

## Transport Act 1985

- 11 Advance booking of taxis and hire cars at separate fares.
- (1) Where the conditions mentioned in subsection (2) below are met, a licensed taxi or licensed hire car may be used 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 or (as the case may be) the hire car code.
- (2) The conditions are that—
- (a) all the passengers carried on the occasion in question booked their journeys in advance; and
- (b) each of them consented, when booking his journey, to sharing the use of the vehicle on that occasion with others on the basis that a separate fare would be payable by each passenger for his own journey on that occasion.
- 19 Permits in relation to use of buses by educational and other bodies.
- (1) In this section and sections 20 and 21 of this Act—
- “bus” means a vehicle which is adapted to carry more than eight passengers;
  - “large bus” means a vehicle which is adapted to carry more than sixteen passengers;
  - “small bus” means a vehicle which is adapted to carry more than eight but not more than sixteen passengers; and
  - “permit” means a permit granted under this section in relation to the use of a bus for carrying passengers for hire or reward.
- (2) The requirements that must be met in relation to the use of a bus under a permit for the exemption under section 18(a) of this Act to apply are that the bus—
- (a) is being used by a body to whom a permit has been granted under this section;
- (b) is not being used for the carriage of members of the general public nor with a view to profit nor incidentally to an activity which is itself carried on with a view to profit;

(c) is being used in every respect in accordance with any conditions attached to the permit; and

(d) is not being used in contravention of any provision of regulations made under section 21 of this Act.

- (3) A permit in relation to the use of a small bus may be granted by a body designated by an order under subsection (7) below either to itself or to any other body to whom, in accordance with the order, it is entitled to grant a permit.
- (4) A permit in relation to the use of a small bus may be granted by a traffic commissioner to any body appearing to him to be eligible in accordance with subsection (8) below and to be carrying on in his area an activity which makes it so eligible.
- (5) A permit in relation to the use of a large bus may be granted by a traffic commissioner to any body which assists and co-ordinates the activities of bodies within his area which appear to him to be concerned with—
  - (a) education;
  - (b) religion;
  - (c) social welfare; or
  - (d) other activities of benefit to the community.
- (6) A traffic commissioner shall not grant a permit in relation to the use of a large bus unless satisfied that there will be adequate facilities or arrangements for maintaining any bus used under the permit in a fit and serviceable condition.
- (7) The Secretary of State may by order designate for the purpose of this section bodies appearing to him to be eligible in accordance with subsection (8) below and, with respect to any body designated by it, any such order—
  - (a) shall specify the classes of body to whom the designated body may grant permits;
  - (b) may impose restrictions with respect to the grant of permits by the designated body and, in particular, may provide that no permit may be granted, either generally or in such cases as may be specified in the order, unless there are attached to the permit such conditions as may be so specified; and
  - (c) may require the body to make returns with regard to the permits granted by it.

- (8) A body is eligible in accordance with this subsection if it is concerned with—
- (a) education;
  - (b) religion;
  - (c) social welfare;
  - (d) recreation; or
  - (e) other activities of benefit to the community.
- (9) A body may hold more than one permit but may not use more than one bus at any one time under the same permit.

## 22 Community bus permits.

- (1) In this section and section 23 of this Act—
- “community bus service” means a local service provided—
    - (a) by a body concerned for the social and welfare needs of one or more communities;
    - (b) without a view to profit, either on the part of that body or of anyone else; and
    - (c) by means of a vehicle adapted to carry more than eight but not more than sixteen passengers; and
  - “community bus permit” means a permit granted under this section in relation to the use of a public service vehicle—
    - (a) in providing a community bus service; or
    - (b) in providing a community bus service and (other than in the course of a local service) carrying passengers for hire or reward where the carriage of those passengers will directly assist the provision of the community bus service by providing financial support for it.
- (2) A community bus permit may be granted by the traffic commissioner for the area in which the operating centre for any vehicle used under the permit will be.
- (3) A traffic commissioner shall not grant a community bus permit unless he is satisfied that there will be adequate facilities or arrangements for maintaining in a fit and serviceable condition any vehicle used under the permit.
- (4) A body may hold more than one community bus permit but may not use more than one vehicle at any one time under the same permit.