



ELECTRIC TRAMWAYS
of the
State Electricity Commission
of Victoria

BY-LAW

No. 1

**Electric Tramways of the State Electricity
Commission of Victoria.**

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Pursuant to the provisions of sub-section (2) of Section 16 of the *State Electricity Commission Act, 1929*, the State Electricity Commission of Victoria hereby subject to the consent of the Governor-in-Council amends the by-law made pursuant to sub-section (1) of the said Section and approved by the Governor-in-Council on the 9th day of March, 1937, and the schedules to the said by-law as follows, that is to say:—

1. Throughout this By-law, unless inconsistent with the context or subject-matter, the following words and expressions shall have the meaning hereinafter respectively assigned to them, that is to say:—

“Act” means the *State Electricity Commission Act 1929*.

“Commission” means the State Electricity Commission of Victoria.

“Tramway” means a tramway vested in the Commission.

“Tram” means any vehicle being on any tram line of the Commission and having flanged wheels suitable for running on and using the rails of such tramway.

“Special Tram” means a tram which pursuant to agreement is operated by the Commis-

sion on the condition that only authorized persons may travel on it.

"Motorman" means the motorman having charge of a tram.

"Conductor" means any person other than the motorman who attends upon a tram and upon passengers in any tram and includes the motorman or driver of a one-man tram.

2. This By-law shall apply to the whole of the areas mentioned in the First Schedule to the Act, and with respect to all trams of the Commission and to all buildings, property, premises, and places used for or in connexion with any tramway vested in or owned by the Commission within the said areas.

(a) Fares and Charges.

3. The respective fares set out in or ascertained in accordance with the provisions of the First, Second, and Third Schedules hereto and the provisions thereto shall be paid to the Commission by persons travelling on a tram.

4. Each passenger on a tram shall, before leaving the tram, pay to the conductor or other authorized officer of the Commission the fare or charge hereby prescribed for his journey or his intended journey; and the passenger shall show to the conductor, or any inspector or other authorized officer of the Commission who calls upon him to show it, the check given him by the conductor on paying his fare, and shall also, when

required, deliver up his check to such conductor, inspector, or officer. If any passenger fails so to produce or deliver up such check, he shall be guilty of an offence against this By-law; and, without affecting his liability to any penalty for such offence, he shall pay the Commission the fare prescribed for a journey from the terminus from which the tram commenced its journey to the place at which he leaves the tram, or for any shorter distance over which the passenger can prove that his journey extended.

5. (a) By agreement with the Commission a special tram or more than one special tram may be chartered.

Where a special tram is chartered it shall be paid for at a rate per mile to be travelled by the passengers being 3s. 9d. a mile, provided that a minimum charge of 15s. shall be paid for each special tram chartered. For the purpose of assessing the charge the mileage to be travelled by the passengers shall be conclusively determined by the Commission's authorized officer. The maximum loading of a special tram shall be 100 per centum in excess of its seating capacity.

The Commission shall have full and complete discretion to grant or refuse any application for a special tram and as to the conditions on which such application will be granted (if at all). Every reference in this By-law or the Schedules hereto to a tram shall be deemed to include a reference to a special tram, unless it is a reference in a

provision which is inconsistent with the foregoing provisions of this present clause 5.

(b) No person except an employee of the Commission in performance of his duty, shall board a special tram without authority from the person or persons, firm, or corporation by whom the special tram is reserved or chartered.

SALE OF TICKETS.

6. The Commission may sell:

- (a) In blocks of 50, newspaper package tickets;
- (b) Weekly tickets;
- (c) Scholars' tickets;

to be used in payment of the respective fares or charges for which by this By-law or the Schedules thereto such tickets the presentation thereof is to be deemed to be payment.

(i) The price of newspaper package tickets shall be 12s. 6d. per block.

- (ii) The price of a weekly ticket shall be—
- | | | |
|------------------------------|----|---------|
| For 12 trips on 3d. sections | .. | 2s. |
| For 12 trips on 4d. sections | .. | 2s. 6d. |
| For 12 trips on 5d. sections | .. | 3s. |
| For 12 trips on 6d. sections | .. | 4s. |

(iii) The price of scholars' tickets shall be—
For use by scholars under 15 years of age — 5s.;

For use by scholars over 15 but under 18 years of age — 7s. 6d.

Provided that—

(1) (a) Scholars' tickets shall not be sold except to a person who is certified by the headmaster or the deputy of the headmaster of a school recognized by the Commission to be enrolled as a pupil of that school, and

(b) Scholars' tickets shall bear the name of the scholar by whom they may be used, and shall be current only for a period indicated on such ticket, and shall be available only for fares chargeable for travelling between the nearest point on a tram line to the scholar's residence to the nearest point on a tram line to the school of which he is certified as herein provided to be enrolled as a pupil, and shall be available for the fares for not more than four trips between such points in any one day, and shall not be available for fares on any day on which the school does not meet.

(2) Weekly tickets shall indicate either the journey on which they may be used or the value of the fare for which their presentation shall be deemed to be payment.

(3) On each occasion when any weekly ticket is presented by a passenger as or for his fare it shall be punched by the conductor to whom it is presented to show that it has been so used on that occasion and on every previous day of the period for which it is current and has not been punched.

The word "ticket" where used in this By-law or the Schedule with any other word indicating a period, class, or value, means a ticket sold by

the Commission in accordance with the provision of this clause (6) relating to a ticket of that period, class, or value.

(b) Regulating Number of Passengers.

7. After having been informed by the conductor or other authorized officer that a tram is full, no person shall mount or enter such tram, and any person having mounted a tram and being so informed shall leave the same when requested by the conductor or other authorized officer so to do.

GENERALLY REGULATING PASSENGER TRAFFIC.

8. No person other than Commission uniformed traffic personnel or personnel engaged in tramway supervision or maintenance duty shall enter or leave or attempt to enter or leave any tram whilst the same is in motion.

9. No person travelling on any tram shall have any portion of his or her person projecting out of the tram while it is in motion.

(c) Stopping Places.

10. Trams shall be stopped for the purpose of taking up or setting down passengers at such points along the route as shall be designated by signs affixed to or painted on suitable supports along the route.

(d) Nuisances.

11. No person shall, without the consent of a responsible officer of the Commission, play any musical instrument, offer any article for sale,

distribute hand-bills or advertisements, solicit alms, or fix any placard or bill within or on any tram or within any tramway waiting-room of the Commission.

12. No person shall bring any dog or other animal into any tram. All dogs or other animals may be removed by the conductor or other authorized officer.

13. No person or child who has, or whom the conductor or other authorized officer may reasonably suppose to have any contagious or infectious disease shall travel on any tram or enter or remain in any tramway waiting-room of the Commission.

14. No person shall swear or use obscene or offensive language whilst on any tram or in any tramway waiting-room of the Commission, or commit any nuisance in or upon or against any tram or tramway waiting-room, or wilfully do anything which may interfere with the comfort of others using the tram or waiting-room. Any person acting in contravention of this By-law may be removed by the conductor or other authorised officer, and any fare paid shall not be returnable to such person.

15. No person who, in the opinion of the conductor or of any other officer of the Commission, is in a state of intoxication shall mount, enter, or remain in a tram or tramway waiting-room of the Commission, and, if such person be found upon any tram, the conductor or other authorized officer

shall forthwith remove him or her, and any fare paid shall not be returnable.

16. No person shall wilfully break or scratch any window, remove or deface any printed or other notice on a tram, soil or do damage to any paint, woodwork, or fittings or other portion of the tram, or cut, tear, soil, or damage any cushions or linings on a tram, or soil or do damage to any tramway waiting-room or the fittings thereof or any portion thereof. Nothing in this By-law contained shall in any way relieve any person acting in contravention thereof from any liability to pay the cost of repairing any damage caused by him.

(e) Smoking.

17. No person shall smoke or be permitted to smoke inside the closed portions of any tram or in any open portion except in such parts thereof as may from time to time be specially set apart for the use of smokers.

18. No person under eighteen years of age shall remain seated in any portion of a tram set apart for the use of smokers after he or she shall have been requested by the conductor or other authorized officer to move to a portion set apart for the use of non-smokers.

19. No person shall spit in or on any tram or tramway waiting-room,

(f) Dangerous Goods.

20. No person shall travel or be permitted to travel in any tram or be in any tram or tramway waiting-room with explosives, loaded firearms, petroleums, oils, paints, glass, live-stock, poultry, or anything which the conductor or other authorised officer may consider dangerous or offensive or which may, in the opinion of the conductor or other authorized officer of the Commission be liable to damage the tram or waiting-room or the person or property of any person, and no person shall bring, have with him, leave, or place on a tram anything which projects beyond the tram.

(g) Luggage and Goods.

21. (a) Personal luggage, including tools of workmen, shall not be taken into the closed portion of any tram, but shall be deposited in such place as shall be indicated by the conductor or other authorized officer of the Commission. If in the opinion of the conductor or other authorized officer of the Commission, any such personal luggage, by reason of its size or nature, is such as to interfere with the convenience of passengers or in any way is unsuitable for carriage on any tram, or if, in his opinion, there is not sufficient room on the tram, he shall refuse to allow such luggage to be brought upon the tram, and such luggage shall not then be brought on to the tram, and, if found on the tram, he may cause the same to be removed.

(b) Subject to sub-clause (a) of this clause 21, if any person being a passenger on a tram has with him luggage not exceeding 18 inches in any dimension and not exceeding 28 lb. in weight, no charge shall be made for that luggage. If any person being a passenger on a tram has with him luggage the overall dimensions of which are in any dimension more than 18 inches or the total weight of which exceeds 28 lb., he shall pay for the carriage of that luggage from any point to any other point the same fare as would be payable by an adult passenger for travelling between those points (minimum charge 3d.). Any goods carried on a tram and not being the luggage of a passenger shall be paid for as follows:—

- (i) A bundle of newspapers may be paid for by a 3d. newspaper package ticket.
- (ii) A charge of 4d. shall be paid for the carriage of any other article or package or any bundle of newspapers not paid for by ticket as aforesaid, and shall, if the Commission so stipulates, be carried on condition that the Commission shall not be liable for any loss of or damage to such goods except such as arises from the wilful misconduct of the Commission's officers.

(c) No goods shall be accepted by the Commission for carriage by tram unless they are personal luggage of a passenger on the same tram or a receipt or receipt docket initialled by a duly authorized officer of the Commission is given for

such goods before their carriage on such tram is commenced.

(d) The conductor or other duly authorized officer of the Commission may refuse to carry on a tram the goods of any person or any goods, and the Commission shall not carry any goods by tram if in the opinion of the conductor or other duly authorized officer they cannot be carried conveniently by tram.

(e) No article or parcel not being a bundle of newspapers or a passenger's luggage shall be carried on a tram if its overall dimensions are in any dimension more than 18 inches or if its total weight exceeds 28 lb.

(f) Children's carriages of the folding type shall be carried free while the owner is travelling on the same tram.

(g) If against the requirements of the conductor or other authorized officer of the Commission under sub-clause (a) of this clause 21 any luggage is brought on to a tram, or if any passenger refuses to pay the proper charge for carriage of his luggage, the conductor or such officer may, after warning the passenger of his intention so to do, remove such luggage and deposit it at the passenger's risk on any public footpath.

(h) General.

22. No person shall enter or remain in any tram whose clothing may soil or injure the linings

or fittings of such tram or the dress or clothing of any passenger, or who may for any reason be offensive to passengers. If, in the opinion of the conductor or other authorized officer of the Commission, any person would infringe the foregoing by entering or remaining on the tram, the conductor or officer may forbid such person to enter on the tram, and, if such person is on the tram, may require him to leave the same. Any person who neglects or refuses to obey any such command of the conductor or such officer to keep off or to leave a tram shall be guilty of an offence against this By-law.

23. No passenger or other person, except he be a servant of the Commission, shall travel on the roof of any tram or on the platforms reserved for the use of the motormen or conductors or on any other part which any notice indicates is not intended to be occupied by passengers, and any such passenger or person infringing this regulation shall at once cease to do so upon being requested by the conductor, motorman, or any authorized officer of the Commission.

24. No person except a passenger or intending passenger or employee of the Commission shall enter or mount any tram, and no person not being a passenger shall hold or hang on by or to any part of any tram.

25. No passenger shall in any way threaten with assault or endeavour to intimidate any officer or servant of the Commission in the execution of his duty upon or in any tram.

26. No person shall place or rest his feet on the panels or seats of any tram, nor shall any person permit any child accompanying such person to stand on any seat in any tram.

27. In case a tram shall become disabled and not be able to proceed with the journey, a passenger shall not be entitled to a return of the fare already paid by him or her, but shall be entitled to board any other tram proceeding in the same direction as the disabled tram, and to travel thereon to his or her destination as already paid for him or her. No person shall enter a disabled tram, and passengers, on being requested to do so by the conductor, motorman, or any authorized officer of the Commission, shall at once leave the tram which becomes disabled.

28. No person other than an employee of the Commission shall move or operate any trolley pole, trolley cord, driving gear, brake, or steps on any tram, or reversible sliding bars at the sides thereof.

29. No person shall offer or give a gratuity to any employee of the Commission, and no employee shall accept such if offered or given.

30. No person shall, without reasonable excuse (the proof whereof shall lie on him), do any of the following things, namely:—Persist in driving, leading, or riding or permit to remain standing any horse, cart, carriage, bicycle, motor or other vehicle, or any sheep, cattle, pigs, or other stock, on or immediately adjacent to the tramway line

in front of or in such a way as to interfere with or hinder or impede any tram after the gong of such tram shall have been rung as a warning that the tram is coming behind or overtaking or is about to pass such horse, cart, carriage, bicycle, motor, or vehicle, sheep, cattle, pigs, or other stock.

31. No motorman or conductor or other person in an inebriated condition shall take charge or remain in charge of any tram.

32. Motormen and conductors shall at all times observe a civil and courteous demeanour in their relations with passengers.

33. No passenger on a tram shall upon payment of his fare being demanded or in anticipation of his fare being demanded produce to any employee of the Commission any document other than a ticket referred to in this By-law or a check issued by the conductor of the tram.

34. (i) Any passenger on a tram who by word or conduct represents that—

- (a) he has paid a fare when he has not paid that fare, or
- (b) that he has paid the fare for any journey when he has not paid the full fare for such journey, or
- (c) that he has or produces a ticket the presentation of which would be deemed by this By-law to be payment of a fare for any journey when either he has not

such ticket or having it does not produce it shall thereby commit a breach of this By-law.

(ii) Any passenger on a tram having and producing a ticket in lieu of paying a fare when his fare is demanded, which ticket is not a ticket the presentation of which would be deemed by this By-law to be payment for the journey on which he is travelling shall thereby commit a breach of this By-law.

35. Any person offending against or committing a breach of this By-law shall, in addition to any other penalty prescribed in any other By-law or Regulations under any Act, be liable to a penalty not exceeding Twenty pounds (£20) for each such offence or breach.

In witness whereof the Commission has hereto affixed its common seal the seventeenth day of February, 1937.

FIRST SCHEDULE.

BALLARAT.

The following shall be the fares to be paid by passengers in Ballarat, that is to say:—

ADULT FARES.

The fare of an adult carried on the whole or part of any one of the following journeys shall be—

Between City and terminus situated in Albert-street, Sebastopol—5d.

- Between City and terminus situated in Victoria-street—4d.
- Between City and terminus situated in Barkly-street—4d.
- Between City and terminus situated in Lydiard-street—4d.
- Between City and terminus situated at Garden's pavilion—4d.
- Between City and Rubicon-street—4d.
- Between Sebastopol terminus and Intersection Sturt and Drummond streets—4d.
- Between City and Queen-street, or between Queen-street and the terminus in Victoria-street—3d.
- Between City and Grant-street, or between Grant-street and the terminus in Barkly-street—3d.
- Between City and intersection of Sturt and Drummond streets—3d.
- Between City and Brougham-street, or between Brougham-street and the terminus in Lydiard street—3d.
- Between the intersection of Sturt and Drummond streets and Rubicon-street—3d.
- Between the intersection of Sturt and Drummond streets and Garden's pavilion—3d.
- Between Rubicon-street and terminus in Albert street—3d.
- Between Dawson-street and Junction Victoria and Main streets—2d.
- Between Dawson-street and Railway Station—2d.
- Between Junction Victoria and Main Streets and Railway Station—2d.

- Between Sebastopol Post Office and terminus in Albert-street—2d.
- Between Sebastopol Post Office and Rubicon-street—2d.

For the purposes of this Schedule "City" means the area between the junction of Victoria and Main streets, Dawson-street and the Ballarat Railway Station.

CHILDREN'S FARES.

The fare for a child under 14 years of age carried on the whole or part of any one of the said journeys shall be 2d.

A child under 4 years of age held in the arms of a passenger shall be carried free.

SECOND SCHEDULE.

BENDIGO.

The following shall be the fares to be paid by passengers on trams in Bendigo, that is to say:—

ADULT FARES.

The fare for an adult carried on the whole or part of any one of the following journeys shall be—

- Between City and Eaglehawk terminus—6d.
- Between City and Job's Gully—5d.
- Between City and Thunder-street terminus—4d.
- Between City and Golden Square terminus—3d.
- Between City and Quarry Hill terminus—3d.
- Between City and Jackson-street—3d.

- Between Jackson-street and Eaglehawk terminus—3d.
 Between City and Intersection Nolan and Bridge streets—3d.
 Between Intersection Nolan and Bridge streets and Thunder-street terminus 3d.
 Between Charing Cross and Arnold-street—2d.
 Between Charing Cross and Railway Station—2d.
 Between Charing Cross and Honeysuckle-street—2d.
 Between Charing Cross and Wattle-street—2d.
 Between Eaglehawk terminus and Job's Gully—2d.

For the purposes of this schedule "City" means the area between Bendigo Railway Station, Wattle-street, Honeysuckle-street and Arnold-street.

CHILDREN'S FARES.

The fare for a child under 14 years of age shall be 2d. on any route with an adult fare not exceeding 5d. Above that amount the children's fare shall be 3d.

A child under 4 years of age held in the arms of a passenger shall be carried free.

THIRD SCHEDULE.

GEELONG.

The following shall be the fares to be paid by passengers on trams in Geelong, that is to say:—

ADULT FARES.

The fare for an adult carried on the whole or part of any one of the following journeys shall be—

- Between City and Newtown terminus—4d.
 Between City and West Geelong terminus—4d.
 Between City and Chilwell terminus—4d.
 Between City and East Geelong terminus—4d.
 Between City and Belmont terminus—4d.
 Between City and North Geelong terminus—4d.
 Between City and Eastern Park terminus—4d.
 Between City and Intersection of Aberdeen and Pakington streets—3d.
 Between Intersection of Aberdeen and Pakington streets and Newtown or West Geelong, or Chilwell terminus—3d.
 Between City and Junction of Garden and Ryrrie streets—3d.
 Between Junction of Garden and Ryrrie streets and East or Eastern Park terminus—3d.
 Between City and Viaduct—3d.
 Between Viaduct and Belmont terminus—3d.
 Between Intersection of Moorabool and Ryrrie streets and Keera-street—3d.
 Between Keera-street and North Geelong terminus—3d.
 Between Intersection of Moorabool and Ryrrie streets and Latrobe-terrace—2d.
 Between Intersection of Moorabool and Ryrrie streets and Swanston-street—2d.
 Between Intersection of Moorabool and Ryrrie streets and Beach or Railway Station—2d.

Between Intersection of Moorabool and Ryrie streets and McKillop-street—2d.

Between Autumn-street and the West Geelong terminus—2d.

For the purposes of this schedule "City" means the area between the intersection of Moorabool and Ryrie streets, Geelong Railway Station and the Beach terminus.

CHILDREN'S FARES.

The fare for a child under 14 years of age carried on the whole or part of any one of the said journeys shall be 2d.

A child under 4 years of age held in the arms of a passenger shall be carried free.

The foregoing Schedules shall be read subject to the following provisos, that is to say:—
Provided always that—

(1) A passenger presenting on any day during the week indicated on or by the ticket inclusive of public holidays but not including a Sunday a weekly ticket purchased by him, shall be deemed to have paid the fare for a journey between the further termini of the sections indicated on or by the ticket provided that not more than such number of fares for journeying in any one direction as is mentioned on the ticket shall be deemed to be paid for on one day by presentation of any one weekly ticket, and provided further that a weekly ticket shall be available on only one route.

(2) Subject to the provisions of clause 6 of this By-law a person enrolled as a pupil of a school shall be deemed to have paid his fare for the whole or part of a journey on any tram if he presents on a day during the period for which the ticket purports to be current a scholar's ticket bearing his name, provided that the fare for not more than two journeys in any one direction shall be deemed to be paid for on one day.

TRANSFERS.

(3) Transfer checks may be issued to passengers when it is necessary to change to a tram on another route in order to complete the journey for the fares prescribed in schedules 1, 2 and 3; they may also be issued for the following journeys:—

Ballarat—

Between Rubicon-street and Garden's pavilion
—4d.

Geelong—

Between West Geelong and Newtown or Chilwell
—4d.

Between North Geelong terminus and Autumn-street—4d.

and the delivering of such a check by the person to whom it was issued to the conductor of the first tram to pass the point of junction of the relevant lines after the tram on which the check was issued will be deemed to be payment of his fare by that

tram first above-mentioned for the uncompleted balance of the journey.

As witness the Common Seal of the State Electricity Commission of Victoria hereto affixed the Eighteenth day of August, 1949.

THE COMMON SEAL of the STATE ELECTRICITY COMMISSION OF VICTORIA was hereto affixed in the presence of —

Signed—

W. D. CHAPMAN, Chairman.
ANDREW W. FAIRLEY, Commissioner.
J. A. L. MATHESON, Commissioner.

Submitted for the approval of His Excellency the Governor-in-Council.

Signed—

W. S. KENT HUGHES,
Minister in Charge of Electrical Undertakings.

Approved by the Governor in Council
A. C. MAHLSTEDT,
Clerk of the Executive Council.

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