

AUSTRALIAN CAPITAL TERRITORY.

Regulations 1956. No. 2.

Regulations under the Motor Traffic Ordinance 1936-1956.*

I, ALLEN FAIRHALL, the Minister of State for the Interior, in pursuance of the powers conferred on me by the *Motor Traffic Ordinance* 1936-1956, hereby make the following Regulations.

Dated this nineteenth day of April, 1956.

ALLEN FAIRHALL
Minister of State for the Interior.

TAXI AND PRIVATE HIRE CAR REGULATIONS.

PART I.—PRELIMINARY.

1. These Regulations may be cited as the Taxi and Private Hire Car Citation Regulations.

2. The Motor Hire Car Regulations 1934 (comprising the Regulations notified in the *Gazette* on 5th July, 1934, the Regulations notified in the *Gazette* on 25th November, 1937, and Regulations 1953, No. 9) are repealed.

3. These Regulations are divided into Parts, as follows:—

Parts.

Part I.—Preliminary (regulations 1-4).

Part II.—Drivers of Taxis and Private Hire Cars (regulations 5-17).

Part III.—Taximeters (regulations 18-23).

Part IV.—Fares (regulations 24-29).

Part V.—Ranking (regulations 30-32).

Part VI.—Use of Signs (regulations 33-35).

Part VII.—Miscellaneous (regulations 36-52).

4. In these Regulations, unless the contrary intention appears—

Definitions.

“official traffic sign” means a notice, sign or other device marked, placed or erected on, or at the side of, a public street by the authority of the Minister for the purpose of guiding, directing, regulating or warning motor vehicles or traffic;

“parking area” means a parking area specified in the Second Schedule to the Motor Traffic Regulations and indicated by an official traffic sign;

* Notified in the *Commonwealth Gazette* on 3rd May, 1956.

“public stand” means a public stand specified in the Second Schedule to these Regulations;

“testing officer” means an officer appointed under the Ordinance to be a testing officer; and

“the Ordinance” means the *Motor Traffic Ordinance* 1936-1956.

PART II.—DRIVERS OF TAXIS AND PRIVATE HIRE CARS.

Drivers not to tout for passengers, &c.

5. The driver of a taxi or a private hire car shall not—

- (a) leave his vehicle to tout for passengers or for a hiring;
- (b) importune any person to hire the vehicle to the annoyance of that person or any other person;
- (c) endeavour to attract notice by whistling, shouting or calling;
- (d) permit the vehicle to loiter; or
- (e) wrongfully or forcibly prevent the driver of another taxi from obtaining a hiring, or the driver of a private hire car from carrying out a contract for hire.

Cleanliness, and civility to be observed by drivers.

6. The driver of a taxi or a private hire car shall, whilst driving the taxi or private hire car—

- (a) be clean and tidy, and wear clean and respectable clothes; and
- (b) conduct himself in an orderly manner, and with civility and propriety, towards every passenger or intending passenger.

Improper behaviour.

7. The driver of a taxi or a private hire car shall not—

- (a) sleep, or lounge, or eat any food, inside the vehicle; or
- (b) smoke without obtaining the permission of the person who has hired the vehicle.

Drivers to carry copy of Regulations.

8. The driver of a taxi or a private hire car shall—

- (a) carry a copy of these Regulations in the vehicle; and
- (b) at the request of a member of the Police Force, or an officer acting in the execution of his duty, or of any person hiring or intending to hire or use the vehicle, produce the copy for inspection.

Taxis not to be driven by unauthorized persons.

9. The driver or the licensee of a taxi or a private hire car shall not, upon any public street—

- (a) permit any person not licensed to drive a vehicle of that class to act as the driver of the vehicle; or
- (b) without the consent of the owner of the vehicle, permit any person to act in his stead as the driver of the vehicle.

Persons not to be carried in taxi without consent of hirer.

10. The driver of a taxi shall not whilst hired, suffer or permit any person to ride, or be carried, in or upon the vehicle without the consent of the hirer.

11.—(1.) Except as provided by the next succeeding sub-regulation, the driver of a taxi shall not, without reasonable excuse, refuse to accept a hiring when offered. Driver bound to accept hiring in certain cases.

(2.) The driver of a taxi may refuse to accept a hiring—

(a) if the person offering the hiring is—

- (i) to the driver's knowledge suffering from an infectious or contagious disease or illness; or
- (ii) drunk or dirty or attired so as to be likely to soil or damage the vehicle; or

(b) if the person offering the hiring requests the driver to proceed to a place outside the Territory.

12.—(1.) The driver of a taxi shall, when so requested by the hirer, convey in the vehicle a number of passengers not exceeding the number stated in the taxi licence. On request driver bound to carry passengers in accordance with licence.

(2.) In computing for the purposes of this regulation the number of passengers, any child apparently under five years of age shall not be taken into account and, where the passengers include children apparently under twelve years of age not being children apparently under five years of age, every third child shall not be taken into account.

13.—(1.) The driver of a taxi or private hire car shall not neglect, refuse or fail to carry out punctually any hiring he has agreed to take. Driver not to neglect to carry out hiring.

(2.) It is a defence to a prosecution for an offence against this regulation if the driver establishes that his failure was due to circumstances beyond his control or that he provided a substitute.

14. Except in the case of a hiring for a journey outside the City Area, the driver of a taxi to which a taximeter is affixed— Taximeter to be set in motion when taxi hired.

(a) shall, unless he is already hired, or the hiring is for a journey to a specified place to pick up a hirer or his luggage or goods, as soon as he is hired, and no sooner, set the taximeter affixed to the vehicle in motion;

(b) shall, during any hiring, keep the taximeter affixed to the vehicle in motion and shall not stop the taximeter or cause or permit it to be stopped until the hiring terminates; and

(c) shall, immediately upon the termination of the hiring, stop the taximeter affixed to the vehicle.

15. In conveying a person who has hired a taxi, the driver of the taxi shall travel by the shortest practicable route to the place which the person specifies unless the person requests that the vehicle be driven by another route. Vehicle to be driven by shortest route.

16.—(1.) The hirer of a taxi or a private hire car may discharge it at any time. Hirer may terminate or vary hiring.

(2.) The hirer of a taxi or private hire car may at any time direct the driver of the vehicle to carry him to any place within the Territory, notwithstanding that such place was not originally specified by the hirer, and the driver shall not, without reasonable excuse, fail to comply with the hirer's request.

Taxi not to stand in public street.

17. The driver of a taxi shall not permit the vehicle to stand at any place upon a public street, other than a public stand, for a longer period than thirty minutes except—

- (a) whilst waiting to take up passengers;
- (b) by the direction or with the consent of a member of the Police Force; or
- (c) whilst hired.

PART III.—TAXIMETERS.

Taximeters.

18.—(1.) A person shall not drive or be in charge of a taxi in a public street unless—

- (a) a taximeter which complies with the conditions specified in the First Schedule to these Regulations, with the seal affixed by the testing officer intact, is affixed to the vehicle in the manner prescribed;
- (b) the taximeter and each portion of its controlling mechanism are in good working order and condition; and
- (c) the taximeter is so adjusted that, when it is set in motion it will register the flag fall, mileage rate and fee for waiting time prescribed by regulation 24 of these Regulations.

(2.) The Registrar may exempt the holder of a taxi licence from compliance with the provisions of the last preceding sub-regulation for such period and subject to such conditions as he thinks fit.

Use of fare card pending installation of a taximeter.

19.—(1.) When the Registrar exempts the holder of a taxi licence from compliance with the provisions of the last preceding regulation the holder shall, whilst such exemption is in force and at no other time, cause to be exhibited in the vehicle, so that it may be read easily by a passenger or hirer, a card issued by the Registrar to the holder of the licence indicating in relation to miles travelled by the vehicle the sum of the hiring charge and the charge for mileage travelled.

(2.) When the exemption granted under sub-regulation (2.) of the last preceding regulation expires or is revoked by the Registrar, the holder of the licence shall immediately surrender the card to the Registrar.

Owner to keep taximeter in order.

20. The holder of a licence for a taxi to which a taximeter is affixed shall—

- (a) keep the taximeter affixed to the vehicle in good order and condition, and have the taximeter tested by a testing officer as often as necessary and at least once in every twelve months;
- (b) whenever, owing to an alteration in the vehicle or its equipment or for any other reason the taximeter is not registering correctly or whenever the taximeter has in any way become out of order—
 - (i) immediately notify the Registrar; and

- (ii) take adequate precautions to prevent the vehicle from standing or being driven upon a public street, for the purpose of conveying passengers or goods, until the taximeter has been suitably readjusted and the vehicle has been submitted to the Registrar for a test of the taximeter; and
- (c) whenever any taximeter, other than the taximeter that was tested on the vehicle, is affixed to the vehicle or whenever, for any reason, the seal affixed to the taximeter is broken—
 - (i) immediately notify the Registrar; and
 - (ii) take adequate precautions to prevent the vehicle from standing or being driven upon a public street, for the purpose of conveying passengers or goods, until the vehicle has been submitted to the Registrar for a test of the taximeter and an unbroken seal has been affixed to the taximeter by the testing officer.

21.—(1.) The Registrar may by notice, in writing, served on the holder of a licence for a taxi to which a taximeter is affixed, require the holder to submit the vehicle for inspection and test of the taximeter at a place and within the time specified in the notice. Inspection, &c., of taximeter.

(2.) If it is found that the taximeter does not comply in all respects with the provisions prescribed by these Regulations, the Registrar may suspend the licence until a taximeter complying in all respects with those provisions has been affixed to the vehicle and the seal of the testing officer has been affixed to the taximeter.

22. A person shall not interfere with, or cause or permit another person to interfere with the taximeter affixed to a taxi, or with any portion of the mechanism controlling the taximeter, so as to prevent the proper working of the taximeter. Taximeter not to be interfered with.

23. Before the examination and testing of a taximeter or the re-sealing of the cable of a taximeter, the following fees shall be paid to the Registrar— Fees for testing of taximeter.

- (a) for the examination and test of a taximeter—Ten shillings; and
- (b) for the re-sealing of the cable of a taximeter—Five shillings.

PART IV.—FARES.

24.—(1.) The maximum fare for a journey by a taxi where the taxi is not required to travel outside the City Area is the total of— Taxi fares.

- (a) the flag-fall or hiring charge;
- (b) an amount calculated in accordance with the mileage rate for the journey; and
- (c) the amounts payable under sub-regulations (6.), (7.) and (8.) of this regulation, if applicable.

(2.) The flag-fall or hiring charge is One shilling and sixpence.

(3.) The mileage rate for a journey is a rate of One shilling and sixpence for each mile travelled by a passenger in the taxi on the journey.

(4.) The maximum fare for a journey by a taxi where the taxi is required to travel outside the City Area (not being a journey which commenced in the Jervis Bay Territory) is—

(a) an amount calculated at the rate of One shilling and threepence for each mile which would have been travelled by the taxi if the journey had commenced at the public stand nearest to which the taxi is when the hiring is made and had ended at the public stand nearest to the place at which the hiring is terminated; and

(b) the amounts payable under sub-regulations (7.) and (8.) of this regulation, if applicable.

(5.) The maximum fare for a journey by a taxi where the journey commences in the Jervis Bay Territory is—

(a) an amount calculated at the rate of One shilling and threepence for each mile which would have been travelled by the taxi if the journey had commenced at the place where the taxi is usually garaged and had ended back at that place; and

(b) the amounts payable under sub-regulations (7.) and (8.) of this regulation, if applicable.

(6.) Where the hiring of a taxi is to commence from a place other than the place at which the taxi is located when the hiring is made, a booking fee of One shilling and sixpence may, in addition, be charged.

(7.) Where a taxi is required to wait for a period either before, during or after the end of a journey, the driver may charge an amount calculated at the rate of One shilling for each five minutes.

(8.) Where the driver of a taxi is requested to carry the luggage or goods of the hirer, the driver may charge—

(a) where the hirer travels with his luggage or goods and the weight of that luggage or goods exceeds fifty-six pounds an amount calculated at the rate of Sixpence for each fifty-six pounds or part thereof in excess of fifty-six pounds, in addition to the fare for the hiring, but the charge for the carriage of the luggage or goods shall not exceed Two shillings; or

(b) where the hirer does not travel with his luggage or goods—
an amount agreed between the hirer and the driver as being the fare payable for the conveyance of the luggage or goods.

(9.) Where a person hires a taxi—

(a) to proceed to a place where a wedding is to take place, to wait while the wedding takes place and, afterwards, to proceed in accordance with the directions of the hirer; or

- (b) to proceed to a place where a funeral service is to take place, to wait while the service takes place and, afterwards, to proceed in accordance with the directions of the hirer.

the maximum fare that may be charged for the hiring is Two pounds ten shillings for the first hour or part thereof plus an amount of Five shillings for each subsequent period of fifteen minutes or part thereof.

(10.) The minimum fare for any hiring of a taxi is Two shillings and sixpence.

(11.) An amount is not chargeable for the carriage of the luggage or goods of a hirer, where the hirer travels with his luggage or goods, and the weight of the luggage or goods does not exceed fifty-six pounds.

(12.) For the purposes of this regulation—

(a) “the City Area” means the area delineated by cross hachuring on the plan in the Third Schedule to these Regulations;

(b) “the Jervis Bay Territory” means the territory accepted by the Commonwealth under the *Jervis Bay Territory Acceptance Act 1915-1955*.

25. Before a journey by a private hire car is commenced, the owner or the driver shall notify the hirer of the amount that will be charged as the fare for the hiring, including any charge for the conveyance of luggage or goods, and the fare for the hiring shall be that amount or any lesser amount as may be agreed between the hirer and the owner or the driver.

Private hire car fares.

26.—(1.) A person shall not drive or be in charge of a taxi in a public street unless—

Display of rate of fare on taxi.

(a) the words “flagfall” (or where a taximeter is not affixed to the vehicle the words “hiring charge”) and immediately thereunder the words “per mile” preceded in each case by symbols representing the fares prescribed by regulation 24 of these Regulations are exhibited in one-inch gilt block letters upon a black background on the extreme left or near side of the windscreen as near as practicable to the lower edge thereof;

(b) the words “flag fall” (or where a taximeter is not affixed to the vehicle the words “hiring charge”) and immediately thereafter the words “per mile” preceded in each case by symbols representing the fares prescribed by regulation 24 of these Regulations are exhibited in one row in one-inch gilt block letters and figures upon a black background on the rear window as near as practicable to the lower edge thereof; and

(c) where a taximeter is affixed to the vehicle the words “flag fall” preceded by symbols representing the charge prescribed by regulation 24 of these Regulations and immediately thereunder the words “per mile” preceded by symbols representing the mileage rate at which the taximeter is regulated to register are exhibited upon

the face of the taximeter inside the glass, in letters and figures which are as large as practicable and are easily legible by a hirer.

(2.) Any symbols and words required by the last preceding sub-regulation to be exhibited on the windscreen or rear window of a taxi shall not be displayed on anything affixed to the windscreen or rear window but shall be placed directly thereon by means of painting or similar process.

(3.) A person shall not drive or be in charge of a taxi in a public street—

- (a) if any reference to the flag fall, hiring charge or mileage rate is displayed in, on or about the taxi elsewhere or otherwise than as prescribed by these Regulations; or
- (b) if any other reference to any charge or rate of fare for the hiring of the taxi is displayed in, on or about the taxi.

Driver to display amount recorded on taximeter.

27. Where the hiring is for a journey inside the City Area, the driver of a taxi to which a taximeter is affixed shall, before requesting or receiving payment in respect of any hiring, cause the amount recorded on the taximeter to be displayed so that it may be easily read by the hirer and, where necessary for that purpose, shall cause the face of the taximeter to be illuminated and the driver shall at the same time state the amount of any extra charge for luggage or goods.

Journey by taxi to a picking-up point.

28.—(1.) Except as provided in paragraph (c) of sub-regulation (2.) of this regulation, where a taxi travels to a specified place to convey a hirer or his luggage or goods from that place—

- (a) the driver shall, on arrival at the specified place, give reasonable notice to the hirer personally of his arrival;
- (b) if a taximeter is affixed to the vehicle, the driver shall, unless the hiring is for a journey outside the City Area, set the taximeter in motion at a time as soon as practicable after the giving of the notice or at the time appointed for the arrival of the vehicle at the specified place, whichever is the later, and the journey shall be regarded as commencing when the taximeter is set in motion and no sooner; and
- (c) if a taximeter is not affixed to the vehicle, or the hiring is for a journey outside the City Area, the journey shall be regarded as commencing at the time of the giving of the notice or at the time appointed for the arrival of the vehicle at the specified place, whichever is the later, and no sooner.

(2.) Where any person, acting on behalf of a prospective hirer, requests that a taxi travel to a specified place to convey a hirer or his luggage or goods from such place—

- (a) if the request is made when the taxi is upon a public street and is available for hire, and the person making the request agrees to travel in the taxi to the specified place, the driver shall immediately comply with the request;

- (b) except as provided in paragraph (a) of this sub-regulation, the driver shall not be obliged to comply with the request;
- (c) if the person making the request travels in the taxi to the specified place, the hiring shall be regarded as commencing as soon as the person enters the taxi and no sooner; and
- (d) if, when the vehicle arrives at the specified place, the hirer fails to complete the hiring, the person who requested that the taxi travel to that place shall, upon demand by the driver, pay to the driver an amount equivalent to the prescribed fare in respect of the journey by the taxi to that place.

29.—(1.) Where the hirer of a taxi desires the driver to wait while he leaves the vehicle, the driver shall wait for a period not exceeding fifteen minutes, unless a shorter or longer period is agreed upon, in which case he shall wait for the agreed period.

Driver waiting or instructed to return later.

(2.) Upon arriving at the point at which he is required to wait, the driver may refuse to wait unless he is paid the fare to that point and the fare for waiting time.

(3.) Where the hirer of a taxi leaves it without instructing the driver to wait, the driver shall not be entitled to the fare for waiting time for a period longer than thirty minutes after the hirer leaves the vehicle unless he has ascertained that the hirer intended him to wait for the longer period.

(4.) The driver of a taxi on being discharged at any place and instructed to call back at a later hour may claim his fare to the time of discharge and shall not be obliged to accept the hiring to return.

(5.) Nothing in this regulation requires the driver of a taxi to wait at any place contrary to the provisions of any regulations relating to the standing or waiting of motor vehicles.

PART V.—RANKING.

30. Every place or part of a public street specified in the Second Schedule to these Regulations shall be a public stand for the exclusive use of taxis and shall be indicated by an official traffic sign.

Public stands.

31.—(1.) Unless otherwise directed by a member of the Police Force, the driver of a taxi shall, on arriving at a public stand—

Position of taxi on public stands.

- (a) if there is no other vehicle on that stand, take up the position nearest to the head of that stand; or
- (b) if there is another vehicle on the stand, take up a position immediately at the rear of that other vehicle.

(2.) Where a position on a public stand nearer to the head of the stand is vacated, the driver of the taxi next to the position vacated shall forthwith cause the vehicle of which he is the driver to be drawn up to that position.

First car to have right of hiring.

32. Where more than one taxi is upon a public stand, the vehicle nearest to the head of the stand shall, unless the person hiring selects a particular vehicle, have a right to the hiring.

PART VI.—USE OF SIGNS.

“ Vacant ” signs.

33.—(1.) A person driving or in charge of a taxi in a public street which is available for hire shall display a rectangular sign not exceeding nine inches by three inches in dimensions with the word “ VACANT ” thereon in plain block letters at least two inches high and of proportionate breadth, in clear contrast with the background.

(2.) The sign shall, unless otherwise approved by the Registrar, be displayed—

- (a) as near as practicable to the bottom of the windscreen; or
- (b) as near as practicable to the centre of the front edge of the roof or hood,

and after sunset and before sunrise shall be illuminated.

(3.) The driver of a taxi shall not display on the taxi a device, word, letter or sign, which indicates or implies that it is available for hire, other than the sign displayed in accordance with this regulation and the prescribed word or words on the flag of the taximeter.

(4.) A person driving or in charge of a private hire car shall not display, so that it can be read by any person outside the vehicle, any device, word, letter or sign which refers to the rate of fare for the hiring of the vehicle or which in any way whatsoever indicates or implies that the vehicle is available for hire.

Sign to be covered or obscured when taxi not available for hire.

34. When a taxi is not available for hire, the driver shall cause the sign “ VACANT ” and the prescribed word or words on the flag of the taximeter to be covered or obscured so as not to be visible from outside the taxi.

Unauthorized signs, notices, stickers &c., not to be displayed.

35. A person shall not display any word, letter, sign or label without the authority of the Registrar or unless authorized or required by or under these Regulations, the Ordinance or the Regulations made under the Ordinance, upon or near the windscreen or any window of a taxi.

PART VII.—MISCELLANEOUS.

Driver to give information to public.

36. The driver of a taxi shall, upon request, give to any intending passenger full and correct information concerning the fares charged for travelling in the vehicle.

Prohibition of multiple hiring.

37.—(1.) Subject to the next succeeding sub-section, the driver or owner of a taxi or a private hire car shall not, whilst hired, accept a second or subsequent hiring until the first hiring has been completed.

(2.) The owner or driver of a taxi may, with the consent of a person who has already hired the vehicle, make a second or subsequent hiring from the Canberra Railway Station.

38.—(1.) Immediately upon the termination of a hiring, the hirer of a taxi shall pay the fare recorded by the taximeter or demanded by the driver. Hirer to pay fare.

(2.) It is a defence to a prosecution for an offence against this regulation if the hirer proves that the fare recorded by the taximeter or demanded by the driver is in excess of the fare prescribed by regulation 24 of these Regulations for the hiring.

39. The holder of a taxi licence or a private hire car licence shall— Licensee to keep record of all drivers employed by him.

(a) keep a record of the full name and place of abode of each person who has driven the taxi or private hire car and the dates upon which, and the periods during which that person drove the vehicle; and

(b) at the request of the Registrar, or a member of the Police Force, or an officer, acting in the execution of his duty, produce the record for the inspection of the Registrar, member or officer but it shall not be necessary for the licensee to produce the record of any driver for a period earlier than six months before the date of the request.

40.—(1.) The Registrar may, by notice in writing, require the owner of a taxi or a private hire car to produce to a specified person at the office of the Registrar, within the time specified in the notice, his taxi or private hire car licence, as the case may be. Owners to produce licences to Registrar.

(2.) An owner shall not, without reasonable excuse, fail, after receipt of a notice under the last preceding sub-regulation, to produce his licence to the specified person at the office of the Registrar within the time specified in the notice.

41. The holder of a taxi licence or a private hire car licence shall, before employing any person to act as the driver of the vehicle, produce to that person, if required by him, the certificate of registration or licence in respect thereof. Production of certificate or licence to employee.

42. The driver or owner of a taxi shall not cause or permit the vehicle to be used for an illegal purpose. Taxis not to be used for illegal purposes.

43.—(1.) Where, in respect of a motor car which is registered in some place outside the Territory, a taxi licence or a private hire car licence is granted in the Territory, the Registrar shall issue to the person in whose name the vehicle is registered in that place, a label having thereon particulars of the vehicle, the duration of the licence and any other matters which the Registrar thinks proper to insert. Label to be carried on vehicles not registered under the Ordinance.

(2.) The label shall, during the currency of the licence, be affixed and kept affixed by the owner on the inside of the left or near side of the windscreen so that the front of the label faces towards the front of the vehicle.

44. Where a person driving, or in charge of, a taxi or a private hire car is arrested, any member of the Police Force may take charge of the vehicle and place it in a place of safety until claimed by the owner. Taking charge of vehicle where driver arrested.

45. Any passenger who finds any article in a taxi or a private hire car shall immediately hand the article to the driver and thereupon furnish to the driver his name and place of abode. Passenger finding lost property.

Persons suffering from contagious disease, &c., not to be carried.

46. A person shall not—

- (a) ride in or upon a taxi or a private hire car whilst suffering from an infectious or contagious disease or illness, or after having so recently suffered from such disease or illness as to be likely to be a source of infection or contagion or if he is a contact as prescribed by the Public Health (Infectious and Notifiable Diseases) Regulations;
- (b) bring in or upon any taxi or private hire car any article or substance of an offensive character, or of such dimensions as to inconvenience any person in the vehicle, or which is likely to soil or damage the vehicle or the apparel of any other passenger; or
- (c) ride or be carried in or upon a taxi or a private hire car without the consent of the hirer thereof.

Oil or grease on roadway.

47. The holder of the licence, and the driver, of a taxi or a private hire car shall take adequate steps to prevent oil or grease from the vehicle dropping to the roadway.

Offensive substances or animals not to be carried.

48.—(1.) The driver of a taxi or a private hire car upon any public street shall not permit any person to place or carry thereon any substances of offensive character or of such dimensions as to inconvenience any passenger or any substance which might soil or damage the vehicle.

(2.) The driver of a taxi or a private hire car shall not permit any person to place or carry thereon any animal of an offensive character or which might soil or damage the vehicle or the apparel of any passenger.

Driver not to leave vehicle unattended.

49. The driver of a taxi or a private hire car shall not, upon any public street, without reasonable excuse, leave the vehicle unattended.

Driver not to demand anything other than the fare for the hiring.

50.—(1.) The driver of a taxi shall not demand or receive an amount for a journey by the taxi which exceeds the maximum fare prescribed by regulation 24 of these Regulations for the journey.

(2.) The driver of a taxi or a private hire car shall not demand any sum in respect of any period during which the vehicle is delayed by reason of a shortage of petrol, or an accident to the tyres, mechanism or other part of the vehicle or from any cause which it is in the power of the driver to prevent.

Unlicensed person acting as driver to be subject to Regulations.

51. A person not licensed to drive a vehicle of that class, acting as the driver of a taxi or a private hire car shall be subject to these Regulations and liable for any breach thereof in like manner as if he were licensed to drive a vehicle of that class.

Offences.

52.—(1.) A person who contravenes, or fails to comply with, a provision of these Regulations or the terms of a notice given under these Regulations is guilty of an offence and, on conviction, is liable to a penalty not exceeding Fifty pounds.

(2.) Where the driver of a taxi or a private hire car is convicted of an offence against regulation 18, 19, 26, 33 or 35 of these Regulations, the holder of the licence for the taxi or private hire car shall also be deemed to be guilty of the offence and liable to be punished accordingly.

FIRST SCHEDULE.

Regulation 18.

TAXIMETERS.

1. A taximeter affixed to a taxi shall be of a type approved by the Registrar and shall be submitted for testing in good condition and shall not be passed unless the conditions set out in this Schedule are strictly complied with.

2. Every taximeter shall—

- (a) have upon its face an indication slot where the amounts to be registered by the taximeter are displayed clearly, and shall show upon its face, immediately above the indication slot, the word "Fare" in letters as large as possible so as to be easily legible by a hirer;
- (b) have a flag made of metal or other suitable material, and be so constructed that after each hiring when the flag is raised the indicators return to zero, or a disc or shutter obscures the initial fare;
- (c) have the word "VACANT" or the words "FOR HIRE" painted or affixed to the flag in plain block letters at least two inches high so that they may be easily read at a reasonable distance and the flag shall be so affixed that when the taxi is not available for hire such word or words will be obscured in accordance with regulation 34 of these Regulations;
- (d) have suitable holes or lugs on each side so that a wire can be passed through and sealed or be fitted with other means approved by the Registrar of effectively sealing up the case containing the working parts, and, where the distance gear-box is not enclosed in the main part of the taximeter, the case of the gear-box shall be so made that it may be sealed in a similar manner;
- (e) have a suitable space three inches square on the body of the taximeter, or a suitable plate provided near the machine, upon which shall be officially stencilled the measure of the diameter or circumference of the wheel by which the taximeter shall be driven and the action and accuracy tested;
- (f) be fitted on the near side with the face towards the interior of the taxi or in such other position or manner as the Registrar may approve;
- (g) before being tested upon a taxi, be sent to the Registrar and tested for accuracy of mileage and time; and
- (h) after being tested as provided in paragraph (g) be again submitted attached to a taxi and re-tested by actual use.

3. If found to satisfy these tests the taximeter shall have a seal so affixed by an authorized officer that the internal parts cannot be reached without breaking the seal.

SECOND SCHEDULE.

Regulation 30.

PUBLIC STANDS.

KINGSTON.

That part of Giles-street between the east kerb of Giles-street and a line drawn parallel to that kerb eight feet to the west of that kerb and between lines drawn at right angles to that kerb at points which are four feet and thirty-four feet south of the point where the continuation of the centre line of Tench-street meets the east kerb of Giles-street.

That part of Tench-street between the north kerb of Tench-street and a line drawn parallel to that kerb eight feet to the south of that kerb and between lines drawn at right angles to that kerb at points which are one hundred and five feet and one hundred and fifty-eight feet west of the point at which the north kerb of Tench-street and the west kerb of Giles-street would, if continued, intersect.

SECOND SCHEDULE—*continued.*

CITY.

That part of Alinga-street between the north kerb of Alinga-street and a line drawn parallel to that kerb eight feet to the south of that kerb and between lines drawn at right angles to that kerb at points which are seventy-five feet and one hundred and thirty-five feet east of the point at which the north kerb of Alinga-street and the east kerb of Moore-street would, if continued, intersect.

That part of Alinga-street between the north kerb of Alinga-street and a line drawn parallel to that kerb eight feet to the south of that kerb and between lines drawn at right angles to that kerb at points which are sixty feet and one hundred and fifty-four feet west of the point at which the north kerb of Alinga-street and the west kerb of Northbourne-avenue would, if continued, intersect.

MANUKA.

That part of Franklin-street between the south kerb of Franklin-street and a line drawn parallel to that kerb eight feet to the north of that kerb and between lines drawn at right angles to that kerb at points which are sixty feet and one hundred and forty-five feet east of the point at which the south kerb of Franklin-street and the east kerb of Flinders Way would, if continued, intersect.

THIRD SCHEDULE.
CITY AREA.

Regulation 24.

