

## **COMBINED HACKNEY CARRIAGE & PRIVATE HIRE VEHICLE DRIVER'S LICENCE CONDITIONS**

- 1.0 The licence is not transferable and is valid for the period stated thereon unless previously surrendered or revoked.
- 2.0 The holder MUST notify the Head of Environmental Health and Licensing of any change of home address as soon as it is reasonably practicable to do so, and in all cases within SEVEN days.
  - 2.1 This shall be confirmed by production of the licence holder's DVLA driving licence on which the new address is shown to the Head of Environmental Health and Licensing
- 3.0 A Medical Report in the form prescribed by the Council shall be produced upon the written request of the Head of Environmental Health and Licensing and prior to the expiry of the current Medical Report. (See Note 1)
- 4.0 A driver who suffers any accident or mental or physical illness or disease or impediment that may impair vision, hearing, mobility of limbs or any other condition or impediment that may impair his ability to fulfil all aspects of his role as a Private Hire Vehicle Driver must notify the Head of Environmental Health and Licensing of the circumstances within 72 hours of the occurrence.
- 5.0 **Notification of Convictions**
  - 5.1 In the event that a driver is cautioned for or convicted of any criminal offence he shall within SEVEN days of the date of such caution or conviction report such cautions or conviction in writing to the Head of Environmental Health and Licensing and give particulars of each caution or conviction and any penalty points imposed in respect of it.
  - 5.2 In the event that a driver is issued with a fixed penalty notice, he shall produce the said notice to the Head of Environmental Health and Licensing within SEVEN days of receipt of such notice.
  - 5.3 Following any conviction or the issue of any fixed penalty notice which results in penalty points being endorsed on a driver's DVLA driving licence, that licence must be produced to the Head of Environmental Health and Licensing within SEVEN days of its return from DVLA or a court or a fixed penalty office following the endorsement of the offence thereon. (See Note 2)
- 6.0 The driver shall not convey or permit to be conveyed in a Private Hire Vehicle a greater number of persons than that prescribed on the plate issued in respect of the vehicle.
- 7.0 No person shall be carried in a Private Hire Vehicle when hired without the express consent of the hirer.
- 8.0 The driver shall, when requested by the person who has hired the vehicle:
  - 8.1 convey a reasonable quantity of luggage.
  - 8.2 afford reasonable assistance in loading and unloading such luggage.
  - 8.3 afford reasonable assistance in removing such luggage to or from the entrance of any building, station or place at which he may take up or set down such person.
- 9.0 The driver of a Private Hire Vehicle shall at all times when the vehicle is hired:
  - 9.1 be clean, respectable and act with civility.
  - 9.2 comply with all reasonable requests of the hirer.
  - 9.3 take all reasonable precautions to ensure the safety of persons entering, travelling in or alighting from such vehicle.
  - 9.4 afford reasonable assistance to passengers entering or alighting from the vehicle.
- 10.0 Whilst in charge of a Private Hire Vehicle the driver shall at all times display the current identification card supplied to him by the Council in a position so as to be readily visible to any person hiring and/or travelling within the vehicle. (See Note 3)
- 11.0 Upon the written request of the Head of Environmental Health and Licensing, the licence holder shall produce his current valid DVLA driving licence to an authorised officer of the Council within SEVEN DAYS of such a request being made.

12.0 Carriage of Guide, Hearing and Assistance Dogs accompanying disabled people.

12.1 The driver of a licensed private hire vehicle which has been hired:

- (a) by or for a disabled person with a guide, hearing or prescribed assistance dog; or
- (b) by a person who wishes such a disabled person to accompany him in the private hire vehicle

shall:

- (a) carry the disabled passenger's dog and allow it to remain with the passenger; and
- (b) not make any additional charge for doing so.

For the purposes of this condition, an assistance dog is defined as a dog which is trained by a specific charity; namely, "Dogs for the Disabled", "Support Dogs" or "Canine Partners for Independence" to assist a disabled person with a physical impairment and which is wearing a yellow jacket inscribed with the name of one of those charities.

12.2 A driver may, in appropriate circumstances and upon the production of a medical certificate from his General Practitioner, obtain from the Council an exemption certificate.

12.3 The Council reserves the right to seek independent medical advice.

12.4 The holder of an exemption certificate must display the certificate in clear view in the private hire vehicle.

13.0 The Council reserves the right to amend or delete these Conditions or to impose further Conditions at any time.

#### **Note 1**

Medicals are required by the age of the driver

- i) Initial application (new driver)
- ii) 45 years, 50 years, 55 years, 60 years and 65 years.
- iii) From 65 years onwards, annually.

The Council reserves the right to request a Medical Report at any time as to the continued medical fitness of a person to drive a private hire vehicle and to refer the licence holder/medical report for further medical consultation or further medical assessment as may be required.

#### **Note 2**

If a licensed driver accrues 9 penalty points on his DVLA driving licence, a formal written warning will normally be issued, provided that the total of 9 penalty points was reached in increments of no more than three and over a period longer than two years.

#### **Note 3**

The cost of replacement of the identity card issued to a driver by the Council when this licence was granted to him which has been lost, damaged, defaced or otherwise rendered unusable shall be borne by the driver.

#### **Note 4**

In addition to the above mentioned Conditions, drivers are reminded that there are a number of statutory requirements relating to Private Hire licensing in the Local Government (Miscellaneous Provisions) Act 1976, with which they should make themselves familiar.

#### **Schedule 1 - Interpretation**

In these Conditions

"Council" means "Brentwood Borough Council".

"Head of Environmental Health and Licensing" includes "any Authorised Officer of that Department".

"Licensed Driver" means "the holder of a combined hackney carriage and private hire vehicle driver's licence".

"Hours of darkness" means "as per Road Traffic Regulations Act 1967".