STATUTORY INSTRUMENTS

1979 No. 806

LOCAL GOVERNMENT, ENGLAND AND WALES

The City of Liverpool (Local Acts Repeals) Order 1979

Made - - -	*9th July* 1979
Laid before Parliament	*18th July* 1979
Coming into Operation	*13th August* 1979

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 Liverpool (Local Acts Repeals) Order 1979 and shall come into operation on 13th August 1979.

2. In this Order "the Act of 1972" means the Liverpool Corporation Act 1972(b).

3.—(1) In Part II of the Act of 1972 the following provisions are hereby repealed, that is to say—

(*a*) sections 5, 6, 8 to 14, 16 to 30 and 32 to 43 (which relate to taxicabs and private hire vehicles);

(*b*) in section 7 (transfer of taxicabs and private hire vehicles), the words "or a private hire vehicle" in each place where they occur;

(*c*) in section 15 (qualifications for proprietors and drivers of taxicabs), subsection (1)(*b*) and in subsection (2) the words "or a driver's licence"; and

(*d*) in section 31(1) (byelaws), paragraph (*a*).

(2) Section 4 of the Act of 1972 (interpretation for Part II) shall be amended by substituting for the definitions in that section the definitions set out in the Schedule to this Order.

4. Section 501(2) of the Liverpool Corporation Act 1921(c) (hackney carriages), shall be amended by omitting the words "or private hire vehicles (as defined in the Liverpool Corporation Act 1972)".

(a) 1976 c. 57. (b) 1972 c. xli.
(c) 1921 c. lxxiv; section 501 (2) was amended by section 43(*c*) of the Act of 1972.

5. Notwithstanding the repeal of section 20 of the Act of 1972 by Article 3(1) above, any stand appointed under that section 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).

W. S. I. Whitelaw,

One of Her Majesty's Principal Secretaries of State.

Home Office.
9th July 1979.

SCHEDULE

Article 3(2).

Definitions in section 4 of the Act of 1972

"the Act of 1847" means the Town Police Clauses Act 1847;

"driver's badge" means any badge issued by the Corporation under byelaws made under section 68 of the Act of 1847;

"hackney carriage" has the same meaning as in the Act of 1847 but does not include a public service vehicle;

"proprietor" includes a part-proprietor and, in relation to a vehicle which is the subject of a hiring agreement or hire-purchase agreement, means the person in possession of the vehicle under that agreement;

"proprietor's licence" means the licence required to be obtained in respect of a taxicab by the proprietor thereof by virtue of sections 37 to 45 of the Act of 1847;

"public service vehicle" has the same meaning as in section 117 of the Road Traffic Act 1960; and

"taxicab" means a hackney carriage licensed by the Corporation to ply for hire under section 37 of the Act of 1847.

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 Liverpool City Council have adopted the provisions of Part II of that Act (hackney carriages and private hire vehicles) and those provisions apply to the metropolitan district of Liverpool. This Order repeals the provisions of the Liverpool Corporation Act 1972 specified in Article 3(1) which are inconsistent with or unnecessary in consequence of the provisions of Part II of the 1976 Act.

Articles 3(2) and 4 and the Schedule make consequential amendments to the Act of 1972 and the Liverpool Corporation Act 1921. Article 5 makes transitional provision in respect of hackney carriage stands appointed under a repealed provision of the Act of 1972.