



# Section 19 Permit Application Form Guidance

This guidance is used for organisations who would like to apply for a Standard Section 19 Permit from Westmorland and Furness Council under the Transport Act 1985. It will help you complete the Application Form from our website [www.westmorlandandfurness.gov.uk/communitytransport](http://www.westmorlandandfurness.gov.uk/communitytransport). For further information and guidance, please ring the Voluntary Transport Officer on 07788 396194.

A Section 19 permit can only be granted to a body concerned with education, religion, social welfare, recreation or other activities of benefit to the community. These permits are either 'standard permits' for vehicles which are 9 or more passenger seats (do not include the driver seat) adapted to carry no more than 16 passengers or 'large bus permits' for vehicles which are adapted to carry 17 or more passengers. If you are using a smaller vehicle (less than 9 passenger seats), separate fares must be charged. However, Westmorland and Furness Council only issues Standard permits (9 to 16 passenger seats). All other permits must be issued by the Traffic Commissioner.

A permit allows the holder to operate transport services for hire or reward without the need for a full public service vehicle (PSV) operator's licence, provided the services are neither carried out with a view to profit nor incidentally to an activity that is itself carried on with a view to profit.

Organisations cannot hold both a permit under the 1985 Act and an operator's licence under the Public Passenger Vehicles Act 1981.

A Section 19 permit enables an organisation to transport their members, or people whom the organisation exists to help. Vehicles cannot be used to carry members of the general public.

As a permit holder you have a responsibility to make sure that your services are operated within the law, with vehicles properly maintained and using drivers with the appropriate qualifications.

## Contact Information

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Your details are required to determine whether the organisation applying owns, hires or leases a vehicle in the Westmorland and Furness Council area (for Cumberland Council area, please go to [www.cumberland.gov.uk/communitytransport](http://www.cumberland.gov.uk/communitytransport)). Standard or large S19 Permits outside the Westmorland and Furness Council area may apply direct to the Traffic Commissioner Application for a standard or large bus permit (PSV372) - GOV.UK ([www.gov.uk](http://www.gov.uk)).

Please ensure the contact details will still be available for the 5-year term of the permit (these will be used to contact you when the permit expires).

The information you provide in the Application Form will only be used for the purpose for which it has been given and will not be used for additional purposes without your consent. All personal details will be processed in accordance with the General Data Protection Regulation (GDPR) May 2018 and you have the right to see records relating to yourself and ask that they be amended where they are inaccurate.

The information will be shared with the Traffic Commissioner.

## Organisation Information

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This information is used to establish whether you satisfy one or more of the criteria established in the 1985 Transport Act for eligibility to apply for a Section 19 Permit.



## Application Information and Exemptions

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This information is informative for Westmorland and Furness Council to understand how various forms of transport is provided throughout its area.

Only organisations which meet at least one of the following exemptions can apply for a Section 19 permit:

- **Non-commercial purposes** – An applicant should be satisfied that its overall purpose in providing road passenger transport and all of those services are exclusively non-commercial.
- **Main occupation** – In order to meet this exemption an applicant's road passenger transport operation must be ancillary or complementary to another activity, which must demonstrably be their main occupation.
- **Short distance** – Only applicants engaged exclusively in national transport operations and which have only a minor impact on the transport market because of the short distances involved can rely upon this exemption. Short distance is generally regarded as those services within a ten-mile radius or length, although longer distances can be considered in certain circumstances.

## Other

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All drivers must be competent at driving a minibus and have safety awareness. The Minibus Driver Awareness Scheme (MiDAS) is commonly used to meet the requirement for drivers to have basic vehicle and safety training. For more details of organisations who provide this training in Westmorland and Furness Council area, please get in touch.

## Declarations

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You must make several declarations about your organisation, drivers and vehicles. The DVSA or Traffic Commissioner may take these into account in any subsequent inspection or investigation. You must retain a copy of this application form for the duration of the permit.

## Payment

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The cost per permit is **£9.90** (from 1st April 2024) and agreed by Cabinet annually.

To make the payment over the phone using a credit/debit card, please phone the number in the contact details.

If you choose to pay by cheque, please make the cheque payable to Westmorland and Furness Council.

If you choose to do a journal transfer, please organise this yourself using our cost centre, nominal & project **2623501 78601 BSOG**. Please note that this may delay the application until it arrives.

## Before you submit your information

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The Traffic Commissioner needs to be satisfied that your organisation is eligible for a permit and therefore reserves the right to request additional information as required.

Giving false information or modifying the application form in order to obtain a permit is an offence and could lead to prosecution. It could also result in your vehicle(s) being impounded.

## Completing your Application

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Please complete the Application Form online, or print and complete the application form and complete it in black pen, returning it to the postal address/email address in the contact details.

## Contact Details

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Westmorland and Furness Council, Voluntary Transport Officer, PO Box 304, Kendal, LA9 9GY

katy.wood@cumberland.gov.uk

07788 396194

0333 240 69 65 (option 5) charged at local rate