

NORTHERN TERRITORY OF AUSTRALIA

MOTOR OMNIBUS REGULATIONS

As in force at 1 October 2016

Table of provisions

Part I	Preliminary	
1	Title.....	1
2	Commencement	1
3	Application of Regulations	1
5	Definitions.....	1
Part II	Motor omnibus passenger service	
6	Publication of time-table	3
7	Registrar may grant permit	3
8	Licensee to adhere to route and time-table	3
9	Omnibus not to be withdrawn from specified route.....	3
11	Omnibus not to be altered	3
12	Collection of fares.....	4
13	Exact legal fare to be demanded.....	4
14	Conductor to give information to public	5
15	Advertisements on omnibus	5
16	Advertisements within omnibus	5
17	Relief omnibus to be used in case of breakdown	6
Part III	Drivers and conductors	
Division 1	Licensing of drivers	
18	Drivers to be specially licensed	6
19	Qualifications of drivers of omnibus.....	6
20	Certificate as to fitness and competency	7
21	Certificate as to character.....	7
22	Medical examination of omnibus drivers.....	7
Division 2	Licensing of conductors	
23	Conductors to be licensed	7
24	Qualifications of a conductor	7
25	Certificate of character	8
26	Grant of conductor's licence	8
27	Term of licence	8
28	Cancellation or suspension of licence	8
29	Licence to be produced on demand	8
30	Conductor to produce licence for cancellation, &c.....	9

Division 3 Conduct, &c., of drivers and conductors

31	Drivers to re-start omnibus on signal from conductor	9
32	Omnibus not to start while passengers boarding or alighting from omnibus.....	9
33	Stopping at bus stops	9
35	Passengers not to be carried on driver's seat, &c.....	10
36	Passengers not to be carried on step, &c.....	10
37	Journey to be performed according to licence	11
38	Carriage of animals	11
39	Conductor not to moisten his finger with saliva.....	11
40	Conduct of drivers and conductors	11
41	Rules as to cleanliness, &c., to be observed by drivers and conductors	12
42	Drivers and conductors to produce a copy of the Regulations on request.....	12
43	Omnibus not to be driven by unauthorized persons	12
44	Drivers to remain on driving seat.....	12
45	Persons suffering from infectious diseases, &c., not to be carried	13
46	Offensive substances, &c., not to be carried	13
47	Breach of Regulations attended with danger to public.....	13

Part IV Offences by passengers and other persons

48	Payment of fares	13
49	Ticket to be exhibited on demand.....	14
50	Tender or delivery of defaced ticket.....	14
51	Only passengers allowed on omnibus	14
52	Expectoration.....	15
53	Standing on seats prohibited	15
54	Boarding or alighting from omnibus in motion.....	15
55	Luggage.....	15
56	Conduct of passengers.....	15
57	Smoking.....	15
58	Intoxicated persons	15
59	Drinking intoxicating liquors	16
60	Offensive persons.....	16
61	Persons not to enter driver's compartment.....	17
62	Passengers not to ride on step	17
63	Certain articles not to be brought on omnibus	17
64	Offensive language.....	17
65	Defacing notices on omnibuses, &c.....	17
66	Interference, &c., with omnibus	18
67	Damaging omnibus.....	18
68	Dogs or other animals	18
69	Persons suffering from infectious diseases not to be passengers	18
70	Persons not to board full omnibus	19

Part V Miscellaneous

71	Unlicensed person acting as driver or conductor to be subject to regulations	19
72	Taking charge of omnibus where driver or conductor arrested.....	19
73	Notice of accident	19
74	Vehicle not to be used for illegal purposes	19
75	Power to remove where omnibus overcrowded.....	19
76	Driver to demand name and address	20
77	Records to be kept	20
78	Production of certificate or licence to employee	20
79	Children may be required to surrender seats.....	21
80	Licensees to produce licences to Registrar	21
81	Omnibus to ply only on certain streets.....	21
81A	School buses	21
82	Metal plate to be affixed inside omnibus.....	22
83	Label to be carried on omnibuses not registered under the act	22
84	Cyclists not to hold on to omnibuses	22
85	Oil, &c., to be prevented from falling on roadway	22
86	Omnibus stops.....	22
87	Penalties.....	23
87A	Regulatory offences.....	23
88	Offences resulting from accidents or other unavoidable causes....	23

Schedule 1

ENDNOTES

NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 October 2016

MOTOR OMNIBUS REGULATIONS

Regulations under the *Motor Vehicles Act*

Part I Preliminary

1 Title

These Regulations may be cited as the *Motor Omnibus Regulations*.

2 Commencement

These Regulations shall commence on 9 September, 1953.

3 Application of Regulations

These Regulations (except Regulations 8, 9, 11, 12(3)(b), 37, 81 thereof) shall apply to motor omnibuses the property of the Territory and to the drivers and conductors thereof.

5 Definitions

In these Regulations, unless the contrary intention appears:

advertisement in relation to the display of an advertisement on or within an omnibus does not include the name of the omnibus service under which the omnibus is operated or the name of the holder of a service licence or motor omnibus licence.

bus stop means an area of a public street that is marked off by:

- (a) a part of the kerb of the public street that is between a traffic sign bearing an arrow and the words "BUS STOP" erected on or near to that kerb and another such traffic sign on the same side of the public street nearest in the direction indicated by that arrow; or

- (b) markings on the pavement of the public street, and which markings are adjacent to:
 - (i) a traffic sign bearing the words "BUS STOP", "BUSES ONLY" or "BUSES EXCEPTED"; or
 - (ii) the words "BUS STOP" marked on that pavement.

conductor means a conductor of an omnibus and includes a driver of an omnibus on which no conductor is employed.

conductor's licence means a conductor's licence granted under these Regulations.

footpath means the path or place between the kerb and property lines adjoining a public street set apart for the exclusive use of pedestrians.

licensee means a licensee under a service licence.

medical testing officer means an officer appointed under the Act to be a medical testing officer.

official traffic sign means any notice, sign or other device marked, placed or erected on or at the side of a public street by authority of the Minister for the purpose of guiding, directing, regulating or warning motor vehicles or traffic.

omnibus means a motor omnibus.

omnibus service means a motor omnibus passenger service.

parking means the standing or waiting on a public street of a motor vehicle, whether occupied or not, when not actually engaged in picking up or setting down passengers or goods, or when not required to stop in obedience to official traffic signs or signals by a member of the Police Force and **park** or **parked** has a corresponding meaning.

parking area means an area set aside for the parking of vehicles and indicated by an official traffic sign.

registration means registration under the Act.

roadway means that part of a public street open to, or used by, vehicular traffic, but does not include a footpath.

service licence means a licence to conduct an omnibus service.

testing officer means an officer appointed under the Act to be a testing officer.

Part II Motor omnibus passenger service

6 Publication of time-table

- (1) The licensee of an omnibus service shall furnish for sale or free distribution to the public every time-table specified in the service licence.
- (2) The charge for a copy of any such time-table shall not exceed 5 cents.

7 Registrar may grant permit

The Registrar may, subject to the Act, grant to the owner of an omnibus:

- (a) a permit for the omnibus to follow for such period as is stated in the permit, a route other than that to be followed in pursuance of the service licence; or
- (b) a permit to vary the time-table to be observed by the omnibus for such period as is specified in the permit.

8 Licensee to adhere to route and time-table

Any licensee who, without lawful excuse, causes or permits an omnibus engaged in the omnibus service to follow a route other than the route specified in the service licence, or to observe a time-table other than that specified in the service licence, shall be guilty of an offence.

9 Omnibus not to be withdrawn from specified route

Any licensee who, without reasonable excuse, withdraws any omnibus from a route specified in the service licence so as to interfere with the time-table specified in the licence for that route shall be guilty of an offence.

11 Omnibus not to be altered

- (1) A licensee shall not knowingly allow an omnibus on his service to be altered in any material particular without first obtaining permission of the Registrar.
- (2) In the absence of proof to the contrary, any such alteration shall be deemed to have been made with the knowledge of the licensee.

12 Collection of fares

- (1) Subject to the approval of the Registrar, the licensee of an omnibus service may make such arrangements with respect to:
 - (a) the collection of fares from passengers and persons who intend to travel on an omnibus of the omnibus service;
 - (b) the issue of tickets to passengers or persons referred to in paragraph (a);
 - (c) the granting of concession fares to specified classes of passengers or persons referred to in paragraph (a); or
 - (d) the circumstances in which no fare shall be payable by passengers and persons referred to in paragraph (a),as he thinks fit.
- (2) Where a licensee requires a conductor of an omnibus to issue tickets to passengers on the omnibus, the conductor shall, other than in circumstances referred to in subregulation (1)(d), issue to each passenger who pays the fare payable a ticket, in accordance with subregulation (3), in acknowledgement of the payment of the fare.
- (3) Every ticket issued to a passenger of an omnibus in acknowledgement of the payment of a fare shall show thereon:
 - (a) the name of the licensee;
 - (b) the route or section covered or to be covered; and
 - (c) the fare payable,and shall be numbered consecutively.

13 Exact legal fare to be demanded

- (1) Subject to regulation 12(1)(c) and (d), a conductor shall demand from every passenger the fare specified in the service licence for the route or section of the route over which the passenger intends to travel or has travelled, as the case may be.
- (2) Any conductor who knowingly demands from any passenger more or less than the fare, if any, payable by the passenger shall be guilty of an offence.

14 Conductor to give information to public

A conductor shall, as far as practicable, give to any person, upon request, information as to any matter concerning the route, fares and time-table of the omnibus.

15 Advertisements on omnibus

A licensee or the holder of a motor omnibus licence:

- (a) shall not display or cause or permit to be displayed any advertisement:
 - (i) on the outside of the front of any omnibus; or
 - (ii) on the outside of any window or glass panel of any omnibus;
- (b) shall not display or cause or permit to be displayed on the outside of any omnibus any advertisement:
 - (i) which is of such dimensions or character as to cause danger or inconvenience to any person;
 - (ii) which is, or part of which is, of glass, celluloid, xylonite or similar material, or reflective material or reflective paint; or
 - (iii) in such a manner as to conceal, obliterate or be less than 150 mm from any writing or number required by the Act or these Regulations to be placed on the outside of the omnibus; and
- (c) shall ensure that any advertisement displayed on the outside of any omnibus is fixed in such a manner that it cannot become loose to the risk or danger to any person.

16 Advertisements within omnibus

A licensee or the holder of a motor omnibus licence:

- (a) shall not display or cause or permit to be displayed within any omnibus any advertisement which is of such dimensions or character as to cause inconvenience to passengers or which is of glass;
- (b) shall not display any advertisement on any window or glass partition in any omnibus;

- (c) shall not display any advertisement within any omnibus so as to conceal or obliterate any writing or number plate required by the Act or these Regulations to be placed within the omnibus;
- (d) shall ensure that any advertisement on enamelware, ironware or tinplate displayed within an omnibus is fixed in such a manner that it cannot become loose to the risk or danger of any passenger;
- (e) shall not hasp, or cause or permit to be hasped any advertisement on the woodwork, sides or roof of any omnibus; and
- (f) shall cause every advertisement within any omnibus to be held in a suitable frame which is without glass and so constructed as to be readily opened and closed for the insertion or removal of advertisements.

17 Relief omnibus to be used in case of breakdown

- (1) Where any omnibus breaks down or the driver thereof is unable to cause the omnibus to complete the journey in accordance with the time-table specified in the service licence, the driver shall forthwith communicate with the licensee.
- (2) In any such case, the licensee shall provide another registered omnibus (if available) to complete the journey.

Part III Drivers and conductors

Division 1 Licensing of drivers

18 Drivers to be specially licensed

No person shall drive an omnibus unless he holds a licence which specifies that he is licensed to drive that class of motor vehicle.

19 Qualifications of drivers of omnibus

An applicant for a licence to drive an omnibus shall prove to the satisfaction of the Registrar that he is:

- (a) a person of good character;
- (b) a fit and proper person to hold the licence; and
- (c) able to read and write the English language.

20 Certificate as to fitness and competency

Before the grant of a licence to drive an omnibus a certificate of fitness and a certificate of competency shall be given by a testing officer and the applicant shall answer in writing the questions required by the Registrar to be answered and shall sign his name thereto in the presence of the Registrar, Deputy Registrar or a Commissioner for Declarations.

21 Certificate as to character

An applicant for a licence to drive an omnibus shall submit to the Registrar a certificate of character signed by 2 persons of good repute approved by the Registrar.

22 Medical examination of omnibus drivers

- (1) Every application for a licence or the renewal of a licence as a driver of an omnibus shall be accompanied by a medical certificate given by a medical testing officer.
- (2) If at any time it appears to the Registrar that any person who is licensed as a driver of an omnibus is, by reason of physical infirmity, or for other sufficient physical cause, unfit to be so licensed, the Registrar may require that person forthwith to submit himself for medical examination to a medical testing officer.

Division 2 Licensing of conductors

23 Conductors to be licensed

- (1) A person shall not act as a conductor unless he holds a conductor's licence.
- (2) The owner of an omnibus shall, before employing any person as a conductor, satisfy himself that that person holds a conductor's licence.

24 Qualifications of a conductor

An applicant for a conductor's licence shall prove to the satisfaction of the Registrar that he is:

- (a) not less than the age of 16 years;
- (b) a person of good character;
- (c) a fit and proper person to hold a conductor's licence; and
- (d) able to read and write the English language.

25 Certificate of character

An applicant for a conductor's licence shall submit to the Registrar a certificate of character signed by 2 persons of good repute approved by the Registrar.

26 Grant of conductor's licence

The Registrar may grant to an applicant, who complies with the provisions of regulations 24 and 25, a conductor's licence in accordance with the form in Schedule 1 and may renew the licence from time to time.

27 Term of licence

- (1) A conductor's licence shall, unless sooner cancelled or suspended, continue in force for a period of 12 months from the date of the grant or renewal thereof.
- (2) The renewal of a conductor's licence shall commence on the day immediately following the date of which the licence or previous renewal thereof, as the case may be, expired.

28 Cancellation or suspension of licence

The Registrar may cancel or suspend, for such period as he thinks fit, the licence of any conductor:

- (a) upon proof to his satisfaction of the misconduct of the conductor in the course of his duties; or
- (b) upon the conviction of the conductor of any offence which seriously reflects upon his character as a fit and proper person to hold a conductor's licence.

29 Licence to be produced on demand

- (1) Any conductor who, when required by the Registrar, or by any officer, inspector, or by a member of the Police Force, acting in the execution of his duty, to produce his conductor's licence, fails to do so, shall be guilty of an offence unless he has a reasonable excuse and within 3 days, produces his licence at the office of the Registrar, or such Police Station as may be directed by the Registrar, officer, inspector or member.
- (2) Any conductor who, when required by the Registrar or an officer, inspector, or a member of the Police Force acting in the execution of his duty, to state his name and place of abode, refuses to do so or states a false name or place of abode shall be guilty of an offence.

30 Conductor to produce licence for cancellation, &c.

A conductor shall, when requested so to do by the Registrar, produce his licence for suspension or cancellation.

Division 3 Conduct, &c., of drivers and conductors

31 Drivers to re-start omnibus on signal from conductor

- (1) When any omnibus has stopped for the purpose of taking up or setting down passengers, the driver shall not re-start the omnibus until directed to do so by the conductor (if any) who shall communicate such direction by means of a whistle or some other signal approved by the Registrar.
- (2) The conductor or any other person shall not give any such signal unless and until the omnibus may be re-started without danger to the life or limb of any person.

32 Omnibus not to start while passengers boarding or alighting from omnibus

When any passenger or intending passenger is entering or leaving an omnibus, the driver or conductor of the omnibus shall not negligently or wilfully start or cause the vehicle to start before the passenger has entered the vehicle or has alighted therefrom, as the case may be.

33 Stopping at bus stops

- (1) Subject to subregulation (2), where the driver or conductor of an omnibus:
 - (a) is signalled by an intending passenger at a bus stop specified in the service licence in respect of the omnibus; or
 - (b) receives an indication from a passenger in or upon the omnibus that the passenger wishes to alight from that omnibus,

the driver or conductor shall stop that omnibus or cause it to stop close to and parallel with the footpath at the bus stop:

- (c) at which the intending passenger so signalled; or
- (d) next after receiving the indication from the passenger that he wished to alight from that omnibus,

and shall there allow:

- (e) that intending passenger to enter that omnibus; or
- (f) that passenger to alight from that omnibus,

as the case may be.

- (2) Subject to subregulation (3), where it is impracticable for the driver or conductor of an omnibus, due to:

- (a) road works being carried out;
- (b) parked or stationary vehicles; or
- (c) an obstruction,

to stop the omnibus or cause it to stop in accordance with subregulation (1) at a bus stop, the driver or conductor of that omnibus may, where it is safe and reasonable to do so in all the circumstances, stop that omnibus or cause it to stop at a place adjacent, as near as practicable, to the bus stop.

- (3) The driver or conductor of an omnibus shall not, in pursuance of subregulation (2), stop the omnibus or cause it to stop at a place other than a bus stop without due regard to:

- (a) the safety of passengers entering or alighting from that omnibus; and
- (b) avoiding, where practicable, obstruction to other traffic,

and, where so stopping the omnibus, shall not allow it to stand longer than for the period required to pick up or set down passengers.

35 Passengers not to be carried on driver's seat, &c.

The driver of an omnibus shall not, during any journey, cause or permit any person to occupy any portion of the driver's seat, or to be upon any portion of the omnibus on the right hand side of the driver's seat and abreast thereof, or upon any portion of the omnibus in front of the driver's seat.

36 Passengers not to be carried on step, &c.

The driver or a conductor of an omnibus shall not:

- (a) cause or permit any passenger to be carried outside the omnibus or upon any step or stairway thereof or any portion thereof other than that set aside for passengers;

- (b) wilfully deceive or refuse to inform any passenger or intending passenger as to the destination of the omnibus or the route by which it will proceed to such destination; or
- (c) suffer or permit any passenger to smoke in or upon the omnibus except in that portion thereof (if any) which is set apart for the purpose.

37 Journey to be performed according to licence

The driver of an omnibus shall:

- (a) start the omnibus from one of the places specified in the service licence for the route upon which the omnibus is authorized to be used;
- (b) keep to the route specified in the service licence; and
- (c) complete the journey and the parts thereof respectively in the times specified in the service licence for the route upon which the omnibus is authorized to be used.

38 Carriage of animals

The conductor of an omnibus shall not cause or permit any person to bring or place thereon any animal, other than a guide dog being used by a blind person.

39 Conductor not to moisten his finger with saliva

Where a licensee requires a conductor of an omnibus to issue tickets to passengers on the omnibus, the conductor shall not moisten his fingers with saliva before issuing tickets.

40 Conduct of drivers and conductors

The driver or conductor of an omnibus shall not:

- (a) smoke whilst the vehicle is conveying any passengers;
- (b) cause annoyance to any person by importuning that person or any other person to become a passenger in the omnibus;
- (c) leave the omnibus to tout for passengers; or
- (d) endeavour to attract notice by whistling, shouting or calling.

41 Rules as to cleanliness, &c., to be observed by drivers and conductors

The driver and conductor of an omnibus shall, whilst on duty:

- (a) be clean and tidy and wear clean and respectable clothes; and
- (b) conduct themselves in an orderly manner and with civility and propriety towards every passenger or intending passenger.

42 Drivers and conductors to produce a copy of the Regulations on request

The driver and conductor of an omnibus shall, whilst on duty, have a copy of these Regulations ready for production, and, at the request of any member of the Police Force or an officer or inspector, acting in the execution of his duty, produce the copy for inspection.

43 Omnibus not to be driven by unauthorized persons

The driver of an omnibus shall not upon any public street:

- (a) permit any unlicensed person to act as the driver of the omnibus; or
- (b) without the consent of the owner of the vehicle, permit any person to act in his stead as the driver of the omnibus.

44 Drivers to remain on driving seat

- (1) Subject to subregulation (2), the driver of an omnibus upon a public street or in a public place shall remain on the driving seat of the omnibus.
- (2) The driver of an omnibus referred to in subregulation (1) may leave the driving seat of the omnibus where he has taken precautions against that omnibus being started or moved in his absence and such absence:
 - (a) is for the purpose of being employed in or about that omnibus; or
 - (b) is with the prior approval of that driver's employer.

45 Persons suffering from infectious diseases, &c., not to be carried

- (1) A conductor of an omnibus shall not knowingly cause or permit to be carried in the omnibus:
 - (a) any person suffering from an infectious or contagious disease or illness;
 - (b) any person who is drunk or dirty, or so attired as to cause annoyance to any other passenger, or to be likely to soil or damage the omnibus or the apparel of any other passenger; or
 - (c) any person who is noisy or violent or misbehaving or disturbing the public peace.
- (2) It shall not be an offence to convey a person referred to in paragraph (c) of subregulation (1) to a Police Station.

46 Offensive substances, &c., not to be carried

The conductor of an omnibus shall not permit any person to place or carry thereon any substance of an offensive character or of such dimensions as to inconvenience any passenger, or any substance which may soil or damage the omnibus or the apparel of any passenger.

47 Breach of Regulations attended with danger to public

If the breach or non-observance of any of these Regulations is attended with danger or annoyance to the public or hindrance to any omnibus, the conductor or driver of the omnibus may summarily interfere to obviate or remove or stop the danger, annoyance or hindrance.

Part IV Offences by passengers and other persons**48 Payment of fares**

- (1) Every passenger on an omnibus shall pay the fare payable by him either in cash or by concession or other card or ticket purchased or obtained from the licensee or his agent or servant.
- (2) Any person who, in respect of any journey on an omnibus:
 - (a) refuses or fails to pay the fare payable by him when demanded by the conductor;

- (b) avoids or attempts to avoid payment of any fare payable by him;
- (c) having paid his fare for travelling over a certain section, knowingly proceeds in the omnibus beyond the limits of that section and does not pay the fare payable in respect of the additional distance,

shall be guilty of an offence.

- (3) For the purposes of this regulation, one child under the age of 5 years carried on the lap of a passenger shall not be deemed to be a passenger.

49 Ticket to be exhibited on demand

- (1) Where a conductor of an omnibus issues tickets to passengers on the omnibus, a passenger on the omnibus shall, upon demand by the conductor, or by any other person authorized by the licensee, or by any member of the Police Force, or any officer, acting in the execution of his duty, exhibit or deliver the ticket issued to him by the conductor for the journey or section of the journey for which the passenger has paid.
- (2) If the ticket is not produced when so demanded, the passenger shall, upon demand by the conductor, pay the fare payable for the journey upon which the passenger is then proceeding from the place at which the passenger entered the omnibus.

50 Tender or delivery of defaced ticket

- (1) A passenger on an omnibus shall not tender to the conductor, in payment of his fare, or as evidence that his fare has been paid, any ticket that is rolled up, defaced or illegible, or in such a condition that it cannot be easily read at sight or any ticket that has been divided or from which any parts have been cut or taken off.
- (2) Any such ticket so tendered shall not be accepted by the conductor and the passenger tendering the ticket shall be deemed not to have paid his fare, and shall, upon demand by the conductor, pay the fare payable for the journey upon which the passenger is then proceeding.

51 Only passengers allowed on omnibus

- (1) Subject to subregulation (2), except in the course of his duty under the Act, a person, other than a passenger or intending passenger, shall not enter or go upon an omnibus.

- (2) A passenger or intending passenger shall not enter or go upon an omnibus which is unmanned by a driver or conductor except where the driver or conductor of the omnibus has given express permission to the passenger or intending passenger to enter or go upon the omnibus during the absence of that driver or conductor.

52 Expectoration

A person shall not expectorate upon the floor or any other part of an omnibus.

53 Standing on seats prohibited

A passenger upon an omnibus shall not stand upon, or cause or permit any child who is travelling with him to stand upon, the seat of an omnibus.

54 Boarding or alighting from omnibus in motion

A person shall not board or alight from or attempt to board or alight from an omnibus while it is in motion.

55 Luggage

A person shall not take into or upon any omnibus except into or upon such parts thereof as are provided for the purpose, any luggage other than articles which may conveniently be carried in the hand, and which will not, in the opinion of the conductor, interfere with the comfort of other passengers.

56 Conduct of passengers

A person while travelling in or upon an omnibus shall not solicit alms, play or perform upon any musical instrument, distribute handbills or advertisements or offer any article for sale.

57 Smoking

A person shall not smoke in or upon any omnibus or any portion thereof where smoking is prohibited as indicated by a notice displayed in or upon the omnibus.

58 Intoxicated persons

- (1) A person who, in the opinion of the conductor, is in a state of intoxication shall not be allowed to enter or go upon or remain in or upon an omnibus.

- (2) Any such person who enters or goes upon or is found in or upon an omnibus shall, upon being requested by the conductor so to do, leave the omnibus, and his fare (if paid) shall be forfeited.
- (3) The conductor may remove or cause to be removed any such person who, upon being requested so to do, does not forthwith leave the omnibus.

59 Drinking intoxicating liquors

- (1) Any person who, upon any omnibus, drinks any intoxicating liquor shall be guilty of an offence.
- (2) Any such person shall, upon being requested by the conductor so to do, leave the omnibus, and his fare (if paid) shall be forfeited.
- (3) The conductor may remove or cause to be removed any such person who, upon being requested so to do, does not forthwith leave the omnibus.

60 Offensive persons

- (1) A person:
 - (a) whose dress, clothing or luggage is, in the opinion of the conductor, likely to soil or injure the seats or linings of any omnibus, or the dress or clothing of any passenger; or
 - (b) who, in the opinion of the conductor, is likely to be, for any reason, offensive to other passengers,

shall not be entitled to enter or go upon or remain in or upon any omnibus.

- (2) The conductor may, with such assistance as he requests, prevent any such person from entering or going upon the omnibus.
- (3) Any such person who enters or goes upon or is found in or upon an omnibus shall, upon the request of the conductor, leave the omnibus, and his fare (if paid) shall be forfeited.
- (4) The conductor may remove or cause to be removed any such person who, upon being requested so to do, does not forthwith leave the omnibus.

61 Persons not to enter driver's compartment

A person, not being an officer acting in the execution of his duty, shall not enter the driver's compartment or occupy a seat by the side of the driver of any omnibus or ride on the omnibus in front of the driver's seat.

62 Passengers not to ride on step

A passenger shall not ride on the step or on any portion of an omnibus other than that provided for the use of passengers.

63 Certain articles not to be brought on omnibus

A person shall not bring into or upon any omnibus:

- (a) any loaded firearms, cinema films, or sheet glass;
- (b) any paint or oil which is not carried in properly sealed containers;
- (c) anything which projects beyond the omnibus; or
- (d) anything which is, in the opinion of the conductor, liable to damage the omnibus or cause injury or inconvenience to, or damage to the property of, any passenger.

64 Offensive language

- (1) A person shall not use profane, obscene, insulting or offensive language, or commit any nuisance in or upon any omnibus or wilfully interfere with the comfort of any passenger in or upon the omnibus.
- (2) Any person who, in the opinion of the conductor, has committed a breach of subregulation (1) shall, upon the request of the conductor, leave the omnibus and his fare (if paid) shall be forfeited.
- (3) The conductor may remove or cause to be removed any such person who, upon being requested so to do, does not forthwith leave the omnibus.

65 Defacing notices on omnibuses, &c.

A person shall not:

- (a) deface any notice on any part of an omnibus;
- (b) obstruct any person employed on an omnibus in the performance of his duty;

- (c) behave in a violent or offensive manner to the annoyance of any other person in or upon an omnibus; or
- (d) refuse to leave the platform or steps of any omnibus when lawfully requested by the conductor to do so.

66 Interference, &c., with omnibus

A person shall not interfere with, remove or alter any part of an omnibus or do or cause to be done anything which is likely to obstruct any omnibus or to endanger the life or limb of any person.

67 Damaging omnibus

Any person who:

- (a) damages any omnibus;
- (b) removes, interferes with or destroys any fastening in or upon any omnibus;
- (c) removes, defaces or destroys any lamp, number, fitting, printed notice or advertisement in or upon any omnibus;
- (d) breaks or scratches any window or wood or ironwork in or upon any omnibus,

shall be guilty of an offence and, in addition to any penalty imposed in respect of the offence, shall be liable to pay the cost of making good the damage done or replacing the thing removed or destroyed.

68 Dogs or other animals

A person shall not bring or cause to be brought into or upon an omnibus any dog or other animal, other than a guide dog where the person is blind.

69 Persons suffering from infectious diseases not to be passengers

No person shall ride in or upon an omnibus while suffering from an infectious or contagious disease or illness, or after having so recently suffered from such disease or illness as to be likely to be a source of infection of contagion.

70 Persons not to board full omnibus

- (1) A person, upon being informed by the conductor that the omnibus has a full complement of passengers or is overcrowded, shall not board the omnibus.
- (2) Any person who boards an omnibus, and, before paying his fare, is told by the conductor that the omnibus has a full complement of passengers or is overcrowded, shall, upon being requested by the conductor so to do, forthwith leave the omnibus.

Part V Miscellaneous**71 Unlicensed person acting as driver or conductor to be subject to regulations**

Any unlicensed person acting as the driver or conductor of an omnibus shall be subject to these Regulations and be liable for any breach thereof in like manner as if he were a licensed driver or conductor.

72 Taking charge of omnibus where driver or conductor arrested

Where any person driving or conducting an omnibus is arrested, any member of the Police Force may take charge of the vehicle, and place it in a place of safety until claimed by the owner.

73 Notice of accident

In the event of an accident occurring in connection with an omnibus, the driver and conductor, or the driver, as the case may be, shall forthwith give notice of the accident to the licensee of the service who shall, within 7 days of the date of the accident, cause to be furnished to the Registrar a report of the accident, containing such particulars as are required by the Registrar.

74 Vehicle not to be used for illegal purposes

The driver or owner of an omnibus shall not cause or permit the omnibus to be used for an illegal purpose.

75 Power to remove where omnibus overcrowded

Any member of the Police Force or any driver or conductor of an omnibus may remove:

- (a) any passenger from an omnibus which, in the opinion of the member, driver or conductor, is overcrowded; or

- (b) any person riding upon the step or any part of an omnibus other than that provided for the accommodation of passengers.

76 Driver to demand name and address

- (1) Any driver or conductor of an omnibus may require any person reasonably suspected of having committed an offence against these Regulations to give his full name and place of abode.
- (2) Any person who, upon being so required, refuses or fails to give his full name or place of abode shall be guilty of an offence.
- (3) Any driver or conductor, while employed upon an omnibus, may apprehend any such person who refuses or fails to give his full name or place of abode, and may detain him until he can be delivered into the custody of a member of the Police Force, to be dealt with according to law.

77 Records to be kept

A licensee under a licence to ply for hire in respect of an omnibus shall:

- (a) keep a record of the full name and place of abode of each person who has driven or conducted the omnibus and the dates upon which that person drove or conducted the omnibus; and
- (b) at the request of the Registrar, or of a member of the Police Force, or of an officer, acting in the execution of his duty, produce the record for the inspection of the Registrar, member or officer:

Provided that it shall not be necessary for the licensee to produce the record of any driver or conductor for a period exceeding 3 months preceding the date on which the request is made.

78 Production of certificate or licence to employee

A licensee under a licence to ply for hire in respect of an omnibus shall, before permitting or employing any person to act as the driver or conductor of the vehicle, produce to that person, if so required by him the certificate of registration or licence in respect thereof.

79 Children may be required to surrender seats

A conductor may require any child who is travelling at concession or reduced fare or without payment of fare and is occupying a seat in the omnibus to surrender the seat to an adult passenger and, upon being so required, the child shall forthwith surrender the seat.

80 Licensees to produce licences to Registrar

- (1) The Registrar may, by notice in writing, require any licensee under a licence to ply for hire in respect of an omnibus or under a licence to conduct a motor omnibus passenger service to produce at the office of the Registrar, within such time as is specified in the notice, his licence or licences.
- (2) Any licensee who, without reasonable excuse, fails, after receipt of a notice under subregulation (1), to produce his licence or licences at the office of the Registrar within the time specified in the notice shall be guilty of an offence.

81 Omnibus to ply only on certain streets

- (1) An omnibus shall not, unless expressly authorized by the Registrar, ply for hire on any public street, or portion thereof, upon which it is not licensed to ply.
- (2) The owner and driver of any omnibus which plies for hire in contravention of subregulation (1) shall be guilty of an offence.

81A School buses

- (1) While an omnibus is being used as a school bus, it shall carry, prominently displayed at the front and at the rear of the bus, a rectangular sign not less than 1,500 millimetres long and not less than 250 millimetres wide, carrying the words "SCHOOL BUS" on a yellow background in bold-faced black letters not less than 200 millimetres high.
- (2) A sign displayed in pursuance of subregulation (1) shall be clearly legible in normal conditions from a distance of 30 metres.
- (3) The driver of an omnibus shall ensure that a sign in accordance with this regulation:
 - (a) is displayed at all times while the bus is being used as a school bus; and
 - (b) is not displayed except while the bus is being so used.

- (4) For the purposes of this regulation, an omnibus is being used as a school bus while it is engaged principally in carrying children to or from school and the route that it is taking begins or ends at a school.

82 Metal plate to be affixed inside omnibus

Subject to regulation 83, the owner of an omnibus shall cause to be securely fixed in a conspicuous place within the vehicle the metal plate supplied by the Registrar showing the letters and figures of the number-plates issued in connection with the registration of the vehicle.

83 Label to be carried on omnibuses not registered under the act

- (1) Where, in respect of an omnibus which is registered in some place outside the Territory, a licence is granted to ply for hire in the Territory, the Registrar shall issue to the person in whose name the omnibus is registered in such place, a label having thereon particulars of the omnibus, the duration of the licence and any other matters which the Registrar thinks proper to insert.
- (2) The label shall, during the currency of the licence, be affixed and kept affixed by such person on the inside or back of the main part of the windscreen of the omnibus in such a position that the centre of the label is not more than 150 mm from the bottom left-hand or near side corner of the windscreen, and so that the front of the label faces towards the front of the vehicle.

84 Cyclists not to hold on to omnibuses

A person riding a bicycle shall not hold on to any part of an omnibus.

85 Oil, &c., to be prevented from falling on roadway

The driver and the owner of an omnibus shall take adequate steps to prevent oil and grease dropping from the machinery to the roadway.

86 Omnibus stops

The places or parts of the public streets indicated by official signs shall be bus stops for the exclusive use (subject to sections 26A and 38K of the *Commercial Passenger (Road) Transport Act*) of motor omnibuses for the purpose of picking up or setting down passengers.

87 Penalties

Any person who commits, or knowingly aids, abets, counsels, procures or assists any person to commit, a breach of any of these Regulations shall be guilty of an offence.

Maximum penalty: \$50.

87A Regulatory offences

An offence of committing, or knowing, aiding, abetting, counselling, procuring or assisting any person to commit, a breach of regulation 18, 23, 30, 35, 36, 40(a), 42, 57, 59(1) or (2), 61, 63, 73, 77, 78, 81A, 82, 83(2) or 84 is a regulatory offence.

88 Offences resulting from accidents or other unavoidable causes

Subject to section 87A, no person shall be deemed to be guilty of a breach of any of these Regulations if he proves to the satisfaction of the Court hearing the case that the occurrence which is the subject of the case was the result of accident, or could not have been avoided by any reasonable efforts on his part.

Schedule 1

regulation 26

Northern Territory of Australia

Motor Vehicles Act

MOTOR OMNIBUS REGULATIONS

MOTOR OMNIBUS CONDUCTOR'S LICENCE

Licence No..... Renewal Date

Name

Of

Date of Birthwith

spectacles is hereby licensed as a Motor Omnibus Conductor within the Northern Territory of Australia for one year from the.....day of.....19.....

Registrar of Motor Vehicles.

Signature of Licensee.

Issued subject to the *Motor Vehicles Act* and any amendments thereof and the Regulations for the time being in force thereunder. If not suspended or cancelled, this licence must be returned on date of expiry to the Registrar of Motor Vehicles, Darwin.

NOTE – This licence must be produced on demand to the Registrar, any officer, inspector, or any member of the Police Force, acting in the execution of his duty.

ENDNOTES
1**KEY**

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
Gaz = Gazette	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2**LIST OF LEGISLATION*****Motor Omnibus Regulations (SL No. 5, 1953)***

Notified	16 September 1953
Commenced	16 September 1953

Ordinances Revision Ordinance 1973 (Act No. 87, 1973)

Assent date	11 December 1973
Commenced	11 December 1973

Amendments of the Motor Omnibus Regulations (SL No. 7, 1976)

Notified	4 June 1976
Commenced	4 June 1976

Transfer of Powers (Self-Government) Ordinance 1978 (Act No. 54, 1978)

Assent date	1 July 1978
Commenced	1 July 1978

Amendments of the Motor Omnibus Regulations (SL No. 20, 1979)

Notified	14 September 1979
Commenced	14 September 1979

Amendments of the Motor Omnibus Regulations (SL No. 18, 1980)

Notified	9 May 1980
Commenced	9 May 1980

Amendments of the Motor Omnibus Regulations (SL No. 37, 1983)

Notified	28 October 1983
Commenced	28 October 1983

Criminal Law (Regulatory Offences) Act 1983 (Act No. 68, 1983)

Assent date	28 November 1983
Commenced	1 January 1984 (s 2, s 2 <i>Criminal Code Act 1983</i> (Act No. 47, 1983), <i>Gaz</i> G46, 18 November 1983, p 11 and <i>Gaz</i> G8, 26 February 1986, p 5)

Statute Law Revision Act 1985 (Act No. 49, 1985)

Assent date 1 October 1985
Commenced 1 October 1985

Commercial Passenger (Road) Transport (Consequential Amendments) Act 2003 (Act No. 41, 2003)

Assent date 7 July 2003
Commenced 1 August 2003 (*Gaz* G30, 30 July 2003, p 2)

Penalties Amendment (Miscellaneous) Act 2013 (Act No. 23, 2013)

Assent date 12 July 2013
Commenced 28 August 2013 (*Gaz* G35, 28 August 2013, p 2)

Commercial Passenger Vehicle Legislation Amendment Regulations 2016 (SL No. 33, 2016)

Notified 6 July 2016
Commenced 1 October 2016 (r 2)

3 SAVINGS AND TRANSITIONAL PROVISIONS

s 8 *Transfer of Powers (Self-Government) Ordinance* (Act No. 54, 1978)

4 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the list of amendments to this reprint) are made by section 11 of the *Ordinances Revision Ordinance 1973* (Act No. 87, 1973) (as amended) to the following provisions: rr 2, 5, 6, 21, 24, 25, 26, 27, 29, 45, 48, 64, 73, 77, 80, 81, 82, 83, 87 and First Schedule

5 LIST OF AMENDMENTS

r 3 amd No. 37, 1983, r 11; No. 33, 2016, r 11
r 4 rep No. 37, 1983, r 11
r 5 amd Act No. 54, 1978, s 6; No. 20, 1979, r 1; No. 37, 1983, rr 2 and 11; Act No. 41, 2003, s 6
r 7 amd No. 37, 1983, r 11
r 10 rep No. 33, 2016, r 12
r 12 sub No. 18, 1980, r 1
amd No. 37, 1983, r 3
r 13 amd No. 37, 1983, r 4
r 15 sub No. 20, 1979, r 2
r 16 amd No. 20, 1979, r 3; No. 37, 1983, r 11
r 26 amd No. 37, 1983, r 11
r 33 sub No. 37, 1983, r 5
r 34 rep No. 37, 1983, r 5
r 38 amd No. 37, 1983, r 6
r 39 sub No. 18, 1980, r 2
r 44 sub No. 37, 1983, r 7
r 48 amd No. 20, 1979, r 4
r 49 amd No. 18, 1980, r 3
r 51 sub No. 37, 1983, r 8
r 68 amd No. 37, 1983, r 9
r 81A ins No. 7, 1976

ENDNOTES

r 83	amd No. 37, 1983, r 11
r 86	amd No. 37, 1983, r 10; Act No. 41, 2003, s 6
r 87	amd No. 37, 1983, r 11; Act No. 23, 2013, s 4
r 87A	ins Act No. 68, 1983, s 83 amd Act No. 49, 1985, s 3(4)
r 88	amd Act No. 68, 1983, s 83
the sch hdg	om No. 37, 1983, r 11
sch 1	amd No. 37, 1983, r 11