

Regulations 1975 No. 29

Regulations under the *Motor Traffic Ordinance 1936-1974*.*

I, REGINALD GREIVE WITHERS, the Minister of State for the Capital Territory, hereby make the following Regulations under the *Motor Traffic Ordinance 1936-1974*.

Dated this eleventh day of December, 1975.

R. G. WITHERS

Minister of State for the Capital Territory.

AMENDMENTS OF THE TAXI AND PRIVATE HIRE CAR REGULATIONS†

1. These Regulations shall come into operation on 15 December 1975.

Commence-
ment.

2. Regulation 4 of the Taxi and Private Hire Car Regulations is amended by adding at the end thereof the following sub-regulations:—

Definitions.

“(2) In these Regulations a reference to the multiple hiring of a taxi shall be read as a reference to the hiring of a taxi by a second or subsequent person while the taxi is already hired by another person;

“(3) Where a taxi is the subject of a multiple hiring, the multiple hiring, for the purposes of these Regulations, shall be deemed to continue until the hiring of the taxi by each of the hirers has been terminated.”.

3. Regulation 11 of the Taxi and Private Hire Car Regulations is amended by inserting in sub-regulation (1), after the words “accept a hiring”, the words “, other than a multiple hiring”.

Driver bound
to accept
hiring in
certain cases.

4. Regulation 14 of the Taxi and Private Hire Car Regulations is amended—

(a) by omitting paragraph (a) and substituting the following paragraph:—

Taximeter to
be set in
motion when
taxi hired.

“(a) shall, unless he is already hired, or the hiring is for a journey to a specified place to pick up a hirer or his luggage or goods, as soon as he is hired for a journey, and no sooner, set the taximeter affixed to the vehicle in motion so as to register the kilometre rate prescribed by these Regulations for that journey by that taxi or, where more than 1 kilometre rate will apply to that journey, for the initial part of that journey by that taxi;” and

(b) by adding at the end thereof the following sub-regulation:—

“(2) A reference in paragraph (1)(b) or (c) to the hiring of a taxi shall be read as including a reference to the multiple hiring of a taxi.”.

* Notified in the *Australian Government Gazette* on 12 December 1975.

† Regulations 1956, No. 2, as amended by Regulations 1956, No. 12; 1958, No. 12; 1965, No. 6; 1966, No. 7; 1970, No. 5; 1972, No. 4; 1974, No. 11; and 1975, No. 24.

- Vehicle to be driven by shortest route.** **5.** Regulation 15 of the Taxi and Private Hire Car Regulations is amended by adding at the end thereof the following sub-regulation:—
 “ (2) Where a taxi is the subject of a multiple hiring, the driver of the taxi shall, in conveying the hirers to their respective destinations, travel by the shortest practicable route.”.
- Hirer may terminate or vary hiring.** **6.** Regulation 16 of the Taxi and Private Hire Car Regulations is amended by inserting in sub-regulation (2), after the words “ or private hire car may”, the words “, except where the vehicle is the subject of a multiple hiring,”.
- Taximeters.** **7.** Regulation 18 of the Taxi and Private Hire Car Regulations is amended—
 (a) by omitting from paragraph (1)(a) the words “the Schedule to these Regulations” and substituting the word and figure “Schedule 1”; and
 (b) by omitting paragraph (1)(c) and substituting the following paragraph:—
 “ (c) the taximeter is so adjusted that it is capable of registering the flag fall and fee for waiting time prescribed by regulation 24 and, in addition, such of the kilometre rates prescribed by that regulation that may be charged in respect of a journey or a part of a journey by that taxi.”.
- Use of fare card pending installation of meter.** **8.** Regulation 19 of the Taxi and Private Hire Car Regulations is amended—
 (a) by adding at the end of sub-regulation (1) the words “calculated at the kilometre rate specified in paragraph 24 (3)(b)”; and
 (b) by adding at the end thereof the following sub-regulation:—
 “ (3) During the period in which a holder of a taxi licence is exempted by the Registrar, the taxi in respect of which the exemption has been granted shall not be made the subject of a multiple hiring and the kilometre rate for any journey undertaken by that taxi shall be the kilometre rate specified in paragraph 24 (3)(b).”.
- Use of fare conversion card.** **9.** Regulation 19A of the Taxi and Private Hire Car Regulations is amended by omitting sub-regulation (1) and substituting the following sub-regulations:—
 “ (1) Where it appears to the Registrar, after a change has been made—
 (a) in the flag fall charge prescribed by sub-regulation 24 (2);
 (b) in the kilometre rate prescribed by paragraph 24 (3)(b); or
 (c) in the amount payable for waiting time prescribed by regulation 24,
 that a period of time will elapse before the holder of a taxi licence will be able to have the taximeter fitted to his vehicle adjusted to register the new charge, rate or amount, the Registrar shall prepare and issue to the holder a conversion card showing, in relation to the amount registered by the taximeter, the amount payable, in respect of a hiring at the new charge, rate or amount, by a person who has hired the taxi.
 “ (1A) Where a kilometre rate specified in paragraph 24 (3)(a), (3A)(a) or (3A)(b) has been changed, a taxi shall not, until the taximeter affixed to it is adjusted to register the new rate, be made the subject of a multiple hiring and the kilometre rate for any journey undertaken by that taxi shall be the kilometre rate specified in paragraph 24 (3)(b).”.

10. The Taxi and Private Hire Car Regulations are amended by inserting after regulation 19A the following regulation:—

“ 19B. (1) Where a taximeter that is affixed to a taxi is able to register only 1 kilometre rate, the taxi to which the taximeter is affixed shall not be made the subject of a multiple hiring and the kilometre rate for any journey undertaken by that taxi shall be the kilometre rate specified in paragraph 24 (3)(b).”

Taximeter not able to register 4 kilometre rates.

“ (2) Where a taximeter that is affixed to a taxi is able to register only 2 kilometre rates, the taxi to which the taximeter is affixed shall not be made the subject of a multiple hiring.

“ (3) Where a taximeter that is affixed to a taxi is able to register only 3 kilometre rates, the kilometre rate for any journey undertaken by that taxi shall, where the taxi is the subject of a multiple hiring, be the rate specified in paragraph 24 (3A)(b).”

11. Regulation 24 of the Taxi and Private Hire Car Regulations is amended by omitting sub-regulation (3) and substituting the following sub-regulations:—

Taxi fares.

“ (3) Where a taxi is not the subject of a multiple hiring—

(a) the kilometre rate for a journey or part of a journey undertaken on—

(i) a Saturday;

(ii) a Sunday;

(iii) a day that is observed as a public holiday in the Territory in accordance with the *Holidays Ordinance* 1958; or

(iv) any other day before 6 o'clock in the morning,

is a rate of 25 cents for each kilometre travelled by the taxi on the journey or part of the journey; and

(b) the kilometre rate for a journey or part of a journey, other than a journey or a part of a journey to which paragraph (a) applies, is a rate of 22 cents for each kilometre travelled by the taxi on the journey or part of the journey.

“ (3A) Where a taxi is the subject of a multiple hiring—

(a) the kilometre rate for a journey or part of a journey undertaken on—

(i) a Saturday;

(ii) a Sunday;

(iii) a day that is observed as a public holiday in the Territory in accordance with the *Holidays Ordinance* 1958; or

(iv) any other day before 6 o'clock in the morning,

is a rate of 19 cents for each kilometre travelled by the taxi on the journey or part of the journey; and

(b) the kilometre rate for a journey or part of a journey, other than a journey or a part of a journey to which paragraph (a) applies, is a rate of 16.5 cents for each kilometre travelled by the taxi on the journey.”

12. Regulation 26 of the Taxi and Private Hire Car Regulations is amended by omitting sub-regulations (1) to (4) (inclusive) and substituting the following sub-regulations:—

Display of rate of fare in taxi.

“ (1) A person shall not drive or be in charge of a taxi in a public street unless there is exhibited inside the taxi so as to be visible to a passenger in the taxi a notice in accordance with the form set out in Schedule 2 consisting of letters not less than 4 millimetres in height.

“ (2) A person shall not drive or be in charge of a taxi to which a taximeter is affixed, in a public street, unless when the taximeter is set in motion it exhibits upon its face so as to be easily legible by a hirer—

- (a) where it is registering the kilometre rate specified in paragraph 24 (3) (b)—the word and figure ‘ rate 1 ’;
- (b) where it is registering the kilometre rate specified in paragraph 24 (3) (a)—the word and figure ‘ rate 2 ’;
- (c) where it is registering the kilometre rate specified in paragraph 24 (3A) (b)—the word and figure ‘ rate 3 ’; and
- (d) where it is registering the kilometre rate specified in paragraph 24 (3A) (a)—the word and figure ‘ rate 4 ’.”

Journey by taxi to a picking-up point.

13. Regulation 28 of the Taxi and Private Hire Car Regulations is amended by omitting paragraph (1) (b) and substituting the following paragraph:—

“ (b) if a taximeter is affixed to the taxi, the driver shall, in respect of the journey for which the taxi is hired (not being a journey outside the City Area), set the taximeter in motion at a time as soon as practicable after the giving of the notice or at the time appointed for the arrival of the vehicle at the specified place, whichever is the later, so as to register the kilometre rate prescribed by these Regulations for that journey by that taxi or, where more than 1 kilometre rate will apply to that journey, for the initial part of that journey by that taxi and the journey shall be regarded as commencing when the taximeter is set in motion and no sooner; and ”.

“ Vacant ” signs.

14. Regulation 33 of the Taxi and Private Hire Car Regulations is amended by omitting sub-regulations (1), (2) and (3).

Repeal.

15. Regulation 34 of the Taxi and Private Hire Car Regulations is repealed.

16. Regulation 34A of the Taxi and Private Hire Car Regulations is repealed and the following regulation substituted:—

Roof signs.

“ 34A. (1) The holder of a taxi licence shall affix to the top of the roof or hood of the vehicle a sign bearing the word ‘ TAXI ’.

“ (2) A sign so affixed shall be capable of being illuminated and shall contain only the word specified in sub-regulation (1).

“ (3) A person shall not drive or be in charge of a taxi unless—

- (a) where the taxi is available for hire—the sign is illuminated; and
- (b) where the taxi is not available for hire—the sign is not illuminated.”.

17. Regulation 37 of the Taxi and Private Hire Car Regulations is repealed and the following regulation substituted:—

Multiple hiring.

“ 37. (1) The driver or owner of a taxi shall not, without the consent of a person who has already hired the taxi, accept a second or subsequent hiring of the taxi.

“ (2) The multiple hiring of a taxi shall not be effected at a place other than a taxi rank.

“ (3) The driver or owner of a private hire car shall not, while hired, accept a second or subsequent hiring until the first hiring has been completed.”.

