

## Hackney Carriage & Private Hire Licensing Conditions & Procedures Review

### Legislation Changes

Summary of change	Reason for proposed change
Combined Hackney Carriage/Private Hire Driver Licenses will be issued for the duration of 3 years.	Change in Law - Deregulation Act 2015. Applicable from 1 <sup>st</sup> October 2015
Private Hire Operator Licenses will be issued for the duration of 5 years.	Change in Law - Deregulation Act 2015. Applicable from 1 <sup>st</sup> October 2015
Licensed Private Hire Operators will have the ability to sub-contract work to licensed private hire operators out of the area governed by The Borough Council of King's Lynn & West Norfolk.	Change in Law - Deregulation Act 2015. Applicable from 1 <sup>st</sup> October 2015
The Criminal Records Bureau has changed to The Disclosure & Barring Service (CRB – DBS)	In December 2012 the functions of the CRB and the ISA (Independent Safeguarding Authority) were merged and are now carried out by the DBS.
The paper part of a DVLA Driving Licence is not required if a photo card is held.	Since June 2015, the paper counterpart to the photo card licence is not valid. Paper licences issued before 1998 when the photo card was introduced are still valid.
Removal of tax disc – change in location description for internal licence plate in all vehicles.	Since October 2014, the paper tax disc was no longer required to be displayed on a vehicle.

### Other proposed changes

Ref	Summary of change	Reason for proposed change
2.23	Death of Licence holder – 3 months to transfer vehicle licence.	Previously 28 days, trade rep 3m.
2.8	Right to Work Check – Immigration officer contact.	Guidance issued by the Department of Transport states licensing authorities should carry out such a check. East of England Immigration have requested this check be carried out.
3.11	Change in Age/Mileage Policy to allow vehicles up to 5 years, 70k. Up to 4 years 80K. Up to 6 years 60K. Up to 7 years 50K.	Representation from Trade.
3.22 & 3.38	Altered vehicles (not M1 spec) require Driver and Vehicle Standards Agency (DVSA) Individual Vehicle approval (IVA) or Voluntary	Advice from DVSA

	Individual Vehicle Approval (VIVA) inspection must be undertaken and a satisfactory report produced. Cat A and B write offs will not be licensed.	
3.30	No bull bars	Safety concerns
3.49	CCTV outward (no audio) for insurance purposes	Issues raised internally regarding data control.
3.72	Introduction of capability to have trailers (for luggage) and trailer plate.	Requests from trade to tow trailers on licensed vehicles.
5.3	Private hire vehicle signage – Dual system including either operator name or not Pre-Booked Only – ‘Insurance invalid unless booked with operator’.	Requests from trade to have generic signage on Private Hire Vehicles & to raise awareness to public.
5.4	Reinstatement of vehicle licences – previously within 12 months, now 3m.	Condition originally created to allow vehicles under repair to be re-licensed if their licence expired during the repair period. 12m too long.
6.4	Addition of novelty vehicles category	New vehicle category to cover different novelty private hire vehicles, i.e. fire engine.
7.34	Passenger Transport badge holders to inform BCKLWN if suspended or revoked.	In the interests of Public Safety.
7.35	The use of Electronic Cigarettes (e-cigs), Personal Vaporizers (PV) and Electronic Nicotine Delivery Systems (ENDS) only permitted when not carrying fare paying passengers.	It is not clear until further research is undertaken whether such devices can cause harm or not.
7.36	Suspension of driver/vehicle licenses for failure to provide required information, i.e. Medical/DBS/DVLA etc.	Requirement to ensure necessary information is provided in the interests of public safety, during the course of a licence, particularly as moving to 3 and 5 year licenses.
8.28	Operators must ensure that non-licensed staff, i.e. controllers, cleaners etc behave in a civilised and appropriate manner when involved in the operation of the business. This includes discussion on social media sites.	To prevent inappropriate behaviour.
10.4 (PP33)	Addition of penalty points for Road Traffic Act offences, defective lights etc and failure to	Light touch approach to minor traffic

- PP35)	comply with HC/PH legislation	offences and breaches of legislation.
Annex A	New accident/damage notification form	Includes requirement to draw a diagram of the scene of the accident.
Annex B	New 'guidelines relating to the relevance of convictions' policy.	The current policy is based on a DFT circular which was circulated in 1992 and is not fit for purpose.