

2015 No. 389 (C. 35)

ROAD TRAFFIC AND VEHICLES

**The Taxis (2008 Act) (Commencement No. 5) Order (Northern
Ireland) 2015**

Made - - - - *1st December 2015*

The Department of the Environment makes the following Order in exercise of the powers conferred by section 59 of the Taxis Act (Northern Ireland) 2008(a).

Citation and interpretation

1.—(1) This Order may be cited as the Taxis (2008 Act) (Commencement No. 5) Order (Northern Ireland) 2015.

(2) In this Order “the Act” means the Taxis Act (Northern Ireland) 2008.

Appointed days

2.—(1) The day appointed for the coming into operation of the provisions of the Act specified in Part 1 of the Schedule, for the purpose only of making regulations, is 2nd December 2015.

(2) The day appointed for the coming into operation of the provisions of the Act specified in Part 2 of the Schedule, for the purpose only of making an application for a taxi licence, is 9th May 2016.

(3) The day appointed for the coming into operation of the provisions of the Act specified in Part 3 of the Schedule, for all purposes, is 31st May 2016.

Sealed with the Official Seal of the Department of the Environment on 1st December 2015



Elizabeth Loughran
A senior officer of the
Department of the Environment

(a) 2008 c.4 (N.I.)

SCHEDULE

Article 2

PART 1

Provisions coming into operation on 2nd December 2015 for the purpose only of making regulations

<i>Provisions of the Act</i>	<i>Subject Matter</i>
Section 16	Regulation of fares, etc.
Section 17(1) and (3)	Display and publication, etc. of fares
Section 18(1), (4) and (5)	Regulation of taximeters etc.

PART 2

Provisions coming into operation on 9th May 2016 for the purpose only of making an application for a taxi licence

<i>Provisions of the Act</i>	<i>Subject Matter</i>
Section 13(1) insofar as not already in operation	Taxi licences

PART 3

Provisions coming into operation on 31st May 2016 for all purposes

<i>Provisions of the Act</i>	<i>Subject Matter</i>
Section 5	Hiring of taxis at separate fares - General
Section 6	Compliance with Departmental taxi-sharing scheme
Section 7	Advance booking
Section 12	Requirement for taxi licence
Section 13 insofar as not already in operation	Taxi licences
Section 14	Duties of owners of licensed taxis
Section 15 insofar as not already in operation	Identification of licensed vehicles
Section 16 insofar as not already in operation	Regulation of fares, etc.
Section 17(1), (3) and (4) insofar as not already in operation	Display and publication, etc. of fares
Section 18 insofar as not already in operation	Regulation of taximeters etc.
Section 19 insofar as not already in operation	Taxis not to carry more than the prescribed number of persons
Section 20 insofar as not already in operation	Regulations concerning taxis or use of taxis
Section 39	Power to stop and examine licensed taxis
Section 41	Power of seizure
Section 42	Regulations concerning vehicles and equipment seized under section 38 or 41
Section 43	Taxi touts
Section 48 and Schedule 1 for the purpose of the insertions into the Road Traffic Offenders	Offences

(Northern Ireland) Order 1996^(a) only insofar as they relate to offences under sections 5(2), 12(2) and (3), 14(6), 15(3) and (4), 16(4), 17(4), 18(6) and (8), 19(2), 20(3), 39(3) and 43(1)

Section 54(1) insofar as not already in operation

Paragraphs 2, 5, 6(b), 8, 9, 10 and 13(b) of Schedule 2 and section 58(2) insofar as it relates to those paragraphs

Application of other statutory provisions

Minor and consequential amendments

^(a) S.I. 1996/1320 (N.I. 10)

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into operation the provisions of the Taxis Act (Northern Ireland) 2008 specified in—

- (a) Part 1 of the Schedule, for the purpose only of making regulations, on 2nd December 2015;
- (b) Part 2 of the Schedule, for the purpose only of making an application for a taxi licence, on 9th May 2016; and
- (c) Part 3 of the Schedule, for all purposes, on 31st May 2016.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Taxis Act (Northern Ireland) 2008 have been brought into operation by commencement order made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Section 21	23rd November 2009	2009 No. 352 (C. 25)
Section 40		
Section 54(1) insofar as it relates to the power in Article 65 of the Road Traffic (Northern Ireland) Order 1981(a) to make bye-laws the provisions of which are, or could be, included in an order under Article 27A of the Road Traffic Regulation (Northern Ireland) Order 1997(b), (4) and (5)		
Paragraphs 1, 6(a), 11, 12 and 13(a) of Schedule 2 and section 58(1) insofar as it relates to those paragraphs		
Section 1 (partially)	8 th August 2012	2012 No. 313 (C. 28)
	1 st September 2012	
Section 2 (partially)	8 th August 2012	
	1 st September 2012	
Section 3 (partially)	8 th August 2012	
	1 st September 2012	
Section 4	1 st September 2012	
Section 25	1 st September 2012	
Section 26	1 st September 2012	
Section 27	1 st September 2012	
Section 28 (partially)	8 th August 2012	
	1 st September 2012	
Section 29	1 st September 2012	
Section 30 (partially)	8 th August 2012	
	1 st September 2012	
Section 31	1 st September 2012	
Section 32	1 st September 2012	
Section 33 (partially)	8 th August 2012	
Section 33(1)(a), (c) to (e) and (2) in so far as not already in operation	1 st September 2012	
Section 34	1 st September 2012	
Section 35	1 st September 2012	
Section 37	1 st September 2012	
Section 38	1 st September 2012	
Section 44	1 st September 2012	
Section 45	1 st September 2012	
Section 46	1 st September 2012	
Section 47	1 st September 2012	
Section 48 and Schedule 1 relating to offences under the following	1 st September 2012	

(a) S.I.1981/154 (N.I.)

(b) S.I.1997/276 (N.I.2)

sections—

Section 1(3) Operating a taxi service without an operator's licence,

Section 3(5) Knowingly keeping or making false records etc,

Section 3(10) Operating a taxi service in respect of unlicensed taxi or in respect of taxi driven by unlicensed driver,

Section 3(11) Contravention of other operator's duties,

Section 4(2) Sub-contracting work to a non-licensed operator,

Section 31(5) Failure to produce documents etc.,

Section 32(6) Failure to comply with requirement or direction to return licence, plate, etc. or badge,

Section 37(3) Failure to comply with an enforcement notice,

Section 44(1) Knowingly etc. to make false statement or furnish false information,

Section 44(2) Forging, possessing, documents, etc. with intent to deceive,

Section 45(1) Obstruction of constable or authorised officer,

Section 45(2) Failure to comply with requirement of constable or authorised officer or failure to give a constable or authorised officer assistance or information,

Section 45(3) Knowingly to make a false statement to authorised officer or constable.

Section 50 1st September 2012

Section 53 1st September 2012

Section 22 31st October 2014

Section 23 (partially) 24th September 2014

Section 23 insofar as not already in operation, except for subsection (8) 31st October 2014

Section 24 31st October 2014

Section 48 and Schedule 1 relating to offences under the following 31st October 2014

sections—

Section 22(2) Driving a taxi without a taxi driver's licence,

Section 22(3) Operating a taxi service driven by a taxi driver without a taxi driver's licence or owning a taxi being driven by a taxi driver without a taxi driver's licence,

Section 22(5) Driving a taxi without a taxi driver's licence for that class of taxi,

2014 No. 238 (C. 15)

Section 22(6) Operating a taxi service driven by a taxi driver without a taxi driver's licence for that class of taxi or owning a taxi driven by a taxi driver without a taxi driver's licence for that class of taxi,		
Section 24(5) Failure to wear a taxi driver's badge or display other identification.		
Section 52 (partially)	24 th September 2014	
Section 52 insofar as not already in operation	31 st October 2014	
Section 58(2) and Schedule 3 insofar as they relate to the repeal of— Article 79A of the Road Traffic (Northern Ireland) Order 1981; Article 6 of, and Part 2 of Schedule 3 to the Road Traffic (Amendment) (Northern Ireland) Order 1991; and In Part 1 of Schedule 1 to the Road Traffic Offenders (Northern Ireland) Order 1996, the entry relating to Article 79A of the 1981 Order.	31 st October 2014	
Section 13 Taxi licences (partially)	9 th December 2014	2014 No. 300 (C. 16)(a)
Section 15 Identification of licensed vehicles (partially)	9 th December 2014	
Section 19 Taxis not to carry more than the prescribed number of persons (partially)	9 th December 2014	
Section 20 Regulations concerning taxis or use of taxis (partially)	9 th December 2014	

© Crown copyright 2015

Printed in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty's Stationery Office being the Government Printer for Northern Ireland and the Officer appointed to print Acts of the Northern Ireland Assembly.

(a) S.R. 2014 No. 300 (C. 16) was amended by S.R. 2015 No. 257 (C. 20)

STATUTORY RULES OF NORTHERN IRELAND

2015 No. 389 (C. 35)

ROAD TRAFFIC AND VEHICLES

The Taxis (2008 Act) (Commencement No. 5) Order (Northern
Ireland) 2015

£6.00

N6827 12/2015 456827T 19585

ISBN 978-0-337-99909-3



9 780337 999093