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STATUTORY INSTRUMENTS

2006 No. 1617

**DISABLED PERSONS
TRANSPORT, ENGLAND AND WALES**

The Disability Discrimination Act 1995 (Private Hire Vehicles)(Carriage of Guide Dogs etc.)
(England and Wales)(Amendment) Regulations 2006

<i>Made</i>	- - - -	<i>16th June 2006</i>
<i>Laid before Parliament</i>		<i>22nd June 2006</i>
<i>Coming into force</i>	- -	<i>17th July 2006</i>

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 37A(8)(b) and (9) and 67(2) of the Disability Discrimination Act 1995(1).

Citation and commencement

1. These Regulations may be cited as the Disability Discrimination Act 1995 (Private Hire Vehicles)(Carriage of Guide Dogs etc.)(England and Wales)(Amendment) Regulations 2006 and shall come into force on 17th July 2006.

Amendments

2.—(1) The Disability Discrimination Act 1995 (Private Hire Vehicles)(Carriage of Guide Dogs etc.)(England and Wales) Regulations 2003(2) shall be amended as follows.

(2) For paragraph (2) of regulation 2 there shall be substituted—

“(2) The prescribed manner of exhibiting a notice of exemption for the purposes of section 37A(8)(b) of the 1995 Act shall be—

(a) by displaying it—

(i) on the nearside of and immediately behind the windscreen of the private hire vehicle facing outwards; and

(1) 1995 c. 50. Section 37A was inserted by the Private Hire Vehicles (Carriage of Guide Dogs etc.) Act 2002 (c. 37).
(2) S.I. 2003/3122.

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- (ii) in a manner that readily permits its removal;
- (b) so that—
 - (i) its front is clearly visible from the outside of the private hire vehicle; and
 - (ii) its back is clearly visible from the driver’s seat of the private hire vehicle.”.
- (3) For Part 2 of Schedule 1 there shall be substituted the content of Schedule 1 to these Regulations.
- (4) For Part 2 of Schedule 2 there shall be substituted the content of Schedule 2 to these Regulations.

Signed by the authority of the Secretary of State for Transport

16th June 2006

Gillian Merron
Parliamentary Under Secretary of State
Department for Transport

SCHEDULE 1

Regulation 2(3)

“2. FORM OF BACK OF NOTICE OF EXEMPTION IN ENGLAND

WARNING

Only the driver named overleaf may display this notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.

SCHEDULE 2

Regulation 2(4)

“2. FORM OF BACK OF NOTICE OF EXEMPTION IN WALES

RHYBUDD WARNING

Dim ond y sawl a enwir drossodd a all arddangos yr hysbysiad hwy wrth yrru'r cerbyd. Gellir arddangos yr Hysbysiad hwn pan fydd y cerbyd wedi'i barcio cyhyd ag y bydd yn cael ei yrru gan, ac i'w yrru gan, y gyrrwr a enwyd. Fel arall rhaid i'r gyrrwr dynnu'r hysbysiad.

[Only the driver named overleaf may display this notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.]

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EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 37A of the Disability Discrimination Act 1995 imposes requirements on licensed private hire vehicle drivers and operators in relation to carrying an assistance dog, without additional charge, when it accompanies a disabled person. It also provides that a private hire vehicle driver may be exempted from this obligation on medical grounds.

Regulation 2 amends the Disability Discrimination Act 1995 (Private Hire Vehicles)(Carriage of Guide Dogs etc.)(England and Wales) Regulations 2003 in respect of the manner in which the exemption notice should be displayed by the exempted private hire vehicle driver and the wording on the back of the exemption notice. The notice must be displayed on the windscreen; display on the dashboard is no longer permitted.

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business, charities or voluntary bodies.