



New South Wales

Photo Card Amendment (Pensioner Concessions) Regulation 2010

under the

Photo Card Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Photo Card Act 2005*.

DAVID BORGER, MP

Minister Assisting the Minister for Transport and Roads

Explanatory note

The object of this Regulation is to exempt certain pensioners from the requirement to pay a fee for the issue or replacement of a Photo Card (which is a card issued by the Roads and Traffic Authority to residents of New South Wales who are over 16 years of age and do not hold a driver licence and which can be used as evidence of age and identity).

This Regulation is made under the *Photo Card Act 2005*, including section 5 (3) (which permits the charging of a prescribed fee) and section 36 (the general regulation-making power).

2010 No 156

Clause 1 Photo Card Amendment (Pensioner Concessions) Regulation 2010

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Photo Card Act 2005

1 Name of Regulation

This Regulation is the *Photo Card Amendment (Pensioner Concessions) Regulation 2010*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Photo Card Regulation 2005

Clause 4A

Insert after clause 4:

4A Fee exemption for eligible pensioners

- (1) An eligible pensioner is not required to pay a fee in respect of the pensioner's Photo Card (whether it is a new Photo Card or a replacement).
- (2) In this clause:
eligible pensioner means a person:
 - (a) who is the holder of a Pensioner Concession Card that is in force issued by the Commonwealth Department of Families, Housing, Community Services and Indigenous Affairs or the Commonwealth Department of Veterans' Affairs, or
 - (b) who is in receipt of a pension or other amount paid by the Commonwealth Department of Veterans' Affairs in respect of a war-caused disability seriously affecting the person's powers of movement, being a pension or other amount (or a pension or other amount below a rate) approved by the Authority for the purposes of this paragraph, or
 - (c) who is an armed services widow within the meaning of the *Social Security Act 1991* of the Commonwealth, and who is in receipt of a pension under Part II or IV of the *Veterans' Entitlements Act 1986* of the Commonwealth at the maximum rate applicable under section 1064 (5) of the *Social Security Act 1991* of the Commonwealth.