

No. 88. THE DEFENCE REGULATIONS, 1940 TO 1944.

ORDER MADE BY THE CONTROLLER OF TRANSPORT UNDER REGULATION 55 (1)(c).

In exercise of the powers vested in the Governor by regulation 55 (1)(c) of the Defence Regulations, 1940 to 1944, which were duly delegated to me by the Order of the Governor dated the 17th day of June, 1942, and published under Notification No. 224 in Supplement No. 3 to the *Gazette* of the 18th June, 1942, I, Allan McLaughlan, Controller of Transport, do hereby make the following order:—

1. This Order may be cited as the Defence (Charges for Carriage of Passengers and Goods by Motor Vehicles) Consolidation Order, 1944.

2. The maximum charges for the hire of, and waiting time for, taxis shall be as follows:—

(1) For hire—

- (a) taxis of 10 h.p. or less 4½p. per mile.
 (b) taxis over 10 h.p. and up to and including 14 h.p. 5p. per mile.
 (c) taxis over 14 h.p. 5½p. per mile.

Provided that in every case the minimum charge shall be 3 shillings.

(2) For waiting time in connection with journeys—

(a) within a radius of 5 miles from the Commissioner's office—

- (i) for half an hour and under free.
 (ii) when exceeding half an hour a charge at the rate of 3s. per hour.

(b) outside a radius of five miles from the Commissioner's office—

- (i) for two minutes in respect of each mile of the journey free.
 (ii) for any period between sunrise and sunset in excess of the time specified in (i) hereof a charge at the rate of 2s. per hour.
 (iii) for each night during which the taxi is kept waiting 5s. per night for taxi and 5s. per night for the driver.

3.—(1) The maximum fares that may be charged by mechanically propelled vehicles carrying passengers only or passengers and goods shall be as follows:—

Any journey up to	10 miles	1p. per mile	per person
Any journey exceeding	10 miles but not exceeding 15 miles		13p.	per person
do.	15 miles	do.	20 miles 17p.	do.
do.	20 miles	do.	25 miles 21p.	do.
do.	25 miles	do.	30 miles 24½p.	do.
do.	30 miles	do.	40 miles 32½p.	do.
do.	40 miles	do.	50 miles 38p.	do.
do.	50 miles	do.	60 miles 43p.	do.
do.	60 miles	do.	70 miles 50½p.	do.
do.	70 miles	do.	80 miles 57p.	do.
do.	80 miles	do.	90 miles 65p.	do.
do.	90 miles	do.	100 miles 72p.	do.
do.	100 miles	30 paras	per mile per person.

Provided that where the owner of the vehicle can satisfy the Controller of Transport or any person authorized in writing by the Controller of Transport in that behalf that it is equitable to charge rates for passengers in excess of those provided in this paragraph, such owner may make such charge as he may be authorized to make by the Controller of Transport or the person authorized by him as aforesaid.

(2) Every vehicle operating under paragraph (1) of this clause shall carry a printed schedule of the rates affixed to the vehicle in a conspicuous position and accessible to the passengers.

4.—(1) Every passenger shall be entitled to carry with him free of any charge personal luggage not exceeding 15 okes in weight; any personal luggage carried by a passenger in excess of that amount shall be deemed to be goods or packages and shall be charged as such in accordance with the provisions of paragraph (2) of this clause.

(2) For goods and packages the following maximum charges may be made:—

If the weight of such goods or packages—

- (i) does not exceed 15 okes 12 paras per mile.
 (ii) exceeds 15 okes but does not exceed 25 okes 14 paras per mile.
 (iii) exceeds 25 okes but does not exceed 40 okes 16 paras per mile.
 (iv) exceeds 40 okes but does not exceed 50 okes 20 paras per mile.
 (v) exceeds 50 okes but does not exceed 100 okes 25 paras per mile.
 (vi) exceeds 100 okes the charges shall be

the same as the charges in clause 5 of this Order prescribed.

AM. S.L. 1945,

20.12.45, p. 328.

29.1.48, p. 21.

REPL. S.L.

28.3.51, p. 143.

(as from 1.5.51).

→ DELETED.

~~AM. S.L. 1945,~~

20.12.45, p. 328.

5. The maximum charges that may be made for mechanically propelled vehicles for the carriage of goods shall be 5p. per ton mile up to the following maximum loads:—

- | | |
|--|----------|
| (a) lorries fitted with 32 × 6 tyres on the rear wheels | 2 tons. |
| (b) lorries fitted with 34 × 7 tyres on the rear wheels | 2½ tons. |
| (c) nominal 30/50 cwt. lorries fitted with twin wheels on the back axles | 2½ tons. |

Provided that with the written permission of the Controller of Transport such lorry may be used for loads of 3 tons.

- | | |
|---|---------|
| (d) nominal 3 ton lorries fitted with twin wheels on the back axles | 4 tons. |
|---|---------|

Provided always that where the owner of the vehicle can satisfy the Controller of Transport or any person authorized in writing by the Controller of Transport in that behalf that the load is of such bulk as would render a tonnage rate unreasonable or that it is impossible to obtain a return load, he may make such charge as he may be authorized to make by the Controller of Transport or the person authorized by him as aforesaid.

6. Any person who—

- (a) acts in contravention of, or fails to comply with, any of the provisions of this Order;
- (b) acts in contravention of, or fails to comply with, any authorization given under the provisions of this Order;
- (c) attempts to make a charge in contravention of any of the provisions of this Order or of any authorization given under the provisions of this Order;
- (d) knowingly misleads or otherwise interferes with or impedes any person exercising any powers or performing any duties under the provisions of this Order,

is liable to the penalties prescribed in regulation 94 of the Defence Regulations, 1940 to 1944.

7. The Defence (Charges for the Carriage of Passengers and Goods by Motor Vehicles) Orders to (No. 2) 1942 are hereby revoked without prejudice to anything done or left undone thereunder.

(M.P. 506/44.)

A. McLAUGHLAN,
Controller of Transport.

Gazettes :
Supplement
No. 3 :
25. 6.1942
23. 7.1942
26.11.1942.

CL. 7A ADDED:

S.L. 1948, 29. 1.48, p. 22