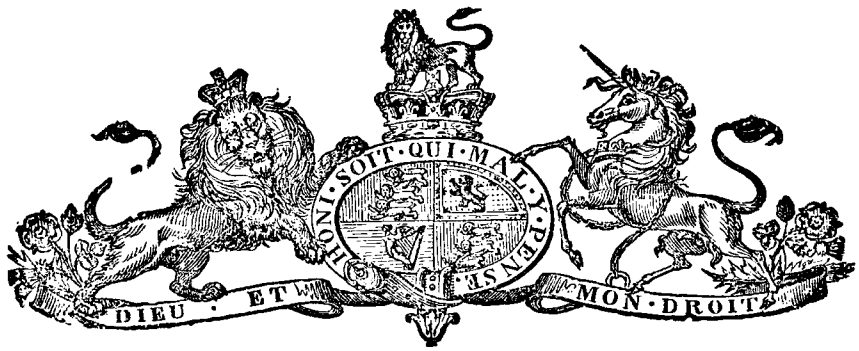


ANNO TRICESIMO & TRICESIMO PRIMO

VICTORIÆ REGINÆ.

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CAP. CXXXIV.

An Act for regulating the Traffic in the Metropolis, and for making Provision for the greater Security of Persons passing through the Streets, and for other Purposes. [20th *August* 1867.]

WHEREAS it is expedient to make further Provisions for regulating the Traffic in the Streets of the Metropolis, and for the greater Security of the Inhabitants thereof:

Be it enacted by the Queen'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, as follows:

Preliminary.

1. This Act may be cited for all Purposes as "The Metropolitan Streets Act, 1867." Short Title.

2. In this Act "the Metropolis" shall mean the City of *London* and all Parishes and Places for the Time being within the Jurisdiction of the Metropolitan Board of Works. Definition of "the Metropolis."

3. The

Definitions:

3. The following Expressions for the Purposes of this Act shall, unless the Context requires a different Construction, have the Meanings herein-after assigned to them; that is to say,

"Magistrate:" "Magistrate" shall, within the City of *London* and the Liberties thereof, mean the Lord Mayor of the City of *London*, or any Alderman of the said City, sitting alone or with others at the Mansion House or Guildhall, and in the rest of the Metropolis shall mean any Metropolitan Police Magistrate:

"Commissioner of Police:" "Commissioner of Police," beyond the Limits of the City of *London* and the Liberties thereof, shall mean "the Commissioner of Police of the Metropolis," and within such Limits "the Commissioner of the Police Force of the City of *London* and the Liberties thereof:"

"Street:" "Street" shall include any Highway or other public Place, whether a Thoroughfare or not; and any of the Royal Parks, Gardens, and Possessions which are managed by the Commissioners of Her Majesty's Works and Public Buildings, in pursuance of the Act of the Session of the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter Forty-two, shall, for the Purposes of this Act, be deemed to be public Places:

"Cattle." The Word "Cattle" shall include Bull, Ox, Cow, Heifer, Calf, Sheep, Goats, and Swine, also Horses, Mules, and Asses, when led in a String or loose.

General Limits of Act.

4. The Expression "the general Limits of this Act" shall mean such Parts of the Metropolis as are enclosed in a Circle of which the Centre is *Charing Cross*, and the Radii are Four Miles in Length, as measured in a straight Line from *Charing Cross*:

Special Limits of Act.

The Expression "the special Limits of this Act" shall mean such Streets and Portions of Streets as may be declared to be special Limits in manner herein-after provided.

PART I.

General Regulations.

Prohibition of scavengering except between certain Hours.

5. No Person shall, after the First Day of *January* One thousand eight hundred and sixty-eight, between the Hours of Ten in the Morning and Seven in the Evening, in such Streets as may be named by the Commissioner of Police, remove any Ashes, Dust, or Refuse from any House in any Street.

Any Person doing any Act in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Forty Shillings.

6. No

As to the Deposit of Goods in Streets within general Limits of Act.

6. No Goods or other Articles shall be allowed to rest on any Footway or other Part of a Street within the general Limits of this Act, or be otherwise allowed to cause Obstruction or Inconvenience to the Passage of the Public, for a longer Time than may be absolutely necessary for loading or unloading such Goods or other Articles.

Any Person doing any Act in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Forty Shillings.

For the Purposes of this Act, the Surface of any Space over which the Public have the Right of Way that intervenes in any Street within the general Limits of this Act between the Footway and the Carriageway shall, notwithstanding any Claim of any Person by Prescription or otherwise to the Deposit or Exposure for Sale of any Goods or other Articles on such Surface, be deemed to be Part of the Footway.

Cattle not to be driven through Streets within certain Hours.

7. No Person shall drive or conduct any Cattle through any Street within the general Limits of this Act between the Hours of Ten in the Morning and Seven in the Evening, except with the Permission of the Commissioner of the Police.

Any Person driving or conducting Cattle in contravention of this Section shall be liable to a Penalty not exceeding Ten Shillings for each Head of Cattle so driven or conducted.

Regulations as to Metropolitan Stage Carriages.

8. Within the general Limits of this Act the Driver of a Metropolitan Stage Carriage shall not stop such Carriage for the Purpose of taking up or setting down Passengers at any Part of a Street except as near as may be to the Left or Near Side of the Roadway.

Any Driver of a Metropolitan Stage Carriage acting in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Forty Shillings.

Prohibition of Carriage of Advertisements, except those approved by Commissioner of Police.

9. No Picture, Print, Board, Placard, or Notice, except in such Form and Manner as may be approved of by the Commissioner of Police, shall, by way of Advertisement, be carried or distributed in any Street within the general Limits of this Act by any Person riding in any Vehicle, or on Horseback, or being on Foot.

Any Person doing any Act in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Ten Shillings.

This Section shall not apply to the Sale of Newspapers.

Special Limits.

Power of Commissioner of Police to make special Limits.

10. The Commissioner of Police, with the Approval of One of Her Majesty's Principal Secretaries of State, may from Time to Time direct that any Street or Portion of a Street within the general Limits of this Act is to be deemed to be within the special Limits of this Act, and may from Time to Time take any Street or Portion of a Street out of the special Limits of this Act: Provided,

1st. That an Order made by the Commissioner of Police under this Section shall not come into effect until the Expiration of Ten Days from the Date of the Approval thereof by the Secretary of State:

2d. That Notice that an Order has been submitted for the Approval of the said Secretary of State under this Section in respect of any Street or Portion of a Street shall be affixed to a Lamp Post or otherwise placarded in some conspicuous Position in or near the Street or Portion of a Street to which such intended Order relates, and at the Principal Office of the Local Authority having Charge of such Street and of the Metropolitan Police and of the City Police respectively, for not less than Twenty-eight Days previously to the Approval of the said Secretary of State being given to the said Order:

3d. That a Copy of such Order when approved by the said Secretary of State shall be published in the *London Gazette*, and also affixed to a Lamp Post or otherwise placarded in some conspicuous Position in or near the Street or Portion of a Street to which the said Order relates, and shall always during the Time that the Order is in force be kept so affixed or placarded.

A Copy of the *London Gazette* containing any Order purporting to be made in pursuance of this Section shall be Evidence of the Contents of such Order and of the same having been duly made and approved in manner provided by this Act, and until the contrary is proved the Provisions of this Act with respect to the affixing or placarding of such Order shall be deemed to have been duly complied with.

Regulations within special Limits.

11. The Commissioner of Police, with the Approval of the said Secretary of State, and the Commissioner of City Police, with the Consent of the Court of Mayor and Aldermen, and subject to the Approval of the said Secretary of State, may from Time to Time make

make Regulations to be observed by all Persons within the special Limits of this Act with respect to the following Matters:

1. With respect to the Route to be taken by all Carts, Carriages, or other Vehicles, with Power to prohibit any Cart, Carriage, or other Vehicle from coming into any Street or Part of a Street within the said Limits for the Purpose only of passing to its Destination in some other Street or Part of a Street:
2. With respect to the Line to be kept by Persons riding or driving:

And may, with the like Approval, from Time to Time alter, vary, or repeal any Regulation made by them, and make new Regulations in addition to or in lieu of any existing Regulations; but this Section shall not authorize the Commissioner of Police or the Secretary of State to limit the Number of Metropolitan Stage Carriages that may pass down any Street in pursuance of their ordinary Trade.

Penalty for Disobedience to Regulations.

12. Any Person wilfully disregarding or refusing to conform to any Regulation of the Commissioner of Police made in pursuance of this Act shall incur a Penalty not exceeding Forty Shillings for each Offence; and any Constable may take into Custody without Warrant any Person who within View of such Constable wilfully disregards or refuses to conform to any such Regulation, and refuses to give his Name and Address to such Constable; and any printed Copy of such Regulations certified under the Hand of the Commissioner of Police who made the same to be a true Copy of Regulations made by him, or purporting to be printed by the Queen's Printer, shall be Evidence of such Regulations, and until the contrary is proved all such Regulations shall be deemed to have been duly made.

Publication of Regulations.

13. A printed Copy of all Regulations made by the Commissioner of Police in pursuance of this Act shall be hung up for public Inspection in such Places within his District as the Commissioner of Police thinks advisable; but it shall not be necessary in enforcing any Regulation to prove that the Provisions of this Section have been complied with, nor shall the Noncompliance therewith invalidate any Regulation.

Regulation of Metropolitan Stage Carriages in special Limits.

14. Within the special Limits of this Act no Driver of or Conductor of a Metropolitan Stage Carriage shall take up or set down Passengers at any Place where he may for the Time being be prohibited by Regulation of the Commissioner of Police from taking them up or setting them down; and any Driver or Conductor

acting in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Forty Shillings.

As to the loading and unloading of Coal and Casks in Streets.

15. Between the Hours of Ten o'Clock in the Morning and Six o'Clock in the Evening no Coal shall be loaded or unloaded on or across any Footway within the special Limits of this Act, and between the same Hours and within the same Limits no Casks, whether empty or full, (Wine or Spirits in Cask excepted,) shall be lowered or drawn up by means of Ropes, Chains, or other Machinery passing across the Footway or any Part thereof.

Any Person doing any Act in contravention of this Section shall be liable for each Offence to a Penalty not exceeding Forty Shillings.

Prohibition of Carriage of Timber and other large Articles between certain Hours.

16. No Person shall, within the special Limits of this Act, and between the Hours of Ten in the Morning and Seven in the Evening, except with the Permission of the Commissioner of Police,—

1. Drive or conduct along any Street any Cart, Carriage, or other Vehicle laden with Timber, Metal, or any other Article which exceeds in Length Thirty-five Feet, or which protrudes more than Eight Feet Six Inches behind the Vehicle or more than One Foot from the Sides of the Vehicle:
2. Carry in any way along any Street any Ladder, Scaffold Pole, or other Article which exceeds Thirty-five Feet in Length or Eight Feet Six Inches in Breadth:
3. Drive or conduct along any Street any Cart, Waggon, or other Vehicle used for conveying Goods or Merchandise, and drawn by more than Four Horses:

Any Person acting in contravention of this Section shall for each Offence be liable to a Penalty not exceeding Forty Shillings.

No Penalty shall be imposed on or Costs awarded against any Person for acting in contravention of this Section if such Person prove to the Satisfaction of the Magistrate having Power to impose the Penalty that the Act alleged to be in contravention of this Section was done on the Occasion of a Fire or other sudden Emergency with a view to prevent Accident, or to save Life or Property.

Any Byelaw, Rule, Order, or Regulation made or to be made within the City of *London* and the Liberties thereof that is inconsistent with this Section shall be void.

PART II.

Hackney Carriages.

Regulations as to Hackney Carriages.

17. The following Regulations shall be made with respect to Hackney Carriages as defined by the Hackney Carriage Acts, and plying within the Limits defined for the Purposes of those Acts:—

1. During such Portion of Time between Sunset and Sunrise as may be fixed by the Commissioner of Police of the Metropolis from Time to Time no Driver of any Hackney Carriage shall ply for Hire unless the Hackney Carriage under his Charge be provided with at least One Lamp properly trimmed and lighted, to be fixed outside the Carriage in such Manner and Position as may be directed by the Commissioner of Police of the Metropolis:

   Any Driver plying for Hire in contravention of this Enactment shall be liable for each Offence to a Penalty not exceeding Forty Shillings:

   The Portion of Time so fixed by the said Commissioner shall be made known by Notice posted up at every Standing for Hackney Carriages in such conspicuous Position as may be directed by the said Commissioner, but in any Proceedings for enforcing the foregoing Regulation as to Lamps it shall not be necessary to prove that such Notice was given:

2. The Commissioner of Police of the Metropolis may from Time to Time cause to be affixed such Plate or Mark in such Position as he thinks expedient to any Hackney Carriage certified by him to be in a fit Condition for public Use, and may cause to be removed such Plate or Mark whenever such Carriage has, after Notice to the Owner thereof, been determined by him to be in a Condition unfit for public Use. If any Plate or Mark adopted by the said Commissioner of Police of the Metropolis for distinguishing Hackney Carriages that are fit for public Use is affixed to any Hackney Carriage without his Authority, or if any Plate or Mark counterfeiting or resembling such authorized Plate or Mark is affixed to any Hackney Carriage, the Owner of the Carriage, and also the Driver (unless such Owner or Driver proves that he was ignorant of the Plate or Mark being affixed to the Carriage in contravention of this Section), shall be liable for each Offence to a Penalty not exceeding Forty Shillings:

For the Purposes of this Act the Expression "Hackney Carriage Acts" shall mean the following Acts:

An Act passed in the Session of the First and Second Years of the Reign of King *William* the Fourth, Chapter Twenty-two, intituled *An Act to amend the Laws relating to Hackney Carriages*,

Carriages, and to Waggons, Carts, and Drays, used in the Metropolis; and to place the Collection of the Duties on Hackney Carriages and on Hawkers and Pedlars in England *under the Commissioner of Stamps:*

An Act passed in the Session of the Sixth and Seventh Years of the Reign of Her present Majesty, Chapter Eighty-six, intituled *An Act for regulating Hackney and Stage Carriages in and near* London:

An Act passed in the Session of the Thirteenth and Fourteenth Years of the Reign of Her present Majesty, Chapter Seven, intituled *An Act for consolidating the Office of the Registrar of Metropolitan Public Carriages with the Office of the Commissioners of Police of the Metropolis, and making other Provisions in regard to the consolidated Offices:*

An Act passed in the Session of the Sixteenth and Seventeenth Years of the Reign of Her present Majesty, Chapter Thirty-three, intituled *An Act for the better Regulation of Metropolitan Stage and Hackney Carriages, and for prohibiting the Use of Advertising Vehicles:*

An Act passed in the Session of the Sixteenth and Seventeenth Years of the Reign of Her present Majesty, Chapter One hundred and twenty-seven, intituled *An Act to reduce the Duties payable in respect of Hackney Carriages used in the Metropolis, and to amend the Laws relating to the granting of Licences and Payment of Duties in respect of Metropolitan Stage and Hackney Carriages, and to make Provision as to the Charge for the Hire of Hackney Carriages in certain Cases.*

Dogs.

Regulations as to Dogs.

18. The Police may take possession of any Dog found in any Street within the Metropolis, and not under the Control of any Person, and may detain such Dog until the Owner has claimed the same, and paid all Expenses incurred by reason of such Detention.

The Commissioner of Police, if he see fit, may issue a Notice requiring any Dog while in the Streets and not led by some Person to be muzzled in such a Manner as will admit of the Animal breathing and drinking without Obstruction; and the Police may take possession of any Dog found loose in the Streets without such Muzzle during the Currency of such Order, and may detain such Dog until the Owner has claimed it, has provided a proper Muzzle, and has paid all Expenses connected with such Detention.

Where

Where any Dog taken possession of by the Police wears a Collar with the Address of any Person inscribed thereon, a Letter stating the Fact of such Dog having been taken possession of shall be sent by Post to the Address inscribed on the Collar.

The Commissioner of Police may cause any Dog which has remained in the Possession of the Police for Three clear Days without the Owner claiming the same, and paying all Expenses incurred by its Detention, to be sold or destroyed. Any Monies arising from the Sale of any Dogs in pursuance of this Section shall be applied in the Manner in which Penalties under this Act are applicable.

When, upon Complaint that any Dog has bitten or attempted to bite any Person within the Metropolis, it appears to the Magistrate having Cognizance of such Complaint that such Dog ought to be destroyed, the Magistrate may direct the Dog to be destroyed, and any Police Constable may destroy the same accordingly; and all Dogs detained by the Police under this Section shall be properly fed and maintained.

Shoeblacks and Messengers.

As to the Licensing Shoeblacks and Messengers.

19. The Commissioner of Police may, if he thinks fit, from Time to Time license Street Shoeblacks, and Commissionaires or Messengers, to exercise their Calling, and appoint Places at which they may stand to exercise their respective Callings, and direct the Numbers of each Class who may stand at the appointed Places.

Obstructions at Standings prohibited.

20. Every Shoeblack, and Commissionaire or Messenger, other than those authorized by the Commissioner of Police, who occupies the Standings appointed by the said Commissioner, or who remains there after being required by a Constable on Duty to leave, and every Person molesting or obstructing any authorized Shoeblack, Commissionaire, or Messenger in the Exercise of his Calling, and every Person not being an authorized Shoeblack or Commissionaire who fraudulently puts on or imitates the Dress, or takes the Name, Designation, or Character, of any authorized Shoeblack or Commissionaire, shall for each Offence be liable to a Penalty not exceeding Forty Shillings.

Amendment of Sects. 39. and 40. of of 2 & 3 Vict. c. 47. relating to Fairs.

21. And whereas it is expedient to amend the Thirty-ninth and Fortieth Sections of the Act of the Session of the Second and Third Years of the Reign of Her present Majesty, Chapter Forty-seven: The Word "holden" shall be substituted for the Words "usually holden" throughout the said Sections.

22. The

Placard, &c. may be affixed to Lamp Post.

22. The said Secretary of State or the Commissioner of Police may cause to be attached to any Lamp Post any Placard or Signal he may think expedient for the Purpose of carrying into effect the Provisions of this Act.

Prohibition of betting in Streets.

23. Any Three or more Persons assembled together in any Part of a Street within the Metropolis for the Purpose of betting shall be deemed to be obstructing the Street, and each of such Persons shall be liable to a Penalty not exceeding Five Pounds; and within the City of *London* and the Liberties thereof any Constable of the City Police Force, and without such Limits any Constable of the Metropolitan Police Force, may take into Custody, without Warrant, any Person who may commit such Offence in View of such Constable.

Extension of Sect. 52. of 2 & 3 Vict. c. 47.

24. The Powers vested in the Commissioners of Police by the Fifty-second Section of the Act of the Session of the Second and Third Years of the Reign of Her present Majesty, Chapter Forty-seven, with respect to keeping Order in the Streets and preventing Obstructions, may be exercised within the City and the Liberties thereof by the City Commissioner of Police on all Occasions when a Street is thronged or liable to be obstructed.

Inhabitants of City of London to place Dust, &c. on the Curbstone before Eight o'Clock in the Morning.

25. Notwithstanding anything contained in any Act of Parliament, it shall be lawful for the Inhabitants in all such Streets within the City of *London* or the Liberties thereof as may from Time to Time be named by an Order of the Commissioners of Sewers to deposit before Eight o'Clock in the Morning on the Curbstone of the Foot Pavement in a Box or Barrel all Ashes, Dust, or Refuse, so that the same may be removed by the Scavenger.

No Fare to be less than 1*s*.

26. Where the Fare now payable by Law on hiring any Hackney Carriage standing on any Stand shall not amount to One Shilling the Driver shall be entitled to charge One Shilling.

Penalties.

27. Penalties under this Act within the City of *London* and the Liberties thereof shall be recovered and applied in manner directed by a Local Act passed in the Session holden in the Second and Third Years of the Reign of Her present Majesty, Chapter Ninety-four, and intituled *An Act for regulating the Police in the City of* London, and beyond the Limits of the City of *London* and the Liberties thereof shall be recovered and applied in manner directed by the Acts relating to the Metropolitan Police.

All Powers conferred by this Act shall be deemed to be in addition to and not in derogation of any other Powers conferred by any

any other Act of Parliament, and any such other Powers may be exercised as if this Act had not passed.

Construction of Act.

28. This Act, so far as is consistent with the Tenor thereof, shall be construed as One with the Acts relating to the Metropolitan Police and to the City Police.

Commencement of Act.

29. This Act shall not come into operation until the First Day of *November* One thousand eight hundred and sixty-seven.

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