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BYE-LAW AND SCHEDULES.

BYE-LAW NO. 14, HACKNEY CARRIAGES AND BOROUGH STAGE CARRIAGES.

A Bye-law of the Council of the City of Christchurch made under "The Municipal Corporations Act, 1867," Section 186, and "The Municipal Corporations Act Amendment Act, 1873," in pursuance of the powers conferred upon them by the said Acts, and of all other powers enabling them in this behalf, the Council of the City of Christchurch ordain as follows:—

HACKNEY CARRIAGES AND BOROUGH STAGE CARRIAGES.

1. No carriage shall ply for hire within the limits hereinafter prescribed unless and until the same shall be licensed by the Council. Provided that if any licensed carriage shall be undergoing repair or otherwise unfit for use the owner thereof may let or permit to ply for hire in lieu thereof any other carriage which he shall have been permitted by the Town Clerk so to use but for such time only as he shall be so permitted and subject in all respects as if licensed to the provisions of this Bye-law.

2. Before any license shall be granted the owner or one of the owners of such carriage shall deliver at the office of the Town Clerk an application stating the particulars and pursuant to the form contained in Schedule A to this Bye-law and signed by such owner and shall also submit the carriage to such inspection as may be required and the license shall not be granted unless the carriage shall appear on inspection to be fit for public use.

3. No person shall act as the driver or conductor of any licensed carriage within the limits hereinafter prescribed unless and until he shall be licensed so to do by the Council.

4. Before any such license shall be granted the applicant shall deliver at the office of the Town Clerk together with certificates of his good character and conduct and if a driver of his ability to drive an application containing the particulars and pursuant to the form contained in Schedule B to this Bye-law and the license shall not be granted unless the Council shall be satisfied as to such character conduct and ability.

5. Licenses for carriages shall be in the form contained in Schedule C Licenses for drivers or conductors shall be in the form contained in Schedule D. Licenses shall be in force from the date thereof until the

31st day of December next ensuing and may be renewed on application at the Town Clerk's office not later than the 21st day of December previous to their expiry.

6. Licenses shall be signed by the Town Clerk and numbered in such order as shall be determined by the Council.

7. For every carriage license there shall be paid a fee of £2 For every driver's or conductor's license there shall be paid a fee of £1.

8. No carriage license shall include more than one carriage.

9. Before using or letting to ply for hire any licensed carriage the owner thereof shall cause the number of such carriage license and as to any Borough stage carriage the number of passengers which the same is licensed to carry to be painted white on a ground of black in figures of not less than two inches in height and of proportionate breadth outside upon the panel or on the plate affixed thereon of each door of such carriage or of any carriage for the time being substituted therefor under Clause 1 but upon no other carriage and shall keep such number undefaced legible and conspicuous during all such time as he shall hold such license or permission in respect of such carriage and no longer.

10. Before using or letting to hire any licensed carriage the owner thereof shall cause to be printed or painted on a card or plate six inches by three inches in clear legible figures the number of the license of such carriage and the number of passengers which such carriage is licensed to carry and shall affix the same inside of such carriage in such conspicuous place as shall be approved by the proper officer of the Council appointed for the inspection of carriages together with the table of fares for the time being set forth by the Council and shall keep such card or plate and table of fares so affixed and undefaced legible and conspicuous during all such times as the carriage shall be used or ply for hire.

11. No owner of any licensed carriage shall part with the license thereof without the previous consent of the Council nor without procuring to be entered on such license and registered by the Town Clerk the name of the transferee thereof until which registry such owner shall remain subject as such to all the provisions of this Bye-law and such transferee allowing such carriage to be used or to ply for hire shall be subject to the penalty hereby imposed on any person driving without a license.

12. The Council shall as often as they may deem necessary cause an inspection to be made of all licensed carriages and of the harness and horses used in drawing the same and no owner driver or conductor of any such carriage or any other person shall obstruct such inspection. And if at any time any carriage horse or harness shall appear to the Council to be insufficient or unfit for public use the Council may cause notice in writing in the form or to the effect

contained in Schedule E of this Bye-law to be served on the owner of such carriage harness or horse either personally or by delivery at his registered place of abode after which service such owner shall not use or let to hire such carriage until the same or the horses or harness used in drawing the same shall be sufficient and fit for public use.

13. The Council may suspend for any period which to them shall seem proper any license held by any owner offending against clause 12 or by any driver knowingly driving any licensed carriage which or the horse or harness used in drawing which shall at the time of his so driving the same be insufficient or unfit for public use.

14. Upon its being made to appear to the satisfaction of the Council that any owner driver or conductor has been convicted of any offence under this Bye-law or of any criminal offence the Council may by resolution suspend for any period which to them shall seem proper or revoke as they may deem fit any license which such owner driver or conductor may hold under this Bye-law And in case of any complaint before any Justice or Justices of the Peace affecting such driver conductor or owner it shall be lawful for the Justice or Justices to make an endorsement on the license stating the nature of any offence of which the driver conductor or owner may then be adjudged guilty and the amount of penalty inflicted therefor.

15. The owner of every borough stage carriage shall at the time of his obtaining his license from the Town Clerk procure to be endorsed on such license the places or termini between which and the route along which such carriage is to ply and shall not use or let to ply for hire such carriage between any other termini or along any other route without previously making application for leave to change the same at the office of the Town Clerk A fee of 5s. shall be paid on every such application and the same shall be made at least 24 hours before such change is to commence.

16. The number of passengers to be carried in any licensed carriage shall be appointed in each case by the Council provided that not less than 16 inches in width be allowed on the seat to each passenger and not less than 18 inches between seat and seat.

17. Infants in arms shall not be counted as passengers two children under seven years of age shall be counted as one passenger.

18. Until and subject to amendment or alteration by Bye-law as the Council may at any time hereafter from time to time see fit the fares chargeable for the conveyance of passengers in hackney carriages shall be as set forth in Schedule F to this Bye-law it being at the option of the hirer whether to hire by time or distance Provided that such fares shall be inclusive of all charges for luggage not exceeding 14lbs. in weight for each passenger.

19. Charges by distance shall be computed from the stand or place from which the carriage was hired but back fares shall be charged only to the city boundary.

20. Until and subject to alteration from time to time by the Council the places of the public stands for hackney carriages and the number of such carriages to be allowed to wait at each stand shall be as specified in Schedule G to this Bye-law The Council may from time to time alter the number and place of such public stands and the number of such carriages and so soon as conveniently may be thereafter shall give notice of any such appointment or alteration by Bye-law.

21. The driver of any hackney carriage shall take his station on any public stand and in the event of the station before him being vacated shall immediately thereupon take such station.

22. As between any two or more of such drivers any person hailing a hackney carriage from such stand shall unless he shall declare otherwise be deemed to hail the first carriage in order thereon.

23. No driver shall feed any horse whilst on any public stand otherwise than by means of a nose-bag or remove such horse's blinkers whilst being fed nor shall any driver allow any vicious horse attached to any such carriage to be or remain unmuzzled.

24. Except in the cases in this clause specified no driver of any hackney carriage shall permit the same to stand elsewhere than on some public stand.

1. Any driver may wait for hire at any place then open for public amusement or for any public assemblage provided he wait at the side of the street not less than 50 feet distant from a point opposite the centre of the chief entrance of such place then open as aforesaid.
2. Any driver hired to wait at any such place of amusement or public assemblage may take his turn in front of such place.
3. Any hired driver may wait for his hirer at any convenient place which may be appointed by such hirer at the side of any street.

25. The driver of any carriage shall remain constantly in attendance upon the same while hired or plying for or returning from hire or waiting on any public stand.

26. No driver of any carriage shall by loitering or any other improper conduct cause any obstruction in any street nor shall he permit the same to stand alongside of any other carriage in taking up or setting down any person or wilfully or wrongfully prevent or endeavour to prevent the driver of any other carriage from being hired or taking a fare nor shall he while acting as such driver or conductor do or cause or suffer to be done any damage to any person.

or property or be guilty of any breach of the peace or of any misconduct or misbehaviour tending to occasion a breach of the peace.

27. No driver of any hackney carriage plying for hire or waiting upon any public stand shall unless then actually hired by some other person or without other reasonable cause refuse or neglect to take immediately any fare not exceeding the number of persons which such carriage is licensed to carry nor shall any such driver refuse or neglect to carry any reasonable quantity of luggage for any person hiring or desiring to hire such carriage nor shall he without reasonable cause refuse or neglect to drive to any place within the limits prescribed by this Bye-law nor shall he unless required by such hirer drive at a slower speed than six miles an hour.

28. No owner or driver of any hackney carriage shall exact or demand for the hire thereof to any place within the limits hereinafter prescribed any greater sum than may be properly chargeable under Schedule F aforesaid. And in the event of any such overcharge being paid the Justices or Resident Magistrate by whom any charge under this section may be adjudicated may in addition to imposing the penalty hereinafter provided order the owner or driver exacting such overcharge to pay the amount thereof to the party aggrieved.

29. No owner or driver of any hackney carriage having agreed to take any fare at any time to or from any place whether within or beyond the limits hereinafter prescribed shall refuse neglect or delay to fulfil such agreement.

30. No owner driver or conductor in charge of or in attendance upon any carriage shall drive the same furiously carelessly or wantonly or smoke after objection made by any passenger or be drunk or use any obscene or blasphemous language or any threatening abusive or insulting words or gestures or otherwise so misbehave himself as to annoy any person riding therein.

31. Except in the case of actual necessity or other reasonable cause for deviation the driver or conductor of any carriage shall keep the same on the near or left side of the road and no driver or conductor shall interrupt or interfere with any person or carriage passing or attempting to pass his carriage.

32. Every driver of a hackney carriage while engaged in taking up or setting down any passenger shall during such taking up or setting down place his carriage as near as conveniently may be to that side of the street at which the taking up or setting down is required.

33. The owner of any licensed carriage in actual use after sunset and before sunrise shall provide the same with two proper lights and the driver shall keep such lights alight during all such intermediate time as such carriage shall be in use.

34. The driver of any hired hackney carriage shall not allow any person to ride on the box or in or upon any part of such carriage without the express previous permission of the person hiring the same.

35. No driver or conductor of a borough stage carriage shall allow any person beside himself to ride upon the steps or in the place provided for him nor shall any such driver or conductor allow any person to smoke inside any such carriage or knowingly carry in such carriage any person who violently noisily or indecently conducts himself or otherwise so misbehaves as to annoy any other passenger save for such time only as to remove such person from the carriage or to procure his delivery into proper custody.

36. No driver or conductor of any borough stage carriage for the time being employed or plying as such shall carry any greater number of passengers at one and the same time than such carriage is licensed to carry or shall refuse or neglect to carry any passenger not forming with other passengers already being in such carriage an excess over the number which such carriage is licensed to carry and to whose admission no reasonable objection is made.

37. Every owner driver or conductor offending against any provision of this Bye-law shall on conviction be liable to a penalty not exceeding £5 to be recovered in a summary way before any two Justices of the Peace or a Resident Magistrate in the manner provided by the said Acts.

38. This Bye-law shall apply to all hackney carriages and borough stage carriages within the meaning of the clause next hereinafter contained which shall be used in standing or plying for hire within the circumference of a circle whose radius shall be of a length not exceeding ten miles from the principal Post Office of the City of Christchurch.

39. In this Bye-law the word "carriage" shall include both a "hackney carriage" and a "borough stage carriage" and the term "hackney carriage" shall include every wheeled carriage whatever may be its form or construction used in standing or plying for hire for a passenger in any street within the said circle not being a stage carriage and not being such borough stage carriage as next hereinafter mentioned. And the term "borough stage carriage" shall include every wheeled carriage whatever may be its form or construction used in standing or plying for hire for passengers at separate fares and which shall upon every journey go from or come to any place within the said circle to or from any other place within the said circle. And for all purposes the terms "hackney carriage" or "borough stage carriage" (as the case may require) shall be deemed sufficient to describe a carriage of either of the kinds hereinafter mentioned. And the word "owner" shall include every person who either alone or in partnership with any other person shall keep or be concerned otherwise than as

a driver or attendant in the keeping employing or letting to hire of any hackney carriage or borough stage carriage. And the word "conductor" shall include every director or other person except the driver who shall attend upon the passengers in any borough stage carriage. And the word "passenger" shall include every person carried by any hackney carriage or borough stage carriage except one driver and (where there shall be a conductor to such borough stage carriage) one conductor.

40. The Bye-laws or parts of Bye-laws hereinafter specified being all the Bye-laws or regulations heretofore in force in and for the said City of Christchurch which are inconsistent with or repugnant to the provisions hereof or in any respect deal or purport to deal with the subject matter of this Bye-law are hereby repealed namely a Bye-law made by the Council on the 9th day of August 1869 and intituled "Bye-law No. 2 Hackney Carriages and Borough Stage Carriages."

Passed by the said Council this 29th day of December, 1873.

M. B. HART,
Mayor.

GEORGE GORDON,
Town Clerk. (L.S.)

I hereby certify that the above Bye-law is in compliance as regards the City of Christchurch with the 184th Section of "The Municipal Corporations Act 1867."

GEORGE GORDON,
Town Clerk.

[Schedule A.]

CITY OF CHRISTCHURCH.

Bye-law No. 14, Clause 2.

A REQUISITION FOR A HACKNEY CARRIAGE OR BOROUGH STAGE CARRIAGE LICENSE.

To the Mayor and Councillors of the City of Christchurch:—

I, _____ residing in _____ do hereby request that a license may be granted to me to keep use employ and let a _____ to ply for hire within the said city and within the distance of ten miles of the Post Office.

Dated the _____ day of _____ 18

Description of Carriage.
Build
Colour
Linings and trimmings

Inspector's Report.

I, _____ the officer appointed to inspect the above-named _____ do hereby certify that the conditions required

by the Bye-law No. 14 for licensing hackney carriages and borough stage carriages and the owners drivers and conductors thereof have been complied with and that the said _____ is capable of carrying _____ passengers.

Dated the _____ day of _____ 18

Inspector of Hackney Carriages.

License authorised by the Council of the City of Christchurch this _____ day of _____ 18

License No. _____ Mayor.

[Schedule B.]

CITY OF CHRISTCHURCH.

Bye-law No. 14, Clause 4.

A REQUISITION FOR LICENSE AS A HACKNEY CARRIAGE DRIVER OR CONDUCTOR.

To the Mayor and Councillors of the City of Christchurch:—

I, _____ residing in _____ do hereby request that a license may be granted to me as _____ of a hackney carriage to ply for hire within the said city and within the distance of ten miles from the Post Office.

Dated the _____ day of _____ 18

Note.—It is necessary that the applicant should produce satisfactory certificates of good conduct and of his ability to drive if a driver.

We the undersigned certify the applicant _____ at present _____ is a person of good fame and character and thoroughly competent to act as a _____

License authorised by the Council of the City of Christchurch this _____ day of _____ 18

License No. _____ Mayor.

[Schedule C.]

CITY OF CHRISTCHURCH.

Bye-law No. 14, Clause 5.

HACKNEY CARRIAGE OR BOROUGH STAGE CARRIAGE LICENSE.

No. _____ To carry _____ Passengers.
City of Christchurch to wit:

Whereas _____ has made a requisition of _____ for a license for a _____ carriage to ply for hire within the City of Christchurch and its vicinity pursuant to the provision of Bye-law No. 14 of the said city intituled "A Bye-law for Licensing and Regulating

Hackney Carriages and Borough Stage Carriages and the owners drivers and conductors thereof plying for hire within the city of Christchurch and within the distance of ten miles from the Post Office" And whereas the issue of the said license has been duly authorised by the said Council Now therefore I the Town Clerk of the said city in the name and on behalf of the said City Council do hereby license the said carriage of which you the said _____ are owner and which is numbered _____ as a carriage to ply for hire and to carry passengers within the said city and within the distance of ten miles from the Post Office under and subject to the provisions of the said Bye-law No. 14 and to such other orders rules regulations and By-laws as may from time to time be in force until the thirty-first day of December one thousand eight hundred and _____ and no longer.

Given under my hand at the office of the City Council this _____ day of _____ 18 _____

Town Clerk.

[Schedule D.]

CITY OF CHRISTCHURCH.

Bye-law No. 14, Clause 5.

HACKNEY CARRIAGE OR BOROUGH STAGE CARRIAGE DRIVER'S OR CONDUCTOR'S LICENSE.

No. _____

The license to be kept by the driver or conductor and produced when required to any person hiring or using the carriage to the Inspector of Hackney Carriages or to any Police Constable.

City of Christchurch to wit :

Whereas _____ of _____ has made a requisition as the _____ of a _____ carriage licensed to ply for hire within the City of Christchurch and its vicinity pursuant to provision of Bye-law No. 14 of the Council of the said city intituled "A Bye-law for Licensing and Regulating Hackney Carriages and Borough Stage Carriages and the owners drivers and conductors thereof plying for hire within the said City of Christchurch and within the distance of ten miles from the Post Office" And whereas the issue of the said license has been duly authorised by the said Council Now therefore I the Town Clerk of the said city in the name and on behalf of the said Council do hereby license you the said _____ to act as _____ of any _____ carriage plying for hire within the said City of Christchurch and within the distance of ten miles from the Post Office under and subject to the provisions of the said Bye-law No. 14 and to such other orders rules regulations and Bye-laws as may from time to time be in

force until the thirty-first day of December one thousand eight hundred and _____ and no longer.

Given under my hand at the office of the City Council this _____ day of _____ 18 _____

Town Clerk.

Note.—In case of any owner as a driver of his own vehicle meeting with an accident he will be allowed to employ a competent driver for a period not exceeding twenty-four hours who may not have received a license. Notice of the same to be given during the day to the Town Clerk.

[Schedule E.]

CITY OF CHRISTCHURCH.

Bye-law No. 14, Clause 12.

Whereas the Council of the City of Christchurch in accordance with powers in it vested and in pursuance of the provisions of Bye-law No. 14 of the said Council intituled "A Bye-law for Licensing and Regulating Hackney Carriages and Borough Stage Carriages and the owners drivers and conductors thereof plying for hire within the City of Christchurch and within the distance of ten miles from the Post Office" did cause carriage No. _____ and now used and let to hire and known by the following marks :—

- Description
- Build
- Colour
- Trimmings and linings

And the horses and harness thereof to be inspected and find the _____ not to be in a fit and proper condition for public use Now therefore I the Town Clerk of the said City of Christchurch in the name and on behalf of the said Council do hereby suspend the license granted for and in respect of the said carriage from the date hereof until the said carriage with the horse or horses and all the appurtenances thereof shall upon further inspection by the said Council or by their Inspector of Hackney Carriages be found and deemed to be in all respects sufficient and fit for public use.

Dated this _____ day of _____ 18 _____

Town Clerk.

CITY OF CHRISTCHURCH.

HACKNEY AND BOROUGH STAGE CARRIAGES.

Schedule F., Clause 18.

Table of Fares to be charged for any carriage plying for hire at any place within ten miles of the Post Office.

HACKNEY CARRIAGES.

One or Two Adults to be a Full Fare.

FARES BY TIME.

1. For the first hour or part ... 4s.
2. For every subsequent 15 minutes or less ... 1s.
3. One-fourth extra to be charged for each adult carried more than two
4. When the passenger is not set down at the place of hiring time is to be reckoned for returning at the rate of five miles an hour from the place of setting down.

FARES BY DISTANCE.

1. For each distance within the Town Belt... 1s.
N.B.—The Railway Station (either goods or passenger) to be deemed to be within the Belt.
2. For every mile or part beyond the Belt from the place of hiring ... 1s.
3. For every fifteen minutes complete detention ... 1s.
4. One-half extra for every adult carried more than two.
5. When the passenger is not set down at the place of hiring, half-fare to be allowed back to the Belt for any distance exceeding two miles from the Belt.

GENERAL.

For hiring a carriage and not further employing same ... 1s.

One-half of the above fares extra to be charged between 10 o'clock p.m. and 6 o'clock a.m.

Luggage not exceeding 14lbs. in weight for each person carried to be included in above fares.

Drivers to drive at six miles an hour unless unavoidably delayed or required by the hirer to drive slower.

[Schedule G.]

The following places have been appointed by the City Council as Public Stands under the Hackney Carriage Bye-law:—

	To Stand
On the Triangle opposite Messrs. Cobb and Co.'s office, western side of the public lamp ...	7
On the Triangle, opposite the City Hotel, facing east ...	5
Post Office, south side, facing east or west ...	5
On the Triangle, at junction of High Street and Manchester Street, east or west ...	7
Public lamp junction Peterborough Street and Whately Road ...	7
South Town Belt, each side of entrance to railway passenger station ...	20
In Cathedral Square, close along the west footpath in centre of the Square ...	7
In centre of triangle formed by Chester Street and Whately Road, near the Law Courts ...	8

Passed by the Council this the 29th day of December, 1873.

M. B. HART,
Mayor.

GEORGE GORDON,
Town Clerk.

CHRISTCHURCH:

Printed under the authority of the Provincial Government of the Province of Canterbury at the "Lyttelton Times" Office, Gloucester street, by WM. REEVES, Official Printer for the time being to the said Government.