



CIVIC GOVERNMENT (SCOTLAND) ACT 1982

PRIVATE HIRE CAR LICENCES

CONDITIONS

1. The holder of a private hire car licence shall ensure that the private hire car, including all bodywork, upholstery and fittings, is in a safe and serviceable condition and, subject to prevailing road conditions, is in a clean condition.
2. The holder of a private hire car licence shall require the private hire car to undergo and pass an inspection by the licensing authority. On receiving the requisite notice, in writing, from the licensing authority, he shall produce his private hire car for examination at such time and place as may be reasonably required by the licensing authority. The licence holder should, if possible, attend the test personally.
3. The private hire car will be tested in accordance with the Guidance Notes on taxi testing, a copy of which are attached.
4. Notwithstanding the terms of Condition 2 above, private hire cars will be tested under the following schedule:-

Vehicles up to <u>five</u> years old	-	one test per annum
Vehicles aged between <u>five</u> and <u>eight</u> years	-	two tests per annum
Vehicles aged over <u>eight</u> years	-	three tests per annum
5. The holder of a private hire car licence, when the private hire car is damaged in a vehicular accident or by any other means, shall report the damage to the licensing authority as soon as practicable and if the private hire car is roadworthy, he shall present it for examination within the following two working days (being days on which the testing facilities operate) after the occurrence. As soon as repairs to the vehicle have been completed the private hire car shall be re-examined.
6. The holder of a private hire car licence shall not ask a driver of a private hire car to do anything which would result in the driver committing a breach of the conditions attaching to the grant of the private hire car driver's licence.
7. The holder of a private hire car licence shall keep an up-to-date list of the names and addresses of all taxi drivers and private car hire drivers permitted by him to use the private hire car and shall produce such list on demand to the Head of Democratic and Legal Services of the licensing authority or to any police officer.

In addition, the Licence-holder shall notify the licensing authority with seven days of him becoming aware of any of the drivers on the list ceasing to drive the taxi or of any new driver being added to the list of those permitted by him to use the taxi.
8. The holder of a private hire car licence shall be bound to fulfil, or cause to be fulfilled, at the time and location specified, an engagement to hire his private hire car which he has accepted, unless prevented by sufficient cause.

9. The holder of a private hire car licence shall hold in his own name the requisite vehicle registration document and the certificate of insurance in relation to the private hire car as required by Part VI of the Road Traffic Act 1972; where more than one name appears on the private hire car licence the vehicle registration document and the certificate of insurance shall be in the name of at least one of those persons.
10. The holder of a Private Hire Car Licence shall ensure that, while the vehicle is in use as a private hire car, any plates or other things which have been issued by the licensing authority for the purpose of indicating that the vehicle is a private hire car, are displayed at all times in positions approved by the licensing authority.

Further, the words DUNDEE PHC and the number allocated to such taxi shall be painted in a straight line on the outside of the passengers and drivers doors not more than 9 inches below the window frame in block letters and arabic numbers not less than one inch in height and of appropriate breadth. If the numbers and letters are not painted onto the doors themselves then only numbers/letters printed on adhesive backgrounds may be used on private hire vehicles. The letters and numbers must further be displayed in a significantly different colour to that of the vehicle. Magnetic letters and numbers are not acceptable.

The holder of a Private Hire Car Licence shall display a sign in the prescribed form advertising that the vehicle is for advance bookings only. The sign shall be displayed on the outside of the drivers and front passenger's doors below the lettering referred to in the preceding paragraph of this condition.

11. The holder of a private hire car licence shall not obliterate or deface any plate or other thing which has been issued by the licensing authority for the purpose of indicating that the vehicle is a private hire car and which is fixed to the private hire car. If any such plate or other thing becomes obliterated or defaced so as not to be distinctly visible or legible or if any such plate or other thing is lost, the holder of the private hire car licence shall report this to the licensing authority as soon as practicable in order to obtain from the licensing authority a replacement.
12. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall obtain from the licensing authority a notice detailing the current table of approved fares and charges and will display the said notice in the passenger compartment of the private hire car fitted with a taximeter in such a position that it will be readily visible to the passengers being carried and no other table of fares and charges shall be displayed.
13. The holder of a private hire car licence shall, unless the cost of the journey is regulated by a licensing authority fare structure, take steps to ensure that any potential hirer of his private car is informed, prior to acceptance of the hire (a) that the fare is not so regulated, and (b) the cost, or the method of calculating the cost, of the proposed journey.
14. The holder of a private hire car licence shall not display on his private hire car any signs for the purpose of advertising its services as a private hire car, other than those approved by the licensing authority.
15. The holder of a private hire car licence shall not display a roof sign of any kind on the private hire car.
16. The holder of a private hire car licence, whose private hire car is fitted with a taximeter shall not use, or cause or permit to be used, on the private hire car a road wheel or tyre of a different circumference or pressure from that for which the taximeter affixed to the private hire car was designed, geared and has been tested by the licensing authority.
17. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall only have affixed to and used on the private hire car a taximeter which has been tested and approved by the licensing authority.
18. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall only use a taximeter which has been stamped or sealed by the licensing authority after testing and approval as to distance and time in accordance with the approved fares and charges. Once a taximeter is fitted to his private hire car he shall not tamper with the taximeter or break or tamper with any seal or stamp on such taximeter or any attachment affixed thereto by the

manufacturer or licensing authority except to remove the taximeter for repair or replacement. Should the seal be broken the taximeter shall be retested and passed by or on behalf of the licensing authority before being used again.

19. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall ensure that the taximeter fitted to his private hire car is in a position approved by the licensing authority.
20. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall not knowingly use, or cause or permit to be used, the private hire car during any period that the seals affixed to the taximeter and, where so affixed to the vehicle, are broken or detached.
21. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall not knowingly use, or cause or permit to be used, a taximeter which is in any way defective.
22. The holder of a private hire car licence, whose private hire car is fitted with a taximeter, shall within two working days, inform the licensing authority of the removal of the taximeter from his private hire car. He shall not refit a taximeter on a second or subsequent occasion without prior permission from the licensing authority, except when the private hire car is due to be annually tested by the licensing authority.
23. Only the holder of a taxi driver's licence may drive a private hire car which is fitted with a taximeter.
24. The holder of a private hire car licence must carry in a suitable fastener in his private hire car, a fire extinguisher of a type and in a position approved by the licensing authority. The extinguisher will contain a charge of not less than 1½ lbs or 682 grammes.
25. (a) Whenever a licensed private hire car ceases to be available for hire or be kept for hire, the car operator thereof shall give intimation immediately to the Head of Democratic and Legal Services and shall return the licence to the Head of Democratic and Legal Services and the licence shall thereupon lapse and become null and void and such car shall not again be used as a licensed private hire car until it has been relicensed; provided always that this condition shall not apply to a replacement vehicle nor when a licensed car ceases to be available for hire or to be kept for hire for any period less than twenty one days to allow necessary repairs thereon.
- (b) Where it is desired to have the licence transferred to a replacement vehicle the Head of Democratic and Legal Services shall have power in the event of such vehicle being certified fit and approved, to grant a licence.
26. The holder of a private hire car licence shall not permit any notice, advertisement or printed bill, or any names, letters or numbers to appear upon the outside or inside of any licensed cab other than the name, lettering and numbers referred to in Condition 10 above. Notwithstanding the provisions of this condition, the holder of the licence shall display "no smoking" signs inside the vehicle in the form and position approved by the Council as licensing authority.
27. The holder of a Private Car Licence, on receiving his licence, shall be furnished with a duplicate thereof and shall not alter, or erase, or deface or permit to be altered, or erased, or defaced any such licence. Any such licence so altered or erased or defaced shall be null and void. In addition, a private hire car operator shall produce such duplicate licence to any police officer on demand and shall surrender such licence to the office of the Head of Democratic and Legal Services on demand.
28. The holder of a private hire car licence shall not conceal, or remove, or deface, or alter, or cause or permit to be concealed, removed, defaced or altered any name or number or lettering on a private hire car or on any plate thereon, or on the taximeter (if fitted).
29. The holder of a private hire car licence shall ensure that sufficient internal lighting is provided within his vehicle.

30. Whenever a licensed private hire car is sold or otherwise ceases to be under the management and control of the licence holder, otherwise than where such car is replaced by another duly approved vehicle, the licence shall lapse and become null and void and the licence holder shall immediately notify the licensing authority and return the licence to the licensing authority together with any plate or thing as referred to in Condition 10 above.
31. The holder of a private hire car licence who changes his place of business or abode shall, within seven days, give notice thereof in writing and produce his licence or other document to the licensing authority to have particulars of the change endorsed thereon.
32. In the event that the licence-holder wishes to have CCTV installed in the vehicle, the following shall apply:-
 - (a) the system installed must be approved by the Council in consultation with Tayside Police;
 - (b) appropriate notices must be displayed to advise passengers of the use of CCTV in the vehicle;
 - (c) the licence-holder shall ensure that all necessary notifications are submitted to the Information Commissioner in connection with the purposes for which the CCTV system is used.