

## Proposed Blue Book Amendments March 17

Amend all references of: The Director of Public Health to **The Director of Neighbourhood, Communities & Housing**

**Add:**

**The Council will now in undertaking its licensing function, have regard to the Immigration Act 2016**

### **Section 10. Procedure for Licensing Hackney Carriage and Private Hire Drivers**

**10.12** A medical certificate in the form supplied by the Council, from the applicants own general medical practitioner on initial application, one at age 45, 50, 55, 60, 65 and annually thereafter, or at any time as required by the Council. All medicals are to be to the standard required for vocational licences Group 2 as described on the DVLA web site under the heading 'At a glance Guide to the current Medical Standards of Fitness to Drive' and each case will be considered on its own merits.

Amend to:

**10.12** A medical certificate in the form supplied by the Council, from the applicants own general medical practitioner on initial application, one at age 45, 50, 55, 60, 65 and annually thereafter, or at any time as required by the Council. All medicals are to be to the standard required for vocational Licences Group 2 as described on the DVLA web site under the heading 'Assessing fitness to drive: a guide for medical professionals' and each case will be considered on its own merits.

**10.13** All applicants must in addition to the above have passed the BTEC Level 2 Certificate in Introduction to the Role of the professional Taxis and Private Hire Driver (QCF) (or equivalent award as decided by the Director) and have undertaken and passed the Driver & Vehicle Standards Agency (DVSA) Taxi Drivers Test or Private Hire Drivers Test and produce the necessary pass certificate before undertaking a knowledge test.

Amend to:

**10.13** All applicants must in addition to the above have passed the BTEC Level 2 Certificate in Introduction to the Role of the professional Taxis and Private Hire Driver (QCF) (or equivalent award as decided by the Director) or the Catstream Drivers Disability Awareness Training and have undertaken and passed a practical Taxi Drivers Test from an approved provider (as decided by the Director) and produce the necessary pass certificate before undertaking a knowledge test.

**10.14** From 1<sup>st</sup> April 2016 drivers of wheelchair accessible vehicles must have passed the Driver & Vehicle Standards Agency (DVSA) taxis wheelchair exercise test or the Catstream Drivers Disability Awareness Training before renewal of licence every 3 years.

Amend to:

**10.14** From 1<sup>st</sup> April 2016 drivers of wheelchair accessible vehicles must have passed a practical Taxi Drivers Wheelchair Test from an approved provider (as decided by the Director) or the Catstream Drivers Disability Awareness Training before renewal of licence every 3 years.

### **Section 11. Annual re-licensing of drivers**

**11.9** Any new and existing Brighton & Hove hackney carriage or private hire driver who accrues more than seven penalty points on his or her UK driver's licence within a one year period will be required to undertake and obtain a pass certificate for the hackney carriage / private hire taxi assessment test from the Driver & Vehicle Standards Agency (DVSA) within a period of one year from the date of the last conviction or fixed penalty endorsement before their driver's licence will be renewed.

Amend to:

**11.9** Any new and existing Brighton & Hove hackney carriage or private hire driver who accrues more than seven penalty points on his or her UK driver's licence within a one year period will be required to undertake a practical Taxi Drivers Test from an approved provider (as decided by the Director) and obtain a pass certificate within a period of one year from the date of the last conviction or fixed penalty endorsement before their driver's licence will be renewed.

### **Section 72. The Operator**

**72.10** All operators must ensure that all drivers of wheelchair accessible vehicles are trained and have passed the Driver and Vehicle Standards Agency (DVSA) taxi wheelchair exercise test or the Catstream Drivers Disability Awareness Training

Amend to:

**72.10** All operators must ensure that all drivers of wheelchair accessible vehicles are trained and have passed a practical Taxi Drivers Wheelchair Test from an approved provider (as decided by the Director) or the Catstream Drivers Disability Awareness Training

## **Section 79. Provisions regulating the conduct of the operators drivers.**

**79.3** The operator must ensure that all drivers of wheelchair accessible vehicles that are operated under this licence are adequately trained in the safe carriage of passengers in wheelchairs and that drivers have passed the Driver and Vehicle Standards Agency (DVSA) taxi wheelchair exercise test.

Amend to:

**79.3** The operator must ensure that all drivers of wheelchair accessible vehicles that are operated under this licence are adequately trained in the safe carriage of passengers in wheelchairs and that drivers have passed a practical Taxi Drivers Wheelchair Test from an approved provider (as decided by the Director) or the Catstream Drivers Disability Awareness Training

## **Section 89. Suitability (Hackney Carriage Vehicles)**

**89.11** That in no circumstances will any vehicle be licensed which would require any passenger to move or tip any seat to enter or egress from any seat they may occupy or that would require them to climb over any seat or luggage in the vehicle. All passenger seats must face forward or rearward to the direction of travel, (no passenger may sit sideways to direction of travel).

Amend to:

**89.11** That in no circumstances will any vehicle be licensed which would require any passenger to climb over any seat or luggage in the vehicle. All passenger seats must face forward or rearward to the direction of travel, (no passenger may sit sideways to direction of travel).

**89.16** Any spare wheel must normally be of the same type as the road wheels. Space saver types are only acceptable if provided with the vehicle at time of manufacture. Due to limits on speed and distance imposed by the manufacturers on space saver tyres, passengers must not be carried when in use.

Amend to:

**89.16** Vehicles are not required to have a spare wheel but if a spare wheel is carried in the vehicle it must normally be of the same type as the road wheels. Space saver types are only acceptable if provided with the vehicle at time of manufacture. Due to limits on speed and distance imposed by the manufacturers on space saver tyres, passengers must not be carried when in use. If an emergency tyre repair kit has been used to temporarily inflate a tyre it must be replaced before carrying passengers.

## **Section 91. Final Inspection prior to licensing (Hackney Carriage Vehicles)**

**91.5** A Council approved calendar controlled meter fitted in a position as to be readily seen by all passengers and sealed with the current tariff installed.

Amend to:

**91.5** A Council approved calendar controlled meter that is EEC or Transport for London Office type approved and MID (Measuring Instruments (Taximeters) regulations 2006) compliant. The meter must be fitted in a position as to be readily seen by all passengers and sealed with the current tariff installed.

## **Section 116. Wheelchair Accessible Vehicles (Hackney Carriage Vehicles)**

**116.5** The proprietor must ensure that all drivers of wheelchair accessible vehicles have passed the Driver and Vehicle Standards Agency (DVSA) taxi wheelchair exercise test or the Catstream Drivers Disability Awareness Training

Amend to:

**116.5** The proprietor must ensure that all drivers of wheelchair accessible vehicles have passed a practical Taxi Drivers Wheelchair Test from an approved provider (as decided by the Director) or the Catstream Drivers Disability Awareness Training

## **125. Taximeters (Hackney Carriage Vehicles)**

All taximeters fitted to Brighton & Hove licensed hackney carriages shall be EEC or Transport for London type approved and capable of being calendar controlled. From October 2016 all meters must be MID (Measuring Instruments (Taximeters) regulations 2006) compliant. If a taxi meter fitted to the vehicle is repaired, adjusted or for any reason the seal is broken, or if any change is made to the type of tyres fitted to the vehicle or alterations made to the vehicles transmission gearing ratio the proprietor shall not cause or permit the vehicle to be used for hire until the taximeter has been satisfactorily tested and sealed by an authorised officer of the Council.

Amend to:

## **125. Taximeters**

All taximeters fitted to Brighton & Hove licensed hackney carriages shall be EEC or Transport for London type approved, capable of being calendar controlled and be MID (Measuring Instruments (Taximeters) regulations 2006) compliant. If a taxi meter fitted to the vehicle is repaired, adjusted or for any reason the seal is broken, or if any change is made to the type of tyres fitted to the vehicle or alterations made to the vehicles transmission gearing ratio the proprietor shall not cause or permit the vehicle to be used for hire until the taximeter has been satisfactorily tested and

sealed by an authorised officer of the Council.

### **Section 135. Suitability (Private Hire Vehicles)**

**135.8** In no circumstances will any vehicle be licensed which would require any passenger to move or tip any seat to enter or egress from any seat they may occupy or that would require them to climb over any seats or luggage in the vehicle.

Amend to:

**135.8** In no circumstances will any vehicle be licensed which would require any passenger enter or egress from any seat they may occupy that would require them to climb over any seats or luggage in the vehicle.

Remove:

**135.12** The seating configuration should be that ingress and egress should not be restricted by other seats i.e. that it should not be necessary to move or tip a seat to get into and or out of the vehicle.

**135.20** Any spare wheel must normally be of the same type as the road wheels. Space saver types are only acceptable if provided with the vehicle at time of manufacture. Due to limits on speed and distance imposed by the manufacturers on space saver tyres passengers must not be carried when in use.

Amend to:

**135.20** Vehicles are not required to have a spare wheel but if a spare wheel is carried in the vehicle it must normally be of the same type as the road wheels. Space saver types are only acceptable if provided with the vehicle at time of manufacture. Due to limits on speed and distance imposed by the manufacturers on space saver tyres, passengers must not be carried when in use. If an emergency tyre repair kit has been used to temporarily inflate a tyre it must be replaced before carrying passengers.

### **Section 138. Final Inspection prior to licensing (Private Hire Vehicles)**

**138.4** If a meter is fitted it must be EEC or Transport for London type approved and capable of being calendar controlled. From October 2016 all meters must be MID (Measuring Instruments (Taximeters) regulations 2006) compliant. Any meter fitted must be in a position as to be seen by all passengers, sealed and with the correct tariff.

Amend to:

**138.4** If a meter is fitted it must be EEC or Transport for London type approved and capable of being calendar controlled and must be MID (Measuring

Instruments (Taximeters) regulations 2006) compliant.

### **Section 161. Wheelchair Accessible Vehicles (Private Hire)**

**161.2** The proprietor must ensure that all drivers of wheelchair accessible vehicles have passed the Driver and Vehicle Standards Agency (DVSA) taxi wheelchair exercise test or the Catstream Drivers Disability Awareness Training

Amend to:

**161.2** The proprietor must ensure that all drivers of wheelchair accessible vehicles have passed a practical Taxi Drivers Wheelchair Test from an approved provider (as decided by the Director) or the Catstream Drivers Disability Awareness Training

### **178. Taximeters. (Private Hire Vehicles**

If a taximeter is fitted in a licensed private hire vehicle it shall be EEC or Transport for London Office type approved and capable of being calendar controlled. From October 2016 all meters must be MID (Measuring Instruments (Taximeters) regulations 2006) compliant. If the meter is repaired, adjusted or for any reason the seal is broken, or if any change is made to the type of tyre fitted to the vehicle or alterations made to the vehicles transmission gearing ratio the proprietor shall not cause the vehicle to be used for hire until the taximeter has been satisfactorily tested and seal by an authorised officer.

Amend to:

### **178. Taximeters.**

If a taximeter is fitted in a licensed private hire vehicle it shall be EEC or Transport for London Office type approved and capable of being calendar controlled and must be MID (Measuring Instruments (Taximeters) regulations 2006) compliant, tested and sealed by the meter programmer / installer with the Operators Tariff. If any change is made to the type of tyre fitted to the vehicle or alterations made to the vehicles transmission gearing ratio the proprietor shall not cause the vehicle to be used for hire until the taximeter has been satisfactorily recalibrated, tested and sealed by the meter programmer / installer (approved by the Director) with the Operators Tariff.