



Civic Government (Scotland) Act 1982

1982 CHAPTER 45

PART II

LICENSING AND REGULATION—PARTICULAR ACTIVITIES

Licensing and regulation of taxis and private hire cars

17 Taxi fares.

- (1) The fares for the hire of taxis in any area and all other charges in connection with the hire of a taxi or with the arrangements for its hire shall be not greater than those fixed for that area under this section and section 18 of this Act.
- [^{F1}(2) The licensing authority must fix scales for the fares and other charges mentioned in subsection (1) within 18 months beginning with the date on which the scales came into effect.
- (3) In fixing scales under subsection (2), the licensing authority may—
 - (a) alter fares or other charges,
 - (b) fix fares or other charges at the same rates.
- (4) Before fixing scales under subsection (2), the licensing authority must review the scales in accordance with subsection (4A).
- (4A) In carrying out a review, the licensing authority must—
 - (a) consult with persons or organisations appearing to it to be, or to be representative of, the operators of taxis operating within its area,
 - (b) following such consultation—
 - (i) review the existing scales, and
 - (ii) propose new scales (whether at altered rates or the same rates),
 - (c) publish those proposed scales in a newspaper circulating in its area—
 - (i) setting out the proposed scales,
 - (ii) explaining the effect of the proposed scales,

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- (iii) proposing a date on which the proposed scales are to come into effect, and
- (iv) stating that any person may make representations in writing until the relevant date, and
- (d) consider any such representations.
- (4B) In subsection (4A)(c)(iv) “the relevant date” is a date specified by the licensing authority falling at least one month after the first publication by the authority of the proposed scales.
- (4C) After fixing scales under subsection (2), the licensing authority must give notice in accordance with subsection (4D).
- (4D) The licensing authority must—
 - (a) set out, and explain the effect of, the scales as fixed,
 - (b) notify the persons mentioned in subsection (4E) of—
 - (i) the date on which the scales as fixed are to come into effect, and
 - (ii) the rights of appeal under section 18.
- (4E) Those persons are—
 - (a) all operators of taxis operating within their area, and
 - (b) the persons and organisations consulted under subsection (4A)(a).]
- (5) Notice shall be given for the purposes of subsection [F²(4D)(b)] above by—
 - (a) its being sent by recorded delivery letter to the last known addresses of the persons and organisations referred to in subsection [F³(4E)] above so as to arrive there, in the normal course of post, not later than [F⁴seven days after the scales are fixed under subsection (2)] above; or
 - (b) personal service of the notice upon those persons within that time.

Textual Amendments

- F1** S. 17(2)-(4E) substituted for s. 17(2)-(4) (1.11.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **ss. 174(3)(a)**, 206(1); S.S.I. 2011/354, art. 2, sch. (with art. 3)
- F2** Word in s. 17(5) substituted (1.11.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **ss. 174(3)(b)(i)**, 206(1); S.S.I. 2011/354, art. 2, sch. (with art. 3)
- F3** Word in s. 17(5)(a) substituted (1.11.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **s. 174(3)(b)(ii)(A)**, 206(1); S.S.I. 2011/354, art. 2, sch. (with art. 3)
- F4** Words in s. 17(5)(a) substituted (1.11.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **s. 174(3)(b)(ii)(B)**, 206(1); S.S.I. 2011/354, art. 2, sch. (with art. 3)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 22(1)(c) repealed by [2015 asp 10 s. 65\(3\)](#)
- s. 49(9) added by [2010 asp 13 s. 200\(1\)\(b\)](#)