



CHAPTER cxcv.

An Act for regulating the Traffic in the City of Dublin, and certain other Parts of the Police District of Dublin Metropolis; and for other purposes relating thereto. A.D. 1875.

[11th August 1875.]

WHEREAS it is expedient to make further provisions for regulating the traffic within the city of Dublin, and certain other parts of the police district of Dublin metropolis, and to make such other provisions as are in this Act contained:

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 Dublin Traffic Act, 1875." Short title.

2. This Act shall commence and have effect on the first day of September one thousand eight hundred and seventy-five. Commence-
ment of Act.

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, Definitions.

"The city" shall mean the area included within the municipal boundaries of the borough of Dublin: "The city."

"Justice" shall mean any divisional justice of the police district of Dublin metropolis: "Justice."

"Chief Commissioner" shall mean "the Chief Commissioner of Police of the police district of Dublin metropolis:" "Chief Com-
missioner."

"Street" shall include any highway or other public place, whether a thoroughfare or not: "Street."

"Cattle" shall include bull, ox, cow, heifer, calf, sheep, lambs, goats, kids, and swine, also any horses, mules, or asses, driven or led together in a string or loose: "Cattle."

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- “Hackney Carriage Acts.”
- “Stage carriage.”
- “General limits of Act.”
- “Special limits of Act.”
- “Pre-scribed.”
- “Hackney Carriage Acts” shall mean the Dublin Carriage Act, 1853, and the Dublin Amended Carriage Act, 1854, and any Act or Acts amending the same :
- “Stage carriage” shall mean a stage carriage as defined by the Hackney Carriage Acts :
- “The general limits of this Act” shall mean the city as defined by this Act, and such other parts of the police district of Dublin metropolis as may be declared under this Act to be within and to form part of such general limits :
- “The special limits of this Act” shall mean such streets and portions of streets within the general limits of this Act as may be declared to be special limits in manner by this Act provided :
- “Prescribed” shall mean prescribed by any regulation made under the authority of this Act.

General.

Chief Commissioner to make regulations for execution of Act.

4. The Chief Commissioner may, with the approval of the Recorder of Dublin, from time to time make such regulations as may be necessary for giving effect to the provisions of this Act with respect to the following matters :

The driving or conducting of cattle through the streets ;

The washing of footways and doorsteps ;

The streets in which the removal of dead animals, untanned hides, ordure, dung, ashes, dust, or other refuse shall be prohibited at certain times ;

The carriage of advertisements through the streets ;

The pace and mode of traffic ;

The cleansing and watering of certain streets ;

The special limits of this Act ;

The loading and unloading of coal and goods within the special limits of this Act ;

Carriage of timber and other large articles within the special limits of this Act ;

And generally for giving effect to the provisions of this Act ;

And when made he may with the like approval by a further regulation alter, amend, or revoke any such regulation, and may make any new regulation or regulations in addition thereto or instead thereof.

No such regulation shall be valid unless the same shall be approved by the said Recorder sitting in open court ; and no such regulation shall be submitted to the said Recorder for approval unless notice of an intention to do so has been published in one or

more daily newspapers circulating within the general limits of this Act once in each of three consecutive weeks: Provided always, that the Chief Commissioner shall, as soon as may be after the making of every such regulation affecting the city of Dublin, cause a copy of the same to be delivered to the town clerk of the said city, and such town clerk shall submit the same to the town council of the said city at their next meeting, and if at the expiration of thirty days next after the delivery of such copy to the said town clerk the said town council shall have caused a notice of objection to the making of such regulation to be served upon the Chief Commissioner, the Chief Commissioner shall not submit the same to the said Recorder for his approval.

When any such regulation shall be submitted for approval to the said Recorder in manner aforesaid, he shall, after proof of compliance with the provisions of this Act in respect thereof, and after hearing any objection which may be made to such regulation by any person affected thereby, approve the same if he shall so think fit, and no such regulation shall be valid unless the same shall be approved by the said recorder in manner aforesaid.

Every such regulation shall, when approved of by the said Recorder in manner aforesaid, be published in the Dublin Gazette, and a copy of the Dublin Gazette, purporting to be printed by the Queen's authority, containing any such regulation, shall be conclusive evidence of such regulation and of the same having been duly made and approved in manner by this Act provided.

5. 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.

As to the deposit of goods in streets within general limits of Act.

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 person shall drive or conduct any cattle through any street within the general limits of this Act, except in such manner and during such hours as may be prescribed with respect thereto, unless with the special permission of the Chief Commissioner.

Cattle not to be driven through streets except in prescribed manner and during prescribed hours.

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.

7. No person shall wash any footway or doorstep within the general limits of this Act by means of a hose or other apparatus

Footways, &c. not to be washed

A.D. 1875. for supplying water under pressure, except during such hours as may be prescribed.

except during prescribed hours.

Any person acting in contravention of this section shall be liable to a penalty not exceeding forty shillings.

Prohibition of removing dead animals, ordure, ashes, &c., except between certain hours in certain streets.

8. No person shall, between the hours of ten in the morning and seven in the evening, cart away or remove any dead animals or any untanned hides, or any ordure, dung, ashes, dust, or refuse from any house or place in any prescribed street within the general limits of this Act.

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 advertisements.

9. No picture, print, board, placard, or notice shall, by way of advertisement, be carried or distributed in any street within the general limits of this Act by any person in any vehicle, or on any animal, or by any person on foot, except in such form and manner as may be prescribed.

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.

As to pace, &c. of traffic throughout general limits.

10. The Chief Commissioner by regulation to be made under the authority of this Act may from time to time prescribe the pace at which, and the mode in which carriages, carts, and other vehicles shall pass through the streets within the general limits of this Act, and the manner in which the drivers of such carriages, carts, and other vehicles shall drive or conduct the same, and the pace at which horses and other animals shall be ridden or driven through the streets within the general limits of this Act.

Any person wilfully disregarding or refusing to conform to any such regulation 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 Chief Commissioner who made the same to be a true copy of the regulations made by him, shall be evidence of such regulations, and until the contrary is proved all such regulations shall be deemed to have been duly made.

Power for Chief Commissioner, with consent of corpora-

11. The Chief Commissioner may from time to time, by regulation made under the authority of this Act, prohibit the cleansing and watering of any street or streets within the general limits of

this Act, except within certain times specified in such regulation, and may alter, amend, or revoke any such regulation. Any person doing any act in contravention of this section shall be liable for each offence to a penalty not exceeding forty shillings.

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tion, to make regulations as to cleansing and watering certain streets.

Special Limits.

12. The Chief Commissioner, by regulation made under the authority of this Act, may from time to time prescribe 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, or that any street or portion of a street shall cease to be within the special limits of this Act.

Power for Chief Commissioner to make special limits.

13. The Chief Commissioner may from time to time, by order under his hand and signed by the said Recorder, regulate the route to be taken within the special limits of this Act by all carts, carriages, or other vehicles, and may 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; and may regulate the line to be kept by persons riding or driving within the said limits: Provided that this section shall not authorise the Chief Commissioner to limit the number of stage carriages that may pass through any street in pursuance of their ordinary trade.

Traffic within special limits.

Any person wilfully disregarding or refusing to conform to any such order 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 order, and refuses to give his name and address to such constable; and any printed copy of such order certified under the hand of the Chief Commissioner who made the same, and of the Recorder who approved the same, shall be evidence of such order, and until the contrary is proved every such order shall be deemed to have been duly made.

14. Between such hours as may be prescribed no coal shall be unloaded on or across any footway within the special limits of this Act, and between the same hours and within the same limits no goods or other articles shall be lowered or drawn up by means of ropes, chains, or other machinery passing across the footway or any part thereof.

As to the unloading of coal and goods in streets.

Any person doing any act in contravention of this section shall be liable for each offence to a penalty not exceeding forty shillings.

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As to carriage
and other
large articles.

15. No person shall, within the special limits of this Act, and between such hours as may be prescribed, except with the permission of the Chief Commissioner,—

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 justice 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.

Penalty on
street
musicians
and street
singers.

16. Any householder within the general limits of this Act, personally or by his servant, or by any constable, may require any street musician or street singer to depart from the neighbourhood of the house of such householder on account of the illness, or on account of the interruption of the ordinary occupation or pursuits of any inmate of such house, or for other reasonable or sufficient cause; and every street musician or street singer who shall sound or play upon any musical instrument, or shall sing in any thoroughfare or public place near any such house after being so required to depart, shall be liable to a penalty not more than forty shillings, or, in the discretion of the magistrate before whom he shall be convicted, may be imprisoned for any time not more than three days, and it shall be lawful for any constable belonging to the metropolitan police force to take into custody without warrant any person who shall offend as aforesaid: Provided always, he shall be given in custody by the person making the charge: Provided also, that the person making a charge for an offence against this section shall accompany the constable who shall take into custody any person offending as aforesaid to the nearest police station house, and there sign the charge sheet kept for such purpose.

Whenever any person charged with an offence under this section shall be brought to any station house during the time when the police court shall be shut, it shall be lawful for the constable in charge of the station house to require the person making the charge to enter into a recognizance conditioned as is provided by the Act passed in the fifth and sixth years of Her Majesty, chapter twenty-four, section thirty-five, and upon the refusal of such person to do so, it shall be lawful for such constable to discharge from custody the person so charged.

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Shoeblocks and Messengers.

17. The Chief Commissioner may, if he thinks fit, from time to time license street shoeblocks, 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.

As to the licensing shoeblocks and messengers.

18. Every shoeblock, and commissionaire or messenger, other than those authorised by the Chief Commissioner, who occupies the standings appointed by the Chief Commissioner, or who remains there after being required by a constable on duty to leave, and every person molesting or obstructing any authorised shoeblock, commissionaire or messenger in the exercise of his calling, and every person not being an authorised shoeblock, commissionaire or messenger who fraudulently puts on or imitates the dress, or takes the name, designation, or character, of any authorised shoeblock, commissionaire or messenger shall for each offence be liable to a penalty not exceeding forty shillings.

Obstructions at standings prohibited.

Miscellaneous.

19. A printed copy of all regulations and orders made by the Chief Commissioner in pursuance of this Act shall be hung up for public inspection in such places as the Chief Commissioner thinks advisable; and a printed copy of any regulation made in pursuance of this Act by which it is prescribed that any street or portion of a street is to be deemed to be within the special limits of this Act shall, in addition to any other places where the Chief Commissioner shall think it advisable to hang the same, 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 regulation relates, and such copy shall always be kept so affixed or placarded in or near every street or portion of a street, so long as such street or portion of a street continues to be within the special limits of

Publication of regulations and orders.

A.D. 1875. — this Act: Provided always, that it shall not be necessary in enforcing any such regulation or order as aforesaid to prove that the provisions of this section have been complied with, nor shall the non-compliance therewith invalidate any such regulation or order.

Placard, &c.
may be
affixed to
lamp post.

20. The Chief Commissioner 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.

21. Any three or more persons assembled together in any part of a street within the general limits of this Act 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.

Legal pro-
ceedings.

22. Penalties under this Act shall be recovered in like manner and subject to the like right of appeal as penalties for offences under the Hackney Carriage Acts, and when recovered the same shall be applied in the manner directed by the said Acts.

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

Power for
Lord Lieu-
tenant in
Council to
extend pro-
visions of
Act to places
within the
police dis-
trict of
Dublin me-
tropolis.

23. It shall be lawful for the Lord Lieutenant or other chief governor or governors of Ireland for the time being, by and with the advice of Her Majesty's Privy Council in Ireland, on the application of the sanitary authority of any district within the police district of Dublin metropolis by order to be published in the Dublin Gazette, to declare that such district shall from and after the date of the publication of such order be within and form part of the general limits of this Act, and thereupon all the provisions of this Act shall extend and apply to such district as if the same had originally been within and formed part of the general limits of this Act.