

ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. LXXXVII.

An Act for repealing the Rates and Taxes taken by licenced Hackney Coachmen, and for eſtabliſhing others in lieu thereof; and for amending ſeveral Laws relating to Hackney Coaches.

[23d *June* 1808.]

WHEREAS the Rates and Fares to be taken by Hackney Coachmen, and Perſons legally acting under them, for the Hire of Hackney Coaches, have, in conſequence of the greatly advanced Prices of Provender and every other Article relative to Coaches and Horſes, been found in ſome Inſtances to be inſufficient, and otherwiſe objectionable in conſequence of the Difficulty of calculating the ſame: And whereas it is therefore expedient that the Rates and Fares enumerated and ſet forth in all former Acts of Parliament ſhould be repealed, and others ſubſtituted in lieu thereof; may it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the paſſing of this Act, all the Rates and Fares enumerated and ſet forth in former Acts of Parliament, and heretofore taken for the Hire of Hackney Coaches within the Cities of *London* and *Weſtminſter*, and the Suburbs thereof, and within all and every the Pariſhes and Places comprized within the weekly Bills of Mortality, or other Places, within which ſuch Hackney Coaches are compellable to go or be driven, ſhall be repealed; and in lieu thereof, every Perſon who now is or ſhall hereafter be licenſed by the Commiſſioners for licenſing and regulating Hackney Coaches for the Time being, or the major

All former Rates to ceaſe.

New Rates.

major Part of them, to drive, keep, and let to hire by the Hour or Day, or otherwise any Hackney Coach with Horses, Geldings, and Mares, within the Cities of *London* or *Westminster*, or the Suburbs of the same, or within the Parishes and Places comprized within the Weekly Bills of Mortality, or any other Place or Places within which, by any of the Laws now in force, such Hackney Coachmen are compellable to go, or any Person acting legally under any such licensed Person, shall be entitled to, and may demand, receive and take, for the Hire of any such Hackney Coach, the Rates and Fares described, mentioned, and set forth in Figures in either of the Two Schedules or Tables hereunto annexed, marked (A.) and (B.) calculating for Time, or Distance, at the Option of such Coachman.

Fares, how to be calculated.

II. And be it further enacted, That from and after the passing of this Act the Rates and Fares of Hackney Coaches shall be calculated by the Hour or Mile only, and not also by the Day, as allowable heretofore.

32 G. 3. c. 47.

III. And whereas by an Act, passed in the Thirty-second Year of the Reign of His present Majesty, intituled, *An Act to explain and amend so much of an Act, made in the Seventh Year of the Reign of His present Majesty, as relates to Hackney Coaches and Chairs:* And whereas by one other Act, made and passed in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, intituled, *An Act for repealing the Rates and Fares taken by licensed Hackney Coachmen, and for establishing other Rates and Fares in lieu thereof, and for explaining and amending several Laws relating to Hackney Coaches and Chairs*, Hackney Coachmen are obliged and compellable after Sunset to go certain Distances, therein respectively set forth, beyond the Cities of *London* and *Westminster*, and the Suburbs thereof: And whereas the Period of Sunset has been found constantly liable to Dispute; be it therefore enacted, That from and after the passing of this Act, every Hackney Coachman plying for Hire within the Cities of *London* or *Westminster*, or the Suburbs thereof, shall be obliged and compellable on every Day of the Week, after the Hour of Eight in the Evening between the Periods of *Lady Day* and *Michaelmas Day*, and after the Hour of Five in the Evening between *Michaelmas Day* and *Lady Day*, to go the several Distances, and under the several Circumstances mentioned and contained in the said recited Acts respectively.

39 & 40 G. 3. c. 47.

Hackney Coaches to go the Distances specified in recited Acts within the Periods herein mentioned.

Fares beyond Carriageway Pavements.

IV. And be it further enacted, That for every Hackney Coach hired in any Part of the Cities of *London* or *Westminster*, or the Suburbs thereof, the Borough of *Southwark* or any Place adjoining thereto, where there is a regular Continuation of Carriageway Pavement from either of the said Cities or Borough, or at any Standing for Hackney Coaches beyond any such regular Continuation of Carriageway Pavement, after the Hour of Eight in the Evening between the Periods of *Lady Day* and *Michaelmas Day*, and after the Hour of Five in the Evening between the Periods of *Michaelmas Day* and *Lady Day*, and taken to and discharged at any Place where there is not a regular Continuation of Carriageway Pavement, there shall or may be demandable and demanded, and payable and paid, over and above the ordinary established Fare payable according to the annexed Schedules, for the Hire of every such Coach the full Rate or Fare allowed by this Act, to the nearest Extremity of continued Carriageway Pavement; or,

or, where such Hackney Coach shall have been hired or taken at any Standing for Hackney Coaches beyond any such regular Continuation of Carriageway Pavement, there shall be demandable and paid, over and above the ordinary established Fare as aforesaid, the full Rate or Fare back either to such Standing or to the nearest Extremity of continued Carriageway Pavement, at the Option of the Person discharging such Coach: And for every Hackney Coach which shall be hired or taken to be driven into the Country in the Day-time, and driven thither and there discharged, there shall be demandable from the Person or Persons so hiring and discharging such Coach, for the Return thereof to the nearest Extremity of continued Carriageway Pavement, if such Coach shall have been taken in any Part of the Cities of *London* or *Westminster*, or the Suburbs thereof, the Borough of *Southwark* or any Place adjoining thereto, where there is a regular Continuation of Carriageway Pavement from either of the said Cities or Borough; or, if taken at any Place beyond any such regular Continuation of Carriageway Pavement, then for the Return thereof to such latter Place whence taken, over and above the ordinary established Fare payable according to the annexed Schedules, for the Hire of every such Coach, the additional Rates and Fares following, that is to say, for Ten Miles Five Shillings, for Eight Miles Four Shillings, for Six Miles Three Shillings, and for Four Miles Two Shillings; but no Allowance for Return to be made for any lesser Distance than Four Miles, so calculated.

Coaches when hired to go into the Country, Fares to be charged.

V. And whereas Hackney Coachmen so discharged in the Country have, contrary to Right, and to the Prejudice of the stated figured Stages, been in the frequent Habit of plying for and picking up promiscuous Passengers, thereby converting their Hackney Coaches into Stages; be it therefore enacted, That every Hackney Coachman so offending, and being thereof convicted by the Oath of one or more credible Witness or Witnesses, before the major Part of the Commissioners for licensing and regulating Hackney Coaches, shall forfeit and pay for every such Offence a Penalty not exceeding Three Pounds nor less than Twenty Shillings, in the Discretion of the major Part of the said Commissioners: Provided always, that nothing herein contained shall prevent or hinder any such Hackney Coachman, so returning from the Country, from taking up regular Fares in the proper Course of his Employment.

Preventing Hackney Coaches ... ing for ... when ret... ing to Town.

VI. And whereas Disputes have frequently arisen, and do frequently arise where Hackney Coachmen refuse to carry more than Four Passengers; for Remedy whereof, be it further enacted, That every Hackney Coachman shall be obliged and compellable to carry Four adult Persons inside his Coach, and a Servant outside, if required, at one and the same Time, and he shall not be compellable to carry above that Number; but if he shall agree to take above that Number, he shall be entitled to demand and receive for every such additional adult Person whom he shall so agree to carry, and shall carry, One Shilling over and above the regular Fare; or if he shall have been hired to drive into the Country, and shall drive thither, and there shall wait, and shall return with any such additional adult Person, he shall be entitled to demand and receive for every such additional adult Person whom he shall so agree to carry, and shall carry into the Country, and after waiting, return with, One Shilling for going and One Shilling for returning, over and above his regular Fare.

Disputes with respect to Number of Inside Passengers.

VII. And

Coaches waiting.

VII. And whereas it hath frequently occurred, that Perſons hiring and taking Hackney Coaches to *Vauxhall*, or other Places of public Reſort, and elſewhere, have directed the Drivers thereof to wait, and have not returned, to the great Loſs and Prejudice of the Owners of ſuch Coaches; for Remedy whereof, be it further enacted, That from and after the paſſing of this Act it ſhall be lawful for every Hackney Coachman ſo hired and taken, and directed to wait, and they are hereby empowered to aſk, demand, and receive of and from the Perſon or Perſons ſo hiring and directing them to wait as aforeſaid, a reaſonable Sum in Hand, over and above the Fare to which they reſpectively ſhall be entitled for driving thither, the Sum ſo received to be accounted for when every ſuch Coach ſhall be finally diſcharged.

Compenſating Hackney Coachmen improperly ſummoned.

VIII. And whereas by the Laws now in force, Hackney Coachmen are not obliged or compellable to go with Perſons deſirous of hiring their Coaches, provided they ſhall have been out Twelve Hours: And whereas Hackney Coachmen have been oftentimes improperly ſummoned to anſwer for Refuſal, to the great Prejudice and Loſs both of themſelves and their Maſters; be it therefore further enacted, That every Hackney Coachman who ſhall, in civil and explicit Terms, declare to any Perſon or Perſons deſirous to engage his Coach, either that he hath been at work Twelve Hours with his Coach and Horſes, or that he is actually hired, and ſhall afterwards, notwithſtanding ſuch Reply, be ſummoned to anſwer for Refuſal, and ſhall, upon the Hearing of the Complaint, produce ſufficient Evidence to prove that he had been then Twelve Hours at work, or that he was at the Time actually and *bonâ fide* hired (as the Caſe may be), and it ſhall not appear that ſuch Hackney Coachman had uſed any uncivil Language, or had improperly conducted himſelf towards the Party by whom he ſhall be ſo ſummoned, ſuch Hackney Coachman ſhall not be puniſhed for ſuch Refuſal; and it ſhall be lawful for the Commiſſioners for regulating and licenſing Hackney Coaches, before whom ſuch Complaint ſhall be heard, and they are hereby empowered, to require the Perſon who ſhall have ſummoned ſuch Coachman to make to him a Compenſation for his Loſs of Time in attending the Office, not exceeding the Sum of Five Shillings, nor leſs than Three Shillings, to be levied and recovered as any Penalty may be levied and recovered under any Act of Parliament relating to Hackney Coaches.

Preventing numbered StageCoaches plying in the Streets.

IX. And whereas the Owners of Hackney Coaches, regularly licenſed, have been heretofore greatly prejudiced and aggrieved by the Interference of the Owners or Drivers of the ſtated figured Stages with the regular Street-work of Hackney Coaches; for Remedy whereof, be it further enacted, That no Owner or Driver of any ſtated figured Stage, on his Way to *London*, ſhall take up any Perſon as and for a Paſſenger in his Coach after he ſhall have entered the paved Streets of *London* or *Weſtminſter*, or the Borough of *Southwark*, at any of the Extremities thereof reſpectively; nor ſhall any ſuch Owner or Driver of any ſuch ſtated figured Stage, on his Return into the Country, take up any Perſon as and for a Paſſenger in his Coach, for the Purpoſe of ſetting down ſuch Paſſenger in any of the paved Streets of *London* or *Weſtminſter*, or Borough of *Southwark*, ſuch Owner or Driver well knowing at the Time when he ſhall take up ſuch Paſſenger that it is his Intention to get out of ſuch Stage in any of the paved Streets of *London* or *Weſtminſter*, or Borough of *Southwark*;

wark, under a Penalty for every ſuch Offence of any Sum not exceeding Three Pounds nor leſs than Twenty Shillings, in the Diſcretion of the Commiſſioners for licenſing Hackney Coaches, or the major Part of them, before whom any Complaint in this Behalf ſhall be heard; or if any Perſon, being an Owner of ſuch ſtated figured Stage, ſhall offend a Second Time in this Behalf, it ſhall be lawful for the Commiſſioners, or the major Part of them, before whom ſuch Complaint ſhall be heard, and they are hereby empowered to revoke the Licence of ſuch Owner ſo offending more than once; yet nevertheleſs, ſo that no ſuch Owner or Driver ſhall be liable to any Penalty for any ſuch Offence, if any Perſon whom he ſhall have ſo taken up and ſet down in any of the paved Streets of *London* or *Weſtminſter*, or the Borough of *Southwark*, ſhall have previouſly taken his Place for the Country at One of the regular Booking Houſes, and paid the full Fare accordingly.

Booking Houſes of numbered Stage Coaches.

X. And be it further enacted, That no Owner of any ſtated figured Stage ſhall have more than Two Booking Houſes between the Places from whence his Stage ſhall ſet out in Town and Country, nor ſhall remain more than Twenty Minutes at any one of ſuch Booking Houſes, under a Penalty for every ſuch Offence of any Sum not exceeding Forty Shillings, nor leſs than Twenty Shillings, in the Diſcretion of the Commiſſioners for licenſing Hackney Coaches, or the major Part of them, before whom ſuch Complaint ſhall be heard in this Behalf.

Puniſhing Perſons exacting more than their Fares.

XI. And be it further enacted, That if any Hackney Coachman, his Renter or Driver, ſhall exact or take more for his or their Hire than the ſeveral Rates hereby limited, he or they ſhall, for every ſuch Offence, be ſubject and liable to ſuch and the like Penalties, Forfeitures, and Puniſhments, to be levied, recovered, ſuffered, and inflicted by ſuch Perſons, and in ſuch and the like Manner and Form, as by any Law or Laws now in being reſpecting ſuch Hackney Coachmen, their Renters or Drivers; and that the ſeveral Rates and Fares herein-before mentioned ſhall and may be recovered in ſuch and the like Manner as the Fares of Hackney Coachmen are by any Act or Acts of Parliament now recoverable.

General Iſſue.

XII. And be it further enacted, That if any Perſon or Perſons ſhall at any Time or Times be ſued, moleſted, or proſecuted for any Thing by him or them done or executed in purſuance of this Act, or of any Clauſe, Matter, or Thing herein contained, ſuch Perſon and Perſons ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence, for his and their Defence; and if upon the Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall become nonſuited, ſuch Defendant or Defendants ſhall have Treble Coſts awarded to him or them againſt ſuch Plaintiff or Plaintiffs.

SCHEDULES to which this Act refers.

SCHEDULE or TABLE (A).

For every Hackney Coach hired and taken any Diſtance there ſhall be paid the Rates and Fares following; that is to ſay,

For every Diſtance within	and not exceeding			s.	d.
			One Mile	1	0
Above One Mile	—	—	One Mile and a Half	1	6
Above One Mile and a Half	—	—	Two Miles	2	0
Above Two Miles	—	—	Two Miles and a Half	3	0
Above Two Miles and a Half	—	—	Three Miles	3	6
Above Three Miles	—	—	Three Miles and a Half	4	0
Above Three Miles and a Half	—	—	Four Miles	4	6
Above Four Miles	—	—	Four Miles and a Half	5	6
Above Four Miles and a Half	—	—	Five Miles	6	0
Above Five Miles	—	—	Five Miles and a Half	6	6
Above Five Miles and a Half	—	—	Six Miles	7	0
Above Six Miles	—	—	Six Miles and a Half	8	0
Above Six Miles and a Half	—	—	Seven Miles	8	6
Above Seven Miles	—	—	Seven Miles and a Half	9	0
Above Seven Miles and a Half	—	—	Eight Miles	9	6
Above Eight Miles	—	—	Eight Miles and a Half	10	6
Above Eight Miles and a Half	—	—	Nine Miles	11	0
Above Nine Miles	—	—	Nine Miles and a Half	11	6
Above Nine Miles and a Half	—	—	Ten Miles	12	0
Above Ten Miles	—	—	Ten Miles and a Half	13	0
Above Ten Miles and a Half	—	—	Eleven Miles	13	6
Above Eleven Miles	—	—	Eleven Miles and a Half	14	0
Above Eleven Miles and a Half	—	—	Twelve Miles	15	0

And ſo for any further Diſtance after the like Rate and Proportion of Sixpence for every Half Mile, and an additional Sixpence for every Two Miles completed.

SCHEDULE or TABLE (B).

For every Hackney Coach hired and taken for any Time there ſhall be paid the Rates and Fares following; that is to ſay,

For any Time within	and not exceeding			s.	d.
			Thirty Minutes	1	0
Above Thirty Minutes	—	—	Forty-five Minutes	1	6
Above Forty-five Minutes	—	—	One Hour	2	0
Above One Hour	—	—	One Hour Twenty Minutes	3	0
Above One Hour Twenty Minutes	—	—	One Hour Forty Minutes	4	0
Above One Hour Forty Minutes	—	—	Two Hours	5	0
Above Two Hours	—	—	Two Hours Twenty Minutes	6	0
Above Two Hours Twenty Minutes	—	—	Two Hours Forty Minutes	7	0
Above Two Hours Forty Minutes	—	—	Three Hours	8	0
Above Three Hours	—	—	Three Hours Twenty Minutes	9	0
Above Three Hours Twenty Minutes	—	—	Three Hours Forty Minutes	10	0
Above Three Hours Forty Minutes	—	—	Four Hours	11	0

And for any further Time after the Rate and Proportion of Sixpence for every Fifteen Minutes.

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