

Appendix B

Monmouthshire County Council's Taxi and Private Hire Policy and Conditions 2020 – Adopted 23rd June 2020 (APPENDIX M)

NON-STANDARD VEHICLES – Executive Vehicles Stretched Limousines, Novelty Vehicles, Tuk Tuks, Electric and Cycle Rickshaws (pedicabs)

***** ***Tuk Tuks, Electric and Cycle Rickshaws (pedicabs)***

66. With regard to Tuk Tuks, Electric and Cycle Rickshaws (pedicabs), these vehicles do not fall within the set criteria for this Policy, as a result the following conditions apply.

Limitations of Use

67. Applications for Tuk Tuks, Electrical and Cycle Rickshaws (pedicabs) shall be deferred to the Licensing and Regulatory Committee for consideration, to allow them to be considered on a case by case basis.
68. The vehicle shall only be used for special occasions and pre-booked business contracts. Vehicles licensed within this category shall not be used for everyday private hire use. The vehicle would be licensed as a Private Hire Vehicle except for cycle rickshaws (pedicabs). Non-motorised vehicles cannot be licensed as private hire vehicles, in accordance with Section 48 (1)(a) Local Government (Miscellaneous Provisions) Act 1976. In order for a cycle rickshaw (pedicabs) to be licensed as a hackney carriage vehicle, applicants need to demonstrate how they propose to comply with the Council's Hackney Carriage Vehicle Policy (as far as practicable), which includes tariff and roof signs.
69. The vehicle will be limited to travel at a maximum speed of 30 miles per hour, with specific care exercised when using trunk roads. Such vehicles shall not be used on dual carriageways or motorways.
70. Use of the vehicle will not be permitted if the weather causes hindrance to the stability and use of the vehicle, compromising safety.
71. All other criteria set down within this Policy shall be complied with.
72. The use of the vehicles for weddings and funerals are exempt from the requirement to hold a licence in accordance with Section 75 Local Government (Miscellaneous Provisions) Act 1976. As such, conditions cannot be considered for these purposes.

Vehicle Design

73. Tuk Tuks and Rickshaws whether pedalled, electrically motorised or powered by the traditional two-stroke engine, usually have three wheels. The design of which has the driver/rider to the front and the passengers seated to the rear. Tuk Tuk are the same design as Electric and Cycle Rickshaws (pedicabs). However, Rickshaws are often smaller and can only carry 1 or 2 passengers in the rear of the vehicle
74. For the purpose of calculating the seating capacity of a vehicle the minimum width of passenger seat is 400mm.

Transport of Passengers

75. The number of passengers to be carried shall not exceed the number for which it is licensed, as specified on the licence and the vehicle plate.
76. No person shall be permitted to travel sitting on the lap of any of the passengers. Passengers are to remain seated throughout the journey and be restrained by a lap belt at all times.
77. Children under 16 years of age are not permitted to travel in the vehicle unless accompanied by an appropriate adult. Children under 4 years of age are not permitted in the vehicle.
78. The driver shall not convey any animal unless it is in the custody of the hirer and in any case shall ensure that the animal is securely restrained.

Additional Documents Required.

79. Tuk Tuks and Electric Rickshaws presented for licensing will be required to have either European Whole Vehicle Type Approval (EWVTA) or be approved through the Motorcycle Single Vehicle Approval (MSVA), and be registered with the Driver and Vehicle Standards Agency (DVSA).
80. Cycle-rickshaws must comply, where applicable, with:
 - a. The Pedal Cycle (Construction and Use) Regulations 1983 and The Pedal Cycle (Construction and Use)(Amendment) Regulations 2015.
 - b. The Pedal Bicycle (Safety) Regulations 2010.
 - c. The Electrically Assisted Pedal Cycle Regulation 1983 and The Electrically assisted Pedal Cycle (Amendment) Regulations 2015.

And, in addition, have two rear position lamps and two rear reflectors; where appropriate.

The Tuk Tuk and/or Rickshaws must also be presented for examination and inspection at an approved garage.

Appearance and Mechanical Considerations

81. The vehicle licence plate, issued by the Council, must be affixed to the outside of the rear of the vehicle.
82. Licensed Tuk Tuks and Rickshaws must be fitted with seatbelts or lap belts which will be adequate to retain passengers in the vehicle. The seatbelts shall be readily accessible for use by all passengers and must be maintained in a safe condition at all times.
83. Licensed Tuk Tuks and Rickshaws must be fitted with passenger doors on both sides of the vehicle, with at least one door allowing for access/egress.
84. No fittings, except those approved by the Council, shall be attached to the inside or outside of the vehicle.
85. The body-work of the vehicle is in good condition and the paintwork is clean and well maintained.
86. Licensed Tuk Tuks, Rickshaws must be kept in good order, the inside and outside clean and braking machinery efficient, with all fixtures and fittings well maintained at all times to prevent injury to any passengers or damage or soiling of clothing or luggage. The vehicle must also be provided with an audible warning device such as a bell or horn.
87. Licensed Tuk Tuks and Rickshaws must have a watertight roof covering. Any rain coverings must be watertight and cover the passenger area. The vehicles must be fitted with retractable rain coverings that cover both sides and rear of the vehicle and are secured to ensure the vehicle remains watertight. The covers must be transparent to allow the drivers and passengers unrestricted views out of the vehicle.
88. The seats of the vehicle must be properly cushioned or covered; fittings and furniture must be kept clean and adequate for the convenience of persons conveyed therein.
89. The floor of the vehicle must be covered in carpet, mat or other suitable, non slip floor covering which is sound and clean.
90. Wheels in the vicinity of the passenger compartment must be covered for the protection of the passengers and their clothing.
91. The tyres must be suitable for the proposed load being carried and must have a clearly visible tread pattern over the entire circumference, and over the full breadth of the tyre with no exposed cord. A suitable spare wheel and tyre is provided and readily available for use, or an alternative temporary repair system

is provided, together with the tools and equipment required to carry out any emergency replacement or repairs required to the vehicle.

92. The condition, fixing and routing or positioning of electric cable and fitting, if any, are such that there is no risk of electrical fire or other incident.