Ribble Valley Borough Council

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INFRINGEMENT POINTS SCHEME

RIBBLE VALLEY BOROUGH COUNCIL'S LICENSING DEPARTMENT

PRIVATE HIRE OPERATORS		
Local Government (Miscellaneous Provisions) Act 1976		
Section	**Offence**	**Points**
46(1)(e)	Operating a PH vehicle when the driver is not licensed as a PH driver.	12
46(1)(e)	Operating a vehicle as a PH vehicle when the vehicle is not licensed as a PH vehicle.	12
56(2)	Failing to keep proper records of all bookings or failing to produce them (also breach of operator's standard conditions, see below)	6
56(3)	Failure to keep records of PH vehicles or failing to produce them (also breach of conditions, see below)	6
56(4)	Failing to produce PH Operator's licence on request (also breach of conditions, see below)	4
73(1)(c)	Failure to give information or assistance to an authorised officer or constable.	5
Breach of Private Hire Operator's Licence Standard Conditions		
Paragraph	**Offence**	**Points**

3(a)	Failure to ensure valid planning consent is in force (when planning legislation and/or practice requires it) on all the premises from which the operation is conducted	4
3(b)	Failure to obtain appropriate public liability insurance for the premises or to produce the same.	4
3(C)	Failure to keep a copy of the conditions at the premises or to make the same available for inspection by passengers.	4
3(d)	Failure to permit any authorised officer of the Council to enter the premises for the purposes of inspecting both the premises and/or any	4
3(e)	Permitting a person who is drunk, or who is behaving in a disorderly manner, to enter upon the operator's premises	4
3(f)	Permitting a person to smoke within the operator's premises	4
4	Failure to ensure that every driver has a valid UK driver's licence and/or private hire licence and badge.	4
6	Servicing, maintaining or repairing any private hire vehicle on a public street	4
7/11	Failure to properly keep, produce or make available for inspection records of private hire bookings, vehicles, drivers or other documents required to be kept or produced (see LGMP s56(2) & (3) above).	6
12	Failure to ensure that an appropriate certificate of motor insurance covers every vehicle operated by him under the licence.	6
13	Failure to ensure that a person making a booking has been informed of the basis of the charge before inviting or accepting a booking for a licensed private hire vehicle.	4
14	Failure to ensure that a statement of fares is fitted and maintained in each licensed private hire vehicle (when required to do so)	4
16	Failure to provide a prompt, efficient and reliable service to members of the public at all reasonable times.	3

17	Refusal or failure to accept a booking for a private hire vehicle if the booking is requested by or on behalf of a disabled person or a person who wishes to be accompanied by a disabled person, where the reason for the refusal is that the disabled person will be accompanied by an assistance dog (as defined in the Equality Act 2010)	6
20	Failure to notify the Council of any changes, including change of address from where the business operates within 7 days.	3
21	Failure to disclose in writing within 7 days details of any conviction or police caution imposed on him to the licensing section.	12

VEHICLES		
Private Hire Vehicle Standard Conditions		
Paragraph	**Offence**	**Points**
4	Allowing a vehicle to be used for hire by a person who does not hold a current private hire or hackney driver's licence	8
5	Permitting the vehicle to be used for any illegal or immoral purposes.	6
8(a)	No insurance or inappropriate insurance for the vehicle.	12
8(b)	Failure to ensure that a copy of the current motor insurance is kept in the vehicle for inspection.	3
8(c)	Failure to produce the Vehicle Licence and policy or motor insurance for inspection within 7 days of a request from an authorised officer of the Council or a police officer	3
9 (a)-(r)	Operating a vehicle which does not comply with the Council's Vehicle Specification	5
10	Alterations made to a vehicle without the consent of the Council.	2
13	Failure to submit vehicle for inspection at the place authorised and on the dates notified by the Council	3
17(a)	Failure to carry a fire extinguisher authorised by the Council	3
17(b)	Failure to carry an appropriate first aid kit, dressings and appliances.	3
18	Failure to ensure that the Safety Equipment is readily available to the driver, hirer/passengers and third parties or that it is available for immediate use.	3
19	Radio equipment not fitted in accordance with Council requirements.	2

20(a)-(e)	Failure to comply with the Council's requirements as to signage.	5
24	Failure to display a current vehicle excise licence (car tax disc) in the correct place on the vehicle windscreen	3
25	Failure to report an accident/incident involving the vehicle to the Council within 72 hours of its occurance.	3
28	Failing to notify change or transfer of ownership of the vehicle within 7 days of its occurance.	3

DRIVERS		
Breach of Private Hire Driver's Standard Conditions		
Section	**Offence**	**Points**
2-5	Failure to provide medical certificate or not notifying a medical condition	3
15	Failure to wear a Private hire vehicle driver's badge in a prominent position at all times whilst in the course of their duty.	3
16	Failure to show badge on request to authorised officer of the council or police officers.	2
18	Failure to surrender a driver's licence, badge or plate to the Council on expiry, suspension or revokation.	3
19	Failure to show driver's licence to the proprietor at the beginning of an employment.	2
20(a)	Failure to be clean and respectable in their dress and person and behave in a civil and orderly manner	3
20(b)	Failure to ensure that the vehicle driven by them is kept in a clean and tidy condition	2
20(c)	Failure to take all reasonable steps to ensure the safety of the passengers conveyed in, entering or alighting from the vehicle.	4
20(d)	Drinking or eating in the vehicle without permission of passenger.	2

20(e)	Smoking in the vehicle or allowing any passenger to smoke in the vehicle.	4
20(f)	Using a non-hands free mobile phone whilst driving	3
20(g)	Playing a radio or other sound reproducing instrument or equipment in the vehicle, other than for the purpose of sending or receiving messages in connection with the operation of the vehicle.	3
20(h)	Causing or permitting the noise emitted by any radio or other sound reproducing equipment to be a source of nuisance or annoyance to any person, whether inside or outside of the vehicle.	2
20(j) & (k)	Failure to convey a reasonable quantity of or give assistance with the hirer or passenger's luggage.	3
20(l)	Failure to attend on time for pre-arranged booking without sufficient cause.	2
20(m)	Operating the horn as a means of signalling that the vehicle has arrived.	3
21	Soliciting to hire or accepting hire not pre-booked.	4
22	Allowing the vehicle to stand in such a position as to suggest that it is plying for hire, or using a hackney carriage stand.	2
23-24	Failure to search vehicle after journey or failure to take found property to a police station within the district within 48 hours of finding lost property.	2
25	Conveying a greater number of passengers than prescribed in the Vehicle Licence.	6
26	Conveying a child below the age of 10 or more than one person in the front seat of the vehicle	6
27	Permitting a person to be conveyed without the consent of the hirer	6
28	Driving a private hire vehicle whilst unauthorised, unlicensed and/or uninsured.	5
29	Allowing printed, written or other advertisements to appear on the vehicle without the consent of the Council	3
31	Failure to proceed to destination by the shortest available route.	4

32	Failure to ensure that the licence plate attached to the vehicle in the specified place at all times.	4
33	Concealing or defacing a licence plate.	4
34	Failure to keep a copy of the standard conditions within the vehicle and make them available for inspection by the hirer or passenger.	4
35	Demanding a fare in excess or that previously agreed for that hiring between the hirer and the operator.	4
36	Failure to provide a receipt when requested.	2
37/38	Failure to carry assistance dog without exemption certificate.	5
40	Carrying an animal other than one with passenger.	2
41	Carrying an animal, which is not safely restrained.	3
42	Failure to report an accident or incident within 72 hours.	3
43	Failing to disclose a convictions or police caution within 7 days.	12
44	Failing to notify of change of address within 7 days.	3
45	Failure to notify within 7 days of starting or terminating employment, the name and address of the proprietor and the date when the employment either started or ended.	2

PRIVATE HIRE		
Local Government (Miscellaneous Provision) Act 1976		
Section	**Offence**	**Points**
46(1)(a)	Using an unlicensed PH vehicle.	12
46(1)(b)	Driving a PH vehicle without a PH driver's licence.	12
46(1)(c)	Proprietor of a PH vehicle using an unlicensed driver.	8
46(1)(d)	Operating a PH vehicle without a PH operator's licence.	8
46(1)(e)	Operating a vehicle as a PH vehicle when the vehicle is not licensed as a PH vehicle.	12
46(1) e)	Operating a PH vehicle when the driver is not licensed as a PH driver.	8
48(6)	Failure to display a PH vehicle plate.	4
49	Failure to notify transfer of a PH vehicle licence.	3
50(1)	Failure to present PH vehicle for an inspection, as required.	3
50(2)	Failure to inform the Authority where the PH vehicle is stored, if requested.	3
50(3)	Failure to report an accident to the Authority.	3
50(4)	Failure to produce a PH vehicle licence and an insurance certificate.	6
53(3)	Failure to produce a PH driver's licence.	3
54(2)	Failure to wear a PH driver's bade.	3
57	Making false statement or withholding information to obtain a PH driver or operator's licence.	10
58(2)	Failure to return plate after notice given following expiry,revocation or suspension of a PH vehicle licence.	6
61(2)	Failure to surrender a driver's licence after suspension, revocation or refusal to renew.	6
64	Permitting vehicle to wait on a Hackney stand	3
67	Charging more than the meter fare	6
69	Unnecessarily prolonging a journey.	6
71	Interfering with a taximeter.	10

73(1)(a)	Obstruction of an authorised Officer or Constable.	12
3(1)(b)	Failure to comply with a requirement of an authorised Officer or Constable.	8
73(l)(c)	Failure to give information or assistance to an authorised Officer or Constable.	6
Equality Act 2010		
Section	**Offence**	**Points**
170-171	Refusal to accept a booking to carry a guide, hearing or other assistance dog in a private hire vehicle.	4