

**EXECUTIVE COUNCIL.**

No. 129.

*Rules made by the Governor in Council under section 16 (1) of the Peak Tramway Ordinance, 1883, Ordinance No. 2 of 1883, on the 23rd day of September, 1926.*

The rules hitherto in force under the Peak Tramway Ordinance, 1883, which appear on pages 107 to 109 of the Regulations of Hongkong, 1844-1925, are repealed and the following rules are substituted therefor:—

PRELIMINARY.

1. These rules shall apply to the tramway referred to in section 3 (2) of the Peak Tramway Ordinance, 1883, commonly known as the Peak Tramway.

2. In these rules, "Superintendent Engineer" means the superintendent engineer of the company, and includes every acting superintendent engineer and every assistant superintendent engineer of the company.

PART I.

3. In each passenger carriage accommodation shall be provided for 37 first class passengers and 18 third class passengers on the up journey, and for 39 first class passengers and 16 third class passengers on the down journey.

4.—(1) No passenger carriage shall at any one time carry more than 55 passengers.

(2) In reckoning the number of passengers two children under the age of 12 years, not being babies in arms, shall count as one passenger, and babies in arms shall not be counted.

(3) In addition to the passengers each passenger carriage may carry one brakesman, one ticket collector and one ticket inspector.

(4) Any servant of the company, other than those specified in paragraph (3), when travelling on a passenger carriage must be counted as a passenger for the purpose of this rule.

5. The weight of any luggage, goods or merchandise of any description whatever conveyed by any passenger carriage together with the weight of the passengers in such carriage (who for this purpose shall be held to weigh 140 lb. each) shall not exceed 3.5 tons. No luggage, goods or merchandise shall be conveyed in any carriage attached to any passenger carriage.

6. Except at the terminus at St. John's Place, and at Victoria Gap, no carriage shall stop at any place, nor shall any place be used for the purpose of taking up or depositing passengers, unless such place has been certified by the Director of Public Works as safe and suitable for the purpose, and any such place when so certified shall be kept and maintained by the company in constant good order and condition.

7. At all times while the carriages are running the company shall keep one or more competent watchmen employed to prevent any stones, dirt, wood, refuse or other materials or any obstruction from being placed on the permanent way or rails and to remove any such materials or obstructions therefrom.

8. The maximum speed of any carriage at any point shall not exceed 12 miles an hour, and such speed shall be controlled by an overspeed prevention device. No carriage shall pass through movable facing points at a speed exceeding 4 miles an hour.

9. All electrical apparatus shall be suitably guarded for the prevention of accidents, and shall comply with the regulations contained in the Schedule to the Electricity Supply Ordinance, 1911.

10. The company shall continue and maintain the following existing works, equipment and things, to the satisfaction of the Director of Public Works, that is to say, —

- (i) A track indicator on the engine room starting platform to show the stopping positions, with the names of the stations clearly marked thereon in brass letters or characters in English and Chinese.
- (ii) The marking of the control lever on the starting platform of the engine room to indicate clearly the direction of drive.
- (iii) A framed list showing the detail in English and Chinese of bell signals commonly in use for operation of the cars, posted in a conspicuous position in the engine room.

11. The company shall give one month's notice in writing to the Director of Public Works of every intended change or alteration of or in any carriage or engine used on or in connexion with the tramway, or of or in the permanent way or rails, and the Director of Public Works may if he thinks fit require the same to be tested, and may where the circumstances of the case permit allow any such change or alteration to be made prior to the expiration of such notice as aforesaid.

12. The Director of Public Works shall be immediately notified by the company of any change in the person performing, temporarily or otherwise, the duties of the Superintendent Engineer.

13. The rope shall be examined by the Superintendent Engineer for broken wires, and the circumference gauged, at least twice a week during the first month of its being put in use, and at least once a week afterwards till signs of wear appear, when the examination must be made daily, and the company shall be responsible for the renewal of the rope directly such renewal becomes necessary in the opinion of the Superintendent Engineer.

14. The undercarriages and brake gear of the passenger carriages, and the apparatus for starting or stopping the carriages, shall be subjected to a thorough examination by the Superintendent Engineer at least once a week, when the brake gear shall be released, the brake jaws screwed up by hand, all parts hammer-tested, the tightness of all nuts tested by spanner, all parts well greased or oiled as required and the brake gear re-set. The holding down bolts of the brake rail and running rails shall be tested and tightened every week.

15. The points and signalling apparatus and lights in connexion with the points shall be examined weekly.

16. All accident prevention apparatus shall be examined weekly by the Superintendent Engineer.

17. All viaducts, cuttings, embankments, cross drainage, track bed and station works shall be thoroughly examined once every three months, and during every period of heavy and constant rain, and after earth tremors, by the Superintendent Engineer, or if the Governor in Council thinks it advisable by an engineer approved by the Director of Public Works.

18. All electrical contingency devices shall be tested as to their efficiency at least once a week by the Superintendent Engineer in a reasonable manner approved by the Director of Public Works.

19. A record of all tests, examinations and inspections by the Superintendent Engineer or the aforesaid approved engineer shall be kept by the company and a copy shall be forwarded to the Director of Public Works quarterly.

## PART II.

20. No person shall remain on board any passenger carriage if directed by any servant of the company to leave such passenger carriage in order to enable the company to comply with the provisions of any of these rules.

21. No person, not being a servant of the company, shall alight from or board any carriage while such carriage is in motion, or at any place or spot not being one of the appointed stopping places for passengers during the run as then being made by that carriage.

22. No person, not being a servant of the company, or duly authorised by the company, shall go or be upon any part of the tramway line or track, which term, for the purposes of this rule, shall include all the tramway buildings, sheds, steps, ways, embankments, bridges, viaducts, cuttings, areas and spaces not provided for the use of passengers.

S. B. B. McELDERRY,  
*Clerk of Councils.*

COUNCIL CHAMBER,  
*23rd September, 1926.*

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No. 130.

*Regulations made by the Governor in Council under section 2 of the Emergency Regulations Ordinance, 1922, Ordinance No. 5 of 1922, on the 3rd day of March, 1927.*

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**Prohibition of Meetings and Processions.**

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1. It shall be lawful for the Governor in Council, by order published in the Gazette, to prohibit the holding of any proposed meeting, which, in his opinion, is likely to be conducted in a seditious or disorderly manner, or at or during which, in his opinion, seditious or disorderly utterances are likely to be made or seditious or disorderly matter is likely to be exhibited or used, or at or during which a general strike is likely to be advocated or promoted.

2. No person shall take part in any meeting so prohibited, and no person shall without lawful authority or excuse be present at any meeting so prohibited.

3. It shall be lawful for any police officer to use any force, and to effect any entry, which may appear to be reasonably necessary for the purpose of preventing the holding of any meeting so prohibited, or for the purpose of dispersing any meeting so prohibited, and also to search any premises entered and to seize any thing which may appear to be evidence of any offence.

4.—(1) In any case in which he may consider that the urgency of the occasion so requires it shall be lawful for the Governor, without consulting the Executive Council and without publication of the order in the Gazette, to prohibit the holding of any proposed meeting, which, in his opinion, is likely to be conducted in a seditious or disorderly manner, or at or during which, in his opinion, seditious or disorderly matter is likely to be exhibited or used, or at or during which a general strike is likely to be advocated or promoted.

(2) It shall be lawful for any police officer to use any force, and to effect any entry, which may appear to be reasonably necessary for the purpose of preventing the holding of any meeting so prohibited, or for the purpose of dispersing any meeting so prohibited, and also to search any premises entered and to seize any thing which may appear to be evidence of any offence.

(3) Any such order may be proved in any legal proceedings by the production of a certificate under the hand of the Colonial Secretary, and judicial notice shall be taken of such signature on such certificate.