Statutory Instrument Number

Small Public Service Vehicle (Fixed Payment Offences and Driver Licence Period) Regulations

The National Transport Authority, in exercise of the powers conferred on it by section 7 and section 48 of the Taxi Regulation Acts 2013 and 2016 (No. 37 of 2013 as amended), hereby makes the following Regulations:

These Regulations may be cited as the Small Public Service Vehicle (Fixed Payment Offences and Driver Licence Period) Regulations [•].

In these Regulations “Principal Regulations” means the Taxi Regulation (Small Public Service Vehicle) Regulations 2015 (S.I. No. 33 of 2015).

The Principal Regulations are amended by substitution of the following for Schedule 8:-

**Schedule 8**

**Fixed Payment Offences – Prescribed Amounts**

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| Code(1) | Section of the Principal Act orRegulation under these Regulations(2) | Description of Offence(3) | Fixed Penalty Amount(4) |
| D1 | Regulation 45(1) of these Regulations | Failure to display the required in-vehicle information. | **€100** |
| D2 | Section 25(9) in so far as it relates to section 25(6) of the Principal Act | Standing or parking at appointed stand while vehicle is not available for hire. | **€80** |
| D3 | Section 25(9) in so far as it relates to section 25(4) of the Principal Act | Standing for hire in a taxi otherwise than at an appointed stand. | **€100** |
| D4 | Regulation 39(1) of these Regulations | Refusal to carry assistance dog or guide dog in a small public service vehicle. | **€250** |
| D5 | Regulation 56(1) and 56(2) of these Regulations | Failure to print and offer a taximeter receipt in the prescribed form to a passenger upon completion of a journey in a taxi. | **€100** |
| D6 | Regulation 57(1) and 57(2) of these Regulations | Failure to make available a receipt in the prescribed form to a passenger upon completion of a journey in a hackney or limousine. | **€100** |
| D7 | Regulation 58(1) of these Regulations | Standing or plying for hire in an area without a licence to stand or ply for hire in that area. | **€200** |
| L8 | Regulation 46 of these Regulations | Failure to comply with taxi roof sign requirements. | **€100** |
| L9 | Regulation 48(1) of these Regulations | Displaying on a hackney or limousine a sign or advertisement other than one approved in writing by the National Transport Authority. | **€80** |
| L10 | Regulation 51(1) of these Regulations | Failure to notify details of the small public service vehicle being operated. | **€200** |
| D11 | Regulation 53(3) of these Regulations | Operating taximeter while taxi is standing for hire or plying for hire. | **€150** |
| D12 | Regulation 53(2)(c) of these Regulations | Failure to operate taximeter while taxi is on hire. | **€150** |
| D13 | Regulation 53(2)(a) of these Regulations | Failure to comply with the requirements in relation to the fitting and operation of a taximeter. | **€150** |
| D14 | Regulation 55 of these Regulations | Applying a booking fee in respect of a taxi which is engaged while plying for hire or standing for hire or without having been booked in advance by the consumer. | **€100** |
| D15 | Section 25(9) in so far as it relates to section 25(5) of the Principal Act  | Standing with a taxi on part of the public road adjoining or in proximity of an appointed stand when the appointed stand is full. | **€80** |
| D16 | Regulation 47(1) of these Regulations | Failure to display prominently the required valid SPSV Driver Display Card so as to be clearly visible | **€200** |
| A17 | Regulation 24, 25, 26, 27 and 28 of these Regulations, except in so far as they relate to paragraph 21(1) of Schedule 2 of these Regulations | Failure to comply with the vehicle standards and requirements applicable to the relevant licence category | **€100** |
| D18 | Regulation 59(1) of these Regulations | Failure of the driver of a hackney or limousine to carry the required booking record in respect of a hire  | **€80** |
| D19 | Regulation 4(a) of Small Public Service Vehicle (Cashless Payment Facility) Regulations 2022 (S.I. 294/2022) | Failure to carry a functioning cashless payment device | **€200** |
| D20 | Regulation 4(b) of Small Public Service Vehicle (Cashless Payment Facility) Regulations 2022 (S.I. 294/2022) | Failure to accept cashless payment | **€200** |
| A21 | Regulation 44(3) of these Regulations | Removal, attempted removal, damage or interference with a small public service vehicle tamper-proof disc. | **€150** |
| D22 | Regulation 44(1) of these Regulations | Failure to display valid tamper-proof discs. | **€150** |
| D23 | Section 23(2) of the Principal Act | Unreasonable refusal by the driver to carry a passenger. | **€150** |
| D24 | Regulation 53(2)(b) of these Regulations | Failure to comply with the requirements in relation to the calibration of taximeters | **€250** |
| A26 | Regulation 24 and 26 of these Regulations, in so far as they relate to paragraph 21(1) of Schedule 2 of these Regulations | Failure to have prescribed signage affixed to the front doors of taxi or wheelchair accessible taxi. | **€250** |
| D27 | Regulation 38(5)(d) of these Regulations. | Refusal by the driver to carry a passenger in a wheelchair. | **€250** |

Regulation 7(3)(a) of the Principal Regulations is amended by inserting “up to” before “five years”.

Explanatory Note

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

The purpose of the Small Public Service Vehicle (Fixed Payment Offences and Driver Licence Period) Regulations [•] is to amend Schedule 8 of the Taxi Regulation (Small Public Service Vehicle) Regulations 2015 (SI. No. 33 of 2015) in relation to the prescribed amounts for fixed payment offences and the addition of a prescribed amount for offences in relation to unreasonable refusal to provide services to a passenger seated in their wheelchair, together with an amendment to the period of validity of a SPSV driver licence.