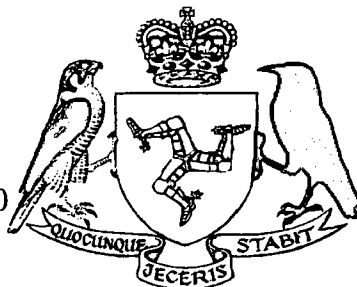


Government Circular No. 11/00



DEPARTMENT OF TRANSPORT

THE ROAD TRAFFIC ACT 1985

**DIRECTION OF THE DEPARTMENT IN RESPECT OF ADMINISTRATION OF
THE INSPECTION OF TAXIS AND HIRE VEHICLES**

DIRECTION to the Director of Highways and Traffic.

With effect from April 2000

**ADMINISTRATION OF PARAGRAPH 6D OF SCHEDULE 2 TO THE ROAD TRAFFIC
ACT 1985, AND OF REGULATIONS SUPPLEMENTING THAT PARAGRAPH -
THE INSPECTION OF TAXIS AND HIRE VEHICLES REGULATIONS 2000,**
(SD No. 133/00)

1. An authorised examiner, upon issuing a certificate of fitness, shall issue it in a form substantially as that set out in Annex 1 to this Direction.
2. For the guidance of the hackney licensing authority, the authorised examiner should advise the authority of the seating capacity of the vehicle by inserting in the certificate the **advisory seating capacity** for hackney licensing purposes which would apply to the vehicle if the criteria set out in Annex 2 to this Direction were used by the authority.
3. When determining whether a certificate of fitness may be issued, an authorised examiner may waive any part of the inspection relating to maintenance, construction or equipment of the vehicle if either-
 - (a) the vehicle is new, or
 - (b) the vehicle has been otherwise inspected in relation to maintenance, construction and equipment requirements and a test certificate remains current,

and he is satisfied that-

- (i) by virtue of the vehicle having been driven for only a low mileage, and
- (ii) the construction and equipment of the vehicle being standard and not having been changed or adapted,

since it was constructed, or so previously certified, such part of the inspection would be superfluous.

Price: 90p

00/03(b)

4. Where an inspection is to be carried out under paragraph 6D(3) by a different examiner, the examiner appointed for the purpose by the Department shall be a mechanical engineer who-

- (a) is a member of the Institute of Mechanical Engineers or is otherwise recognised as a qualified mechanical engineer, and
- (b) is not ordinarily employed by the Department to carry out inspections of vehicles, and
- (c) is directed by, and reports directly to, the Director of Highways and Traffic.

ANNEX 1
Form of Certificate of Fitness and Equipment by authorised examiner

ISLE OF MAN GOVERNMENT DEPARTMENT OF TRANSPORT

Certificate No.

ROAD TRAFFIC ACT 1985 Schedule 2, paragraph 6D; and
Inspection of Taxis and Hire Vehicles Regulations 2000

Certificate of Fitness and Equipment

Name of Owner:

Address of Owner:

Part 1: Particulars of the vehicle:

() if applicable*

Vehicle Identification Number (VIN) or chassis number:

Engine No.

*Registration mark:

*Date of registration in Island:

*Date of registration outside the Island:

*Date of expiry of current Isle of Man vehicle licence:

Make and model:

Year of manufacture:

Type of body:

Passenger-car/
or light passenger-car;

Vehicle steered by handlebars

(quadricycle/tricycle/bicycle);

(Delete as appropriate)

*Type approval number:

Engine capacity:

Gross weight:

Odometer (recorded mileage):

Design seating capacity for passengers (excluding driver):

Part 2: Fitness and equipment of the vehicle

Date of Examination:

The vehicle is assessed as being fit for use as a hackney carriage.

This Certificate shall continue in force until:

Date of Issue:

I, the undersigned, an authorised examiner duly appointed by the Department of Transport, hereby certify in accordance with the provisions of sub-paragraph (2)* [or (3)]* of paragraph 6D of Schedule 2 to the Road Traffic Act 1985 and the Inspection of Taxis and Hire Vehicles Regulations 2000 that the vehicle described in Part 1 above fulfils the prescribed conditions as to construction, fitness and equipment in respect of its use as a hackney carriage.

(*) *delete as appropriate.*

I advise that I have assessed the vehicle to be suitable for carrying passengers in addition to the driver (or..... , if passenger(s) is/are carried in a wheelchair). (*The licensable seating capacity is a matter for determination by the hackney licensing authority*).

FEE received: £

(signature)
Authorised Examiner

ANNEX 2

ADVISORY SEATING CAPACITY

1. In this Annex-

"Advisory seating capacity"-

means the number of seated passengers (not including the driver) which the vehicle is fit to be licensed as a hackney carriage to carry, being-

- (a) subject to head (c), "**ascertained seating capacity**" in the case of a passenger-car (other than a hire and drive carriage);
- (b) subject to head (c), "**design seating capacity**" in the case of-
 - (i) a passenger-car which is a hire and drive carriage, or
 - (ii) a vehicle steered by handlebars;
- (c) but in any such case-
 - (i) does not include any seat which, at the time of inspection, has been removed from the vehicle or is not otherwise installed in the vehicle; and
 - (ii) shall not be a greater number of passengers (excluding the driver) than the number of seatbelts (excluding the driver's seatbelt) which are fitted to the vehicle in compliance with construction and equipment requirements in that regard (if any) which apply to the vehicle; and
 - (iii) shall not exceed such number of passengers as may be carried in a hackney carriage.

"Design seating capacity"-

means the number of seated passengers which the vehicle has been designed or adapted to carry, not being greater than that number of passenger seats (excluding the driver's seat) which is stated in the registered particulars of the vehicle.

"Ascertained seating capacity"-

means the passenger seating capacity ascertained by an examiner as follows-

- (a) in the case of a vehicle in respect of which a hackney licence is or was in force before 1st. April 2000-
 - (i) the width of a seat to accommodate one passenger shall be at least 40cm measured in a straight line lengthwise along the front of each seat; and

- (ii) in the case of a seat designed to accommodate more than one passenger, at least 40cm measured in a straight line lengthwise along the front of each seat shall be allowed for each passenger,

but nothing in this head shall prevent the seating capacity being determined in accordance with head (b) if the owner makes such a request in his application for a certificate or otherwise makes such a request in writing to the examiner.

- (b) in the case of a vehicle in respect of which no hackney licence is or was in force before 1st. April 2000-
 - (i) the width of a seat to accommodate one passenger shall be such that the seat and the back rest of the seat shall provide a space at least 40cm wide for the accommodation of a passenger sitting in it, notwithstanding that the design of the seat and of the back rest may be such that some part of any extremity of the seat or the back rest is less than 40cm wide; and
 - (ii) if a seat is designed to accommodate more than one passenger, at least 40cm measured in a straight line lengthwise along that part of the back rest of the seat which is designed to support the full width of the back of a passenger sitting in it shall be allowed for each passenger; and
 - (iii) if any arm-rest is provided for any seat, or for any seating position on a seat designed to accommodate more than one passenger, the seating capacity shall be determined without deducting the space occupied by that arm-rest, whether or not the arm- rest is fixed in position for use or may be raised out of the position in which it can be used.

2. (1) If, after inspection of the vehicle, the examiner issues a certificate in respect of the vehicle he shall state on the certificate the advisory seating capacity of the vehicle.

(2) Where the vehicle is constructed and equipped for conveyance of any passenger in a wheelchair, the examiner shall state in the certificate both-

- (a) the seating capacity when no wheelchair is carried; and
- (b) the seating capacity when as many wheelchairs as the vehicle is constructed and equipped to carry would be carried in the vehicle.

DATED

15th March 2000



Minister for Transport