

# Tramways Amendment Act 1913

Public Act 1913 No 64  
Date of assent 15 December 1913

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### **An Act to amend the Tramways Act, 1908.**

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

#### **1 Short Title.**

This Act may be cited as the Tramways Amendment Act, 1913, and shall form part of and be read together with the Tramways Act, 1908.

#### **2 Cars to be provided with central passage-way and with steps.**

(1.) Except as provided in subsection two hereof, it shall not be lawful for the promoters of any tramway to use thereon any car for the carriage of passengers which is not provided—

(a.) With an internal passage-way from end to end of the car; and

- (b.) With steps fitted in such positions that passengers may safely enter the car or alight therefrom.
- (2.) Where the promoters of a tramway have in use, at the commencement of this Act, cars which are not constructed in accordance with the requirements of subsection one hereof—
  - (a.) Such promoters may continue to use such cars now in use until the first day of June, nineteen hundred and fourteen:
  - (b.) After the first day of June, nineteen hundred and fourteen, such promoters may continue to use until the first day of December, nineteen hundred and fourteen, a number of such cars now in use not exceeding one-half the number in use by such promoters at the commencement of this Act:
  - (c.) After the first day of December, nineteen hundred and fourteen, such promoters shall not use or continue to use any cars which are not constructed in accordance with the requirements of subsection one hereof.
- (3.) For every car used in breach of this section the promoters shall be liable to a fine of fifty pounds for every day on which the car is so used.

### **3 Exemptions.**

This Act shall not apply to any tramway constructed under the authority of the Taupo Tramway Order No. 1, made on the twenty-ninth day of January, nineteen hundred and eight, under the Tramways Act, 1894, or of the Taupo Tramway Order No. 2, made on the thirteenth day of October, nineteen hundred and thirteen, under the Tramways Act, 1908, nor to the Foxton-Sandon Tramway, nor to any cable tramway.

### **4 Repeal.**

Section eleven of the Tramways Amendment, 1911, is hereby repealed.

### **5 Section 11 of Amendment Act, 1910, amended.**

Subsection one of section eleven of the Tramways Amendment Act, 1910, is hereby amended by adding thereto the following proviso:—

“Provided that the Minister may, in respect of any tramway, delegate to any officer of the Public Works Department appointed by him the powers and duties by this section imposed upon the Minister.”

### **6 Provisions of principal Act, &., may be suspended in certain cases.**

- (1.) The Governor in Council may, by Proclamation gazetted, suspend at any time in respect of any tramway the operation of—
  - (a.) The whole or any of the provisions of section two of the Tramways Amendment Act, 1910:

- (b.) Any regulations made under the powers conferred by the principal Act or by section five of the Tramways Amendment Act, 1910:
  - (c.) Any provisions of the principal Act and of the Second Schedule thereto, and of any Act amending the principal Act except this Act:
  - (d.) Any rules or by-laws made by any local authority.
- (2.) Any such Proclamation may be revoked by the Governor in Council by Proclamation gazetted.
  - (3.) Any such suspension may be for a defined time or until the Proclamation is revoked.
  - (4.) During the period of any such-suspension the principal Act and its amendments, and the regulations and by-laws made thereunder, shall, save as hereinafter provided, be interpreted as if the suspended provisions of the Acts, regulations, and by-laws had not been enacted or made.
  - (5.) During the period of suspension no person shall be employed as a motorman on the tramway unless the Chief Inspector of Machinery, appointed under the Inspection of Machinery Act, 1908, certifies that he is possessed of qualifications rendering it safe in the public interest that he should be so employed.
  - (6.) Subsection three of section two of the Tramways Amendment Act, 1910, shall continue in force notwithstanding any suspension of the said section two, and shall (for the purposes of this section of this Act) be read and interpreted with the following amendments:—
    - (a.) The words “not later than the twenty-fourth day of December, nineteen hundred and eleven,” shall be omitted therefrom.
    - (b.) The words “for a period of not less than one year at any time before the passing of this Act” shall be omitted therefrom.
    - (c.) The words “during any part of the period of suspension” shall be inserted after the word “employed.”
  - (7.) Certificates may be granted under subsection five hereof either during or within three months after the period of suspension, and any such certificate shall continue to have effect notwithstanding the revocation of the suspension, and may be renewed from time to time.