



New South Wales

# Passenger Transport Amendment (Fares Orders) Regulation 2018

under the

Passenger Transport Act 2014

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Passenger Transport Act 2014*.

ANDREW CONSTANCE, MP  
Minister for Transport and Infrastructure

## Explanatory note

The object of this Regulation is:

- (a) to extend the power of Transport for NSW to make fares orders in relation to public passenger services provided under passenger service contracts, and
- (b) to make other minor amendments in the nature of statute law revision.

This Regulation is made under the *Passenger Transport Act 2014*, including sections 122 (d), 166 and 176 (the general regulation-making power) and clause 1 of Schedule 3.

## **Passenger Transport Amendment (Fares Orders) Regulation 2018**

under the

Passenger Transport Act 2014

### **1 Name of Regulation**

This Regulation is the *Passenger Transport Amendment (Fares Orders) Regulation 2018*.

### **2 Commencement**

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

## **Schedule 1      Amendment of Passenger Transport Regulation 2014**

**[1]    Clause 3 Definitions**

Omit “the *Passenger Transport Regulation 2007*” from the definition of *approved payment device* in clause 3 (1).

Insert instead “Part 6 of the *Passenger Transport (General) Regulation 2017*”.

**[2]    Clause 7**

Omit the clause. Insert instead:

**7    Savings and transitional provision**

For the purposes of the application of Part 7 of the Act pending the commencement of the whole of the Act, a reference in that Part to a public passenger service is taken to be a reference to a public passenger service within the meaning of the 1990 Act.

**[3]    Clause 9 Conferral of authority to travel**

Omit “Part 2 of the *Passenger Transport Regulation 2007*” from clause 9 (4).

Insert instead “Part 6 of the *Passenger Transport (General) Regulation 2017*”.

**[4]    Clause 11 Taxi non-cash payment surcharge**

Omit the clause.

**[5]    Clause 11A**

Omit the clause. Insert instead:

**11A    Fares and other related matters: section 122 (d)**

For the purposes of section 122 (d) of the Act, Division 2 of Part 7 of the Act applies to a service provided by an operator under a passenger service contract (other than a corporation or operator referred to in section 122 (a) or (c) of the Act), unless the contract expressly provides that it does not apply to the service.

**[6]    Clause 12 Penalty notice offences and penalties**

Omit the clause.

**[7]    Clause 13 Authorised officers**

Omit clause 13 (2).