



# Transport Act 2000

## 2000 CHAPTER 38

### PART V

#### MISCELLANEOUS AND SUPPLEMENTARY

##### *Licensing of private hire vehicles*

#### **265 Vehicles subject to regulation as private hire vehicles**

- (1) In section 79 of the Public Passenger Vehicles Act 1981 (which provides that a vehicle which is not a public service vehicle because of section 1(3) or (4) of that Act is to be treated as one for the purpose of excluding it from regulation as a private hire vehicle), for “1(3) or (4)” substitute “1(4)”.
- (2) After that section insert—

##### **“79A Small PSVs subject to regulation as private hire vehicles**

- (1) If a small bus is being provided for hire with the services of a driver for the purpose of carrying passengers otherwise than at separate fares, it is not to be regarded as a public service vehicle for the purpose of—
  - (a) Part II of the Local Government (Miscellaneous Provisions) Act 1976, or
  - (b) any local Act applying in any area in England and Wales which regulates the use of private hire vehicles provided for hire with the services of a driver for the purpose of carrying passengers and excludes public service vehicles from the scope of that regulation.
- (2) If a small bus is being made available with a driver to the public for hire for the purpose of carrying passengers otherwise than at separate fares, it is not to be regarded as a public service vehicle for the purpose of the Private Hire Vehicles (London) Act 1998.

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*Status: This is the original version (as it was originally enacted).*

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- (3) But subsection (1) or (2) does not apply where the vehicle is being so provided or made available in the course of a business of carrying passengers by motor vehicles all but a small part of which involves the operation of large buses.
- (4) In this section—  
    “small bus” means a public service vehicle within paragraph (b) of subsection (1) of section 1 of this Act; and  
    “large buses” means public service vehicles within paragraph (a) of that subsection.”
- (3) In section 167(4) of the Criminal Justice and Public Order Act 1994 (touting for hire car services: defence in case of public service vehicles), for “passengers for public service vehicles” substitute “passengers to be carried at separate fares by public service vehicles”.