licence will be retained until such time as the driver ceases to be permitted or employed to drive the vehicle.

9 Carriage of Assistance Dogs.

The Proprietor shall ensure the Driver of the vehicle complies with the requirement to carry a Guide, Hearing or Assistance Dog when requested, unless the Driver is a holder of an Exemption Certificate.

10 Residence and Change of Address.

- 10.1 Proprietors must live within the District of Rochford or an immediately adjacent District. Companies must have business accommodation within the District of Rochford.
- 10.2 A Proprietor, who changes the place at which he/she lives, or in the case of a Company, operates, shall notify the Council of such change of address within seven days of the date of the event.

11 Production of Documentation

When requested, a proprietor shall:

- 11.1 Produce the current Vehicle Inspectorate MOT Test Certificate following each mechanical inspection and upon request.
- 11.2 Produce within 7 days of a request, such insurance documents as may be required, specifying that the vehicle is insured for public hire.
- 11.3 Produce such documents or any other evidence of proprietorship of the vehicle.

12 Convictions.

- 12.1 A Hackney Carriage Vehicle Licence will not be issued to an individual or in the case of a Company all Directors, the Manager, the Secretary and all similar officers, where those persons would be refused a Hackney Carriage Drivers Licence by reason of a conviction recorded against them.
- 12.2 The proprietor shall notify Rochford District Council in writing of any conviction or police caution recorded against the persons specified above within seven days.

13 Road Accidents.

The proprietor must notify Rochford District Council of any road accident in which the vehicle has been involved within seventy-two hours of the occurrence.

14 Byelaws and Regulations.

- 14.1 The Proprietor shall ensure that any Driver complies with the Council's Byelaws and Conditions.
- 14.2 The proprietor should make themselves familiar with statutory requirements relating to Hackney Carriage Licensing in the Town and Police Clause Act, 1847 (as amended), Public Health Acts, 1875 and 1936, and the Local Government (Miscellaneous Provisions) Act 1976.

15 Transfer of Licence.

- 15.1 On the first application for a Hackney Carriage Vehicle Licence after the transfer of it from the person to whom it was granted, the licence will only be issued if the person to whom it was transferred complies with the pre-licensing conditions.
- 15.2 Condition 15.1 applies to a person entering into partnership with the person to whom the licence was granted, and to a partner applying for a licence in his own name after a partnership has been dissolved.
- 15.3 The person or company to whom it was transferred complies with the criteria for the allocation of a licence in respect of a wheelchair Accessible Taxi.

16 Surrender of Licence.

- 16.1 Except in situations which Section 49 of the Local Government (Miscellaneous Provisions) Act 1976 applies (transfer of vehicles with licence), if the Proprietor ceases to use the vehicle for the purpose for which it is licensed he shall surrender the licence and return the plate which remains the property of Rochford District Council.
- 16.2 The Licence may be revoked upon the breach, by the Licence Holder, of any terms and conditions of the Licence.

17 Appeals.

- 17.1 An Appeal may be brought against the Licensing Conditions within 21 days from the date on which notice of the Condition is served on the applicant to the Rochford Southend Magistrates' Court situated at 80 Victoria Avenue, Southend-on-Sea, Essex SS2 6EU.
- 17.2 An applicant disappointed by a decision of the Authority in respect of an application also has a right of appeal to the Magistrates Court.