

NORTHERN TERRITORY OF AUSTRALIA

SPECIAL FUNCTION VEHICLE REGULATIONS 2003

As in force at 1 August 2019

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 August 2019

SPECIAL FUNCTION VEHICLE REGULATIONS 2003

Regulations under the *Commercial Passenger (Road) Transport Act 1991*

1 Citation

These Regulations may be cited as the *Special Function Vehicle Regulations 2003*.

2 Commencement

These Regulations come into operation on 1 October 2003.

3 Definitions

In these Regulations, unless the contrary intention appears:

driver means the person driving or in charge of a special function vehicle.

hiring, of a special function vehicle, means the use of the special function vehicle for hire or reward.

operator means a person who operates a special function vehicle otherwise than only as a driver.

4 Operator to maintain records

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

- (a) the special function vehicle;
- (b) the dates and times during which the special function vehicle is operated for hiring;
- (c) 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 1949*;
- (d) each booking and hiring made by the special function vehicle;
and

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- (e) any other matter that the Director requires as a condition of the operator's licence.

Maximum penalty: 60 penalty units.

- (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: 60 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 about any details specified in the request relating to any hiring made by the special function vehicle.

Maximum penalty: 60 penalty units.

9 Plying for hire prohibited

A person must not use a special function vehicle for the purpose of standing or plying for hire.

Maximum penalty: 25 penalty units.

10 Hiring to be pre-booked

- (1) A driver must not use a special function vehicle 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 special function vehicle.

11 No touting or soliciting

A person must not tout or solicit for passengers for a special function vehicle.

Maximum penalty: 25 penalty units.

13 Purchase of intoxicating liquor prohibited

- (1) An operator or a driver must not accept a hiring of the special function vehicle 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 during a hiring of the special function vehicle purchase intoxicating liquor for or on behalf of a passenger.

Maximum penalty: 25 penalty units.

14 Provision or consumption of intoxicating liquor permitted

These Regulations do not prevent a passenger during a hiring of a special function vehicle being provided with, or consuming, intoxicating liquor in accordance with the *Liquor Act 1978* or any other law of the Territory.

15 Illegal purpose

An operator or a driver must not:

- (a) use the special function vehicle for an illegal purpose; or
- (b) cause or permit the special function vehicle to be used for an illegal purpose.

Maximum penalty: 25 penalty units.

16 Annual licence fee

The annual fee payable for a special function vehicle licence is \$300.

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

2 LIST OF LEGISLATION

Special Function Vehicle Regulations (SL No. 48, 2003)

Notified	1 October 2003
Commenced	1 October 2003 (r 2)

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 (<i>Gaz</i> G35, 28 August 2013, p 2)

Commercial Passenger Vehicle Legislation Amendment Regulations 2017 (SL No. 34, 2017)

Notified	29 November 2017
Commenced	1 December 2017 (r 2)

Transport Legislation Amendment Regulations 2019 (SL No. 11, 2019)

Notified	1 July 2019
Commenced	1 August 2019 (r 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22 of 2018) to: rr 1, 4 and 14.

4 **LIST OF AMENDMENTS**

r 4	amd Act No. 23, 2013, s 4; No. 34, 2017, r 61
r 5	amd Act No. 23, 2013, s 4; No. 34, 2017, r 62
rr 6 – 8	amd Act No. 23, 2013, s 4 rep No. 34, 2017, r 63
r 9	amd Act No. 23, 2013, s 4
r 10	amd Act No. 23, 2013, s 4; No. 34, 2017, r 64
r 11	amd Act No. 23, 2013, s 4
r 12	amd Act No. 23, 2013, s 4 rep No. 34, 2017, r 65
r 14	amd Act No. 23, 2013, s 4
r 16	amd No. 45, 2012, r 14; No. 11, 2019, r 21