



**PRIVATE HIRE
DRIVERS ASSOCIATION**

By Hand
Councillor Jim smith
And

LICENSING TEAM Blackburn With Darwen Borough Council

Subject: Draft private and hackney policy:

We the undersigned private hire and hackney drivers authorize the private hire drivers association and hackney drivers association to act on our behalf and represent us in regards to any taxi trade issues with Blackburn with Darwen borough council and the licensing team at Blackburn with Darwen borough council.

We hereby also notify Blackburn with Darwen borough council that for now and in future anything regarding taxi trade; Private hire drivers association and Hackney drivers association will represent us in the council.

With regards to the current draft policy sent to us via text message, we have our concerns, we have listed and discussed our concerns with the Private hire drivers association and Hackney drivers association, there are clauses which are problematic which we have discussed with the associations and asked them to represent us at the council.

These clause or points that we do not agree on the draft policy are as listed below:

- 1: Page 1 Of 28 clause 4.3.3 (LIQ403)
- 2: Page 8 clause 3.5.3
- 3: Page 9 clause 3.12.3
- 4: Page 11 clause 4.1.2
- 5: Page 12 clause 13.3 (LIQ403)
- 6: Page 16 Of 28 (LIQ403) Smoking in private hire vehicles fines
- 7: Page 62 (Appendix 9) The maximum points that can be imposed in respect to any particular matter is 10 but it is possible for one incident or inspection to result in more than one set of points being issued.

We also do not accept the council's decision to keep the MOT station in-house since the decision has been taken undemocratically without consulting the trade including all the private hire and hackney drivers.

Thanking you.

Yours Sincerely,

PHDA (Private hire drivers association)

4. Hackney Carriage and Private Hire vehicles

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4.3 Road worthiness

4.3.3 The Council will not issue a vehicle licence for any vehicle that has been written off by insurers under category A, B or S. • A relates to vehicles that must be scrapped • B relates to vehicles that may be broken and their parts reused • S relates to vehicles that have sustained structural damage that is repairable. (Not Agreed)

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13. Motoring convictions

13.3 A minor traffic or vehicle related offence is considered to be one which does not involve loss of life, driving under the influence of drink or drugs, driving whilst using a mobile phone, and has not resulted in injury to any person or damage to any property, including vehicles. An applicant with 7 or more points on their DVLA licence for minor traffic or vehicle related offences, will not be granted a licence until at least 5 years have elapsed since the completion of any sentence imposed. (Not Agreed)

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3.12 Medical Fitness

3.12.3 Licensed drivers must produce a group 2 medical certificate completed by a registered medical practitioner on first application, at age 45, then every five years until age 65 and thereafter annually, unless the driver is also the holder of a valid PSV or HGV.

For information (Not Agreed)

CONDITIONS ATTACHED TO DRIVERS LICENCES APPENDIX 2

Page 16 of 28 Smoking in private hire vehicles

It is an offence under Section 7 (2) of the Health Act 2006 to smoke inside a hackney or private hire vehicle. The penalty for this offence is £200. The person who has control of the smoke free vehicle, would commit a further offence under Section 8 (4) - allowing smoking to take place in a smoke free place. The maximum penalty for this offence is £2,500. (Not Agreed)

Appendix 9

Private Hire and Hackney Carriage Penalty Points Scheme

The maximum number of points that can be imposed in respect of any particular matter is 10, but it is possible for one incident or inspection to result in more than one set of points being issued. (Not Agreed)

3.5 Disclosure and Barring Service checks

3.5.3 Any applicant who has spent six continuous months or more overseas within the last 5 years, will also be required to produce a Certificate of Good Conduct from the relevant Embassy or High Commission, for each country where they resided. The certificate must have been produced no more than 3 months before it is presented to the Council. This document must be a certified translation, if the original Embassy Certificate is not in English. (Not Agreed)

3.12 Medical Fitness

3.12.3 Medical certificates, completed by the driver's own GP practice, or by one of the Council's

approved suppliers for medicals as published on the Council’s website, are required on first application and then every 5 years from age 45 until the age of 65 when they are required annually. (Not Agreed)

4. Hackney Carriage and Private Hire vehicles

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4.1 General

4.1.2 New vehicles being presented for a licence must meet the following minimum emissions standards. (Not Agreed)

Euro 4 emission limits (petrol)
(Agreed)

Euro 6 emission limits (diesel) (Not

4. Hackney Carriage and Private Hire vehicles

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