



**THE TRANSPORT CONTROL EMERGENCY REGULATIONS  
1942, AMENDMENT NO. 2**

C. L. N. NEWALL, Governor-General

**ORDER IN COUNCIL**

At the Government House at Wellington, this 9th day of  
June, 1943

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Emergency Regulations Act, 1939, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

**REGULATIONS**

1. These regulations may be cited as the Transport Control Emergency Regulations 1942, Amendment No. 2, and shall be read together with and deemed part of the Transport Control Emergency Regulations 1942\* (hereinafter referred to as the principal regulations).

2. Regulation 10 of the principal regulations is hereby amended by omitting from subclause (1) the words " on matters of policy ".

3. Regulation 15 of the principal regulations is hereby amended by adding the following subclause :—

" (6) In determining an appeal under this regulation against any decision of a Committee, the Licensing Authority shall conform to all directions of the Minister by which the Committee was bound when it gave the decision appealed against."

4. Regulation 16 of the principal regulations is hereby amended by adding the following subclause :—

" (4) Any Committee may remit or refund the whole or any part of any charge or levy fixed or imposed by it under this regulation."

5. The principal regulations are hereby amended by adding the following regulation :—

" 19. (1) The proper Licensing Authority may at any time, and if so directed by the Minister shall, hold a public inquiry as to whether or not the licensee of any passenger-service or goods-service has committed an offence against these regulations or has committed an offence in relation to his passenger-service or goods-service against any other regulations for the time being in force.

\* Statutory Regulations 1942, Serial number 1942/190, page 459.

Amendment No. 1 : Statutory Regulations 1943, Serial number 1943/36, page 66.

“(2) Notice in writing of the intention to hold the inquiry shall be given to the licensee and to all other persons who in the opinion of the Licensing Authority are interested. The notice shall contain particulars of the day, time, and place fixed for the inquiry and of the matters proposed to be inquired into. The notice to the licensee shall be given not later than seven clear days before the day fixed for the inquiry.

“(3) For the purposes of such inquiry the provisions of the Commissions of Inquiry Act, 1908,\* shall, so far as they are applicable, apply as if the Licensing Authority were a Commission of Inquiry appointed under that Act.

“(4) If as a result of such inquiry the Licensing Authority is satisfied that the licensee has committed an offence as aforesaid, the Licensing Authority may revoke the license, or may suspend the license for such period as it thinks fit.

“(5) The proper Licensing Authority may at any time suspend any passenger-service license or goods-service license for such period as it thinks fit if it is satisfied that the licensee has wilfully committed an offence as aforesaid.”

C. A. JEFFERY,  
Clerk of the Executive Council.

\* See Reprint of Statutes, Vol. I, page 1036.

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 10th day of June, 1943.

These regulations are administered in the Transport Department.