



# Metropolitan Public Carriage Act 1869

1869 CHAPTER 115 32 and 33 Vict

## *Licensing Drivers of Hackney and Stage Carriages*

### <sup>F1</sup>[8] **Hackney carriage to be driven by licensed drivers.**

- (1) Transport for London shall have the function of licensing persons to be drivers of hackney carriages.
- (2) No hackney carriage shall ply for hire within the limits of this Act unless under the charge of a driver having a licence under this section from Transport for London.
- (3) If any hackney carriage plies for hire in contravention of this section—
  - (a) the person driving the carriage, and
  - (b) the owner of the carriage, unless he proves that the driver acted without his privity or consent,shall each be liable to a penalty not exceeding level 3 on the standard scale.
- (4) Transport for London may send to the Commissioner of Police of the Metropolis or the Commissioner of Police for the City of London—
  - (a) details of a person to whom Transport for London is considering granting a licence under this section, and
  - (b) a request for the Commissioner's observations;and the Commissioner shall respond to the request.
- (5) A licence under this section may—
  - (a) be granted on such conditions,
  - (b) be in such form,
  - (c) be subject to revocation or suspension in such event, and
  - (d) generally be dealt with in such manner,as may be prescribed.
- (6) Subsection (5) of this section is subject to the following provisions of this section.

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**Changes to legislation:** There are currently no known outstanding effects for the Metropolitan Public Carriage Act 1869, Section 8. (See end of Document for details)

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- (7) [<sup>F2</sup>Subject to section 8A, a] licence under this section shall, if not revoked or suspended, be in force for three years.
- (8) A fee of such amount (if any) as Transport for London may determine shall be paid to Transport for London—
- (a) by any applicant for a licence under this section, on making the application for the licence;
  - (b) by any applicant for the taking or re-taking of any test or examination, or any part of a test or examination, with respect to any matter of fitness, on making the application for the taking or re-taking of the test, examination or part; and
  - (c) by any person granted a licence under this section, on the grant of the licence.
- (9) In paragraph (b) of subsection (8) of this section “matter of fitness” means—
- (a) any matter as respects which Transport for London must be satisfied before granting a licence under this section; or
  - (b) any matter such that, if Transport for London is not satisfied with respect to the matter, they may refuse to grant a licence under this section.
- (10) Different amounts may be determined under subsection (8) of this section for different purposes or different cases.
- (11) Transport for London may remit or refund the whole or part of a fee under subsection (8) of this section.]

#### Textual Amendments

- F1** S. 8 substituted (3.7.2000) by 1999 c. 29, s. 253, **Sch. 20 Pt. I para. 5(5)** (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), **Sch. Pt. 3**
- F2** Words in s. 8(7) substituted (1.12.2016) by Immigration Act 2016 (c. 19), s. 94(1), **Sch. 5 para. 3** (with Sch. 5 para. 54); S.I. 2016/1037, reg. 5(i)

**Changes to legislation:**

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