

# NORTHERN TERRITORY OF AUSTRALIA

## LIMOUSINE REGULATIONS

As in force at 28 August 2013

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# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 28 August 2013

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## LIMOUSINE REGULATIONS

### Regulations under the *Commercial Passenger (Road) Transport Act*

#### 1 Citation

These Regulations may be cited as the *Limousine Regulations*.

#### 2 Commencement

These Regulations come into operation on the commencement of Part 5AA of the *Commercial Passenger (Road) Transport Act*.

#### 3 Definitions

In these Regulations, unless the contrary intention appears:

**driver** means the person driving or in charge of a limousine.

**operator** means a person who operates a limousine otherwise than only as a driver.

**public place** includes any place to which the public are admitted on payment of a fee or charge.

#### 4 Operator to maintain records

(1) An operator must make a written record of:

- (a) the dates and times during which the limousine is operated for the carriage of passengers;
- (b) the full name and residential address of the driver during those periods and the number of the driver's licence issued to him or her under the *Motor Vehicles Act*;
- (c) every booking and hiring made by the limousine; and
- (d) any other matter that the Director requires as a condition of the operator's licence.

Maximum penalty: 25 penalty units.

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- (2) An operator must ensure that the record referred to in subregulation (1):

- (a) is kept in a safe place at the principal place of business of the operator; and
- (b) is produced whenever required by an inspector.

Maximum penalty: 25 penalty units.

## **5 Operator to furnish information**

An operator must, whenever requested by the Director to do so, furnish to the Director within the time specified by the Director full and correct information of any details specified in the request relating to journeys undertaken by the limousine.

Maximum penalty: 25 penalty units.

## **6 Maintenance**

- (1) An operator must ensure the limousine is properly and regularly maintained.

Maximum penalty: 25 penalty units.

- (2) If the Registrar of Motor Vehicles specifies minimum maintenance that is to be carried out on a limousine, the operator must ensure that maintenance carried out on the limousine is in accordance with that specified.

Maximum penalty: 25 penalty units.

## **7 Advertisements on limousine**

- (1) An operator must not operate the limousine if it bears or is marked with an advertisement unless the advertisement is approved.

Maximum penalty: 25 penalty units.

- (2) In subregulation (1):

**advertisement** includes a statement or representation of any kind whether made by letters, maps, plans, drawings, pictorial representations or designs or a combination of any of those means.

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**8           Plying for hire prohibited**

A person must not use a limousine for the purpose of standing or plying for hire.

Maximum penalty:       25 penalty units.

**9           Hiring to be pre-booked**

- (1) A person must not use a limousine (whether as a driver or a passenger) for a hiring unless the journey is pre-booked with the operator.

Maximum penalty:       25 penalty units.

- (2) An operator is not compelled to accept a hiring for the limousine.

**10          No touting or soliciting**

A person must not tout or solicit for passengers for a limousine.

Maximum penalty:       25 penalty units.

**11          Driver to return to base**

A driver must, on completion of each pre-booked journey, return the limousine to a place approved as a place from which the limousine is to operate unless it is not reasonably practicable for the driver to do so before the next pre-booked journey.

Maximum penalty:       25 penalty units.

**12          Parking of limousine**

- (1) A driver must not park or stand the limousine on a road or a public place or on a lot off a road or public place unless the parking or standing is for the purposes of:

- (a) picking up or setting down passengers;
- (b) waiting under the instructions of a passenger; or
- (c) by direction or with the consent of an inspector,

but only if the parking or standing of the limousine is otherwise lawful.

Maximum penalty:       25 penalty units.

- (2) Subregulation (1) does not apply if the limousine is parked on a lot approved as a lot for the limousine.

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**13            Driver to search**

- (1) A driver must, immediately after the completion of a hiring or any termination of a hiring, search the limousine to ascertain whether a passenger has left any article in the limousine.

Maximum penalty:        25 penalty units.

- (2) If, as a result of the search carried under subregulation (1), a driver discovers an article that appears to have been left in the limousine by a passenger, the driver must:

- (a) immediately call the hirer and return the article to the hirer; and
- (b) if the return of the article under paragraph (a) has not been successful, deliver the article to the nearest police station as soon as practicable.

Maximum penalty:        25 penalty units.

**14            Purchase of intoxicating liquor**

- (1) An operator or a driver must not accept a hiring under which the driver is required to purchase intoxicating liquor for or on behalf of another person whether or not that other person is a passenger.

Maximum penalty:        25 penalty units.

- (2) A driver must not in the course of a hiring of the limousine purchase intoxicating liquor for or on behalf of a passenger.

Maximum penalty:        25 penalty units.

**15            Driver to have identity card**

- (1) For section 74 of the Act, a limousine is a prescribed class of commercial passenger vehicle.

- (2) An identity card issued under section 74 of the Act to a driver is to:

- (a) display the name of the driver;
- (b) display a recent photograph of the driver;
- (c) specify the expiry date of the card; and
- (d) indicate that the holder of the card is authorised to drive a limousine.

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(3) A driver must:

- (a) carry his or her identity card issued under subregulation (2) while driving the limousine; and
- (b) produce that identity card when requested by a passenger or an inspector.

Maximum penalty: 25 penalty units.

## **16 Fees**

A fee specified in the Schedule is payable for the matter specified opposite the fee.

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**Schedule      Fee**

regulation 16

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|----|--|-------|
| 1. | Annual fee for a limousine licence                           | 2 200 |
| 2. | Application for a refund on surrender of a limousine licence | 20    |

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## 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
<b>Gaz = Gazette</b>	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

### 2 LIST OF LEGISLATION

#### ***Limousine Regulations (SL No. 39, 2003)***

Notified	1 August 2003
Commenced	1 August 2003 (r 2, s 2 <i>Commercial Passenger (Road) Transport Amendment Act (No. 2) 2003</i> (No. 40, 2003) and Gaz G30, 30 July 2003, p 13)

#### ***Fees and Charges (Transport) Amendment Regulations 2012 (SL No. 45, 2012)***

Notified	14 December 2012
Commenced	1 January 2013 (r 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)

### 3 LIST OF AMENDMENTS

rr 4 – 15	amd Act No. 23, 2013, s 4
sch	amd No. 45, 2012, r 6