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VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 269]

THURSDAY, APRIL 30.

[1953

TRANSPORT REGULATION ACTS.

*At the Executive Council Chamber, Melbourne, the
twenty-eighth day of April, 1953.*

PRESENT:

His Excellency the Governor of Victoria.
Mr. Smith | Mr. Scully.

REGULATIONS.

IN pursuance of the powers conferred by the Transport Regulation Acts, His Excellency the Governor of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations, that is to say:—

PART I.—PRELIMINARY.

SHORT TITLE.

1. These Regulations shall be cited as the Transport Consolidated Regulations and shall come into operation on the first day of June, 1953.

PARTS.

2. These Regulations are divided into Parts, Divisions, and Subdivisions, as follows:—

Part I.—Preliminary.

Part II.—General Regulations.

Part III.—Licensed Commercial Passenger Vehicles.

Division I.—General Conditions of Operation.

Division II.—Special Service Omnibuses—Conditions of Operation.

Division III.—Touring Omnibuses—Conditions of Operation.

Division IV.—Taxicabs and Private Hire Cars.

Subdivision I.—General conditions of operation.

Subdivision II.—Metropolitan area vehicles.

Subdivision III.—Urban district vehicles.

Subdivision IV.—Country vehicles.

Subdivision V.—Taximeters.

Division V.—Tickets and Ticket Issuing Machines.

Part IV.—Licensed Commercial Goods Vehicles—General Conditions of Operation.

Part V.—Goods Vehicle—Special Passenger Licences—Conditions of Operation.

Part VI.—Aircraft Licences—General Conditions of Operation.

Part VII.—Vehicle Specifications and Conditions of Maintenance.

Division I.—Vehicles—General.

Division II.—Vehicles Licensed to Carry Passengers for Reward.

Part VIII.—Penalties and Formal Proofs.

Part IX.—Forms.

Part X.—Goods Rates Schedules.

REPEAL OF EXISTING REGULATIONS.

3. All Regulations made pursuant to the powers conferred by the Transport Regulation Acts before the said first day of June, 1953, are hereby repealed. Provided, however, such repeal shall not affect the previous operation of any of the said Regulations or affect any application, registration, licence, permit or certificate made or granted or any right accrued or any duty, liability, or penalty incurred or any matter or thing done or required to be done under the said repealed Regulations or any of them before the commencement of the Transport Consolidated Regulations.

INTERPRETATION.

4. In these Regulations, unless inconsistent with the context or subject matter—

“Acts” means the Transport Regulation Acts.

“Authorized” means authorized by the Board.

“Authorized by the Board in writing” means an authority issued to a person over the signature of the Secretary to the Board or of the person performing the duties of that office for the time being.

“Badge” means a badge granted and issued pursuant to these Regulations.

“Board” means the Transport Regulation Board.

“Charter Conditions” means conditions relating to the operations of Commercial Passenger Vehicles as defined in Division II. of Part III. of these Regulations.

“Conductor” means every person other than the driver who shall attend upon any vehicle licensed by the Board for the carriage of passengers, or upon the passengers carried therein.

“Examiner” means a person authorized in writing by the Board, either generally or in any particular case, to examine Commercial Passenger Vehicles or Commercial Goods Vehicles for the purpose of ascertaining their suitability or otherwise for the purpose for which they are used or intended to be used, and of determining whether or not they are in a satisfactory mechanical condition.

“Inspector” means any member of the Police Force, any officer of the Council of the City of Melbourne whilst such officer is in uniform within the corporate limits of the said City, and any person authorized in writing by the Board, either generally or in any particular case, to carry into effect any provisions of the Acts, or any Regulation made thereunder.”

“Licence” means a licence relating to a Commercial Goods Vehicle or a Commercial Passenger Vehicle (as the case may be), and “Licensed” has a corresponding meaning.

“Omnibus” means any commercial passenger vehicle with a seating capacity for more than seven passengers.

“Private Hire Car” means a Commercial Passenger Vehicle which is licensed to be hired by the public on demand, and to operate otherwise than at separate and distinct fares for each passenger solely after the vehicle has been previously bespoke or ordered from the place or places specified in the licence issued in respect of such vehicle.

“Public Highway” means any street, road, lane, bridge, thoroughfare, or place open to or used by the public for passage with motor cars.

"Public Holiday" means and includes any day which is observed as a holiday pursuant to the provisions of sub-sections (1) and (3) of section 67 of the *Public Service Act* 1946 or any amendment thereof, or any day which is a public holiday in the whole or any part of the State of Victoria, pursuant to a Proclamation made by the Governor in Council under the provisions of sub-sections (2) and (4) of section 67 of the said Act and any day which is a public holiday throughout Victoria, or throughout any part of Victoria, in pursuance of any Proclamation made under the *Public and Bank Holiday Act* 1934, or any amendment thereof.

"Special Service Omnibus" means a Commercial Passenger Vehicle which is authorized by the conditions of the licence issued in respect of such vehicle to operate under "Charter Conditions" or in a particular manner or for a particular purpose in a specified area on specified occasions.

"Special Traffic Conditions" means conditions relating to the operations of Commercial Passenger Vehicles as defined in Division II. of Part III. of these Regulations.

"Stage Omnibus" means a Commercial Passenger Vehicle which is licensed to operate at separate and distinct fares for each passenger, and to maintain a regular service on a route or routes specified in the licence issued in respect of such vehicle.

"Taxi-cab" means a Commercial Passenger Vehicle which is licensed to be hired by the public on demand, and to operate either from a stand appointed for the use of vehicles of such a classification or after the vehicle has been previously bespoken or ordered from the place of business of the owner thereof.

"Taximeter" means an approved mechanical instrument or device by which the charge for hire of a motor car is mechanically calculated either for distance travelled or waiting time or for both and upon which such charge shall be indicated by means of figures.

"These Regulations" means the whole of these Regulations and any subsequent amendment thereto.

"Ticket" means a device consisting of paper or other similar substance which shall be serially numbered and on which shall be printed details as to the route, the section in which the passenger boarded the vehicle, the amount of the fare paid, a notification that the ticket is not transferable and that the ticket must be shown by the passenger to the owner, driver, or conductor of the vehicle, the authorized agent of the owner, or an inspector, on demand, while the passenger is in or leaving the vehicle or another fare paid. Provided that a prepaid ticket shall comply with the foregoing provisions and contain such additional particulars as the Board may require.

"Ticket Issuing Machine" means an approved mechanical instrument or device which produces a ticket following appropriate action by the driver or conductor.

"Touring Omnibus" means a Commercial Passenger Vehicle which is licensed to operate at separate and distinct fares for each passenger on tours specified in the licence issued in respect of such vehicle.

"Vehicle" in Part II. means a Commercial Passenger Vehicle or a Commercial Goods Vehicle (as the case may be); in Part III. means a licensed Commercial Passenger Vehicle; in Part IV. means a licensed Commercial Goods Vehicle; in Part V. means a Commercial Goods Vehicle licensed under a Goods Vehicle—Special Passenger Licence and/or a Goods Vehicle—Special Passenger Permit; and in Parts VII., VIII., and IX. means both a licensed Commercial Passenger Vehicle and a licensed Commercial Goods Vehicle unless the contrary meaning is expressed.

Any reference to a distance between two lines is a reference to the distance measured at right angles between such lines when they are parallel.

Words importing the masculine gender shall be deemed and taken to include females, and the singular to include the plural, and the plural the singular, unless the contrary as to gender or number is expressly provided. Unless the contrary intention appears words and expressions in these Regulations shall have the same respective meanings as in the Acts.

5. Wherever by the Acts or these Regulations the Board is empowered to appoint, approve, authorize, direct, require, or specify any matter or thing, the Board may signify such appointment, approval, authority, direction, requirement, or specification by a notice published in the *Government Gazette*, and may revoke any such appointment, approval, authority, direction, requirement, or specification by a notice so published.

PART II.—GENERAL REGULATIONS.

APPLICATIONS.

1. Every licence applied for, granted, or issued under the provisions of the Acts or these Regulations shall relate to one vehicle only.

2. An application for a licence relating to any vehicle shall be made in writing to the Secretary to the Board in the appropriate form.

3. Except where the Board otherwise directs, no application for an "E" Licence shall be received unless accompanied by the prescribed fee.

LICENCES.

4. Licences issued under the provisions of the Acts and these Regulations shall be classified as follows, and shall be in accordance with the form appropriate to such classification as authorized:—

Commercial Passenger Vehicle Licences.

M.O. Licence—being a licence relating to a Metropolitan Stage Omnibus that is, a stage omnibus licensed to operate solely on a route or routes wholly within the metropolitan area.

U.O. Licence—being a licence relating to an Urban Stage Omnibus that is, a stage omnibus licensed to operate on a route or routes wholly within any one urban district.

C.O. Licence—being a licence relating to a Country Stage Omnibus that is, a stage omnibus being classified neither as a metropolitan nor an urban stage omnibus.

M.C. Licence—being a licence relating to a Metropolitan Special Service Omnibus that is, a special service omnibus authorized solely to commence journeys within the Metropolitan area subject to these Regulations.

M.T. Licence, U.T. Licence, C.T. Licence—being licences relating respectively to Metropolitan, Urban and Country Taxi-cabs.

M.H. Licence, U.H. Licence, C.H. Licence—being licences relating respectively to Metropolitan, Urban, and Country Private Hire Cars.

T.O. Licence—being a licence relating to a Touring Omnibus.

T.P. Licence—being a licence granted temporarily for any particular purpose of limited duration.

T.S. Licence—being a licence relating to a vehicle authorized to operate on a specified route solely for the carriage of school children in pursuance of a contract with the Education Department and granted temporarily for a period not exceeding twelve months.

Commercial Goods Vehicle Licences.

D Licence—being a licence other than an "E" licence.

E Licence—being a licence issued pursuant to the provisions of any one of the paragraphs of section 22 of Act No. 4198, as amended.

G.P. Licence—being a licence relating to a Goods/Special Passenger vehicle.

T.D. Licence—being a licence granted temporarily for any particular purpose of limited duration.

Commercial Aircraft Licences.

A.C. Licence—being a licence relating to a commercial aircraft.

GRANT AND ISSUE OF LICENCES.

5. (a) On being satisfied that the applicant is entitled under the provisions of the Acts to be granted an "E" licence, the Board shall grant and issue the same accordingly.

(b) Except with the written authority of the Board, an applicant to whom a discretionary licence has been granted by the Board shall, within 90 days of the notification of such granting, validate the licence so granted and commence to operate a service in accordance with the conditions of the licence. In the event of such applicant failing to so commence a service, the granting of the said licence shall thereupon become void.

LODGING APPLICATIONS FOR DISCRETIONARY LICENCES.

6. Every application for a licence other than an "E" licence shall be lodged with the Board not less than eight weeks prior to the date on which it is desired that such application shall be heard. Provided that the Board may, in its discretion, accept and deal with any such application, notwithstanding that the same was not received by the Board within the said time.

PUBLIC NOTICE OF HEARINGS.

7. The form of notice of the Board's intention to consider an application for a licence (other than an application for a temporary licence for any particular purpose of limited duration) required by the Acts to be published in the *Government Gazette* shall be in or to the effect of Form No. 1 contained in Part IX. hereof.

OBJECTORS TO GIVE NOTICE.

8. Any person interested in the granting of any application made in accordance with Regulation 6 hereof who wishes to object to the granting thereof shall send notice to the Board in or to the effect of Form No. 2 contained in Part IX. hereof within a period of ten clear days subsequent to the date on which notice of the intended hearing of such application appeared, or within such further or other time as the Board may in any particular case allow.

ALTERATION OF TIME OR PLACE OF HEARING.

9. The Board may, by notice in writing, alter the time and place of the hearing of any application.

NUMBER PLATES, BADGES AND OTHER SIGNS OR SYMBOLS.

10. (a) Number plates or other signs or symbols of such kind, type, or pattern as may be authorized or required by the Board from time to time, shall be affixed to or exhibited in or on any licensed vehicle, on such part thereof, and in such manner as the Board or an inspector may direct, and shall be kept conspicuous, legible, and undefaced upon the said vehicle, and shall not be obscured by any person or thing during such period as the Board may direct, and shall not be affixed to or exhibited in or on any other vehicle except by permission of the Board.

(b) Notwithstanding anything contained in the preceding paragraph of this Regulation, it shall be the duty of the owner of a vehicle in respect of which a licence is granted, and issued by the Board to apply to and obtain from the Board immediately upon the issue of the licence, and at the beginning of each annual period during the currency thereof, a windscreen label in the form from time to time authorized and issued by the Board, and to affix the same and keep affixed, conspicuous, legible, and undefaced on the windscreen of the vehicle in the bottom left-hand corner thereof above the label thereto also affixed by the Chief Commissioner of Police, pursuant to the provisions of the *Motor Car Act 1951*. In the event of the windscreen label affixed to the windscreen of the vehicle being, during the currency period of the licence, destroyed, obliterated, or defaced, whether partially or completely, it shall be the duty of the owner of the vehicle licensed as aforesaid to apply immediately for a new label by supplying whatever evidence is required by the Board to prove that the label has been destroyed, obliterated, or defaced, and to affix the new label, and to keep the same affixed, conspicuous, legible, and undefaced on the windscreen of the vehicle in the manner above-mentioned.

(c) It shall be the duty of the driver of any licensed vehicle, if so required by the Board, these Regulations or the conditions of the licence relating to such vehicle, to exhibit a badge, to apply to and obtain from the Board a badge which he shall wear at all times while acting as the driver thereof, in the lapel of his coat, or in such other position on his person or clothing as the Board may direct in general or in any particular case.

BREACH OF CONDITIONS OF LICENCE.

11. Every licence, permit, or certificate granted and issued by the Board shall be subject to the terms and conditions printed or written thereon, and to the observance of the provisions of the Acts and these Regulations, or of any other Act relating to the vehicle or any Regulation or By-law made thereunder, which shall be deemed to be conditions of every such licence, permit, or certificate (as the case may be). Failure to comply with such terms, conditions and provisions as aforesaid by the person directed to comply with same shall be deemed to be a breach of these Regulations.

HOLDER OF LICENCE CEASING TO BE OWNER OF LICENSED VEHICLE.

12. Upon the holder of a licence ceasing to be the owner of the vehicle to which such licence relates, the licence relating to such vehicle shall thenceforth become void.

CONTROL, USE, AND MANAGEMENT OF VEHICLES.

13. Except with the written authority of the Board, the holder of a licence shall not, by any agreement, contract, or by any device whatsoever, whether written or implied, transfer to another person the control, use, or management of the vehicle to which the licence relates unless such person is at Law the employee of the said licence holder. In the event of the holder of the licence transferring the control, use, or management of the relative licensed vehicle to another person contrary to the provisions of this Regulation, the licence relating to such vehicle shall thenceforth become void.

LICENCE, ETC., NOT TO BE LOANED OR TRANSFERRED.

14. No person shall entrust, part with, lend, or otherwise transfer possession of any licence, permit, certificate, badge, number plate, sign or symbol issued pursuant to the Acts or these Regulations except for a purpose related to the requirements of the said Acts or Regulations.

LICENSED VEHICLE NOT TO BE HANDED OVER.

15. No driver or conductor (if any) of any licensed vehicle shall permit any other person to control, use or manage such vehicle without the consent of the owner thereof.

RETURN OF LICENCE, PERMIT, CERTIFICATE, BADGE, ETC.

16. The holder of a licence, permit or certificate or badge shall return such document or badge, as the case may be to the Secretary to the Board or an authorized person:—

- (a) forthwith upon the licence, permit or certificate becoming void under the provisions of these Regulations;
- (b) forthwith return the badge referred to in any certificate upon such certificate becoming void under the provisions of these Regulations;
- (c) forthwith if such licence, permit or certificate is altered, defaced or illegible in any particular;
- (d) forthwith after notification in writing of the suspension or revocation of such licence, permit, or certificate;
- (e) within three days after change of abode or address as shown in such licence, permit or certificate;
- (f) within three days after the alteration of the registered number, engine number, seating capacity, load capacity or tare allotted or appropriate to such vehicle;
- (g) within seven days after the posting of a notice addressed to him at his last known place of business or abode, requiring him to produce or return such licence, permit, or certificate;

- (h) within seven days after the publication of a notice in the *Victoria Government Gazette* and/or in a newspaper circulating in the town or place where he resides or has his place of business requiring the production or return of such licence, permit or certificate, produce or return, as the case may be, the licence, permit, or certificate to the Board or, if he be so directed, to an authorized person;
- (i) and comply with such directions as the Board may give in respect of any badge, number plate, or other sign or symbol which may have been required by these Regulations or direction of the Board to have been affixed to or exhibited in or on any vehicle or worn by any person.

LICENCE AND PERMIT FEES.

17. No licence or permit shall be valid or effective unless and until the appropriate fee payable in respect thereof has been paid, and the receipt for the same by the Board duly endorsed thereon. If such fee is not paid within 30 days of the date of issue appearing thereon the licence or permit thenceforth shall become void.

Provided that in respect of an additional fee not required to be paid at the same time as the licence fee, the Board shall give notice in writing by a document which for the purposes of this Regulation shall be known as "Notice of Assessment." If such fee is not paid within 90 days from the due date appearing on such Notice of Assessment, the licence relating to the vehicle thenceforth shall become void.

PARTIAL REFUND OF FEES.

18. In any case in which—

- (a) the licence in respect of any vehicle has been revoked in accordance with the provisions of the Acts or these Regulations,
- (b) the licensed vehicle has been lost, totally destroyed, or made permanently incapable of operating, or
- (c) the Board so directs,

the owner of such licensed vehicle may apply in writing for a partial refund of the licence fee in proportion to the unexpired portion of the currency period of the licence to which such fee relates.

Provided that a refund of less than £2 shall not be made in any case.

PERMITS.

19. An application for a permit shall be in or to the effect of the authorized form.

20. A permit shall be in or to the effect of the authorized form.

STATEMENT OF REASONS FOR REFUSAL OR REVOCATION OF A LICENCE.

21. Any person—

- (a) being the applicant for a licence, the granting of which has been refused by the Board, or
- (b) being the holder of a licence or permit which has been revoked,

may obtain a written statement as to the reasons for such refusal or revocation by lodging a written request therefor with the Secretary to the Board within fourteen days after such decision or within any further or other time as the Board may in any particular case allow.

ALTERATION OR DEFACEMENT OF LICENCE, ETC.

22. No person shall alter or deface any licence, permit or certificate.

ISSUE OF DUPLICATE LICENCE, PERMIT, CERTIFICATE, BADGE, ETC.

23. (a) Upon the production of any licence, permit or certificate which is so altered, defaced, or illegible, or upon proof by statutory declaration to the satisfaction of the Board that a licence, permit or certificate has been lost, stolen, or destroyed, the Board may, upon payment of a fee of Two shillings and six pence, cause a duplicate thereof to be issued. Such duplicate shall thereupon, for the purposes of the Acts, or these Regulations made thereunder, be in substitution for the original licence, permit or certificate, which shall thenceforth become void.

(b) Upon the production of any badge, licence identification plate or other sign or symbol issued by the Board, which is so altered, defaced, or illegible, or upon proof by statutory declaration to the satisfaction of the Board that any badge, licence identification plate or other sign or symbol as aforesaid has been lost, stolen or destroyed, the Board may cause a duplicate thereof to be issued. Such duplicate shall thereupon, for the purpose of the Acts, or these Regulations, be in substitution for the original badge, licence, identification plate or other sign or symbol as the case may be, which shall thenceforth become void. The Board may charge a fee for the said duplicate not exceeding the average cost of and incidental to procuring and issuing such duplicate.

APPLICATION TO USE A SUBSTITUTE FOR A LICENSED VEHICLE.

24. The Board may grant any application to substitute a vehicle for a licensed vehicle upon such conditions and for such period as it thinks fit, and, upon the payment of a fee of Two shillings and six pence, may authorize the transfer of number plates, or other signs or symbols, from the vehicle originally licensed to the substituted vehicle. Provided that, if the licensed vehicle is temporarily out of use undergoing repairs, no such fee shall be payable.

DEATH, INCAPACITY, ETC., OF THE HOLDER OF A LICENCE.

25. In the event of the death, incapacity, bankruptcy, or liquidation of the holder, or of the appointment of a trustee, assignee, receiver, or manager in relation to his business, notice thereof shall within fourteen days of the happening of any such event be sent to the Secretary to the Board by the person for the time being responsible for his affairs.

An application for a new licence may be lodged within twenty-eight days of the date of such notification by the person carrying on the business of the holder of the licence, and such person shall be deemed to be the holder of the licence for the period necessary to enable such application to be determined, provided that such period shall in no case extend beyond the date on which the licence would have expired but for the occurrence of the said event, and shall terminate immediately upon the determination of the application by the Board.

POWER OF AN INSPECTOR AS TO INSPECTION AND EXAMINATION.

26. An inspector shall be entitled to stop, search, or inspect the load carried on any motor car and to question any person carried, if such motor car is or is believed to be a vehicle within the meaning of these Regulations.

27. For the purposes of inspecting, measuring or weighing any motor car or load carried thereon, an Inspector may board such motor car with no more authority than this Regulation.

28. For the purposes of inspection and examination of the operations of a licensed commercial passenger vehicle or commercial goods vehicle, an Inspector shall have the power of entry upon or into any such vehicle, building or place, and the owner, his servant, agent or representative shall, on demand, forthwith permit such Inspector to enter any such vehicle, building or place for the purpose of such examination or inspection.

DRIVERS TO STOP VEHICLES AND PERMIT INSPECTION, ETC.

29. The driver of any vehicle shall—

- (a) upon being signalled or warned so to do by any member of the Police Force or an inspector wearing some distinctive uniform, cap, or badge authorized by the Board, or displaying a badge or sign purporting to have been issued by the Board, stop such vehicle for such time as may be necessary for an inspection to be made of the vehicle, passenger tickets, records or goods, or for the measurement of the load carried on such vehicle, or for such load to be weighed, or for any inquiry, inspection, or examination for any purpose pursuant to the provisions of the Acts, these Regulations, or any other Regulation made under the said Acts;

- (b) produce on demand any licence, permit, certificate, way-bill, delivery docket, time book, or other document which under the provisions of the Acts or these Regulations, or any other Regulation made under the said Acts, or the conditions of any licence, permit, or certificate made or granted thereunder, are directed to be carried on such vehicle;
- (c) at the request of an inspector inform him correctly as to the nature, origin, and destination of goods carried or the number of passengers and their destinations, and any other matters in regard to goods or passengers as the case may be;
- (d) render such reasonable assistance as may be requested by any inspector in any inquiry, inspection, or examination of the vehicle or of the load carried thereon or of the passengers therein.

INSTRUCTIONS TO DRIVERS LEADING TO OFFENCES.

30. The owner of any vehicle or any other person who directly or indirectly causes, induces or permits any driver of such motor car to drive such vehicle in contravention of any Act or Regulation made thereunder shall be guilty of an offence under these Regulations.

OWNERS TO PROVIDE DRIVERS WITH FACILITIES TO COMPLY.

31. The owner of any motor car shall provide the driver thereof with such appliances or means as are necessary to permit the said driver to comply with the Acts and these Regulations.

OWNERS TO SUPPLY NAMES OF PERSONS USING VEHICLES.

32. Whenever any owner of a vehicle is requested by an Inspector so to do he shall if the same are known to him supply the name and address of the person who was driving or using such vehicle at any particular time specified by such Inspector.

DUTIES OF BOOKING AGENTS AND DEPOT PROPRIETORS.

33. Any person who receives or books goods or books passengers for or on behalf of the owner of any vehicle for carriage by such owner shall upon demand in that behalf made—

- (a) produce for inspection by an Inspector all books, records, passenger tickets, or other documents used by him in relation to any such vehicle or booking;
- (b) permit the examination by an Inspector of all goods received, stored, or held in respect of such goods, and give full information as to the nature, origin, and destination of any goods so received, stored, or held;
- (c) render to an Inspector such reasonable assistance in the examination of such books, records, passenger tickets, or other documents or goods as may be required by him.

OBSTRUCTION OF AN INSPECTOR BY ANY PERSON AN OFFENCE.

34. Any person who refuses to permit an Inspector to carry out any act which he is authorized to carry out under the provisions of the Acts or any Regulation made thereunder, or who refuses or fails to render such Inspector such reasonable assistance in the execution of his duty as he may request, or who obstructs any such Inspector or causes or permits him to be obstructed or delayed in the discharge of his duty shall be guilty of an offence against these Regulations.

IMPERSONATION OF AN INSPECTOR.

35. (a) Every Inspector not being a member of the Police Force, or an officer of the Council of the City of Melbourne being an Inspector pursuant to these Regulations, shall be furnished by the Board with an authority signed by the Secretary, and a badge. Such authority shall be produced by the Inspector at the request of any person to whom the Inspector purports himself to be so authorized.

(b) Every person who forges or counterfeits any such authority or badge or makes use of any forged counterfeit or false authority or badge or impersonates the Inspector named in any such authority or falsely pretends to be an Inspector under the Acts or an officer of the Board shall be deemed guilty of an offence against these Regulations.

NO PERSON ON THE RIGHT OF THE DRIVER.

36. No person shall be carried on the right hand side of the driver on any vehicle licensed for the carriage of passengers or except with the written authority of the Board on any commercial goods vehicle.

STOPPING AT LEVEL CROSSINGS.

37. Notwithstanding the provisions of any Act or of any Regulation or By-law made thereunder, the driver of any vehicle licensed by the Board for the carriage of passengers, shall:—

- (a) Upon approaching any railway level crossing cause the vehicle to be brought to a full stop so that the nearest portion of the vehicle shall be within 40 feet but not less than 10 feet from the nearest rail of such crossing;
- (b) before proceeding over such crossing open a door or window situated in the foremost part of the vehicle on the near side or open a window situated in the foremost part of the vehicle on the offside and take all reasonable precautions to satisfy himself that there is no danger from an approaching train or other railway vehicle. The door or window so opened shall not be closed unless and until the rear of the vehicle has completely cleared such crossing by a distance of at least 10 feet; and
- (c) cause the vehicle to be driven over such crossing in such a manner as to avoid the necessity for changing gear until the entire length of the vehicle has completely cleared the railway line.

Provided that nothing herein shall apply in respect of a railway level crossing which is protected by vehicular road gates and/or booms when such gates or booms are open for the normal passage of road traffic.

UNAUTHORIZED USE OF STANDS PROHIBITED.

38. No person shall permit any motor car to stand on any appointed stand approved by the Board for the use of commercial passenger vehicles unless such motor car is licensed by the Board under a licence classification appropriate to such stand.

REPORTING OF ACCIDENTS.

39. The owner of any vehicle licensed to carry passengers for reward, which vehicle is involved in any accident, shall immediately report particulars of such accident to the Board, in writing, providing particulars of such accident, details of damage to the licensed vehicle (if any) and giving the name of the driver of the vehicle and the date, time, and place when and where such accident occurred. If the licensed vehicle is damaged in such accident or otherwise to the extent that any part of the chassis or the body thereof must be replaced or repaired, the owner shall not use, or permit the use of, such vehicle for the carriage of passengers unless and until the same has been placed in good repair, order, and condition and has been re-inspected and passed by the Board or an Inspector as being fit and serviceable for carrying into effect the purposes of the licence relating to such vehicle.

WORKING CONDITIONS OF DRIVERS.

40. The provisions of section 39 of the *Transport Regulation Act* 1933, relating to the limitation of hours of driving, and of any determination of a Wages Board or Industrial Appeals Court under the Factories and Shops Acts, or of any award of the Commonwealth Court of Conciliation and Arbitration, or any industrial agreement entered into under the provisions of any Commonwealth Act relating to the wages to be paid to and the conditions of labour of drivers of vehicles shall be observed in relation to a licensed vehicle.

OWNERS' TIME BOOKS.

41. The owner of a licensed vehicle shall keep a time book in the form or to the effect of Form 3 in Part IX. of these Regulations in which, subject to these Regulations, he shall record from day to day, in the places provided and when occurring, particulars specified therein.

In addition, he shall record, where applicable, the particulars transcribed from drivers' time sheets prescribed in the immediately succeeding Regulation. Each such time book, together with, where applicable, relevant drivers' time sheets, shall be made available for inspection by the Board, an Inspector, or by any person authorized in writing by the Board in that behalf, at any reasonable time or times during the period of six months after the date of the last record therein. Provided that it shall be deemed to be sufficient compliance with this Regulation if drivers' time sheets in the form or to the effect of Form 5 in Part IX. of these Regulations, as referred to in sub-regulation (c) of the immediately succeeding Regulation, are retained by the owner in numerical order together with a wages book which, in combination, contain all particulars which are required to be recorded in the aforesaid time book.

DRIVERS' TIME SHEETS.

42. (a) The owner of a licensed commercial passenger vehicle, or of a licensed commercial goods vehicle of a load capacity of 3 tons or greater, when any such vehicle is on a journey beyond a radius of 50 miles, shall:—

- (i) keep or cause to be kept, as the case may be, in duplicate on time sheets in a book of time sheets numbered consecutively in the form or to the effect of Form 4 in Part IX. of these Regulations, in respect of the driver thereof, (whether or not such driver is an owner or part owner), a current record of all the times and places at which such driver respectively commences or finishes work together with the times and places at which, with the vehicle stationary, he ceases work for rest or refreshment, such particulars to be recorded at the times occurring;
- (ii) before permitting any person to drive any such vehicle on such a journey, satisfy himself that the driver is in possession of a book of time sheets as prescribed in this sub-regulation;
- (iii) obtain from every driver who drives on such a journey not later than the first working day after the completion thereof one copy of each time sheet completed by each such driver on such journey and shall transcribe the particulars thereon appearing into the Time Book referred to in the proceeding Regulation.

(b) Every driver of a licensed commercial passenger vehicle, or of a licensed goods vehicle of a load capacity of 3 tons or greater, (whether or not an owner or part owner) when any such vehicle is on any journey beyond a radius of 50 miles, shall:—

- (i) obtain and carry a book of time sheets referred to in sub-regulation (a) hereof and shall record in duplicate therein, at the times occurring, the places and times at which he respectively commences and finishes work together with the times at which, with the vehicle stationary, he ceases work for rest and refreshment, and, at the time the recording as required in the foregoing is completed in respect of each form, shall sign such form with his usual signature;
- (ii) on not later than the first working day after the completion of the journey to which such time sheet or sheets relate, hand to the owner of the vehicle or his agent, one copy of each form used by him in recording his work during such journey;
- (iii) retain in his possession the book containing the second or duplicate copy of each such time sheet and shall make it available for inspection by the Board, an Inspector, or by any person authorized in writing by the Board in that behalf at any reasonable time or times during the period of six months after the date of the last record therein. Provided that when engaged on work in connexion with a licensed vehicle, every such driver shall produce to an Inspector on demand such books of time sheets as will disclose to the said Inspector, work performed on that day and on any day in the preceding seven days on which he would have been required by this Regulation to have completed a time sheet.

(c) provided that it shall be deemed to be sufficient compliance with this Regulation if drivers' time sheets are in the form or to the effect of Form 5 of Part IX. of these Regulations, subject to driving on each day being construed as involving a journey beyond a radius of 50 miles and the requirements of this Regulation complied with as such.

(d) The terms "work" or "working" where used in this and the immediately preceding Regulation shall mean any time spent in driving or other work in connexion with the vehicle or the load carried thereby. Provided that if the driver of a licensed commercial goods vehicle is the owner and a primary producer, while carrying his own goods in connexion with his business as such, he shall not be deemed to be working in respect of such vehicle while the vehicle is not on a public highway.

43. Notwithstanding that the licensed vehicle is driven on a journey partly in Victoria subsequent to a part of the journey being in another State, the provisions of the three immediately preceding Regulations shall apply as would be the case if the journey were wholly within Victoria.

LOST, FORGOTTEN, AND UNCLAIMED PROPERTY.

44. Any property left in or on any licensed vehicle, and found by any passenger or any person whatsoever shall be delivered to the owner, driver, or conductor of such vehicle.

45. The owner, driver, or conductor of any licensed vehicle wherein any property whatsoever is left by any person, or in which any property is found, shall within the period of time stated hereunder after the same has been received from any passenger or person, or found, deliver such property—

- (a) where the place of business of the owner of such vehicle is located within the metropolitan area, within 48 hours to the Property Steward, Police Property Office, Police Headquarters, Russell-street, Melbourne, or during such period as the said office is closed to the public, to the Reception Desk, North Foyer, at the said Police Headquarters, provided that in the case of a Metropolitan Stage Omnibus such property, if unclaimed, shall be delivered within seven days, in the manner aforesaid, or
- (b) in the case of any other such vehicle, if unclaimed, within seven days, to the Police Station most convenient to the place of business of the owner thereof.

46. Any goods which have been received by the owner of any vehicle, or by his servant or agent, and not delivered to any consignee, and of which the rightful owner cannot be found, shall within 30 days from the original receipt thereof be delivered by such owner to the Police Station most convenient to his place of business.

47. Any property or goods which come into the possession of a member of the Police Force pursuant to the three immediately preceding Regulations, if unclaimed, shall be subject to the provisions of section 77 of the *Police Regulation Act 1928* or any amendment thereof.

CALCULATION OF JOURNEY OR AREA.

48. Unless the contrary intention is expressed in the licence or in these Regulations, the distance of any journey, or the area within any radius shall be calculated from the address as shown on the said licence. Unless the contrary intention appears in any Regulation, in the measurement of any distance, for the purpose of this Regulation, that distance shall be measured in a straight line on a horizontal plane.

AVAILABILITY OF RECORDS REQUIRED TO BE KEPT.

49. Unless the contrary intention is expressed in the licence any records required to be kept pursuant to these Regulations shall be available at the address as shown on the said licence.

STATISTICS AND RECORDS.

50. The owner of a licensed vehicle shall, upon the request of the Board in that behalf, furnish to it within such time as may be indicated by the Board such statistics and records as it may require relating to the operation of the vehicle.

51. Every person required to keep a book or record by the Acts or these Regulations, or by any condition of a licence or permit, shall keep such book or record in English characters and Arabic numerals.

DUE NOTICE GIVEN.

52. Any notice required to be given or served under the Acts, or any Regulation made thereunder, or any request permitted to be made under these Regulations, shall be deemed to have been duly given, served, or made if it is posted or sent to the address last known to the Board of the person to whom such notice or request is directed.

CONTRAVENTION OF REGULATIONS BY TRICK OR PRETENCE.

53. No person shall by any trick, pretence, or by any means or device, obtain or attempt to obtain any licence, permit or certificate, or avoid, or attempt to avoid, compliance with the conditions of any licence, permit or certificate, or the provisions of the Acts or these Regulations.

DRIVERS' CERTIFICATES.

54. An application for a driver's certificate shall be made on the authorized form.

55. Such certificate shall not be granted or renewed unless and until, to the extent that same is required, sufficient evidence has been produced of such nature and in such form as the Board may determine that the applicant is a fit and proper person to be authorized to drive a licensed vehicle.

Provided that in the case of the driver of a vehicle licensed for the carriage of passengers—

- (a) a new certificate shall not be granted pursuant to these Regulations; or
- (b) a certificate shall not be renewed after recurring periods of three years from the date of the initial granting of such certificate pursuant to these Regulations or such lesser period as the Board in any particular instance may direct,

unless and until medical evidence is produced to satisfy the Board that the applicant is not suffering from any disability which would cause the Board to refuse the granting of such a certificate.

56. Such certificate shall remain in force for a period not exceeding twelve months from the date of issue thereof and shall expire annually on the same day as the driver's licence issued in pursuance of the Motor Car Acts or corresponding legislation relating to the licensing of drivers of motor cars or vehicles in any State or Territory of the Commonwealth.

57. Such certificate shall not be valid or effective unless and until such driver shall have paid to the Board a fee of 5s. per annum or part thereof and the receipt for the same by the Board is duly endorsed thereon. If such fee is not paid within 30 days of the date of issue appearing thereon, the certificate thenceforth shall become void.

58. Notwithstanding the provisions of any Act or of any Regulation or By-law made thereunder, the owner of any vehicle shall not permit any person to act as driver, if it is a condition of the licence issued in respect of such vehicle that the driver thereof shall be a person certificated by the Board, unless and until such owner shall have delivered to him by such driver the duplicate of the certificate issued by the Board to the said driver, and shall have sighted the badge, the number of which (if any) is endorsed on such duplicate certificate.

59. When any driver shall cease to be employed by the owner of a vehicle, such owner shall—

- (a) if the driver is dismissed, forthwith deliver to the Secretary to the Board or his authorized representative the duplicate of such certificate together with a notification as to the reason why such driver was dismissed from his employment; or,
- (b) if the driver leaves his employment voluntarily, after having sighted the current certificate required to be in the possession of the driver, hand the duplicate to the said driver. In the event of the said driver being unable to produce a current certificate as aforesaid, the owner shall forthwith deliver the duplicate to the Secretary to the Board or his authorized representative with a notification to this effect.

60. The holder of a driver's certificate shall—

- (a) not, except in a case of emergency, entrust or hand over any vehicle of which he is the driver to any other person unless he shall have received the directions of the owner thereof so to do;
- (b) not lend or part with his certificate or badge to any other person except for a purpose related to and permitted by these Regulations;
- (c) notify the Board of any change of his place of abode as last furnished by him and of his new place of abode within three days of such change.

61. Hackney carriage drivers' licences issued pursuant to the Carriages or Local Government Acts and By-laws made thereunder which by virtue of transitory regulations now repealed were required to be construed as drivers' certificates issued by the Board, and certificates in force at the commencement of these Regulations shall remain in force until the day of expiry of the driver's licence current at the thirtieth day of June, 1953, and issued under the Motor Car Acts or corresponding legislation relating to the licensing of drivers of motor cars or vehicles in any State or Territory of the Commonwealth. The holder of such licence or certificate shall return the said certificate to the Secretary to the Board not less than fourteen days before the expiry date as herein determined, together with the fee prescribed herein for a new certificate, advising the Secretary at the same time of any change of address or employment.

REVOCATION OR SUSPENSION OF DRIVERS' CERTIFICATES.

62. If, in the opinion of the Board, at any time after the issue of a driver's certificate pursuant to these Regulations, the holder of such a certificate is no longer a fit and proper person to be authorized to drive a vehicle, the Board may suspend, cancel, or revoke such certificate provided that before so doing the Board shall give to such driver a reasonable opportunity to appear before it and object to any such revocation or suspension.

PART III.—LICENSED COMMERCIAL PASSENGER VEHICLES.

DIVISION I.—GENERAL CONDITIONS OF OPERATION.

Drivers to be in Possession of Certificates.

1. A vehicle shall not be driven by any person who is not in possession of a certificate issued by the Board authorizing him to drive a Commercial Passenger Vehicle.

Badges.

2. A driver of every vehicle, the licence classification of which is prefixed by the words "Metropolitan" or "Urban" shall exhibit a badge, the number of which is endorsed on the certificate issued to such driver, as required by these Regulations, at all times while in charge of such vehicle. The Board at its discretion from time to time may require drivers of vehicles of other licence classifications to so exhibit a badge. Every such badge shall be and remain the property of the Board, and shall be returned to the Board as required or as provided in these Regulations.

Special Prohibitions.

3. Except with the written authority of the Board or the provisions of these Regulations—

- (a) the seating (and other, if any) capacity endorsed on the licence relating to the vehicle shall be the maximum number of passengers permitted to be received into and conveyed in or on the vehicle at any one and the same time;
- (b) a vehicle shall not be used for the conveyance of goods other than the personal luggage of passengers then being carried thereon. Provided that if the licence contains a clause entitled "Conditions as to the carriage of goods" such goods shall be carried pursuant to the conditions set out therein and the only rates to be charged for such carriage shall be the rates approved by the Board from time to time;

(c) a vehicle shall not be used for the carriage of passengers except for hire and reward;

(d) no trailer shall be used in connexion with such vehicle.

4. Notwithstanding the provisions of these Regulations, the driver shall not permit any passenger to stand nor shall any passenger stand in any vehicle in front of an imaginary straight line drawn transversely at the rear of the driver's seat.

Numbering of Stage Omnibus Routes.

5. The Board may, at its discretion, allot a number to any route operated by the holder of a licence relating to a stage omnibus.

Stopping Places for Stage Omnibuses.

6. The Board may approve of stopping places for the use of stage omnibuses. Where such stopping places are so approved the driver of such vehicle shall not take up or set down passengers otherwise than at such an approved stopping place.

Maintenance of Service.

7. Notwithstanding any rights otherwise conveyed by the licence if the conditions of the licence of any vehicle include a time-table, the failure to provide a service in accordance with such time-table shall be a breach of the conditions of the said licence.

8. If these Regulations or the conditions of any licence provide that the vehicle may be hired by the public on demand, the failure to maintain a regular and continuous service, without lawful excuse shall be a breach of the conditions of the said licence.

9. The owner and the driver of any vehicle licensed to be hired by the public, on demand, shall not fail without lawful excuse—

(a) to convey any person attempting to hire the vehicle to any destination within the conditions and radius specified in the said licence; and

(b) having agreed to convey any person at any time to or from any place to fulfil such agreement.

Fares and Hiring Rates.

10. Except with the written approval of the Board, a notice, setting out a table of fares and hiring rates (and where applicable, the timetable) specified by the Board, shall be exhibited on the inside of every vehicle in such place, form, and manner as these Regulations, the Board, an inspector, or an examiner may direct, and such notice shall, at all times during the currency of the licence issued, be kept conspicuous, legible, and undefaced, and in such place as has been so directed.

11. The fares and hiring rates to be paid by passengers on the vehicle shall be the fares or hiring rates as may be specified by the Board, and these shall be the only amounts which it shall be lawful to charge, demand, receive, or take.

12. If a fare is specified as aforesaid, no passenger shall be carried on the vehicle until the said fare has been paid and, in the case of every vehicle not being a taxi-cab or a private hire car, each passenger shall be issued with and in possession of a ticket on which shall appear such information as is prescribed by these Regulations.

13. If a hiring rate is specified, and it is not a condition of such hiring rate that the amount of hiring shall be paid before the journey commences, the passenger who hires the vehicle shall not quit the said vehicle before the specified hiring rate in respect of such journey is paid to the driver of the vehicle.

14. No agreement whatever made with the owner, driver, or conductor of any vehicle for the payment of more than the fare or hiring rate specified by the Board, shall be binding or held to authorize any overcharge whatsoever; and in case any person shall be required to pay, and shall pay, to any owner, driver, or conductor, whether in pursuance of any agreement or not such owner, driver, or conductor shall be guilty of an offence against these Regulations.

Refunds of Fares.

15. The following provisions shall apply in respect of any fare paid by a passenger or prospective passenger who subsequently does not complete the full journey for which the fare is paid—

- (a) the passenger or prospective passenger shall—
 - (i) make application for refund within one month after the date of payment of the fare;
 - (ii) prior to the agreed time of commencing the journey shall have given 24 hours' notice of intention not to travel.
- (b) Subject to clause (c) hereof the licence holder shall refund—
 - (i) if no portion of the journey was completed the amount of the fare paid; or
 - (ii) if portion of the journey was completed the amount of the fare paid less a deduction of the specified single fare for that portion of the journey which was completed.
- (c) If the licence holder operates the service for which the fare was paid he may make a deduction of 10 per centum from the amount of the refund payable in accordance with the foregoing provisions. Provided that the limitation of deduction of 10 per centum shall not apply to any fare which includes meals and accommodation.
- (d) Provided that sub-regulations (a), (b), and (c) hereof shall not apply to a passenger who has purchased a periodical or other ticket which permits travel, without further payment, on more than one journey.
- (e) In the event of a dispute arising between the licence holder and the passenger, a person shall be appointed by the Board to act as referee and the decision of such referee shall be binding on both parties.

Carriage of Children.

16. No child of four years or under carried on the lap of any passenger in a vehicle licensed as a stage omnibus, while carrying passengers for reward at separate and distinct fares for each passenger, shall be chargeable with any fare, but not more than one child in the charge of any one passenger shall be so exempt; unless the licence applicable to the vehicle contains a condition with a contrary intention, a child not exempted from the payment of a fare, or a child over four and under fourteen years of age shall be chargeable at one half of the specified fare calculated to the nearest and lower penny.

17. No person in charge of any child carried free or carried at a fare less than the specified fare shall permit such child to occupy a seat, nor shall any child carried at such fare occupy a seat in any vehicle while any person paying the specified fare is unable to obtain seating accommodation therein; unless the licence applicable to the vehicle contains a condition with a contrary intention, the specified fare in respect of this and the immediately preceding Regulation shall be construed as the adult fare.

18. Every vehicle licensed to carry school children to the exclusion of other passengers shall be equipped with two signs bearing the words "Caution—School Bus" in letters of not less than 3 inches in height and of a proportionate breadth and in clear contrast with the background. One such sign shall be fitted to each the front and rear of such vehicle while children are being so carried thereon.

No Touting for Passengers.

19. No person shall tout for passengers for any vehicle otherwise than by the display affixed to such vehicle of a sign or notice authorized by the Board or permitted or required by the provisions of these Regulations.

Hiring of Vehicles.

20. Except in pursuance of a specific direction by an inspector, and with the permission of the hirer, no driver of any vehicle which shall have been hired shall cause or permit any person other than the said hirer and persons (if any) accompanying him to ride in or upon any part of such vehicle.

No Standing Longer than Necessary.

21. No owner or driver shall cause or permit a vehicle to stand on any public highway longer than may be necessary for loading or unloading, or taking up or setting down passengers, except while standing for hire or waiting for the hirer in some lawful place for that purpose. Provided that this Regulation shall not apply to a stage omnibus standing at the terminal points of the route on which such stage omnibus is licensed to be operated.

Conduct of Drivers and Conductors.

22. Except while the vehicle is standing on a Meal Stand, the driver and conductor (if any) of any vehicle shall be constantly attendant on the same while the vehicle is on a public highway, and no driver or conductor shall loiter upon the footway or roadway, but being a driver shall remain upon the driving seat of, or being a conductor shall remain within such vehicle.

23. No driver while driving or any conductor when attending upon any vehicle, shall smoke any pipe or cigar or cigarette whilst passengers are in such vehicle.

24. (a) Every driver, or conductor whilst engaged and acting in that capacity, must be cleanly, decently, and respectably clad and be sober, civil of speech, and obliging; and no driver or conductor whilst so engaged shall wilfully or negligently do, or cause or permit to be done, any damage to the person or property of anyone, or be guilty of any breach of the peace, misconduct, or misbehaviour, whereby a breach of the peace may be occasioned or provoked, nor create any noise or disturbance by vociferating names of places or otherwise, nor while having the care of or being attendant upon any vehicle use any abusive, obscene, or blasphemous language, or any threatening or insulting word or gesture.

(b) No driver or conductor of any vehicle shall consume any intoxicating liquor between the time of commencing a tour of duty on any one day and the finishing thereof.

25. No driver of a vehicle shall drive the same so as to immediately and closely precede or follow and in such a manner as might interfere with the progress of any other vehicle in competition against or to the annoyance of any other person.

26. No driver of any vehicle shall cause or permit the same to stand for hire across any street, or alongside of any other vehicle, nor cause any unnecessary obstruction to traffic nor obstruct the driver of any other vehicle in taking up or setting down any person, nor prevent, or endeavour to prevent, the driver of any other vehicle from picking up any passenger.

Animals Not to be Carried on a Commercial Passenger Vehicle.

27. No driver or conductor shall bring or permit to be brought any animal into or on any vehicle or retain or permit to be retained any animal in or on any vehicle.

Excessive Number of Passengers.

28. If the driver or conductor of any vehicle causes or suffers to be conveyed at any one and the same time by such vehicle whether inside or outside or in any compartment thereof a number of passengers greater than the number fixed under the conditions of the licence issued in respect of such vehicle such driver or conductor shall for each passenger so conveyed over and above the said number be guilty of a separate and distinct offence under these Regulations.

Picking Up and Setting Down of Passengers on Special Occasions.

29. The driver of every vehicle taking up or setting down passengers at any place of public worship, public amusement, public meeting or at any ceremonial or entertainment causing a large concourse of motor cars, or waiting at any such place, shall obey the

direction of an Inspector as to the taking up or setting down, or waiting for passengers, and as to the order and place in which any such vehicle shall stand, and every driver shall perform his duty in a careful and quiet manner, and shall not push into or get out of line or position fixed for vehicles so as to endeavour to arrive at his place of destination before any other vehicle, the driver of which from its position would have a prior right to take up or set down passengers.

Disorderly Person Not to be Carried as Passenger.

30. No driver or conductor shall carry or knowingly permit or suffer to be carried in any vehicle any person in a state of intoxication or so violently or noisily conducting himself or otherwise misbehaving as to occasion annoyance or disturb the public peace; and the driver or conductor may refuse to carry in his vehicle any individual who, as to person or clothing, is filthy or offensive to decency or likely to cause injury to the fittings of the vehicle or to the clothes of other passengers. Provided that these provisions shall not apply in the case of persons being conveyed to a hospital or to a police station or watchhouse under escort.

Conduct of Passengers.

31. No person using a vehicle shall wilfully or negligently injure the same or cause any injury to the driver, conductor or any passenger, as the case may be, or cause any damage to the property of any person, or be guilty of any breach of the peace, misconduct, or misbehaviour, or be intoxicated or make use of any threatening, abusive, obscene, indecent, blasphemous, or insulting language or gesture, and the driver or conductor of such vehicle may eject any person or persons guilty of any contravention of this Regulation.

32. Any passenger who fails to pay the legal fare on demand or who quits any vehicle before paying such fare shall be guilty of an offence against these Regulations.

33. When any dispute arises between a passenger and the driver or conductor of any vehicle, the passenger shall, if required so to do, state truly his name and address to such driver or conductor.

Infectious Diseases.

34. No person suffering from an infectious or contagious disease shall ride in or upon any vehicle, and any owner, driver, or conductor who knowingly permits or suffers the same to be done shall be guilty of an offence against these Regulations. Any person having the charge, care, control, custody, or direction of any person so suffering, who allows such person to enter into or upon any vehicle, shall also be guilty of an offence.

35. Upon the driver or conductor of any vehicle becoming aware that any passenger or other person who is on such vehicle is suffering from any infectious or contagious disease, he shall immediately upon the termination of the journey give notice to the owner that the vehicle has been so used, and upon the owner becoming aware, either by notification as aforesaid or otherwise that such vehicle has been used by any passenger or other person suffering as aforesaid, the owner shall cause the vehicle so used to be cleansed and thoroughly disinfected, and such vehicle shall not be used for any purpose until it has been so cleansed or disinfected to the satisfaction of the Board or an Inspector.

As to Stands.

36. Standing places, for vehicles other than stage omnibuses, shall consist of and be known as—

- (a) Feeder Stands;
- (b) Hire Stands;
- (c) Loading Stands;
- (d) Waiting Stands;
- (e) Meal Stands.

Every driver and conductor (if any) shall comply with the following rules relating to the use of such stands:—

- (i) Stands appointed shall relate to vehicles of a licence classification as prescribed in these Regulations. Any such stand shall be used solely by vehicles of the licence classification to which such stand relates and for the purpose for which the said stand was appointed.

- (ii) Every Feeder Stand shall have a Hire or Loading Stand or Hire or Loading Stands appointed in respect thereto but a Hire or Loading Stand may be appointed independently of a Feeder Stand.
- (iii) Every driver of a vehicle desirous of standing for hire on a Hire or Loading Stand in respect of which a Feeder Stand has been appointed shall previous to proceeding to such Hire or Loading Stand take up his position on the related Feeder Stand if such Stand is not already occupied by vehicles of a number for which such Stand was appointed and in succession thereon in the order of his arrival at such Feeder Stand or otherwise if so directed by an Inspector.
- (iv) Every driver of a vehicle desirous of standing for hire on a Hire or Loading Stand in respect of which no Feeder Stand has been appointed shall take up his position on such Hire or Loading Stand if such Stand is not already occupied by vehicles of a number for which such Stand was appointed and in succession thereon in the order of his arrival at such Hire or Loading Stand or otherwise if so directed by an Inspector.
- (v) When the nearest Hire or Loading Stand to the Feeder Stand related thereto shall be or become vacant the driver of the vehicle shall thereupon move forward and occupy such vacant Hire or Loading Stand or place thereon and each vehicle remaining on the Feeder Stand shall move forward one place.
- (vi) When any Hire Stand other than that mentioned in Clause (v) hereof shall be or become vacant the vehicle occupying the Hire Stand next to it from the rear shall move forward and occupy such vacant Hire Stand or place thereon.
- (vii) On any Hire Stand appointed for more than one vehicle the vehicle occupying first place on such stand shall (unless a particular vehicle on such stand shall be bespoken by an intending hirer) be entitled to first engagement offering at such stand.
- (viii) Loading Stands shall be appointed for the use of vehicles licensed to carry passengers for reward at separate and distinct fares for each passenger to and from specified sporting events and special functions. The vehicle occupying first place on such stand shall depart therefrom immediately passengers in number equal to the licensed seating capacity have boarded the vehicle or as directed by an Inspector. In respect of any loading stand so appointed at the place where such event or function is being held, and to which taxi-cabs are authorized to so operate solely under a system known as "Odds and Evens", the driver of any taxi-cab not authorized to so carry passengers to such event or function on that day, shall not refuse, without lawful excuse, while standing on such stand, to carry any intending passenger to any destination within the conditions and radius specified in the licence relating to such taxi-cab or in these Regulations.
- (ix) Waiting Stands shall be appointed or may be created by an Inspector, at any place of public resort or recreation or on any special occasion, if in the view of such Inspector the creation of such a stand is necessary in the public interest. Subject to the direction of an Inspector such Stands may be used by vehicles which are engaged by a hirer or by vehicles desirous of standing for hire in addition to or in place of a Hire or Loading Stand which may have been appointed at such place.
- (x) Meal Stands may be appointed for the purpose of allowing drivers or conductors of vehicles to leave such vehicles for any reasonable period unattended thereon. Except with the approval of an Inspector no vehicle shall be placed on a Meal Stand for a greater period than one hour.

Carriage of Baby Carriages.

37. Closely folded baby pushers shall be carried on a stage omnibus when in possession of a passenger:—

- (a) on any day Monday to Friday inclusive (not being a Public Holiday) between the hours of 9 a.m. and 4 p.m. and from 6.30 p.m. to the last trip,
- (b) on any Saturday between the hours of 9 a.m. and 11 a.m. and from 1.30 p.m. to the last trip,
- (c) on any Sunday or Public Holiday at any time, and
- (d) at any other time, if the comfort of other passengers carried thereon will not be prejudiced.

DIVISION II.—SPECIAL SERVICE OMNIBUSES.

CONDITIONS OF OPERATION.

1. Subject to these Regulations, in every case where the licence, by classification or by conditions included in or attached thereto, authorizes the vehicle to be operated under "Charter Conditions" the following conditions shall apply:—

- (a) Passengers shall not be carried at separate and distinct fares for each passenger.
- (b) Every journey shall—
 - (i) commence without any prior announcement, notification, or advertisement of such journey to the public generally and any journey commenced after any such prior announcement, notification, or advertisement shall be deemed to be a journey not authorized by the licence or these Regulations;
 - (ii) be completed within 24 hours from the time at which such journey commenced.
- (c) No journey shall be made—
 - (i) for the purpose of carrying passengers to or from any place or meeting or public function to or in connexion with which a special train, that is to say a train other than a train specified to operate on the normal published time-table, is provided by the Victorian Railways Commissioners if the passengers intend to join the vehicle within a radius of 5 miles from any railway station at which such special train is to stop to pick up passengers;
 - (ii) unless all the passengers are carried for the whole of any journey, and such passengers are returned to the place or to the vicinity of the place from which the journey commenced;
 - (iii) carrying passengers so as to maintain a regular service between any two points;
 - (iv) carrying any passenger to a particular destination who, in the knowledge of the owner or the driver of the vehicle, frequently, regularly, or as a matter of routine travels to that destination.
 - (v) carrying any passenger who intends to travel to a particular destination within the radii defined in Regulations 3, 4, and 5 of this Division for the purpose of joining any other licensed vehicle to continue the journey to a particular destination beyond the aforesaid radii.
- (d) The owner or any person acting on his behalf, whether or not such person receives any remuneration from the owner for so doing, or any booking office or travel agency, shall not recruit or solicit passengers to make a journey in or on the vehicle nor make any arrangement whatsoever for bringing together any or all of the passengers to make such a journey.

- (e) Except with the written authority of the Board, no person or group of persons acting alone, or in concert, on behalf of any firm, body corporate, organization, or group of organizations with a common purpose, shall hire and no owner shall operate more than ten vehicles to transport any party of persons to the same destination on any one day.
- (f) Before the commencement of any journey a charge for the whole journey shall be paid to the owner or his representative by the representative of the party of passengers to be carried, and the owner or his representative shall provide a receipt for the amount so paid.
- (g) Such charge shall be made in accordance with such hiring rates as may be specified by the Board from time to time.
- (h) For the purpose of compliance with these Regulations, while the vehicle is being used to carry children to the exclusion of other passengers, any three children under the age of fourteen years shall be deemed equivalent to two passengers as assessed pursuant to these Regulations.

2. Subject to these Regulations, in every case where the licence by conditions included in or attached thereto, authorizes the vehicle to be operated under "Special Traffic Conditions," the vehicle may be operated pursuant to the following conditions:—

- (a) Every journey shall—
 - (i) commence within the area prescribed in the licence;
 - (ii) be completed within 24 hours from the time at which such journey commenced.
- (b) No journey shall be made—
 - (i) to or through any place or on any road which is outside a radius of 30 miles from the Post Office specified in the licence;
 - (ii) which commences before 6 p.m. on any day;
 - (iii) to any place situate within the metropolitan area or within any urban district;
 - (iv) for the purpose of carrying passengers to or from any place or meeting or public function to or in connexion with which a special train, that is to say a train other than a train specified to operate on the normal published time table, is provided by the Victorian Railways Commissioners, if the passengers intend to join the vehicle within a radius of 5 miles from any railway station at which such special train is to stop to pick up passengers;
 - (v) unless all the passengers are carried for the whole of any journey, and such passengers are returned to the place or to the vicinity of the place from which the journey commenced;
 - (vi) carrying passengers so as to maintain a regular service between any two points;
 - (vii) carrying any passenger who intends to travel to a particular destination within the radius defined in sub-regulation (b) (i) hereof for the purpose of joining any other licensed vehicle to continue the journey to a particular destination beyond the aforesaid radius.
- (c) Not more than one complete return journey shall be made by the vehicle on any one day.
- (d) Except with the written authority of the Board, no person or group of persons acting alone, or in concert, on behalf of any firm, body corporate, organization, or group of organizations with a common purpose, shall hire and no owner shall operate more than ten vehicles to transport any party of persons to the same destination on any one day.

3. If the licence relating to a vehicle is classified as a "Metropolitan Special Service Omnibus" licence the vehicle may be operated pursuant to the provisions of Regulation 1 of this Division and to the following conditions.

Provided that the Board at its discretion may limit by conditions included in or attached to any licence the days on which operations authorized by this Regulation may be carried into effect.

(a) Every journey shall—

(i) commence within the metropolitan area unless the conditions included in or attached to any such licence vary this provision;

(b) No journey shall be made—

(i) except with the written authority of the Board, to or through any place or on any road which is outside a radius of 50 miles from the General Post Office situated at the corner of Bourke and Spencer streets in the City of Melbourne;

(ii) to any place situate within the Geelong Urban district;

(iii) which is wholly outside the metropolitan area, unless the conditions included in or attached to any such licence vary this provision;

(iv) carrying passengers within the Metropolitan area to any race meeting, trotting meeting, speed coursing meeting, or any public function, and carrying passengers other than players together with club officials, to any football match.

(c) Not more than one complete return journey shall be made by the vehicle on any one day to any place situated outside a radius of 25 miles of the General Post Office situated at the corner of Bourke and Spencer streets in the City of Melbourne.

4. If the licence relating to the vehicle contains a condition that the vehicle may be operated as an "Urban Special Service Omnibus" the vehicle may be operated pursuant to the provisions of Regulation 1 of this Division and to the following conditions:—

(a) Every journey shall—

(i) commence within the urban district specified in the licence unless the conditions included in or attached to any such licence vary this provision;

(b) No journey shall be made—

(i) to or through any place or on any road which is outside a radius of 50 miles from the principal Post Office situated in the urban district specified in the licence;

(ii) to any place situate within the metropolitan area or any urban district;

(iii) which is wholly outside the urban district specified in the licence.

(c) Not more than one complete return journey shall be made by the vehicle on any one day.

5. If the licence relating to the vehicle contains a condition that the vehicle may be operated as a "Country Special Service Omnibus" the vehicle may be operated pursuant to the provisions of Regulation 1 of this Division and to the following conditions:—

(a) Every journey shall—

(i) commence within the area specified in the licence;

(b) No journey shall be made—

(i) to or through any place or on any road which is outside a radius of 50 miles from the Post Office specified in the licence;

(ii) to any place situate within the metropolitan area or any urban district;

(iii) which is wholly within the metropolitan area or any urban district.

(c) Not more than one complete return journey shall be made by the vehicle on any one day.

DIVISION III.—TOURING OMNIBUSES—
CONDITIONS OF OPERATION.

1. If the licence relating to the vehicle is classified as a "Touring Omnibus" or contains a condition that the vehicle may be operated as a "Touring Omnibus," the following conditions shall apply:—

- (a) The vehicle shall be operated on such route or routes as are approved by the Board and contained in the "Schedule of Tours" (hereinafter referred to as the "said schedule") endorsed on the licence issued in respect to such vehicle.
- (b) The route and the duration of any tour authorized to be operated thereon as defined in the said schedule shall be adhered to at all times and no deviation made therefrom except in pursuance of a permit issued by the Board.
- (c) Except where otherwise stated in the said schedule, each tour shall be operated solely as a round tour—that is to say—every passenger shall be carried for the complete journey and shall join and finally leave the vehicle at the place named in the said schedule as the place from which the tour is to commence.
- (d) A passenger shall be deemed to have commenced any tour at the authorized place of commencement who—
 - (i) in the case of any tour commencing from Melbourne joins the vehicle at any place within the metropolitan area;
 - (ii) in the case of any tour commencing from Ballarat, Bendigo, or Geelong, joins the vehicle at any place within the respective urban district; and
 - (iii) in the case of any tour commencing at a place other than those specified in (i) and (ii) hereof joins the vehicle at any place within a radius of 10 miles from the place where the tour is authorized to commence.
- (e) Except where otherwise stated in the licence, every passenger carried on any round tour originating from any place in the State of Victoria, the said tour extending to a place or places outside the State of Victoria shall be carried for the whole journey of the route of the tour referred to in the said schedule and shall, upon completion of the said journey, be returned to the place within the State of Victoria at which he joined the vehicle.
- (f) Except where otherwise stated in the licence, every passenger carried on any round tour commencing from any place outside the State of Victoria, the said tour extending through or into the State of Victoria may be carried through or into the said State en route but no passenger travelling on any such tour shall be set down within the State of Victoria otherwise than for normal stops for sight-seeing, meals, or overnight accommodation en route.
- (g) Every passenger travelling on any tour shall be charged the full fare as may be specified for the particular tour in the said schedule. Except where otherwise stated, the fare shall be an all-inclusive fare for each passenger covering road travel, meals, and overnight accommodation en route. Where the fare is indicated as the road fare, such fare shall exclude meals and overnight accommodation.

DIVISION IV.

TAXI-CABS AND PRIVATE HIRE CARS.

SUB-DIVISION I.—GENERAL CONDITIONS OF OPERATION.

1. Subject to these Regulations, the provisions contained in this Division shall be applicable to any vehicle licensed to operate either as a "Taxi-cab" or "Private Hire Car."

2. Hiring rates and fares to be charged for the hire of a "Taxi-cab" or of a "Private Hire Car" shall be in accordance with such rates and fares as may be specified by the Board from time to time.

3. (a) Every Metropolitan or Urban Taxi-cab or Private Hire Car shall be fitted with a taximeter, provided that, in respect of any such Urban vehicle, the owner of which has not been required prior to the commencement of these Regulations, by any By-law, Regulation or direction, to fit a taximeter thereto, such fitment shall be made not later than 30th September, 1953, or by such later date as the Board may approve.

(b) The Board may require by notice in writing to the owner of any Taxi-cab or Private Hire Car of a classification other than those referred to in sub-regulation (a) hereof to fit a taximeter within not less than 90 days of the date of such notification and such taximeter shall be so fitted not later than the date so determined.

(c) It shall be a condition of every licence issued in respect of a Taxi-cab or Private Hire Car, to which a taximeter is so required to be fitted, that the provisions of sub-division V. of this part with respect to the fitment, operation, and maintenance of taximeters and matters incidental thereto be complied with.

4. If requested by a passenger the driver of any vehicle shall deliver to the person paying for the hiring of same at the time of such payment a receipt therefor in legible print, type or writing containing the name of the owner, the number of the licence relating to the vehicle, the number of driver's certificate issued to such driver, any items for which a charge is made, the total amount paid and the date of payment.

5. The driver of every vehicle whilst engaged in taking up or setting down any passenger, shall during such taking up or setting down, place his vehicle as near as conveniently may be to that side of the street at which the taking up or setting down is required.

6. No driver being engaged shall accept an engagement from any person other than the one by whom he was engaged to wait.

7. Except as provided in these Regulations, no driver of any Taxi-cab standing for hire on a hire stand or offering his vehicle for hire as prescribed in these Regulations nor any driver of a Private Hire Car when bespoken at any place specified in the licence shall refuse to carry any passenger or intending passenger and a reasonable quantity of luggage of such person to any place to which passengers are permitted to be carried by these Regulations or by conditions included in or attached to the licence relating to the said vehicle or refuse to drive such person if so required for a period not exceeding twelve hours. For the purposes of this Regulation, a driver shall be deemed to be offering his vehicle for hire unless a "Not For Hire" sign is exhibited thereon as prescribed in these Regulations.

8. Subject to compliance with the provisions of any Act or any Regulation or By-law made thereunder, or the direction of the passenger hiring such vehicle, the driver shall follow the most direct route from the point at which the vehicle was hired to the intended destination of such passenger.

Taxi-cabs.

9. Every Taxi-cab shall be painted a colour or colours approved by the Board or an inspector.

10. (a) Every Taxi-cab shall be equipped with a sign not exceeding 7 inches by $2\frac{1}{2}$ inches in dimension having the words "For Hire" thereon in plain block letters at least 2 inches in height and of a breadth in proportion and in clear contrast with the background. Such sign shall be capable of being illuminated and shall be fixed in such position as shall be approved by the Board or an inspector. Such sign shall not be displayed while any passenger is being carried in such Taxi-cab. The Board may generally or in any particular case, approve of a taxi-cab being equipped, in addition to the foregoing sign, with a sign having the word "Taxi" thereon. In any such case the additional sign, if capable of being illuminated, shall not be illuminated while such taxi-cab is hired.

(b) On and after the first day of July, 1953, every Taxi-cab shall be equipped with a sign not exceeding 12 inches by $2\frac{1}{2}$ inches in dimension having the words "Not for Hire" thereon in plain block letters at least 2 inches in height and of breadth in proportion and in clear contrast with the background. Such sign shall be exhibited inside the vehicle at the top left hand corner of the windscreen at any time whilst the taxi-cab is on a public highway and, with reasonable and lawful excuse, such taxi-cab is not available to be

hired by the public on demand. Whilst such sign is exhibited, the driver shall not, by any action, attempt to induce any person to travel in such taxi-cab or accept any hiring whatsoever.

11. The driver of every Taxi-cab shall drive at not less than 15 miles per hour unless otherwise ordered by the hirer or otherwise required by any Statute or By-law or Regulation made thereunder and in driving he shall keep on the left or near side of the road except in case of actual necessity or other sufficient reason for deviation and shall not prevent or interfere with any person, motor car or other vehicle passing or attempting to pass his vehicle or so conduct himself in driving the same or wilfully annoy any other driver or person.

12. Notwithstanding any provision of these Regulations or of the conditions of any licence, the driver of every disengaged Taxi-cab shall comply with the direction of an inspector to proceed to any stand.

Private Hire Cars.

13. No journey shall be made unless the vehicle has been bespoken at the place or places specified in the licence relating thereto.

14. The owner and the driver of any Private Hire Car shall not exhibit or cause or permit to be exhibited in or on such vehicle any form of advertisement or any indication whatsoever that the vehicle is available for hire otherwise than by being bespoken at the place or places specified in the licence relating thereto.

15. Every Private Hire Car shall be painted a uniform dark colour as approved by the Board or an inspector or such other colour as the Board may approve.

16. The driver of a Private Hire Car shall not cause or permit a lamp to be lighted or kept alight inside such Private Hire Car except when carrying any passenger.

SUB-DIVISION II.—METROPOLITAN AREA VEHICLES.

17. If licence relating to the vehicle is classified either as a "Metropolitan Taxi-cab" or a "Metropolitan Private Hire Car" the provisions of Sub-division I. of this Division, and the following conditions shall apply:—

Metropolitan Taxi-cabs.

18. No journey shall be made by a Metropolitan Taxi-cab—

- (a) to or through any place or on any road which is outside of a radius of 50 miles from the General Post Office situated at the corner of Bourke and Spencer streets in the City of Melbourne; or
- (b) which commences outside of the metropolitan area.

19. If for the erection of any building, street repairs, laying of water or gas pipes, or other cause, the site or immediate vicinity of any stand shall be obstructed, the vehicles for which such stand shall have been appointed, shall remove and stand at such other place as near thereto as may be approved by the Board or an inspector and during the continuance of such obstruction, such substituted stand shall be deemed to be the stand for which it shall have been substituted.

20. Stands to be used by vehicles of this classification shall be such stands as are appointed as prescribed and approved by the Board from time to time.

21. No passenger who has been induced to hire or make use of the vehicle other than on a stand appointed for that purpose, shall be carried in the vehicle. Provided that the driver may solicit employment by driving at such speed as shall not interfere with or impede traffic through any street within the Metropolitan area with the following exceptions in the City of Melbourne viz.:—

- (a) in that part of Bourke-street between Russell and Elizabeth streets and that part of Flinders-street between Russell and Swanston streets on days on which horse races are held at racecourses within the metropolitan area between the hours of 11 a.m. and 2 p.m.;
- (b) in such parts of any street as lie within the distance of 100 yards from any theatre erected therein between the hours of 10 p.m. and 11.30 p.m.

Provided nevertheless that such driver when soliciting employment as aforesaid shall not drive the vehicle to and fro in a short space upon any street but shall before turning and proceeding in the opposite direction drive a distance of at least 800 yards along such street.

Provided further that the driver of any such vehicle when soliciting employment as aforesaid between the hours of 4.15 p.m. and 6.15 p.m. on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays, and between the hours of 11.15 a.m. and 1.15 p.m. on Saturdays in that part of the City of Melbourne bounded by Flinders-street, Exhibition-street, Latrobe-street, and William-street respectively shall not turn to the left or right at the intersection or junction of any street with another and also subject to any Regulation or By-law relating to the control of traffic shall not within such area as aforesaid cross from one side of a street to the other except for the purpose of taking up a position on any vacant hire stand.

SUB-DIVISION III.—URBAN DISTRICT VEHICLES.

22. If the licence relating to the vehicle is classified either as an "Urban Taxi-cab" or an "Urban Private Hire Car", the provisions of Sub-division I. of this Division, and the following conditions shall apply:—

Urban Taxi Cabs.

23. No journey shall be made—

- (a) to or through any place or on any road which is outside of a radius of 50 miles from the principal Post Office in the urban district specified in the licence; or
- (b) which commences outside of the said urban district.

24. Stands to be used by vehicles of this classification shall be such stands as are appointed as prescribed and approved by the Board from time to time.

SUB-DIVISION IV.—COUNTRY VEHICLES.

25. If the licence relating to the vehicle is classified either as a "Country Taxi-cab" or as a "Country Private Hire Car", the provisions of Sub-division I. of this Division, and the following conditions shall apply:—

Country Taxi-cabs.

26. No journey shall be made—

- (a) to or through any place or on any road which is outside of a radius of 50 miles, or such other radius as may be stated in the licence, of the Post Office or such other place specified in the licence; or
- (b) which commences outside of the radius specified in the licence.

27. Stands to be used by vehicles of this classification shall be such stands as are appointed as prescribed and approved by the Board from time to time.

SUBDIVISION V.—TAXIMETERS.

1. A taximeter shall have recording drums so arranged that the taximeter will register approved units for distance and approved units of time for detention, and will record hiring rates as are specified for vehicles licensed to operate as taxi-cabs or private hire cars.

2. Every taximeter shall be of a type approved by the Board, and such approval shall be given prior to any taximeter being installed in any taxi-cab or private hire car.

3. Every taximeter installed in any taxi-cab or private hire car shall be tested by an Inspector or Examiner—

- (a) for distance, over a distance of not less than 2 miles, in which case such taximeter shall not be incorrect to the extent greater than 60 yards in a distance of 2 miles, and,
- (b) for time, over a period of not less than twenty minutes, in which case such taximeter shall not be incorrect to an extent greater than three per centum.

4. Every taxi-cab and private hire car shall be provided with an approved means of access to the taximeter cable through the floor of the vehicle for the purposes of inspection and sealing.

5. Every taximeter fitted in a taxi-cab shall be equipped with a "For Hire" flag.

6. (a) Every taximeter shall be installed in such a position, to the satisfaction of the Board, an Inspector, or an Examiner, that the fact that the taximeter is operating and the recording letters and figures relating to the hiring rate are clearly discernable to each passenger and the driver when seated in their respective normal seating positions.

(b) Provided that in the case of any taximeter installed prior to the commencement of these Regulations which does not comply with the provisions of this Regulation, these provisions shall apply as from the first day of July, 1953, provided further that if in the opinion of an Inspector or an Examiner prior to that date the said taximeter is installed in such a position that the said letters and figures are not reasonably discernible by passengers, the said Inspector or Examiner may issue an instruction in writing to the owner or the driver of the vehicle in which the taximeter is fitted that the position of the taximeter shall be altered to comply with the provisions of sub-regulation (a) of this Regulation.

7. An approved lamp shall be affixed in such position and manner to illuminate clearly the whole of the figures and letters on the dial or face of the taximeter, and the driver of every taxi-cab and private hire car shall keep such lamp properly lighted whenever such taxi-cab or private hire car is being used for the carriage of passengers for reward.

8. When any taximeter has been installed in any vehicle in accordance with the provisions of this Division, and tested and found correct as prescribed in Regulation 3 of this Division, the whole of the connexions shall be sealed by an Inspector or an Examiner or in their presence. No taxi-cab or private hire car shall be used for the carriage of passengers unless and until all such seals are intact.

9. The owner of a taxi-cab or private hire car shall keep the taximeter and all connexions affixed thereto in perfect order and condition and in the position approved by the Inspector or the Examiner, and have such taximeter readjusted and tested as often as necessary, and whenever required by an Inspector or an Examiner, and at least once in every twelve months.

10. The owner or driver of a taxi-cab or private hire car shall immediately notify the Board whenever the taximeter affixed thereto is not registering correctly, or has in any way become out of order, or any of the seals thereof are broken, and such taxi-cab or private hire car shall not be used for the carriage of passengers until such taximeter has been again put in order and approved by an Inspector or an Examiner, or another approved taximeter has been installed and tested and sealed as aforesaid.

11. The owner of a taxi-cab or private hire car shall not cause or permit—

(a) any taximeter to be used with such taxi-cab or private hire car other than the taximeter that was last tested on such vehicle,

(b) any wheels to be affixed to such taxi-cab or private hire car other than those which were affixed when the taximeter was tested. Provided that if the owner desires to substitute any wheels for the wheels which were tested with the taximeter he shall submit his taxi-cab or private hire car to the Board for inspection, with the new wheels attached, to have the taximeter re-tested,

(c) any alterations to be made in such taxi-cab or private hire car or the tires or fittings attached to the vehicle, as will affect the correctness of the taximeter affixed thereto.

12. The driver of a taxi-cab or private hire car while it is not hired shall not set in motion or permit to be in motion the taximeter affixed to such vehicle, and shall keep the flag or control knob of such taximeter in a neutral position.

13. The driver of a taxi-cab or private hire car shall—

(a) as soon as he is hired, and no sooner, set in motion the taximeter affixed to such vehicle, and

(b) immediately upon the determination of any hiring stop the taximeter affixed to such vehicle and place the flag or control knob of such taximeter in a neutral position.

Provided that for the purposes of sub-regulation (a) hereof where a taxi-cab is permitted, pursuant to Regulation 20 of Division I. of Part III. of these Regulations, to carry more than one hirer, the flag of such taxi-cab shall remain in the neutral position until the last hirer enters such vehicle.

14. Whenever it shall appear to an Inspector or an Examiner that a taximeter is incorrect, or is not in accordance with these Regulations and the conditions thereof, or that any seal thereon is broken, he may order such taxi-cab or private hire car to which such taximeter is affixed to be produced at such time and place as he may direct for the purpose of inspecting and testing such taximeter, and if it shall be found to be incorrect or not in good order in all respects or if any seal thereon has been broken, he shall issue an Inspection Docket prohibiting the carriage of passengers for reward in such vehicle until a taximeter registering correctly has been affixed to such vehicle and tested and sealed as aforesaid.

15. The owner or driver of a taxi-cab or private hire car shall at all times when carrying passengers keep the tires of such vehicle inflated to a pressure of not less than 25 lb. per square inch, or the maximum pressure recommended by the tire manufacturer in respect of the size of tire when fitted to such vehicle, whichever is the lower.

16. Prior to the testing of any taximeter, payment shall be made to the Board at the following rates:—

- (a) For the first test in any calendar year—10s.
- (b) For any subsequent test in the same period—5s.

DIVISION V.

TICKETS AND TICKET ISSUING MACHINES.

1. The Regulations included in this Division shall be applicable to any Stage Omnibus or other vehicle (not being a Taxi-cab or Private Hire Car) while carrying passengers for reward at separate and distinct fares for each passenger pursuant to these Regulations or the conditions included in or attached to the licence applicable thereto.

Ticket Machines.

2. Every ticket issued to any passenger, or person in charge of a passenger, carried on a vehicle the licence in respect of which is classified as a Metropolitan Stage Omnibus shall be issued from an approved ticket issuing machine.

3. The Board may require by notice in writing to the owner of any vehicle licensed to carry passengers for reward at separate and distinct fares for each passenger that all tickets issued to passengers carried thereon shall, within a period of not less than 90 days of the date of such notification, be issued from a ticket issuing machine approved by the Board. Tickets shall be so issued not later than the date so determined.

4. Ticket issuing machines described as "National Fare Register", "Setright Inserted Ticket Register", "Setright Roll Ticket Register", "T.I.M. Major", "T.I.M. Minor", and "Ultimate" are approved by the Board as ticket issuing machines pursuant to these Regulations.

5. The owner of any vehicle in respect of which it is required that all tickets issued to passengers shall be issued from an approved ticket issuing machine, shall, if the licence relating thereto is classified as a Metropolitan Stage Omnibus forthwith at the commencement of these Regulations, or if the licence relating thereto is otherwise classified within seven days of the date on which the requirement to so issue becomes effective, register with the Board details of the serial number and make of such ticket issuing machine. In addition, the said owner shall similarly register each ticket issuing machine subsequently used within seven days of the first usage of such machine, together with the date on which such machine was first used.

6. The owner of any vehicle shall not cause or permit any person to issue a ticket to any passenger, or person in charge of such passenger, otherwise than from a ticket issuing machine registered as required by the provisions of the immediately preceding Regulation.

Particulars Required on Tickets.

7. Every ticket shall show such particulars as will enable the section in which the passenger boarded the vehicle to be determined, the amount of the fare paid, the date of such payment and shall be consecutively numbered. Such particulars shall be legibly printed on the face of the ticket, together with notifications thereon to the effect that the ticket must be shown on demand or another fare paid and that the ticket is not transferable.

Advertising on Tickets.

8. Any advertising on any ticket shall appear on the back of the ticket and shall not be otherwise than in the form or location approved by the Board.

Duties of Owners as to Tickets.

9. The owner shall keep a ticket record in which he shall enter details of all purchases, stocks, issues, sales, and returns of all tickets, which have a value in figures or symbols pre-printed thereon.

10. The owner or any other person shall not issue any ticket of the kind referred to in the immediately preceding regulation to a driver, a conductor, or passenger or a person in charge of a passenger, other than a ticket the details of which are entered in the ticket record aforesaid.

Duties of Drivers and Passengers as to Tickets.

11. On boarding a vehicle, every passenger, or the person in charge of such passenger, shall immediately tender to the driver, or the conductor if a conductor is in attendance on the vehicle, the fare specified by the Board for the journey intended to be travelled by such passenger and all fares shall be paid in cash; provided that, with the approval of the Board, prepaid tickets or receipts for prepaid fares may be accepted as cash.

12. The driver, at once and while the vehicle is stationary, or the conductor if any, shall, upon receiving the fare, deliver to such passenger or person a separate and distinct ticket for each fare paid. If it is required that tickets be issued from a ticket issuing machine each ticket shall be issued from the said machine upon the fare being received by the driver or the conductor in the presence of the passenger or person paying the fare.

13. No driver or conductor shall be in possession of nor issue to a passenger or person in charge of such passenger, a ticket other than a ticket issued to such driver or conductor by the owner of the vehicle or a person authorized by the owner to so issue.

14. Every passenger, or the person in charge of such passenger, shall, while riding on the vehicle, be in possession of a ticket issued to him in respect of the journey undertaken.

15. Every passenger shall, upon the demand of the owner, the driver, the conductor or an inspector produce for inspection or deliver up if requested a ticket relating to the journey undertaken by him. If such a ticket is not produced, or if produced is rolled up, defaced or illegible or in such condition that it cannot be readily read at sight or has been divided or from which any parts have been cut or taken off or such ticket does not relate to the journey undertaken, such passenger shall be deemed not to have paid the fare for such journey, and shall forthwith pay to the driver the fare specified therefor.

16. No passenger shall tender, nor shall any driver or conductor accept, a prepaid ticket which is rolled up, defaced or illegible, or in such condition that it cannot be readily read at sight or has been divided or from which any parts have been cut or taken.

17. A ticket once issued shall not be issued again, and no passenger shall tender to the driver as evidence that he has paid his fare any ticket other than the ticket issued to him for the journey then being travelled.

18. Any passenger having failed to comply with a provision of any Regulation included in this Division shall state truly his name and address to an Inspector on request. Such passenger shall quit the vehicle forthwith when required so to do by the said Inspector.

Daily Journals, Monthly Summaries and Ticket Records.

19. The owner, before permitting any driver or conductor (as the case may be and whether or not such driver or conductor is an owner or part-owner) to commence a tour of duty, shall satisfy himself that such driver or conductor is in possession of a journal of the appropriate type as prescribed in these Regulations.

20. Each driver, at the commencement of his daily tour of duty, shall enter forthwith on a journal the name of the owner, the name of such driver, details required as to vehicle number, shift or table number, and details of the route on which the vehicle is to operate. Thenceforth, at the times occurring, he shall enter such particulars as are specified and after the completion of entering all such particulars sign the journal with his usual signature. Such completed journal shall, at the end of the said tour of duty, be handed by such driver to the owner of the vehicle.

21. Journals to be used pursuant to the provisions of Regulations 19 and 20 hereof shall be:

- (a) in the case of a vehicle in respect of which it is required pursuant to these Regulations that tickets shall be issued from a ticket issuing machine, in the form or to the effect of the form required by the Board in respect of the make of ticket machine from which tickets are issued, or
- (b) in all other cases, in the form or to the effect of Form 6 in Part IX. of these Regulations.

22. The owner, in respect of each calendar month and within seven days of the last day thereof, shall enter, from particulars contained in journals made pursuant to Regulation 20 hereof, particulars required on a summary sheet in the form or to the effect of Form 7 in Part IX. of these Regulations. Where such owner is the owner of more than one vehicle to which such journals relate the said summary shall be carried forward in such a manner as to enable such owner to insert at the end of such summary the total mileage, the total number of passengers carried and the total revenue received during that month in respect of all such vehicles.

23. The owner shall retain such journals, monthly summaries, and ticket records as will provide details of transactions in respect of tickets and revenue during the annual period ending the 30th day of June, each year, and shall continue to retain the said documents for the period of twelve months thereafter. Such documents shall be made available for examination, at all reasonable times during the aforesaid periods, by the Board an Inspector or by any person authorized in writing by the Board in that behalf.

24. For the purposes of Regulation 20 hereof, if a conductor is employed on the vehicle to issue tickets and collect fares, such conductor shall be required to carry out the duties prescribed for the driver of such vehicle and in such case the driver thereof shall be exempted from performing such duties.

**PART IV.—LICENSED COMMERCIAL GOODS VEHICLES—
GENERAL CONDITIONS OF OPERATION.**

1. Rates to be charged for the carriage of goods shall be such rates as may be prescribed from time to time in Part X. of these Regulations.

2. A vehicle may be used for any of the purposes mentioned in paragraphs 7, 8, 9, and 12 of the Third Schedule to the *Transport Regulation Act 1933*.

3. If the licence relating to the vehicle is a licence granted and issued pursuant to the provisions of paragraphs (a), (b), (c), or (h) of section 22 of the *Transport Regulation Act 1933*, or subsequently varied, the said vehicle may also be used for the carriage of bees, bee hives, cones, plant, tools, utensils, and appliances used in connexion with apiaries, unrefined bees wax, or for the carriage from the apiary to the home of the apiarist or any depot owned and operated by him. of honey requiring treatment.

4. The holder of any licence shall, if required by the Board, exhibit on the vehicle so licensed a table of rates and charges approved by the Board, in such place, form, and manner as the Board or an Inspector may direct, and shall at all times during the currency of such licence keep the same conspicuous, legible, and undefaced, and in such place as has been directed.

5. On receipt of goods tendered for carriage on the vehicle for hire or reward, the owner thereof or some person acting under his authority as his agent or servant, shall prepare a waybill or delivery docket on which shall appear the names of the consignor and consignee identified as such, a description of the goods received and the origin and destination of such goods. A copy of the waybill or delivery docket shall be handed to the consignor at the time of receipt of such goods. The said waybill or delivery docket shall be carried on the vehicle during the time the goods described therein are carried on the vehicle, and shall be produced by the driver at the request of an Inspector. At the time of the delivery to the consignee of the aforesaid goods a receipt therefor shall be obtained from the consignee on the waybill or delivery docket by the driver. Such waybills or delivery dockets shall be retained by the owner of the vehicle after the delivery of the said goods to the said consignee for 90 days and shall be available at any time to be examined in any manner desired by the Board, an Inspector, or by a person authorized in writing by the Board in that behalf.

6. Wherever the words "Freight Records Required" are endorsed on the licence or permit relating to the vehicle, or whenever the Board shall deliver a notice, in writing, addressed to the holder of the licence, stating that freight records are required then, for every trip made by the vehicle pursuant to the licence, whether a forward or return trip, there shall be made out in duplicate a true and correct statement in the form or to the effect of Form No. 8 contained in Part IX. hereof, which shall be written upon forms contained in a book of forms numbered consecutively, and one copy of each such statement duly and accurately completed, containing all the particulars indicated in such form, including those regarding the goods, charges, consignors, consignees, places, times, dates and distances in respect of the load on the vehicle at the time shall be carried thereon during every trip, and at the end of each week ending at midnight on Saturday or within seven days thereafter the owner of the said vehicle shall forward to the Secretary to the Board one copy of each such statement signed by the owner or the driver of the vehicle relating to each and every forward and each and every return trip made by the vehicle, and shall retain a duplicate copy of each such statement in his possession for a period of not less than twelve months, and such duplicate copy shall be available at any time to be examined in any manner desired by the Board, an Inspector, or by any person authorized in writing by the Board in that behalf.

7. The vehicle shall be deemed for all of the purposes of the Transport Regulation Acts, these Regulations and any Regulation made under the said Acts, to be used for the carrying of goods for hire or reward if such vehicle is used for the purpose of carrying goods the subject of any contract or arrangement, or any contract or arrangement having substantially the same effect as those described as follows viz:—

(a) Any contract or arrangement under which one person (hereinafter called "the carrier"), having received from another person (hereinafter called "the purchaser")—

- (i) an order or request to obtain any goods; and/or
- (ii) a promise or undertaking expressed or implied to buy or receive thereafter any goods;

purchases or obtains such goods or some of them, except in the course of trade in the business of the carrier other than carrying, from some third person and subsequently sells or delivers or is to sell or deliver the goods so purchased or obtained to the purchaser.

(b) Any contract or arrangement under which one person (hereinafter called "the carrier") purchases or purports or pretends to purchase, or in any way obtains any goods from another person (hereinafter called "the vendor"), and such goods are or are to be carried to some place for the purpose of being sold to some other person (hereinafter called "the purchaser"), and the price or

pretended price paid or to be paid by the carrier to the vendor by virtue of the said contract or arrangements is or is to be determined by or based on in any way dependent on or affected by the price paid or to be paid by the purchaser of the said goods.

8. Without the written authority of the Board, no person shall be carried on the vehicle for hire or reward, or otherwise, other than the owner or any member of his family residing in the same household with himself, or the driver of the vehicle, or any employee of the owner actually employed and remunerated by the owner in connexion with operating the vehicle at the time.

9. If the load capacity of the vehicle shown in the licence relating thereto is 3 tons or greater, the vehicle shall not, without the specific written authority of the Board, be driven beyond a radius of 50 miles, by any person who is not in possession of a certificate issued by the Board specifically authorizing him to drive such a commercial goods vehicle.

PART V.—GOODS VEHICLE—SPECIAL PASSENGER LICENCES.

CONDITIONS OF OPERATION.

1. A Goods Vehicle—Special Passenger Licence shall be deemed to be a special licence within the meaning of section 43 (1) (b) of the *Transport Regulation Act 1933*.

APPLICATION FOR AND ISSUE OF SPECIAL LICENCE.

2. The Board may grant an application for a Goods Vehicle—Special Passenger Licence upon such terms and conditions as seem proper and are not inconsistent with these Regulations, or may refuse any such application.

3. No Goods Vehicle—Special Passenger Licence shall be issued by the Board unless and until the motor car has been examined by an Inspector or by some other person duly authorized by the Board in writing in that behalf for conformity with the provisions of these Regulations and a report in writing thereon submitted to the Board.

4. Subject to these Regulations a Goods Vehicle—Special Passenger Licence shall be issued for a period not exceeding twelve months.

SPECIAL PERMITS.

5. A commercial goods vehicle which is also licensed under a Goods Vehicle—Special Passenger Licence and in relation to which a Goods Vehicle—Special Passenger Permit has been granted and issued by the Board may be used to carry passengers for hire or reward on the day or on the journey or in the manner stated in the said permit, notwithstanding that but for the said permit the carrying of passengers on the day or on the journey or in the manner aforesaid would be contrary to the provisions of these Regulations and/or the aforesaid Goods Vehicle—Special Passenger Licence.

6. The Board may grant (with or without conditions of variation) or may refuse an application for a Goods Vehicle—Special Passenger Permit.

SPECIAL CONDITIONS.

7. Every Goods Vehicle—Special Passenger Licence granted and issued by the Board relating to a vehicle shall be subject to the observance of the following Regulations and conditions contained in or attached to any such licence, that is to say:—

- (a) The vehicle shall not be driven by any person who is not in possession of a certificate issued by the Board authorizing him to drive a commercial passenger vehicle.
- (b) Except with the written consent of the Board, no trailer shall be used in connexion with the vehicle on any occasion when passengers are being carried.
- (c) The vehicle shall not be used for the carriage of goods for hire or reward or in the course of trade whilst carrying passengers pursuant to these Regulations.
- (d) Every journey shall commence within the area specified in the licence.

(e) No journey shall be made—

- (i) to or through any place or on any part of any road which is outside a radius of 50 miles from the Post Office specified in the licence;
 - (ii) on any day which is not a Saturday, a Sunday, or a Public Holiday;
 - (iii) in the case of a licence specifying the General Post Office in the City of Melbourne, to any place situate within the Geelong Urban district, which is wholly outside the Metropolitan area, or carrying passengers within the Metropolitan area to any race meeting, trotting meeting, speed coursing meeting, or any public function, and, carrying passengers other than players together with club officials, to any football match;
 - (iv) in the case of a licence specifying a Post Office within an Urban district, to any place situate within the Metropolitan area, or any Urban district, or when such journey is wholly outside any Urban district;
 - (v) in the case of a licence specifying a Post Office which is not situated in the Metropolitan area or an Urban district, to any place situate within such area or any such district, or when such journey is wholly within such area or any such district;
 - (vi) in contravention of the provisions of "Charter Conditions" applicable to Special Service Omnibuses as contained in Division II. of Part III. of these regulations to the extent that the provisions of the said regulations are not inconsistent with the provisions of this Part.
- (f) Not more than one complete return journey shall be made by the vehicle on any one day to any place situated outside a radius of 25 miles of the General Post Office situated at the corner of Bourke and Spencer streets in the City of Melbourne.
- (g) Notwithstanding the provisions of this Part, a vehicle licensed under a Goods Vehicle—Special Passenger Licence may be used, without limitation as to days or area, for the carriage solely of persons who are invalids being—
- (i) cot cases,
 - (ii) in wheel chairs, and/or
 - (iii) spastic cases in splints unable to walk or sit, and attendants on such persons.
- (h) The owner of the vehicle shall insure himself and at all times during the currency period of the Goods Vehicle—Special Passenger Licence keep himself insured as required by the Motor Car Acts in respect of the carriage of passengers pursuant to the said licence.

DUTIES OF OWNERS, DRIVERS, OR CONDUCTORS, AND CONDUCT OF PASSENGERS.

8. The provisions of Division I. of Part III. of these regulations insofar as they relate to the duties of owners, drivers, or conductors, and the conduct of passengers, shall apply to licences issued under this Part as though such licences related to commercial passenger vehicles.

9. The owner and the driver shall not cause or permit any person to, nor shall any person, stand or sit on the tail board of the vehicle whilst the vehicle is in motion.

REVOCATION OF SPECIAL LICENCE.

10. The Board may serve a notice upon the holder of any Goods Vehicle—Special Passenger Licence calling upon him within a period of not less than 72 hours of the time of service thereof to appear before the Board and show cause why such Goods Vehicle—Special

Passenger Licence should not be revoked or suspended, and the Board may thereafter hear and determine the matter contained in the said notice, and may if satisfied that there are reasonable grounds therefor, revoke or suspend the said licence accordingly.

CONDITIONS OF SPECIAL LICENCE INCONSISTENT WITH LICENCE.

11. Wherever the provisions and conditions of a Goods Vehicle—Special Passenger Licence relating to any vehicle are inconsistent with the provisions and conditions of the licence relating to the same vehicle, the provisions and conditions of the Goods Vehicle—Special Passenger Licence shall prevail whilst the vehicle is being used solely to carry passengers for hire or reward, and the provisions and conditions of the licence shall to the extent of the inconsistency be suspended.

PART VI.—AIRCRAFT LICENCES—GENERAL CONDITIONS OF OPERATION.

1. With the exception of provisions relating to time books, time sheets, and drivers' certificates, the provisions of these Regulations shall apply, with such modifications and adaptations as are necessary, to commercial aircraft as if any reference therein—

- (a) to a commercial passenger vehicle or a commercial goods vehicle were a reference to a commercial aircraft;
- (b) to a driver were a reference to a pilot in charge of a commercial aircraft; or
- (c) to a conductor were a reference to any person other than the pilot in charge of a commercial aircraft who shall attend upon any commercial aircraft licensed by the Board for the carriage of passengers or upon the passengers carried therein.

PART VII.—VEHICLE SPECIFICATIONS AND CONDITIONS OF MAINTENANCE.

DIVISION I.—VEHICLES—GENERAL.

Conditions Precedent to Issue.

1. Notwithstanding anything contained in these Regulations, a licence shall not be issued in respect of any motor car or renewed in respect of any vehicle which in the opinion of the Board is unsafe, in bad repair, unsuitable or unfit in any respect for the purpose for which it is proposed to be used.

Compliance with Requirements and Right of Appeal.

2. The vehicle shall comply in all respects with the requirements of this Part as are appropriate thereto and be maintained strictly in accordance therewith in a manner satisfactory to the Board, an Inspector, or an Examiner. Provided that wherever it is prescribed that a condition is to be established to the satisfaction of an Inspector or an Examiner, and a difference of opinion arises between such Inspector or Examiner and any owner, such owner may appeal to the Board against the determination of the Inspector or Examiner aforesaid, and may produce such technical or other evidence relating thereto as he may desire.

Maintenance of Vehicle Fitness.

3. The vehicle shall be maintained in all respects to the satisfaction of the Board, an Inspector, or an Examiner, in a fit and serviceable condition for the purpose or purposes for which it is to be used.

No Alteration to Construction, &c.

4. No alteration in the construction or equipment of the vehicle, as required by these Regulations, shall be made without the written authority of the Board.

Owner to Produce Vehicle for Inspection.

5. The owner of any vehicle shall produce such vehicle for inspection as may be required by the Board, an Inspector, or an examiner.

Speedometer Fitment.

6. Every vehicle shall be fitted with a speedometer which shall be maintained in such a condition that it will correctly record thereon the speed in miles per hour at which the vehicle is being driven at any time while the vehicle is in motion and the cumulative mileage travelled by such vehicle.

Forbidding Use of Unfit Vehicle.

7. If a vehicle, or any part thereof, or the mechanism of such vehicle, or any part thereof, is found at any time to be in bad repair, unsuitable, or unfit in any respect for the purpose for which it is used, or intended to be used, or otherwise does not comply with any requirements respecting the condition of fitness of vehicles and mechanism contained in any Act, or any Regulation or By-law made under any Act, the Board, or an Inspector or an Examiner, may by notice, in writing, to the owner, driver, or conductor thereof, require the defects in such vehicle to be remedied.

8. After the receipt of a notice referred to in the preceding Regulation, the owner, driver, or conductor, as the case may be, shall not operate the vehicle referred to therein, or permit the same to be operated after the expiry of the period in which such defects were required to be remedied, unless such defects have been remedied and the vehicle is, in the opinion of the Board, an Inspector or an Examiner, in a fit condition for use.

9. Where any vehicle is in the opinion of an Inspector or an Examiner unsafe, the Board, the Inspector, or the Examiner may order the removal thereof from any public highway, or forbid the use, or operation of same. Any owner, driver, conductor, or person in charge of any such vehicle who fails to comply with any such order shall be guilty of an offence against this Regulation.

Particulars to be Painted on Goods Vehicles.

10. In the case of commercial goods vehicles, when the load capacity of a vehicle as shown in the licence relating thereto is 1 ton or greater, the name and address as shown in such licence, the unladen weight or tare of the vehicle, and the maximum gross weight as assessed in the certificate of registration of the vehicle, shall be legibly painted on the right-hand or off-side door of the vehicle in letters and figures of not less than 2 inches in length and of a breadth in proportion and in clear contrast with the background. If the vehicle is not fitted with a door located as above-mentioned, the owner of such vehicle shall apply to the Board for direction as to where the required particulars shall be painted elsewhere on the vehicle, and the owner shall comply with any direction given in writing by the Board, an Inspector, or an Examiner. The particulars required shall at all times during the currency of the licence be kept conspicuous, legible, and undefaced.

No Seat Ahead of Driver.

11. No seat for the carriage of passengers or otherwise, any portion of which projects in front of an imaginary straight line drawn transversely at the front of the driver's seat, if adjustable in the maximum rearward position, shall be fitted in any vehicle.

Ventilation.

12. Effective means of ventilation shall be provided otherwise than by means of windows and door openings: Provided that in the case of a vehicle other than an omnibus it shall be sufficient compliance with this paragraph if the vehicle is equipped with suitable "no draught" or "vent" windows.

Drip Tray.

13. No inflammable material shall drop on any exhaust pipe, starter motor, generator, or other electrical equipment. Any drip tray fixed underneath the carburettor shall be so constructed that any overflow of petrol shall not be retained in the tray.

DIVISION II.—VEHICLES LICENSED TO CARRY PASSENGERS FOR REWARD.

14. The provisions of this Division shall be construed as being additional to requirements imposed by the provisions of Division I. of this Part.

Body.

15. The body of the vehicle shall be constructed in a sound and workmanlike manner so as to afford proper protection to passengers under all conditions of weather, shall be finished, both internally and externally, with a durable, smooth surface or otherwise as required by these Regulations, and shall be maintained reasonably clean and fit for the purpose required. Stage omnibuses licensed to operate on the same route shall be painted the same colour or colours.

Stability.

16. The vehicle shall be so constructed and fitted with such a body that when carrying the maximum permitted number of passengers it shall be stable and secure at all speeds permitted by law. The stability of an omnibus shall be such that when loaded with weights of 140 lb. each placed in the correct relative positions to represent the driver and the conductor (if carried) and a full complement of passengers in the case of a single-decked vehicle and a full complement of passengers in the upper deck only in the case of a double-decked vehicle, and when the surface on which the vehicle stands is tilted to either side to an angle of 28 degrees from the horizontal, the point at which over-turning occurs shall not be passed.

Noise and Vibration.

17. The mechanism and all parts of the vehicle shall be so constructed and maintained that no undue noise or vibration arises while such vehicle is in use.

Driver's Seat.

18. The driver's seat shall be so constructed:

- (a) in the case of an omnibus having a longitudinal aisle, as to exclude all other passengers therefrom or, in the case of a vehicle licensed under a Goods Vehicle-Special Passenger licence, shall be fitted with a permanent partition across the width thereof at least 9 inches in height and not less than 18 inches and not more than 28 inches from the centre of the steering column and to the left thereof; and
- (b) that no person may occupy any portion of the seat on the right-hand or off-side of the driver.

Seats for Passengers.

19. (a) There shall be provided for each passenger a seat space of not less than 16 inches in width and 14 inches in depth clear of obstruction to the minimum interior height prescribed in these Regulations.

(b) Where seats face to the front of the omnibus, the shortest horizontal space between the inside back of one seat and the back of the seat in front shall be not less than 26 inches, and where the seats face one another the shortest horizontal space between the inside of the back of each seat shall be 56 inches and the shortest distance between such seats shall be not less than 20 inches.

(c) A floor space of not less than 8 inches, measured from the vertical plane at the front edge of the seat, shall be provided in front of each seat.

(d) in the case of an omnibus the height from the floor to the top of each seat shall be not less than 16 inches nor more than 20 inches.

(e) Each seat shall have a back so constructed that reasonable comfort and adequate support will be provided for passengers.

(f) Each seat shall be firmly and securely attached to the floor or body of the vehicle by bolts or other suitable attachments to the satisfaction of the Board, an Inspector, or an Examiner.

(g) In the case of a vehicle licensed under a Goods Vehicle-Special Passenger licence, backs and outer end guards in the case of seats fixed lengthwise shall be fixed behind or up each seat or upon the body of the vehicle so as to provide protection and support to persons sitting thereon for complete distance of not less than 14 inches above the level of the seat.

Furniture and Appointments.

20. (a) Seat cushions shall be suitably sprung and shall be covered with leather or approved leather substitute.

- (b) Interior roof linings and trimming shall:
- (i) in the case of any omnibus, be constructed of a material with a durable, non-absorbent and smooth surface;
 - (ii) in the case of any vehicle licensed to carry less than eight passengers, be constructed of a material with a durable, non-absorbent, and smooth surface, provided that subject to a direction by Board, an Inspector, or an Examiner, in respect of vehicles licensed at the commencement of these Regulations, the provisions of this Regulation shall not apply, while the vehicle continues to be owned by the licence holder, until the first day of January, 1954;
 - (iii) in the case of any vehicle licensed under a Goods Vehicle-Special Passenger licence, not be required provided that the interior of the passenger-carrying compartment of such vehicle is suitably painted and otherwise finished to the satisfaction of an Inspector or Examiner.
- (c) Interior fittings shall be firmly and properly fixed and finished to the satisfaction of an Inspector or an Examiner.
- (d) In the case of taxi-cabs and private hire cars, internal and boot floor coverings shall be of rubber, linoleum or other non-absorbent material.

Driver Protection.

21. Where the driver is not located in a compartment separate from the passengers:

- (a) in the case of all omnibuses, a suitable guard rail or rails shall be fitted; and
- (b) in the case of any vehicle the licence of which is classified as either a "Metropolitan Stage Omnibus" or an "Urban Stage Omnibus", and in the case of other omnibuses as the Board may require, shall be fitted with a bulkhead which shall be constructed immediately behind the driver's seat and extend to the offside of the body. The top of such bulkhead shall be not less than 5 feet in height from the floor and the bottom thereof shall not be greater than 1 foot from the floor, that portion thereof which extends above the level of the back of the driver's seat shall be constructed of an unbreakable material which does not obstruct the driver's view of the interior of the vehicle, when such driver is seated in the driver's seat,

in such a manner as to prevent any passenger from accidentally coming into contact with the driver or the vehicle controls. Provided that these requirements shall not apply to any omnibus not having a longitudinal aisle and where all of the seats are arranged in transverse rows each extending from the near side to the offside of the vehicle.

Entrance and Exit.

22. (a) In the case of any omnibus with a longitudinal aisle there shall be at least one means of entrance and exit for passengers on the near side. Such means of entrance and exit shall be clear of any obstruction, shall be at least 22 inches in width, shall be at least 6 feet in height from the lowest step to the top of the entrance and exit, and, except in the case of a motor omnibus referred to in sub-regulation (b) of this Regulation, shall have a suitable handgrip affixed to each side thereof.

(b) In the case of any omnibus not having a longitudinal aisle and fitted with seats, all of which are arranged in transverse rows there shall be a means of entrance and exit to each such row by a door fitted to the near side of the omnibus. Any such means of entrance and exit shall be not less than 22 inches in width when measured from the height of the seat and shall be not less than 4ft. 6in. in height from the floor level to the top of the door to such entrance and exit.

(c) In the case of a double-deck omnibus having a doorless opening connecting the lower deck with a rear platform, it will be a sufficient compliance with sub-regulation (a) of this Regulation if there is access to such platform from outside the omnibus by means of an opening not less than 36 inches in width on the near side of the omnibus and which complies in other respects with the requirements of sub-regulation (a) of this paragraph.

(d) There shall not be any means of entrance or exit for passengers on the off-side of any omnibus except as provided in these Regulations.

Emergency Exits.

23. (a) In the case of a single-deck omnibus not provided for in sub-regulation (b) of this Regulation there shall be:—

- (i) at least one emergency means of entrance and exit at the extreme rear of the passenger compartment measuring not less than 4 ft. 6 in. by 1 ft. 9 in.; or
- (ii) at least one means of emergency entrance and exit fitted in the roof of the rear half of the passenger compartment having a minimum area of 1,100 square inches and no dimension less than 1 ft. 9 in. and at least one emergency means of entrance and exit on each side of the rear half of the passenger compartment measuring not less than 2 ft. by 1 ft. 9 in., provided that, where a door is fitted near the driver's compartment and is readily accessible to passengers such door shall serve the purpose of an emergency means of entrance and exit on the off-side of the vehicle.

(b) In the case of a single-deck omnibus which has its engine fitted at the rear there shall be emergency means of entrance and exit as prescribed in sub-regulation (a) (ii) of this Regulation, provided that the emergency means of entrance fitted in the roof shall be fitted near the centre of the passenger compartment.

(c) In the case of a double-deck omnibus there shall be at the rear at least two means of emergency entrance and exit, one situated above, and the other below, the level of the upper deck. Any such means of entrance and exit shall be at least 4 ft. 6 in. by 1 ft. 9 in. Provided that it shall be a sufficient compliance with this paragraph if the omnibus is fitted with a rear platform in accordance with sub-regulation (c) in Regulation 22 of this Division, and access to such platform extends rearward to the rear corner of the omnibus and is extended transversely across the rear of the omnibus for a distance of not less than 18 inches, and there is at the rear of the omnibus at least one emergency means of entrance and exit situated above the level of the floor of the upper deck, complying in other respects with the requirements of this sub-regulation.

(d) Any emergency means of entrance and exit shall be clear of any obstruction, shall be equipped both inside and outside with a suitable opening and closing device and indicated by a prominent notice inside and outside the omnibus displaying the words "Emergency Exit" and arrows indicating the direction handles are to be turned to open such exit.

Aisle and Aisle Width.

24. In the case of an omnibus having a longitudinal aisle, such aisle shall be of a width of not less than 15 inches, and a double-deck omnibus shall have such an aisle on each deck; provided that, in the case of a single-deck omnibus which is to operate under circumstances which do not necessitate frequent stops for the purpose of taking up or setting down passengers en route, the Board may approve of an omnibus which has no longitudinal aisle or has a longitudinal aisle with a width of 12 inches or more.

Doors.

25. Interior doors or doors which open inwards are prohibited, provided that this latter requirement shall not apply to any door, commonly known as a "Jack-Knife" door, which, without the approval of the Board, is so constructed that no part of the door opens inwards beyond the lowest step.

Head Room (Interior Height).

26. (a) In the case of any omnibus with a longitudinal aisle (other than a double-deck omnibus) the height inside the omnibus from any point on the floor at the centre line of such aisle to the roof shall be:

- (i) Not less than 6 feet where the omnibus is to be operated in a service which necessitates frequent stops for the purpose of taking up or setting down passengers en route, and which is to be used for the carriage of both seated and standing passengers; and

- (ii) not less than 5 ft. 6 in. where the omnibus is to be operated in a service which will not necessitate frequent stops for the purpose of taking up or setting down passengers *en route* and which is to be used for the carriage of seated passengers only.

(b) In the case of any omnibus which is fitted with seats which are arranged in transverse rows the height inside the omnibus from any point on the floor, at the longitudinal centre line of the omnibus to the roof, shall be not less than 4 ft. 9 in.

(c) In the case of a double-deck omnibus the height inside the omnibus from any point on the floor, at the centre line of the aisle shall be:

- (i) on the lower deck, not less than 6 feet; and
- (ii) on the upper deck, not less than 5 ft. 6 in.

(d) In the case of a taxi-cab or private hire car, the height from the top of the seat cushions to the roof shall be not less than 2 ft. 10 in.

Steps.

27. (a) Safe and convenient steps shall be firmly and appropriately affixed at each entrance and shall be suitably illuminated during the hours of darkness.

(b) The lower step shall be:

- (i) not more than 16 inches or less than 10 inches from the ground to the tread of such step when the vehicle is unladen and is standing upon level ground;
- (ii) fitted and maintained with a non-slip tread which is not less than the width of the entrance and not less than 9 inches in transverse depth.

(c) The tread of steps other than the step referred to in subparagraph (b) of this paragraph shall be not less than 10 inches in transverse depth and shall have a clear width of not less than 18 inches.

(d) When considered necessary by the Board, an Inspector, or an Examiner, suitable and efficient hand rails or other fittings shall be provided to assist passengers entering or leaving the vehicle.

Hand-straps.

28. A suitable number of hand-straps or hand-grips shall be provided for the convenience and safety of passengers.

Floor.

29. Floors shall be finished and maintained with a non-slip surface, shall be of sound construction and shall be sealed so as to reasonably prevent fumes from the engine and dust from the roadway from entering the interior of the vehicle.

Interior Lighting.

30. The interior of the vehicle shall be equipped with lamps which, when lighted, afford sufficient light for the reasonable convenience of the passengers in the vehicle.

Inside Mirror.

31. There shall, in the case of any omnibus which is to be operated in a service where a conductor is not at all times attendant thereon, be suitably affixed to the inside of the omnibus a mirror which is capable of reflecting to the driver a view of any passengers in or upon the vehicle.

Passenger Stop Signal.

32. Every vehicle, the licence of which is classified as either a "Metropolitan Stage Omnibus" or an "Urban Stage Omnibus" and in the case of other omnibuses as the Board may require, shall be equipped with a passenger stop signal, within convenient reach of each passenger, to provide communication with the driver.

Windows.

33. Every window shall be sound and properly fitted and each movable window shall be fitted with a suitable contrivance for the purpose of opening and closing it. Without the approval of the Board, not less than half the number of windows on each side of the vehicle shall be capable of being opened to at least half of their respective areas.

Safety Glass.

34. Safety glass, that is to say glass of a type approved by the Board, commonly known by the glass manufacturing industry as Safety Glass, and so constructed and treated, that if broken does not fly into

fragments capable of causing severe cuts, must be fitted wherever glass is used in or on the vehicle, excepting that safety glass need not be used for or in connexion with the lighting system or any engine fitting. Provided that the provisions of this Regulation shall not apply to vehicles licensed prior to 1st February, 1952, to operate as Metropolitan or Urban Omnibuses, pursuant to the *Motor Omnibus Act 1928*, whilst such vehicles continue to be owned by the holders of such licences issued prior to the said date and whilst the licences relating to such vehicles are classified as Metropolitan or Urban Stage Omnibuses as the case may be.

Special Requirements for Double-Decker Omnibuses.

35. A double-deck motor omnibus must comply with the following conditions which are additional to the other provisions of this Division.

- (a) There shall be a suitable stairway not less than 16 inches in width, with steps, guard-rail, and guard-panel;
- (b) the floor of the upper deck shall not exceed 9 feet from the ground and shall be so constructed and drained as to prevent water entering the lower deck;
- (c) the upper deck shall be enclosed on all sides;
- (d) the construction or seating capacity of the upper deck must not be such as will interfere with the equilibrium or safety of the vehicle.

Fuel and Fuel Storage.

36. (a) No petrol or other volatile liquid fuel shall be carried on the vehicle except in the fuel tank, or the fuel supply system with which such vehicle is equipped.

(b) Tanks for petrol or other liquid fuel shall be made of suitable material, properly constructed and of a strength sufficient for the requirements of ordinary use, and shall be so placed that any overflow will not fall upon woodwork or accumulate where it might be readily ignited. The filling nozzle or inlet for the petrol or other liquid fuel shall be brought to the outside of the body of the vehicle, and be properly guarded by gauze or other means to limit the possibility of accidental ignition.

(c) In the case of any commercial passenger vehicle the fuel tank and the fuel tank filler pipe shall not be located in the interior of the omnibus, in the engine compartment, or in any separate compartment for the driver. The fuel tank filler pipe shall be situated so that it is not less than 3 feet from either side of any entrance, exit or emergency exit referred to in this Division.

Avoidance of Danger, Heat, Smell, Smoke, &c.

37. All parts and fittings shall be in such condition as not to be likely to cause danger or annoyance to any person by bad smell, the projection of an undue amount of smoke or otherwise.

Lubrication, Fuel Control, and Exhaust.

38. The lubrication of the engine and the working mixture shall be so controlled that an undue amount of smoke is not projected from the exhaust nor from any other part, nor oil or grease dropped on to the roadway. The outlet of the exhaust shall not be so affixed as to project the exhaust directly on to the roadway.

Fire Extinguishers.

39. (a) There shall be provided and carried on the vehicle in such a position as to be readily seen by any person in the vehicle and so as to be readily available for use, an efficient fire extinguisher or fire extinguishers as required by sub-regulation (b) or (c) of this Regulation.

(b) In the case of a vehicle licensed to carry not more than eight passengers or licensed under a Goods Vehicle-Special Passenger licence, there shall be carried on the vehicle not less than two fire extinguishers each having a capacity of not less than 1 pint or, alternatively, not less than one fire extinguisher of a capacity of not less than 1 quart.

(c) In the case of any other vehicle licensed to carry more than eight passengers there shall be carried on the vehicle not less than two fire extinguishers, each having a capacity of not less than 1 quart or, alternatively, not less than one fire extinguisher of a capacity of not less than 2 gallons.

(d) Any fire extinguisher fitted to a motor vehicle in accordance with this Regulation shall be of a type approved by the Board and effectively maintained to the satisfaction of the Board, an Inspector, or an Examiner.

Nuts and Bolts.

40. All brakes and steering connexions secured with bolts or pins must have such bolts threaded and fitted with nuts, which shall be locked and pinned. All other parts of the vehicle connected by bolts or studs and nuts which may be subject to severe vibration shall be fastened by lock-nuts, castellated nuts, and pins, or by nuts and springs or lock-nut washers approved by the Board, an Inspector, or an Examiner to prevent their working loose.

Tires.

41. No vehicle shall be fitted with other than pneumatic tires.

Dual Wheels.

42. Any vehicle licensed to carry twelve or more passengers shall be fitted with dual wheels on the rear axle on both the near-side and off-side thereof.

Tail Shaft Guards.

43. The drive shaft and/or shafts shall be provided with a safety strap or housing so that the forward end of the drive shaft, if detached from its normal position, cannot fall to the ground. Where a coupling or intermediate shaft is fitted a safety strap or housing shall be provided at each end.

Wiring.

44. All wires carrying electric current shall be properly insulated and protected from injury, and so placed as not to be a source of danger.

Destination Signs.

45. On every Stage Omnibus, while operating on any route specified in the licence relating thereto, shall be exhibited a destination sign indicating the destination to which such vehicle is proceeding.

Notices as to Passenger Carrying Capacity.

46. (a) A notice or notices shall be carried on or painted in such conspicuous place or places on or in the vehicle as are prescribed herein to the satisfaction of an Inspector or an Examiner, indicating the number of passengers which the vehicle is licensed to carry.

(b) Such notice or notices shall be distinctly and legibly painted in words at length, and with letters of at least 1 inch high and of proportionate breadth and at all times during the currency of such licence shall be kept conspicuous, legible and undefaced in such place as has been so directed.

(c) The location of such notices shall be:—

- (i) In the case of a vehicle licensed to carry less than eight passengers; on the outside rear thereof;
- (ii) in the case of a vehicle licensed under a Goods Vehicle—Special Passenger licence, on the offside door thereof;
- (iii) in the case of an omnibus, on the inside and the outside rear thereof. When any such vehicle is constructed to carry passengers in separate compartments, such notices shall specify the number of passengers permitted to be carried in each compartment. In addition, when any such vehicle is licensed to carry both seated and standing passengers, such notices shall specify separately the number of passengers permitted to be carried seated and standing.

Advertisements.

47. No matter or thing other than that permitted or required by these Regulations, shall be exhibited on or affixed to the outside of any vehicle. Provided that in the case of any such vehicle, not being a private hire car, it shall be deemed to be substantial compliance with this Regulation if the name, trade mark, trade name, address, telephone number of the holder of the licence or details of the route on which such vehicle is licensed to operate in the case of an omnibus, are exhibited thereon.

PART VIII.—PENALTIES AND FORMAL PROOFS.

Making of a False Statement.

1. Any person who makes any false or misleading statement or entry concerning any material matter or thing in any form authorized by the Board, prescribed in these Regulations or any subsequent amendment thereof shall be guilty of an offence against these Regulations.

Penalties.

2. (a) Unless the contrary intention appears in any Regulation, the driver and the owner of any vehicle who commits a breach of or fails to comply with any provision of these Regulations or any subsequent amendment thereof shall be severally guilty of an offence and liable to a penalty of not more than Twenty Pounds (£20).

(b) Every other person who commits a breach of or fails to comply with any provision of these Regulations or any subsequent amendment thereof shall be guilty of an offence and liable to a penalty of not more than Twenty Pounds (£20).

Proof of Ownership.

3. In any prosecutions or proceedings for offences against the Acts or these Regulations, a certificate or document purporting to be issued pursuant to the Motor Car Acts of Victoria or corresponding legislation relating to the registration of motor cars or vehicles or the licensing of drivers thereof in any State or Territory of the Commonwealth setting out that on the date any offence is alleged to have been committed—

- (a) any motor car or vehicle was registered in the name of any person shall be prima facie evidence that on such date such person was the owner thereof within the meaning of the Acts or these Regulations; or
- (b) any person was not the holder of a licence to drive a motor car or vehicle shall be prima facie evidence that on such date such person was not so licensed.

Proof of Licensing.

4. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein it is necessary to prove that a vehicle was licensed or a person was licensed or certificated in accordance with the provisions of the said Acts a document certified by a memorandum signed or purporting to be signed by—

- (a) in the case of any commercial passenger vehicle, the Executive Officer, Passenger Services,
- (b) in the case of any commercial goods vehicle, the Executive Officer, Goods Services,
- (c) in the case of any person, the Chief Inspector, or by the persons performing the duties of any one of those offices for the time being to be a true copy of a licence, permit or certificate issued by the Board shall be prima facie evidence as the case may be that on the date any offence is alleged to have been committed—
- (d) the said vehicle was so licensed or authorized by permit and of the conditions contained in or attached to such licence or permit aforesaid, or
- (e) the said person was so licensed or certificated and of the conditions contained in or attached to such licence or certificate aforesaid.

Proof of Non-licensing.

5. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein it is necessary to prove that a vehicle was not licensed or a person was not licensed or certificated in accordance with the said Acts, a document signed or purporting to be signed by—

- (a) in the case of any commercial passenger vehicle, the Executive Officer, Passenger Services,
- (b) in the case of any commercial goods vehicle, the Executive Officer, Goods Services,
- (c) in the case of any person, the Chief Inspector, or by the persons performing the duties of any one of those offices for the time being setting out as the case may be that on the date any offence is alleged to have been committed—

- (d) the vehicle was not so licensed, or
 - (e) the person was not so licensed or certificated—
- shall be prima facie evidence of the fact so set out.

Proof of Stands.

6. In any prosecutions or proceedings for offences against the Acts or these Regulations, wherein it is necessary to prove that a stand relating to any vehicle or group of vehicles, has been appointed by the Council of any Municipality or by any local authority and approved by the Board, a document signed or purporting to be signed by the Secretary to the Board or by the person performing the duties of that office for the time being setting out that on the date any offence is alleged to have been committed such stand was so appointed and approved shall be prima facie evidence of the fact so set out.

Proof of Service of Notices.

7. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein it is necessary to prove that a notice was given or served or any request was made on any person within the provisions of the Acts or these Regulations a document certified by a memorandum signed or purporting to be signed by the Secretary to the Board or by the person performing the duties of that office for the time being to be a true copy of such notice or request shall be prima facie evidence of the contents thereof.

Proof of Fees Payable.

8. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein such offences consist of doing some action without the appropriate licence or permit and it is necessary or expedient to prove the amount of fee ordinarily payable for such licence or permit or that such permit would not have been issued, a document signed by the Secretary to the Board or by the person performing the duties of that office for the time being setting out—

- (a) the amount of fee which would have been payable in respect of such licence or permit; or
 - (b) that such permit would not have been granted—
- shall be prima facie evidence of the fact so set out.

Proof of Board Approval, Etc.

9. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein it is necessary to prove that the Board has appointed, approved, authorized, directed, required or specified any matter or thing—

- (a) a document certified by a memorandum signed or purporting to be signed by the Secretary to the Board or by the person performing the duties of that office for the time being to be a true copy of such appointment, approval, authorization, direction, requirement or specification, or the revocation thereof; or
- (b) the *Government Gazette* or an extract therefrom purporting to be printed by the Government Printer containing the notification of such appointment, approval, authorization, direction, requirement or specification or the revocation thereof—

shall be prima facie evidence of the fact so set out.

Proof of Non-compliance with Directions, Etc.

10. In any prosecutions or proceedings for offences against the Acts or these Regulations wherein it is necessary to prove that a direction, request or requirement made by the Board pursuant to the said Acts or Regulations was not complied with a document certified by a memorandum signed or purporting to be signed by the Secretary to the Board or by the person performing the duties of that office for the time being that such direction, request or requirement as the case may be had not been complied with shall be prima facie evidence of the fact so set out.

PART IX.—FORMS.

1. With the exception of forms contained in this Part, forms to be used in connexion with the purposes of the Transport Regulation Acts and these Regulations shall be in the form or to the effect of the forms authorized from time to time.

FORM 1.

Reg. 7 (Part II.).

Transport Regulation Act 1933.
TRANSPORT REGULATION BOARD.

HEARING OF APPLICATION.

Notice is hereby given that the application made by
 of
 for a licence to operate a Commercial Passenger Vehicle in the manner
 Commercial Goods described below, will be heard at
 on the day of 19
 commencing at

Routes Areas, &c.

Secretary—

Transport Regulation Board,
 / 19

FORM 2.

Reg. 8 (Part II.).

TRANSPORT REGULATION BOARD.**OBJECTOR'S HEARING SCHEDULE.**

To the Secretary, Transport Regulation Board, Exhibition Buildings,
 Rathdown-street, Carlton, N.3.

I, the undersigned, hereby give notice of my intention to submit to the
 Transport Regulation Board objections to the granting of an application
 for a licence under the Transport Regulation Acts to which the particulars
 set out hereunder are relevant:—

Name of person submitting objections—

Address of such person—

Occupation of such person—

Name and address of applicant whose application is objected to—

Application objected to advertised to be heard at—

Place—

Date—

Time—

Names, occupations, and addresses of any witnesses being called—

- 1.
- 2.
- 3.
- 4.
- 5.

Description of any documentary evidence submitted herewith—

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Attached hereto is a statement being "Heads of Claim" which will be
 read by me or on my behalf at the hearing of the application referred to
 above setting out fully the grounds on which my objections are based.

Signature of objector—

Date—

FORM 3.

Transport Regulation Acts.

Reg. 41 (Part II.).

TRANSPORT REGULATION BOARD.**OWNER'S TIME BOOK.**

Owner's name
 Address
 Employee's name
 Address
 Whether driver or otherwise.....
 Licence No. of vehicle.....
 Week ending
 Total hours worked during the week.....hours.

Date.	Time and Place of Starting Work.		Periods of Rest.				Time and Place of Finishing Work.		Total Hours Worked.
	Place.	Time.	From—	To—	From—	To—	Place.	Time.	

Total amount received for wages and travelling allowances; overtime during
 week: £.....

Signature of employee
 Date : : 195.

FORM 4

Reg. 42 (a) (Part II.)

Transport Regulation Acts

TRANSPORT REGULATION BOARD

DRIVER'S TIME SHEET

No.

I am a driver working for.....

My name is..... Driver's Cert. No.

Licence No. of vehicle..... Registered No. of vehicle.....

Details of my working hours are as under :—

—	Date.	Time.	Place.
I commenced work at ..			
I rested (with vehicle stopped)—		From..... To.....	At.....
		From..... To.....	At.....
		From..... To.....	At.....
I ceased work at ..			

Driver's Signature..... Date.....

FORM 5.

Reg. 42 (c) (Part II.).

Transport Regulation Acts.

TRANSPORT REGULATION BOARD.

DRIVER'S TIME SHEET.

No.

I am a driver working for.....

My name is..... Driver's Cert. No.....

Licence No. of vehicle..... Registered No. of vehicle.....

Details of my working hours on the dates shown are as under:

Date.	I Started Work at		I Rested (with Vehicle Stopped)			I Ceased Work at	
	Place.	Time.	At Place.	From Time.	Until Time.	Place.	Time.

Driver's Signature..... Date.....

FORM 8

Reg. 21 (b). (Div. V. of Part III.)

Transport Regulation Acts

TRANSPORT REGULATION BOARD

DRIVER'S JOURNAL FOR _____ DAY OF _____ 19____

Owner's Name _____

Driver's Name.....

Vehicle Registered No. _____ Shift or Table No. _____

Route

(Number of route, if numbered by the Board, or terminal points in other cases.)

[illegible]

Driver's Signature _____ Date _____

FORM 7

REG. 22 (Div. V. of Part III.)

Transport Regulation Acts

TRANSPORT REGULATION BOARD.

MONTHLY SUMMARY FOR MONTH OF 19.....

Owner's Name _____

Route	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
1	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

(Number of route, if numbered by the Board, or terminal points in other cases.)

[illegible]

FORM 8.

Reg. 6 (Part IV.).

Transport Regulation Acts.

TRANSPORT REGULATION BOARD.

TRIP FREIGHT RECORD.

T.R.B. Licence No.

No.

Truck Registration No.

Date of Trip

Trip { From _____ to _____
Time Trip Commenced _____
Time Trip Completed _____

Name of Licensed Carrier

[illegible]

Signature

(Owner or the Driver of the
vehicle on the trip.)

And the Honorable Patrick Leslie Coleman, Her Majesty's Minister of Transport for the State of Victoria, shall give the necessary directions herein accordingly.

A. MAHLSTEDT,
Clerk of the Executive Council.

By Authority: W. M. HOUSTON, Government Printer, Melbourne.

