

## APPENDIX C

### **Sect 51 LGMP Act 1976 -Licensing of drivers of private hire vehicles.**

(1)Subject to the provisions of this Part of this Act, a district council shall, on the receipt of an application from any person for the grant to that person of a licence to drive private hire vehicles, grant to that person a driver's licence:

Provided that a district council shall not grant a licence—

(a) unless they are satisfied that the applicant is a fit and proper person to hold a driver's licence; or

(b) to any person who has not for at least twelve months been authorised to drive a motor car, or is not at the date of the application for a driver's licence so authorised.

(1)For the purposes of subsection (1) of this section a person is authorised to drive a motor car if—

(a)he holds a licence granted under Part III of the Road Traffic Act 1988 (not being a provisional licence) authorising him to drive a motor car, or

(b)he is authorised by virtue of section 99A or section 109(1)of that Act to drive in Great Britain a motor car.

(2)A district council may attach to the grant of a licence under this section such conditions as they may consider reasonably necessary.

### **Sect 59 LGMP Act 1976 – Qualifications for drivers of hackney carriages**

(1)Notwithstanding anything in the Act of 1847, a district council shall not grant a licence to drive a hackney carriage—

(a)unless they are satisfied that the applicant is a fit and proper person to hold a driver's licence; or

(b)to any person who has not for at least twelve months been authorised to drive a motor car, or is not at the date of the application for a driver's licence so authorised.

(1A)For the purposes of subsection (1) of this section a person is authorised to drive a motor car if—

(a)he holds a licence granted under Part III of the Road Traffic Act 1988 (not being a provisional licence) authorising him to drive a motor car, or

(b)he is authorised by virtue of section 99A(1) or section 109(1)of that Act to drive in Great Britain a motor car.

(2) Any applicant aggrieved by the refusal of a district council to grant a driver's licence on the ground that he is not a fit and proper person to hold such licence may appeal to a magistrate's court.