

The provisions of this section giving the right to proceed in the courts to vacate, set aside or have modified any unreasonable or unlawful order of the commission, relate to any order of any kind which is within the meaning of the section and not limited to the classes of orders stated in sec. 404 as open to attack in the courts. *Pot. Ed. Co. v. Public Serv. Commn.*, 165 Md. 462.

Bill of W., B. & A. Ry. Co. attacking order of P. S. C. permitting bus company to enter non-competitive field in which railroad was furnishing adequate service was held sufficient as against demurrer. *Public Serv. Commn. v. Williams*, 166 Md. 278.

See notes to secs. 394 and 404.

360.

This section referred to in construing secs. 251-257A of art. 56. *Public Serv. Commn. v. Williams*, 167 Md. 330.

An. Code, 1924. sec. 361. 1920, ch. 677. 1931, ch. 485, sec. 361.

361. This sub-title shall apply to taxicabs used in the public transportation of passengers within the State of Maryland; and said taxicabs are hereby classified as common carriers, and, as such, are hereby made subject to the jurisdiction and authority of the Public Service Commission of Maryland, and to all the provisions of Article 23 of the Annotated Code of Maryland, title "Corporations," sub-title "Public Service Commission," relating to common carriers, and to all other provisions of the laws of the State of Maryland relating to common carriers so far as the provisions of said Article, title and sub-title, and of said other provisions of said laws of the State of Maryland may be reasonably applicable to taxicabs. The term "taxicab" shall embrace any motor vehicle for hire, designed to carry seven persons or less, including driver, operated upon any public street or highway in this State, or, on call or demand, accepting or soliciting passengers indiscriminately for transportation for hire between such points along public streets or highways in this State, as may be directed by the passenger or passengers so being transported; provided that nothing in this sub-title shall be construed to include as a taxicab, a motor vehicle operated, with the approval of the Public Service Commission, on fixed routes and schedules.

Petition filed for referendum vote on ch. 485, acts of 1931, was held insufficient on the ground that the signatures attached thereto did not comply with constitutional requirements. *Sun Cab Co. v. Cloud*, 162 Md. 419.

This section referred to in construing secs. 251-257A of art. 56. *Pub. Serv. Commn. v. Williams* 167 Md. 330.

See notes to sec. 373.

1931, ch. 485, sec. 361A.

361A. No person, association or corporation shall, on or after January 1, 1932, operate a taxicab or taxicabs in any incorporated city or town in the State of Maryland, having a population of more than fifty thousand persons, or between points within such city or town and points in proximity thereto, until such person, association or corporation, shall have obtained a permit from the Public Service Commission to operate such taxicab or each of such taxicabs. Such permit shall be issued only after written application for the same shall have been made to the Commission; and it shall be the duty of the Commission; upon such application, to

ans. to filing v. Public Serv. Commn. by Dec 36/31