

1983 No. 1029 (S. 95)

**LOCAL GOVERNMENT, SCOTLAND  
LICENCES AND LICENSING**

**The Local Authorities (Prohibited Conditions for Licensing of  
Taxis and Private Hire Cars and their Drivers) (Scotland)  
Regulations 1983**

<i>Made - - - -</i>	12th July 1983
<i>Laid before Parliament</i>	27th July 1983
<i>Coming into Operation</i>	17th August 1983

In exercise of the powers conferred on me by section 20(1) and (3) of the Civic Government (Scotland) Act 1982(a) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the Local Authorities (Prohibited Conditions for Licensing of Taxis and Private Hire Cars and their Drivers) (Scotland) Regulations 1983 and shall come into operation on 17th August 1983.

(2) In these regulations “the Act” means the Civic Government (Scotland) Act 1982.

*Prohibited licensing conditions*

2. No licensing authority shall impose conditions under the Act on any taxi licence, private hire car licence, taxi driver’s licence or private hire car driver’s licence which would have the effect of—

- (a) limiting the holder of a taxi licence or private hire car licence to a licence for only one vehicle;
- (b) requiring the holder of a taxi licence or private hire car licence or a taxi driver’s licence or a private hire car driver’s licence to reside within the area of the licensing authority;
- (c) prohibiting or restricting the use of radios or other means of external communication in private hire cars or imposing additional licensing conditions on the operation of private hire cars solely because they have radios or other means of external communication;

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(a) 1982 c. 45.

- (d) preventing the holder of a taxi licence or private hire car licence or a taxi driver's licence or a private hire car driver's licence from engaging in an employment or business other than that for which he is licensed.

New St Andrew's House,  
Edinburgh.  
12th July 1983.

*George Younger,*  
One of Her Majesty's Principal  
Secretaries of State.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

Section 20(1) of the Civic Government (Scotland) Act 1982 empowers the Secretary of State to make Regulations prescribing the conditions which a licensing authority must impose or shall not impose in granting licences to taxi and private hire car operators and taxi and private hire car drivers. These Regulations provide that a licensing authority cannot impose conditions which would have the effect of—

- (a) limiting a taxi or private hire car operator to only one vehicle,
- (b) requiring the licence holder to reside within the area of the licensing authority,
- (c) banning radios or other means of communication in private hire cars or imposing additional conditions solely because they have radios, and
- (d) preventing licence holders from engaging in other employment or business.

SI 1983/1029  
ISBN 0-11-037029-5

