

Hon. Mr. R. McKenzie.

TRAMWAYS AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Inspection of tramways.</p> <p>3. Regulations. Repeal.</p>	<p>4. Plans, &amp;c., to accompany application for order.</p> <p>5. Cars to be licensed by Minister.</p> <p>6. Amendments of Second Schedule to principal Act.</p>
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A BILL INTITULED

AN ACT to amend the Tramways Act, 1908.

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Tramways Amendment Act, 1909, and shall form part of and be read together with the Tramways Act, 1908 (hereinafter referred to as the principal Act).

Short Title.

2. (1.) The Minister of Public Works (hereinafter referred to as "the Minister") may from time to time authorise any proper person to inspect any tramway, ~~whether~~ while in course of construction or

Inspection of tramways.

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15 open for traffic, and the rolling-stock used or to be used thereon, and the plant, appliances, and machinery used or to be used in connection therewith.

(2.) If such person reports that any alterations, repairs, or additions to the said tramway, rolling-stock, plant, appliances, or machinery respectively are necessary in order to insure the safety of the public or employees, or to meet the reasonable requirements of the traffic, the Minister may order such alterations, repairs, or additions to be made accordingly.

(3.) If such order is not complied with within a reasonable time (to be stated in the order), the promoters shall be liable to a fine not exceeding twenty pounds for every day during which such non-compliance continues.

3. (1.) The Governor may from time to time, by Order in Council gazetted, make regulations—

Regulations.

- (a.) Providing for the periodical and other inspection of carriages used on tramways;
- (b.) Providing for the licensing of such carriages and prohibiting the use on any tramway of any unlicensed carriage;
- (c.) Prescribing the maximum number of passengers that may be carried on any carriage on any particular route or grade;

- (d.) Prescribing the minimum distance at which carriages may follow one another and the limit of speed at which any carriage may travel on any particular route or grade;
- (e.) Providing for a fine not exceeding *twenty* pounds for the breach of any regulation made under the authority of this section; and 5

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(f.) Providing for such other matters as he thinks fit in order to secure the safe and convenient working of the tramway. 10

(2.) If any such regulation is inconsistent with the provisions of any Order in Council authorising the construction and working of any tramway, then the regulation shall prevail and the inconsistent provision in the authorising order shall be deemed to be revoked. 10

Repeal.

(3.) Paragraphs (a) and (b) of clause thirty-two of the Second Schedule to the principal Act are hereby repealed; but such repeal shall not affect any by-law lawfully made thereunder, and all such by-laws shall continue in force until regulations relating to the matters mentioned in paragraphs (c) and (d) of this section are made by the Governor. 15

Plans, &amp;c., to accompany application for order.

4. Every application for an order under the principal Act for the construction of any tramway shall be accompanied by full detailed plans and specifications, together with the plans, cross-sections, and other documents deposited for inspection as required by clause twelve of the Second Schedule to the principal Act. 20

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Cars to be licensed by Minister.

5. (1.) The power of licensing carriages used on tramways conferred on local authorities by clause thirty-six of the Second Schedule to the principal Act shall hereafter not be exercised by them, but shall be exercised by the Minister in accordance with regulations made under the authority of this Act. 30

(2.) Every license heretofore granted by any local authority with respect to any carriage to be used on a tramway shall be deemed to have been granted by the Minister in accordance with this section, and that license shall continue in force until, but not after, the thirty-first day of December, nineteen hundred and *ten*, unless it expires before that date in accordance with the tenor thereof. 35

Amendments of Second Schedule to principal Act.

6. The Second Schedule to the principal Act is hereby amended as follows:—

- (a.) As to clause eight thereof: By adding thereto the words “and shall on payment of a sum not exceeding one shilling supply a copy of that order to any person demanding the same.” 40

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(b.) As to clause nine thereof: By inserting, after the word “shall” in subclause two, the words “(if so required by the Minister)”; and by adding at the end thereof the words “but if not so required by the Minister may be made without ascertaining the decision of the electors as required by clauses twelve and thirteen hereof.” 45