

# HOUSE . . . . No. 76

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Accompanying the fifth recommendation of the Department of Public Utilities (House, No. 71). Transportation.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Fifty.

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AN ACT FURTHER REGULATING THE TRANSFER OF COMMON CARRIER RIGHTS ISSUED BY THE DEPARTMENT OF PUBLIC UTILITIES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 The first paragraph of section 11 of chapter 159B  
2 of the General Laws, as recently amended by chapter  
3 616 of the acts of 1948, is hereby amended by adding  
4 after the word "certificate" as appearing in line 15  
5 the words:— containing authority similar to that so  
6 transferred, — and after the word "or", in said line,  
7 the word:— any, — so that the said paragraph will  
8 read as follows:— Any irregular route certificate or  
9 any permit may be wholly assigned and transferred,  
10 and any regular route certificate or license may be  
11 assigned and transferred in whole or in part, with the  
12 approval and consent of the department after public  
13 notice in the manner provided in paragraph (b) of  
14 section three and a public hearing at which the pro-  
15 posed transferee shall have established to the satis-

16 faction of the department his willingness, fitness and  
17 ability to perform or furnish transportation for com-  
18 pensation under such certificate, permit or license and  
19 under this chapter; provided, however, that no cer-  
20 tificate and no permit shall be transferred except in  
21 connection with the bona fide sale to the transferee  
22 of the business of the transferor, who shall not there-  
23 after for the period of at least one year hold any cer-  
24 tificate containing authority similar to that so trans-  
25 ferred, or any permit.