

ANNO TERTIO

GEORGII IV. REGIS.

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CAP. XCV.

An Act to reduce the Rate of Duties payable in respect of certain Carriages used and employed for the Purpose of conveying Passengers for Hire, and to make Regulations and Provisions relating to Stage Coaches and the Duties thereon.

[30th *July* 1822.]

WHEREAS it is expedient, in certain Cases, to reduce the Rate of Duties now payable in respect of certain Carriages, and to regulate the Rate of the said Duties in respect of certain other Carriages used or employed for the Purpose of conveying Passengers for Hire, granted and imposed by an Act and Schedule thereto made and passed in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing the Stamp Office Duties on Advertisements, Almanacks, Newspapers, Gold and Silver Plate, Stage Coaches, and Licences for keeping Stage Coaches, now payable in* Great Britain, *and for granting new Duties in lieu thereof;* and it is also expedient to carry into Effect the Power given to the Commissioners of Stamps to require, 55 G.3.c.185.

require, that instead of the Inscription mentioned in an Act made and passed in the Fiftieth Year of the Reign of His said late Ma-
50 G. 3. c. 48. jesty, intituled *An Act to repeal Three Acts, made in the Twenty-eighth, Thirtieth, and Forty-sixth Years of His present Majesty, for limiting the Number of Persons to be carried on the Outside of Stage Coaches or other Carriages, and to enact other Regulations for carrying the Objects of the said Acts into Effect*, a Plate made of Brass or other Metal should be fixed upon the Side of every Coach or Carriage, as far as the said last-mentioned Act directs a distinct Number to be put upon such Plate; and it is also expedient that further Provisions should be made for better securing and facilitating the Recovery of the Duties upon Stage Coaches and other Carriages used for the Purpose of conveying Passengers for Hire: Be it therefore 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 First Day of *September* One thousand eight hundred and twenty-two, the Duties mentioned in the Schedule annexed to the said Act of the Fifty-fifth Year of the Reign of His said late Majesty, and thereby made payable upon Stage Coaches or other Carriages with Two or more Wheels, which should be employed as public Stage Coaches or Carriages for conveying Passengers for Hire to or to and from any Place or Places in *Great Britain*, as far as the same relates to Carriages or Vehicles drawn by One or Two Horses, and not being upon or having the Aid or Assistance of any Spring or Springs, or (if drawn by One Horse) being upon or having the Aid or Assistance of any Spring or Springs, or if drawn by Two or more Horses, and such Carriages or Vehicles shall be made for the Accommodation of one Description of Passengers only, not distinguishing between Inside and Outside Passengers, and shall be upon or have the Aid or Assistance of any Spring or Springs, shall cease, determine, and be repealed; save and except as to so much and such Part of the said Duties as shall have become due or payable before or upon the said First Day of *September*, and shall remain in arrear or unpaid afterwards.

Duties on certain Stage Coaches repealed.

New Duties.

II. And be it further enacted, That, from and after the said First Day of *September*, in lieu of so much of the said Duties hereby repealed, there shall be raised, levied, collected, and paid unto and for the Use of His Majesty, His Heirs and Successors, in and throughout the Whole of *Great Britain*, the Rates and Duties or Sums of Money following; that is to say, for and in respect of any Carriage or Vehicle with Two or more Wheels, not being upon or not having the Aid or Assistance of any Spring or Springs of any Kind whatsoever, and which shall be kept, used, employed, or let out for the Purpose of conveying Passengers for Hire, to or from or from and to different Places in *Great Britain*, and drawn by One Horse only, for every Mile that any such Carriage or Vehicle shall be licensed to travel, the Sum of One Penny; any such Carriage or Vehicle as above described, drawn by Two Horses only, for every Mile that such Carriage or Vehicle shall be licensed to travel, the

Sum of Two-pence; any Carriage or Vehicle drawn by One Horse only, being upon or having the Aid or Assistance of any Spring or Springs of any Kind whatsoever, which shall be kept, used, employed, or let out for the Purpose of conveying Passengers for Hire as aforesaid, for every Mile that any such Carriage or Vehicle shall be licensed to travel, the Sum of One Penny Halfpenny; any Carriage or Vehicle drawn by Two Horses only, being upon or having the Aid or Assistance of any Spring or Springs of any Kind whatsoever, but which shall be made for the Accommodation of one Description of Passengers only, not distinguishing between Inside and Outside Passengers, and which shall be kept, used, employed, or let out for the Purpose of conveying Passengers for Hire as aforesaid, for every Mile that such Carriage or Vehicle shall be licensed to travel, the Sum of Three-pence; any such Carriage or Vehicle as last aforesaid, drawn by Three or more Horses, for every Mile that such Carriage or Vehicle shall be licensed to travel, the Sum of Four-pence Halfpenny.

Plates to be placed on Carriages.

III. And be it further enacted, That immediately from and after the passing of this Act, the Commissioners of Stamps in *Great Britain*, or the major Part of them, are hereby directed and required to provide proper and sufficient Plates, at the Expence of the Person or Persons applying for a Licence to keep, use, employ, or let out any Carriage or Vehicle for the Purpose of conveying Passengers for Hire to or to and from any Place or Places in *Great Britain*, each Plate or Pair of Plates having thereupon a distinct Number, to be named by the said Commissioners, for the Purpose of being fixed or placed upon the Door, or if more than One, upon each Door, or upon some other Part or Parts of every Carriage or Vehicle used, employed, or let out for the Purpose of carrying and conveying Passengers for Hire as aforesaid, (except Mail Coaches and Hackney Coaches duly licensed by the Commissioners of Hackney Coaches, or under any local Act or Acts relating to Hackney Coaches, and not licensed by the said Commissioners of Stamps); and to alter and renew such Plate or Plates from Time to Time, as the said Commissioners of Stamps shall think necessary, or as Occasion shall require; and the said Commissioners, or any other Persons authorized so to do, granting any such Licence as aforesaid, are hereby required and directed to deliver to the Person or Persons applying for such Licence, at the Time of granting the same, or at any other Time, as Occasion may require, such Plate or Plates to be placed or fixed upon every such Carriage or Vehicle as aforesaid, and to insert or cause to be inserted in the said Licence, the Number of the Plate or Plates so delivered in respect of such Carriage or Vehicle in respect of which such Licence shall be granted.

Plates to be affixed on each Door of such Carriages.

IV. And be it further enacted, That from and after the Thirty-first Day of *August* One thousand eight hundred and twenty-two, it shall not be lawful for any Person or Persons to use, employ, or let out, or to permit or suffer to be used, employed, or let out, any Carriage

Carriage or Vehicle for the Purpose of conveying Passengers for Hire as aforesaid, before fixing or placing, or causing to be fixed or placed on the Door, or if more than One, upon each Door, or if there be no Door, upon one of the Pannels on each Side of such Carriage or Vehicle, or if there be no Pannels, then upon some conspicuous Part or Parts of such Carriage or Vehicle, one of the Plates hereby required to be fixed and placed thereupon; and in case such Plate shall at any Time be broken or become illegible, the Person or Persons to whom any such Licence as aforesaid shall be granted, shall, within Three Days after such Plate shall be broken or become illegible, apply to the said Commissioners of Stamps, or to the Person authorized to grant such Licence, for a new Plate or new Plates; and on Delivery to the said Commissioners, or to the Person authorized to grant such Licence, of the old Plate or Plates, or Part thereof, it shall be lawful for the said Commissioners of Stamps, and they are hereby authorized and empowered, to deliver a new Plate or new Plates of the same, or any other Number, to the Person or Persons whose Plate or Plates shall have been broken or become illegible as aforesaid, which new Plate or new Plates such Person or Persons is and are hereby directed and required, as soon as conveniently may be after the Receipt thereof, to affix or place, or cause to be affixed or placed, on such Carriage or Vehicle, as by this Act is directed.

Penalty on not having such Plates, 20*l.*

V. And be it further enacted, That if any Person or Persons shall, from and after the said Thirty-first Day of *August*, keep, use, employ, or let out, or permit or suffer to be used, employed, or let out, any Carriage or Vehicle for the Purpose of conveying any Passenger or Passengers for Hire to or from or from and to different Places in *Great Britain*, not having the Plate or Plates fixed or placed thereupon as hereby directed, or having any Plate or Plates fixed or placed on such Carriage or Vehicle as aforesaid, of a different or other Number than that mentioned in the Licence granted to such Person or Persons, or having any broken or illegible Plate or Plates on any such Carriage or Vehicle, such Person or Persons so offending in any or either of the said Cases, shall forfeit, for every Day on which such Carriage or Vehicle shall be so used, employed, or let out for Hire, the Sum of Twenty Pounds: Provided nevertheless, that nothing herein contained shall be construed to charge any Person or Persons with the said Penalty of Twenty Pounds, to which he, she, or they may become subject, between the Time of any such Plate or Plates having been broken or become illegible, and the Time hereby allowed for affixing or placing a new Plate or Plates on such Carriage or Vehicle as aforesaid, in the Place of any Plate or Plates that may have become broken or illegible.

What shall be deemed a Stage Coach.

VI. And be it further enacted, That every Carriage or Vehicle used, employed, or let out for the Purpose of conveying Passengers for Hire to or from or from and to any Place or Places in *Great Britain*, and travelling at the Rate of Three or more Miles in the Hour,

Hour, shall, without regard to the Number of Wheels or to the Number of Horses by which the same may be drawn, or to the Number of Passengers which the same shall or may be able or fitted to contain or carry, or to its being an open or close Carriage, be deemed and taken to be a Stage Coach or Carriage within the Meaning of this Act, or any former Act or Acts of Parliament relating to the Duties on Carriages or Vehicles kept, used, and employed, or let out for the Purpose of conveying Passengers for Hire as aforesaid; provided the Passenger or Passengers to be carried or conveyed by any such Carriage or Vehicle, shall be charged or shall pay separate and distinct Fares, or a separate and distinct Fare, or be charged at the Rate of separate and distinct Fares, for his, her, or their Place or Seat, or Places or Seats therein, or Conveyance thereby respectively.

What shall be deemed a Carriage or Vehicle within the Meaning of this Act.

VII. And be it further enacted, That in all Actions, Bills, Plaints, Informations, or Proceedings, to be commenced, prosecuted, entered, or filed in any of His Majesty's Courts of *Great Britain*, or before any Justice of the Peace or other Magistrate whatsoever in *Great Britain*, against any Person or Persons, for the Recovery of any Duty, Fine, Penalty, or Forfeiture incurred under or by force of this Act, or any former Act or Acts of Parliament relating to the Duties on Carriages or Vehicles, kept, used, employed, or let for the Purpose of conveying Passengers for Hire as aforesaid, if Evidence shall be offered and given that the Carriage or Vehicle in respect of which, or in any Manner relating to which any such Action, Bill, Plaint, Information, or Proceeding shall be commenced, prosecuted, entered, or filed, was seen travelling or going upon any Turnpike Road or public Highway in *Great Britain*, such Carriage or Vehicle having fixed or placed thereupon a Plate or Plates as required by this Act to be fixed or placed upon Carriages or Vehicles used, employed, or let out for the Purpose of conveying Passengers for Hire, or having painted or marked thereupon any of the Particulars required by any former Act or Acts of Parliament relating to such Carriages or Vehicles, such Carriages or Vehicles shall (unless the contrary be proved) be deemed and taken to be a Carriage or Vehicle kept, used, employed, and let out for the Purpose of conveying Passengers for Hire to or from or from and to different Places in *Great Britain;* and that in all such Actions, Bills, Plaints, Informations, or Proceedings, the Person or Persons described in the Licence granted in respect of such Carriage or Vehicle shall (unless the contrary be proved) be considered as the Person or Persons to whom such Carriage or Vehicle doth belong, and shall be liable to the Duty or Duties, Penalty or Penalties, imposed by this Act, or any former Act or Acts of Parliament relating to the Duties on such Carriages or Vehicles as aforesaid.

Persons authorized to examine Plates, may enter Toll Houses.

VIII. And be it further enacted, That it shall and may be lawful for any Person or Persons duly authorized to examine the Plates by this Act directed to be fixed and placed upon Carriages or Vehicles used or employed for the Purpose of conveying

Passengers for Hire, from Time to Time to enter into and remain in any Tollhouse or other Place, at the Gate or Bar of which any Toll is by Law payable, for the Purpose of examining such Plates.

Penalty on Toll Collectors or others impeding Persons executing this Act, 20*l*.

IX. And be it further enacted, That if any Toll Collector or Toll Gate Keeper, or any other Person or Persons, shall refuse to permit any Person or Persons authorized to examine the Plates directed to be fixed and placed upon Carriages or Vehicles, used, employed, or let out for the Purpose of conveying Passengers for Hire, from Time to Time to enter into and remain in any Toll House or other Place, at the Bar or Gate of which any Toll is by Law payable; or shall obstruct or hinder or molest such Person or Persons in entering into and remaining in such Toll House or Place as aforesaid, for the Purpose of examining such Plates; or if any Toll Collector or Toll Gate Keeper, or any other Person or Persons, shall in any way hinder, molest, interrupt, or disturb any such Person or Persons authorized to examine such Plates, in the reasonable Use of such Toll House or other Place as aforesaid, for the Purpose aforesaid, every such Toll Collector or Toll Gate Keeper, and every Person aiding and assisting such Toll Collector or Toll Gate Keeper, and every Person offending in any of the Cases aforesaid, shall for every such Offence forfeit the Sum of Twenty Pounds.

Carriages, Horses, &c. made liable for the Payment of the Duty.

X. And whereas it is expedient that all and every the Carriages or Vehicles aforesaid, for or in respect or on account whereof the Duty which shall become due and payable by virtue of this Act, and the said Act of the Fifty-fifth Year of His said late Majesty, and the Schedule thereto; and also all and every Horse and Horses, Harness, and other Articles and Things used and employed for the Purpose of drawing such Carriages or Vehicles, should be made subject and liable to the Duties in Arrear and owing from Time to Time, by the Person or Persons to whom any such Licence so herein mentioned shall be granted; be it therefore further enacted, That from and after the said Thirty-first Day of *August*, every Carriage or Vehicle for or in respect or on account whereof any Duty is imposed, or which shall become due and payable under or by virtue of this Act, or by the said Act of the Fifty-fifth Year of the Reign of His said late Majesty, and the Schedule thereto, and all and every the Horse or Horses, and Harness, and all other Articles and Things used or employed for the Purpose of drawing such Carriage or Vehicle as aforesaid, in the Custody and Possession of the Person or Persons, or any of them, to whom any such Licence shall have been granted as aforesaid, or in the Custody or Possession of any other Person or Persons, to the Use and for the Account of or in Trust for such Person or Persons, to whom any such Licence shall have been granted as aforesaid, or any of them, shall be and the same are hereby made subject and liable to, and chargeable with all the Duties in arrear and owing, or which shall become due and payable from Time to Time from or by such Person or Persons, for or in respect of such

Carriage

Carriage or Vehicle kept, used, or employed by him, her, or them respectively, for the Purpose of conveying Passengers for Hire as aforesaid.

For punishing Coachmen or Guards for endangering the Lives of Persons by Intoxication or furious Driving, &c.

XI. And whereas by the said recited Act of the Fiftieth Year of the Reign of His late Majesty King *George* the Third, it was (amongst other Things) enacted, that in case the Driver of any such Coach, Mail Coach, or other Carriage, as therein described, or the Person acting as Guard, should, by Intoxication, or by Negligence or other Misconduct (unavoidable Accidents always excepted) endanger the Safety of the Passengers in their Lives, their Limbs, or their Property, then and in every such Case the Driver or Guard (as the Case may be) so offending, and being convicted thereof by his own Confession, the View of a Justice (in any Case applicable thereto), or the Oath or Oaths of One or more credible Witness or Witnesses, before any Justice or other Magistrate as therein mentioned, should forfeit and pay a Sum not less than Five Pounds nor more than Ten Pounds for every such Offence; and in case of Non-payment, every such Justice or other Magistrate above mentioned, were thereby authorized to commit such Offender to the Common Gaol or House of Correction for the County, Riding, City, Town, Division, or Place where such Offence should have been committed, there to remain without Bail or Mainprize for any Time not exceeding Six Months nor less than Three Months, at the Discretion of the Justice or other Magistrate above mentioned, by or before whom any such Offender should be convicted: And whereas it is expedient to extend the Powers given by the said recited Act; be it therefore further enacted, That if the Coachman, Guard, or other Person having the Care of any such Coach, Mail Coach, or other Carriage or Vehicle as aforesaid, or employed in, upon, or about the same, shall, by Intoxication, or wanton and furious Driving, or any other wilful Misconduct on the Public Highway, injure or endanger any Person or Persons whatever in his, her, or their Life or Lives, Limbs, or Property, every such Coachman or Person as aforesaid so offending, shall for every such Offence be liable to the same or the like Fine or Penalty, to be levied, mitigated, and applied in the same or the like Manner as in and by the said recited Act was mentioned and provided with respect to the Offences therein specified; provided that nothing in this Act contained shall extend to or be construed to extend to affect Hackney Coaches or Chariots, or their Owners or Drivers respectively, duly licensed by the Commissioners of Hackney Coaches.

Informations to be laid against the nearest Proprietor.

XII. And whereas in Cases where such Carriages or other Vehicles are employed for the Conveyance of Passengers and Goods between Places lying distant from each other, it usually happens that the Property in such Carriages or other Vehicles is in several Persons, who reside at different Points of the Line of Journey performed by such Carriage or other Vehicle, and the Residences of some of whom is at a great Distance from some of the Places through which such Carriage or other Vehicle passes, or at which it arrives; and

and by reason of such Distance such last-mentioned Proprietor or Proprietors have not the Means of exercising the same Superintendance and Controul over the Management of such Carriage or other Vehicle, in distant Parts of its Journies, as such of the Proprietor or Proprietors as have their Residence nearer thereto: And whereas it is expedient, that in all Cases of Informations and Convictions for Offences against this Act or any former Act, such Information and Conviction should be had and laid against such One or more of the Owner or Owners, Proprietor or Proprietors of such Carriages or other Vehicles, as are resident nearest to the Place where the Offence shall be committed; be it therefore enacted, That from and after the passing of this Act, all Summonses, Informations, and Convictions, which shall be issued, laid, or prosecuted against any Owner or Owners, Proprietor or Proprietors of any Coach, Carriage, or other Vehicle, under or by virtue of this Act, or any former Act, for the Recovery of any Fine or Penalty hereby or thereby imposed, shall in all Cases in which there shall be more than One such Owner or Proprietor, and when such Owners or Proprietors shall reside in different Counties (the Residence of such Owner or Proprietor being ascertained by the Entry at the Stamp Office, or other Place from which the Licence to such Owner or Proprietor was issued, be so issued, laid, or prosecuted against such One or more of the said Owners or Proprietors as shall reside in the County or Place in which, or nearest to which the Offence proceeded against shall have been or shall be alledged to have been committed; and that in all such Cases as aforesaid, this present Act shall and may be allowed and pleaded in bar to the Conviction of any such Owner or Owners, Proprietor or Proprietors as aforesaid, other than and except of such Owner or Owners, Proprietor or Proprietors, whose Residence shall be in the County or Place in which, or nearest to which, the Offence so proceeded against shall have been or shall be alledged to have been committed; any thing herein or in any former Act contained to the contrary thereof notwithstanding.

If Drivers of Stage Coaches take up Passengers after entering the paved Streets of London, &c. they shall be deemed Persons plying for Hire under 1 G. 1. c. 57.

XIII. And whereas Difficulties have arisen in Proceedings for Penalties under a certain Act made and passed in the First Year of the Reign of King *George* the First, intituled *An Act for better regulating Hackney Coaches, Carts, Drays, and Waggons, within the Cities of* London *and* Westminster, *and the Weekly Bills of Mortality; and for preventing Mischiefs occasioned by the Drivers riding upon such Carts, Drays, Cars, and Waggons;* by reason of the Person or Persons giving Information being unable to prove the Payment of the Fare paid or to be paid by any Person or Persons carried in or upon any Coach or other Carriage used for the Purpose of conveying Passengers for Hire; be it further enacted and declared, That from and after the passing of this Act, in all Cases where any Coach or other Carriage used for the Purpose of conveying Passengers for Hire, shall take up any Passenger or Passengers after such Coach or other Carriage shall have entered the paved Streets of *London, Westminster,* or the Borough of *Southwark,* and shall

carry and convey such Passenger or Passengers along the said paved Streets, or any of them, the Proprietor of such Coach or Carriage, or the Driver thereof, shall be deemed and taken to be a Person standing, driving, and plying for Hire within the Meaning of that Act, unless the contrary shall be shewn.

Licences now in force to continue till 31st August 1822.

XIV. And whereas all Licences which before the passing of this Act may have been granted, authorizing any Person or Persons to keep or employ any Carriage or Vehicle, to be employed as a Public Stage Coach or Carriage for conveying Passengers for Hire to and from different Places in *Great Britain*, and which at the Time of passing this Act will be in force, will, under and by virtue of an Act made and passed in the Fifty-third Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for altering, explaining, and amending an Act of the Forty-eighth Year of His Majesty's Reign, for granting Stamp Duties in* Great Britain, *with regard to the Duties on re-issuable Promissory Notes, and on Conveyances on the Sale and Mortgage of Property; for better enabling the Commissioners of Stamps to give Relief in Cases of Spoiled Stamps, and to remit Penalties for exempting certain Instruments from Stamp Duty; and for better securing the Duties on Stage Coaches,* expire on the Thirty-first Day of *July* in the present Year: And whereas it is expedient to keep all such Licences in force for the Space of One Calendar Month beyond that Day; be it therefore further enacted, That all such Licences shall be and remain in full Force and Effect for the Space of One Calendar Month next after the said Thirty-first Day of *July*; and that all Licences to be granted at any Time after the passing of this Act, and before the First Day of *August* in the Year of our Lord One thousand eight hundred and twenty-three, shall terminate and expire on the Thirty-first Day of *July* in that Year. 53G.3.c.108.

Powers of former Acts relating to Duties on Stage Coaches, &c. extended to this Act.

XV. And be it further enacted, That all the Powers, Provisions, Clauses, Regulations, and Directions, Fines, Forfeitures, Pains, and Penalties, contained in and imposed by the several Acts of Parliament, or any of them, relating to the Duties upon Stage Coaches, or other Carriages used for the Purpose of conveying Passengers for Hire, shall be of full Force and Effect with respect to the Duties hereby granted, as far as the same are or shall be applicable, in all Cases not hereby expressly provided for; and shall be observed, applied, enforced, and put in Execution for the raising, levying, collecting, and securing the Duties on Carriages or Vehicles kept, used, employed, or let out for Hire, for the Purpose of conveying Passengers as aforesaid, granted by the said Act of the Fifty-fifth Year of the Reign of His said late Majesty and the Schedules thereto, and the said Duties hereby granted, so far as the said Acts of Parliament, or any of them, shall not be repealed or be superseded by, and shall be consistent with the express Provisions of this Act, as fully and effectually to all Intents and Purposes as if the same had been herein repeated and specially enacted with reference to the said Duties granted by

the said Act of the Fifty-fifth Year of the Reign of His said late Majesty, and the said Schedule thereto, and also to the Duties hereby granted.

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