

**MOTOR TAXI AMENDMENT REGULATIONS 2004**

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**BR 61/2004**

**MOTOR CAR ACT 1951**

**1951 : 89**

**THE MOTOR TAXI AMENDMENT REGULATIONS 2004**

The Minister, in exercise of the powers conferred on him by sections 37, 102 and 103 of the Motor Car Act 1951, makes the following Regulations:

**Short title and commencement**

1 These Regulations, which amend the Motor Taxi Regulations 1952 (the "principal Regulations"), may be cited as the Motor Taxi Amendment Regulations 2004 and shall come into operation on 1 September 2004.

**Amends regulation 2 of principal Regulations**

2 Regulation 2 of the principal Regulations is amended—

(a) by deleting the definition of "fare" and substituting the following definition—

" "fare" in relation to the hiring of a taxi, means that part of the legal charge for the hiring—

- (a) which is automatically recorded on the dial of the taximeter fitted in the taxi when the taximeter is set in motion in pursuance of these Regulations; or
- (b) which is specified in Schedule 2 in respect of shared service from the Bermuda International

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- Airport to a destination within one of the zones specified in that Schedule;";
- (b) by inserting the following new definition in the appropriate alphabetical order—
- " "shared service" means a service at separate fares;".
- (c) in the definition of "taximeter"—
- (a) by deleting "the Schedule" and substituting "Schedule 1" in paragraph (i);
- (b) by deleting "one dollar" and substituting "four dollars" in paragraph (ii).

**Amends regulation 3 of principal Regulations**

3 Regulation 3 of the principal Regulations is amended—

- (a) by deleting paragraph (1) and substituting the following paragraphs —
- " (1) Subject to paragraphs (1A) to (1C), and without prejudice to regulation 21, the charge that shall be payable for the hire of a taxi ("legal charge") shall, in the case of a taxi hired in respect of a particular journey, be —
- (a) the amount obtained from the application of the scale set out in Schedule 1; and
- (b) the charges (if any) payable by the hirer under regulation 14 in respect of carriage of baggage.
- (1A) Notwithstanding paragraph (1)(a) —
- (a) a person or persons, either individually or as a group, may elect to hire a taxi on a shared service basis from the Bermuda International Airport to a destination within a zone specified in Schedule 2; and
- (b) if they so elect, a charge specified in Schedule 2 in respect of the zone in question shall be a legal charge instead of the legal charge referred to in paragraph (1)(a).
- (1B) The fare payable by each person (or group of persons) electing shared service from the Bermuda International Airport to a destination within a zone

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specified in Schedule 2 shall be the charge specified opposite the zone in that Schedule.

(1C) A taxi driver shall not, without reasonable excuse, refuse a hiring to two or more persons or groups of persons electing shared service to any destination or destinations within a zone specified in Schedule 2; but he may, with the agreement of the persons, wait for a reasonable period for other passengers to share the hiring."

(b) in paragraph (2), by deleting "paragraph (1)" and substituting "paragraph (1) or (1A)" where it occurs (twice).

### **Amends regulation 4 of principal Regulations**

4 Regulation 4 of the principal Regulations is amended by inserting the following paragraph after paragraph (3)—

"(4) This regulation shall not apply to a taxi hired on a shared service basis."

### **Amends regulation 14 of principal Regulations**

5 Regulation 14(2) of the principal Regulations is amended by deleting "twenty-five cents" and substituting "one dollar".

### **Amends Schedule to principal Regulations**

6 (1) Paragraph 1 of the Schedule to the principal Regulations is amended by deleting the Headings "Rate 1 and Rate 2" and every word in relation to Rates 1 and 2 and substituting the following —

#### **"Rate 1 — MILEAGE**

For the first one-fifth of a mile or part thereof (initial charge)	\$3.75
For each subsequent one-fifth of a mile or part thereof (meter advances)	\$0.40

#### **Rate 2 — WAITING TIME**

First five minutes before commencement of journey	FREE
For each subsequent period of three minutes or part thereof	\$1.20".

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(2) Paragraph 2 of the Schedule is deleted and the following new paragraph is substituted—

**"2 SIGHTSEEING**

Where a taxi is hired in respect of a period of time for a sightseeing tour the legal charge payable for every hour or part thereof is as follows —

**4-SEATER TAXI**

one to four passengers                      \$35.50

**6-SEATER TAXI**

one to four passengers                      \$35.50  
five to six passengers                      \$49.50".

**Inserts Schedule 2 to principal Regulations**

7 The principal Regulations are amended—

- (a) by renumbering the Schedule as Schedule 1; and
- (b) by inserting next after Schedule 1 the following new Schedule—

<b>"SCHEDULE 2</b>		<b>(regulation 3)</b>
<b>Zone</b>	<b>Description of Zone</b>	<b>Charge per person or per group</b>
Zone 1	Airport to Grotto Bay	\$ 6.00
Zone 2	Airport to Flatts or St. George	\$ 9.60
Zone 3	Airport to Cobb's Hill or to City of Hamilton	\$18.00
Zone 4	Airport to junction of South Road and Middle Road Southampton	\$21.60
Zone 5	Airport to Watford Bridge	\$26.40
Zone 6	Airport to Dockyard	\$30.00".

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Made this 25 day of August 2004

Minister of Tourism and Transport