



Private Hire: Conditions and Terms

2023

**Associated licences for Private Hire Drivers, Vehicles and Operators
within the Former Allerdale Area**

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Former Allerdale Area Licensing Department

Cumberland Council

Allerdale House

Workington

CA14 3YJ

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Private Hire Drivers – Conditions of Application

Before the Council can grant a driver's licence to any driver of a private hire vehicle the applicant for the licence must comply with the following:-

1. Complete and submit to the Council an application on the forms prescribed by the Council.
2. Provide two recent passport style photographs, measuring approximately 4cm by 3cm.
3. Pay to the Council such fee as may be demanded by the Council for the issue of the licence (non returnable).
4. Satisfy the Council that he is a fit and proper person to hold a drivers licence. In this connection the applicant may be required to undergo a short test and will be required to provide details of other employments if his sole employment is not as a private hire vehicle driver.
5. Be a person who has for the twelve months immediately prior to the date of the application been the holder of a licence (not being a provisional licence) granted under Part III of the Road Traffic Act 1988 authorising him to drive a motor car. Except in the case of renewals when the application will be considered by the appropriate Committee.
6. Provide a completed medical questionnaire, on the form (MED.1) obtainable from the Council. Where applicable a completed form (MED.2) as to the applicant's physical fitness to be signed by the applicant's own registered medical practitioner or one who has access to his medical records. Any fee charged for the medical examination is payable direct by the applicant to the medical practitioner. Documentation must be provided by the applicant to the medical practitioner verifying the applicant's identity. Whether or not a completed form (MED.2) has been produced the Council may require the applicant to undergo a medical examination by the applicant's own registered medical practitioner or one who has access to his medical records selected by the Council as to his/her physical fitness to be the driver of a private hire vehicle.

Licensed private hire drivers will be required to carry assistance dogs (for example guide dogs) accompanying disabled people and do so without charge. If you suffer from any medical condition which would exempt you from carrying such dogs, medical evidence must be provided before an exemption certificate is issued.

Medical forms submitted with applications for new licences must not be older than 28 days old at date of application.

7. Produce for examination a current licence issued to the applicant by the D.V.L.A.

8. Provide such other information as may be required by the Council.

N.B If during the currency of any licence granted as a result of this application any change takes place in the particulars supplied the applicant shall forthwith notify the Council in writing of the change

Private Hire Vehicles – Conditions of Application

Before any private hire vehicle licence is issued in respect of a private hire vehicle the applicant being the Proprietor of the vehicle must observe the following conditions of application, namely:-

1. Complete and submit to the Council an application on the forms prescribed by the Council.
2. Satisfy the Council that he/she is a fit and proper person to hold such a licence and to operate a private hire vehicle.
3. Satisfy the Council that the vehicle is licensed under the Vehicle (Excise) Act 1971 or any statutory amendment thereof at the appropriate rate and that there is in force in relation to the use of the vehicle as a private hire vehicle a policy of insurance or security complying with the provisions of Part VI of the Road Traffic Act, 1972, which covers third party liability both in respect of physical injury or death and in respect of damage to personal belongings. The certificate of registration and the certificate of insurance or security and where applicable the M.O.T. Test Certificate must be made available for examination by an authorised officer of the Council.
4. The applicant must present the vehicle for inspection at a Council authorised Testing Centre prior to submitting the application.
5. Satisfy the Council that the vehicle is suitable for use as a private hire vehicle. The Council will refuse to grant a vehicle licence for a vehicle which is in excess of four years of age on date of application. Vehicles can continue to be licensed beyond this age subject to other restrictions. Guidelines regarding these restrictions are available from the Council Offices.

The Council do not specify that any particular type or design of vehicle should be used as a private hire vehicle except that no hire vehicle will carry a roof sign and not be of such design or appearance to lead any person to believe that it is a hackney carriage.

6. Satisfy the Council that the vehicle complies with the following requirements:-
 - (a) It must have at least two doors for the boarding and alighting of passengers in addition to a separate door for the boarding and alighting of the driver and it must be fitted with at least four road wheels and be a right hand drive vehicle.
 - (b) It must have an engine of an adequate capacity for the loads to be carried. Generally, vehicles with engine capacities of 1500 c.c. or more would comply with this provision.
 - (c) It must have a luggage compartment adequate to contain luggage for each of the passengers it is authorised to carry.

- (d) That the positions of the front seat or seats are capable of being set so as to ensure adequate leg room for passengers occupying the rear seats. Not more than one passenger may be accommodated in the front of the vehicle next to the driver except in the case of minibuses/people carriers where two separate seats and means of restraint are provided.
- (e) That the design of the vehicle is such that passengers of average height, when occupying the rear seats have adequate headroom.
- (f) That the door apertures are of adequate size to permit the easy movement of passengers when they are boarding and alighting. Door catches must be such that they are secure at all times whilst being capable of easy operation by passengers.
- (g) That external mounted rear view mirrors are fitted on both sides of the vehicle and an interior rear mirror is fitted. The mirrors must be maintained at all times.
- (h) That the colour scheme of the vehicle is suitable.
- (i) That an efficient 'BCF' or 'Dry Powder' Fire Extinguisher conforming to the relevant current British Standard is fitted in such a position as to be readily available for use.
- (j) If the vehicle is an estate car that is fitted with a grill sufficient to prevent luggage carried in the rear compartment from coming into contact with persons in the rear seats.
- (k) That one fully equipped first aid box complying with the provisions of the Community Bus Regulations 1978 is carried (copies available from Allerdale House, Workington).
- (l) The maximum number of passenger seats allowed is 8. The seats should not be sideways to the direction of travel but all seats should comply with seat-belt regulations.

Any vehicle not fitting the above criteria must be considered by the appropriate committee/panel of the council.

7. No signs, advertisements or other forms of words shall be affixed to or displayed from the vehicle other than the Council's licence plate and any other sign or notice required to be displayed on or from the vehicle which is prescribed by or under any enactment or rule of law.

Section 64 of the Transport Act 1980 prohibits the display on the roof of any vehicle, other than a licensed hackney carriage, which is used for carrying passengers for hire or reward, any sign, mark or illumination, or nay other feature which may suggest that the vehicle is a hackney carriage.

8. Any person wishing to display other signs, advertisements or other form of words on the vehicle must submit a written application to the Licensing Authority to be approved in writing accompanied by the prescribed fee.

Private Hire Operators – Conditions of Application

Before an operator's licence is issued by the Council in respect of a private hire vehicle the following conditions must be satisfied:-

1. The applicant must satisfy the Council that he is a fit and proper person to hold an operator's licence.
2. The applicant must provide the following information in his application:-
 - (a) His full name and address
 - (b) The address or addresses whether within the area of the Council or not from which he intends to carry out the business in connection with private hire vehicles.
 - (c) Details of any trade or business activities he has carried on before making the application.
 - (d) Details of any previous applications made for an operator's licence.
 - (e) Details of any revocation suspension or refusal to renew any operator's licence previously held by him.
 - (f) Details of any convictions recorded against him; and
 - (g) Any other information that the Council may consider reasonably necessary to enable them to determine whether to grant the licence.
3. If the applicant for an operator's licence is or has been a director or secretary of a company then information must be provided as to :-
 - (a) Any convictions recorded against that company at any relevant time.
 - (b) Any trade or business activities carried on by that company.
 - (c) Any previous application made by that company for an operator's licence; and
 - (d) Any revocation, suspension or refusal to renew an operator's licence previously held by the company.
4. If the application for an operator's licence is a company then information must be provided as to :-
 - (a) Any convictions recorded against any person who is a director or secretary of that company.
 - (b) Any trade or business activities carried out by any such directors or secretary.

- (c) Any previous application made by any such directors or secretary for an operator's licence; and
 - (d) Any revocation, suspension or refusal to renew an operator's licence previously held by any such director or secretary.
5. If the applicant for an operator's licence proposes to operate the vehicle in partnership with any other person, information must be provided as to:-
- (a) Any convictions recorded against that person
 - (b) Any trade or business activities carried out by that person.
 - (c) Any previous application made by that person for an operator's licence; and
 - (d) Any revocation, suspension or refusal to renew an operator's licence previously held by that person.

Private Hire Drivers – Terms & Conditions

The holder of a private hire driver's licence shall observe and perform the following terms and conditions which shall be attached to and form part of his/her private hire driver's licence.

1. This licence is personal to the holder named herein and the holder may not in any circumstances assign it or in any way part with the benefit thereof to any other person.
2. The holder shall at all times when acting as a driver of a private hire vehicle wear the drivers badge issued by the Council in such a position and manner as to be plainly and distinctly visible.
3. The driver's badge issued by the Council remains the property of the Council and shall be returned to the Council within 7 days of the date of the suspension or revocation of or refusal or failure to renew this licence.
4. The holder shall not, whilst driving or in charge of a vehicle licensed for private hire;-
 - (a) Station his vehicle on any place provided as a stand for hackney carriage vehicles;
 - (b) Station his vehicle for hire or ply for hire or solicit any person to hire or be carried for hire or reward on any road or in any public place or in any place readily accessible and visible from a road;
 - (c) Cause or procure any person to tout or solicit on a road or other public place any person to hire or be carried for hire in any private hire vehicle or offer that vehicle for immediate hire while that vehicle is on a road or other public place; or
 - (d) Accept an offer for the hire of the vehicle whilst that vehicle is on a road or other public place except when such an offer is first communicated to the driver by a telephone or by wireless telegraphy apparatus fitted to that vehicle.
5. The holder shall not permit or cause or suffer to be carried in any vehicle licensed for private hire a greater number of persons than that specified in the licence for that vehicle.
6. The holder shall not demand from the hirer of a private hire vehicle a fare in excess of any previously agreed for that hiring between the hirer and the operator or, if the vehicle is fitted with a taximeter and there has been no previous agreement as to the fare, the fare is shown on the face of the taximeter.
7. The holder of a private hire vehicle fitted with a taximeter shall not cause the fare recorded thereon to be cancelled until the hirer has had a reasonable opportunity of examining it and has paid the fare.

8. The holder if he is not the Proprietor of the vehicle shall report to the Proprietor of the vehicle licensed for private hire as soon as practicable and in any case within 24 hours of its occurrence details of any accident in which such vehicle is involved.
9. The holder of a private hire vehicle which has been hired to be in attendance at an appropriate time and place shall unless delayed or prevented by some sufficient cause punctually attend at the appointed time and place.
10. The holder shall when requested by the hirer convey a reasonable quantity of luggage and afford reasonable assistance in loading and unloading, including assistance in removing to and from the entrance of any house or other places where he collects or sets down his passengers.
11. The holder shall not refuse to carry within the vehicle any small household pets proving they are accompanied by an adult and providing such pets are suitably restrained or contained so as not to cause a nuisance or damage. All other pets may be carried at the discretion of the driver/Proprietor.
12. Drivers of private hire vehicles shall not refuse without sufficient cause, to carry an assistance dog, accompanying their hirer or other passengers unless medically exempt from doing so. Drivers who are medically exempt from carrying assistance dogs must undertake the exemption process set by the Council
13. At the end of each hiring and before the commencing of any further hiring the driver shall search the vehicle for any property accidentally left by the immediately preceding hirer and shall as soon as possible and in any case within 48 hours after the discovery of such property leave it at a Police Station within the Council's area and hand he receipt thereof to the Proprietor of the vehicle.
14. The driver of a licensed private hire vehicle should not smoke at any time whilst driving such type of vehicle, or when stationary and will request passengers not to do so. A notice must be displayed.
15. Drivers of private hire vehicles are not permitted to use hand held mobile phones whilst driving licensed private hire vehicles.
16. The holder shall at the request of any authorised officer of the Council or any police constable produce for inspection all relevant documents as may be requested either forthwith or before the expiration of seven days beginning with the day following the date of the request:
 - (a) In the case of a request of an authorised officer of the Council at the offices of the Council, Allerdale House, Workington; or
 - (b) In the case of a request of a police constable at any police station within the Council's area which is nominated by the driver when the request is made.

17. This licence may be suspended, revoked or not renewed by the Council:-
 - (a) If the holder commits an offence or otherwise fails to comply with the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976;
 - (b) If the holder has been convicted of an offence involving dishonesty, indecency or violence.
 - (c) If the holder becomes disqualified from driving under any of the Road Traffic Acts in which case the licence shall be automatically revoked; or
 - (d) On any other reasonable grounds.
18. If during the currency of this licence any of the particulars supplied in the holder's application shall change, details of the change shall forthwith be notified in writing to the Chief Executive of the Council.
19. In the event of the Licence holder being convicted of an offence of whatever kind during the currency of the Licence, he/she shall forthwith notify the Chief Executive of the Council in writing of the conviction, giving particulars of the time and place of the conviction, the nature of the charge and penalty imposed, together with such further information concerning the offence as the Council may require.
20. Any notice required to be served by the Council under this licence or under any of the provisions of the Local Government (Miscellaneous Provisions) Act 1976 shall be deemed to have been properly served if sent by prepaid post to or left at the last known address of the holder of the licence.
21. Unless otherwise specified this licence shall continue in force for a period of one year unless previously suspended or revoked pursuant to any statutory or other provisions.
22. The Council may at any time add to, delete or alter any of the above conditions and upon notice thereof having been served upon the Licence holder such additions, deletions or alterations shall as from the date of such service be deemed to be incorporated herein.
23. Without prejudice to any other course of action or remedy available to the Council in the event of any breach of Byelaw or condition attached to this licence or contravention of any relevant statute or regulation the penalty point(s) then applicable to that particular breach or contravention set out in Appendix A to these Byelaws or conditions be issued to the licence holder. Provided no more than eleven penalty points have been issued to the licence holder in any twelve month period all penalty points will cease to apply at the end of that period. Upon the accumulation of twelve or more points within any twelve month period the licence holder will be rendered liable to any appropriate action being taken by the Council including (without limitation) suspension or revocation of the licence.

Private Hire Vehicles – Terms & Conditions

The following terms and conditions must be observed and performed by every Proprietor (being that person to whom the Council issues this licence) of a private hire vehicle and shall be attached to and form part of every private hire vehicle licence issued to him.

1. The licence plates issued by the Council shall at all times be kept affixed to the outside of the front and rear of the vehicle either immediately above or immediately below the bumper in such a position so that the vehicle's registration mark is not obscured, with the particulars thereon facing outwards and in such a manner and place that the licence plate is clearly visible by daylight from the road at the rear of the vehicle.
2. The Proprietor shall cause any taxi meter with which the private hire vehicle is provided to be so constructed, attached and maintained as to comply with the following requirements, that is to say:
 - (a) When the machinery of the taxi meter is in action there shall be recorded on the face of the taxi meter in clearly legible figures a fare not exceeding the rate of fare which the Proprietor or driver is entitled to demand and take for hire of the private hire vehicle.
 - (b) The word 'FARE' shall be printed on the face of the taxi meter in plain letters so as to clearly apply to the fare recorded thereon;
 - (c) The taxi meter shall be so placed that all letters and figures on the face thereof are at all times plainly visible to any person being conveyed in the vehicle, and for that purpose the letters and figures shall be capable of being suitably illuminated during any period of hiring; and
 - (d) The taxi meter and all the fittings thereof shall be so affixed to the vehicle with seals or other appliances that it shall not be practicable for any person to tamper with them except by breaking, damaging or permanently displacing the seals or other appliances.
3. The proprietor of a private hire vehicle shall, at all times, cause his vehicle to be furnished with an accurate and efficient odometer equipped with clear and legible figures.
4. The proprietor or driver of a private hire vehicle shall not tamper with or permit any person to tamper with any taxi meter with which the vehicle is provided, with the fittings thereof, or with any seals affixed thereto, or with an odometer with which the vehicle is equipped, except for the purposes of repair.
5. The Proprietor shall permit an authorised Officer of the Council or a Police Constable to inspect and test the vehicle or any taxi meter. He may give notice in writing to the Proprietor to make the vehicle or taxi meter available for further inspection and testing at such reasonable time and place as specified in the notice, and the vehicle licence may be suspended until such time as the Officer or Constable is so satisfied. Provided that if the Officer or Constable is not so

satisfied within a period of 2 months, the licence shall be deemed to be revoked.

6. The licence plate shall on suspension or revocation of this licence be returned within 7 days to an authorised officer of the Council but will be returned to the Proprietor upon the reinstatement of the licence.
7. Without prejudice to the provisions of condition 5 above, the Proprietor on receipt of notice in writing from an authorised officer of the Council shall present the private hire vehicle for inspection and testing by or on behalf of the Council within such period and at such a place as is specified in the notice. The separate occasions of inspection and testing shall not exceed three in number in any one period of twelve months. The current fee for such inspection of the vehicle shall be paid by the Proprietor upon submission of the vehicle.
8. At all times the Proprietor shall during the currency of the licence keep in force in relation to the use of the vehicle as a private hire vehicle, a policy of insurance or security complying with the provisions of Part VI of the Road Traffic Act 1972, which covers third party liability both in respect of physical injury or death and in respect of damage to personal belongings.
9. On being so required by an authorised Officer of the Council the Proprietor shall produce to that Officer for examination the Certificate of Insurance or security required for purposes of condition 8 above.

Provided that if the Proprietor fails to produce such Certificate or security to the Officer on request, that Proprietor shall within five days of such a request, produce it to that Officer or any other authorised Officer at the offices of the Council's Chief Executive. Failure to comply with the provisions of condition 8 and this condition shall result in the automatic suspension of this licence.

10. The Proprietor shall not cause or suffer to permit to be conveyed in the vehicle a greater number of persons exclusive of the driver than the number of persons specified in this licence.
11. Not more than one passenger shall be accommodated in the front of the vehicle next to the driver. Except in the case of minibuses/people carriers where two separate seats and means of restraint are provided.
12. That an efficient 'BCF' or 'Dry Powder' Fire Extinguisher conforming to the relevant current British Standard is fitted in such a position as to be readily available for use. The fire extinguisher shall be maintained in good working order at all times and one fully equipped first aid box complying with the provisions of the Community Bus Regulations 1978 shall be carried out at all times.
13. The vehicle shall be maintained in good mechanical and roadworthy condition at all times.

14. No signs, advertisements or other form of words shall be affixed to or displayed on or from the vehicle which is not prescribed by or under any enactment or rule of law.

Section 64 of the Transport Act 1980 prohibits the display on the roof of any vehicle, other than a licensed hackney carriage, which is used for carrying passengers for hire or reward, any sign, mark or illumination or other feature which may suggest that the vehicle is a hackney carriage.

15. The Proprietor shall not assign or in any way part with the benefit of this licence without the prior consent in writing of the Council, such consent not to be unreasonably withheld and shall within fourteen days of the transfer of his interest in the vehicle give notice in writing to the Chief Executive specifying the name and address of the person to whom the vehicle has been transferred.
16. The Council may decide to suspend or revoke or refuse to renew this licence for any reasonable cause whatsoever including where the vehicle is unfit for use as a private hire vehicle or where any offence under or non compliance with the provisions of the Town Police Clauses Act 1847 or Part II of the Local Government (Miscellaneous Provisions) Act 1976 has been committed by the Proprietor, the operator or the driver.
17. Any alterations in the design of the vehicle whether to the machinery or the body shall be reported to the Chief Executive and the Council may require the Proprietor to submit the vehicle for further examination.
18. No vehicle can be substituted for the vehicle in respect of which this licence is issued until it has been inspected, tested and approved by the Council.
19. If during the currency of this licence any of the particulars supplied in the Proprietors application shall change, details of the change shall forthwith be notified in writing to the Chief Executive.
20. The proprietor shall within seven days of any change of address of the place where a vehicle is kept when not in use notify the Chief Executive in writing of the new address and further shall at every address where a vehicle is so kept if so required by the Council afford to them such facilities as may be reasonably necessary to enable them to cause the vehicle to be treated there.
21. The Proprietor shall report to the Chief Executive as soon as reasonably practicable, and in any event within seventy-two hours of the occurrence thereof, any accident to the vehicle causing damage materially affecting the safety, performance or appearance of the vehicle or the comfort or convenience of the persons carried therein.
22. If the vehicle is fitted with a domestic car radio cassette player such appliances shall not be used so as to cause annoyance to other persons by reason of loud, continuous or repeated use while the vehicle is on hire.
23. The use of a space saver tyre (or similar emergency tyre) is only to be used in cases of emergency and then only to enable the vehicle, trailer and

passengers to travel to the nearest available garage where the normal road tyre can be repaired or replaced.

24. No licensed vehicle may tow any trailer unless evidence of valid insurance certificate to cover such use for hire or reward has been produced to the appropriate officer of the Council. The vehicle licence plate giving the licence number must be clearly displayed on the rear of the trailer used, this plate being in addition to that on the rear of the vehicle (this additional plate to be purchased from the Council).

The contents of such trailers should be secured and covered in a proper manner. Any trailer used must comply with the regulations in force at the time in all aspects. Where required the driver must hold an appropriate towing licence as issued by the DVLA.

If a trailer is used this must be tested and deemed suitable for use (the cost of each test which will be carried out at the Council's testing station be borne by the applicant). The trailer must be covered and have sufficient luggage capacity. No luggage will be carried on the roof of the vehicle or the cover of a trailer either by fitting of a roof rack or similar means.

Any luggage carried in a trailer must be protected against wind and rain penetration and be secured in a manner that ensures the luggage safety.

The trailer is to have an appropriate means of attachment to the vehicle. The trailer must have been manufactured by an approved trailer maker and be marked with his name and address and gross weight and be braked where deemed necessary by the Licensing Authority.

25. No vehicle subject to the licence shall set down or pick up fare paying passengers (except disabled passengers) in any of the Council's 'off-street' car parking areas, unless authorised by the Chief Executive of the Council.
26. Smoking in licensed Private Hire vehicles is not allowed at all times.
27. Any notice required to be served by the Council under this licence or under any of the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976 shall be deemed to have been properly served if sent by prepaid post or left at the last known address of the Proprietor.
28. This licence shall continue in force for a period of one year unless previously suspended or revoked pursuant to any statutory or other provision.
29. The Council may at any time add to, delete or alter any of the foregoing conditions and upon notice thereof having been served upon the Proprietor such additions, deletions or alterations shall as from the date of such service be deemed to be incorporated herein.
30. Without prejudice to any other course of action or remedy available to the Council in the event of any breach of Byelaw or condition attached to this licence or contravention of any relevant statute or regulation the penalty point(s) then applicable to that particular breach or contravention set out in

appendix A to these Byelaws or conditions be issued to the licence holder. Provided no more than eleven penalty points have been issued to the licence holder in any twelve month period all penalty points will cease to apply at the end of that period. Upon the accumulation of twelve or more points within any twelve month period the licence holder will be rendered liable to any appropriate action being taken by the Council including (without limitation) suspension or revocation of the licence.

31. The licence plates shall remain the property of the Council and shall be returned to them within seven days of the suspension, revocation or a refusal or failure to renew this licence.

Private Hire Operators – Terms & Conditions

The Operator of a private hire vehicle shall observe and perform all the following terms and conditions which shall be attached to and form part of his/her private hire operator's licence:-

1. Every contract for the hire of a private hire vehicle shall be deemed to be made with the operator who has accepted the booking for the vehicle whether or not he himself provides the vehicle.
2. This licence is personal to the holder named within. The holder may not in any circumstances assign it or in any way part with the benefit thereof of any other person.
3. The holder shall forthwith withdraw from operation any vehicle in respect of which the private hire vehicle licence is for any reason, revoked, suspended or not renewed.
4. The holder shall not employ, or shall cease to employ forthwith for the purpose driving any of his private hire vehicles, any person who does not hold or ceases to hold a current private hire driver's licence.
5. The holder shall keep at all times at the premises from which he/she operates, a permanent book or register which shall clearly show a daily entry particulars of every booking of a private hire vehicle invited or accepted by him whether by accepting the same from the hirer or by undertaking it at the request of another operator. Such particulars shall be entered before the commencement of each journey and shall show in respect of that journey.
 - (a) Whether the request for the hiring was made by the hirer or another operator.
 - (b) The name of the hirer.
 - (c) The date, time and place of commencement of the journey
 - (d) The number of passengers to be carried, if known; and
 - (e) The name and/or licence number of the driver and the registration number and/or private hire vehicle licence number of the vehicle used.
6. The holder shall keep at all times at the premises from which he/she operates, a permanent register which shall set out in respect of each private hire vehicle operated by him/her:
 - (a) The make, model, colour and registration number;
 - (b) The year of its manufacture and the date of its first registration.
 - (c) The number of passengers which that vehicle is authorised to carry;

- (d) The number and date of the current private hire vehicle licence; and
 - (e) The name and address of the proprietor of the vehicle.
7. This licence and any book, register or record required to be kept under the terms of the licence shall be produced on request by any authorised officer of the Council and to any police constable for inspection.
 8. An Operator shall not refuse to accept a booking solely for the reasons that the customer would be accompanied by an assistance dog, and no extra charge shall be made for such customers.
 9. The Council shall have the power to suspend, revoke or refuse to renew any operator's licence for any reasonable cause, including:
 - (a) Any offence under or non-compliance with the provisions of Part II of the Local Government (Miscellaneous Provisions) Act 1976;
 - (b) Any conduct on the part of the operator which appears to the Council to render him unfit to hold an operator's licence; and
 - (c) Where there has been a material change in the circumstances of the operator on the basis of which the licence was granted.
 10. If during the currency of this licence any of the particulars supplied in the operator's application shall change, details of the change shall forthwith be notified in writing to the Council.
 11. Any notice required to be served by the Council under this Licence or under any of the provisions of the Local Government (Miscellaneous Provisions) Act 1976 shall be deemed to have been properly served if sent by prepaid post to or left at the last known address of the premises from which the holder operates.
 12. The licence shall continue in force for a period of three years from the date of issue unless previously suspended or revoked.
 13. The Council may at any time add to, delete or alter any foregoing conditions and upon notice thereof having been served upon the licence holder, such additions, deletions or alterations shall as from the date of such service be deemed to be incorporated herein.
 14. Without prejudice to any other course of action or remedy available to the Council in the event of any breach of Byelaw or condition attached to this licence or contravention of any relevant statute or regulation the penalty point(s) then applicable to that particular breach or contravention set out in Appendix A to these Byelaws or conditions be issued to the licence holder. Provided no more than eleven penalty points have been issued to the licence holder in any twelve month period all penalty points will cease to apply at the end of that period. Upon the accumulation of twelve or more points within any

twelve month period the licence holder will be rendered liable to any appropriate action being taken by the Council including (without limitation) suspension or revocation of the licence.