

Appendix II – Still being reviewed

<b>Town Police Clauses Act 1847</b>		
<b>Section</b>	<b>Offence</b>	<b>Maximum Penalty Points that can be imposed</b>
40	Giving false information on a hackney carriage licence application	12
45	Plying for hire without a hackney carriage licence	12
47	Driving a hackney carriage without a hackney carriage driver's licence	12
53	Refusal to take a fare without a reasonable excuse	12
54	Charging more than the agreed fare	12
55	Obtaining more than the legal fare (including failure to refund)	12
58	Charging more than the legal fare	12
60	Driving a hackney carriage without the proprietor's consent	12
60	Allowing a person to drive a hackney carriage without the proprietor's consent	12
47	Hackney carriage proprietor employing an unlicensed driver	12
59	Carrying persons other than with the consent of the hirer	8
48	Failure of a proprietor to hold a hackney carriage driver's licence	6
56	Travelling less than the lawful distance for an agreed fare	6
57	Failure to wait after a deposit to wait has been paid	6
47	Lending or parting with a hackney carriage driver's licence	4
52	Failure to display a hackney carriage plate	4
48	Failure of a proprietor to produce a hackney carriage driver's licence	3
64	Hackney carriage driver obstructing other hackney carriages	3
44	Failure to notify change of address on a hackney carriage licence	2
62	Driver leaving a hackney carriage unattended	2

**Local Government Misc Provisions Act 1976**

<b>Section</b>	<b>Offence</b>	<b>Maximum Penalty Points</b>
46(1)(A)	Using an unlicensed private hire vehicle	12
46(1)(b)	Driving a private hire vehicle without a private hire driver's licence	12
46(1)(e)	Operating a vehicle as a private hire vehicle when the vehicle is not licensed as a private hire vehicle	12
50(1)	Failure to present a hackney carriage or private hire vehicle for inspection upon request	12
50(4)	Failure to produce the vehicle and insurance upon request	12

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57	Making a false statement or withholding information to obtain a hackney carriage private hire driver's licence	12
58(2)	Failure to return a plate after notice has been given following expiry, revocation, or suspension of a hackney carriage or private hire vehicle licence	12
61(2)	Failure to surrender a driver's licence after suspension, revocation, or refusal to renew	12
66	Charging more than the meter fare for a journey ending outside the District, without prior agreement	12
67	Charging more than the meter fare when a hackney carriage is used as a private hire vehicle	12
69	Unnecessarily prolonging a journey	12
71	Interfering with a taxi-meter with intent to mislead	12
73(1)(a)	Obstruction of an authorised officer of the Council or a police officer	12
73(1)(b)	Failure to comply with a requirement of an authorised officer of the Council or a police officer	12
73(1)(c)	Failure to give information or assistance to an authorised officer of the Council or police officer	12
46(1)(c)	Proprietor of a private hire vehicle using an unlicensed driver	12
46(1)(d)	Operating a private hire vehicle without a private hire operators' licence	8
46(1)(e)	Operating a private hire vehicle when the driver is not licensed as a private hire driver	8
50(3)	Failure to report an accident to the Council within seventy two hours	6
54(2)	Failure to wear a private hire driver's badge	6
56(2)	Failure of a private hire operator to keep proper records of all bookings, or failure to produce them upon request of an authorised officer of the Council or a police officer	6
56(3)	Failure of a private hire operator to keep proper records of all private hire vehicles, or failure to produce them on request of an authorised officer of the Council or a police officer	6
64	Permitting any vehicle other than a hackney carriage to wait on a hackney carriage rank	6
48(6)	Failure to display a private hire vehicle plate	4
56(4)	Failure of a private hire operator to produce his licence upon request	4
49	Failure to notify the transfer of a vehicle licence	3
50(2)	Failure to inform the Council where a hackney carriage or private hire vehicle is stored, if requested	3
53(3)	Failure to produce a driver's licence upon request	3

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<b>Breach of Policy Requirement</b>	<b>Maximum Points</b>
Failure to ensure the safety of passengers	12
Private hire soliciting for hire or accepting a fare that is not pre-booked	12
Using a non-hands free mobile telephone whilst driving	12
Failure to advise of a relevant medical condition	12
Failure to operate the meter from the commencement of the journey and /or charging more than the fixed charge for hire of a hackney carriage	12
Failure to surrender a driver's licence, badge or plate upon request	12
Failure of a licence holder to disclose convictions within seven days of conviction	12
Operating/using a vehicle which is not maintained in a sound and roadworthy condition	12
Modifying a vehicle without the consent of the Council	12
Affixing or displaying a roof sign on a private hire vehicle	12
Driving with no insurance or inadequate insurance for the vehicle	12
Permitting the vehicle to be used for any illegal or immoral purposes	12
Failure of a private hire operator to ensure that all vehicles operated by him are adequately insured	12
Failure of a private hire operator to obtain public liability insurance for the operating premises if the public are allowed access	12
Failure to produce a valid MOT certificate every 6 months upon request of an authorised officer	12
Carrying an offensive weapon in the vehicle including imitation firearms	12
Unsatisfactory behaviour or conduct of a driver including failing to behave in a civil and orderly manner to both the public, authorised officers or to other drivers	12
Any other transgression not contained within the penalty points system which in the opinion of an authorised officer should have penalty points imposed	12
Failure to proceed with all reasonable speed to the next available rank	8
Failure to wear a driver's badge	6
Failure to adhere to the Code of Good Conduct for Licensed Drivers where not mentioned below	6
Concealing or defacing a vehicle licence plate	6
Conveying a greater number of passengers than permitted	6
Driving without the consent of the proprietor	6
Smoking or prevent smoking in the vehicle at any time this includes vaping and e-cigarettes	6
Allowing a private hire vehicle to stand in such a position as to suggest that it is plying for hire or using a hackney carriage stand	6
Allowing a hackney carriage vehicle to stand in a position, not being a hackney carriage stand, to suggest that it is plying for hire	6
Failure to comply with requirements for the safe carrying of a wheelchair	6
Operating a vehicle that does not comply with the Council's licensing policy where such a breach of policy requirements is not otherwise specified herein	6
Using a taxi-meter that does not conform to Council requirements	6

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Waiting or stopping on a double yellow line or a bus stop	6
Failure to notify, a change in medical circumstances	12
Failure to display or maintain external plates as issued by the Council or displaying them incorrectly e.g. in the window of a vehicle	4
Failure to display or maintain Internal plates as issued by the Council or displaying them incorrectly e.g. near the driver side	4
Displaying a sign or advertisement on a licensed vehicle that does not satisfy the policy requirements or has not been approved by the Council	4
A licensed vehicle with a defective tyre	12
Failure to give reasonable assistance with passenger's luggage	3
Operating/using a vehicle that is not clean and tidy and in a safe condition internally or externally	3
Failure to notify the Council of any amendment to the details of a licence within fourteen days	3
Failure to produce a licence upon request	3
Failure to notify within seven days of starting or terminating employment, the name and address of the proprietor and the term of employment	3
Failure to report an accident within seventy-two hours	6
Failure to carry an approved fire extinguisher	3
Failure of a private hire operator to ensure that office staff act in a civil and courteous manner at all times	3
Failure of a private hire operator to keep the operating premises in accordance with council requirements	3
Failure to observe rank discipline e.g. failure to move up	3
Failure to have a working hackney carriage roof light that is lit when available for hire	3
Failure to display the current fare chart so that it is clearly visible to passengers	3
Failure to keep a copy of a valid insurance certificate in the vehicle	3
Failure to display door logos (to the required measurements) on the exterior of the two front doors of the vehicle	3
Display of flags and other promotional material	3
Failure to adhere to dress code	2
Failure to attend on time for a pre-arranged booking without reasonable cause	2
Drinking or eating in the vehicle whilst carrying passengers	2
Causing excessive noise from any radio or sound-reproducing equipment	2
Sounding the horn to signal that the vehicle has arrived disturbing residents	2
Failure to provide a receipt for a fare when requested	2
Failure to show a private hire driver's licence to the private hire operator at the commencement of employment	2
Failure of a private hire operator to request and/or record details of a private hire driver's licence at the beginning of employment	2
Carrying radio equipment or similar devices not in accordance with council requirements	2