



Statutory Document No.

BOROUGH OF DOUGLAS

TRAMWAY BYELAWS 2007

<i>Confirmed by Tynwald</i>	200
<i>Coming into operation</i>	200

In exercise of the powers conferred on the Mayor, Aldermen and Burgesses of the Borough of Douglas by section 35 of the Upper Douglas Tramway Act 1895¹, and of all other enabling powers, the following Byelaws are hereby made: —

1. Citation and interpretation

(1) These Byelaws may be cited as the Borough of Douglas Tramway Byelaws 2007, and subject to section 37 of the Act, shall come into operation on.....

(2) these byelaws are made for the suppression of nuisances and for regulation and control of Douglas Bay Tramway; in these byelaws, —

"the Act" means the Upper Douglas Tramway Act 1895;

"the Corporation" means the Mayor, Aldermen and Burgesses of the Borough of Douglas and Douglas Corporation;

"authorised person" means a authorised officer, an officer, employee, servant, contractor or agent of the Corporation;

"horse-tram" means any horse-drawn carriage, drawn on tracks laid in the roadway, and made or used for the carriage of passengers;

¹ 1985 c.24

“tramway” means the whole of the tracks laid in the roadway of Douglas promenades from the Derby Castle Terminus to the Sea Terminal buildings; and any extension or alteration to those tracks made in the lifetime of these byelaws

(3) section 73 (interpretation of other legislation) of the Act also applies to these Byelaws.

2. Penalties and Enforcement

(1) Any person contravening any of these Byelaws shall be liable on summary conviction to a fine not exceeding £200.

(2) These Byelaws shall be enforceable by any police officer or authorised officer of the Corporation and any action taken hereunder may be instigated by such officers whether or not a complaint has been made by any other party.

3. Douglas Horse Trams

(1) Conditions and regulations, laid out in Schedule 1 hereto, give directions as to the operation, use and terms of carriage in or on the horse trams.

(2) It shall be an offence for any person to breach or fail to observe any of the Conditions and Regulations laid out in Schedule 1. Each breach of a regulation or condition shall be treated as a breach of this byelaw.

4. Failure to provide particulars

It shall be an offence for any person to refuse to provide his or her correct full name and address to an authorised person or police officer who has reasonable grounds for believing he or she is committing or has committed an offence against these byelaws.

5. Expiry of Byelaws

These Byelaws shall cease to have effect *ten years after they have been confirmed by Tynwald*.

6. Revocation

The Borough of Douglas Tramway Byelaws 1906 are hereby revoked.

MADE this day of 200

THE COMMON SEAL of the Mayor, Aldermen
and Burgesses of the Borough of Douglas was
hereby affixed in the presence of:-

.....

Mayor

.....

Town Clerk

EXPLANATORY NOTE

(This note is not part of the Byelaws)

These Byelaws regulate various activities and also relate to the prevention and suppression of certain nuisances within the Borough of Douglas and for the maintenance of the quality of life for those residing, and for any other person, therein, and for regulation and control in matters of Housing, Douglas Bay Tramways and Douglas Market.

1.

Byelaw 3

SCHEDULE 1

Regulations in relation to Douglas Horse Trams and other conditions

1. No person shall smoke or use any smoking materials in or on any carriage or waiting room of the Corporation.
2. No person shall spit in or upon any carriage.
3. No passenger or other person shall, while travelling in or upon any carriage, distribute handbills or printed matter, or play or perform upon any musical instrument.
4. No person shall sell or offer for sale any goods or merchandise of any sort or tout or solicit custom in or upon any carriage or premises used for Tramway purposes of the Corporation.
5. No person in a state of intoxication shall be allowed to enter or mount upon any carriage, and commits an offence if he refuses to leave the carriage, when directed by an authorised person.
6. No persons shall swear or use obscene or offensive language whilst in or upon any carriage, or commit any nuisance in or upon or against any carriage, or Tramway Station, or premises used in connection with the Tramway System, or in any way wilfully interfere with the comfort of any passenger.
7. No person shall remove or deface any number-plate, printed or other notice, in or on the carriage.
9. A person who, in the opinion of the conductor, might for any reason be offensive to passengers, shall not be entitled to enter or remain in or upon any carriage, and may be prevented from entering or mounting any carriage, and shall not enter or mount any carriage after having been requested not to do so by the conductor, and, if found in or upon any carriage, shall, on request of the conductor or other authorised person.
10. Each passenger shall, upon demand, pay to the conductor or other authorised person, the fare legally demandable for the journey.
11. Each passenger shall show his or her ticket or pass when required so to do to the Conductor or any authorised person, and shall also when

required so to do either deliver up his Ticket or pay the fare legally demandable for the distance travelled over by such passenger.

- 12 Personal or other luggage shall, unless otherwise permitted by the conductor, be placed on the front or driver's platform, and not in the interior or on the roof of any carriage.
- 13 No passenger shall be permitted to travel on the steps or platforms of any carriage except upon seats provided for the purpose, or stand on the roof or sit on the outside rail on the roof of any carriage, and shall cease to do so immediately on request by the Conductor.
- 14 No person, except a passenger or intending passenger, shall enter or mount any carriage, and no person shall hold by or hang to any part of any carriage, or travel otherwise than on a seat provided for passengers.
15. When any carriage contains the full number of passengers which it is licensed to contain, no additional person shall enter, mount or remain in or on any such carriage when warned by the conductor not to do so
- 15 No person shall enter, mount, or leave, or attempt to enter, mount or leave any carriage whilst in motion.
- 16 No person shall enter or mount, or attempt to enter or mount any carriage arriving or standing at a terminus or stopping place until such passengers as may be upon the carriage, and as desire to dismount shall have had a reasonable opportunity of doing so.
- 17 Any dog or other animal taken into or upon any carriage, which is offensive or of annoyance to other passengers, shall be removed by the person in charge of such dog or other animal from the carriage immediately upon request by the conductor, and, in default of compliance with such request, such dog or other animal may be removed by or under the direction of the conductor.
- 18 No person shall wilfully obstruct or impede any authorised person of the Corporation in the execution of his duty upon the Tramway, or upon or in any of the stations or other works or premises connected therewith; and no person shall wilfully obstruct or interfere with the traffic upon the Tramway or endanger the safety of any person travelling by any carriage upon the Tramway.
- 19 The conductor or any authorised person will have charge of a carriage and enforce, or prevent any breach of, these Regulations to the best of his ability.

- 20 A ticket shall not be transferable and shall be available only in respect of the journey by the car for which such ticket is issued, and not by any other car. Does this still apply?
- 21 Any passenger travelling by a car which is making a journey other than that for which his or her ticket has been issued, shall be liable to pay another fare, calculable from the point at which the journey on which he or she is travelling commenced.
- 22 Every passenger shall enter or depart from a closed carriage by the hindermost or Conductor's platform, and from an open carriage by the footboard of such carriage and not otherwise.