

No. III.

An Act to enable the Council of the City of Melbourne to make By-laws for the licensing and regulating Hackney Carriages within the City of Melbourne and its vicinity and for regulating the conduct of the Owners and Drivers thereof. [19th July, 1850.]

MELBOURNE
HACKNEY
CARRIAGES.

WHEREAS it is expedient to make provision for regulating Hackney Carriages plying for hire within the City of Melbourne and its vicinity and the owners and drivers thereof Be it therefore enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof That from and after the passing of this Act it shall be lawful for the Council of the said City from time to time to make such by-laws as they shall think fit for licensing and regulating Hackney Carriages plying for hire within the said City and its vicinity and the owners and drivers of such Hackney Carriages Provided that for every such license of a Hackney Carriage for any one year there shall be paid such sum as the Council of the said City shall direct not exceeding the sum of three pounds.

2. And be it enacted That the Council of the said City in the by-laws so to be made by them by virtue of this Act shall have power and authority to make regulations touching the licensing and the conduct of the owners drivers and conductors of such Hackney Carriages in their several employments the hours within which such owners drivers or conductors shall exercise their respective callings whether they shall wear any and what badges the number and description and furnishing of such Hackney Carriages the number of persons to be carried in the same the situation and number of public stands the amount of fares for time or distance to be paid for the use of such Hackney

City Council to
frame by-laws for
regulating Hackney
Carriages &c.

Matters to be regu-
lated by such by-
laws.

Melbourne Hackney Carriages.

Carriages the safe custody and delivery of any property which may be accidentally or otherwise left in such Hackney Carriages the punishing the misconduct of the drivers and conductors of and persons attending such Hackney Carriages whether in the way of imposition by demanding or receiving more than the regular fare or otherwise as well within the said City as within the distance of eight miles from the corporate limits thereof Provided that for every such license of any such owner driver or conductor there shall be paid such sum as the Council of the said City shall direct not exceeding the sum of five shillings.

City Council to fix amount of penalties.

3. And be it enacted That the Council of the said City shall have power and authority by such by-laws to fix the amount of fines and penalties to be imposed on the owners and drivers of such Hackney Carriages for misconduct or imposition in demanding or receiving more than the regular fares or otherwise and on persons hiring such Hackney Carriages for fraudulently evading the payment of such fares or for the breach of any other by-law which the said Council may make in respect to such Hackney Carriages the owners and drivers thereof Provided always that such fines or penalties shall not exceed for any one offence the sum of ten pounds.

Such by-laws subject to same conditions as other by-laws of City Council.

4. And be it enacted That every by-law made by the said Council as aforesaid shall be subject to all and the like forms restrictions and provisions as to the making altering amending repealing proving and enforcing of the same or otherwise and as to the appropriation of all fees fines penalties and forfeitures recovered or received under the same as are prescribed with regard to by-laws made by the said Council under the Act passed in the sixth year of the reign of Her present Majesty intituled "*An Act to incorporate the Inhabitants of the Town of Melbourne*" as amended by a certain other Act passed in the eleventh year of the reign of Her said Majesty intituled "*An Act to explain and amend the Acts relating to the Corporation of the Town of Melbourne.*"

6 Vic. No. 7.

11 Vic. No. 17.

Interpretation clause.

Will. IV. No. 2.

5. And be it enacted That whenever in this Act the word "Hackney Carriage" is used the same shall be held to mean any coach car cabriolet or other vehicle plying kept or let out for hire within the said City or within the distance of eight miles from the corporate limits thereof Provided however that nothing contained in this Act nor in any by-law made by virtue thereof shall be held to extend to any carriage or vehicle duly licensed as a Stage Carriage in pursuance of the Act of the said Governor and Legislative Council passed in the sixth year of the reign of His late Majesty King William the Fourth intituled "*An Act for regulating Stage Carriages in New South Wales*" provided that such Stage Carriage shall ply at regular periods as such to places beyond the corporate limits of the said City Provided also that no such by-laws or regulations shall apply to or be held to apply to carriages which shall be let to hire only when previously ordered or bespoken at the stables or residences of their owners and which shall never be permitted to ply for hire in any street or place off the premises of their respective owners or to the owners or drivers of such carriages.