



KERRY COUNTY COUNCIL

(TRALEE)

APPOINTED STANDS (TAXI)

DRAFT BYE – LAWS 2017

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ARRANGEMENT OF BYE – LAWS

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SCHEDULE 1: Permanent Full Time

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DRAWINGS : R-17-051 and R-17-051 (1 to 8)

Kerry County Council (hereinafter referred to as the Council) in exercise of the powers vested in it by Section 25 of the Taxi Regulation Act 2013, and having consulted with the Commissioner of An Garda Síochána and the National Transport Authority, hereby makes the following bye-laws in respect of the area comprising of the town of Tralee within the Municipal District of Tralee, County Kerry.

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| Citation | 1. These bye-laws may be cited as the Kerry County Council (Tralee) Appointed Stands (Taxi) Bye-Laws 2017. |
| Commencement Date | 2. These Bye-Laws shall come into operation and effect 30 calendar days from the making of the Bye-Laws by the members of Kerry County Council Tralee Municipal District. |
| Interpretation | 3. In these bye-laws –

“Appointed Stand” has the meaning assigned to it by Section 2 of the Taxi regulation Act 2013.

“head of an appointed stand” shall be construed as a reference to that end of the appointed stand from which the limits of the appointed stand are reckoned in column (3) of the Schedules to these bye-laws.

“Schedule” means a Schedule to these bye-laws.

“Street” means a public road (within the meaning of Section 2 of the Roads Act 1993).

“taxi” has the meaning assigned to it by Section 2 of the Taxi Regulation Act 2013. |
| Appointment of appointed stands | 4. Subject to these bye-laws, in each location listed in column (2) of the Schedules, each part of the street described in column (3) of the Schedule opposite the mention in column (2) of the location shall be available for use as an appointed stand in accordance with the Schedule, at the times specified in column(6) of the Schedule. |
| Position of Taxis at Appointed Stands | 5.(1) Every taxi standing for hire at an appointed stand shall be placed -

a. within the limits of the appointed stand described in column (3) of Schedule 1 or 2 as appropriate. |

- b. in the position specified in column (5) of Schedule 1 or 2 as appropriate, opposite the mention of the appointed Stand in column (3) of the Schedule, concerned and
- c. in case there is no taxi already at the appointed stand, at the head of the appointed stand or, in any other case next in order, and as near as practicable, to a taxi at the appointed stand.
- d. Where column (5) of the appropriate schedule requires a taxi standing for hire at an appointed stand to be placed in a single line by the kerb and parallel to the kerb, or with the rear of the taxi to the kerb, a taxi shall not be placed more than 45cm from the kerb.

5.(2) A taxi standing for hire at an appointed stand –

- a. shall be positioned at the appointed stand concerned in accordance with column (5) of the Schedules.

**Maximum
number of taxis
at Appointed
Stands**

- 6. The number of taxis standing for hire at an appointed stand specified in column (2) of the Schedules at any reference number shall not exceed the number specified in column (4) of the Schedules at that reference number.

**Vacancies at
appointed
stands**

- 7. Whenever a taxi vacates its position at an appointed stand it shall be replaced immediately by the taxi (if any) next in order at the stand.

**General
provisions
relating to
appointed stands**

- 8. The following provisions apply to taxis standing for hire at an appointed stand -
 - a. Taxis standing at an appointed stand must be available for hire;
 - b. Drivers shall not leave a taxi unattended at an appointed stand;

- c. A person shall not wash, or overhaul or execute repairs to such a taxi, except such repairs as may be necessary to enable the vehicle to be removed from the appointed stand;
- d. The driver of such a taxi shall comply with any directions given to him or her by a member of the Garda Síochána, Traffic Warden or an authorised person appointed under section 40(1) of the Taxi Regulation Act 2013 in relation to the placing of the taxi at the appointed stand or the bringing of the taxi into, or removal of the taxi, from the appointed stand;
- e. A person shall not make any unnecessary noise by means of or in relation to the vehicle or the engine or any equipment, fittings or instruments fitted to or carried on the vehicle or any loud speaker in or in any way connected with the vehicle;
- f. No vehicles other than a taxi shall park or stand for hire at an appointed stand. The driver of a hackney or a limousine shall not ply for hire or stand for hire at an appointed stand.

**General
restrictions on
taxis standing for hire**

- 9. A driver of a taxi shall not:
 - a. stand a taxi for hire in the town of Tralee, within the Municipal District of Tralee, Co Kerry otherwise than at an appointed stand and in accordance with these Bye-Laws.
 - b. stand a taxi for hire at the appointed stands set out in Schedule 2 during the hours 8.30am to 6.30pm Monday to Sunday, except on The Mall (column 1, reference 5) and on Bridge Street (column 1, reference 8) where the prohibited hours are 7.00am to 9.00pm Monday to Sunday.
 - c. park in the paid parking areas in the town of Tralee, within the Municipal District of Tralee, Co Kerry while displaying their taxi roof sign.

**Alternative
appointed
stands**

- 10.** An existing appointed stand may be temporarily suspended and/or a new appointed stand may be temporarily designated by Executive Order to facilitate construction / development / maintenance of a roadway or footpath or whenever a major event is taking place at which a significant number of people are expected to attend or for any traffic management purpose and an alternative location may be designated as an alternative temporary stand.

Existing Bye-Laws

- 11.** These Bye- Laws operate in addition to any existing Bye-Laws relating to the parking of vehicles in the town of Tralee.

Non-Compliance

- 12.** A person who contravenes any provision of these Bye-Laws is guilty of an offence and is liable to summary prosecution. If the contravention of the provision is continued after a conviction is recorded, the person causing the contravention is guilty of an offence on each day on which the contravention continues.

Schedule 1

Full Time Permanent Main Appointed Stands

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Ref. Number & Rank Number	Location	Limits of Appointed Stand	Max No of Vehicles	Position of Vehicles on Appointed Stand	Period of availability
1	BRIDGE LANE	<u>On the Northern side:</u> from a point c.1 metre west of its junction with Bridge Street and a point c.1 metre east of its junction with New Road	7	In a single line and as parallel with the kerb as is possible and facing east	Available for use without limitation as to time or occasion of use
2	ABBEYCOURT	<u>On the Southern side:</u> From the south east corner of Abbeycourt Retail building to the south west corner of the Abbeycourt retail building for a distance of c.39 metres (4 Spaces) excluding the area of the yellow box and <u>On the Western side:</u> north for a distance of c.24 metres (4 Spaces) from the south west corner of the Abbeycourt Retail building	8	In a single line and as parallel with the kerb / footway as is possible and facing south and east	Available for use without limitation as to time or occasion of use
3	EDWARD STREET	<u>On the Eastern side:</u> from a point c.36 metres north of its junction with Castle Street and a point c.68 metres south of its junction with McCowen's Lane	6	In a single line and as parallel with the kerb as is possible and facing east	Available for use without limitation as to time or occasion of use

Refer to DRAWINGS : R-17-051 and R-17-051 (1 to 3)

Schedule 2

Part Time Permanent Main Appointed Stands

Column1	Column 2	Column 3	Column 4	Column 5	Column 6
Ref. Number & Rank Number	Location	Limits of Appointed Stand	Max No of Vehicles	Positions of Vehicles on Appointed Stand	Period of Availability
4	RUSSELL STREET	<u>On the North Eastern side:</u> from a point c.15 metres south east of its junction with Rock Street and a point c.41 metres north of its junction with Bridge Street	3	In a single line and as parallel with the kerb as is possible and facing south east	6.30 pm to 8.30am Monday to Sunday.
5	THE MALL	<u>On the Northern side:</u> from a point c.25 metres west of its junction with Barrack Lane and a point c.44 metres east of its junction with Milk Market Lane	4	In a single line and as parallel with the kerb / channel as is possible and facing east	9.00 pm to 7.00am Monday to Sunday.
6	UPPER CASTLE STREET	<u>On the Northern side:</u> from a point c.26 metres west of its junction with McCowen's Lane and a point c.24 metres East of its junction with Edward Street	2	In a single line and as parallel with the kerb as is possible and facing east	6.30 pm to 8.30am Monday to Sunday.
7	ABBEY CAR PARK	<u>On the Western side:</u> from a point c.8 metres south of its junction with Abbey Street and a point c.16 metres north of its junction with Lower Abbey Street but excluding the area of the yellow box at the private entrance.	7	In a single line and as parallel with the kerb as is possible and facing north	6.30 pm to 8.30am Monday to Sunday

8	BRIDGE STREET	<p><u>On the Western side:</u> from a point c.15 metres north of its junction with Bridge Lane for a distance of 5 metres (One Space) and</p> <p><u>On the Northern side</u> a point c.2 metres east of its junction with Russell Street for a distance of 12 metres (2 Spaces).</p>	3	In a single line and as parallel with the kerb as is possible and facing north and east	9.00 pm to 7.00am Monday to Sunday.
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Refer to DRAWINGS : R-17-051 and R-17-051 (4 to 8)

MADE AND ADOPTED BY THE ELECTED MEMBERS OF KERRY COUNTY
COUNCIL TRALEE MUNICIPAL DISTRICT ON

_____ DAY OF _____ 2017.

MAYOR of the Tralee Municipal District

Municipal District Manager of Tralee

Municipal District Officer of Tralee