



Tramways Act 1870

1870 CHAPTER 78 33 and 34 Vict

PART III

GENERAL PROVISIONS

Byelaws

[^{F1}46 Byelaws by local authority. Promoters may make certain regulations.

Subject to the provisions of the Special Act authorizing any tramway and this Act,

The local authority of any district in which the same is laid down may, from time to time, make regulations as to the following matters:

The rate of speed to be observed in travelling upon the tramway:

The distances at which carriages using the tramway shall be allowed to follow one after the other:

The stopping of carriages using the tramway:

The traffic on the road in which the tramway is laid.

The promoters of any tramway and their lessees may from time to time make regulations,—

For preventing the commission of any nuisance in or upon any carriage, or in or against any premises belonging to them:

For regulating the travelling in or upon any carriage belonging to them.

And for better enforcing the observance of all or any of such regulations, it shall be lawful for such local authority and promoters respectively to make byelaws for all or any of the aforesaid purposes, and from time to time repeal or alter such byelaws, and make new byelaws, provided that such byelaws be not repugnant to the laws of that part of the United Kingdom where the same are to have effect.

Notice of the making of any byelaw under the provisions of this Act shall be published by the local authority or the promoters making the same, by advertisement, according to the regulations contained in Part II of the schedule (C.) to this Act annexed; and

Changes to legislation: There are currently no known outstanding effects for the Tramways Act 1870, Cross Heading: Byelaws. (See end of Document for details)

unless such notice is published in manner aforesaid such byelaw shall be disallowed by the Board of Trade.

No such byelaw shall have any force or effect which shall be disallowed by the Board of Trade within two calendar months after a true copy of such byelaw shall have been laid before the Board; and a true copy of every such proposed byelaw shall, not less than two calendar months before such byelaw shall come into operation, be sent to the Board of Trade, and shall be delivered to the promoters of such tramway if the same was made by the local authority, and to such local authority if made by the promoters.]

Textual Amendments

- F1** [Ss. 43-47](#) repealed (except as incorporated in, or otherwise applied by, any Act of Parliament or Provisional Order) (1.1.1993) by [Transport and Works Act 1992 \(c. 42\)](#), ss. 65(1)(b), 68(1), [Sch. 4 Pt.I](#); [S.I. 1992/2784](#), art. 2(b), [Sch. 2 Pt.I](#)

[^{F2}47] Penalties may be imposed in byelaws.

Any such byelaw may impose reasonable penalties for offences against the same, not exceeding [^{F3}level 1 on the standard scale]] for each offence, with or without further penalties for continuing offences, not exceeding for any continuing offence [^{F4}50p] for every day during which the offence continues; but all byelaws shall be so framed as to allow in every case part only of the maximum penalty being ordered to be paid.

Textual Amendments

- F2** [Ss. 43-47](#) repealed (except as incorporated in, or otherwise applied by, any Act of Parliament or Provisional Order) (1.1.1993) by [Transport and Works Act 1992 \(c. 42\)](#), ss. 65(1)(b), 68(1), [Sch. 4 Pt.I](#); [S.I. 1992/2784](#), art. 2(b), [Sch. 2 Pt.I](#)
- F3** Words substituted by (E.W.) [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), ss. 40, 46 and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\)](#), ss. 289F, 289G
- F4** Words substituted by virtue of [Decimal Currency Act 1969 \(c. 19\)](#), s. 10(1)

Modifications etc. (not altering text)

- C1** [S. 47](#) amended by [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 46(2)

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Textual Amendments

- F5** [S. 48](#) repealed (8.7.1996) by [Transport and Works Act 1992 \(c. 42\)](#), ss. 65(1)(b), 68(1), [Sch. 4 Pt.I](#); [S.I. 1996/1609](#), art. 2, [Sch.](#)

Changes to legislation:

There are currently no known outstanding effects for the Tramways Act 1870, Cross Heading: Byelaws.