

## Deddf Cydraddoldeb 2010

### Adran 165 ac 168 - Dyletswyddau Gyrwyr Tacsï

#### **Adran 165 - Teithwyr mewn Cadeiriau Olwyn**

Mae Adran 165 Deddf Cydraddoldeb 2010 yn gosod 'dyletswyddau' ar yrwyr "cerbyd dynodedig" h.y. cerbydau hacni a cherbydau hurio preifat sy'n hygyrch i gadeiriau olwyn. Y dyletswyddau hyn yw:

- cludo'r teithiwr mewn cadair olwyn;
- i beidio â chodi unrhyw dâl ychwanegol am wneud hynny;
- os yw'r teithiwr yn dymuno eistedd mewn sedd teithiwr, i gludo'r gadair olwyn;
- i gymryd camau fel y bo'n ofynnol i sicrhau bod y teithiwr yn cael ei gludo'n ddiogel ac yn weddol gyfforddus;
- rhoi cymorth symudedd o'r fath i'r teithiwr, fel sy'n ofynnol o fewn rheswm.;
  - i sicrhau bod y teithiwr yn gallu mynd i mewn ac allan o'r cerbyd;
  - Os yw'r teithiwr yn dymuno aros yn y gadair olwyn, galluogi'r teithiwr i fynd i mewn ac allan o'r cerbyd wrth eistedd yn y gadair olwyn
  - i lwytho bagiau'r teithiwr i mewn ac allan o'r cerbyd;
  - os nad yw'r teithiwr yn dymuno aros yn y gadair olwyn, llwytho'r gadair olwyn i mewn ac allan o'r cerbyd.

Mae'r Adran Drafnidiaeth wedi cyhoeddi canllawiau statudol y mae'n rhaid i'r Awdurdod Trwyddedu eu hystyried. Mae'r canllawiau ar gael ar

[www.gov.uk/government/publications/access-for-wheelchair-users-to-taxis-and-private-hire-vehicles](http://www.gov.uk/government/publications/access-for-wheelchair-users-to-taxis-and-private-hire-vehicles)

#### **Adran 168 – Cŵn cymorth mewn Tacsï**

Mae Adran 168 Deddf Cydraddoldeb 2010 yn gosod dyletswyddau ar yrrwr tacsï sydd wedi ei logi -

1. gan neu ar gyfer person anabl sydd â chi cymorth, neu
2. gan berson arall sydd am ddod gyda pherson anabl sydd â chi cymorth.

Rhaid i'r gyrrwr:

1. gludo ci'r person anabl a chaniatáu i'r ci aros gyda'r person hwnnw;
2. i beidio â chodi unrhyw dâl ychwanegol am wneud hynny.

**GADAWYD Y DUDALEN HON YN WAG AR BWRPAS**

**CAIS AM EITHRIAD RHAG DYLETSWYDDAU O DAN DDEDDF CYDRADDOLDEB 2010**

<b>Adran 1 – I'w chwblhau gan yr Ymgeisydd</b>	
Enw Llawn (Mr./Mrs./Miss./Ms.):	
Cyfeiriad:	
Dyddiad Geni:	
Rhif Gyrrwr:	
Beth yw pwrpas eich cais? <i>(Ticiwch fel y bo'n briodol)</i>	
Eithriad rhag y dyletswyddau o dan Adran 165 Deddf Cydraddoldeb 2010 sy'n ymwneud â chludo pobl mewn cadeiriau olwyn.	
Neu	
Eithriad rhag y dyletswyddau o dan Adran 168 Deddf Cydraddoldeb 2010 sy'n ymwneud â chludo cŵn cymorth.	
Am ba hyd ydych chi'n gwneud cais am eithriad?	
Rhowch gymaint o wybodaeth â phosib ynglŷn â'r rhesymau pam fod angen eithriad arnoch.	
Llofnod:	
Dyddiad:	

**Adran 2 I'w chwblhau gan y Meddyg**

**BETH Y MAE'N RHAID I'R MEDDYG EI WNEUD:**

Trefnwch fod y claf yn cael ei weld os gwelwch yn dda. Rhaid i chi fod a mynediad at gofnodion meddygol llawn yr ymgeisydd a bydd gofyn i chi arwyddo datganiad yn cadarnhau bod y cofnodion hyn wedi eu hystyried wrth gwblhau'r asesiad hwn.

Cwblhewch y cwestiynau a'r datganiadau isod ar ôl darllen y wybodaeth sydd wedi ei atodi at flaen y ffurflen gais.

Darparwch gymaint o wybodaeth â phosib ynglŷn â pham, yn eich barn broffesiynol chi, fod angen eithriad ar y person a enwir yn Adran 1 uchod rhag y dyletswyddau a orfodir dan Ddeddf Cydraddoldeb 2010 o dan Adran 165 (cludo teithwyr cadeiriau olwyn) neu Adran 168 (cludo cŵn cymorth).

2) Am ba hyd ydych chi'n argymhell fod yr eithriad yn para?

**Datganiad y Meddyg**

Rwy'n datgan bod cyflwr corfforol yr unigolyn, am resymau meddygol, yn ei wneud yn amhosib neu'n afresymol o anodd iddo / iddi gydymffurfio gyda'r dyletswyddau a nodir o dan Ddeddf Cydraddoldeb 2010, ac y dylai'r person a enwir yn Adran 1 uchod dderbyn eithriad fel yr holwyd amdano.

Dyddiad: ..... Llofnod y Meddyg:  
 .....

**Manylion y Meddyg / Stamp y Feddygfa**

Enw Practis / Grŵp y Meddyg Teulu

Cyfeiriad:

Rhif ffôn:

Enw'r Meddyg:

Wrth wneud y datganiad isod, rwy'n cadarnhau fy mod wedi cael mynediad llawn ac wedi talu'r sylw dyledus i gofnodion meddygol yr ymgeisydd ac yn cadarnhau bod yr ymgeisydd yn dal i fodloni safonau meddygol o ffitrwydd Grŵp II y DVLA i yrru cerbydau hacni a cherbydau hurio preifat.

Llofnod y Meddyg: .....

## Equality Act 2010

### Taxi Driver Duties Section 165 and 168

#### **Section 165 – Passengers in Wheelchairs**

Section 165 of the Equality Act 2010 places specific 'duties' on the driver of a "designated vehicle" i.e. hackney carriage and private hire vehicles that are wheelchair accessible. These duties are:

- to carry the passenger in the wheelchair;
- not to make any additional charge for doing so;
- if the passenger chooses to sit in a passenger seat, to carry the wheelchair;
- to take such steps as are necessary to ensure that the passenger is carried in safety and reasonable comfort;
- to give the passenger such mobility assistance as is reasonably required:
  - to enable the passenger to get into or out of the vehicle;
  - if the passenger wishes to remain in the wheelchair, to enable the passenger to get into and out of the vehicle while in the wheelchair;
  - to load the passenger's luggage into or out of the vehicle;
  - if the passenger does not wish to remain in the wheelchair, to load the wheelchair into or out of the vehicle.

The Department for Transport has issued statutory guidance which the Licensing Authority must take account of. This is available at

[www.gov.uk/government/publications/access-for-wheelchair-users-to-taxis-and-private-hire-vehicles](http://www.gov.uk/government/publications/access-for-wheelchair-users-to-taxis-and-private-hire-vehicles)

#### **Section 168 – Assistance dogs in Taxis**

Section 168 of the Equality Act 2010 imposes duties on the driver of a taxi which has been hired-

1. by or for a disabled person who is accompanied by an assistance dog, or
2. by another person who wishes to be accompanied by a disabled person with an assistance dog.

The driver must:

1. carry the disabled person's dog and allow it to remain with that person;
2. not make any additional charge for doing so.

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**APPLICATION FOR AN EXEMPTION FROM DUTIES UNDER THE EQUALITY ACT 2010**

<b>Section 1 – To be completed by the Applicant</b>	
Full Name (Mr./Mrs./Miss./Ms.):	
Address:	
Date of Birth:	
Driver Number:	
What is the purpose of your application? <i>(Please tick as appropriate)</i>	
Exemption from the duties under Section 165 of the Equality Act 2010 which relate to the carriage of persons in wheelchairs.	
or	
Exemption from the duties under Section 168 of the Equality Act 2010 which relate to the carriage of assistance dogs.	
How long are you requesting the exemption for?	
Please provide as much information as possible as to the reasons why you require an exemption.	
Signature:	
Date:	

**Section 2 To be completed by the Doctor**

**WHAT THE DOCTOR HAS TO DO:**

Please arrange for the patient to be seen. You must have access to the applicant's full medical records and you will be asked to sign a declaration confirming that these records have been considered when completing this assessment.

Please complete the questions and declarations below after reading the information attached to the front of the application form.

Please provide as much information as possible as to why in your professional opinion that the person named in Section 1 above, requires an exemption from the duties imposed by the Equality Act 2010 under either Section 165 (carriage of wheelchair passengers) or Section 168 (carriage of assistance dogs).

2) How long do you recommend the exemption should last?

**Doctor's Declaration**

I declare that due to medical reasons or for reasons that his/her physical condition makes it impossible or unreasonably difficult for the him/her to comply with the duties specified under the Equality Act 2010, that the person named in Section 1 above, should be granted an exemption as requested.

Date: ..... Signature of Doctor: .....

**Doctor's Details / Surgery Stamp**

GP Practice / Group Name:  
 Address:  
 Telephone Number:  
 Doctor Name:

When making the declaration below, I confirm that I have had full access to and given due regard to the applicant's medical records and confirm that the applicant continues to meet the DVLA's Group II medical standards of fitness to drive hackney carriage and private hire vehicles.

Signature of Doctor: .....