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THE undermentioned Regulations made under the Road Traffic Act, 1974, and amended from time to time up to and including the 30th December, 1977, are reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Attorney General.

R. M. CHRISTIE,
Under Secretary for Law.

ROAD TRAFFIC ACT, 1974.

ROAD TRAFFIC (TAXI-CARS) REGULATIONS, 1975.

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ROAD TRAFFIC ACT, 1974.

**ROAD TRAFFIC (TAXI-CARS)
REGULATIONS, 1975.**

PART I—PRELIMINARY.

1. These regulations may be cited as the Road Traffic (Taxi-cars) Regulations, 1975. Citation.
2. Parts III, IV, V, VI, VII, VIII and X of these regulations do not apply in respect of a taxi-car within the meaning of the Taxi-cars (Co-ordination and Control) Act, 1963. Application.
Amended by
G.G. 25/2/77,
p. 579.
3. In these regulations, unless the context otherwise requires— Interpreta-
tion.
 - “distance rate” means the rate of fare for the distance travelled by the taxi-car;
 - “driver” in relation to a taxi-car includes any person for the time being in charge of the taxi-car;
 - “dead running charge” means a charge permitted, by these regulations, to be made for distance travelled by a taxi-car fitted with a taxi-meter, to or from a place specified by the hirer, without a passenger and without the taxi-meter being set in operation;
 - “detention charge” means the charge permitted, by these regulations, to be made to a passenger of a taxi-car, while no charge is being made under a mileage rate;
 - “flagfall” means the amount of fare recorded by a taxi-meter immediately upon the taxi-meter being set in operation at the commencement of a hiring;
 - “hirer” means a passenger or other person who engages a taxi-car;
 - “meter taxi-car” means any taxi-car equipped with a taxi-meter approved by the Authority;
 - “passenger” means any person carried in or upon a taxi-car, excluding the driver;
 - “special hiring” means such a hiring on a time basis as is permitted and prescribed by these regulations;
 - “taxi-meter” means any instrument or device designed and intended to indicate by figures the aggregate sum of money payable for the hire of a taxi-car in accordance with the flagfall, distance travelled and the time the vehicle is detained and not travelling;
 - “taxi-stand” means a position or a group of positions set apart by a competent authority, by means of a sign on or near a road, for the standing of disengaged taxi-cars;
 - “the Act” means the Road Traffic Act, 1974, as amended from time to time.

PART II—LICENSING AND SPECIFICATIONS OF TAXI-CARS.

4. A person shall not drive, nor suffer or permit any person to drive, a taxi-car plying for hire or carrying any passenger for reward, unless that taxi-car shall first have been submitted to, and duly inspected by, and a licence for that purpose obtained from the Authority and, in relation to the metropolitan area and any other area of the State to which the Taxi-cars (Co-ordination and Control) Act, 1963, applies, the Taxi Control Board established under that Act. Prohibition
of plying
for hire of
unlicensed
taxi-car.
Amended by
G.G. 25/2/77,
p. 579.

- Specifications and other requirements of licensed taxi-cars.
5. (1) The Authority shall not licence a vehicle as a taxi-car unless, in respect to that vehicle—
- (a) the height,
 - (i) from the floor to the top of a seat cushion is not less than 330 millimetres;
 - (ii) from the top of a seat cushion to the roof is not less than 870 millimetres; and
 - (iii) of any doorway opening is not less than one metre;
 - (b) the least width,
 - (i) of any doorway opening is not less than 560 millimetres; and
 - (ii) of any seat is 1.2 metres;
 - (c) the least depth of any seat is not less than 400 millimetres;
 - (d) the minimum distance between the front and the rear seat is 360 millimetres;
 - (e) there is seating accommodation for at least four passengers, comprising not less than 430 millimetres of space measured along the front of any seat for each passenger;
 - (f) there are provided floor mats or floor covering of other usual type;
 - (g) the cushions and lining trims are of good materials, adequately sprung or padded (as the case may be) and covered with leather or other usual substitute material;
 - (h) the windscreen and windows are of approved safety glass, soundly and properly fitted;
 - (i) any movable window is provided with a usual contrivance for the purpose of opening or closing the window;
 - (j) provision is made for the safe carriage of a reasonable amount of luggage;
 - (k) all usual requisites for securing proper cleanliness and the safety and convenience of passengers are provided;
 - (l) the wheel-base is so proportioned that skidding or other improper movement is, as far as practicable eliminated;
 - (m) the wheel track width is not less than 1.32 metres and the front width no less than the rear;
 - (n) the suspension is of adequate strength, stability and flexibility for a reasonable load and is dampened by shock absorbers so as to alleviate the effect of all surfaces over which the vehicle would ordinarily travel;
 - (o) the steering is such as will enable the vehicle to be turned within a radius of 12.2 metres, on either lock;
 - (p) the carburettor is not placed in close proximity to the magneto, coil, distributor or to any connection of wiring carrying electric current, except where it or they are suitably encased or screened;
 - (q) any guard tray fixed below the carburettor is so constructed that any overflow of petrol or other liquid fuel is not retained in that tray;
 - (r) any tank for petrol or other liquid fuel is made of a durable material and is properly constructed and of sufficient strength for its purpose and so placed that any overflow shall not accumulate where it may be readily ignited and have the filling nozzle or other inlet brought to the outside of the body of the vehicle;
 - (s) effective means are provided to prevent heat or fumes from the motor or from exhaust connections injuring other parts of the vehicle or occasioning discomfort or danger to the driver or passengers;
 - (t) any wire carrying electric current is properly insulated and protected from damage and is so placed as not to occasion danger;

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- (u) there is an interior lamp or lamps of a power not exceeding 7 watts and which affords or afford sufficient white light for the convenience of passengers; and
- (v) the exterior is painted in such colour or colours and in such manner as may be approved by the Authority.
- (2) Subject to the provisions of subregulation (1) of this regulation, the Vehicle Standards Regulations, 1975, apply to taxi-cars.
6. Every taxi-car and private taxi-car shall be equipped with an efficient speedometer which shall—
- (a) at all times when the vehicle is being driven, readily indicate to the driver, whilst retaining his normal driving position, the speed at which the vehicle is being driven within a margin of accuracy of plus or minus 10 per cent.;
- (b) indicate the cumulative distance travelled with an accuracy of plus or minus 2½ per cent.;
- (c) be kept illuminated during the hours of darkness; and
- (d) be kept free from any obstruction that might prevent its being easily read.
7. The Authority may by notice to the owner of a taxi-car require the production of that taxi-car at a time and place stipulated in the notice, for the purpose of ascertaining whether the taxi-car conforms with these regulations; and the owner to whom the notice is directed shall comply with its terms.
8. A driver shall not stand a taxi-car for hire or drive it on a public road for reward, unless the vehicle, its parts and equipment are clean and in a completely serviceable condition and complying with these regulations and is fit for public use.
9. A patrolman may, at any time, inspect any taxi-car then on a taxi-stand or public road and, if in his opinion that vehicle does not comply with these regulations or is dirty or is otherwise in such condition as to be unfit for public use, may require the driver to remove the vehicle from the stand or road, until such time as the vehicle shall have been cleansed or any other defect shall have been remedied to his satisfaction; and a driver shall not thereupon stand or ply the vehicle for hire until it has been so cleansed or its defects have been remedied.
10. (1) The maximum seating accommodation of any taxi-car, as approved by the Authority and endorsed on the licence, shall be painted or exhibited in some conspicuous place inside the vehicle where it may clearly be seen, by day or by night.
- (2) The driver of a taxi-car shall not carry any person in excess of the number for which that vehicle is licensed.

Taxi-car to be equipped with speedometer.

Production of taxi-cars for inspection.

Taxi-car to be serviceable.

Patrolman may require unfit vehicle to be removed.

Maximum seating to be displayed and not exceeded.

PART III.—MANAGEMENT.

11. The owner of a taxi-car or private taxi-car shall—
- (a) record the full name and place of abode of, and the dates on which, any person other than the owner, himself, was the driver of that taxi-car; and
- (b) at the request of an officer of the Authority or a patrolman, produce that record, in respect of any period falling within the three months preceding that request, for his inspection.
12. The owner of a taxi-car or private taxi-car shall—
- (a) before permitting any person to drive or stand that vehicle for hire, cause that person to produce for the owner's inspection his driver's licence and satisfy himself that it is current and appropriate for the driving of motor vehicles of the passenger class; and
- (b) not permit or suffer any person not holding a current driver's licence appropriate for the driving of taxi-car to drive or stand that vehicle for hire.
13. A person engaged in the occupation of driving a taxi-car shall not, except with the approval of the Authority, engage in any other occupation.

Record of drivers to be kept.

Owner to ensure driver is holder of current licence.

Driver of taxi-car not to engage in other occupation.

PART IV.—PRIVATE TAXI-CARS.

- Private taxi-cars not to ply on roads.
- Private taxi-cars to be engaged at specified places, only.
- None but specified places of hire to be advertised.
- Private taxi-car not to have meter.
- Private taxi-cars to be of uniform approved colour.
- Table of fares to be displayed.
14. The owner or driver of a private taxi-car shall not cause or suffer that taxi-car to stand, or ply, for hire on any road.
15. The owner or driver of a private taxi-car shall not cause or suffer that taxi-car to proceed on any hiring, unless it has been engaged at the place or places specified in the licence for that vehicle.
16. The owner or driver of a private taxi-car shall not cause or suffer to be exhibited on that taxi-car or elsewhere any advertisement, sign or indication that the taxi-car is available for hire at any place other than a place specified in the licence for that vehicle.
17. The owner of a private taxi-car shall not cause or suffer that taxi-car to be equipped with a taxi-meter.
18. The owner of a private taxi-car shall not cause or suffer that taxi-car to be painted in any but such uniform dark colour as the Authority may, from time to time, approve.
19. The owner of a private-taxi-car shall cause a readily legible table of the fares prescribed by these regulations to be displayed and kept displayed in a conspicuous place in that taxi-car.

PART V.—TAXI-CARS OTHER THAN PRIVATE TAXI-CARS.

- Meters may be fitted to certain taxi-cars.
- Taxi-meters to be regulated and tested.
- Fee for testing.
- None but tested taxi-meters to be used.
- Taxi-meter to be maintained as tested.
- Taxi-meter not to be interfered with.
20. Nothing in these regulations prohibits the fitting of a taxi-meter to a taxi-car that is not a private taxi-car, if the taxi-meter conforms with, and is fitted and maintained in conformity with, this Part.
21. The owner of a taxi-car, whether required by any law to equip that taxi-car with a taxi-meter or not, shall, prior to fitting a taxi-meter to that vehicle, cause the taxi-meter to be regulated to record the charges prescribed by law and thereupon submit it to the Authority for inspection, testing and sealing.
22. The owner of any taxi-car in respect of which a taxi-meter is required to be examined and tested shall, prior to that examination and testing, pay to the Authority a fee of one dollar.
23. A person shall not stand or ply for hire any taxi-car fitted with a taxi-meter unless that taxi-meter has been tested as required by this Part.
24. The owner of a taxi-car fitted with a taxi-meter shall—
- (a) cause the taxi-meter to be maintained in good order and condition and shall cause it to be re-adjusted and tested by the Authority as occasion may require and, in any event, once in every twelve months after being last tested;
 - (b) on becoming aware that the taxi-meter is not registering correctly or has become in any way unserviceable or no longer sealed, shall forthwith notify the Authority of that fact;
 - (c) not affix to the taxi-car any wheels other than those that were affixed when the taxi-meter was last tested, unless the taxi-meter is thereupon forthwith re-tested;
 - (d) not make any alteration to the taxi-car that would in any way affect the correct operation of the taxi-meter; or
 - (e) not alter or render indistinguishable or illegible the number or other markings on the taxi-meter by which it is identifiable as that previously tested and approved, or cause or suffer it to be done by any person.
25. A person shall not without the permission of the Authority interfere with or cause or suffer any other person to interfere with a taxi-meter affixed to a taxi-car, or with any mechanism controlling or operating that taxi-meter or tamper with any seal or mark affixed or placed on that taxi-meter by the direction of the Authority.

26. (1) Every taxi-meter affixed to a taxi-car shall be of a type approved by the Authority and shall be submitted for testing in a completely serviceable condition.

Specifications
for
taxi-meters.

(2) A taxi-meter shall not be approved for use on a taxi-car unless it—

- (a) has upon its face a slot wherein the amount of fare registered by the taxi-meter is clearly visible;
- (b) has upon its face, above or below the slot referred to in paragraph (a) of this subregulation, the word "FARE" in block letters;
- (c) is so adjusted as to register in the slot marked "FARE" the amount payable by the hirer in respect of flagfall, distance travelled and detention charge;
- (d) is installed in such position that the fact that the taxi-meter is operating, and the amount of fare being registered by the taxi-meter, is readily discernible by any passenger and the driver, each from his sitting position;
- (e) is illuminated, in such manner that the requirements of paragraph (d) of this subregulation may be complied with during the hours of darkness;
- (f) has either—
 - (i) a metallic flag, bearing the words "FOR HIRE", capable of being locked in a vertical position when the taxi-car is disengaged and provided with a cover, bearing the words, "NOT FOR HIRE" in block letters, capable of being fitted over the flag when the taxi-car is disengaged and not available for hire; or
 - (ii) some other controlling device, approved by the Authority, for the operation of the taxi-meter;
- (g) is so constructed that when it is set in operation the prescribed amount of flagfall is forthwith registered on the taxi-meter and thereafter one or both of the prescribed charge for distance travelled or detention charge, as the case may be, is registered, by operation of the taxi-meter;
- (h) is so constructed that, when the flag or other controlling device is moved from an operating position the taxi-meter forthwith ceases to operate and when that flag or device is moved to the "FOR HIRE" position the fare indicators return to zero; and
- (i) is fitted with lugs or the case is drilled in such manner that a wire may be inserted and the ends of the wire sealed together with the effect that, unless the wire is severed or the seal is broken, access may not be gained to the interior mechanism of the taxi-meter, and in the case of a taxi-meter that does not contain the distance gear box, the distance gear box is capable of being similarly sealed.

(3) Upon being fitted to a taxi-car, a taxi-meter shall, prior to the vehicle being permitted or suffered to stand or ply for hire, be tested by an authorised officer of the Authority for—

- (a) distance, over a distance of not less than one kilometre; and
- (b) time, over a period of not less than ten minutes.

(4) A taxi-meter tested under the provisions of subregulation (3) of this regulation shall not be approved for use on any taxi-car if there is an error—

- (a) of twenty-three metres or more, over a distance of one kilometre; or
- (b) three per cent, or more, over the space of ten minutes.

(5) Upon a taxi-meter being found to satisfy the requirements of this regulation, it shall forthwith be sealed by a person authorised in that regard, by the Authority, in such a manner as to prevent access to the internal mechanism of the taxi-meter, without severing a wire or breaking a seal.

Production
of taxi-car
for
examination
of taxi-meter.

27. (1) Whenever it appears to an officer of the Authority or a patrolman that a taxi-meter affixed to a taxi-car is not registering correctly or does not for any reason conform with these regulations, he may require the driver to produce the taxi-car to a place and at a time stipulated by him.

(2) The owner or driver of a taxi-car shall comply with the requirements made known under the provisions of subregulation (1) of this regulation.

(3) If upon examination the taxi-meter affixed to a taxi-car is found to be defective or not in conformity with these regulations, the officer of the Authority or patrolman ascertaining that fact shall acquaint the driver or owner of it and the provisions of regulation 24 of these regulations thereupon apply.

For Hire
Sign.

28. (1) The owner of a taxi-car that is not a private taxi-car shall cause it to be fitted with a rectangular sign (in these regulations called "a For Hire sign") of a type approved by the Authority, of dimensions not exceeding 230 millimetres by 75 millimetres, bearing the words, "FOR HIRE" in block letters of at least forty millimetres in height and in clear contrast with the background.

(2) A For Hire sign shall, unless otherwise approved by the Authority, be—

(a) displayed inside the windscreen of the taxi-car, as near as possible to the left side edge and be capable of being obscured or turned so as to be no longer visible from the exterior; or

(b) mounted on the exterior of the taxi-car, above the centre of the windscreen or visor, but not so as to obscure the word "Taxi" on a sign such as is referred to in paragraph (b) of subregulation (1) of regulation 30 of these regulations, that is fitted to the taxi-car,

and shall be capable of being illuminated by a white light from globes each not exceeding a power of 7 watts, that can be extinguished as required by these or any other regulations.

Flagfall
and mileage
rate to be
displayed.

29. (1) The owner of a taxi-car that is fitted with a meter shall cause the flagfall rate, the distance and (if any) the minimum fare to be conspicuously displayed in gilt figures and letters of at least twenty millimetres in height, and five millimetres in thickness, within the car, near the taxi-meter.

(2) The figures and words required by this regulation to be displayed shall not be displayed by the owner of the taxi-car on anything movable but shall be displayed by painting, transfer or in some other durable manner.

(3) A driver of a taxi-car shall not stand or ply for hire unless the rates required by this regulation to be displayed are displayed on that taxi-car.

Limitation
on signs.

30. (1) The owner of a taxi-car shall not cause or suffer any signs to be fitted to it, other than—

(a) a sign prescribed by regulations 28 and 29 of these regulations;

(b) a sign mounted on the exterior of the vehicle, above the centre of the windscreen or visor, of dimensions not greater than 305 millimetres by 100 millimetres and bearing the word "TAXI";

(c) the word, "TAXI", painted on any two of the doors and on the cover of the boot; and

(d) the name and telephone number of the owner of the taxi-car or of the company or association with which the taxi-car is operating.

(2) A sign such as mentioned in paragraph (b) of subregulation (1) of this regulation may, except when the taxi-car is under hire, be illuminated, during the hours of darkness by a white light showing towards the front of the vehicle, of a power not exceeding 7 watts.

PART VI.—DUTIES AND CONDUCT OF DRIVERS OF TAXI-CARS FITTED WITH TAXI-METERS.

31. This Part applies to the drivers of taxi-cars fitted with taxi-meters, only. Application.
32. The driver of a taxi-car shall not use, keep, let, ply or stand that taxi-car for hire unless— Taxi-car not to be used unless taxi-meter conforms with regulations.
- (a) the taxi-meter fitted to the taxi-car complies, in every respect, with the provisions of these regulations;
 - (b) the taxi-meter is sealed by an authorised officer in such manner that access to the internal mechanism of the taxi-meter cannot be had without breaking the seal; and
 - (c) the seal mentioned in paragraph (b) of this regulation and the wire to which it is affixed is intact.
33. The driver of a taxi-car who is not its owner shall immediately notify the owner upon its coming to his notice that the taxi-meter fitted to that taxi-car is registering incorrectly or is unserviceable or is not properly sealed. Driver to notify owner of defective taxi-meter.
34. (1) The driver of a taxi-car shall— Operation of taxi-meter on hiring.
- (a) except in the circumstances mentioned in paragraph (b) of this regulation, not set the taxi-meter on that taxi-car in operation until the entry into the vehicle of the person hiring it or for whom it is hired;
 - (b) where that taxi-car is engaged to commence the hiring at a specified place, inform the hirer or the passenger to be carried of his presence as soon as practicable after arrival at that place, and may thereupon, or if the taxi-car is engaged to be at that place at a specified time, on arrival, set the taxi-meter on the taxi-car in operation;
 - (c) not during a hiring stop the taxi-meter;
 - (d) immediately upon the termination of the hiring, set the flag of, or other device controlling, the taxi-meter so that the taxi-meter no longer operates and thereupon direct the attention of the hirer to the amount registered on the taxi-meter;
 - (e) not engage in any hiring unless the taxi-meter registers zero;
 - (f) not manipulate or attempt to manipulate a taxi-meter in a manner likely to, or capable of, defrauding any person; and
 - (g) not, while engaged on a hiring, carry out or attempt to carry out any other hiring or a portion of another hiring.
- (2) Where the taxi-car is engaged on a special hiring the taxi-meter shall not be set in operation; but the provisions of paragraph (g) of subregulation (1) of this regulation apply to any such hiring.
- (3) Where a taxi-car within the meaning of the Taxi-cars (Coordination and Control) Act, 1963, is required to enter a part of the State to which that Act does not apply to complete or continue a hiring, the driver of the taxi-car shall not, except to compute a detention charge, use a taxi-meter in that part of the State.

PART VII.—CONDUCT AND DUTIES OF DRIVERS OF TAXI-CARS GENERALLY.

35. This Part applies to the drivers of taxi-cars, generally. Application.
36. (1) The driver of a taxi-car shall at any time when that taxi-car is not available for hire cause the flag (if any) of the taxi-meter to be covered or obscured so as to be no longer visible from the exterior of the taxi-car and if during the hours of darkness, shall extinguish any light illuminating that flag or the For Hire sign. Taxi-car not for hire.
- (2) Unless the flag referred to in subregulation (1) of this regulation is covered or obscured, and any lights on it or the For Hire sign are extinguished, as provided by that subregulation, the driver of the taxi-car shall not refuse a hiring on any road or taxi-stand where it is lawful for him to accept it.

Driver to advise hirer of any extra charge.

37. The driver of a taxi-car shall advise the hirer of the amount of any charge made under the authority of these regulations, or of a by-law made by a local authority under the powers conferred under the Act (as the case requires) and not registered on a taxi-meter (if any) and the manner in which those charges have been computed.

Driver not to charge less than prescribed fares.

38. (1) Except in the case of any specific route for which other fixed charges may have been approved by the Authority, a driver of a taxi-car shall not—

- (a) demand any amount other than, or accept any amount less than, the fare prescribed by these regulations, or by a by-law made by a local authority under the powers conferred under the Act (as the case requires); or
- (b) in any manner allow or offer to allow—
 - (i) any consideration or advantage other than the hiring;
 - (ii) refund of any portion of a prescribed fare; or
 - (iii) any rebate of or deduction from the prescribed fare.

(2) The driver of a taxi-car shall not accept a special hiring, except for the purpose of carrying passengers both to and from a marriage service or both to and from a burial service.

Prohibited acts and conduct. Amended by G.G. 25/11/77, p. 4367.

39. The driver of a taxi-car shall not—

- (a) unless the permission of a passenger is first obtained, smoke in the taxi-car while it is engaged under a hiring;
- (b) whether by calling out, whistling or other means, attract notice or in any manner solicit or importune any person to hire the taxi-car;
- (c) leave the taxi-car for the purpose of seeking passengers or a hiring;
- (d) when a passenger is entering or leaving the taxi-car, negligently or wilfully start or cause the vehicle to be started, before the passenger has completely entered, or alighted from, the vehicle;
- (e) use any contrivance whereby a passenger has not complete control of the opening and shutting of the doors of the taxi-car, independent of the driver;
- (f) carry in or upon the taxi-car a person in excess of the number for which the vehicle is licensed;
- (g) sleep or consume meals in the taxi-car or permit or suffer any other person to do so;
- (h) exhibit in the taxi-car any scale of fares not in conformity with those set out in the Appendix to Part X of these regulations, or demand or receive any fare not in conformity with those fares;
- (i) permit any scale of fares exhibited in conformity with these regulations to become obscured, mutilated or illegible;
- (j) demand or receive any charge or fare in respect of extra passengers, luggage or other unrecorded charge unless, before the hiring is commenced, the hirer has been informed of that charge or fare;
- (k) neglect, refuse or, through any fault of his own, fail punctually to carry out any hiring that he has accepted;
- (l) loiter or stand the taxi-car at any place upon a road, other than a place that may lawfully be used for the standing of that taxi-car, except—
 - (i) while taking up or setting down a passenger or passengers;
 - (ii) by the direction, or with the consent, of a patrolman; or
 - (iii) while engaged in a hiring, but nothing in this paragraph precludes the use of a taxi-car, as a private vehicle, by the driver for his own purposes;

- (m) prevent the driver of any other licensed taxi-car from obtaining a hiring which it is lawful for that driver to accept or take;
- (n) accept a hiring known by him to be for an unlawful or immoral purpose;
- (o) drive the taxi-car with the intention of obtaining a hiring by—
- (i) persistently driving the taxi-car to and fro before, or interfering with the proper and orderly access to, or egress from, any theatre, hall, hotel, railway station or other place of public gathering; or
 - (ii) driving in any street or road at a lesser speed than 25 kilometres per hour; or
 - (iii) cruising for hire, during the course of which cruising he passes the same point twice within the space of 20 minutes,
- and evidence of the driving of a taxi-car in any manner mentioned in this paragraph is *prima facie* evidence of the fact that the driving was done for the purpose of obtaining a hiring;
- (p) carry any person, other than the hirer, in the taxi-car, without the consent of the hirer;
- (q) carry any corpse, whether contained in a coffin or not, in that taxi-car; or
- (r) refuse to accept a hiring or terminate a hiring on the ground that an intending passenger or passenger as the case may be, is smoking.
40. The driver of a taxi-car shall—
- (a) be clean as to his person, clothing and general appearance and, while driving the taxi-car, wear, as a minimum clothing requirement—
- (i) shoes (other than sandals, thongs or sandshoes) or boots;
 - (ii) socks;
 - (iii) long trousers or shorts, but if shorts are worn they shall be coloured grey or a similar subdued colour, the bottoms of the shorts shall be not more than 130 millimetres above the knee, the shorts shall be worn with long grey socks or long socks of a similar subdued colour, and the tops of the socks shall not be more than eighty millimetres below the knee; and
 - (iv) a shirt of one colour, capable of being worn with a tie and, if long sleeved, with the sleeves buttoned at the wrist;
- (b) conduct himself in an orderly manner and with civility and propriety, at all times, and comply with any reasonable requirement of a hirer or passenger of the taxi-car;
- (c) exhibit, and permit any hirer or passenger, or intending hirer or passenger, of that taxi-car to inspect the scale of fares prescribed by the Appendix to Part X of these regulations, or by a by-law made by a local authority under the powers conferred under the Act (as the case requires);
- (d) keep in that taxi-car and produce at the request of any officer of the Authority, patrolman, hirer or intending hirer, a copy of these regulations;
- (e) upon the request of any hirer, passenger or intending hirer or passenger, give to that person all information required, as to the fares charged for travelling in, or hiring, that vehicle;
- (f) be constantly in attendance on or, in his absence, arrange for some other competent person to be in attendance on that taxi-car, while it is standing on a taxi-stand;
- (g) at any time that the taxi-car is available for hire accept any *bona fide* hiring and not represent the taxi-car as being unavailable for hire when, in fact, it is available for hire;

Conduct
required of
drivers of
taxi-cars.

and, for the purposes of this paragraph, a taxi-car is presumed to be available for hire, if any For Hire sign is visible from the exterior of the taxi-car;

- (h) when requested by any hirer carry in that taxi-car any person not in excess of the number which the vehicle is licensed to carry; and
- (i) afford all reasonable assistance to any passenger or intending passenger in the loading or unloading of luggage to or from that taxi-car, from or to the doorway or entrance to any house, station, wharf or place and take all due care with that luggage.

Certain persons not to be carried.

41. The driver of a taxi-car shall not knowingly carry in that taxi-car—
- (a) any person suffering from an infectious or contagious disease;
 - (b) any person who is so unclean in respect of his person or clothing as to cause a nuisance or annoyance to any other passenger, or to be likely to soil the vehicle or the apparel of any other or subsequent passenger;
 - (c) any person who is noisy, violent or disturbing the peace, except at the requirement of a member of the Police Force or patrolman; or
 - (d) any person in excess of the number for which it is licensed.

Treatment of taxi-car after carriage of diseased person.

42. (1) Where any person suffering from an infectious or contagious disease has been carried in or upon a taxi-car the driver or owner of that vehicle shall, upon learning or being informed of that circumstance—

- (a) forthwith cause the taxi-car to be disinfected to the satisfaction of the appropriate officer of the Public Health Department or of the Local Health Authority;
- (b) obtain from that officer a certificate that the taxi-car has been disinfected as prescribed by paragraph (a) of this subregulation; and
- (c) produce the certificate prescribed by paragraph (b) of this subregulation for the inspection of an officer of the Authority or a patrolman, on demand, at any time within three months of the day of issue of the certificate.

(2) Until a taxi-car to which this regulation applies has been disinfected as therein prescribed, a person shall not cause or suffer that vehicle to stand or ply for hire.

Taxi to be driven by shortest possible route.

43. Unless the hirer of a taxi-car directs that it be driven by some other route, the driver of the taxi-car shall drive it by the shortest practicable route to the place specified at the commencement of the hiring.

Driver to accept changed directions.

44. Notwithstanding the specification of any destination by the hirer, at the commencement of the hiring, the hirer may, in the course of the journey terminate the hiring or require the taxi-car to be driven to some other place then specified and the driver shall comply with any requirement of the hirer permitted by this regulation.

Driver instructed to wait or return.

45. (1) Where the hirer of a taxi-car requires the driver to wait while the hirer leaves the vehicle, the driver shall, unless some other period is stipulated and agreed upon, wait for the space of 15 minutes; but a driver may refuse to wait for any period, unless he is first paid the amount of the fare due at that time, together with the detention charge, for the period that the taxi-car is required to wait.

(2) When the hirer of a taxi-car discharges the vehicle and requires the driver to return, the driver may claim the fare due at the time of discharge and is not obliged to accept the hiring to return.

(3) Notwithstanding any requirement of a hirer, the driver of a taxi-car shall not wait at any place, contrary to the provisions of any regulation relating to the parking or standing of vehicles.

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PART VIII—TAXI-STANDS.

46. At any place where disengaged taxi-cars are congregated, a patrolman may appoint any temporary stand for the standing of those vehicles and the provisions of this Part shall apply to that stand as though it were a taxi-stand set apart by a competent authority. Temporary stands for taxi-cars.
47. A person shall not stand any vehicle upon a taxi-stand, unless it is a licensed taxi-car then available for hire. Only disengaged taxi-cars to stand on taxi-stand.
48. The driver of any taxi-car standing upon a taxi-stand shall forthwith upon that taxi-car being hired, drive it away from and clear of the taxi-stand. Taxi to be driven off taxi-stand if hired.
49. Unless otherwise directed by a patrolman, the driver of a taxi-car, on arriving at a taxi-stand comprising positions for two or more vehicles, shall— Positions of taxis on taxi-stands.
- (a) if no other vehicle is upon the taxi-stand, stand his taxi-car on the foremost position of that stand;
 - (b) if any other vehicle is upon the taxi-stand, stand his taxi-car in the foremost vacant position behind that last occupied on that stand; and shall, whenever a position in advance of that occupied by his taxi-car is or becomes vacant, forthwith stand his taxi-car on that vacant position; and
 - (c) if there is no vacant position upon that taxi-stand, not occupy any position adjacent to that stand.
50. Unless otherwise directed by a patrolman, the driver of a taxi-car shall not cause it to stand abreast of or within 1.2 metres of, another vehicle, on a road. No taxi to be abreast of or too near to another.
51. (1) Where more than one taxi-car is upon a taxi-stand, the foremost taxi-car shall, unless the person hiring selects a particular taxi-car, have prior right to a hiring and the driver of a taxi-car shall not, except as provided in this regulation, take a hiring out of his turn or before any other taxi-car standing in advance of his own. Foremost taxi to have prior right of hiring.
- (2) Where a person selects for hire a taxi-car other than the foremost on a taxi-stand, the driver of any taxi-car in advance or to the rear of the selected taxi-car shall, if so required, move his vehicle to afford egress from the taxi-stand to the selected vehicle.

PART IX—CONDUCT OF HIRERS, PASSENGERS AND OTHERS.

52. (1) The hirer of a taxi-car shall, on demand, pay to the driver of that vehicle the fare prescribed by law. Fare to be paid on demand.
- (2) Notwithstanding the provisions of subregulation (1) of this regulation, the driver may, except in the case of a hiring by a member of the Police Force, or a patrolman, before the commencement of the hiring require the deposit of the estimated fare for the hiring and may, failing the payment of that deposit, refuse the hiring.
- (3) The court convicting a person of an offence under subregulation (1) of this regulation shall, whether or not imposing any penalty, order the payment to the operator of the taxi-car of the amount of the fare and the charges (if any) found to be due and unpaid; and the amount so ordered to be paid may thereupon, be recovered as though it were a penalty imposed under these regulations.
- (4) Where any dispute arises between the hirer and the operator of a taxi-car as to the correctness of any fare demanded, any payment made or accepted is deemed to be made or accepted without prejudice; and either party to the dispute shall, if so required by the other of them, furnish his correct full name and address to him requiring it.

Restrictions
on the use
of taxi-cars.
Amended by
G.G. 25/11/77,
p. 4367.

53. (1) A person shall not—
- (a) drive a licensed taxi-car without the consent of the owner or driver of that taxi-car;
 - (b) enter or ride upon a taxi-car without the consent of the hirer;
 - (c) enter or ride upon a taxi-car while suffering from any infectious or contagious disease or, if recovered from that disease, while still likely to be a source of infection or contagion;
 - (d) carry or place in or upon a taxi-car—
 - (i) any animal, other than a guide dog in company with a blind person;
 - (ii) any substance of an offensive nature;
 - (iii) any article or object of such nature or dimension, as to be likely to incommode any passenger or the driver;
 - (iv) any substance or object likely to soil or damage the clothing of another passenger or the interior of the taxi-car;
 - (v) any loaded firearm or any substance or object that is inherently dangerous or explosive, except an emergency supply of fuel being carried in a suitable container in the boot of the vehicle; or
 - (vi) any object which projects beyond the cab of the taxi-car;
 - (e) use any taxi-car for any unlawful or immoral purpose;
 - (f) enter or attempt to enter or ride upon any taxi-car that is already carrying the maximum number of persons for which it is licensed; or
 - (g) on any road, call out or solicit or importune any person to hire or ride in any taxi-car.

(2) A person does not commit an offence against subparagraph (iv) of paragraph (d) of subregulation (1) of this regulation by reason only that he is smoking.

(3) A taxi-driver does not commit an offence against subparagraph (v) of paragraph (d) of subregulation (1) of this regulation by reason only that he carries as a passenger a person who carries a firearm while, and to the extent that, that person is performing his duty as—

- (a) a member of the police force of the Commonwealth;
- (b) a member of the police force of any State of the Commonwealth;
- (c) a member of the Commonwealth Defence Forces;
- (d) a member of the public service of the Commonwealth;
- (e) a member of the public service of the State, or any instrumentality of the Government of the State;
- (f) an employee of an armed escort service; or
- (g) an employee guarding or protecting the property of his employer,

but he may decline to carry as a passenger any person referred to in paragraphs (d) to (g) (both inclusive) if he has reason to believe that his safety is likely to be endangered thereby.

Driver may
require
certain
persons to
alight or
not to enter
taxi-car.
Amended by
G.G. 25/11/77,
p. 4367.

54. (1) The driver of a taxi-car may require any person who has entered the taxi-car to alight or, if about to enter, not to enter the taxi-car, if—
- (a) the taxi-car is already carrying the maximum number of persons for which it is licensed;
 - (b) that person is under the influence of drink or drugs, or is unclean as to his person or clothing or is causing or is likely to cause annoyance to any passenger or the driver;
 - (c) that person continues to act in a noisy, violent or abusive manner, after being required to desist; or

- (d) that person is suffering or there is reasonable grounds for believing that person is suffering from an infectious or contagious disease,

but a driver is not entitled to refuse to accept a hiring or to terminate a hiring only on the ground that an intending passenger or passenger, as the case may be, is smoking.

(2) A person who refuses to comply with the requirements of the driver of a taxi-car, made under the provisions of subregulation (1) of this regulation is guilty of an offence.

55. (1) The driver of a taxi-car shall, on the termination of each hiring, search the taxi-car for any property that may inadvertently have been left in the vehicle by any passenger and shall hand any property so found by, or any property handed to him, as soon as practicable and, in any case, within 24 hours, if not sooner claimed by its owner, to, or to the representative of, the owner of the taxi-car, who shall give the driver a receipt for that property.

Lost
Property.

(2) Any person, not being the driver, who finds any property in a taxi-car shall forthwith hand that property to the driver of that vehicle, in the state in which he found it.

(3) The owner, or any representative of the owner, of a taxi-car who receives any property handed to him pursuant to this regulation shall—

(a) enter into a register, kept for that purpose—

- (i) a description of the property;
- (ii) the date on which, and the circumstances in which, the property was found; and
- (iii) the name of the driver who handed the property to the owner or person making the entry; and

(b) if the property is not sooner claimed by its owner, 7 days after its finding take the property, if in the Metropolitan Area, to the Criminal Investigation Branch of the Police Department, at Perth or Fremantle, or, otherwise to the nearest police station and obtain a receipt for the property from the officer receiving it.

(4) A register required to be kept under the provisions of subregulation (3) of this regulation shall be produced by the person keeping it, for inspection, to a member of the police force or a patrolman, on demand.

(5) Any person claiming property of the driver or owner, or representative of the owner, of a taxi-car shall prove to the satisfaction of the person of whom it is claimed that the property is, in fact, his property and shall sign any register wherein particulars of the property may have been entered.

(6) The provisions of paragraph (b) of subregulation (3) of this regulation do not apply to any property of a perishable nature not claimed by the owner within 24 hours of its being found.

PART X—FARES AND CHARGES.

56. Subject to regulations 57, 58 and 58A of these regulations the rates and charges to be levied in a portion of the State specified in Appendix A to this Part are as set forth in relation to that portion of the State in that Appendix and subject to regulation 38 of these regulations no greater or lesser charge shall be made.

Appendix A.
Substituted
by G.G.
29/8/75,
p. 3094.

57. Where a taxi-car within the meaning of the Taxi-cars (Co-ordination and Control) Act, 1963, is required to enter a part of the State to which that Act does not apply to complete or continue a hiring—

Appendix B.
Amended by
G.G. 29/8/75,
p. 3094.

- (a) regulations 56, 58, 58A, 59 and 62 of these regulations do not apply; and
- (b) the rates and charges set forth in Appendix B to this Part are the amounts to be charged in that part of the State for the services mentioned in that Appendix and no greater or lesser charge shall be made.

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(ii) Surcharge:

Between the hours of 12 p.m. and 8 a.m. on any day	50c
Between the hours of 8 a.m. and midnight on a public holiday	35c

(b) PRIVATE TAXI-CARS.

(i) Ordinary rates:

Kilometre rate—for each kilometre or part thereof including the return journey	15c
Detention charge—for each 60 seconds or part thereof	07c
Minimum charge	50c

(ii) Surcharge:

Between the hours of 12 p.m. and 8 a.m. on any day	50c
Between the hours of 8 a.m. and midnight on a public holiday	35c

(c) ALL TAXI-CARS.

Special Hirings. Weddings.	Funerals.
\$17.00 for the first two hours or part thereof, plus \$1.50 per quarter hour or part thereof thereafter.	\$8.50 for the first hour, or part thereof, plus \$1.50 per quarter hour or part thereof thereafter.
Plus	\$
Booking fee	1.00
Airconditioned taxi	1.00

Where during the course of a special hiring a taxi-car travels more than 16 kilometres, a charge of 20 cents per kilometre shall be paid for each additional kilometre or part thereof.

Luggage:

Where the aggregate weight of all packages does not exceed 25 kilograms—Nil.

Where the aggregate weight of all packages exceeds 25 kilograms—5 cents per package.

2. For a journey within the district of the Shire of Port Hedland the charge payable in respect of a service shall be calculated by increasing the relevant charge prescribed in item 1 by forty per cent but the increase does not apply to the surcharges referred to in that item.

3. For a journey within the district of the Shire of Carnarvon the charge payable in respect of a service shall be calculated by increasing the relevant charge prescribed in item 1 by twenty-five per cent but the increase does not apply to the surcharges referred to in that item.

APPENDIX B.

If the journey is completed at a place outside the area of the State to which the Taxi-cars (Co-ordination and Control) Act, 1963, applies, whether or not that place is within the South West Land Division of the State as defined under the Land Act, 1933, and the fares and charges payable under the by-laws of the local authority of the district in which that place is situate are greater than the fares and charges prescribed under item 1 of Appendix A to this Part, the fares and charges prescribed under those by-laws apply, otherwise the fares and charges prescribed under that item apply.

PART XI—PENALTIES.

Penalty for
breach of
regulations.

Previously
Reg. 63.
Changed to
Reg. 65.
in this
Reprint.

65. (1) Every person who, by act or omission, contravenes these regulations is guilty of an offence and is liable, for a first offence, to a fine not exceeding one hundred dollars and, for any subsequent offence, to a fine not exceeding two hundred dollars.

(2) For the purposes of subregulation (1) of this regulation an offence against these regulations shall be regarded as a subsequent offence if the person by whom it is committed has previously committed an offence against these regulations, against the Traffic (Taxi-cars) Regulations, 1966, as amended at any time, or against the Traffic (Taxi-cars) Regulations, 1974, as amended at any time.