

## **Private Hire Vehicle Conditions**

These conditions are made under Section 48 (2) of Part II of the Local Government (Miscellaneous Provisions) Act 1976, by East Hampshire District Council in respect of private hire vehicles for hire in the Council area of East Hampshire.

### **1. Interpretation**

In these conditions:- “The Act” means Local Government (Miscellaneous Provisions) Act 1976; “the council” means East Hampshire District Council; “operator” means the business making provision for the invitation or acceptance of bookings for private hire vehicles; “private hire vehicle” means a motor vehicle constructed or adapted to seat fewer than nine passengers, other than a hackney carriage or public service vehicle, which is provided for hire with the services of a driver for the purpose of carrying passengers; “authorised officer” means any officer of the council authorised in writing by the council for the purpose of these conditions; “

The licence holder must make himself familiar with the conditions and apply them at all times and upon request make them known to any hirer.

### **2. Conditions relating to specification of Private Hire Vehicles:**

- (a) The vehicle must at all times comply with the council’s specification currently in force.
- (b) No material alteration or change in the specification, design, condition, mechanical operation or appearance of the vehicle shall be made without the approval of the Council at any time while the licence is in force.
- (c) No advertising is permitted in or on the vehicle without the written authority of the council, unless it complies with the advertising as detailed in the Council’s Policy.
- (d) No roof signs are permitted.

### **3. Provisions regulating how Private Hire Vehicles are to be furnished, provided and maintained.**

The licence holder shall:

- (a) keep the interior and exterior vehicle in a clean and tidy condition at all times.
- (b) ensure the vehicle is serviced and maintained in accordance with the manufacturers instructions.
- (c) present the vehicle for mechanical examination to the satisfaction of the council.
- (d) provide a minimum 1 kilo powder type fire extinguisher with gauge or a 1 litre AFFF with gauge, or any other form of fire extinguisher required in writing by an Authorised Officer of the Council. It must conform to a recognised standard such as European Standard EN3 or British Standard 5423 and be carried in the vehicle

at all times. It must be readily accessible and maintained in good working order. The licence plate number of the vehicle must be painted along the body of the extinguisher.

- (e) provide a first aid kit must be carried within the interior of the vehicle and readily available to passengers on request. The licence plate number of the vehicle must be painted on the body of the kit. The first aid kit must contain comply with the British Standard BS 8599-2 and hold suitable content for the number of passengers. The first-aid kit must be maintained in full and proper order with items replaced before expiry.
- (f) provide a no-smoking sign (international no-smoking symbol; no smaller than 70mm in diameter) must be displayed inside the vehicle.
- (g) provide sufficient means by which any person in the vehicle may communicate with the driver.
- (h) ensure the vehicle is equipped with an indexed street map of the licence area, marked with the vehicle's registration number and licence identification number.

#### **4. Conditions regulating the provision and display of Private Hire Vehicle Identification Plate**

- (a) The identification plate to be provided by the Council pursuant to Section 48(5) bearing the number of the licence granted in respect of the vehicle shall be securely, permanently fixed, to the satisfaction of the Council, to the outside of the off-side rear of the vehicle in such position that it shall be clearly visible from the rear of the vehicle and shall be not less than 300 mm nor more than 766 mm to the bottom edge of the plate from the ground when the vehicle is fully laden, and shall not be wilfully or negligently concealed from public view while the vehicle is being used.
- (b) The plate remains the property of the Council. The plate must remain attached to the vehicle at all times whilst the vehicle is licensed. In the event of loss or damage rendering such plate unserviceable the proprietor shall make immediate application for a replacement for which a fee is payable.
- (c) Two additional identification notices provided by the Council must be displayed - in the front screen of the vehicle above the tax disc and on the nearside rear passenger window or such other position approved in writing by an authorised officer. The notices are to be enclosed in the holder provided by the Council or other fixing as approved in writing by an authorised officer.
- (d) Where a the proprietor sells a licensed vehicle to another party, the proprietor shall submit, in writing, details of the new owner and will surrender the private hire vehicle licence plate to the Council within 48 hours.
- (e) No vehicle will be granted a licence if it is licensed in another district.

The licence holder shall:

- (f) notify the Council in writing within seven days any change of address.
- (g) produce for the council within seven days of any change of insurer a copy of the relevant insurance cover note or certificate.
- (h) within seven days inform the council in writing details of any motoring or criminal convictions or cautions imposed on him (or if the licence holder is a company or partnership, on any of the directors or partners).
- (i) deposit his licence or copy with the operator with whom he works.

- (j) notify the council in writing of the names, addresses and licence numbers of drivers of his vehicle.

#### **5. Conditions regulating the conduct of the proprietors of Private Hire Vehicles**

The proprietor of a Private Hire Vehicle shall:

- (a) not by calling out or otherwise importune any person to hire such vehicle and shall not make use of the services of any other person for the purpose:
- (b) behave in a civil and orderly manner and shall take all reasonable precautions to ensure the safety of persons conveyed in or entering or alighting from the vehicle:
- (c) who has agreed to provide a driver and a vehicle at an appointed time and place, shall, unless delayed or prevented by some sufficient cause, provide punctually such driver and vehicle at such appointed time and place:
- (d) not convey or permit to be conveyed in such vehicle any greater number of persons than the number of persons specified on the plate attached to the outside of the vehicle.
- (e) not display on any Private Hire Vehicle licensed by the Council any sign or notice which consists of or includes the word "taxi" or "cab" whether in the singular or plural and whether alone or as part of another word or which consists of the words "for hire" or the form or wording of which is in any other way such as to suggest that the vehicle on which it is displayed is presently available to take up any passengers wishing to hire it or would be so available if not already hired
- (f) display any printed or other matter by way of advertisement either inside or outside the vehicle except with the consent of the Council.

#### **6. Conditions relating to publication of fares to be paid for the hire of Private Hire Vehicles within the District**

- (a) The proprietor of a Private Hire Vehicle shall cause a statement of the rate of fares to be charged in respect of the hire of that vehicle to be painted or marked on the inside of the vehicle or on a plate affixed thereto, in clearly distinguishable letters and figures renew such letters and figures as often as it is necessary to keep them clearly visible.
- (b) The Proprietor or driver of a Private Hire Vehicle bearing a statement of fares in accordance with this Condition shall not wilfully or negligently cause or suffer the letters or figures in the statement to be concealed or rendered illegible at any time while the vehicle is being used for hire.

#### **7. Condition securing the safe custody and re-delivery of any property accidentally left in Private Hire Vehicles**

- (a) The proprietor or driver of a Private Hire Vehicle shall, if any property accidentally left therein by any person who may have been conveyed in the vehicle be found by or handed to him, carry it within twenty-four hours, if not sooner claimed by or on behalf of its owner, to the nearest Police Station, and leave it in the custody of the officer in charge of such Police.