STATUTORY INSTRUMENTS

1978 No. 651

LOCAL GOVERNMENT, ENGLAND AND WALES

The City of Exeter (Local Act Repeals) Order 1978

Made - - -	*2nd May* 1978
Laid before Parliament	*10th May* 1978
Coming into Operation	*1st June* 1978

In exercise of the powers conferred upon me by section 81 of the Local Government (Miscellaneous Provisions) Act 1976(a), and after the consultation required by subsection (3) of that section, I hereby make the following Order:—

1. This Order may be cited as the City of Exeter (Local Act Repeals) Order 1978 and shall come into operation on 1st June 1978.

2. The Interpretation Act 1889(b) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and section 38 of that Act (effect of repeals) shall apply as if this Order were an Act of Parliament.

3. In Part III of the Exeter Corporation Act 1971(c) (hackney carriages, etc.) the following provisions are hereby repealed, that is to say—

(*a*) section 9 (fixing of fares for hackney carriages);
(*b*) section 10 (stands for hackney carriages);
(*c*) section 11 (prohibition of other vehicles on hackney carriage stands);
(*d*) section 13 (transfer of hackney carriages, etc.);
(*e*) section 14 (recovery of charges for inspection);
(*f*) section 15 (fees for drivers' licences);
(*g*) section 16 (suspension and revocation of proprietors' licences);
(*h*) section 17 (suspension and revocation of drivers' licences);
(*i*) section 18 (fitness of hackney carriages, etc.);
(*j*) section 19 (qualifications for drivers of hackney carriages, etc.);
(*k*) section 20 (fitness of drivers); and
(*l*) in section 23 (Corporation may extend period of hackney carriage licences, etc.), the words "or a private hire vehicle".

(a) 1976 c. 57. (b) 1889 c. 63. (c) 1971 c. lxv.

4. Notwithstanding the repeal of sections 9 and 10 of the Exeter Corporation Act 1971 by Article 3 above—

(*a*) a table of fares made under the said section 9 and in force immediately before the coming into operation of this Order shall be deemed to have been made under section 65 of the Local Government (Miscellaneous Provisions) Act 1976 (fixing of fares for hackney carriages); and

(*b*) any stand appointed under the said section 10 shall, if the appointment is in force immediately before the coming into operation of this Order, be deemed to have been appointed under section 63 of the Local Government (Miscellaneous Provisions) Act 1976 (stands for hackney carriages).

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Home Office.
2nd May 1978.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

In exercise of the power conferred by section 45 of the Local Government (Miscellaneous Provisions) Act 1976 the Exeter City Council have resolved that as from 1st June 1978 the provisions of Part II of that Act (hackney carriages and private hire vehicles) are to apply to the district of Exeter. This Order repeals the provisions of the Exeter Corporation Act 1971 specified in Article 3, which are inconsistent with or unnecessary in consequence of the provisions of Part II of the 1976 Act. Article 4 makes transitional provision in respect of hackney carriage fares fixed and stands appointed under the repealed sections of the local Act.

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