
STATUTORY INSTRUMENTS

2003 No. 3122

**DISABLED PERSONS
TRANSPORT, ENGLAND AND WALES**

**The Disability Discrimination Act 1995
(Private Hire Vehicles) (Carriage of Guide Dogs
etc.) (England and Wales) Regulations 2003**

Made - - - - 3rd December 2003

Laid before Parliament 9th December 2003

Coming into force in accordance with regulation 1

The Secretary of State for Transport, in exercise of the powers conferred by sections 37A(8)(b) and (9) and 67(2) of the Disability Discrimination Act 1995(1), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

Modifications etc. (not altering text)

C1 [Regulations](#) continued under new enabling powers in 2010 c. 15 (1.10.2010 immediately after the commencement of S.I. 2010/2779) by [The Equality Act 2010 \(Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation\) Order 2010 \(S.I. 2010/2317\)](#), arts. 1(2), 21, [Sch. 7](#)

Citation, commencement, interpretation and extent

1.—(1) These Regulations may be cited as the Disability Discrimination Act 1995 (Private Hire Vehicles) (Carriage of Guide Dogs etc.) (England and Wales) Regulations 2003 and shall come into force as follows—

- (a) regulation 2(1) on 31st December 2003; and
 - (b) all other provisions on 31st March 2004.
- (2) In these Regulations “the Act” means the [^{F1}Equality Act 2010].
- (3) These Regulations apply to England and Wales.

(1) [1995 c. 50](#). Section 37A was inserted by the Private Hire Vehicles (Carriage of Guide Dogs etc.) Act [2002 \(c. 37\)](#).

F1 Words in **reg. 1(2)** substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by **The Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317)**, art. 1(2), **Sch. 8 para. 3(2)** (with Sch. 8 para. 3(10)-(12))

Commencement Information

I1 **Reg. 1** in force at 31.3.2004, see **reg. 1(1)(b)**

Notices of exemption

2.—(1) The prescribed notice of exemption for the purposes of [F2]section 171(4)(b) of the Act] shall be a notice duly completed in accordance with the certificate of exemption, which shall be—

- (a) in the case of a driver of a private hire vehicle to whom the [F3]exemption certificate] has been issued by a licensing authority in England, the notice set out in Schedule 1 to these Regulations; and
- (b) in the case of a driver of a private hire vehicle to whom the [F4]exemption certificate] has been issued by a licensing authority in Wales, the notice set out in Schedule 2 to these Regulations.

[F5](2) The prescribed manner of exhibiting a notice of exemption for the purposes of [F6]section 171(4)(b) of the Act] shall be—

- (a) by displaying it—
 - (i) on the nearside of and immediately behind the windscreen of the private hire vehicle facing outwards; and
 - (ii) in a manner that readily permits its removal;
- (b) so that—
 - (i) its front is clearly visible from the outside of the private hire vehicle; and
 - (ii) its back is clearly visible from the driver’s seat of the private hire vehicle.]

F2 Words in **reg. 2(1)** substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by **The Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317)**, art. 1(2), **Sch. 8 para. 3(3)** (with Sch. 8 para. 3(10)-(12))

F3 Words in **reg. 2(1)(a)** substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by **The Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317)**, art. 1(2), **Sch. 8 para. 3(4)** (with Sch. 8 para. 3(10)-(12))

F4 Words in **reg. 2(1)(b)** substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by **The Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317)**, art. 1(2), **Sch. 8 para. 3(5)** (with Sch. 8 para. 3(10)-(12))

F5 **Reg. 2(2)** substituted (17.7.2006) by **The Disability Discrimination Act 1995 (Private Hire Vehicles) (Carriage of Guide Dogs etc.) (England and Wales) (Amendment) Regulations 2006 (S.I. 2006/1617)**, regs. 1, **2(2)**

F6 Words in **reg. 2(2)** substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by **The Equality Act 2010 (Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation) Order 2010 (S.I. 2010/2317)**, art. 1(2), **Sch. 8 para. 3(6)** (with Sch. 8 para. 3(10)-(12))

Commencement Information

- I2** Reg. 2(1) in force at 31.12.2003, see [reg. 1\(1\)\(a\)](#)
I3 Reg. 2(2) in force at 31.3.2004, see [reg. 1\(1\)\(b\)](#)

[^{F7} Prescribed charities

3. Each of the following is a prescribed charity for the purposes of paragraph (c) of the definition of “assistance dog” in section 173(1) of the Act (so far as that definition applies for the purposes of section 170 of that Act)—

- (a) “Dogs for the Disabled” registered with the Charity Commission under registration number 1092960;
- (b) “Support Dogs” registered with the Charity Commission under registration number 1017237; and
- (c) “Canine Partners for Independence” registered with the Charity Commission under registration number 803680.]

- F7** [Reg. 3](#) substituted (1.10.2010 immediately after the commencement of S.I. 2010/2779) by [The Equality Act 2010 \(Commencement No. 4, Savings, Consequential, Transitional, Transitory and Incidental Provisions and Revocation\) Order 2010 \(S.I. 2010/2317\)](#), art. 1(2), [Sch. 8 para. 3\(7\)](#) (with [Sch. 8 para. 3\(10\)-\(12\)](#))

Signed by the authority of the Secretary of State for Transport

Tony McNulty
Parliamentary Under Secretary of State
Department for Transport

Changes to legislation: There are currently no known outstanding effects for the *The Disability Discrimination Act 1995 (Private Hire Vehicles) (Carriage of Guide Dogs etc.) (England and Wales) Regulations 2003*. (See end of Document for details)

SCHEDULE 1

Regulation 2(1)(a)

<p>Commencement Information I4 Sch. 1 in force at 31.12.2003, see reg. 1(1)(a)</p>

F8 1. FORM OF FRONT OF NOTICE OF EXEMPTION IN ENGLAND

SECTION 37A DISABILITY DISCRIMINATION ACT 1995

NOTICE OF EXEMPTION

(Name of private hire vehicle licensing authority)

Driver's full name†

Licence No.†

The person named above is exempt from carrying guide dogs, hearing dogs, or assistance dogs in the private hire vehicle specified at "A" below or in a kind of private hire vehicle specified at "B" below.

A Registration number of specified private hire vehicle* _____

B Kind of private hire vehicle*

(a) Private hire vehicle with fixed partition segregating the driver from the passenger compartment*

(b) Private hire vehicle without fixed partition segregating the driver from the passenger compartment*

F9 2. FORM OF BACK OF NOTICE OF EXEMPTION IN ENGLAND

WARNING

Only the driver named overleaf may display this notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.

SCHEDULE 2

Regulation 2(1)(b)

<p>Commencement Information I5 Sch. 2 in force at 31.12.2003, see reg. 1(1)(a)</p>

F10F11 1. FORM OF FRONT OF NOTICE OF EXEMPTION IN WALES

ADRAN 37A DEBDF GWAHANIAETHU AR SAIL ANABLEDD 1995
[SECTION 37A DISABILITY DISCRIMINATION ACT 1995]

HYSBYSIAD EITHRIO
[NOTICE OF EXEMPTION]

(Enw'r awdurdod trwydded cerbydau hur preifat.)
[Name of private hire vehicle licensing authority]

Enw llawn y gyrrwr †
[Driver's full name †]

Rhif y Drwydded *
[Licence No. †]

Mae'r sawl a enwir uchod wedi'i lithrio rhag cludo cŵn tywys, cŵn i'r byddar, neu gŵn eyrnorth yn y cerbyd hur preifat a nodir yn "A" isod neu fath o gerbyd hur preifat a nodir yn "B" isod.

[The person named above is exempt from carrying guide dogs, hearing dogs, or assistance dogs in the private hire vehicle specified at "A" below or in a kind of private hire vehicle specified at "B" below.]

A Rhif cofrestru'r cerbyd hur preifat penodolig * _____

[A Registration number of specified private hire vehicle *]

B Math o gerbyd hur preifat * _____

[B Kind of private hire vehicle *]

(a) Cerbyd hur preifat â rhanlad sefydlog sy'n gwahanu'r gyrrwr wrth adran y teithiwr*

[(a) Private hire vehicle with fixed partition segregating the driver from the passenger compartment*]

(b) Cerbyd hur preifat heb rhanlad sefydlog sy'n gwahanu'r gyrrwr wrth adran y teithiwr*

[(b) Private hire vehicle without fixed partition segregating the driver from the passenger compartment*]

E_D

Mae'r hysbysiad hwn yn ddirwyn i ben yn + ____ 20 ____

[This notice expires † ____ 20 ____]

† Ddiwedd fel y bo'n briodol

[Delete as appropriate]*

† i w gwblhau

[i to be completed]

F12. FORM OF BACK OF NOTICE OF EXEMPTION IN WALES

RHYBUDD WARNING

Dim ond y sawl a enwir drosodd a all arddangos yr hysbysiad hwn wrth yrru'r cerbyd. Gellir arddangos yr Hysbysiad hwn pan fydd y cerbyd wedi'i barcio cyhyd ag y bydd yn cael ei yrru gan, ac i'w yrru gan, y gyrrwr a enwyd. Fel arall rhaid i'r gyrrwr dynnu'r hysbysiad.

[Only the driver named overleaf may display this notice when driving the vehicle. The notice may also remain on display when the vehicle is parked provided it has been driven by, and is to be driven by, the named driver. Otherwise the named driver must remove the notice.]

Changes to legislation: There are currently no known outstanding effects for the The Disability Discrimination Act 1995 (Private Hire Vehicles) (Carriage of Guide Dogs etc.) (England and Wales) Regulations 2003. (See end of Document for details)

EXPLANATORY NOTE

(This note is not part of the Order)

Section 37A of the Disability Discrimination Act 1995 imposes a duty on licensed private hire vehicle drivers and operators in relation to the carriage, without additional charge, of an assistance dog when it accompanies a disabled person. It also provides that a private hire vehicle driver may be exempted from this obligation on medical grounds

These Regulations, which apply to private hire vehicles licensed in England and Wales, prescribe the form of the notice of exemption which must be displayed by an exempted driver and the manner of its display in the private hire vehicle.

A regulatory impact assessment has been prepared and copies can be obtained from the Mobility and Inclusion Unit, Department for Transport, Zone 1/18 Great Minster House, 76 Marsham Street, London SW1 4DR (telephone 020 7944 6100). A copy has been placed in the library of each House of Parliament.

Changes to legislation:

There are currently no known outstanding effects for the The Disability Discrimination Act 1995 (Private Hire Vehicles) (Carriage of Guide Dogs etc.) (England and Wales) Regulations 2003.