

To: Regulatory Functions Board

On: 15th June 2017

Report by: Director of Finance and Resources

**Heading: Civic Government (Scotland) Act 1982:
Review of Taxi Fares within Renfrewshire**

1. Summary

- 1.1. At a meeting of the Regulatory Functions Board on 8th March 2017, there was submitted a report by the Director of Finance and Resources relative to the review of taxi fares applying within Renfrewshire.
- 1.2. At that meeting the Board agreed, after considering responses to an initial consultation, to advertise a proposal to fix a new fare scale. The agreed proposal sought that there be no increase in the taxi fare scale except that the Glasgow Airport Terminal Departure charge be increased from £1.00 to £1.50, and that a Glasgow Airport pick up and drop off charge of £2.00 be introduced. The Board agreed that the proposed scale would be advertised, allowing representations to be made within one month.
- 1.3. The Board agreed a proposed date of 31st July 2017 for the proposed fare scale to come into effect. The Board also agreed that a report would be submitted to a future meeting of the Board to allow a taxi fare scale to be fixed.
- 1.4. An advertisement detailing the proposal appeared within the Paisley Daily Express newspaper on 6th April 2017 and provided that any person wishing to make representations on the proposal must do so in writing no later than 6th May 2017. The advertised proposal is attached at Appendix 1 to this report. The procedure followed as detailed above is set out in Section 17 of the Civic Government (Scotland) Act 1982, as amended ("the Act").
- 1.5. In response to the advertisement, no further representations have been received. The Board now requires to fix a taxi fare scale for Renfrewshire. The

Board is also required, under the Act, to determine a date for the scale to come into effect. It is recommended that the scale comes into effect on Monday 28th August 2017, to allow the required statutory procedures to be completed following the fixing of the scale.

2. Recommendations

2.1 It is recommended that the Board:-

- 2.1.1 Agree a new fares scale for Renfrewshire, in accordance with the advertised scale;
- 2.1.2 Determine that this fares scale shall come into effect on 28th August 2017;
- 2.1.3 Thereafter, authorise officers to give notice to (a) all operators of taxis operating in Renfrewshire and (b) the persons and organisations appearing to the Board to be representative of the operators of taxis operating within Renfrewshire (being the parties initially consulted) of the fares scale fixed and its effect, the date on which it is to come into effect and the rights of appeal against the scale, all as set out in Section 17 of the Act, as amended;
- 2.1.4 Authorise officers to publish the fares scale, as soon as practicable following expiry of the period for appeal to the Traffic Commissioner (or, if appealed, as soon as practicable after determination of the appeal), by giving notice of the scales in an advertisement in a newspaper circulating in Renfrewshire and to specify therein that the scales shall come into effect on 28th August 2017 (or on such other date agreed by the Board), all in terms of Section 18A of the Act.

3 Background

- 3.1 Section 17 of the Civic Government (Scotland) Act 1982, as amended, requires the Council as licensing authority to fix maximum fares for the hire of taxis as detailed at paragraph 4.1 of this report. A copy of the Board's existing fare scale is attached at Appendix 2. Prior to fixing a new taxi fare scale, the Council requires to review the scales, by formally consulting taxi operators (or persons or organisations representative of them) and thereafter proposing new scales, and to publish these in a newspaper circulating in its area. The report to the Board on 8th March 2017 fully set out the initial consultation which had taken place with organisations representative of the taxi trade within Renfrewshire and also stated that individual taxi operators had been consulted by text alert.
- 3.2 Four proposals were received in response to the initial statutory consultation, details of which were set out in Paragraphs 3.4.1 to 3.4.4 of the report to the Board on 8th March 2017.

- 3.3 The Board agreed on 8th March 2017 to propose a fares scale for consultation as outlined in Paragraph 1.2 of this report. The advertisement which thereafter publicised the proposed scales on 6th April 2017 stated that any representations would require to be made by 6th May 2017. No representations have been received.
- 3.4 The Board now requires to fix a taxi fares scale for Renfrewshire and to determine the date the scale is to come into effect. The Board agreed on 8th March 2017, for the purpose of advertising the proposed scale, a proposed date of 31st July 2017 for the scale coming into effect. It is now apparent that a later date will require to be determined to enable the statutory procedures to be fully completed prior to the new scale coming into effect. Accordingly, it is recommended that the Board determine the scale will come into effect on 28th August 2017.
- 3.5 The Board may note that the Consumer Prices Index for the year to April 2017 was 2.6%, representing an increase from the year to March 2017 (when it was 2.3%).

4. Legal Position

- 4.1 A licensing authority must fix scales for the fares and other charges in relation to the hire of a taxi within 18 months beginning with the date on which the last scales came into effect. Prior to fixing those scales, the licensing authority must consult with the operators of taxis in its area (or persons or organisations representative of them), review the existing scales and propose new ones, publish these in a local newspaper and consider any representations made on or before the date specified in the advertisement.
- 4.2 Once the Board has fixed scales as recommended in this report, the Council requires to give notice within seven days to the operators of taxis and also to those persons representative of them (as initially consulted) of the scale and its effect, the date on which the scale is to come into effect and the rights of appeal to the Traffic Commissioner.
- 4.3 Any operator of a taxi or person or organisation appearing to the Traffic Commissioner to be representative of operators may, within fourteen days of the above notification of the scales being fixed, appeal the decision to the Traffic Commissioner for the Scottish Traffic Area. Following this 14 day appeal period (or the conclusion of an appeal to the Traffic Commissioner), the Council requires to give notice of the scale by newspaper advertisement.

Implications of the Report

1. **Financial** - Minor costs associated with production of new fare scales, cards and advertising costs which will require to be met from existing budgets.
2. **HR & Organisational Development** - – Nil
3. **Community Planning** – Nil

4. **Legal** – As detailed at Paragraph 4 of the report
5. **Property/Assets** – Nil
6. **Information Technology** – Nil
7. **Equality & Human Rights** -

The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report, as it seeks only to fix a taxi fares scale, which the Council has a statutory duty to review at regular intervals. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.

8. **Health & Safety** – Nil
9. **Procurement** – Nil
10. **Risk** – Nil
11. **Privacy Impact** - Nil

List of Background Papers

-None

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**Civic Government (Scotland) Act 1982
Taxi Fares Scale**

NOTICE IS HEREBY GIVEN in accordance with the provisions of Section 17 of the Civic Government (Scotland) Act 1982 that Renfrewshire Council proposes to fix a new taxi fares scale as follows:

TARIFF

FARES BY DISTANCE

Minimum fare for a distance not exceeding ½ mile.....£3.20
For each additional 239 yards or part thereof.....20p

FARES FOR WAITING TIME

For each period of 2 minutes or part thereof.....34p

EXTRAS

For each passenger in excess of 4, a fifth passenger charge of..... 60p
(applicable to 5,6, or 7 seater taxis)

An additional charge for journeys commencing after midnight and before
5.00am Sunday to Thursday.....60p

An additional charge for journeys commencing after midnight and before
5.00am Friday and Saturday.....£1.00

Glasgow Airport Terminal Departure charge.....£1.50

Glasgow Airport pick up and drop off charge.....£2.00

An additional charge for journeys commencing after midnight on
24 December until midnight on 26 December and from midnight
on 31 December until midnight on 2 January.....£1.00

From midnight on 24 December until midnight on 26 December
the fare chargeable shall be.....normal fare plus 1/3
(Tariff 2)

From midnight on 31 December until midnight on 2 January
the fare chargeable shall be.....normal fare plus 1/3
(Tariff 2)

An additional charge for payment by debit or credit cardsup to a maximum of
10%

SOILING FEE

Soiling in this context includes any soiling by means of food, drink,
vomit, urine or excrement.....up to a maximum of £50.00

FARES TO PLACES BEYOND THE RENFREWSHIRE AREA BOUNDARY

The driver is not obliged to accept the hire. Any hire terminating outwith the Renfrewshire Area will be charged at a rate to be agreed at the time of hire.

Fares chargeable for journeys where a taxi is hired on an exclusive basis shall be charged in accordance with the normal fares scale determined by the Council, but

shall be modified where a taxi is hired on a shared basis according to the number of hirers sharing the vehicle, as follows:-

1. One hirer: 100% of the fare
2. For two hirers: 100% of the first hirer to the point of the second hirer and thereafter both pay 75% of the standard fare each
3. If three hirers: As above to the point of the third hirer and thereafter all pay 65% of the standard fare each.
4. If four hirers: As above to the point of the fourth hirer and thereafter all pay 55% of the standard fare each.
5. If five hirers: As above to the point of the fifth hirer and thereafter all pay 50% of the standard fare each.
6. On departure from the taxi of one or more hirers the fare payable will revert to the rate appropriate to the remaining number of hirers.

The proposal involves an increase of the Glasgow Airport Departure Charge from £1.00 to £1.50.

The proposal also includes a new charge of £2.00 for picking up and dropping off passengers at Glasgow Airport.

It is proposed that the above fares scale will come into effect 31 July 2017.

Any person wishing to make representations in relation to the above proposals must do so in writing to the undernoted address, all within a period of one month after the date of this notice, that is no later than 6 May 2017.

Alan Russell
Director of Finance & Resources
Renfrewshire Council
Renfrewshire House
Cotton Street
Paisley
PA1 1TT

6 April 2017

APPENDIX 2

CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - TAXI FARES SCALE - TAXI No.

With effect from 23.59hrs on Sunday 31 January 2016

TARIFF

FARES BY DISTANCE

Minimum fare for a distance not exceeding ½ mile.....£3.20
For each additional 239 yards or part thereof20p

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