

and Council, as the case may be, who shall have made the appointment, to appoint any commissioner or commissioners to fill the vacancy so occasioned, and the commissioners before they act, shall each take an oath or make affirmation faithfully to discharge the trust reposed in them by the appointment, a certificate of which oath or affirmation shall be annexed to the said certificate of rates, and if the Mayor shall be entitled to fill said vacancy, and shall fail within twenty days after it shall occur to fill the same, the same shall be filled by the Governor and Council.

CHAP. 285.

Oath required

SEC. 4. *And be it enacted*, That it shall be the duty of the owner of every licensed hackney carriage, before he shall be entitled to charge, ask, or receive any hire or compensation for the use of such carriage, to cause the number thereof as stated in his licence, in plain and easily legible figures, at least two inches in length, to be painted or otherwise delineated in conspicuous places on each side of such carriage both within and without, either in black or yellow on a white ground, or in white or yellow on a black ground, and the same to keep and have at all times so conspicuously delineated therein and thereon; and also to place and keep in at least two conspicuous positions in the interior of such carriage, a copy of the rates of fare or charges authorized by this act, printed on a white paper card with black ink, by types of a size not less than long primer, so that the same may be conveniently seen and read in the day time by any person capable of reading, who may be a passenger in such carriage.

Numbering

SEC. 5. *And be it enacted*, That every owner of a hackney carriage licensed in pursuance of this act, for the use of which any higher or greater rate of fare shall be asked and received by any driver or other person having care of such carriage than what is allowed by this act, or who shall neglect or omit to perform any duty, or to comply with any provision required by this act, shall incur a penalty of ten dollars, every continuance of an omission to comply with the provisions of the fourth section of this act for one day, beyond any act of violation of said provision prosecuted, being taken as a distinct offence, and every driver of any licensed hack-

Case of over-charge

Or neglect

Penalty

Omitting to No.