

## Appendix B

### Telford & Wrekin Council Conditions of Licence Hackney Carriage Vehicles

EXISTING CONDITIONS		BEST PRACTICE	PROPOSED CONDITONS	CONSULTATION RESPONSE	COMMENTS/CLARIFICATION
<b>General Requirements</b>					
1.1	Throughout the currency of his /her licence the holder of a Hackney Carriage Vehicle licence shall be a fit and proper person to hold such licence. New applicants will be subject to a satisfactory Criminal Records Bureau check and all licence holders will be subject to a check every three years.	Not available	Retain existing conditions	No responses in relation to this condition	
<b>2. 2. IDENTIFICATION PLATES</b>					
2.1	The external identification plate issued by the Council shall at all times be fixed to the outside rear of the Hackney Carriage by the proprietor to the place provided by the manufacturer or in accordance with reasonable instructions of an Authorised Officer of the Council. The plate should be fitted in such a manner as to be easily removable by such officer or Police Constable. On the suspension of a vehicle licence and where a "Licence Expired" plate has been fitted to the vehicle that plate may only be removed by an Authorised officer of the Council.	TWC Existing condition matches Dept of Transport Best Practice Guidance	Retain condition  New condition proposed at the end of this document. New Proposal A	Trade – In favour of retaining existing conditions.	
2.2	When a Hackney Carriage vehicle licensed by the council is not in use for hire and reward and instead is in use by the proprietor or driver for Social and Domestic pleasure (under the terms of the vehicles insurance), the licence plate issued by the council shall be temporarily removed until such time as the vehicle is back in service for hire and reward when the plate shall be replaced on to the vehicle in the approved manner.		Retain condition		<i>Recommend that this condition be removed as it contradicts 2.1 which says the plate can only be removed by an Authorised Officer of the Council. Once licenced, a vehicle is always a licenced vehicle unless the licence expires, is revoked or is surrendered. Hawkins v Edwards</i>
2.3	The fare card where issued by the Council shall at all times be kept and maintained inside the	TWC existing condition meets best practice in	Retain condition		

	vehicle in accordance with the reasonable instructions of an Authorised Officer of the Council.	comparison with other Local Authorities			
2.4	The proprietor of the vehicle shall ensure the identification plates are maintained and kept in such a condition that the information contained on the plate is clearly visible to public view at all times. The identification plate remains the property of the Council and must be returned to the Council within 7 days of expiry of the vehicles licence if not renewed. Plates are not transferable except on application.	<p>Display of plate – statutory</p> <p>TWC existing condition meets best practice in comparison with other Local Authorities</p> <p>Transfer of licences is a statutory provision.</p>	Retain condition		
2.5	The Council will not licence a vehicle for hire & reward which is licensed by another Local Authority or allow or permit a Hackney Carriage identification plate issued by another Authority to be displayed upon the vehicle.	TWC existing condition meets best practice in comparison with other Local Authorities	Retain condition		A vehicle licensed by TWC as a HC cannot be licensed elsewhere as a PHV (always one or the other) but no statutory restriction on a HC being licensed in more than one district.
<b>3.</b>	<b>3. TYPE OF VEHICLE</b>				
3.1	3.1 All vehicles submitted to the council for licensing as Hackney Carriages shall meet the safety standards of M1 Category European Whole Vehicle Type Approval .	This current condition is as per Public Carriage Office (PCO) conditions of fitness	<p>a) To retain condition 3.1 and 3.2.</p> <p>b) To retain condition 3.1 and to specify a list of the type of vehicles that may be licensed as a Hackney Carriage. E.g.: Metropolitan FX4 TX1 type, Metrocab, Mercedes Eurocab, Peugeot Euro 7 Taxi, Fiat Eurocab and any other approved Hackney carriage vehicle.</p> <p>c) To specify that no other vehicle may be licensed as a Hackney Carriage without written</p>	<p>Trade – In favour of retaining all conditions.</p> <p>To amend condition 3.1 to be reworded to state PCO approved vehicles not just vehicles, as this could be misconstrued as any type vehicle.</p> <p>Trade – The current condition of only metrocabs and TX vehicle type must be upheld in the interest of public safety.</p> <p>Police – In favour of keeping the existing condition.</p>	<p>Birmingham City Council have this condition.</p> <p>PCO conditions now include the Mercedes Vito (a Eurocab) which has an adaptation on the rear axle to allow the vehicle to have a turning circle which complies with PCO conditions.</p>

			approval of the Council. In addition to this any approved vehicle meeting the “minimum accepted standard” as a Hackney Carriage vehicle. This is any M1 vehicle adapted to be a Hackney Carriage where the Vehicle Certification Agency (VCA) approves the adaptations. The adaptations will have VCA certification to European Whole Vehicle Type Approval (EWVTA) or GB Low Volume Small Type Approval. Vehicles can also be replaced with the above type of vehicles.		
3.2	3.2 The proprietor shall ensure that the Hackney Carriage shall only be of the type approved for public hire used by the Commissioner of Police of the London Metropolitan area, namely a purpose built vehicle designed to carry up to seven passengers and that complies with the following;		See above	Trade – In favour of keeping 3.2 – PCO Hackney Only.	
3.3	3.3 The vehicle must have provision for a minimum of at least one wheelchair,	TWC current condition is best practice as compared with other local authorities.	Retain this condition.	No response	Complies with the Disability Discrimination Act 1995
3.4	3.4 A certificate should be produced showing all of the fittings used to secure wheelchairs to the floor of the vehicle are to Department of Transport specifications.	TWC current condition is best practice as compared with other local authorities.	Retain this condition.	No response	
3.5	The appropriate ramps and associated equipment for loading wheelchairs into the vehicle in the approved manner must be carried and used at all times.	TWC current condition is best practice as compared with other local authorities.	Retain this condition	No response	

		. Complies with DDA 1995.			
3.6	The age limit for hackney carriage vehicles is ten years.	<p>Dft Best Practice Guidance states that “It is perfectly possible for an older vehicle to be in good condition. So the setting of an age limit beyond which a local authority will not licence vehicles may be arbitrary and inappropriate. But a greater frequency of testing may be appropriate for older vehicles – for example, twice yearly tests for vehicles more than five years old.”</p>	<p>Options</p> <p>a) To retain the current condition.</p> <p>b) To remove age limits from vehicles, so long as they continue to pass the requisite testing.</p> <p>c) Remove age limits and amend the frequency of the compliance testing due to the high mileage and wear and tear of vehicles used for private hire.</p> <p>Frequency:  1. New vehicles – 4 years old – Annual testing  2. 4 years + Testing every 6 months</p> <p>d) To lower the age limit for vehicles to 7 years, vehicles older than this not to be licensed. But vehicles to be tested every 6 months from 4 years – 7 years in line with best practice guidance on environmental considerations.</p> <p>e) To adapt a policy of exceptional circumstances under which a vehicle may be</p>	<p>Trade – To retain current conditions and to add option D. Comment to adapt a policy of exceptional circumstances and cabs that are of outstanding condition and pass the relevant emission tests at the time of testing etc.</p> <p>Trade – To extend age limits to 13 years.</p> <p>Trade – not in favour of option B</p>	<p>London Taxi International who manufacture the purpose built hackney carriage advise that their vehicles are built to last 10 years, based on an annual mileage of 60 000 miles.</p> <p>If option D is chosen, Grandfather Rights for existing licenced vehicles will apply.</p>

			licensed past the age limit subject to the consent of the Council, provided it remains of a standard of mechanical and structural fitness to gain the necessary Compliance Certificate and provided there has been and is a strict observance of all other of the requirements and be of such condition that it would otherwise meet the standard which could reasonably be expected.		
3.7	Vehicles equipped with Space Saver / Skinny/ Get you home tyres will not be licensed by the Council. All Hackney Carriage vehicles must be fitted with manufacturers approved tyres of the same size and type including the spare wheel.	Current condition in accordance with Public Carriage Office Conditions of Fitness.	<p>a) All Space saver tyres and equivalent to be licensed</p> <p>b) No restrictions other than manufacturers standards</p> <p>c) A designer spare wheel/ or fixing kit that conforms to the manufacturers original design will be accepted for use only on journeys en-route to the garage for a replacement tyre to be fitted.</p>	<p>Trade – In favour of existing condition. Comment: If a taxi has a puncture or shredded tyre miles away from the passenger’s destination a proper replacement spare tyre is required to continue the journey safely. A fixing kit is temporary and not designed for long trips, the same applies to the space saver wheel, passenger safety must come first rather than manufacturers cost cutting methods.</p> <p>Trade – In favour of existing condition</p> <p>Police – In favour of option B – no restrictions other than manufacturers’ standards.</p>	
3.8	The Council shall refuse any vehicle submitted for licensing which has been equipped with manufactured or retro-fitted blacked out	Other Local Authorities who responded to the consultation - Factory	<p>a) 50% tint permitted</p> <p>b) To permit factory fitted options only</p>	Trade – In favour of existing condition	Option D does not apply to HCs.

	windcreens and /or windows. Standard tinted windcreens and windows are acceptable providing all occupants in the vehicle can be clearly seen from the outside with the doors closed and the windows up. In any case proprietors are advised to consult the council if in any doubt before purchasing such type of vehicle.	fittings only or 50% tint.	c) To include customised retro fit d) To permit blacked out windows for executive vehicles only. e) To retain the current condition	Police – In favour of Option B – permitting factory fitted options only.	
3.9	The proprietor of the taxi shall ensure that no non-standard unauthorised alterations or modifications are carried out to the vehicle or to the engine.	TWC current condition is best practice as compared with other local authorities.	Retain	Trade – In favour of existing condition	
3.10	The proprietor of the taxi shall ensure that the exterior colour of the taxi is black, or one of the manufacturer’s colours, the use of which has been approved by the Council.		Options  a) To remove the condition b) To retain the existing condition. c) To add a condition that all Hackney Carriages vehicles have a common livery to be determined, comments welcomed.  Options for introduction  a) Yes - To be introduced Immediately b) Yes –Introduce over time as existing licences expire c) Yes – but to be introduced over time as part of an accreditation improvement scheme d) Comments	Trade – In favour of option C to add a condition that all Hackney Carriages have a common livery to be determined. Comment: Black cabs should be black and as PCO approved.  Trade – Keep existing condition.  Police – in favour of retaining the existing condition – option B.	If PCO conditions are not retained and Eurocabs are allowed to be licenced as Hackney Carriages, a standard colour (e.g. black) may assist the identification issue with regard to confusing Hackneys with PHVs.
<b>4.</b>	<b>CONDITION OF VEHICLE</b>				
4.1	The proprietor shall ensure that the hackney carriage shall be maintained in a sound mechanical and structural condition at all times	TWC current condition is best practice as compared with other	Retain Condition	Trade – In favour of existing condition – “only to be expected”.	

	and be capable of satisfying the Councils mechanical and structural inspection at any time during the continuance of the vehicles licence. The interior and exterior of the hackney carriage shall be maintained in a clean, safe condition by the proprietor. The proprietor shall not allow the mechanical and structural specification of the vehicle to be varied without the consent of the Authorised Officer of the Council. The vehicle shall at all times whilst in service for hire and reward, display a current vehicles excise road fund licence.	local authorities.		Trade – In favour of existing condition.  Police – Keep existing condition as per proposal.	
<b>5.</b>	<b>FIRE EXTINGUISHER – FIRST AID KIT – CHILD SAFETY SEATS AND ADDITIONAL EQUIPMENT</b>				
5.1	Fire Extinguisher – Road Vehicle (Construction & Use) Regs. 1986 – Schedule 7 Must be suitable to the risk and is to be carried in the vehicle at all times and securely fixed in the approved manner and in such a position as to be readily available in any emergency. It must be a fire extinguisher no smaller than 1.8 kgs in weight incorporating a built in pressure display gauge and to contain dry powder or water or other chemical re-agent recommended for use in vehicle fires. The extinguisher shall comply with BS 5423 and/or EN3. and shall be a testable item on Compliance Standards Testing of licensed vehicles.	TWC is best practice as in accordance with relevant legislation	Retain Condition	Trade – In favour of existing condition Police – Keep existing condition as per proposal.	
5.2	First Aid Kit - Road Vehicle (Construction & Use) Regs. 1986 – Schedule 7 A standard size and type of first aid equipment which complies with the requirements laid down by the Department of Transport for taxis and minibuses in accordance with regulation 43 and must be carried on the vehicle at all times.	TWC is best practice as in accordance with relevant legislation	Retain Condition	Trade – In favour of existing condition.  Police – keep existing condition as per proposal.	
<b>5.3</b>	<b>CHILD SAFETY SEATS</b>				
a)	The Vehicle Proprietor in conjunction with the Operator and the Driver, shall provide and make available to any customer so requesting, an approved infant or booster seat to facilitate the safe conveyance of children during bookings or from Taxi Ranks. (The number of seats held by the company shall be determined by the	TWC is best practice as in accordance with relevant legislation	Retain Condition	Trade – Difficult. Child seats up to 3 years of age, where do you put it after 3 years of age. Thinks HCV are exempt under new seat belt laws of Sept 18 2006 Motor vehicles (Wearing of seat belts) Regulations	The Motor Vehicles (Wearing of Seat Belts) Regulations 1993 attached at Appendix B to this Report  Under the amendment made

	Operator and the Vehicle Proprietor in accordance with an assessment of supply and demand) All seats provided shall conform to U. N. Safety Standards R44.03			1993.  Trade – In favour of existing condition.  Police – keep existing condition as per proposal.	by the 2006 Regulations, taxis are exempt from the requirement for a child in the rear to use a child seat; as long as there is a fixed partition between passenger compartment and driver. If child is under 3 can go in rear without restraint; if over 3 must wear adult seat belt.
b)	The Vehicle Proprietor in conjunction with the company and/or the Driver shall ensure that any infant seat used during a Hackney Carriage journey will be used in accordance with the manufacturer's instructions.	TWC current condition is best practice as compared with other local authorities.	Retain Condition		
c)	Based upon supply and demand, the Proprietor in conjunction with the Operator and Driver shall decide, whether or not the child safety seats provided by them are kept at the company base, and made available to drivers as and when required, or kept upon selected licensed vehicles or both.	TWC current condition is best practice as compared with other local authorities	Retain Condition		
<b>5.4</b>	<b>LIGHT TRAILERS</b>				
a)	Upon application the Council will provide a licence for a Light Trailer for the purpose of conveying the hirer's additional luggage or goods where such items cannot be safely stored in the Hackney Carriage for the duration of the journey. The licence shall be in force for one year and renewable thereafter. The licence fee shall be half of the current fee set for a Hackney Carriage vehicle or Private Hire vehicle.	TWC 5.4b – f, h & K are in line with best practice by comparison to other local authorities.  5.4 a, g & j are not in line with best practice	a) Retain the current conditions detailed at 5.4 b) to f) and 5.4 h) & 5.4) k in accordance with Best Practice.  b)To remove current conditions 5.4 a), 5.4 g) and 5.4 j) because they do not meet best practice	Trade – In favour of option A  Trade – In favour of removing conditions.  Trade – Retain existing condition.  Police – In favour of removing conditions.	
b)	All Trailers must be of a design such that when close coupled to the prime mover ( the vehicle towing it) it does not interfere in any way whatsoever with the operation of any rear door, emergency exits or wheelchair access ramps		Retain	Trade – Retain existing condition.	

	etc.				
c)	If the unladen weight of any Trailer submitted for testing exceeds 1,200 kgs, a prescribed Ministry Plate must be fitted to the nearside of the Trailer except where said Trailer is fitted with parking brakes and brakes that act automatically on the overrun of the Trailer.		Retain	Trade – Retain existing condition.	
d)	In any case all Trailers shall meet the braking requirements in accordance with the type and size of said Trailer.		Retain	Trade – Retain existing condition.	
e)	All such Trailers shall not exceed the gross weight limit of 3,500 kgs but in all cases the proprietor should consult the vehicle handbook regarding manufacturer's recommendations particularly where unbraked trailers may be in use.		Retain	Trade – Retain existing condition.	
f)	All Trailers will be subjected to a Compliance Standards check and if found to be satisfactory, issued with a one year certificate		Retain	Trade – Retain existing condition.	
g)	The Trailer shall be issued with a Hackney Carriage vehicle licence plate which shall be fitted to the Trailer in the approved manner and thereafter for all intents and purposes said Trailer shall be regarded as a licensed vehicle.		Remove	Trade – Retain existing condition.	
h)	The Trailer shall be fitted with a rigid hard top and shall be sealed against rain and water to protect luggage and goods.		Retain	Trade – Retain existing condition.	
j)	The Trailer shall carry an appropriate spare wheel and correctly inflated spare tyre at all times that it is in use for hire and reward. Such wheel and tyre shall be the same size as the other road wheels on the Trailer. "Spacesaver, Skinny" or "Get you home" wheels and tyres are not acceptable.		Remove	Trade – Retain existing condition.	
k)	The owner/operator of the Trailer shall ensure that the material facts are disclosed to the Insurer and that adequate insurance cover is arranged for the carriage of luggage and/or goods and proof of such cover is to be provided to the council.		Retain	Trade – Retain existing condition.	
<b>6.</b>	<b>SIGNAGE</b>				
<b>6.1</b>	The following signs and notices will be displayed on licensed Hackney Carriages during the	TWC current condition is best practice as	Retain	Trade – In favour of existing conditions.	

	currency of the Licence:-	compared with other local authorities.			
a)	Notices issued from time to time by Telford & Wrekin Council for the information of the travelling public.		Retain		
b)	A copy of the approved table of fares displayed in a clearly visible position.		Retain		
c)	A sign stating 'Seat Belt Regulations – Seat Belts must be worn'.		Retain		As 5.3 above exemption for children under 3yrs.
d)	A sign bearing the words 'First Aid Kit Carried' fixed to the rear body work of the vehicle.		Retain		
e)	A sign on both rear doors of the vehicle as issued by the Council regarding No Smoking.		Retain		
f)	A sign (the nationally recognised symbol) confirming that the taxi is wheelchair accessible and caters for the needs of the disabled.		Retain		
g)	A sign (if applicable) confirming that the driver of the vehicle accepts travel tokens		Retain		
h)	A certificate (if applicable) confirming that the driver named on such certificate is exempt on medical grounds from carrying wheelchair bound passengers		Retain		
i)	A certificate, if applicable, confirming that the driver is exempt on medical grounds from carrying approved Guide Hearing and other Assistance Dogs		Retain		
<b>7.</b>	<b>ADVERTISEMENTS</b>				
<b>7.1</b>	Commercial advertisements may be displayed on the exterior of the front doors of licensed vehicles (although advertising may be considered on other areas) but in any case all advertising must comply with the following requirements;	It is proposed that these conditions be retained in their entirety as they reflect best practice.	Retain	Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	
a)	The Council's written permission is required before the display of any advertisement,		Retain		
b)	Any advertisements shall not advertise unsuitable material, such material to be at the sole discretion of the Council.		Retain		
c)	All advertisements shall comply with the British Code of advertising Practice and shall be in a form acceptable to the Advertising standards		Retain		

	Agency and the council. The council reserves the right to withdraw any advertisement which may be considered inaccurate, misleading, unlawful, defamatory, in bad taste or of an unacceptable standard,				
d)	No advertisement shall relate to or advertise alcohol or tobacco or be of a political nature.		Retain		
7.2	Commercial advertisements may also be displayed on the base of the tip up seats and above the glass passenger partition. Such advertisements must first be approved by the Council before display, and must not obstruct the driver's view of the road or the passenger's view of the meter.		It is proposed that these conditions be retained in their entirety as they reflect best practice.	Trade – In favour of existing conditions.	
7.3	Details of the operating firm of the taxi may be displayed on the vehicle but only in accordance with the conditions below:-		It is proposed that these conditions be retained in their entirety as they reflect best practice.	Trade – In favour of existing conditions.	
a)	An internal sign may be affixed, but only to the nearside internal partition glass, in top nearside position, facing to the rear;		Retain		
b)	No sign shall exceed 51 centimetres wide by 8 centimetres high;		Retain	Trade – Proposal to amend to read: should be able to advertise your own Hackney Carriage in larger lettering (considering the size of the lettering on full body adverts)	
c)	A sign shall not display anything other than the name of a firm, radio circuit or association and/or telephone number;		Retain		
d)	No sign shall refer to any firm, radio circuit or association or telephone number which is outside the Telford & Wrekin Council area;		Retain		
e)	No such sign shall be illuminated.		Retain		
f)	The proprietor shall ensure that any advertisements carried on their vehicle are not disfigured or damaged and shall immediately remove any advertisement that are or become damaged or disfigured		Retain		
<b>8.</b>	<b>COUNCIL NOTICES</b>				
8.1	The proprietor shall cause to be affixed and maintained in a conspicuous position in	TWC current condition is best practice as	Retain		

	accordance with the directions of the Council any sign or notices, as required from time to time by the Council.	compared with other local authorities.			
<b>9.</b>	<b>PASSENGERS</b>				
9.1	The proprietor shall not permit any person other than the driver to ride in the front of the vehicle, except in a vehicle that has an approved type of seat and seatbelt fitted at the time of manufacture or has an additional seat retro-fitted by a company with a history and expertise in that type of work.	TWC current condition is best practice as compared with other local authorities.	Retain	Trade – In favour of existing condition. Would propose that Central motion locks should apply to all passenger doors, as is the locking on a 7 seat metrocar.  Trade – In favour of existing condition.  Police – keep existing conditions as per proposal.	
NOTE	Note that any additional seats retro-fitted into licensed vehicles will increase the passenger carrying capacity of the vehicle and proprietors must ensure that Vehicle Registration Documents are submitted to DVLA Swansea to be updated to reflect the number of additional passengers the vehicle can carry for hire and reward. (The council will only licence vehicles to the maximum seating capacity shown on the Vehicle Registration Document.)	Current TWC condition reflects best practice and legislation.	Retain		
<b>10.</b>	<b>TAXIMETERS</b>				
10.1	The proprietor shall cause the vehicle to be fitted with a taximeter approved by the Council and for it to be located within the vehicle in accordance with the reasonable instructions of an Authorised Officer of the Council.	It is proposed that these conditions be retained in their entirety as they reflect best practice	Retain Conditions	Trade – In favour of existing conditions. All taxis to be on the same tariff.  Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	
a)	The proprietor shall ensure that any meter fitted shall be technically capable of accepting any restrictions or fare scales that the council wishes to programme into that meter.	Statutory			
b)	The licence holder shall not cause the fare recorded thereon to be cancelled until the hirer has had a reasonable opportunity of examining it	Statutory			<i>Recommend removing this condition as it is more appropriate to driver conditions.</i>

	and has paid the fare.				
c)	The licence holder shall ensure that the taximeter is sufficiently illuminated that when in use it is visible to all passengers.	Statutory			
d)	The licence holder shall ensure that the taximeter is only brought into action at the commencement of the hirer's journey and the correct tariff for that journey is displayed.	Statutory			<i>Recommend removing this condition as it is more appropriate to driver conditions.</i>
e)	The proprietor shall cause the taximeter to be maintained in a sound mechanical and electronic condition at all times.	Statutory			
f)	The proprietor shall ensure the 'FOR HIRE' sign or other illuminated sign is extinguished when the fare commences.	Statutory			<i>Recommend removing this condition as it is more appropriate to driver conditions.</i>
g)	The proprietor undertakes to ensure that the taximeter will not be replaced without prior permission of an Authorised Officer of the Council and that any replacement meter conforms to all other conditions and be tested and sealed at the earliest opportunity.	Statutory			
h)	The proprietor shall not use or permit to be used a taximeter that the Council has not sealed to prevent unauthorised adjustment of the taximeter.	Statutory			
i)	Any Hackney Carriage vehicle so fitted with a meter must be equipped with the standard size tyres as approved by the manufacturer of the vehicle. Retro-fitted low profile tyres which will affect the performance and accuracy of a meter are not acceptable if fitted after the meter has been tested and sealed. Any such tyres of a low profile type must be fitted before the meter is tested. Any contravention of this condition will result in the immediate suspension of a Hackney Carriage Vehicle licence.	TWC current condition is best practice as compared with other local authorities.			
<b>11.</b>	<b>FARE TABLES</b>				
11.1	The proprietor shall ensure that a copy of the current fare table supplied by the Council from time to time is exhibited inside the vehicle at all times in the location provided by the manufacturers of the vehicle or in accordance with the reasonable instructions of an Authorised Officer of the Council.	Statutory	Delete  It is proposed that these conditions be removed as they are a duplication of condition Signage 6b above.	Trade – In favour of existing conditions. Would propose that a soiling charge should be added to the fare table. Trade – In favour of existing condition.	

				Police – remove existing conditions as per proposal.	
11.2	The proprietor undertakes to ensure that the fare table is not concealed from view or rendered illegible to fare paying passengers while the vehicle is for hire.		See above – add to 6.b	Trade – In favour of existing condition.  Police – remove existing conditions as per proposal.	
<b>12.</b>	<b>INSPECTION OF VEHICLE AND TAXI METERS</b>				
12.1	A licensed Hackney Carriage and any taximeter affixed to the vehicle may be inspected by an Authorised Officer of the Council or by a Police Officer at all reasonable times.	Statutory	Retain Conditions  It is proposed that they be added to in reference to the 'frequency of testing' as detailed below in the issue of age limits.	Trade – In favour of existing conditions. Inspection and tariff charges are supposed to be paid by the Council (regarding the measured mile and customer complaints about meters).  Trade – In favour of existing conditions. Comment: if the Hackney Carriage proprietor has only minor faults with his vehicle to be given a stop notice  Trade – In favour of existing conditions. Police – keep existing conditions as per proposal.	
12.2		Statutory			<i>Recommend removing this condition, as it is a statutory provision.</i>
12.3	If the Officer or Constable is not so satisfied within 2 months of the initial inspection, the Hackney Carriage Vehicle Licence shall be deemed revoked.	Statutory			<i>Recommend removing this condition, as it is a statutory provision.</i>
<b>13</b>	<b>INSURANCE</b>				
13.1	During the currency of the vehicle licence, the Proprietor shall keep in force, in relation to the use of the vehicle as a Hackney Carriage, a policy of insurance and security complying with the provisions of Section 145 of Part VI Road	Statutory	It is proposed that these conditions be retained in their entirety as they reflect legislative requirements.	Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	<i>Recommend removing this condition, as it is a statutory provision.</i>

	Traffic Act 1988 which covers third party liability both in respect of physical injury or death AND in respect of damage to personal belongings. A valid copy of the insurance certificate or cover note shall be produced to an authorised Officer of the Council or a Police Constable for inspection whenever required.				
13.2	If the Proprietor fails to produce a certificate of insurance cover on request he shall produce it forthwith, or within 7 clear days of the request to any Authorised Officer of the Council. Failure to comply with these provisions shall result in automatic suspension of the Hackney Carriage Licence (and may lead to the ultimate revocation of the Licence, if a certificate is unable to be produced which confirmed that insurance cover was in place at the date of the original request).	TWC current condition is best practice as compared with other local authorities.	It is proposed that these conditions be retained in their entirety as they reflect legislative requirements and best practice..		Statutory requirement to produce insurance. Best Practice to do so within 7 days.
13.3	Insurance certificates or cover notes issued to cover "any vehicle" or "any driver" must be accompanied by "any vehicle and/or any driver" schedule(s) together with a signed statement of undertaking by the insurance policy holder that the said schedule(s) does not contain information or details relating to vehicles and drivers which would fall into exemptions stipulated by the Insurance Company when the policy was issued.	TWC current condition is best practice as compared with other local authorities.			
13.4	Proprietors shall provide to the Council proof of Public Liability Insurance to the value of £1,000,000			Trade – would like parity of level of school contracts liability amount	TWC requirement for school contracts is : "Indemnity for death/injury must be unlimited. The lowest limit of indemnity for property must normally be £5 million. In certain circumstances the Council, may upon application, accept a lower limit for property damage"
<b>14.</b>	<b>CONVICTIONS</b>				
14.1	The proprietor of the vehicle shall notify the Council of any conviction recorded against him or her by any court within 7 days of such a	Current TWC condition reflects best practice and legislation (fit and	Retain	Trade – In favour of existing condition.	

	conviction being imposed.	proper person).		Police – keep existing conditions as per proposal.	
<b>15.</b>	<b>TWO WAY RADIOS</b>				
15.1	The proprietor shall ensure that any radio equipment fitted to his/her vehicle is correctly licensed by the relevant authority and is at all times kept in a safe and sound condition and maintained in proper working order and that the use of any such system must be disclosed to the proprietors insurance company.	Not available	<p>a) Maintain the conditions in the entirety.</p> <p>b) Remove the conditions and have a separate policy for the installation of various equipment types that can be updated more frequently to reflect current technology.</p>	<p>Trade – In favour of existing conditions.</p> <p>Police – Option B</p>	
15.2	Where a Licensed Hackney Carriage is operated by a company using a Radio Net that company/ vehicle proprietor shall allocate a radio/computer call sign to any vehicle operating on their system and that call sign shall be the plate number of the licensed vehicle.	Not available			
<b>16</b>	<b>CITIZEN BAND RADIOS</b>				
16.1	The licence holder/company/driver shall ensure that no Citizen Band Radio is used at a base of operations, or be fitted to or carried in or used in the vicinity of a licensed Hackney Carriage vehicle at any time.	Not available	<p>a) Maintain the conditions in the entirety.</p> <p>b) Remove the conditions and have a separate policy for the installation of various equipment types that can be updated more frequently to reflect current technology.</p>	<p>Trade – In favour of existing condition.</p> <p>Police – Option B</p>	
<b>17.</b>	<b>RADIO SCANNING DEVICES</b>				
17.1	No Radio Scanning Device of any type or sort may be used at a base of operations or fitted to, carried in or used in the vicinity of any Hackney Carriage at any time during the currency of the Licence.		<p>a) Maintain the conditions in the entirety.</p> <p>b) Remove the</p>	<p>Trade – In favour of existing condition.</p> <p>Police – Option B</p>	

			conditions and have a separate policy for the installation of various equipment types that can be updated more frequently to reflect current technology.		
<b>18.</b>	<b>CCTV CAMERAS</b>				
18.1	Hackney Carriage proprietors may, subject to the written approval of the Council, install and use an approved visible closed circuit TV surveillance camera in their vehicles, for the purposes of personal safety and as a deterrent only. Any such system must meet the approval of the D.T.I and other relevant authorities.	TWC current condition is best practice as compared with other local authorities.	<p>a) Maintain the conditions in the entirety.</p> <p>b) Remove the conditions and have a separate policy for the installation of various equipment types that can be updated more frequently to reflect current technology.</p>	<p>Trade – In favour of existing conditions.</p> <p>Police – Option B</p>	
18.2	If an approved camera is fitted a sign must be displayed inside the vehicle, visible to passengers, stating 'Closed Circuit TV Surveillance in Operation'. Similar signs shall be displayed outside the vehicle adjacent to the 'No Smoking' signs to warn prospective customers of the possible use of the surveillance camera. Such signs are to be no greater than 950 mm x 110mm and in discernible colours.	TWC current condition is best practice as compared with other local authorities.			
<b>19.</b>	<b>TELEPHONES</b>				
19.1	No telephone of whatsoever type will be permitted to be used by the Hackney Carriage driver in any Hackney Carriage whilst the vehicle is in motion. Any incoming or outgoing calls made on such telephones will be made or accepted when the vehicle is not in a line of traffic on the highway and is stationary, preferably parked off the road with the handbrake properly applied.		<p>Remove</p> <p>It is proposed that the conditions detailed at 19.1 &amp; 19.2 be removed as this now covered by other legislation.</p>		
19.2	Where a telephone is used in Hackney Carriage vehicle by a driver to make provision for the	Stated Case supercedes this condition.	Remove		

	invitation of bookings then the proprietor of the taxi is required to take out a Private Hire Operators Licence for that vehicle.				
<b>20.</b>	<b>ACCIDENTS</b>				
20.1	The proprietor of a Licensed Hackney Carriage vehicle shall, notwithstanding his/her responsibilities under the Road Traffic Act, report to the council as soon as possible, or in any event within 72 hours, any accident which has caused damage which materially affects the safety, performance or appearance of the vehicle or the comfort or convenience of passengers.	Statutory  TWC current condition is best practice as compared with other local authorities.	It is proposed that this condition is retained in its entirety and added to the conditions of vehicle section.	Trade – In favour of existing condition.	Statutory requirement so not necessary as a condition, but as a condition it does serve to remind the licence holder of statutory requirements.
<b>21.</b>	<b>HACKNEY CARRIAGE VEHICLE LICENCE</b>				
21.1	Telford & Wrekin Council may suspend, revoke or refuse to renew a Hackney Carriage Licence on the following grounds:	Statutory	It is proposed that these conditions be retained in their entirety as they reflect the relevant legislation.	Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	<i>Recommend removing conditions as it is a statutory provision.</i>
a)	The vehicle is unfit for use as a Licensed Hackney Carriage				
b)	The Proprietor or Driver has committed an offence under, or failed to comply with, the provisions of the Acts, which are summarised in part 3.				
c)	Any other reasonable cause.				
21.2	The Council must give notice of the grounds for doing so within 14 days.			Trade – In favour of existing conditions.  Police – keep existing condition as per proposal.	
<b>22.</b>	<b>TRANSFER OF INTEREST IN A VEHICLE</b>				
22.1	If the Authorised Officer or Police Constable inspecting the vehicle is not satisfied as to the fitness of the vehicle or the accuracy of the meter, he may (without prejudice to the provisions of Conditions 10, 11 and 12), give written notice to the Proprietor to make the Hackney Carriage and/or taxi meter available for further inspection and testing at such reasonable time and place as may be specified, and the vehicle licence may be suspended until the Authorised Officer or Police Constable is	It is proposed that these conditions be retained in their entirety as they reflect the relevant legislation.	It is proposed that these conditions be retained in their entirety as they reflect the relevant legislation.	Trade – In favour of existing conditions. Comment on sale or transfer to own district new compliance if the existing one is over 3 months old?  Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	Statutory requirement so not necessary as a condition, but as a condition it does serve to remind the licence holder of statutory requirements

	satisfied as to the vehicle's fitness or as to the accuracy of the taxi meter.				
22.2	If that person is not a Licensed Hackney Carriage Driver or Proprietor it will be necessary for vetting to take place before a Licence may be issued to such applicant.		Retain Conditions		
<b>23.</b>	<b>TRANSFER OF LICENCE TO A NEW VEHICLE</b>				
23.1	The Proprietor of a Licensed Hackney Carriage wishing to replace a licensed vehicle with another vehicle must apply for a new vehicle licence. The proprietor will be required to supply to the council all relevant information relating to the new vehicle.	It is proposed that these conditions be retained in their entirety as they reflect the relevant legislation.	Retain Conditions	Trade – In favour of existing conditions. Comment on sale or transfer to own district new compliance if the existing one is over 3 months old?  Trade – In favour of existing conditions.  Police – keep existing conditions as per proposal.	
23.2	An appointment to test the new vehicle will not be made by the council unless the vehicle is available for immediate inspection and in any case no more than 48hours in advance. The proprietor must also undertake to licence the vehicle immediately after testing.	TWC current condition is best practice as compared with other local authorities.			
23.3	A fee will be paid at the Council approved Testing Station for the mechanical and electrical inspection of the replacement vehicle and a new Certificate of Compliance issued before the licence is transferred.	TWC current condition is best practice as compared with other local authorities.			
<b>24.</b>	<b>UNATTENDED TAXIS</b>				
24.1	No Licensed Hackney Carriage may be left on a taxi rank designated by Section 63 Local Government (Miscellaneous Provisions) Act 1976 without a licensed driver in attendance. A police constable may remove any such vehicle from the taxi rank.		This condition will be retained in its entirety as it reflects the relevant legislation.	Trade – In favour of existing condition. Comment: Taxis must move up on the rank, I know this is a driver licence issue but why not a vehicle licence issue, then drivers could be forced to make their drivers conform to this condition and hopefully stop some of the stupidity on the ranks that is happening at the moment.	<i>Recommend removing condition as it is a statutory provision.</i>

				Trade – In favour of existing condition.  Police – to keep existing conditions as per proposal.	
<b>25.</b>	<b>ADDITIONAL CONDITIONS</b>				
25.1	This list of conditions is not finite and additional information regarding all aspects of Hackney Carriage licensing in detail can be found in the official handbook issued by Telford & Wrekin Council.	These conditions will be retained in their entirety as they reflect the relevant legislation.	Retain Conditions	Trade – In favour of existing conditions.  Police – to keep existing conditions.	<i>Recommend removing all of Condition 25 as it is more appropriate to include them in Explanatory Notes.</i>
25.2	The Council reserves the right to amend conditions from time to time as required and without prior notice but such changes will be brought to the attention of the Hackney Carriage trade as quickly as possible and in most cases after consultation. It is therefore advisable for all drivers, vehicle owners and operators to check with the Authority for information regarding any such changes.				
25.3	All licence holders must refer to the Town Police Clauses Act 1847, the Local Government (Miscellaneous Provisions) Act 1976, the Road Vehicles (Construction and Use) Regulations 1986 and the Road Traffic Act 1988. This list is not exhaustive.				
25.4	Any requirements of legislation which effect the operations being carried out under the terms of this licence shall be regarded as if they are conditions of this licence. Wherever there appears in the licence Conditions, Guides or Handbook, a summary of any statutory provision you are advised that such summary is not exhaustive. If you are in any doubt about any information contained in this document please contact the Licensing Office for advice on 01952 – 202388.				
<b>NEW PROPOSALS</b>					

<p>New A)</p>	<p><b><u>New Proposal: Vehicle Identification – Internal Signage</u></b></p> <p>To add a condition that all Hackney Carriage Vehicles should display a replica Hackney Carriage Licence plate issued by the Council, affixed to the inside of the vehicle, in the prescribed manner, so as to be plainly visible to fare paying passengers.</p>	<p>Best practice comparison with other local authorities is in favour of this proposal.</p>	<p>Options:</p> <p>a) Yes – To be introduced immediately  b) Yes – Introduce over time as existing licences expire  c) Yes – but to be introduced over time as part of an accreditation improvement scheme  d) Comments</p>	<p>Trade – In favour of introducing over time as existing licences expire (already exists in London cabs).</p> <p>Police – to be introduced immediately.</p>	
<p>New B)</p>	<p><b><u>New Proposal: Customer Feedback Cards</u></b></p> <p>To add a condition to install customer feedback cards in all Hackney Carriage Vehicles asking for feedback on customer service. The results of customer feedback to be shared with operators.</p> <p>* Condition proposed as part of the Taxi &amp; Private Hire Action Plan.</p>	<p>Unable to find best practice guidance on this issue with the Department of Transport and comparison with other local authorities.</p>	<p>Options:</p> <p>a) Yes – To be introduced immediately  b) Yes – Introduce over time as existing licences expire  c) Yes – but to be introduced over time as part of an accreditation improvement scheme  d) Comments</p>	<p>Trade – In favour of introducing this over time as existing licences expire.</p> <p>Trade – Yes – but to be introduced over time as part of an accreditation improvement scheme.</p> <p>Police – to be introduced over time as licences expire.</p>	
<p>New C)</p>	<p><b><u>New Proposal: Equipment</u></b></p> <p>To add a condition that all Hackney Carriages must carry a warning triangle and an appropriate set of spares, (e.g. spare bulbs) as agreed with operators, the licensing team and the licensing committee.</p> <p>* Condition proposed as part of the Taxi &amp; Private Hire Action Plan</p>	<p>Unable to find best practice guidance on this issue with the Department of Transport and comparison with other local authorities.</p>	<p>Options:</p> <p>a) Yes – To be introduced immediately  b) Yes – Introduce over time as existing licences expire  c) Yes – but to be introduced over time as part of an accreditation improvement scheme  d) Comments</p>	<p>Trade – In favour of introducing this over time as existing licences expire.</p> <p>Trade – Yes – but to be introduced over time as part of an accreditation improvement scheme.</p> <p>Police – to be introduced over time as licences expire.</p>	