

1993—No. 399

**PASSENGER TRANSPORT ACT 1990—REGULATION**

(Relating to the use of certain 4-wheel drive vehicles in tourist services)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Passenger Transport Act 1990, has been pleased to make the Regulation set forth hereunder.

BRUCE BAIRD, M.P.,  
Minister for Transport.

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The Passenger Transport Regulation 1990 is amended:

- (a) by inserting after the definition of “authorised fare” in clause 3 the following definition:

**“4-wheel drive tour vehicle”** means a motor vehicle (other than a bus, taxi-cab or private hire vehicle) that:

- (a) is designed to seat not more than 8 adult persons; and
- (b) is registered as a motor lorry under the Traffic Act 1909; and
- (c) is designed principally for off-road operation; and
- (d) is constructed either on a motor lorry chassis or with special features for off-road operation;

- (b) by inserting after clause 7 (1) (f) the following paragraph:

- (g) suitable to drive 4-wheel drive tour vehicles providing tourist services;

(c) by inserting after clause 77 the following clause:

**Use of 4-wheel drive tour vehicles**

78. (1) For the purposes of the definition of “tourist service” in section 3 of the Act, a 4-wheel drive tour vehicle is a prescribed kind of vehicle.

(2) For the purposes of section 6 of the Act, 4-wheel drive tour vehicles used to provide a tourist service are to be taken to be public passenger vehicles for the purposes of the Act.

(3) The provisions of the Act apply to 4-wheel drive tour vehicles used to provide any such services.

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**EXPLANATORY NOTE**

The object of this Regulation is to extend the provisions of the Passenger Transport Act 1990 to 4-wheel drive tour vehicles that are used to provide tourist services. The provisions of Division 2 of Part 2 of that Act will require the drivers of any such vehicles to hold an appropriate driver’s authority.

The Regulation is made under sections 3, 6, 11 and 63 of the Act.

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