

CORBY BOROUGH COUNCIL

HACKNEY CARRIAGE

BYE-LAWS

JANUARY 2000

CORBY BOROUGH COUNCIL

Town Police Clauses Act 1847, s.68

Public Health Act 1875, s.171

BYELAWS

made under section 68 of the Town Police Clauses Act 1847 and section 171 of the Public Health Act 1875, by Corby Borough Council with respect to hackney carriages in the Borough of Corby.

LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

The Corby Borough Council adopted the provisions of Part II of the Local (Miscellaneous Provisions) Act 1976 on 4 February 1978, to be applied in the Corby Borough from 1 April 1978.

Interpretation

1. Throughout these bye-laws "the Council" means Corby Borough Council and "the Borough" means the Borough of Corby.

Provisions regulating the manner in which the number of each hackney carriage, corresponding with the number of its licence, shall be displayed.

2. a) The proprietor of a hackney carriage shall cause the number of the licence granted to him in respect of the carriage to be legibly painted or marked on the inside of the carriage, on a plate affixed outside the carriage at the rear and by means of 3 inch high adhesive numbers affixed to the top near side corner of the windscreen.
- b) A proprietor or driver of a hackney carriage shall:-
 - i) not wilfully or negligently cause or suffer any such number to be concealed from public view while the carriage is standing or plying for hire;
 - ii) not cause or permit the carriage to stand or ply for hire with any such painting or marking so defaced that any figure or material particular is illegible.

Provisions regulating how hackney carriages are to be furnished or provided.

3. The proprietor of a hackney carriage shall:-
 - a) provide sufficient means by which any person in the carriage may communicate with the driver;
 - b) cause the roof or covering to be kept watertight;
 - c) provide any necessary windows and a means of opening and closing not less than one window on each side;
 - d) cause the seats to be properly cushioned or covered;
 - e) cause the floor to be provided with a proper carpet, mat, or other suitable covering;
 - f) cause the fittings and furniture generally to be kept in a clean condition, well maintained and in every way fit for public service;
 - g) provide means for securing luggage if the carriage is so constructed so as to carry luggage;
 - h) provide an efficient fire extinguisher which shall be carried in such a position as to be readily available for use; and
 - i) provide at least two doors for the use of persons conveyed in such carriage and a separate means of ingress and egress for the driver.
4. The proprietor of a hackney carriage shall cause any taximeter with which the carriage is provided to be so constructed, attached, and maintained as to comply with the following requirements, that is to say:-
 - a) the taximeter shall be fitted with a key, flag, or other device the turning of which will bring the machinery of the taximeter into action and ensure that the roof mounted light and "For Hire" sign are no longer illuminated;

- b) such key, flag, or other device shall be capable of being locked in such a position that the machinery of the taximeter is not in action and that no fare is recorded on the face of the taximeter;
- c) when the machinery of the taximeter is in action there shall be recorded on the face of the taximeter in clearly legible figures a fare not exceeding the rate or fare which the proprietor or driver is entitled to demand and take for the hire of the carriage by time as well as for distance in pursuance of the tariff fixed by the Council;
- d) the word "FARE" shall be printed on the face of the taximeter in plain letters so as clearly to apply to the fare recorded thereon;
- e) the taximeter 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 carriage, and for that purpose the letters and figures shall be capable of being suitably illuminated during any period of hiring; and
- f) the taximeter and all the fittings thereof shall be so affixed to the carriage 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.

Provisions regulating the conduct of the proprietors and drivers of hackney carriages plying within the Borough in their several employments, and determining whether such drivers shall wear any and what badges

5. The driver of a hackney carriage provided with a taximeter shall:-
 - a) when standing or plying for hire, keep the key, flag or other device fitted in pursuance of the bye-law in that behalf locked in the position in which no fare is recorded on the face of the taximeter;
 - b) before beginning a journey for which a fare is charged for distance and time, bring the machinery of the taximeter into action by moving the said key, flag or other device, so that the roof mounted light, and 'For Hire' sign are no longer illuminated and keep the machinery of the taximeter in action until the termination of the hiring; and
 - c) cause the dial of the taximeter to be kept properly illuminated throughout any part of a hiring which is between half an hour after sunset and half an hour before sunrise, and also at any other time at the request of the hirer.
6. A proprietor or driver of a hackney carriage shall not tamper with or permit any person to tamper with any taximeter with which the carriage is provided, with the fittings thereof, or with the seals affixed thereto.
7. The driver of a hackney carriage shall, when plying for hire in any street and not actually hired:-
 - a. proceed with reasonable speed to one of the stands appointed by the Council;
 - b. if a stand, at the time of his arrival, is occupied by the full number of carriages authorised to occupy it, proceed to another stand;
 - c. on arriving at a stand not already occupied by the full number of carriages authorised to occupy it, station the carriage immediately behind the carriage or carriages on the stand and so as to face in the same direction; and
 - d. from time to time when any other carriage immediately in front is driven off or moved forward cause his carriage to be moved forward so as to fill the place previously occupied by the carriage driven off or moved forward.
8. A proprietor or driver of a hackney carriage shall not make use of the services of any other person for the purpose of importuning any person to hire such carriage by calling out or otherwise.
9. The driver of a hackney carriage shall behave in a civil and orderly manner and shall take all reasonable precautions to ensure the safety of persons conveyed in or entering or alighting from the vehicle.
10. The proprietor or driver of a hackney carriage who has agreed or has been hired to be in attendance with the carriage at an appointed time and place shall, unless delayed or prevented by

some sufficient cause, punctually attend with such carriage at such appointed time and place.

11. A proprietor or driver of a hackney carriage shall not convey or permit to be conveyed in such carriage any greater number of persons than the number of persons specified on the plate affixed to the outside of the carriage:-

Provided that the limit so imposed may (a) be exceeded by one person if the total number of persons conveyed include at least two children who are each under the age of twelve years, or (b) be exceeded by two persons if all of the persons conveyed are each under the age of twelve years.

12. If a badge has been provided by the Council and delivered to the driver of a hackney carriage he shall, when standing or plying for hire, and when hired, wear that badge in such position and manner as to be plainly visible.

13. The driver of a hackney carriage so constructed as to carry luggage shall, when requested by any person hiring or seeking to hire the carriage:-

- a) convey a reasonable quantity of luggage;
- b) afford reasonable assistance in loading and unloading; and
- c) afford reasonable assistance in removing it to or from the entrance of any building, station, or place at which he may take up or set down such person.

Provisions fixing the rates or fares to be paid for hackney carriages within the Borough, and securing the due publication of such fares.

14. The proprietor or driver of a hackney carriage shall be entitled to demand and take for the hire of the carriage the rate or fare prescribed by the Council, the rate or fare being calculated by distance and time unless the hirer expresses at the commencement of the hiring his desire to engage by time.

Provided always that where a hackney carriage furnished with a taximeter shall be hired by distance and time the proprietor or driver thereof shall not be entitled to demand and take a fare greater than that recorded on the face of the taximeter save for any extra charges authorised by the Council which it may not be possible to record on the face of the taximeter.

15. a) The proprietor of a hackney carriage shall cause a statement of the fares fixed by Council resolution to be exhibited inside the carriage, in clearly distinguishable letters and figures.
- b) The proprietor or driver of a hackney carriage bearing a statement of fares in accordance with this byelaw shall not wilfully or negligently cause or suffer the letters or figures in the statement to be concealed or rendered illegible at any time while the carriage is plying or being used for hire.

Provisions securing the safe custody and re-delivery of any property accidentally left in hackney carriages, and fixing the charges to be made in respect thereof.

16. The proprietor or driver of a hackney carriage shall, immediately after the termination of any hiring or as soon as practicable thereafter, carefully search the carriage for any property which may have been accidentally left therein.

17. The proprietor or driver of a hackney carriage shall, if any property accidentally left therein by any person who may have been conveyed in the carriage be found by or handed to him:-

- a) carry it within 24 hours, if not sooner claimed by or on behalf of its owner, to the Corby Police Station and leave it in the custody of the officer in charge of the office on his being given a receipt for it; and
- b) be entitled to receive from any person to whom the property shall be re-delivered an amount equal to five pence in the pound of its estimated value (or the fare for the distance from the place of finding to the Corby Police Station, whichever be the greater) but not more five pounds.

Penalties

18. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding Level two on the standard scale and in the case of a continuing offence to a further fine not exceeding two pounds for each day during which the offence continues after conviction therefor.

Repeal of Bye-laws

19. The bye-laws relating to hackney carriages which were made by the Council on the 7th day of April 1983 and confirmed by one of Her Majesty's Principal Secretaries of State on the 15th day of July 1983 are hereby repealed.

The foregoing byelaws were made by the Council pursuant to due notice and the Council's Common Seal was hereunto Affixed the day of one thousand nine hundred and ninety nine in the presence of:

..... Mayor

.....
N Rudd
Chief Executive

FARES TABLES

See attached appendix.

Appointed Hackney Carriage Stands

In accordance with Section 63 of the above Act, the Hackney Carriage stands (formerly fixed under Byelaw 17 of the Corby Borough Council's Hackney Carriage Byelaws which were made on 31 March 1976) were deemed to be appointed stands and remain in operation as undermentioned.

Each of the several places specified in the following list shall be a stand for such number of Hackney Carriages as is specified in the list:-

<u>Position of Stand</u>	<u>No of Hackney Carriages</u>
The Jamb - easterly side between Chapel Lane and Tunwell Lane	3
Rockingham Road - easterly side outside Rockingham Mews	4
Elizabeth Street - westerly side between Corporation Street and the exit from Market Square	6
Corporation Street - westerly end at junction with George Street	16
George Street - easterly side outside Social Club	10
Patrick Road - lay by opposite the Grampian and Irish Clubs 10pm - midnight	5
Sports & Leisure Club 10pm to 2.30am	12