

Rail Safety (Offences) Regulation 2008

[2008-611]



New South Wales

Status Information

Currency of version

Repealed version for 8 February 2013 to 14 February 2013 (accessed 23 December 2024 at 9:51)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Regulation was repealed by cl 3 of the [Passenger Transport Amendment \(Passenger Conduct\) Regulation 2013 \(40\)](#) (LW 8.2.2013) with effect from 15.2.2013.

- **Note**

The [Rail Safety \(Offences\) Regulation 2008](#) made under the [Rail Safety Act 2008](#) is on and from 7.12.2012 taken to be a regulation under the [Passenger Transport Act 1990 No 39](#). See clause 70 of Schedule 3 to the [Passenger Transport Act 1990](#).

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 15 February 2013

Rail Safety (Offences) Regulation 2008



New South Wales

Contents

Part 1 Preliminary	5
1 Name of Regulation	5
2 Commencement	5
3 Definitions	5
Part 2 (Repealed)	6
Part 3 Conduct on trains and railway premises	6
Division 1 General conduct provisions	6
12 Conduct generally	6
13 Luggage and soiled clothing	7
14 Smoking generally prohibited	7
15 Eating and drinking on trains	7
16 Drinking of alcohol generally prohibited	8
17 Passengers who are intoxicated	8
18 No unauthorised commercial activities	8
19 Entry to and exit from station or other premises	9
20 Entry to and exit from trains	9
21 Passengers to remain wholly within trains	9
22 Certain unauthorised travel on trains	9
23 Compulsory reservation of sleeping berths or seats	10
24 Unauthorised occupation of reserved seats	10
25 Unauthorised occupation of sleeping berths	10

26 Unauthorised occupation of seats for aged persons or persons with a disability	11
27 No interference with train doors	11
28 No entry to crew compartment of train	11
29 Travel not allowed on certain parts of train	12
30 Unauthorised use of certain equipment	12
31 No obstruction or hindrance	12
32 Pedestrians	13
33 Use of escalators and lifts	13
34 Railway property not to be removed	13
35 Vandalism and fixing posters.....	14
36 Throwing things.....	14
37 No littering.....	14
38 Lighting fires.....	14
39 Direction to leave train or premises	15
40 Gates to be closed.....	15
41 No trespassing.....	15
42 Lost property	16
43 Protection of monorail works	17
Division 2 Crossing running lines	17
44 Definitions	17
45 Crossing running lines—generally	17
46 Pedestrians crossing running line	17
47 Certain vehicles crossing running line at railway crossing	18
48 Driving animals across running line at ground level.....	19
49 No placing of objects on running lines.....	19
Division 3 Animals and vehicles	19
50 Control of dogs on stations.....	19
51 Animals on trains or railway premises.....	19
52 Person not to drive or ride in certain areas	20
53 Restrictions on vehicles driven on certain railway structures.....	20
54 Bicycles not to be left in certain areas	21
Part 4 Miscellaneous	21

55 Attempt to do prohibited act	21
56 Removal of persons	21
57 Penalty notice offences	21
Schedule 1 Penalty notice offences	21

Rail Safety (Offences) Regulation 2008



New South Wales

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Rail Safety (Offences) Regulation 2008*.

2 Commencement

This Regulation commences on 1 January 2009.

3 Definitions

(1) In this Regulation:

assistance animal means an animal referred to in section 9 (Disability discrimination—guide dogs, hearing assistance dogs and trained animals) of the *Disability Discrimination Act 1992* of the Commonwealth.

disability has the same meaning as it has in the *Disability Discrimination Act 1992* of the Commonwealth.

drive includes ride or draw (in relation to a vehicle) and ride or lead (in relation to an animal).

hold, in relation to a ticket or reservation, means be able to produce the ticket or reservation on request.

light rail stop means any place designated for the picking up or setting down of passengers on a route declared, under section 104N (2) of the *Transport Administration Act 1988*, to be the route of a light rail system.

light rail system has the same meaning as in section 104N of the *Transport Administration Act 1988*.

monorail works means any station, platform, monorail running line or supporting column associated with a monorail transport system.

public area means any part of railway premises or monorail works that the public

uses or is entitled to use.

RailCorp means Rail Corporation New South Wales.

restricted area of a station means:

- (a) if the station has no ticket barrier—the platform, and
- (b) if the station has a ticket barrier—the platform and all other parts of the station between the platform and the ticket barrier.

station means:

- (a) a monorail station (whether or not on railway premises), and
- (b) any other station on railway premises,

and includes any place (other than a light rail stop) designated for the picking up and setting down of passengers on a railway.

the Act means the [Passenger Transport Act 1990](#).

train means:

- (a) a train operated by RailCorp, or
- (b) a light rail vehicle operated on a light rail system, or
- (c) the class of trains operated by a rail transport operator.

valid ticket has the same meaning as in Part 6 of the [Passenger Transport Regulation 2007](#).

vehicle includes a bicycle.

- (2) Notes included in this Regulation do not form part of this Regulation.

Part 2

4-11 (Repealed)

Part 3 Conduct on trains and railway premises

Division 1 General conduct provisions

12 Conduct generally

- (1) A person must not on any train or in any public area wilfully:
 - (a) use offensive language, or

(b) behave offensively, or

(c) spit.

Maximum penalty: 10 penalty units.

(2) A person must not on any train, on any railway premises or on any part of monorail works wilfully put his or her feet, or either of them, on a seat.

Maximum penalty: 5 penalty units.

13 Luggage and soiled clothing

(1) If, in the opinion of an authorised officer, a person's clothing or luggage (or any other thing that the person has, or appears to intend to take, on a train):

(a) may soil or damage the train or the clothing or luggage of other passengers, or

(b) has such dimensions that it cannot be accommodated in the train without inconvenience to other passengers,

the officer may direct the person to leave, or not to enter, the train.

(2) A person must comply with a direction given under subclause (1).

Maximum penalty: 5 penalty units.

14 Smoking generally prohibited

(1) A person must not smoke on any train or in any public area that is roofed or otherwise covered.

Maximum penalty: 10 penalty units.

(2) This clause does not apply to a part of a train or public area in or on which smoking is permitted by the display of signs.

(3) In this clause, **smoke** includes be in possession of a lighted cigarette, cigar, pipe or similar article.

15 Eating and drinking on trains

(1) A person must not eat or drink on any train in which eating and drinking is prohibited by signs displayed in the train, except with the permission of an authorised officer.

Maximum penalty: 5 penalty units.

(2) This clause does not apply to a person who is eating or drinking on a train for medical reasons.

16 Drinking of alcohol generally prohibited

- (1) A person must not drink any intoxicating liquor on any train or in any public area.

Maximum penalty: 10 penalty units.

- (2) This clause does not apply if the liquor that is drunk was supplied on the train, railway premises or monorail works concerned by, or with the permission of, the rail transport operator of the railway.

- (3) In this clause, **drink** includes be in possession of an opened container of intoxicating liquor.

17 Passengers who are intoxicated

- (1) If, in the opinion of an authorised officer, a person on a station or a train, or at a light rail stop:

- (a) is under the influence of intoxicating liquor or another drug, and
(b) is causing, or is likely to cause, a nuisance or inconvenience to other persons on the station or train or at the light rail stop,

the officer may direct the person to leave the station, train or light rail stop.

- (2) A person must comply with a direction given under subclause (1).

Maximum penalty: 10 penalty units.

18 No unauthorised commercial activities

- (1) A person must not carry on a commercial activity on any train or in any public area without the written permission of the rail transport operator of the relevant railway.

Maximum penalty: 5 penalty units.

- (2) For the purposes of this clause, a **commercial activity** means any one or more of the following:

- (a) the sale or hire (or the offer for sale or hire) of any thing otherwise than by means of a mobile phone call to a person who is not present on the train or in the public area concerned,
(b) the touting or soliciting for custom, hire or employment otherwise than by means of a mobile phone call to a person who is not present on the train or in the public area concerned,
(c) the distribution of handbills to any person,
(d) the soliciting of money from any person (whether by way of busking or otherwise).

19 Entry to and exit from station or other premises

A person must not, without reasonable excuse, enter or leave a station, platform or other work or premises connected with a railway otherwise than by a place designated by the rail transport operator of the railway for entry or exit.

Maximum penalty: 5 penalty units.

20 Entry to and exit from trains

A person must not, without reasonable excuse, enter or leave a train:

- (a) while the train is moving, or
- (b) by getting through a window, or
- (c) in the case of a train operated on a railway other than a light rail system—except at the side of the train adjoining the platform or other place designated by the rail transport operator of the railway for persons to enter or leave the train, or
- (d) in the case of a train operated on a railway that is a light rail system—except at the side of the train adjoining the light rail stop designated by the rail transport operator for persons to enter or leave the train.

Maximum penalty: 5 penalty units.

21 Passengers to remain wholly within trains

A person who is on a train must not, without reasonable excuse:

- (a) protrude any part of the person's body from an open door or window of the train, or
- (b) touch any building, structure or other object outside the train.

Maximum penalty: 5 penalty units.

22 Certain unauthorised travel on trains

- (1) A person must not board a train, for the purpose of travelling on it, at a station at which the train is not scheduled to pick up passengers, except with the permission of an authorised officer.

Maximum penalty: 5 penalty units.

- (2) A person must not leave a train at a station at which the train is not scheduled to set down passengers, except with the permission of an authorised officer.

Maximum penalty: 5 penalty units.

23 Compulsory reservation of sleeping berths or seats

- (1) A person must not, except with the permission of an authorised officer, travel on a train on which booking is compulsory without holding:
 - (a) both a valid ticket for the travel concerned and a reservation for a sleeping berth or seat, or
 - (b) a combined travel and reservation ticket.

Maximum penalty: 5 penalty units.

- (2) Subclause (1) does not apply to a person who is travelling with another person who holds a valid ticket and reservation, or a combined ticket and reservation (or tickets and reservations, or combined tickets and reservations) authorising, for both persons, travel on the train concerned.

Note—

Clause 3 (1) defines **hold**, in relation to a ticket or reservation, as meaning “be able to produce the ticket or reservation on request”.

- (3) A person is not liable to be punished under both this clause and clause 4 (1) in respect of the same travel.

24 Unauthorised occupation of reserved seats

- (1) The rail transport operator of a railway may, by an appropriate notice attached to (or in the vicinity of) a seat in a train used on the railway, reserve the seat for a passenger.
- (2) A rail safety officer may direct a person to leave a seat reserved for another person if the officer is not satisfied that the person is occupying the seat with the permission of either the person for whom it is reserved or an authorised officer.
- (3) A person must comply with a direction given under subclause (2).

Maximum penalty: 5 penalty units.

25 Unauthorised occupation of sleeping berths

- (1) A person must not, except with the permission of an authorised officer, occupy a sleeping berth on a train:
 - (a) other than the berth allotted to the person, or
 - (b) without holding or having delivered up on the train a sleeping berth ticket or other receipt for the fare for the berth.

Maximum penalty: 5 penalty units.

(2) An authorised officer may direct a person contravening subclause (1) to leave the berth.

(3) A person must comply with a direction given under subclause (2).

Maximum penalty: 5 penalty units.

26 Unauthorised occupation of seats for aged persons or persons with a disability

(1) The rail transport operator of a railway may, by appropriate notice attached to (or in the vicinity of) seating in a train used on the railway, set aside that seating for persons who are aged or have a disability.

(2) A person who is not aged and does not have a disability must not continue to occupy a seat set aside for the aged and persons with disabilities if an aged person or a person with a disability wanting to use the seat (or a person on behalf of that person) asks the person to vacate it.

Maximum penalty: 5 penalty units.

27 No interference with train doors

A person must not, without reasonable excuse:

(a) block a train door, or

(b) open a locked train door at any time, or

(c) open an unlocked train door (other than an internal door or a door between carriages) while the train is moving, or

(d) in any way interfere with an automatically operated train door.

Maximum penalty: 50 penalty units.

28 No entry to crew compartment of train

(1) A person must not:

(a) enter any crew compartment of a train without the permission of an authorised officer, or

(b) remain in the crew compartment of a train after having been requested to leave the compartment by an authorised officer.

Maximum penalty: 10 penalty units.

(2) This clause does not apply to an authorised officer in the execution of his or her duty.

29 Travel not allowed on certain parts of train

- (1) A person must not, without reasonable excuse, travel on any part of a train not intended for the conveyance of passengers.

Maximum penalty: 5 penalty units.

- (2) Without limiting subclause (1), parts of a train not intended for the conveyance of passengers include the following:

- (a) the engine or locomotive,
- (b) the roof, steps and footboard,
- (c) the stairs of a double-decker train.

30 Unauthorised use of certain equipment

- (1) A person must not, without reasonable excuse, do any of the following:

- (a) use the public address system of a train or on a station or at a light rail stop,
- (b) use any other communications system or information system of a train or on a station or at a light rail stop or on any other part of the infrastructure of a railway, or any emergency help point for passengers, for a purpose other than the purpose for which it is provided,
- (c) apply or release any brake on a train,
- (d) use or interfere with any emergency or safety equipment on a train or on a station or at a light rail stop or on any other part of the infrastructure of a railway,
- (e) operate or otherwise interfere with any electrical or mechanical apparatus or device that is on railway premises or is attached to, or forms part of, any train or any part of monorail works, or
- (f) throw any article or thing at or towards, or otherwise interfere with, any electricity supply line or any electrical or mechanical apparatus on railway premises or situated on or about, or attached to, any part of monorail works.

Maximum penalty: 250 penalty units.

- (2) In this clause, **emergency or safety equipment** includes closed circuit television cameras, emergency help points for passengers, emergency breakdown equipment, alarms, stretchers, fire extinguishers and the like.

31 No obstruction or hindrance

- (1) A person must not, without reasonable excuse:

- (a) obstruct any facility in a public area, or
- (b) hinder (whether by obstruction or by any other means) another person's use of any facility in a public area.

Maximum penalty: 10 penalty units.

(2) Without limiting subclause (1), a facility in a public area includes the following:

- (a) the entrance to a station or light rail stop,
- (b) the exit from a station or light rail stop,
- (c) stairways and escalators at a station or light rail stop.

32 Pedestrians

A person must not, while proceeding on foot in any public area, proceed at a pace or in a manner that may cause injury or damage or that may endanger any person or property.

Maximum penalty: 5 penalty units.

33 Use of escalators and lifts

(1) A person must not, while in any public area:

- (a) ride on a travelling handrail of an escalator, or
- (b) without reasonable excuse, move while on an escalator in a direction opposite to that in which it is travelling, or
- (c) without reasonable excuse, convey any goods on an escalator or in a lift, or
- (d) without reasonable excuse, interfere in any manner with an escalator or lift or the working of an escalator or lift.

Maximum penalty: 5 penalty units.

(2) In this clause, **goods** does not include shopping, strollers, prams, bicycles, surfboards or luggage.

34 Railway property not to be removed

(1) A person must not remove any property belonging to a rail transport operator from any train, any railway premises or any part of monorail works.

Maximum penalty: 10 penalty units.

(2) This clause does not apply to an authorised officer or other person in the execution of the officer's or person's duty.

35 Vandalism and fixing posters

(1) A person must not:

- (a) affix any poster to, or
- (b) destroy or damage,

any train, any part of the infrastructure of a railway or any property on railway land or monorail works.

Maximum penalty: 20 penalty units.

Note—

Offences relating to graffiti are contained in Part 2 of the [Graffiti Control Act 2008](#).

(2) A person must not, without reasonable excuse, have in his or her possession on any train, any part of a railway, on any railway land or on any part of monorail works any thing intended for use in damaging property.

Maximum penalty: 10 penalty units.

(3) This clause does not apply to an authorised officer in the execution of his or her duty.

36 Throwing things

A person must not, without reasonable excuse, throw any thing at or from a train, a station, a light rail stop or any other part of the rail infrastructure.

Maximum penalty: 20 penalty units.

37 No littering

(1) A person must not on any train or in any public area:

- (a) deposit any litter, or
- (b) deposit any thing that may endanger any person or property, otherwise than in a receptacle provided for that purpose.

Maximum penalty: 10 penalty units.

(2) A person must not abandon any building material on any train, any part of a railway, on any railway premises or on any part of monorail works.

Maximum penalty: 5 penalty units.

38 Lighting fires

A person must not:

- (a) light a fire on, or
- (b) bring any burning substance into or onto, or cause a burning substance to be brought into or onto, or
- (c) throw or drop any burning substance on or from, or cause any burning substance to be thrown or dropped on or from,

any train, any part of a railway, any railway premises or monorail works.

Maximum penalty: 10 penalty units.

39 Direction to leave train or premises

(1) If, in the opinion of an authorised officer, a person is committing:

- (a) an offence under this Part, or
- (b) an offence under section 4 of the *Graffiti Control Act 2008* in relation to a train, any part of the infrastructure of a railway or any property on railway land or monorail works,

the authorised officer may direct the person to leave the train, railway land or part of the monorail works concerned.

(2) A person must comply with a direction given under subclause (1).

Maximum penalty: 10 penalty units.

(3) A person who has been directed to leave a train, railway premises or part of a monorail works must not, without a reasonable excuse, re-enter the train, railway premises or part of a monorail works within 4 hours of the direction being given.

Maximum penalty: 10 penalty units.

40 Gates to be closed

A person who uses a gate at a railway crossing, or any other gate set up at the side of the railway, must shut and securely fasten the gate immediately after use.

Maximum penalty: 5 penalty units.

41 No trespassing

(1) A person must not, without reasonable excuse, go onto or into, or remain on or in:

- (a) the restricted area of a station, or
- (b) any running lines or associated part of any rail infrastructure, or
- (c) any workshops forming part of rail infrastructure, or

- (d) any offices or administrative areas of a railway, or
- (e) any other railway premises or any part of monorail works.

Maximum penalty: 50 penalty units.

(2) Subclause (1) does not apply to:

- (a) an authorised officer in the execution of his or her duty, or
- (b) a person who has the permission of the rail transport operator of the railway to enter the railway premises or part of the monorail works concerned.

(3) An authorised officer who has reason to believe that a person is committing an offence under subclause (1) may direct the person to leave the restricted area of the station, running lines, associated part of the rail infrastructure, workshop, office or administrative area, railway premises or monorail works concerned.

(4) A person must comply with a direction given under subclause (3).

Maximum penalty: 5 penalty units.

42 Lost property

(1) A person who finds any article in a train or any public area:

- (a) must return it to its owner, or
- (b) must give it, or report its location, to an employee of a rail transport operator designated by the operator for the purposes of this clause or an authorised officer.

Maximum penalty: 5 penalty units.

(2) A rail transport operator must develop and implement procedures that comply with this clause for dealing with any lost property that is found in a train or any public area for which the operator is responsible.

Maximum penalty: 5 penalty units.

(3) The procedures referred to in subclause (2) are to include (but not be limited to) procedures involving:

- (a) the keeping of registers of:
 - (i) lost property that is found, and
 - (ii) enquiries as to lost property, and
- (b) the keeping of written records as to when and how lost property, when found, is to be returned or disposed of.

- (4) The procedures referred to in subclause (2) must be capable of being audited.

43 Protection of monorail works

- (1) A person must not enter the monorail envelope, or cause or permit anything to enter the monorail envelope, otherwise than:
- (a) for the purpose of entering or leaving or travelling in a monorail train, or
 - (b) in accordance with an approval granted by an authorised person.

Maximum penalty: 5 penalty units.

- (2) In this clause, **monorail envelope** means the space around the Darling Harbour monorail, being the rectangular space within 2 metres on either side of, 4.5 metres above and 1 metre below an imaginary line running along the centre of the bottom surface of the monorail beam.

Division 2 Crossing running lines

44 Definitions

In this Division:

railway crossing does not include any crossing over the running lines of a light rail system in a road or road related area.

road and **road related area** have the same meanings as in the [Road Transport \(General\) Act 2005](#).

45 Crossing running lines—generally

- (1) A person must not cross or drive a vehicle over a running line except by means of a railway crossing, bridge or subway constructed for that purpose.

Maximum penalty: 10 penalty units.

- (2) This clause does not apply to or in respect of:

- (a) an authorised officer or other person in the execution of his or her duty, or
- (b) a person who takes any action referred to in this clause at the request or direction of an authorised officer or other person in the execution of the officer's or person's duty, or
- (c) a running line used in a road or road related area for the purpose of a light rail system.

46 Pedestrians crossing running line

- (1) A person on foot (unless in charge of an animal) must not, without reasonable excuse,

cross over a running line at ground level at a railway crossing if a bridge or subway is provided at the crossing.

Maximum penalty: 10 penalty units.

(2) A person on foot must not cross over a running line at a railway crossing:

- (a) if warned not to do so by an authorised officer, or
- (b) contrary to a warning displayed at the railway crossing.

Maximum penalty: 10 penalty units.

(3) A person on foot must not cross over a running line at a railway crossing at which are installed barriers or a bell, alarm, red light or other warning device:

- (a) if barriers are installed—while those barriers are in any position other than the fully open position, or
- (b) whether or not barriers are installed—while any bell, alarm, red light or other warning device is operating.

Maximum penalty: 10 penalty units.

(4) This clause does not apply to:

- (a) an authorised officer or other person in the execution of the officer's or person's duty, or
- (b) a person who takes any action referred to in this clause at the request or direction of an authorised officer or other person in the execution of the officer's or person's duty.

47 Certain vehicles crossing running line at railway crossing

(1) A person must not drive a vehicle across a railway crossing:

- (a) if the vehicle is carrying a load that is likely to cause any damage to railway property or to cause an obstruction, or
- (b) contrary to a sign displayed at the railway crossing, or
- (c) if directed not to do so by an authorised officer.

Maximum penalty: 10 penalty units.

(2) Subclause (1) (a) does not apply if the vehicle and load comply with the relevant regulations under the *Road Transport (General) Act 2005* (or are the subject of a relevant permit under that Act).

48 Driving animals across running line at ground level

A person (with or without a vehicle) must not, at ground level, drive an animal across a running line at a railway crossing:

- (a) if warned not to do so by an authorised officer, or
- (b) if a train is in sight and moving towards the railway crossing, or
- (c) if warning of the approach of a train has been given by a whistle or other device.

Maximum penalty: 10 penalty units.

49 No placing of objects on running lines

- (1) A person must not leave any object on a running line.

Maximum penalty: 50 penalty units.

- (2) Subclause (1) does not apply to an authorised officer in the execution of his or her duty.

Division 3 Animals and vehicles

50 Control of dogs on stations

A person must not, without the permission of an authorised officer, take a dog onto any part of a station, or have a dog in his or her charge on a station, unless the dog is under the person's direct physical control by means of a lead, chain or frame (such as those used to control assistance animals) or otherwise.

Maximum penalty: 5 penalty units.

51 Animals on trains or railway premises

- (1) A person must not take an animal onto a train intended for the conveyance of passengers, or have an animal in his or her charge on such a train, except under the conditions imposed by the rail transport operator of the relevant railway for the conveyance of the animal.

Maximum penalty: 5 penalty units.

- (2) A person must not allow an animal under the person's care or control on, or to stray onto, railway premises, except as provided by subclause (1).

Maximum penalty: 5 penalty units.

- (3) This clause does not apply to:

- (a) an assistance animal accompanying a person with a disability, or

- (b) an assistance animal in training.

52 Person not to drive or ride in certain areas

- (1) A person must not:

- (a) drive a vehicle or an animal (other than a dog controlled in accordance with clause 50 or an animal referred to in clause 51 (3)), or
- (b) allow an animal under the person's care or control to be, or
- (c) use a skateboard, roller skates or rollerblades,

on or along a platform or a pathway, subway or other way on railway premises or any part of monorail works used in connection with a station and set apart for the exclusive use of pedestrians.

Maximum penalty: 5 penalty units.

- (2) This clause does not apply:

- (a) to vehicles designed to carry persons unable to walk (such as invalid carriages), or
- (b) to a motorised trolley being used by an authorised officer in the execution of his or her duty, or
- (c) in respect of:
 - (i) an animal being taken onto or from a train in accordance with the conditions referred to in clause 51 (1), or
 - (ii) an animal referred to in clause 51 (3).

53 Restrictions on vehicles driven on certain railway structures

- (1) The rail transport operator of a railway may, by notice exhibited conspicuously on or near a railway road bridge or other railway structure, fix a vehicle's maximum loaded mass, maximum axle load or other load limit in respect of the bridge or structure.
- (2) A person must not drive on or over a railway road bridge or other railway structure a vehicle whose loaded mass, axle load or other load exceeds the maximum limit so fixed and notified unless:
 - (a) the person has obtained the written permission of the rail transport operator of the railway concerned to do so, and
 - (b) the vehicle is driven in conformity with any conditions determined by the rail transport operator in respect of it.

Maximum penalty: 5 penalty units.

- (3) In this clause, a reference to a railway road bridge or other railway structure is a reference to a bridge or other structure that is provided for the purpose of enabling vehicles to cross a running line.

54 Bicycles not to be left in certain areas

A person must not leave a bicycle on railway premises or any part of monorail works or chained or otherwise attached to any building, fence or other railway installation on railway premises or any part of monorail works, except in a cloak room, parcels office or other place designated by the rail transport operator of the relevant railway for that purpose.

Maximum penalty: 5 penalty units.

Part 4 Miscellaneous

55 Attempt to do prohibited act

A person who attempts to do any thing that is prohibited by a provision of this Regulation is taken to have committed an offence under that provision and is punishable accordingly.

56 Removal of persons

A person who refuses or fails to comply with a direction given under this Regulation to leave any train or railway premises or part of monorail works may be removed from the train or premises or part of the monorail works by an authorised officer.

57 Penalty notice offences

(1) For the purposes of section 59 of the Act:

- (a) each offence created by a provision specified in Column 1 of Schedule 1 is declared to be a penalty notice offence, and
- (b) the prescribed penalty for such an offence is the amount specified in Column 2 of Schedule 1 opposite the offence.

(2) (Repealed)

Schedule 1 Penalty notice offences

(Clause 57)

Parts 1, 2

(Repealed)

Part 3 Offences under the [Rail Safety \(Offences\) Regulation 2008](#)

Column 1

Column 2

Offence	Penalty
Clause 12 (1) (a)	\$400
Clause 12 (1) (b)	\$400
Clause 12 (1) (c)	\$400
Clause 12 (2)	\$100
Clause 13 (2)	\$100
Clause 14 (1)	\$300
Clause 15 (1)	\$100
Clause 16 (1)	\$400
Clause 17 (2)	\$400
Clause 18 (1)	\$100
Clause 19	\$100
Clause 20 (a)	\$200
Clause 20 (b)	\$200
Clause 20 (c)	\$200
Clause 20 (d)	\$200
Clause 21 (a)	\$200
Clause 21 (b)	\$200
Clause 22 (1)	\$100
Clause 22 (2)	\$100
Clause 23 (1)	\$100
Clause 24 (3)	\$100
Clause 25 (1) (a)	\$100
Clause 25 (1) (b)	\$100
Clause 25 (3)	\$100
Clause 26 (2)	\$100
Clause 27 (a)	\$400
Clause 27 (b)	\$400
Clause 27 (c)	\$400
Clause 27 (d)	\$400
Clause 28 (1) (a)	\$400

Clause 28 (1) (b)	\$400
Clause 29 (1)	\$200
Clause 30 (1) (a)	\$400
Clause 30 (1) (b)	\$400
Clause 30 (1) (c)	\$400
Clause 30 (1) (d)	\$400
Clause 30 (1) (e)	\$400
Clause 30 (1) (f)	\$400
Clause 31 (1) (a)	\$200
Clause 31 (1) (b)	\$200
Clause 32	\$200
Clause 33 (1) (a)	\$200
Clause 33 (1) (b)	\$200
Clause 33 (1) (c)	\$100
Clause 33 (1) (d)	\$100
Clause 34 (1)	\$200
Clause 35 (1) (a)	\$400
Clause 35 (1) (b)	\$400
Clause 35 (2)	\$200
Clause 36	\$400
Clause 37 (1) (a)	\$200
Clause 37 (1) (b)	\$400
Clause 37 (2)	\$200
Clause 38 (a)	\$400
Clause 38 (b)	\$400
Clause 38 (c)	\$400
Clause 39 (2)	\$400
Clause 40	\$200
Clause 41 (1) (a)	\$400
Clause 41 (1) (b)	\$400
Clause 41 (1) (c)	\$400

Clause 41 (1) (d)	\$400
Clause 41 (1) (e)	\$400
Clause 41 (4)	\$200
Clause 42 (1)	\$100
Clause 43 (1)	\$100
Clause 46 (1)	\$400
Clause 46 (2) (a)	\$400
Clause 46 (2) (b)	\$400
Clause 46 (3) (a)	\$400
Clause 46 (3) (b)	\$400
Clause 47 (1) (a)	\$400
Clause 47 (1) (b)	\$400
Clause 47 (1) (c)	\$400
Clause 48 (a)	\$400
Clause 48 (b)	\$400
Clause 48 (c)	\$400
Clause 49 (1)	\$400
Clause 50	\$100
Clause 51 (1)	\$100
Clause 51 (2)	\$100
Clause 52 (1) (a)	\$100
Clause 52 (1) (b)	\$100
Clause 52 (1) (c)	\$100
Clause 53 (2)	\$200
Clause 54	\$100