STATUTORY INSTRUMENTS

2015 No. 888

PUBLIC PASSENGER TRANSPORT

The Public Service Vehicles (Conduct of Drivers, Inspectors, Conductors and Passengers) (Amendment) (England and Wales) Regulations 2015

Made - - - -	*24th March 2015*
Laid before Parliament	*26th March 2015*
Coming into force - -	*30th June 2015*

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 24(1), 25(1) and 60(1) and (1A) of the Public Passenger Vehicles Act 1981(**1**) and after consultation with representative organisations in accordance with section 61(2) of that Act(**2**).

Citation, commencement and extent

1. These Regulations—

(a) may be cited as the Public Service Vehicles (Conduct of Drivers, Inspectors, Conductors and Passengers) (Amendment) (England and Wales) Regulations 2015;

(b) come into force on 30th June 2015; and

(c) extend to England and Wales only.

Amendment of Regulations

2. The Public Service Vehicles (Conduct of Drivers, Inspectors, Conductors and Passengers) Regulations 1990(**3**) are further amended as follows.

3.—(1) Regulation 3 (interpretation) is amended as follows.

(**1**) 1981 c. 14. Section 24 was amended by the Road Traffic (Driver Licensing and Information Systems) Act 1989 (c.22), Schedule 3, paragraph 2 and Schedule 6. Section 25 was amended by the Transport and Works Act 1992 (c.42), section 61(3). Section 60 was amended by the Transport Act 1985 (c.67), section 134(1) and (2); and has effect as if Parts I and II of the 1985 Act were contained in the Public Passenger Vehicles Act 1981 by virtue of section 134(1) of the 1985 Act. The powers conferred on the Secretary of State in relation to Scotland were transferred to Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(**2**) Section 61(2) was amended by the Transport Act 1985, section 135(1) and Schedule 8; and has effect as if Parts I and II of the 1985 Act were contained in the Public Passenger Vehicles Act 1981 by virtue of section 135(1) of the 1985 Act.

(**3**) S.I. 1990/1020. Amending instruments are S.I. 1995/186, 2002/1724 and 2013/1865.

(2) In paragraph (1)—

(a) for the definition of "the 1995 Act", substitute—

""the 2010 Act" means the Equality Act 2010(**4**);";

(b) for the definition of "assistance dog", substitute—

""assistance dog" means a dog which has been trained—

(a) to guide a blind person;

(b) to assist a deaf person;

(c) by a specified charity to assist a person who has a disability for the purpose of section 6(1) of the 2010 Act that—

(i) consists of epilepsy; or

(ii) otherwise affects the person's mobility, manual dexterity, physical co-ordination or ability to lift, carry or otherwise move everyday objects;";

(c) for the definition of "disabled person", substitute—

""disabled person" means a person who is a disabled person within the meaning of section 6 of the 2010 Act;";

(d) omit the definitions of "guide dog" and "hearing dog";

(e) after the definition of "scheduled service", insert—

""specified charity" means each of the following charities—

(a) "Dogs for the Disabled" registered with the Charity Commission under registration number 1092960;

(b) "Dogs for the Disabled" registered with the Charity Commission under registration number 700454;

(c) "Support Dogs" registered with the Charity Commission under registration number 1017237; and

(d) "Canine Partners for Independence" registered with the Charity Commission under registration number 803680;";

(f) omit the definition of "ticket".

4.—(1) Regulation 4 (the conduct of drivers, inspectors and conductors) is amended as follows.

(2) For paragraphs (1) and (2), substitute—

"(1) The driver of a vehicle in motion must not—

(a) subject to paragraph (3), speak directly to any person on board, or

(b) hold a microphone or anything attached to a microphone,

unless it is necessary for him to do so, either in an emergency or on grounds of safety."

(3) For paragraph (3), substitute—

"(3) The driver of a vehicle in motion may—

(a) speak to a relevant person in relation to the operation of the vehicle, or

(b) on a relevant service, make short statements from time to time indicating the location of the vehicle or relating to operational matters,

provided that the driver can do so without being distracted from driving the vehicle."

(**4**) 2010 c. 15.