

Consultation Response

Good morning I have had a quick look at the consultation and my reply is below.

6 ACCIDENT REPORTING

6.1 A driver shall report to the Council, within 48 hours, any accident to a private hire vehicle causing damage materially affecting the safety, performance or appearance of the vehicle, the comfort or convenience of persons using the vehicle, or risk of injury to any person.

The council cannot change statute, the law states 72 hrs

PRIVATE HIRE OPERATORS

4.1.4 LICENCE DURATION

A successful applicant will normally be granted a private hire operator's licence for 5 years. However, if Operators wish to be granted a licence for a shorter period, or there are other grounds to consider a shorter period, the Council will consider this in exceptional circumstances.

It is the licence holder's responsibility to ensure that their operator's licence is renewed appropriately before expiry.

Evidence of a licence holder's continuing fitness to hold a licence must be provided when requested by an authorised officer of the Council.

Subsection (3) changes the law in such a way as to establish a standard duration of five years for a private hire vehicle operator licence. The section specifies that a licence may be granted for a period of less than five years but only in the circumstances of an individual case, not because of a blanket policy.

So companies can't have a license for less than 5 yrs.

4.1.5 ADDRESS FROM WHICH AN OPERATOR MAY OPERATE The licence will specify the address from which the operator may operate. The operator must notify the Council in writing of any change of address (whether this is a home address or the address from which they operate)

4.1.6 BASES OUTSIDE THE COUNCIL'S AREA

The Council will not grant an licence for an operator with a base that is outside the boundary of the district. This is considered both a legal requirement and a means to ensure that proper regulation and enforcement measures may be taken.

The Council will cease to renew the licences of operators who are currently licensed for bases outside the Council's area.

The two above are interesting, I know of a Bolsover licensed operator who has all his calls answered in India. How do you do a dbs check on all the staff answering the phones? And will you grant an operator license in India? What does case law say where the phone is answered is where the operator license should be.