



New South Wales

Roads Amendment (Toll Services) Regulation 2018

under the

Roads Act 1993

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Roads Act 1993*.

MELINDA PAVEY, MP
Minister for Roads, Maritime and Freight

Explanatory note

The object of this Regulation is to enable the Minister for Roads, Maritime and Freight to fix, by order published in the Gazette, the maximum fee that a toll services provider may charge a toll operator for toll services (ie accounts, products or related services that enable the payment of tolls for the use of tollways, bridges, tunnels or road-ferries).

This Regulation is made under the *Roads Act 1993*, including section 264 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Roads Amendment (Toll Services) Regulation 2018*.

2 Commencement

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

3 Amendment of Roads Regulation 2008

(1) Clause 43A

Insert after clause 43:

43A Maximum fees for toll services

- (1) The Minister may, by order published in the Gazette, fix the maximum fee that a toll service provider may charge a toll operator in connection with the provision of toll services.
- (2) Without limiting subclause (1), an order may:
 - (a) specify the maximum fee or the manner in which the maximum fee is to be calculated, and
 - (b) fix different maximum fees for different classes of tollways, bridges, tunnels or road-ferries or for different classes of toll service providers.
- (3) A toll service provider must not charge a toll operator a fee that exceeds the applicable maximum fee fixed by an order under this section.
Maximum penalty: 5 penalty units.
- (4) In this clause:
toll service provider means a person who provides toll services.
toll services means accounts, products or related services that enable the payment of tolls for the use of tollways, bridges, tunnels or road-ferries by persons who are required to pay such tolls.

(2) Schedule 1 Penalty notice offences

Insert in appropriate order:

Clause 43A (3)

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