



SUPPLEMENT

TO THE

NEW ZEALAND GAZETTE

OF

THURSDAY, DECEMBER 8, 1938.

Published by Authority.

WELLINGTON, FRIDAY, DECEMBER 9, 1938.

Control under Transport Licensing Act, 1931, of Motor-cabs in the Boroughs of Hamilton and Thames.

GALWAY, Governor-General.
ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 9th day of December, 1938.

Present:

THE RIGHT HON. M. J. SAVAGE PRESIDING IN COUNCIL.

IN pursuance and exercise of the powers and authorities conferred on him by the Transport Licensing Act, 1931, and of all other powers and authorities enabling him in that behalf, 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 Motor-cab (Hamilton and Thames) Regulations, 1938.
2. These regulations shall come into force on the day following their publication in the *Gazette*.
3. In these regulations, unless inconsistent with the context—
 "The said Act" means the Transport Licensing Act, 1931;
 "The said declarations" mean the declarations signed by the Minister of Transport respectively on the 28th day of November, 1938, and the 7th day of December, 1938, declaring the carriage of passengers by motor-cab in the Borough of Hamilton and the Borough of Thames respectively to constitute passenger-services for the purposes of the said Act;

"Borough" in the case of a motor-cab for the time being used in a passenger-service declared to be such by the said declaration of date the 28th day of November, 1938, means the Borough of Hamilton; and in the case of a motor-cab for the time being used in a passenger-service declared to be such by the said declaration of date the 7th day of December, 1938, means the Borough of Thames;

"The said services" means the services described by the said declarations;

"Motor-cab" means any vehicle used in the said services;

"Inspector" means a traffic inspector appointed under and for the purposes of the said Act.

4. In their application to the said services and motor-cabs the undermentioned regulations shall be read subject to the express provisions of these regulations:—

The Transport (Passenger) Order, 1936; including
 The Transport Licensing Passenger Regulations, 1936;
 The Passenger-service Vehicle (Constructional) Regulations, 1936.

5. It shall be a condition of every license (whether inserted therein or not) issued for any of the said services that the special conditions set out in the First Schedule hereto shall apply to the services unless otherwise provided by the express terms of the license.

6. The provisions of the Fitness Certificate (Motor-cab) Exemption Order, 1937, shall not apply to the motor-cabs to the intent that by reason of such non-application the provisions of section 38 of the said Act shall accordingly apply to those motor-cabs according to the tenor thereof.