

TAXI-CARS (CO-ORDINATION AND CONTROL).

No. 26 of 1970.

AN ACT to amend the Taxi-cars (Co-ordination and Control) Act, 1963-1968.

[Assented to 20th May, 1970.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Taxi-cars (Co-ordination and Control) Act Amendment Act, 1970.* Short title and citation.

(2) In this Act the Taxi-cars (Co-ordination and Control) Act, 1963-1968, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the *Taxi-cars (Co-ordination and Control) Act, 1963-1970*.

Amendment
to s. 5.

2. Section 5 of the principal Act is amended—

(a) by adding after the word “years”, in line two of paragraph (c) of subsection (3), the passage “, subject to subsection (4a) of this section,” ;

(b) by substituting for paragraph (a) of subsection (4) a paragraph as follows—

(a) one shall, in relation to appointments that commence on or after the 6th May, 1970, be chosen, to represent on the Board the interests of local authorities, from a panel of names that is obtained by each local authority submitting the name of a person; ;

(c) by substituting for paragraph (c) of subsection (4) a paragraph as follows—

(c) two shall, in relation to—

(i) appointments that commence on the 6th May, 1970, be persons who are taxi-car owners or operators and who are elected by taxi-car owners and operators; and

(ii) appointments that commence after the 6th May, 1970, be persons who are qualified in accordance with paragraph (a) of subsection (4b) of this section and who are elected by persons qualified in accordance with paragraph (b) of that subsection; ;

and

(d) by adding after subsection (4) subsections as follow—

(4a) The terms of office in relation to appointments referred to in subparagraph (i) of paragraph (c) of subsection (4) of this section are two years and one year respectively so that the term of office of the one who received the least number of votes at the election in respect of the appointment expires first.

(4b) In relation to appointments referred to in subparagraph (ii) of paragraph (c) of subsection (4) of this section—

(a) a person is qualified to receive such an appointment if he has, under this Act, been an owner or full time operator of a taxi-car continuously since a date three months before the seventh day immediately preceding nomination day for the election held in respect of the appointment; and

(b) a person is qualified to vote at an election held in respect of such an appointment if he has, under this Act, been an owner, a full time operator or a part-time operator of a taxi-car continuously since a date three months before the seventh day immediately preceding nomination day for the election. .

3. Subsection (1) of section 6 of the principal Act is amended— Amendment to s. 6.

(a) by deleting the word “or” at the end of paragraph (c); and

(b) by adding after the word “duties” in paragraph (d), a passage as follows—

; or

- (e) being an owner or operator appointed under paragraph (c) of subsection (4) of section five, he ceases to be a taxi-car owner or operator. .

Addition of
s. 16A and
s. 16B.

4. The principal Act is amended by adding after section 16 sections as follow—

Private
taxi-car
licences.

16A. (1) The Board may, subject to the provisions of section sixteen and of subsection (2) of this section, issue a licence for a private taxi-car and may require as a condition of the licence that the taxi-car is—

- (a) operated by a driver dressed in a uniform approved by the Board; and
- (b) fitted with a radio that gives communication from the taxi-car to a base specified in the licence.

(2) In relation to licences for private taxi-cars—

- (a) the Board's requirements for the purposes of subparagraph (iii) of paragraph (a) of subsection (2) of section sixteen; and
- (b) the qualifications and conditions prescribed for the purposes of paragraph (d) of subsection (2) of section sixteen,

may differ from those for other taxi-cars.

Multiple
hiring.

16B. (1) The Minister may, in prescribed circumstances, permit taxi-cars to be operated under this Act for the carriage of passengers at separate fares that are calculated in the manner prescribed for that purpose.

(2) Where a taxi-car is operated pursuant of subsection (1) of this section it is not an omnibus within the meaning and for the purposes of the Road and Air Transport Commission Act, 1966. .