



Transport Act 1985

1985 CHAPTER 67

PART I

GENERAL PROVISIONS RELATING TO ROAD PASSENGER TRANSPORT

Taxis and hire cars

10 Immediate hiring of taxis at separate fares.

- (1) In the circumstances mentioned in subsection (2) below, a licensed taxi may be hired for use for the carriage of passengers for hire or reward at separate fares without thereby—
 - (a) becoming a public service vehicle for the purposes of the 1981 Act or any related enactment; or
 - (b) ceasing (otherwise than by virtue of any provision made under section 13 of this Act) to be subject to the taxi code.
- (2) The circumstances are that—
 - (a) the taxi is hired in an area where a scheme made under this section is in operation;
 - (b) the taxi is licensed by the licensing authority for that area; and
 - (c) the hiring falls within the terms of the scheme.
- (3) In this section “licensing authority” means—
 - (a) in relation to the London taxi area, [F1Transport for London] or the holder for the time being of any office designated by [F1Transport for London] for the purposes of this section; and
 - (b) in relation to any other area in England and Wales, the authority having responsibility for licensing taxis in that area.
- (4) For the purposes of this section, a licensing authority may make a scheme for their area and shall make such a scheme if the holders of at least ten per cent. of the current taxi licences issued by the authority request the authority in writing to do so.

Changes to legislation: Transport Act 1985, Section 10 is up to date with all changes known to be in force on or before 03 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (5) Any scheme made under this section shall—
- (a) designate the places in the area from which taxis may be hired under the scheme (“authorised places”);
 - (b) specify the requirements to be met for the purposes of the scheme in relation to the hiring of taxis at separate fares; and
 - (c) ^{F2} . . . —
 - (i) include such provision, or provision of such description, as may be prescribed for the purposes of this sub-paragraph;
 - (ii) not include provision of any such description as may be prescribed for the purposes of this sub-paragraph.
- (6) Subject to subsection (5) above, any scheme made under this section may, in particular, make provision with respect to—
- (a) fares;
 - (b) the display of any document, plate, mark or sign for indicating an authorised place or that a taxi standing at an authorised place is available for the carriage of passengers at separate fares;
 - (c) the manner in which arrangements are to be made for the carriage of passengers on any such hiring as is mentioned in subsection (1) above; and
 - (d) the conditions to apply to the use of a taxi on any such hiring.
- (7) A licensing authority may, subject to subsection (5) above, vary any scheme made by them under this section.
- (8) ^{F3} . . . any scheme under this section, and any variation of such a scheme, shall be made in accordance with the prescribed procedure.
- (9) For the purposes of this section—
- (a) the hiring of a taxi falls within the terms of a scheme if—
 - (i) it is hired from an authorised place; and
 - (ii) the hiring meets the requirements specified by the licensing authority as those to be met for the purposes of the scheme; and
 - (b) a taxi is hired from an authorised place if it is standing at that place when it is hired and the persons hiring it are all present there.
- [^{F4}(9A) The power to make regulations under subsections (5)(c) and (8), so far as exercisable in relation to Wales, is exercisable by the Welsh Ministers (and not by the Secretary of State).]
- ^{F5}(10)

Textual Amendments

- F1** Words in s. 10(3)(a) substituted (3.7.2000) by 1999 c. 29, s. 253, **Sch. 20 Pt. I para. 8(2)(a)** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**
- F2** Words in s. 10(5)(c) repealed (3.7.2000) by 1999 c. 29, ss. 253, 423, Sch. 20 Pt. I para. 8(2)(b), **Sch. 34 Pt. V** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**
- F3** Words in s. 10(8) repealed (3.7.2000) by 1999 c. 29, ss. 253, 423, Sch. 20 Pt. I para. 8(2)(c), **Sch. 34 Pt. V** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**
- F4** S. 10(9A) inserted (1.4.2018) by Wales Act 2017 (c. 4), **ss. 28(2), 71(4)** (with Sch. 7 paras. 1, 6); S.I. 2017/1179, reg. 3(f)

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F5 S. 10(10) repealed (3.7.2000) by 1999 c. 29, ss. 253, 423, Sch. 20 Pt. I para. 8(2)(d), **Sch. 34 Pt. V** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**

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Changes and effects yet to be applied to :

- s. 10 amended by [1999 c. 29 Sch. 20 Pt. 1 para. 8\(2\)\(a\)](#)
- s. 10 repealed in part by [1999 c. 29 Sch. 20 Pt. 1 para. 8\(2\)\(b\)-\(d\)Sch. 34 Pt. 5](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6(2ZA) inserted by [2019 asp 17 s. 37\(2\)\(a\)](#)
- s. 6(7ZA) inserted by [2019 asp 17 s. 37\(2\)\(b\)](#)