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[1915.]

THE MUNICIPAL CORPORATIONS ACT, 1906.

By-laws for the Regulation of Motor and other Traffic.

Department of Public Works,
Perth, 30th September, 1915.

IT is hereby notified that the By-laws set out in the Second Schedule hereto were duly made by the Mayor and Councillors of the several Municipalities mentioned in the First Schedule hereto, and that such By-laws were confirmed by His Excellency the Governor in Executive Council on the dates mentioned in the third column of the First Schedule hereto, and that the amended By-laws numbered 2a, 26a, and 27a in the Second Schedule hereto were duly made by the Mayor and Councillors of the said Municipalities, and were confirmed by the Governor in Executive Council on the dates mentioned in the fourth column of the First Schedule hereto, and that the additional By-laws numbered 87 to 90 inclusive set out in the Third Schedule hereto were duly made and passed by the Mayor and Councillors of the said Muni-

icipalities, except the Municipality of Narrogin, the Victoria Park Municipal Council, the East Fremantle Municipal Council, the Leonora Municipal Council, the Municipality of Guildford, and the North Fremantle Municipal Council, and were confirmed by His Excellency the Governor in Executive Council on the respective dates mentioned in the fifth column of the First Schedule hereto; all such By-laws being duly made and passed by the Mayor and Councillors of the said several Municipalities under Section 179 of "The Municipal Corporations Act, 1906," and in pursuance of the powers conferred by the said Act, and sealed with the common seal of the said Municipalities respectively; and it is further notified that the By-law No. 7 in the Second Schedule hereto was amended by the Subiaco Municipal Council by the addition of the words "but under no circumstances shall such speed exceed 12 miles an hour," and such amendment was approved by His Excellency the Governor in Executive Council on the 7th day of October, 1913.

(Sgd.) C. A. MUNT,
Under Secretary for Works and Industries.

FIRST SCHEDULE.

Municipality.	Date of resolution passed by Council.	Approved in Executive Council.		
		General By-laws numbered 1 to 86, and Scheduled "A" to "L."	Alterations and Additions numbered 2a, 26a, and 27a.	Additions numbered 87 to 90.
(1.)	(2.)	(3.)	(4.)	(5.)
The Busselton Municipal Council	2-4-13	23-4-13	..	20-1-14
The Carnarvon Municipal Council	17-3-13	23-4-13	7-10-13	17-2-14
The Municipality of Claremont	31-3-13	23-4-13	7-10-13	20-1-14
The Fremantle Municipal Council	26-3-13	7-5-13	7-10-13	27-1-14
The Corporation of the Town of Kanowna	18-3-13	7-5-13	7-10-13	12-2-14
The Midland Junction Municipality	15-1-14	23-4-13	7-10-13	3-2-14
The Municipality of Narrogin	28-3-13	23-4-13	4-11-13	..
The Queen's Park Municipal Council	25-3-13	7-5-13	7-10-13	3-2-14
The Victoria Park Municipal Council	23-4-13	7-5-13	18-11-13	..
The East Fremantle Municipal Council	15-1-14	21-5-13	21-5-13	..
The Wagin Municipal Council	7-5-13	21-5-13	7-10-13	12-2-14
The Boulder Municipal Council	8-5-13	10-6-13	7-10-13	27-1-14
The Bunbury Municipal Council	5-3-13	17-6-13	7-10-13	20-1-14
The Leonora Municipal Council	17-6-13	17-6-13	..
The South Perth Municipality	7-10-13	7-10-13	17-2-14
The Subiaco Municipality	25-3-13	7-10-13	7-10-13	3-3-14
The Southern Cross Municipal Council	26-5-13	8-7-13	8-7-13	27-1-14
The Municipality of Guildford	14-8-13	14-10-13	14-10-13	..
The Municipality of Broome	16-7-13	4-11-13	7-10-13	3-3-14
The Albany Municipal Council	12-1-14	16-12-13	16-12-13	27-1-14
The North Fremantle Municipal Council	13-11-13	6-1-14	6-1-14	..
The York Municipal Council	6-1-14	6-1-14	6-1-14	20-1-14
The Municipality of Norseman	12-1-14	12-2-14	7-10-13	12-2-14

SECOND SCHEDULE.

By-laws of the Municipalities mentioned in the First Schedule for the Regulation of Motor and other Traffic.

1. In these By-laws the following terms shall have the meaning set out against them respectively, that is to say:—

- (a.) "Cycle" means and includes a bicycle, tri-cycle, or other velocipede.
- (b.) "Motor Car" means and includes any motor car, automobile, motor carriage, or other carriage or vehicle of four wheels propelled either partly or wholly by any volatile spirit, electricity, or steam, or by any means other than animal power.
- (c.) "Motor Wagon" means and includes any motor wagon, motor car, automobile, or other carriage or vehicle of four wheels used wholly or partially for the conveyance of goods or merchandise, and propelled either partly or wholly by any volatile spirit, electricity, or steam, or by any means other than animal power.
- (d.) "Motor cycle" means any motor cycle or tri-cycle or other carriage or vehicle of two or three wheels propelled either partly or wholly by any volatile spirit, electricity, or steam.
- (e.) "Vehicle" means any cart, dray, lorry, carriage, van, omnibus, trap, hand cart, or other conveyance whatsoever, with or without springs.
- (f.) "Engine" means any steam lorry, traction or other engine or machine on its own wheels, and includes a street roller whether driven by steam or horse power.
- (g.) "Trailer" means any vehicle, motor car, or engine attached to or hauled or drawn by another vehicle, motor car, or portable vehicle.
- (h.) "Local Authority" means the council of a municipality or the board of a road district.
- (i.) "Road" means any land notified in the *Government Gazette* as a road, or as a main or minor road, and includes any road or street declared or notified as such under any repealed Act; and any public highway or street, whether carriage way, bridle path, track, cycle track, or footpath under the jurisdiction of a Local Authority; and all bridges, culverts, drains, ferries, jetties, fords, gates, buildings, and other things appertaining thereto; and any part of a road.
- (j.) "District" means municipal or road district of the Local Authority, as the case may be.
- (k.) "Motor carrier" means a motor vehicle designed to travel on three wheels and weighing unladen more than two hundredweight.

Where any other definition is necessary it shall be as laid down in the "Roads" or "Municipal" Act according to the District concerned.

2. No motor car, motor wagon, or motor cycle shall be kept and used within the district of the local authority unless and until a license shall be obtained therefor, or within 48 hours of acquiring possession thereof, or except during the currency of such license, and if any motor vehicle shall be so kept and used, the owner thereof shall be liable to a penalty not exceeding £20.

2a. No motor carrier, engine, trailer, nor any of the several vehicles specified in Schedule "J" of the General By-laws published in the *Government Gazette* of 3rd January, 1913, nor attachments, shall be kept or used within any District unless or until the license for such vehicle or driver, as specified in said Schedule "J," shall be obtained therefor, or within 48 hours of acquiring possession thereof, except during the currency of such license, and if any of the said vehicles specified in the schedule shall be so kept and used the owner thereof shall be liable to a penalty not exceeding £20.

3. The licenses to be issued under these General By-laws shall be in accordance with the schedule for each respective vehicle attached to these General By-laws, and the fees to be paid are as per details and basis set forth in Schedule "J." Every license in

respect to any motor car, motor wagon, motor cycle, motor carrier, engine or trailer, shall expire on the last day of the financial year of the local authority issuing the license; provided that, in respect of a license granted after the first six months of such year, the fee payable shall be the one-half of the annual fee for such license. Every vehicle used as a trailer must be licensed under these By-laws, and the fee for such license shall be the same as the fee payable for a vehicle license for the vehicle by which the trailer is drawn, and no trailer shall be deemed to be duly licensed whilst it is being drawn by a vehicle in respect of which the license fee is higher than that paid for the license obtained for the trailer; provided that nothing herein shall apply to an agricultural machine drawn on or along any road.

4. Every application for a license for a motor car or motor cycle shall be made by the owner, or his duly authorised agent, in the form prescribed in the Schedule "B."

5. The owner of any motor car licensed under these By-laws shall, within seven days after any alteration in the colour of the painting or in the form of the body thereof, give written notice to the local authority of such alteration.

6. If any person shall become the owner of a licensed motor car or motor wagon during the currency of the license thereof, he shall, upon production of the license to the local authority, and upon payment of the sum of 5s., be entitled to have a license issued to him in respect of such motor car or motor wagon for the balance of the term for which the original license was granted.

7. No person shall drive, ride, or impel a motor car, motor wagon, motor cycle, or cycle at any time in any portion of the district, recklessly or negligently, or at a speed or in a manner which is dangerous to the public, having regard to all the circumstances of the case, including the nature, condition, and use of the road, and to the amount of traffic then upon or which might reasonably be expected to be upon such road.

8. No person shall ride, drive, or impel a motor car, motor wagon, or motor cycle in any road which has not attached thereto a proper horn or other instrument which is capable of giving audible and sufficient warning of the approach or position of such motor vehicle.

9. Every driver or rider of a motor car, motor wagon, or motor cycle shall, whenever necessary, by sounding a horn or other instrument, give audible and sufficient warning of the approach or position thereof.

10. No person shall drive, ride, or impel a motor car, motor wagon, or motor cycle upon any footpath except when crossing from or to any premises at a regulation crossing place.

11. No person shall drive a motor car or motor wagon backwards for a greater distance or time than the necessity of the case or the purpose of safety shall require.

12. The driver of any motor car, motor wagon, or motor cycle shall, if any accident occurs to any person, whether on foot, or horseback, or in a vehicle, or to any horse in charge of any persons in the presence of such driver in the street or road, stop and remain stationary for a reasonable time, and shall give his name and address, and (if he be not the owner) also the name and address of the owner of the motor car, motor wagon, or motor cycle, if required by any constable, officer or member of the local authority, or by any person acting on behalf of any person injured, or of the owner of any property damaged.

13. Every person riding, driving, or impelling a motor car, motor wagon, or motor cycle who shall meet or overtake any animal, which shall become restive or alarmed, shall stop such motor car, motor wagon, or motor cycle, and shall remain stationary as long as may be reasonably necessary.

14. The driver of a motor car, motor wagon, or motor cycle whilst driving or riding the same in or along any road, shall keep the same on the left hand or near side of such road.

15. Every driver or rider of a motor car, motor wagon, or motor cycle shall, when passing any other motor car, motor wagon, vehicle, or any animal proceeding in an opposite direction along any road, keep such other motor car, motor wagon, vehicle, or animal on his right, and when passing any other motor car, motor wagon, vehicle, or animal proceeding in the same direction, shall pass on the right-hand side thereof.

16. No person shall drive, ride, or impel any motor car, motor wagon, or motor cycle in any road or public place abreast of or side by side with more than one other motor car, motor wagon, or motor cycle, except when taking part in a duly authorised parade or procession.

17. No driver or rider of a motor car, motor wagon, or motor cycle shall, when on such vehicle, be in a position in which he cannot have control over the same, nor shall he quit it without having stopped the machinery and taken due precautions against it starting in his absence, or allows it to stand on such road so as to cause an unnecessary obstruction thereof.

18. The driver or rider of a motor car, motor wagon, or motor cycle shall always have an efficient silencer attached to such motor car, motor wagon, or motor cycle in full and efficient working order, and always connected with the proper portion of the engine of such motor car, motor wagon, or motor cycle so as to reduce by at least 40 per cent. the noise that would otherwise result from the working of the engine of such motor car, motor wagon, or motor cycle, and shall not in any way cause to have attached to such silencer, to the exhaust pipe leading thereto or otherwise connected therewith, any device or machinery whereby such silencer may be rendered inefficient or unworkable, or its efficiency lessened.

19. The owner of any motor car, motor wagon, or motor cycle shall, when required by an officer of the local authority or any police constable, furnish the name and address of the persons driving such motor car, motor wagon, or motor cycle at any particular time.

20. No person shall use or drive any motor car, motor wagon, or motor cycle unless the same be licensed by the local authority in whose district the same be kept.

21. No person shall use or drive or impel a motor car in the district of the local authority unless there shall be fixed and kept in a conspicuous place in the front and on the back thereof a rectangular plate in an upright position, upon which is inscribed the licensed number of the said vehicle together with the distinguishing letter or letters of the district of the local authority in which the same is licensed, in characters of not less than four inches high, and of the corresponding breadth, painted in the case of motor cars intended for private use in white on a black ground, and in the case of cars intended for hire or wagons for the conveyance of goods in black on white ground, so that the inscription on such plates shall be easily distinguishable from in front or behind as the case may be.

22. No person shall drive, ride, or impel any motor cycle unless there shall be attached thereto in conspicuous positions in front and at the rear, number plates containing the number of the license of such motor cycle, together with the distinguishing letter or letters of the district of the local authority in which the same is licensed. The said number is to be at least two inches in height and to be in white figures on black ground.

CYCLE BY-LAWS.

23. (a.) Every cycle, except a motor cycle, shall carry a bell suitable for giving warning of approach, which shall be used as a signal whenever any person on foot or on horseback or vehicle is being approached or passed. No cyclist shall use as a signal any instrument capable of making a sound other than a bell.

(b.) No person shall leave any cycle in or on any street, road, or footway so as to become an obstruction, and every person shall remove his cycle immediately upon being requested to do so by any constable or officer or member of the local authority.

(c.) No cyclist shall pass at a speed exceeding eight miles an hour any person who shall be riding or driving any horse or other animal.

(d.) When a cyclist approaches or overtakes any horse or animal, and such horse or animal becomes restive, or appears to be likely to get beyond the control of the person in charge thereof, such cyclist shall stop his cycle and shall not proceed until such horse or animal is under control.

(e.) No person shall ride any cycle round the corner formed by the junction of any roads in the district, or across the intersection of any of the said roads, at a pace exceeding six miles an hour.

LIGHTS.

24. No person shall, between sunset and the following sunrise, ride, drive, or impel, haul, or place on any road any motor car, motor wagon, motor cycle, cycle, hand-cart, engine, or trailer unless a lamp or lamps as hereinafter prescribed are kept continually burning sufficient to afford an adequate means of signalling the approach or position of the motor car, motor wagon, motor cycle, cycle, vehicle, hand-cart, engine, or trailer.

Motor Cars and Wagons.

25. At least two lamps so constructed and placed as to exhibit a white light in the direction in which such motor car or motor wagon is proceeding or intending to proceed, and one lamp so constructed and placed as to exhibit a red light from the rear of the motor car or motor wagon, and a white light to so illuminate the rear number plate as to make the inscription thereon easily distinguishable, and all such lamps shall, during the time as aforesaid and whilst such motor car or motor wagon is in any street or way, be kept lighted, and shall show a light sufficiently clear and strong to afford adequate means of signalling the approach or position of such motor car or motor wagon.

Motor Cycles.

26. One efficient lamp, so constructed and placed as to exhibit a white light in the direction in which the motor cycle is proceeding or intending to proceed, and red light from the rear, and such lamp shall be lighted and kept lighted during such time as aforesaid and whilst such motor cycle is in any street, road, or way, and shall show a light sufficiently clear and strong to afford adequate means of signalling the approach or position of such motor cycle.

26a.—Addition.

Red Reflex.

26a. Providing that a light from the rear shall not be insisted on if a "red reflex" is affixed in such a manner as to adequately reflect the light from an approaching vehicle to the satisfaction of the police or Local Authorities.

Cycle.

27. One lamp attached to the front of the cycle, and exhibiting a white light in the direction in which the cycle is proceeding or is intended to proceed, and red light from the rear.

27a.—Addition.

Red Reflex.

27a. Providing that a light from the rear shall not be insisted on if a "red reflex" is affixed in such a manner as to adequately reflect the light from an approaching vehicle to the satisfaction of the police or Local Authorities.

Hand-carts.

28. One lamp attached to the front of the hand-cart and exhibiting a white light in the direction in which the hand-cart is proceeding or is intended to proceed, and red light from the rear.

Vehicles other than hand-carts.

29. A lamp securely fixed on the right side of such vehicle at least one foot higher than the hub of the front wheel, which lamp shall exhibit a white light to its front and a red light to its rear. The lamp shall be so fixed as to give an unobstructed view of the light to other users of the road in the respective directions before indicated, and the light shall be at all times, whether the vehicle is moving or stationary, kept burning brightly.

Engines.

30. Two lamps attached to the front of the engine, one to be fixed to each side of the engine, and exhibiting white lights in the direction in which the engine is proceeding or is intending to proceed, and one lamp attached to the front of the engine, between the white lights, exhibiting a green light in the direction in which the engine is proceeding or is intending to proceed, and one lamp attached to the back of the engine, and exhibiting a green light from the rear of the engine.

Trailers.

31. Similar lights as would be required to be attached if the vehicle was driven or impelled.

Penalties.

32. Any person committing a breach of these By-laws shall be liable, on conviction, to a penalty not exceeding Twenty pounds.

Uniform Special By-laws Regulating Motor Cars for Hire.

(Additional to General By-laws.)

33. In the construction of these By-laws, unless the context otherwise requires, the word "Car" shall mean and include any motor car, motor wagon, automobile, or other carriage or vehicle propelled either wholly or partly by any volatile spirit, steam, or electricity, or by any other means than animal power kept or used for hire, and which shall be subject to the general By-laws so far as they apply.

34. No car shall be kept for the purpose of plying for hire unless and until a license shall have first been obtained for the same, and except during the currency of such license, and if any car shall be so kept the owner thereof shall be liable to a penalty not exceeding £20.

35. No person shall act as a driver of any car plying for hire or motor wagon for conveyance of goods without having a valid and subsisting license from the local authority so to act, which license the local authority is authorised to grant on being satisfied that the person applying for the same is a person of good character and proper skill and fitness, and competent to perform the duties of a driver.

36. An application for a license under By-law No. 34 for a car shall be made by the owner or his duly authorised agent in the form prescribed in Schedule "C" hereto, or for a motor wagon as per Schedule "I."

37. An application for a license under By-law No. 35 as "driver" of a car shall be made by the applicant in the form prescribed in Schedule "D" hereto.

38. The fees to be paid for licenses under these By-laws for cars to be hired shall be the same as those detailed in By-law No. 3, and for the license of each driver of a car the sum of 10s.

39. Every license issued under these By-laws shall expire on the last day of the financial year of the local authority next after the same shall be granted. Provided that in respect of any license granted after the sixth month of any year the fee payable for such year shall be one-half of the annual fee for such license.

40. The local authority, upon any application to license a car under these By-laws shall cause an inspection to be made of the car to which the same shall relate, and shall not grant a license unless such car shall be found to be in a fit and proper condition for public use.

41. The license for a car licensed under By-law No. 34 shall be in the form of Schedule "E" hereto.

42. No license shall be granted for any car, and no person shall cause or permit to be used or shall drive a car licensed under these By-laws in any street or in any public place unless—

(a.) The car shall have two independent brakes in good working order, and of such efficiency that the application of either shall cause the two wheels on one of the axles to be so held that they shall be effectually prevented from revolving, or shall have the same effect in stopping the car as if such wheels were so held.

(b.) The car shall be so constructed as to admit of its being at all times under such control as not to cause undue interference with traffic on any street or public place.

(c.) The car and all fittings thereon shall be in such a condition as not to cause or be likely to cause danger to any person in the car or in any street or public place.

43. If any person shall acquire a car licensed under these By-laws during the currency of the license thereof, he shall, upon production of the license, and upon payment of the sum of 5s., be entitled to have a license issued to him in respect of such car for the balance of the term for which the original license was granted.

44. The license for a driver of a car or wagon licensed under By-law No. 35 shall be in the form of Schedule "F" to these By-laws, and shall be issued

in duplicate. One copy of such license, to be called the "original," shall be lodged by the driver with his employer at the time of his being employed, to be retained by such employer during the time of such employment, and the other copy, to be called the "duplicate," shall be retained by the driver, who shall not lend or part with the same.

45. The owner of a car licensed under these By-laws shall always have an efficient silencer attached to such car in full and efficient working order, and always connected with the proper portion of the engine of such car, so as to reduce by at least 40 per cent. the noise which would otherwise result from the working of the engine of such car, and shall not in any case have attached to such silencer or otherwise connected therewith any device or machinery whereby such silencer may be rendered inefficient or unworkable, or its efficiency in any way lessened.

46. The owner of any car licensed under these By-laws shall, when required by any police constable or member or officer of the local authority, furnish the name and address of the person driving such car at any particular time.

47. The licensed driver of a car licensed under these By-laws shall be constantly in attendance on the same whilst it is standing on a public stand or plying for hire.

48. The licensed driver of a car licensed under these By-laws shall not suffer any unlicensed person to drive the same whilst plying for hire.

49. No person under the age of 17 years shall be licensed under these By-laws as a driver of a car.

50. No driver of any car licensed under these By-laws shall allow more than the number of persons for which such car is licensed to be carried in or by the same, and no person shall enter such car after he has been informed by the driver that the same has already the full number of passengers.

51. The driver of any car licensed under these By-laws shall stop the same upon demand by the traffic inspector or other duly authorised officer of the local authority to enable such inspector or officer to count the number of passengers, or to ascertain the name of any person who may be offending against these By-laws.

52. No driver of any car licensed under these By-laws shall, except whilst on an appointed stand, permit his vehicle to stand or loiter in any part of the district of any local authority longer than may be absolutely necessary for taking up or setting down passengers, and no such driver shall wilfully, wrongfully, or forcibly prevent or endeavour to prevent the driver of any other licensed vehicle from taking a fare or passenger.

53. No driver, except upon request of a police constable, shall carry in or upon any car licensed under these By-laws any person in a state of intoxication, or any person who so noisily conducts himself as to occasion annoyance to any passenger, or to disturb the public peace.

54. The driver of any car licensed under these By-laws having agreed to convey a fare or passenger to any given point shall do so by the most direct route available, and without delay, unless otherwise directed by the passenger.

55. No driver shall smoke whilst driving any car licensed under these By-laws conveying any passenger without first applying and obtaining permission of passenger.

56. No person shall drive a car in any road unless there is attached thereto a proper horn or other instrument which shall be capable of giving audible and sufficient warning of the approach and position of such car.

57. Every driver of a car licensed under these By-laws shall, whenever necessary, by sounding a horn or other instrument, give audible and sufficient warning of the approach and position thereof.

58. No person shall drive a car licensed under these By-laws upon any footpath, except when crossing to or from any premises at a regulation crossing place.

59. No person shall drive a car licensed under these By-laws backwards for a greater distance or time than the necessity of the case or the purposes of safety shall require.

60. The driver of any car licensed under these By-laws shall, if an accident occur to any person, or to any horse or vehicle, in the presence of such driver in the road, stop and remain stationary for a reasonable time, and shall give his name and address if required by any constable or officer of the local authority, or by any person acting on behalf of the person injured, or of the owner of the property damaged,

61. Every person driving a car licensed under these By-laws who shall meet or overtake any animal which shall become restive or alarmed shall stop such car, and shall remain stationary as long as shall be reasonably necessary.

62. The driver of a car licensed under these By-laws, whilst driving the same in or along a road shall keep the same on the left-hand or near side of the road.

63. The driver of a car licensed under these By-laws shall, when passing any other vehicle, or any animal, proceeding in an opposite direction along any road, keep such other vehicle or animal on his right.

64. No driver of a car licensed under these By-laws shall, when on such vehicle, be in a position in which he cannot have control over the same, nor shall he quit the car without having stopped the machinery and taken due precautions against its starting in his absence, or allow the car to stand on such road so as to cause an unnecessary obstruction.

65. No person shall drive any car licensed under these By-laws in any road or public place abreast of, or side by side with more than one other vehicle, except when taking part in a duly authorised parade or procession.

66. Every driver of a car licensed under these By-laws, when taking up or setting down passengers in any road, or when waiting for any such purpose, shall act under the direction of any officer or member of the local authority or police constable who may be on duty in such road.

67. Any police constable or authorised officer of the local authority may at any time order the driver of any car licensed under these By-laws to remove such car from any public stand or road in the district if the same shall, in his opinion, be so dirty or otherwise in such a condition as to be unfit for public use.

68. No person shall use or drive a car licensed under these By-laws in the said district unless there shall be fixed in a conspicuous position in the front and on the back thereof a rectangular plate in an upright position, upon which is inscribed the licensed number of the said car, together with the distinguishing letter of the district, in characters of not less than four inches high, and of corresponding breadth, painted in black on a white ground, so that the inscription upon such plates shall be easily distinguishable from in front or behind, as the case may be; and no person shall use or drive any such car in the said district between sunset and sunrise unless the said plates shall be so illuminated that the inscriptions thereon shall easily be distinguishable.

69. No driver of any licensed car shall carry or permit to be carried in or upon such car any person other than the hirer thereof, except with the consent of such hirer.

70. No owner or driver of any licensed car shall at any time, without having in each case previously obtained the written consent of the local authority, place, or suffer or permit to be placed, on the outside of such car for advertising purposes any notice, advertisement, or printed bill, or any name, letter, device, design, picture or number.

71. When recognised stands are appointed as stands for cars licensed by the local authority in which such stands are situate, each car taking up a position on the stand shall take up its position at the rear of the rear-most car then upon the stand, and as soon as any car leaves the stand the cars standing at the rear of such car shall immediately close up.

72. Cars licensed under these By-laws shall take their places upon any appointed stands in the order of their arrival there, and when any car shall be called or driven off any stand, the driver of the car immediately behind shall draw the same up to the place thus vacated, and the drivers of the cars in the rear shall follow up in like manner: Provided that after every fourth car on any stand there shall be left a space of eight feet for foot passengers to pass through, and after every eighth car a space of 18 feet for vehicles to pass through.

73. Whenever at any theatre, place of entertainment, or public meeting, the constable, police officer, member or officer of the local authority shall deem it necessary so to do, he may appoint temporary stands for engaged and disengaged cars respectively, and every driver of a car licensed under these By-laws shall take such place upon any such stand as he shall direct.

74. No licensed driver shall—

(a.) Place his car upon temporary stand appointed for engaged cars unless his car is actually engaged.

(b.) Accept an engagement whilst his car is standing upon a temporary stand appointed for engaged cars.

75. Should the constable, police officer, member or officer of the local authority at any time be of opinion that it is necessary to move any car from any appointed stand or place, it shall be lawful for him to direct the driver of same to move to any place he shall deem fit, and any driver who shall refuse to obey such directions shall be guilty of an offence against these By-laws.

76. The driver of any car licensed under these By-laws shall at all times, whilst plying for hire, or whilst on any stand, act under the directions of the police constable, member or officer of the local authority, and any driver who shall refuse to obey such directions shall be guilty of an offence against these By-laws.

77. Every car licensed under these By-laws standing on a public stand shall be deemed to be plying for hire, and the driver thereof shall, immediately upon demand and upon the tender of the amount legally chargeable, take any fare if not previously engaged.

78. If at any place other than on a public stand the driver of a car licensed under these By-laws shall solicit engagement, by word of mouth or sign, he shall immediately upon demand and upon tender of the amount lawfully chargeable, take any fare then offering.

79. The rates and fares which may be lawfully charged by the driver or owner of any car licensed under these By-laws for the hire thereof shall be those set out in Schedule "G."

80. It shall be the duty of the owner and driver of every car licensed under these By-laws to fix or cause to be fixed and to keep fixed inside such car, in such a conspicuous position as to be easily seen by any passenger therein, a copy of the table of rates and fares for the time being chargeable under these By-laws, printed in clear and legible characters.

81. No licensed driver shall demand from any passenger more than the fare or rate fixed by these By-laws, and if any person pay such driver on demand any sum exceeding the legal fare, he may recover the same summarily, and such driver shall be deemed guilty of an offence against these By-laws.

82. Any passenger by a car licensed under these By-laws who shall refuse to pay the legal fare or rate payable by him in accordance with these By-laws shall be deemed guilty of an offence against these By-laws.

83. Every person travelling by any car may take with him ordinary personal luggage not exceeding in weight 28lbs. without any charge being made for the carriage thereof, but shall pay a sum not exceeding 6d. for every 28lbs. or fractional part thereof in excess of such weight, irrespective of the distance the same may be carried; but the driver of such car may refuse to carry baggage which would, with the full number of passengers, exceed the weight such car is reasonably expected to carry.

84. The town clerk or secretary of any local authority may, by notice in writing, require any driver licensed under these By-laws against whom a complaint of committing an offence against these By-laws has been made, to attend before the local authority or a committee thereof to show cause why his license should not be suspended or cancelled, and may, on satisfactory proof of or on conviction by any court of competent jurisdiction for such offence, suspend or cancel such license; and if he shall fail to attend pursuant to such notice, or to show good cause to the contrary, the said local authority or committee may, by notice in writing, in the form of Schedule "H" to these By-laws, suspend or cancel the license of such driver, and when a license is suspended or cancelled both the original and duplicate shall be endorsed accordingly.

85. When a driver's license has been suspended or cancelled by a local authority, it shall be an offence against these By-laws for such driver to apply for a license to the same or any other local authority—in the case of suspension, during the period of such suspension, and in the case of cancellation, during the balance of the financial year—without producing such suspension or cancellation to such local authority.

86. Every person offending against any of the provisions of these By-laws shall, for every such offence, be liable to a penalty not exceeding £20.

THIRD SCHEDULE.

Additions to Uniform General By-laws for Regulating Motor and Cycle Traffic numbered 87 to 90.

87. The provisions of the Uniform General By-laws Nos. 1 to 86 (both inclusive), relating to motor cars. (except those prescribing a license fee), shall apply to motor carriers.

88. Motor Cycle.—No person in charge of a cycle or motor cycle designed to carry one person shall allow any other person to be carried thereon or thereby, except in or upon a proper attachment, which has been duly approved and registered by the Local Authority issuing the license of such cycle or motor cycle, and any person offending against this By-law shall be liable to have his license suspended, in addition to the penalty prescribed under these Regulations.

89. Cycles.—No person shall ride, drive, or impel any cycle upon or along any footpath, except when crossing from or to any premises.

90. No person whilst riding a cycle shall hold on to any tram car, motor, or other vehicle of any description whilst in motion.

SCHEDULE "A."

License for Car, otherwise than for plying for hire.

The motor car described below, being the property of is hereby licensed, other than for plying for hire. This license is issued subject to the By-laws from time to time in force in, and shall be in force until the end of the current financial year unless sooner suspended or cancelled.

Dated this.....day of....., 19 ..

Licensing Officer.

Particulars:

- (1.) Full name of owner.
(2.) Postal address of usual residence of owner.
(3.) Make of car.
(4.) Method of propulsion.
(5.) Horse-power of engine.
(6.) Colour of body.
(7.) Type of body.
(8.) Weight, unladen.
(9.) Signature of owner or person applying on his behalf.
(10.) Date of application.
(11.) Identification mark allotted.

SCHEDULE "B."

Application for a License for a Motor Car or Motor Cycle for private use or trade purposes.

I,....., of..... apply for a license for a motor car or motor cycle described in the particulars set out below.

Particulars:

- (1.) Full name of owner.
(2.) Postal address of usual residence of owner.
(3.) Make of car or motor cycle.
(4.) Method of propulsion.
(5.) Horse-power of engine.
(6.) Colour of body.
(7.) Type of body.
(8.) Weight, unladen.
(9.) Signature of owner or person applying on his behalf.
(10.) Date of application.
(11.) Identification mark allotted.

SCHEDULE "C."

Application for a License for a Motor Car.

I,....., of....., hereby apply for a license for the motor car described in the particulars set out below for the carriage of passengers for hire.

Particulars:

- (1.) Full name of owner.
(2.) Postal address of usual residence of owner.
(3.) Make of car.
(4.) Method of propulsion.
(5.) Horse-power of engine.
(6.) Colour of body.
(7.) Type of body.
(8.) Weight, unladen.
(9.) Signature of owner or person applying on his behalf.
(10.) Date of application.
(11.) Identification mark allotted.

SCHEDULE "D."

Application for a License as a Driver.

I,....., residing in.....Street,, hereby apply for a license as a driver of a motor car licensed to ply for hire within the.....District.

SCHEDULE "E."

License for Car plying for hire.

The motor car described below, being the property of....., is hereby licensed for the carriage of.....passengers in addition to the driver. This license is issued subject to the By-laws from time to time in force in the.....District, and shall be in force until the end of current financial year, unless sooner suspended or cancelled.

Dated this.....day of....., 19 ..

Licensing Officer.

Particulars:

- (1.) Full name of owner.
(2.) Postal address of usual residence of owner.
(3.) Make of car.
(4.) Method of propulsion.
(5.) Horse-power of engine.
(6.) Colour of body.
(7.) Type of body.
(8.) Weight, unladen.
(9.) Signature of owner or person applying on his behalf.
(10.) Date of application.
(11.) Identification mark allotted.

SCHEDULE "F."

License for Driver.

No..... Mr....., of.....Street, is hereby licensed as a driver of any motor car or wagon licensed to ply for hire within the District of..... This license is issued subject to the By-laws from time to time in force in the.....District, and shall be in force until the end of the current financial year, unless sooner suspended or cancelled.

Dated the.....day of....., 19 ..

Licensing Officer.

Transferred to..... Date..... Licensing Officer.

Transferred to..... Date..... Licensing Officer.

SCHEDULE "G."

For any distance up to half a mile, 1s.
 Over half a mile, including the return journey, whether the car be used or not, 1s. per mile.
 If the car be detained by the hirer an additional charge of 5s. per hour may be made.
 Between the hours of 10 p.m. and 8 a.m. the charge may be increased by one-half.

SCHEDULE "H."

Notice of Suspension or Cancellation of Driver's License.

I hereby give you notice that your license as a driver of a motor car licensed to ply for hire has been cancelled or suspended for a period of.....from this date, by order of the.....

[L.S.]

No. of license referred to.....

SCHEDULE "I."

License for Motor Wagon.

The motor wagon described below, being the property of....., is hereby licensed, other than for plying for hire. This license is issued subject to the By-laws from time to time in force in....., and shall be in force until the end of the current financial year unless sooner suspended or cancelled.

Dated this.....day of....., 19.....

Licensing Officer.

Particulars:

- (1.) Full name of owner.
- (2.) Postal address of usual residence of owner.
- (3.) Make of car.
- (4.) Method of propulsion.
- (5.) Horse-power of engine.
- (6.) Colour of body.
- (7.) Type of body.
- (8.) Weight, unladen.
- (9.) Whether intended for—
 (a.) Private.
 (b.) Trade purposes.
 (c.) Use as a public conveyance.
- (10.) Particulars as to the position on car in which it is proposed to place the plates forming the identification mark.
- (11.) Total weight to be carried.
- (12.) Signature of owner or person applying on his behalf.
- (13.) Date of application.
- (14.) Identification mark allotted.

SCHEDULE "J."

License fees shall be as indicated hereunder:—

Vehicle Licenses.

For a cycle—1s. 3d. per wheel (annual).
 For a cart—5s. per wheel (annual).
 For a carriage—5s. per wheel (annual).
 For a traction engine—£1 per month.
 Passenger vehicle licenses—2s. 6d. per wheel (annual).
 Carriers' licenses—5s. per wheel (annual).

Motor Vehicle Licenses.

(For Passengers.)

Motor car of 10-horse power or under—£2 (annual).
 Motor car over 10-horse power and up to 20-horse power—£3 (annual).
 Motor car of over 20-horse power and up to 30-horse power—£4 (annual).
 Motor car of over 30-horse power—£5 (annual).
 Motor carrier when used for passengers only—10s. per wheel.
 Motor cycle (per wheel of the motor cycle and the attachments if any)—7s. 6d. (annual).

Note.—The "horse power" should be calculated on the formula adopted from time to time by the English Royal Automobile Club for brake horse-power known generally as the "R.A.C. Formula" which, as now existing, is as follows:—

Diameter of cylinder squared, multiplied by number of cylinders, divided by 2.5, or short form:—

$$\frac{B.H.P. D^2 \times N}{2.5}$$

 d—diameter of cylinders in inches.
 N—Number of cylinders.
 s.—stroke in inches.
 r.—s —ratio of stroke to bore.
 d

(For Merchandise.)

Motor carriers of gross weight when loaded not exceeding 10cwt.—10s. per wheel.
 Motor carriers of gross weight when loaded not exceeding 15cwt.—12s. 6d. per wheel.
 Motor carriers of gross weight when loaded not exceeding 20cwt.—15s. per wheel.
 Motor wagons in gross weight when loaded not exceeding tons (5-0-0)—£1 5s. per wheel.
 Motor wagons for every additional ton—5s. per wheel.

Drivers' and other Licenses.

Motorists' licenses (general)—10s. (annual).
 Motorists' licenses (limited to driving motor carriers)—7s. 6d. (annual).
 Motorists' licenses (limited to driving motor cycles)—5s. (annual).
 Traction engine drivers' licenses—7s. 6d. (annual).

SCHEDULE "K."

License for Engine.

Name of Local Authority.....
 Date of issue.....

The engine described hereunder, being the property of....., is hereby licensed subject to the provisions of the Act and By-laws of the Local Authority in which such engine is stationed or travelling, also to the provisions of Section 89 of "The Public Works Act, 1902," and shall be in force until the end of the financial year of the Local Authority issuing same unless previously suspended or cancelled by some competent authority.

Licensing Officer.

Particulars:

- (1.) Full name of owner.
- (2.) Postal address of usual residence of owner.
- (3.) Make of engine.
- (4.) Method of propulsion and fuel.
- (5.) Horse-power of engine.
- (6.) Colour of body.
- (7.) Type of body.
- (8.) Weight, unladen.
- (9.) Weight when fully equipped or travelling.
- (10.) Wheel base.
- (11.) Width of bearing surface of wheels.
- (12.) Whether provided with skids and efficient brakes.
- (13.) Signature of owner or person applying on his behalf.
- (14.) Date of application.
- (15.) Identification mark allotted.
- (16.) Whether wheels have holes or other means of affixing projections to which same will injure roads.
- (17.) Nature and type of spark arrester.
- (18.) Number of planks 2 inches in thickness for using when crossing bridges and culverts.
- (19.) Provision for carrying regulation lights.

In this connection see Section 89 of Act:—

Special provisions as to heavy traffic.

89. For the purpose of giving effect to any By-law relating to heavy traffic, the following special provisions shall apply:—

- (a.) Any person authorised in that behalf by the Minister may stop and detain any vehicle or machine which in his opinion infringes any

Transferred to.....
Date.....
Licensing Officer.....

Transferred to.....
Date.....
Licensing Officer.....

by-law, until the width of the tires, or the weight of such vehicle or machine and the load thereon, or the weight or measurement of the contents thereof, can be ascertained.

- (b.) Any by-law may prescribe the manner of ascertaining the weight or measurement of such contents, by either weighing the same at any weighbridge or computing the weight or measurement from the cubical or superficial measurement of such contents or otherwise.
- (c.) For the purpose of such computation such by-law may prescribe what quantity of timber, agricultural produce, mineral, or any material of any description whatever, shall be deemed to be of a specified weight or measurement, and such weight or measurement so computed shall be final and conclusive in any proceedings to recover a penalty for the breach of such by-law.
- (d.) Any such by-law may also provide for the driver of any vehicle or machine giving such information as to the load or contents thereof, and the quantity, weight, size, or measurement of the same, or doing such acts for the purpose of enabling the same to be ascertained as such authorised person requests.

SCHEDULE "L."

License for Motor-carrier.

Name of Local Authority.....
 Date of issue.....
 The motor-carrier described below, being the property of....., is hereby licensed for:—
 (a.) Private passenger purposes,
 (b.) Plying for hire of passengers,
 (c.) Merchandise,
 in payment of standard fee of £ s. d. for gross weight of.....cwt., and such license is valid until the end of the financial year of the Local Authority issuing same unless previously suspended or cancelled by some competent authority.
 Licensing Officer.

Particulars:
 (1.) Full name of owner.
 (2.) Postal address of usual residence of owner.
 (3.) Make of car.
 (4.) Method of propulsion.
 (5.) Horse-power of engine.
 (6.) Colour of body.
 (7.) Type of body.
 (8.) Weight, unladen.....cwt.
 " loaded.....cwt.
 (9.) Number of wheels.
 (10.) Position of driving wheels.
 (11.) Signature of owner or person applying on his behalf.
 (12.) Date of application.
 (13.) Identification mark allotted.

Transferred to.....
 Date.....