



Local Transport Act 2008

2008 CHAPTER 26

PART 4

GENERAL PROVISIONS RELATING TO PASSENGER TRANSPORT

Use of taxis and hire cars to provide local services

54 Application of certain provisions about taxis and hire cars to London

- (1) Section 13 of the TA 1985 (provisions supplementary to sections 10 to 12) is amended as follows.
- (2) In subsection (1) (power to modify codes for purposes of sections 10 to 12)—
 - (a) for “The Secretary of State” substitute “The appropriate authority”;
 - (b) for “he” substitute “it”.
- (3) Subsection (3) (interpretation of terms used in sections 10 to 12) is amended as follows.
- (4) Before the definition of “licensed taxi” insert the following definition—

“the appropriate authority” means—

 - (a) in relation to—
 - (i) a taxi licensed under section 37 of the Town Police Clauses Act 1847 or any similar enactment which applies outside the London taxi area,
 - (ii) a licensed hire car licensed under section 48 of the Local Government (Miscellaneous Provisions) Act 1976, or
 - (iii) a taxi or private hire car licensed under section 10 of the Civic Government (Scotland) Act 1982,the Secretary of State;
 - (b) in relation to—
 - (i) a taxi licensed under section 6 of the Metropolitan Public Carriage Act 1869, or

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- (ii) a licensed hire car licensed under section 7 of the Private Hire Vehicles (London) Act 1998,
 Transport for London;”.
- (5) For the definition of “licensed hire car” substitute—
- ““licensed hire car” means—
- (a) in England and Wales—
- (i) for the purposes of section 11 of this Act, a vehicle licensed under section 48 of the Local Government (Miscellaneous Provisions) Act 1976 or section 7 of the Private Hire Vehicles (London) Act 1998,
- (ii) for the purposes of section 12 of this Act, a vehicle licensed under section 48 of the Local Government (Miscellaneous Provisions) Act 1976;
- (b) in Scotland, a private hire car licensed under section 10 of the Civic Government (Scotland) Act 1982;”.
- (6) After the definition of “taxi licence” insert—
- ““relevant licence” means—
- (a) in relation to a licensed taxi, a taxi licence, and
- (b) in relation to a licensed hire car, a private hire vehicle licence;
- “private hire vehicle licence” means—
- (a) in England and Wales, a licence under section 48 of the Local Government (Miscellaneous Provisions) Act 1976;
- (b) in Scotland, a private hire car licence under section 10 of the Civic Government (Scotland) Act 1982.”.
- (7) In the definition of “hire car code”, after “used as mentioned in section 11” insert “or 12”.
- (8) After section 13 of the TA 1985 insert—

“13A Application of sections 10 to 13 to London

- (1) Transport for London may by order provide that section 12 of this Act is to apply to vehicles licensed under section 7 of the Private Hire Vehicles (London) Act 1998 as it applies to vehicles licensed under section 48 of the Local Government (Miscellaneous Provisions) Act 1976.
- (2) An order under subsection (1) of this section may amend the definitions of “licensed hire car” and “private hire vehicle licence” in section 13 of this Act accordingly.
- (3) Transport for London must consult such representative organisations as it thinks fit before making—
- (a) regulations under section 12(9) or (10) of this Act;
- (b) an order under section 13(1) of this Act or subsection (1) of this section.
- (4) Any power of Transport for London to make—
- (a) regulations under section 12(9) or (10) of this Act, or
- (b) an order under section 13(1) of this Act,

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includes a power to vary or revoke any previous such regulations or order (as the case may be).

- (5) Subsection (4) applies notwithstanding that the previous regulations were made, or the previous order was made, by the Secretary of State by statutory instrument.
- (6) Transport for London must print and publish—
 - (a) any regulations made by it under section 12(9) or (10) of this Act;
 - (b) any order made by it under section 13(1) of this Act or subsection (1) of this section.
- (7) Transport for London may charge a fee for the sale of copies of any regulations, or any order, printed under subsection (6).”.