

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3342 of 15 May, 2003

LEGAL NOTICE NO. 63 OF 2003

TRANSPORT ACT 1998

**TAXIS (CITY SERVICE AND CRUISE TERMINAL)
(AMENDMENT) REGULATIONS 2003**

In exercise of the powers conferred on him by section 69 of the Transport Act 1998, and all other enabling powers, the Minister has made the following regulations-

Title and commencement.

1.(1) These regulations may be cited as the Taxis (City Service and Cruise Terminal) (Amendment) Regulations 2003.

Insertion of new regulation 3.

2. Regulation 3 of the Taxis (City Service and Cruise Terminal) Regulations 1999 is replaced by the following-

“City service.

3.(1) The Commission shall issue each taxi licensed in accordance with the Act with a white, blue, red, black, buff or green disc in the form set out in Schedule 1 for the purpose of indicating on which weeks the taxi concerned will operate a city service.

(2) A white disc indicates that the taxi is permanently on city service.

(3) The Commission shall issue equal numbers of discs coloured blue, red, black, buff and green and no taxi may receive more than one disc.

(4) From the date of entry into operation of this regulation each week shall be successively a “blue week”, a “red week”, a “black week”, a “buff week” or a “green week”, in that order, or in such other as the Minister may direct in writing.

(5) On each week whose colour corresponds to the colour of the disc issued to a taxi, that taxi may only offer a city service; nothing in this regulation shall prevent any other taxi also offering a city service.

(6) "City service" means that the taxi may only ply for hire from taxi ranks to carry a passenger to another point within Gibraltar and may not enter—

- (a) the cruise terminal;
- (b) the coach terminal; or
- (c) the Upper Rock, except in the case of a one-way fare to a specific location there.

(7) A driver of a taxi who, during the week whose colour corresponds to the colour of the disc issued to the taxi ("a relevant week")—

- (a) fails to display the disc issued;
- (b) refuses to accept, without reasonable cause, a passenger who wishes to travel to another point within Gibraltar;
- (c) enters any area prohibited to him under subregulation (5); or
- (d) fails without reasonable cause, during the relevant week, to provide a service for at least six hours on each day of that week,

shall be deemed to have failed to comply with a condition of his licence.

(8) For the purposes of paragraph (b) of subregulation (7), "reasonable cause" for refusing to accept a passenger includes, by way of example—

- (a) the passenger is drunk, disorderly, abusive or otherwise not in a fit state to be carried;
- (b) the passenger appears unable to pay the potential fare and refuses to show that he has enough money with him;
- (c) the taxi driver is beginning or going to another hiring; or
- (d) the request by the passenger would place the taxi driver in contravention of the provisions of the Act or the conditions of his licence.”.

Dated the 15th day of May,2003

J J HOLLIDAY

Minister for Tourism and Transport

EXPLANATORY MEMORANDUM

These regulations provide that the City Service offered by taxis should be on a weekly basis.