

Control under Transport Licensing Act, 1931, of Motor-cabs in the Borough of Taumarunui.

GALWAY, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 5th day of April, 1939.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the powers and authorities conferred on him by the Transport Licensing Act, 1931, and of all other powers and authorities enabling him in that behalf, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations:—

REGULATIONS.

1. These regulations may be cited as the Motor-cab (Taumarunui) Regulations, 1939.

2. These regulations shall come into force on the fourteenth day after notification in the *Gazette* of the making hereof.

3. In these regulations, unless inconsistent with the context—

“The said Act” means the Transport Licensing Act, 1931;

“The said declaration” means the declaration signed by the Minister of Transport on the 4th day of April, 1939, declaring the carriage of passengers by motor-cab in the Borough of Taumarunui to constitute a passenger-service for the purposes of the said Act;

“Borough” means the Borough of Taumarunui;

“The said services” means the services described by the said declaration;

“Motor-cab” means any vehicle used in the said services;

“Inspector” means a traffic inspector appointed under and for the purposes of the said Act.

4. In their application to the said services and motor-cabs the undermentioned regulations shall be read subject to the express provisions of these regulations:—

The Transport (Passenger) Order, 1936; including
The Transport Licensing Passenger Regulations, 1936;
The Passenger-service Vehicle (Constructional) Regulations, 1936.

5. It shall be a condition of every license (whether inserted therein or not) issued for any of the said services that the special conditions set out in the First Schedule hereto shall apply to the services unless otherwise provided by the express terms of the license.

6. The provisions of the Fitness Certificate (Motor-cab) Exemption Order, 1937, shall not apply to the motor-cabs to the intent that by reason of such non-application the provisions of section 38 of the said Act shall accordingly apply to those motor-cabs according to the tenor thereof.

7. Together with every license there shall be issued by the Licensing Authority a Cab Authority or Cab Authorities in the form hereunder to the number authorized by the license:—

FORM OF CAB AUTHORITY.

Transport Licensing Act, 1931.—License Ref. No. / /

Cab authority: Taumarunui Borough.

1. Name of licensee:
2. Business address of licensee:
3. Date of expiry of license:
4. For private hire (cross out whichever inapplicable).
public
5. Exempted from Special Conditions Nos. (if any):

Dated at , this day of , 19 .

Licensing Authority.

8. (1) Regulation 17 (relating to fees) of the Third Schedule to the Transport (Passenger) Order, 1936, shall not apply in respect to the said services, and the fees payable in respect thereto shall be the fees set out in the Second Schedule hereto.

(2) The prescribed fee if over £1 shall be paid on behalf of the person from whom it is due to the Reserve Bank of New Zealand or any branch of the Bank of New Zealand to the credit of the Public Account.

(3) In respect of every application for a license the bank receipt shall accompany the application.

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FIRST SCHEDULE.

SPECIAL CONDITIONS OF LICENSES.

Analysis.

1. Carriage of passengers.
2. Disinfection of vehicles.
3. Cab-authorities.
4. Driver's duties.
5. Duty to carry out hiring.
6. Offences by driver.
7. Driver's attendance at stand.
8. Stands.
9. Permitted waiting-places of motor-cabs.
10. Touting.
11. Driving hours.
12. Wages.
13. Accounts and returns.
14. Taxi-meters.
15. General duty of compliance with statutory and other provisions.

1. Carriage of Passengers.

The driver of any motor-cab shall not carry thereon any passengers in excess of the authorized maximum number prescribed by the certificate of fitness or permit or otherwise than on the seats provided for the purpose.

2. Disinfection of Vehicles.

(1) The licensee of a motor-cab shall cause the same to be disinfected to the satisfaction of an inspector at such times and in such manner as an inspector may require.

(2) If any person suffering from an infectious or contagious disease or illness or the body of any person deceased is carried in a motor-cab then:—

(a) The licensee shall forthwith give notice of the fact in writing to the Town Clerk of the borough and cause the motor-cab to be disinfected to the satisfaction of the said Town Clerk or an inspector.

(b) Until such motor-cab shall have been so disinfected as aforesaid the licensee shall not carry any person or allow any person to be carried therein or thereon.

(c) The licensee shall not be bound to carry in a motor-cab any person suffering from any infectious or contagious disease or the body of any person deceased until such licensee has been tendered or paid a sum sufficient to cover any loss or expense which may be incurred by him in carrying into effect this condition with respect to disinfecting such motor-cab.

3. Cab-authorities.

Within every motor-cab while used in terms of the license the licensee shall cause to be carried the cab-authority or one of the cab-authorities issued with the license and such cab-authority shall be produced by the person for the time being in charge of the vehicle on demand by an inspector.

4. Driver's Duties.

Every driver of a motor-cab shall—

(1) If on duty and disengaged accept any offer made to him for the hire of the motor-cab and accept as a passenger the hirer and any person the hirer may require him so to accept up to the seating capacity of the motor-cab and the prescribed maximum number:

Provided first that he may refuse to accept as a passenger any person who is drunk or is in a filthy condition or is noisy or violent or disturbing the public peace or is accompanied by a dog which is not suitably confined or covered to protect such motor-cab from defilement or contamination:

Provided secondly that he may require prepayment in the case of any contract of hire extending for more than twenty-five miles in distance or three hours in time.

(2) At all times while engaged in his employment be clean and tidy and wear clean and respectable clothes and conduct himself in an orderly and civil manner.

(3) Immediately on the termination of any hiring carefully search the motor-cab for any property which may have been left therein by anyone.

(4) Forthwith deliver at the office of the Council of the borough any lost property found by him in the motor-cab.

(5) At the end of every hiring demand the exact amount of fare payable under the license for such hiring.

(6) Afford all reasonable assistance in loading and in removing luggage of the hirer to or from any door, station, wharf, or place and take proper care of such luggage.

(7) When payment is to be made for excess luggage, expressly state the separate amount due for the excess.