

Decision No. 50936

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation)
into the rates, rules, regulations,)
charges, allowances and practices)
of all common carriers, highway)
carriers and city carriers relating)
to the transportation of motor)
vehicles and related items)
(commodities for which rates are)
provided in Minimum Rate Tariff)
No. 12).)

Case No. 5604

OPINION AND ORDER

By recent decisions in Case No. 5432, the definitions of the terms "point of origin" and "point of destination" as contained in Minimum Rate Tariff No. 2 were broadened to include all points within a single industrial plant or shipping or receiving area.¹ The Commission's Transportation Division has recommended that corresponding changes be made in the definitions of the same terms as contained in Minimum Rate Tariff No. 12. Interested parties have been notified of the recommendation and have offered no objection.

The recommended changes are in the interest of uniformity of tariff application. They will be adopted.

Therefore, good cause appearing,

IT IS HEREBY ORDERED:

(1) That Minimum Rate Tariff No. 12 (Appendix "A" of Decision No. 50218) be and it is hereby amended by incorporating therein, to become effective February 1, 1955, First Revised Page 4 Cancels Original Page 4, which page is attached hereto and by this reference made a part hereof.

¹ Decision No. 49339, dated November 17, 1953, and Decision No. 50463, dated August 24, 1954.

(2) That tariff publications required or authorized to be made by common carriers as a result of the order herein may be made on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effectiveness of the tariff changes herein involved.

(3) That in all other respects said Decision No. 50218 shall remain in full force and effect.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 4th day of JANUARY, 1955.

John E. Mitchell
President

Justus J. Casper

Royce W. Kline

Commissioners

SECTION NO. 1 - RULES AND REGULATIONS	Item No.
<p style="text-align: center;">DEFINITION OF TECHNICAL TERMS (Items Nos. 10 and 15)</p> <p>CARRIER means a carrier as defined in the City Carriers' Act, or a radial highway common carrier or highway contract carrier, as defined in the Highway Carriers' Act.</p> <p>CARRIERS' EQUIPMENT means any motor truck, tractor, or other self-propelled highway vehicle, used for the transportation of property over the public highways and any other vehicle drawn thereby.</p> <p>COMMISSION means the Public Utilities Commission of the State of California.</p> <p>COMMON CARRIER RATE means any intrastate rate or rates of any common carrier, or common carriers, defined in the Public Utilities Act, lawfully on file with the Commission and in effect at time of shipment for transportation by land; also any interstate rate or rates of any common carrier railroad or railroads applying between points in California by an interstate or foreign route lawfully in effect at time of shipment.</p> <p>DISTANCE TABLE means Distance Table No. 4, issued by the Commission.</p> <p>ESTABLISHED DEPOT means a freight terminal owned or leased and maintained by a carrier for the receipt and delivery of shipments.</p> <p>INDEPENDENT-CONTRACTOR SUBHAULER means any carrier who renders service for a principal carrier, for a specified recompense, for a specified result, under the control of the principal as to the result of the work only and not as to the means by which such result is accomplished.</p> <p>MOTOR VEHICLE means any self-propelled vehicle designed for the transportation of persons or property or persons and property (other than upon fixed rails or tracks), whether or not in operating condition, including any such vehicle without one or more parts which may have been damaged, removed, broken off or torn away; also any auto show motor vehicle with one or more integral parts useful for exhibit purposes only.</p> <p>*POINT OF DESTINATION means the precise location at which property is tendered for physical delivery into the custody of the consignee or his agent. All points within a single industrial plant or receiving area of one consignee shall be considered as one point of destination. An industrial plant or receiving area of one consignee shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p>*POINT OF ORIGIN means the precise location at which property is physically delivered by the consignor or his agent into the custody of the carrier for transportation. All points within a single industrial plant or shipping area of one consignor shall be considered as one point of origin. An industrial plant or shipping area of one consignor shall include only contiguous property which shall not be deemed separate if intersected only by public street or thoroughfare.</p> <p>RAILHEAD means a railroad or industrial facility from or to which common carrier railroad rates apply for the transportation of motor vehicles.</p> <p>RATE includes charge and, also, the rules and regulations governing and the accessorial charges applying in connection therewith.</p>	<p style="text-align: center;">*10-A Cancels 10</p>

SAME TRANSPORTATION means transportation of the same kind and quantity of property between the same points, and subject to the same limitations, conditions, and privileges, but not necessarily in an identical type of equipment:

* Change, Decision No. 59936

EFFECTIVE FEBRUARY 1, 1955

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.

Correction No. 1