

Serial 33
Transport Legislation Amendment Bill 2025
Mr Yan

A Bill for an Act to amend the *Commercial Passenger (Road) Transport Act 1991*, the *Motor Vehicles Act 1949*, the *Public Transport (Passenger Safety) Act 2008*, the *Traffic Act 1987* and Regulations made under those Acts

NORTHERN TERRITORY OF AUSTRALIA

TRANSPORT LEGISLATION AMENDMENT ACT 2025

Act No. [] of 2025

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2025

5

An Act to amend the *Commercial Passenger (Road) Transport Act 1991*, the *Motor Vehicles Act 1949*, the *Public Transport (Passenger Safety) Act 2008*, the *Traffic Act 1987* and Regulations made under those Acts

[Assented to [] 2025]
[Introduced [] 2025]

10

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Transport Legislation Amendment Act 2025*.

15

2 Commencement

(1) Subject to subsection (2), this Act commences on the day fixed by the Administrator by *Gazette* notice.

(2) If a provision of this Act does not commence before 26 July 2027, it commences on that day.

20

Part 2 Amendment of commercial passenger (road) transport legislation

Division 1 Commercial Passenger (Road) Transport Act 1991

3 Act amended

5 This Division amends the *Commercial Passenger (Road) Transport Act 1991*.

4 Part 2, Division 2 repealed (Commercial Passenger Vehicle Board)

Part 2, Division 2

10 *repeal*

5 Section 9 amended (Consideration of application)

(1) Section 9(1)

omit, insert

15 (1) The Director must consider an application made under section 8A and may, subject to this Act:

(a) grant the accreditation to the applicant; or

(b) allow the applicant to amend the application and grant the accreditation to the applicant on receipt of the amended application; or

20 (c) refuse to grant the accreditation to the applicant.

(2) Section 9(3B)(b)

omit

the Local Court has, after the commencement of this subsection, decided under this Act

25 *insert*

NTCAT has previously decided under this Act that

6 Section 26 amended (Determination of fares and charges)

Section 26(2), penalty provision

omit

8

5 *insert*

40

7 Section 27 amended (Substitute taxi licence)

After section 27(3)

insert

10 (4) The Director must consider an application for a substitute taxi licence made under subsection (1) and may, subject to this Act:

(a) grant the licence to the applicant; or

15 (b) allow the applicant to amend the application and grant the licence to the applicant on receipt of the amended application; or

(c) refuse to grant the licence to the applicant.

8 Section 71 amended (Communications and dispatch networks)

(1) Section 71(1) to (7)

omit, insert

20 (1) A person who proposes to operate a communications or dispatch network may apply in writing to the Director for approval of the network.

(2) An application under subsection (1) must:

(a) contain the information required by the Director; and

25 (b) be accompanied by the prescribed fee (if any).

(3) The Director must consider an application under subsection (1) and may:

(a) approve the network; or

- (b) allow the applicant to amend the application and approve the network on receipt of the amended application; or
- (c) refuse to approve the network.
- 5 (4) The Director may require the applicant to provide further information for the purposes of considering the applicant's application.
- (5) The Director may:
- (a) approve a network under subsection (3) subject to the conditions the Director thinks appropriate; or
- 10 (b) from time to time, by written notice to the operator of an approved network, amend or revoke the conditions of the approval or add new conditions.
- (6) The Director may suspend or revoke the approval of a communications or dispatch network.
- 15 (6A) A person commits an offence if:
- (a) the person operates a communications or dispatch network; and
- (b) the network is not an approved network.
- Maximum penalty: 85 penalty units.
- 20 (6B) A person commits an offence if the person:
- (a) is the operator of an approved network; and
- (b) contravenes or fails to comply with a condition of the network approval.
- Maximum penalty: 40 penalty units.
- 25 (7) The Director may, from time to time, require the operator of an approved network to provide the Director with any information required by the Director in relation to:
- (a) the operation of the network; or
- 30 (b) the terms and conditions under which the network is made available to the operators of commercial passenger vehicles.

(2) After section 71(9)

insert

(10) In this section:

5 **approved network** means a communications or dispatch network approved by the Director under subsection (3).

communications or dispatch network means a network for:

(a) communicating with, controlling or coordinating commercial passenger vehicles used to carry passengers for hire or reward; or

10 (b) accepting bookings for the use of commercial passenger vehicles for hire or reward or allocating commercial passenger vehicles for hire or reward on pre-booked journeys.

15 **operator**, of a communications or dispatch network, means the person who maintains or provides the network or makes the network available to others for use.

9 Section 74B inserted

Before section 75, in Part 10, Division 2

insert

74B Offence to contravene licence conditions

20 A person commits an offence if the person:

(a) is the holder of a licence; and

(b) contravenes or fails to comply with a condition of the licence.

Maximum penalty: 40 penalty units.

25 10 Section 75A amended (Cancellation of accreditation for disqualifying offence)

(1) Section 75A(1) to (4)

omit, insert

(1) The Director must cancel the accreditation of an accredited operator if the Director becomes aware that:

30 (a) the operator has been convicted of a disqualifying offence, regardless of when the conviction occurred; or

- (b) if the operator is a body corporate – a responsible person for the body corporate has been convicted of a disqualifying offence, regardless of when the conviction occurred.

5

- (2) Subsection (1) does not apply in relation to a conviction for a disqualifying offence if:

- (a) the accredited operator's criminal record for the conviction is a spent record as defined in section 3(1) of the *Criminal Records (Spent Convictions) Act 1992*; or

10

- (b) the accredited operator was discharged without any penalty being imposed for the conviction; or

- (c) the Chief Executive Officer has decided under section 76 that the accredited operator may hold, or continue to hold, the accreditation despite the conviction; or

15

- (d) NTCAT has decided, on review of a decision mentioned in section 76(1), that the accredited operator may hold, or continue to hold, the accreditation despite the conviction.

- (2) Section 75A(7)

omit

The

20

insert

Subject to subsection (8), the

- (3) Section 75A(8)

omit

However, if

25

insert

If

11 Section 76 amended (Reviews by Chief Executive Officer for disqualifying offences)

(1) Section 76, heading

omit

5

Reviews

insert

Internal reviews

(2) Section 76(2)

omit

10

review the decision to decide

insert

conduct an internal review of the decision and determine

(3) Section 76(4)

omit, insert

15

(4) On the internal review, the Chief Executive Officer must:

(a) confirm the Director's decision; or

(b) revoke the Director's decision.

(4) Section 76(6) and (7)

omit, insert

20

(6) A decision of the Chief Executive Officer under subsection (4)(b) is taken to be part of the decision made by the Director for the purposes of:

(a) an application to NTCAT under section 77(3) for review of the Director's decision; and

25

(b) the application of the provisions of the *Northern Territory Civil and Administrative Tribunal Act 2014* on a review of the Director's decision.

(5) Section 76(9), after "to the"

insert

internal

(6) Section 76(12), after "for"

5 *insert*

internal

12 Sections 77 and 79 replaced

Sections 77 and 79

repeal, insert

10 **77 Review by NTCAT**

(1) NTCAT has jurisdiction to review a decision (a **reviewable decision**) specified in the Schedule.

(2) An **affected person**, for a reviewable decision, is a person specified in the Schedule for the decision.

15 (3) An affected person for a reviewable decision may apply to NTCAT for review of the decision.

20 (4) If an affected person for a reviewable decision made by the Director is entitled to request an internal review of the decision, or part of the decision, by the Chief Executive Officer under section 76(2), the affected person cannot apply to NTCAT under subsection (3) for review of the Director's decision unless:

(a) the person has requested the Chief Executive Officer to conduct an internal review of the Director's decision; and

25 (b) the Chief Executive Officer has made a decision on the internal review in accordance with section 76(4).

(5) An application for review under subsection (3) must be made:

30 (a) for a reviewable decision to which subsection (4) is applicable – within 28 days after the day on which notice of the Chief Executive Officer's decision was given to the affected person; or

- (b) in any other case – within 28 days after the day on which notice of the reviewable decision was given to the affected person.

Note for section 77

5 *The Northern Territory Civil and Administrative Tribunal Act 2014 sets out the procedure for applying to NTCAT for review and other relevant matters in relation to reviews.*

13 Section 81 repealed (Infringement offences and notices)

Section 81

10 *repeal*

14 Section 86 replaced

Section 86

repeal, insert

86 Acquisition on just terms

15 If the operation of this Act would, apart from this section, result in an acquisition of property from a person otherwise than on just terms:

20 (a) the person is entitled to receive from the Territory the compensation necessary to ensure the acquisition is on just terms; and

(b) a court of competent jurisdiction may decide the amount of compensation or make the orders it considers necessary to ensure the acquisition is on just terms.

15 Section 87 amended (Regulations)

25 Section 87(e)

omit, insert

30 (e) prescribing fees or charges for, or levies to be imposed in relation to, any matter or thing done or to be done in connection with this Act, or authorising the Director to fix any fees, charges or levies in respect of prescribed matters;

(ea) providing for matters in relation to the inspection or testing of commercial passenger vehicles, including the appointment of persons to carry out inspections or tests;

- (eb) authorising the Director to exempt a person or vehicle, or a class of persons or vehicles, from the operation of the regulations or a specified provision of the regulations;

16 Part 13, Division 3 and Schedule inserted

5 After section 89

insert

**Division 3 Transitional matters for Transport Legislation
Amendment Act 2025**

90 Definitions

10 In this Part:

amending Act means the *Transport Legislation Amendment Act 2025*.

commencement means the commencement of section 12 of the amending Act.

15 **91 NTCAT review limited to decisions made after commencement**

Section 77, as inserted by section 12 of the amending Act, applies only in relation to a reviewable decision that is made after the commencement.

92 Appeals not commenced before commencement

20 (1) This section applies to a person if, immediately before the commencement, the person:

(a) was entitled to appeal to the Local Court against a decision of the Director or the Chief Executive Officer under section 77 as in force before the commencement; and

25 (b) had not yet commenced an appeal against the decision.

(2) The person may appeal to the Local Court against the decision in accordance with section 77 as in force before the commencement.

(3) The Local Court must hear and determine the person's appeal in accordance with section 77 as in force before the commencement.

93 Appeals not determined before commencement

(1) Subsection (2) applies in relation to an appeal to the Local Court that:

(a) was commenced by a person under section 77 as in force before the commencement; and

(b) had not been finally determined by the Local Court before the commencement.

(2) The Local Court must continue to hear and determine the person's appeal in accordance with section 77 as in force before the commencement.

94 Reference to NTCAT includes Local Court

(1) Subsection (2) applies in relation to a decision of the Local Court made under this Act during the relevant period that:

(a) a person may hold, or continue to hold, accreditation despite being convicted of a disqualifying offence; or

(b) a body corporate may hold, or continue to hold, accreditation despite a responsible person for the body being convicted of a disqualifying offence.

(2) The decision of the Local Court is taken to be a decision of NTCAT for sections 9(3B)(b) and 75A(2)(d).

(3) For this section, a decision of the Local Court made after the commencement to which section 92 or 93 applies is taken to have been made during the relevant period.

(4) In this section:

relevant period means the period commencing on 8 March 2006 and ending immediately before the commencement.

95 Infringement notices

(1) This section applies in relation to an infringement notice if:

(a) the notice was issued under section 81 before the commencement; and

(b) immediately before the commencement, the penalty amount specified in the notice had not been paid and the notice had not been withdrawn.

- (2) The notice is taken to have been issued under regulation 3 of the *Commercial Passenger (Road) Transport (Miscellaneous) Regulations 1992* as in force after the commencement.

Schedule Reviewable decisions

5

section 77

Item	Reviewable decision	Affected person
1	A decision of the Director under section 9(1) to refuse to grant an accreditation	The person who applied for the accreditation
2	A decision of the Director under section 10(1) to specify conditions in relation to an accreditation	The holder of the accreditation
3	A decision of the Director under section 10(2) to amend the conditions of an accreditation or add new conditions	The holder of the accreditation
4	A decision of the Director under section 12(1) to refuse to renew an accreditation	The person who applied for the renewal
5	A decision of the Director under section 18(1) to refuse to grant a taxi licence	The person who applied for the licence
6	A decision of the Director under section 20(1) to specify conditions in a taxi licence	The holder of the licence
7	A decision of the Director under section 20(2) to amend the conditions of a taxi licence or add new conditions	The holder of the licence
8	A decision of the Director under section 23A(1) to refuse to renew a taxi licence	The person who applied for the renewal
9	A decision of the Director under section 27(4) to refuse to grant a substitute taxi licence	The person who applied for the licence

Item	Reviewable decision	Affected person
10	A decision of the Director under section 28(1) to specify conditions in a substitute taxi licence	The holder of the licence
11	A decision of the Director under section 31(1) to refuse to grant a private hire car licence	The person who applied for the licence
12	A decision of the Director under section 33(1) to specify conditions in a private hire car licence	The holder of the licence
13	A decision of the Director under section 33(2) to amend the conditions of a private hire car licence or add new conditions	The holder of the licence
14	A decision of the Director under section 35A(1) to refuse to renew a private hire car licence	The person who applied for the renewal
15	A decision of the Director under section 37D(1) to refuse to grant a limousine licence	The person who applied for the licence
16	A decision of the Director under section 37F(1) to specify conditions in a limousine licence	The holder of the licence
17	A decision of the Director under section 37F(2) to amend the conditions of a limousine licence or add new conditions	The holder of the licence
18	A decision of the Director under section 37J(1) to refuse to renew a limousine licence	The person who applied for the renewal
19	A decision of the Director under section 37P(1) to refuse to grant a special function vehicle licence	The person who applied for the licence
20	A decision of the Director under section 37R(1) to specify conditions in a special function vehicle licence	The holder of the licence

Item	Reviewable decision	Affected person
21	A decision of the Director under section 37R(2) to amend the conditions of a special function vehicle licence or add new conditions	The holder of the licence
22	A decision of the Director under section 37U(1) to refuse to renew a special function vehicle licence	The person who applied for the renewal
23	A decision of the Director under section 38B(1) to refuse to grant a minibus licence	The person who applied for the licence
24	A decision of the Director under section 38D(1) to specify conditions in a minibus licence	The holder of the licence
25	A decision of the Director under section 38D(2) to amend the conditions of a minibus licence or add new conditions	The holder of the licence
26	A decision of the Director under section 38DA(4) to refuse to issue a substitute minibus licence	The person who applied for the licence
27	A decision of the Director under section 38DA(4) to impose conditions on a substitute minibus licence	The holder of the licence
28	A decision of the Director under section 38GA(1) to refuse to renew a minibus licence	The person who applied for the renewal
29	A decision of the Director under section 38M(1) to refuse to grant a courtesy vehicle licence	The person who applied for the licence
30	A decision of the Director under section 38P(1) to specify conditions in a courtesy vehicle licence	The holder of the licence
31	A decision of the Director under section 38P(2) to amend the conditions of a courtesy vehicle licence or add new conditions	The holder of the licence

Item	Reviewable decision	Affected person
32	A decision of the Director under section 38S(1) to refuse to renew a courtesy vehicle licence	The person who applied for the renewal
33	A decision of the Director under section 40(1) to refuse to grant a motor omnibus licence	The person who applied for the licence
34	A decision of the Director under section 41(1) to specify conditions in a minibus licence	The holder of the licence
35	A decision of the Director under section 41(2) to amend the conditions of a motor omnibus licence or add new conditions	The holder of the licence
36	A decision of the Director under section 43(1) to refuse to renew a motor omnibus licence	The person who applied for the renewal
37	A decision of the Director under section 48(3) to refuse to grant a urban service area licence	The person who applied for the licence
38	A decision of the Director under section 50(1) to specify conditions in an urban service area licence	The holder of the licence
39	A decision of the Director under section 50(2) to amend the conditions of an urban service area licence or add new conditions	The holder of the licence
40	A decision of the Director under section 53(1) to refuse to grant a tourist vehicle licence	The person who applied for the licence
41	A decision of the Director under section 54(1) to specify conditions in a tourist vehicle licence	The holder of the licence
42	A decision of the Director under section 54(2) to amend the conditions of a tourist vehicle licence or add new conditions	The holder of the licence

Item	Reviewable decision	Affected person
43	A decision of the Director under section 56(1) to refuse to renew a tourist vehicle licence	The person who applied for the renewal
44	A decision of the Director under section 59(1) to refuse to grant a special passenger vehicle licence	The person who applied for the licence
45	A decision of the Director under section 60(1) to specify conditions in a special passenger vehicle licence	The holder of the licence
46	A decision of the Director under section 60(2) to amend the conditions of a special passenger licence or add new conditions	The holder of the licence
47	A decision of the Director under section 62(1) to refuse to renew a special passenger vehicle licence	The person who applied for the renewal
48	A decision of the Director under section 71(3) to refuse to approve a communications or dispatch network	The person who applied for the approval
49	A decision of the Director under section 71(5)(a) to approve a communication or dispatch network subject to conditions	The person who applied for the approval
50	A decision of the Director under section 71(5)(b) to amend the conditions of approval of a communications or dispatch network or add new conditions	The operator of the network
51	A decision of the Director under section 71(6) to suspend or revoke approval of a communications or dispatch network	The operator of the network
52	A decision of the Director under section 73(1) to approve conditions under which an operator or operators will accept passengers	An operator to whom the condition applies

Item	Reviewable decision	Affected person
53	A decision of the Director under section 75, other than a decision under section 75(1)(d), to cancel or suspend an accreditation or licence	The person whose accreditation or licence is cancelled or suspended
54	A decision of the Director under section 75A(1) to cancel an accreditation	The person whose accreditation is cancelled
55	A decision of the Director under section 75B(1) to suspend an accreditation	The person whose accreditation is suspended

17 Act further amended

Schedule 1 has effect.

Division 2 Commercial Passenger (Miscellaneous) Regulations 1992

18 Regulations amended

This Division amends the *Commercial Passenger (Miscellaneous) Regulations 1992*.

19 Regulation 1A amended (Definitions)

(1) Regulation 1A

insert

infringement notice, for Part 2, see regulation 3.

infringement notice offence, for Part 2, see regulation 2(1).

prescribed amount, for Part 2, see regulation 2(2).

(2) Regulation 1A, definitions ***rideshare platform***, ***rideshare platform manager*** and ***rideshare vehicle***

omit

Ridesharing Regulations 2017.

insert

Commercial Passenger (Road) Transport (Ridesharing) Regulations 2017.

20 Part 2 replaced

Part 2

repeal, insert

Part 2 Infringement notice offences

5 2 Infringement notice offence and prescribed amount payable

(1) An ***infringement notice offence*** is an offence against a provision specified in Schedule 1.

10 (2) The ***prescribed amount*** for an infringement notice offence is the amount equal to the monetary value of the number of penalty units specified for the offence in Schedule 1.

3 When infringement notice may be given

If an inspector believes on reasonable grounds that a person has committed an infringement notice offence, the inspector may give a notice (an ***infringement notice***) to the person.

15 4 Contents of infringement notice

(1) The infringement notice must specify the following:

(a) the name and address of the person to whom it is issued, if known;

(b) the date the infringement notice is given to the person;

20 (c) the date and time of the infringement notice offence and the place at which the infringement notice offence occurred;

(d) a description of the offence;

(e) the prescribed amount payable for the offence;

25 (f) the enforcement agency to which the prescribed amount is payable.

(2) The infringement notice must include a statement to the effect of the following:

30 (a) the person may expiate the infringement notice offence and avoid any further action in relation to the offence by paying the prescribed amount to the specified enforcement agency within 28 days after the notice is given;

(b) the person may elect to have the offence dealt with by a court by:

(i) completing a statement of election and giving it to the specified enforcement agency; and

5 (ii) not paying the prescribed amount;

(c) if the *Fines and Penalties (Recovery) Act 2001* applies to the infringement notice offence – enforcement action may be taken under that Act if the person does nothing in response to the notice.

10 (3) The infringement notice must include an appropriate form for making the statement of election mentioned in subregulation (2)(b)(i).

5 Expiation of offence

15 If the prescribed amount for the infringement notice offence is paid in accordance with the infringement notice, the alleged offence is expiated and no further proceedings can be taken in relation to the offence.

5A Withdrawal of infringement notice

20 (1) The Director may withdraw the infringement notice by written notice given to the person.

(2) The notice must be given:

(a) within 28 days after the infringement notice is given to the person; and

(b) before payment of the prescribed amount.

25 5B Effect of Part

(1) This Part does not prejudice or affect the start or continuation of proceedings for an infringement notice offence for which an infringement notice has been given unless the offence is expiated.

(2) This Part does not:

30 (a) require an infringement notice to be given; or

(b) affect the liability of a person to be prosecuted in a court for an offence for which an infringement notice has not been given; or

(c) prevent more than one infringement notice for the same offence being given to a person.

5 (3) If more than one infringement notice for the same offence has been given to a person, the person may expiate the offence by paying the prescribed amount in accordance with any of the notices.

21 Part 6 repealed (Transitional matters for Ridesharing Regulations 2017)

Part 6

repeal

10 **22 Schedules 1 and 2 replaced**

Schedules 1 and 2

repeal, insert

Schedule 1 Infringement offences and prescribed amounts

regulation 2

Provision		Prescribed amount in penalty units	
		for individual	for body corporate
Commercial Passenger (Road) Transport Act 1991			
1	section 21(2)	4	
2	section 26(2)	10	
3	sections 26A(2), 37B(2), 38E(2) and 38K(2)	4	
4	section 45(2)	10	
5	section 47(3)	4	
6	section 69(a) and (b)	5	
7	section 71(6A)	10	
8	section 71(6B)	4	20

Provision				Prescribed amount in penalty units	
9	section 71(7A)			20	
10	section 71(8A) and (9)			4	
11	section 72(2)			2	
12	section 74(1)			5	
13	section 74B			4	20
14	section 79A(1)			7	
				for individual	for body corporate
Commercial Passenger (Road) Transport (Miscellaneous) Regulations 1992					
15	regulation 8(2), (3) and (4)			2	10
16	regulation 9(1) and (2)			15	25
17	regulation 9(3)			15	
18	regulation 10(1)			3	
19	regulation 11(1)			5	
Provision				Prescribed amount in penalty units	
Commercial Passenger (Road) Transport (Courtesy Vehicles) Regulations 2003					
20	regulations 4(1) and (2), 5, 10, 11(2), 12(1) and 16(1), (2) and (3)			1	
21	regulation 20(3)			0.5	
Commercial Passenger (Road) Transport (Limousines) Regulations 2003					
22	regulations 4(1) and (2) and 5			10	
23	regulation 8			3	
24	regulation 9(1)			5	

Provision		Prescribed amount in penalty units
25	regulations 10 and 12(1)	3
26	regulation 14(1) and (2)	5
27	regulation 15(3)	6
<i>Commercial Passenger (Road) Transport (Minibuses) Regulations 1998</i>		
28	regulation 4(3)	6
29	regulation 5(1), (2) and (3)	10
30	regulation 7A(1)	5
31	regulation 7B(1)	10
32	regulation 7B(4)	4
33	regulation 9(1) and (2)	3
34	regulation 11(a)	1
35	regulation 11(b)	3
36	regulation 11(e)	4
37	regulations 12(2) and 14(a) and (b)	3
38	regulation 17(1) and (3)	1
39	regulations 18C(1) and (2), 18D and 18E	5
40	regulation 18F(1) and (2)	4
41	regulation 18G(1)	10
42	regulation 18H	4
43	regulations 18L(1) and (3), 18M(1) and (2), 18N and 18P	5
44	regulation 22(1) and (2)	10

Provision		Prescribed amount in penalty units
<i>Commercial Passenger (Road) Transport (Passenger Buses) Regulations 1992</i>		
45	regulations 4(1) and (2) and 6	10
46	regulation 8(a) and (b)	1
<i>Commercial Passenger (Road) Transport (Private Hire Cars) Regulations 1992</i>		
47	regulation 4(1) and (2)	10
48	regulation 5	5
49	regulations 6(3), 7 and 9(1)	3
50	regulation 11(1) and (2)	5
51	regulation 11A(3)	6
52	regulation 12(2)	10
<i>Commercial Passenger (Road) Transport (Ridesharing) Regulations 2017</i>		
53	regulation 9(3)	6
54	regulation 10	5
55	regulations 11(1) and 12	6
56	regulations 13(1) and 14	3
57	regulation 15	5
58	regulation 16	3
59	regulation 17(1)	5
60	regulation 18(1)	3

	Provision	Prescribed amount in penalty units
<i>Commercial Passenger (Road) Transport (Special Function Vehicles) Regulations 2003</i>		
61	regulations 4(1) and (2) and 5	10
62	regulations 9, 10(1) and 11	3
63	regulation 13(1) and (2)	5
<i>Commercial Passenger (Road) Transport (Taxis) Regulations 1992</i>		
64	regulation 4(1), (1A) and (2)	10
65	regulation 5(3)	6
66	regulations 7(1), 7A and 9	3
67	regulation 10A(1)	10
68	regulation 10A(3)	3
69	regulation 11A(3), (5), (6) and (7)	2
70	regulation 13	3
71	regulation 15	1
72	regulation 16(1) and (2)	3
73	regulation 20(a)	1
74	regulation 20(b)	3
75	regulation 20(e)	4
76	regulation 21	3
77	regulation 23(1)	4
78	regulation 24	2
79	regulation 25	4
80	regulations 26(1), 27C(1) and (2), 27D and 27E	5
81	regulation 27F(1) and (2)	4

Provision		Prescribed amount in penalty units
82	regulation 27G(1)	10
83	regulation 27H	4
84	regulations 27L(1) and (3), 27M(1) and (2), 27N and 27P	5
85	regulation 28(1) and (3)	1
86	regulation 29(a) and (b)	5
87	regulation 32(1) and (3)	2
88	regulation 34	10
<i>Commercial Passenger (Road) Transport (Tourist Vehicles) 1992</i>		
89	regulation 4(1) and (2)	10

Schedule 2 Fees

regulation 6

Item	Matter	Fee (\$)
1	Application for grant of accreditation or renewal of accreditation	100
2	Application for approval of communications or dispatch network	30
3	Application for grant or renewal of:	
	(a) one special passenger vehicle licence	150
	(b) each second or subsequent special passenger vehicle licence	25

5 23 Regulations further amended

Schedule 2 has effect.

Division 3 Taxis Regulations 1992

24 Regulations amended

This Division amends the *Taxis Regulations 1992*.

25 Regulation 1 amended (Citation)

5

Regulation 1

omit

Taxis

insert

Commercial Passenger (Road) Transport (Taxis)

10

26 Regulation 3 amended (Interpretation)

Regulation 3(1), definition **testing officer**

omit, insert

testing officer means a testing officer appointed under regulation 24A.

15

27 Regulation 24A inserted

After regulation 24

insert

24A Appointment of testing officers

The Director may appoint a person to be a testing officer.

20

Part 3 Amendment of motor vehicles legislation

Division 1 Motor Vehicles Act 1949

28 Act amended

This Division amends the *Motor Vehicles Act 1949*.

29 Section 5 amended (Interpretation)

Section 5(1)

insert

motor vehicle trader's licence, see section 34(1).

5 **trader's plates**, see section 34(1).

**30 Section 5A amended (Provisions relating to motor vehicles
also apply to trailers)**

Section 5A(2)(f), after "102AA,"

insert

10 103,

**31 Section 7 amended (Registrar, Deputy Registrar and other
officers)**

Section 7(3)

omit

15 **32 Sections 11A, 12 and 12A replaced**

Sections 11A, 12 and 12A

repeal, insert

11A Licence for person with disability

20 (1) This section applies in relation to an applicant for a licence, or for
renewal of a licence, who is a person with a physical disability.

(2) The Registrar may issue the licence to the applicant on the
conditions the Registrar thinks appropriate.

(3) Without limiting subsection (2), a condition may provide that the
applicant may only drive:

25 (a) a specified kind of motor vehicle; or

(b) a motor vehicle specially constructed or adapted for the
applicant's use.

(4) If the Registrar issues a licence under subsection (2), the Registrar may, by endorsement on the licence, exempt from this Act or the *Traffic Act 1987*, or from specified provisions of this Act or the *Traffic Act 1987*:

- 5 (a) the applicant; or
- (b) a motor vehicle, or a class of motor vehicle, while it is being driven by the applicant in accordance with the licence.

33 Section 34 amended (Licensing of motor vehicle traders)

(1) Section 34(1)

10 *omit (all references)*
 in this Act referred to as

(2) Section 34(1)

omit
 all words after "section"

15 *insert*

 35.

(3) Section 34(2)

omit, insert

20 (2) The Registrar may, from time to time, renew a motor vehicle trader's licence granted to a person under subsection (1).

(2A) A motor vehicle trader's licence must be:

- (a) in the approved form; and
- (b) for a renewal of the licence – endorsed with the word "Renewal".

25 (4) After section 34(3)

insert

(4) A motor vehicle trader's licence remains in force for the period (the ***licence period***) mentioned in subsection (5) unless it is cancelled or suspended.

(5) The licence period for a motor vehicle trader's licence is either:

- (a) 12 months; or
- (b) any shorter period decided by the Registrar under subsection (7).

5 (6) For subsections (4) and (5), the licence period for a motor vehicle trader's licence commences on:

- (a) if the licence is granted to the person under subsection (1) – the day on which the motor vehicle trader's licence is granted; or

10 (b) if the renewal of the person's licence is granted under subsection (2) on or before the date on which the previous licence period of the person's licence expires – the day immediately after the date on which the previous licence period expired; or

15 (c) if the renewal of the person's licence is granted under subsection (2) after the date on which the previous licence period of the person's licence expires – the day on which the renewal of the licence is granted.

20 (7) The Registrar may grant a motor vehicle trader's licence to a person, or renew a person's motor vehicle trader's licence, for a licence period that is shorter than 12 months.

(8) The Registrar may grant or renew a motor vehicle trader's licence for a shorter period under subsection (7) on the application of the person or on the Registrar's own initiative.

25 (9) If the Registrar decides to grant or renew a motor vehicle trader's licence for a shorter period, the amount of the fee required to be paid under subsection (3) is to be calculated as a pro rata amount of the prescribed fee payable in respect of a 12-month licence period.

30 **34 Section 103 replaced**

Section 103

repeal, insert

103 Duration of registration of motor vehicle or trailer

35 (1) The registration of a motor vehicle or trailer remains in force for the period (the **registration period**) mentioned in subsection (2) unless it is cancelled or suspended.

(2) The registration period for a motor vehicle or trailer is:

(a) for a motor vehicle or trailer of a class prescribed by regulation (a **prescribed class**) – either:

5

(i) the maximum period prescribed by regulation (the **prescribed period**) for that prescribed class; or

(ii) any shorter period decided by the Registrar under subsection (5); or

(b) for any other motor vehicle or trailer – either:

(i) 12 months; or

10

(ii) any shorter period decided by the Registrar under subsection (5).

(3) For the registration of a motor vehicle or trailer for the first time under this Act, the registration period for the motor vehicle or trailer commences on the day on which registration is granted.

15

(4) For the renewal of the registration of a motor vehicle or trailer, the renewed registration period for the motor vehicle or trailer commences on:

(a) if the renewal is granted on or before the date on which the previous registration period for the motor vehicle or trailer expires – the day immediately after the date on which the previous registration period expired; or

20

(b) if the renewal is granted after the date on which the previous registration period for the motor vehicle or trailer expires – the day on which the renewal of the registration is granted.

25

(5) On an application for the registration or renewal of the registration of a motor vehicle or trailer, the Registrar may register the motor vehicle or trailer for a period that is shorter than the period mentioned in subsection (2)(a)(i) or (b)(i) if:

(a) the applicant requests that the vehicle or trailer be registered for the shorter period by specifying the period in the application; or

30

(b) the Registrar considers it appropriate to register the motor vehicle or trailer for the shorter period.

(6) If the Registrar decides to register a motor vehicle or trailer for a shorter period under subsection (5), the amount of:

5

- (a) the fee required to be paid under section 13 is to be calculated as a pro rata amount of the prescribed fee payable in respect of the period mentioned in subsection (2)(a)(i) or (b)(i); and
- (b) the compensation contributions required to be paid under Part 5 is to be calculated as a pro rata amount of the compensation contributions payable in respect of the period mentioned in subsection (2)(a)(i) or (b)(i).

10

35 Section 105 inserted

After section 104

insert

105 Endorsement of licence, permit or certificate

15

(1) If the Registrar endorses an existing licence, permit or certificate under this Act, the endorsement may be effected by:

- (a) endorsing the existing licence, permit or certificate; or
- (b) cancelling the licence, permit or certificate and issuing a replacement with the endorsement on it.

20

(2) An endorsement may be in the form of a notation prescribed by regulation.

36 Section 135 replaced

Section 135

repeal, insert

135 Exemption of motor vehicles

25

(1) The Registrar may, by *Gazette* notice, grant an exemption from the application of any provision of this Act or the Regulations for a specified class of motor vehicle and persons in relation to the use of that specified class.

30

(2) The Registrar may grant an exemption under subsection (1) subject to conditions that the Registrar considers appropriate.

- (3) Without limiting subsection (2), an exemption may be subject to conditions that:
- (a) provide for the exemption to remain in force for a specified period only; and
 - 5 (b) limit or restrict the persons, or the class of persons, who may use a motor vehicle within the specified class under the exemption; and
 - (c) regulate the use of motor vehicles within the specified class under the exemption.
- 10 (4) In determining whether to grant an exemption for a class of motor vehicle under subsection (1), the Registrar must have regard to the following matters:
- (a) the speed capacity of motor vehicles within the class;
 - 15 (b) the frequency with which motor vehicles within the class may be used on public streets and in public places;
 - (c) any other special considerations or characteristics of the motor vehicles within the class that the Registrar considers appropriate in the circumstances.
- (5) The notice mentioned in subsection (1) must:
- 20 (a) specify the class of motor vehicle for which the exemption is granted; and
 - (b) specify the provision or provisions of this Act from which the class of motor vehicle is exempt; and
 - (c) set out any conditions imposed on the exemption.
- 25 (6) A motor vehicle within the class specified in an exemption granted under subsection (1), and any person who uses the motor vehicle, is only exempt from the application of the specified provision of this Act or the Regulations if the motor vehicle and the person comply with the conditions imposed, if any, on the exemption.
- 30 (7) In this section:
- use**, of a motor vehicle, includes drive or operate.

37 Section 137F inserted

After section 137E

insert

137F Use of computer programs

5 (1) The Registrar may arrange for the use, under the Registrar's control, of computer programs for any purposes for which the Registrar may, or must, under a relevant Act:

(a) make a decision; or

(b) exercise a power or perform a function; or

10 (c) do anything related to making a decision, exercising a power or performing a function.

15 (2) The Registrar is taken to have made any decision, exercised any power, performed any function or done any other thing that was made, exercised, performed or done by the operation of a computer program used under subsection (1).

(3) The Registrar may substitute a decision for a decision the Registrar is taken to have made under subsection (2) if:

(a) the Registrar is satisfied that the decision made by the operation of the computer program is incorrect; or

20 (b) that the Registrar would not have made that decision.

(4) In this section:

relevant Act means any of the following:

(a) this Act, other than this section;

(b) the *Traffic Act 1987*;

25 (c) any other law prescribed by regulation.

38 Part 12 inserted

After section 141

insert

**Part 12 Transitional matters for Transport Legislation
Amendment Act 2025**

142 Definition

In this Part:

amending Act means the *Transport Legislation Amendment Act 2025*.

**143 Savings for existing registration of motor vehicles and motor
vehicle trader's licences**

Despite the repeal of section 103, as in force immediately before the commencement of section 34 of the amending Act:

- (a) the registration of a motor vehicle that was, immediately before the commencement, in force for a particular period under this Act continues to be in force after the commencement for the remainder of that period; and
- (b) a motor vehicle trader's licence that was, immediately before the commencement, in force for a particular period under this Act continues to be in force after the commencement for the remainder of that period.

**144 Duration of registration of certain trailers registered before
commencement**

- (1) Subsection (2) applies in relation to a trailer (a ***relevant trailer***) of the class prescribed by the regulation inserted by section 40 of the amending Act if:

- (a) the trailer was registered, or purported to be registered, before the commencement for a period (a ***longer period***) specified in the trailer's certificate of registration that was longer than the 12-month period provided by section 103, as in force immediately before the commencement; and
- (b) the longer period was specified in the trailer's certificate of registration in reliance on an exemption from the application of section 103 that was granted, or purported to be granted, under section 135 before the commencement; and

- (c) the longer period specified in the trailer's certificate of registration had not yet expired immediately before the commencement.

(2) After the commencement, the registration of the relevant trailer:

- 5
- (a) is in force for the remainder of the unexpired longer period specified in the trailer's certificate of registration; and
 - (b) has effect as if the longer period of registration had been granted under section 103, as inserted by the amending Act.

(3) In this section:

10 **commencement** means the commencement of section 34 of the amending Act.

145 **Savings for exemptions in force before commencement**

15 An exemption granted under section 135 that was in force immediately before the commencement of section 36 of the amending Act continues in force according to its terms, and may be revoked or amended, as if the exemption had been granted under section 135, as inserted by section 36 of the amending Act.

Division 2 Motor Vehicles Regulations 1977

39 Regulations amended

20 This Division amends the *Motor Vehicles Regulations 1977*.

40 Regulation 7C inserted

After regulation 7B

insert

7C Prescribed registration period for prescribed trailers

- 25
- (1) For section 103(2)(a) of the Act, a trailer that has a gross vehicle mass which does not exceed 750 kg is a prescribed class.
 - (2) For section 103(2)(a)(i) of the Act, the prescribed period for the registration of a trailer of the prescribed class described in subregulation (1) is 3 years.

41 Regulation 16 repealed (Vehicles to which Temporary Budget Improvement Levy does not apply)

Regulation 16

*repeal***5 Part 4 Amendment of Public Transport (Passenger Safety) Act 2008****42 Act amended**

This Part amends the *Public Transport (Passenger Safety) Act 2008*.

10 43 Section 3 amended (Definitions)

Section 3

insert

rule of behaviour means a rule or directive set out in Part 3.

15 44 Section 26 amended (Power to require a person to get off bus and, on non-compliance, to remove forcibly)

(1) Section 26(1)

omit, insert

(1) This section applies in relation to a person who is on a bus, at a bus stop or at a bus station if:

20 (a) the person contravenes a transit officer's direction; or

(b) the person contravenes a banning notice; or

(c) a transit officer believes on reasonable grounds that the person has committed, is committing, or is about to commit a relevant offence.

25 (1A) A transit officer:

(a) may direct the person, as the case requires:

(i) to get off the bus; or

(ii) to leave the bus stop or the bus station; and

(b) may give the person incidental directions that are appropriate in the circumstances, including a direction:

(i) not to board the same or another bus; or

(ii) to stay away from the bus stop or bus station for a specified period of up to 24 hours.

(2) Section 26(2) to (5)

omit

(1)

insert

(1A)

45 Section 27B amended (Capsicum spray and restraints)

Section 27B(a)

omit

spray;

insert

spray or gel;

Part 5 Amendment of traffic legislation

Division 1 Traffic Act 1987

46 Act amended

This Division amends the *Traffic Act 1987*.

47 Section 29AAS amended (When court finds person guilty)

(1) Section 29AAS, heading

omit, insert

29AAS Automatic licence cancellation and disqualification for certain offences

(2) Section 29AAS(1)

omit, insert

5 (1) If a court finds a person guilty of a disqualifying offence, the person's licence (if any) is cancelled and person is disqualified from obtaining a licence for:

(a) the minimum period specified in relation to the offence, according to whether the offence is a first, second or subsequent offence; or

10 (b) if the court makes an order under subsection (4) that the person be disqualified for a period that is longer than the minimum period – the longer period ordered by the court.

(3) Section 29AAS(2)

omit

an offence under this Part

15 *insert*

a disqualifying offence

(4) Section 29AAS(3)

omit, insert

20 (3) The cancellation of the person's licence occurs automatically by operation of this Part and takes effect from the date of the finding of guilt.

(3A) The disqualification of the person from obtaining another licence is imposed automatically by operation of this Part and the period of disqualification commences from:

25 (a) the date of the finding of guilt; or

(b) if the court makes an order under subsection (7) that the period of disqualification is to commence from a later date – the later date ordered by the court.

(5) After section 29AAS(5)

insert

5 (6) The court may make an order under subsection (7) in relation to a period of disqualification imposed on a person on the finding of guilt for a disqualifying offence in either or both of the following circumstances:

(a) if the person is found guilty of more than one disqualifying offence;

10 (b) if, at the time the person is found guilty, the person is already disqualified from obtaining a licence for a period that had not yet expired in respect of:

(i) a previous disqualifying offence; or

(ii) any other previous offence under this Act or another Act.

15 (7) The court may, if the court considers it appropriate, order that a period of disqualification imposed on the person for a disqualifying offence is to:

(a) be partly or wholly cumulative on another period of disqualification to which the person is or will be subject; and

20 (b) commence from a date that is subsequent to the date on which the person is found guilty of that disqualifying offence.

(8) In this section:

disqualifying offence means an offence under this Part for which a minimum period of disqualification from obtaining a licence is specified.

25 **48 Section 43AAB inserted**

After section 43AA, in Part VII

insert

43AAB Liability of owner of motor vehicle for certain offences committed by unidentified driver

30 (1) This section applies in relation to an offence (a ***designated offence***) involving the driving or use of a motor vehicle under any of the following provisions:

(a) section 30B(3) or 33(1)(a) or (4) of the Act;

- (b) a provision of the Regulations that is prescribed by regulation for this section.

(2) The purpose of this section is to provide for:

- 5
- (a) an owner of a motor vehicle involved in the commission of a designated offence to be held liable for the offence if the identity of the person driving or otherwise in control of the motor vehicle at the time the offence occurs is not ascertained; and

- 10
- (b) means by which the owner can avoid being attributed liability for the commission of the designated offence by operation of this section if the owner was not the person who was driving or in control of the motor vehicle at the time the offence occurred.

- 15
- (3) Subject to this section, if a designated offence occurs, the person who at the time of the occurrence of the designated offence is the owner of the motor vehicle involved in the offence is taken to have committed that offence as if the owner were the person driving or in control of the motor vehicle at that time.

(4) Subsection (3) does not apply to the owner of the motor vehicle if:

- 20
- (a) at the time of the offence the vehicle was reported as stolen; or

- (b) at the time of the offence:

- 25
- (i) the owner had sold or disposed of the vehicle but the registration of the vehicle had not been transferred to the new owner under the *Motor Vehicles Act 1949*; and

- (ii) the owner had provided the Registrar with a notice of disposal in respect of the vehicle under section 20 of the *Motor Vehicles Act 1949*; or

- 30
- (c) within 14 days after the owner receives or is served with the first of an infringement notice, a courtesy letter under Part 2, Division 3 of the *Fines and Penalties (Recovery) Act 2001* or a summons in relation to the offence, the owner delivers to an appropriate place a statutory declaration made by the owner stating that:

- 35
- (i) another person was the driver or in control of the vehicle at the time of the offence and setting out the name and address of that other person (if known) and any other information known to the owner that may assist in identifying or locating that other person; or

- 5 (ii) the vehicle was sold before the offence occurred and setting out the date of the sale, the name and last known address of the person to whom it was sold and, if the sale was made through an agent, the name and address of the agent; or
- (iii) the vehicle had been stolen or was being used unlawfully without the owner's consent at the time of the offence.
- 10 (5) If the owner of the motor vehicle is a body corporate, a director, secretary or manager of the body corporate may make a statutory declaration on behalf of the body corporate for the purposes of subsection (4).
- 15 (6) If the owner of the motor vehicle is the Territory, the Commonwealth, a State, another Territory or a statutory corporation (a **relevant entity**), a person who is authorised, or apparently authorised, by the relevant entity may make a statutory declaration on behalf of the entity for the purposes of subsection (4).
- 20 (7) A person named in a statutory declaration as being in control of a motor vehicle at the time of an offence cannot be found guilty of the offence unless a copy of the statutory declaration is served on the person with the summons for the offence.
- (8) If a person is specified as the new owner of a motor vehicle in a notice of disposal referred to in subsection (4)(b):
- 25 (a) the person is to be taken to be the owner of the vehicle at the time of the occurrence of the designated offence for this section (other than subsection (4)(b)); and
- (b) this section applies as if a reference to the owner of the vehicle (other than in subsection (4)(b)) were a reference to that person.
- 30 (9) A statutory declaration referred to in subsection (4)(c) that names another person as being in control of the motor vehicle at the time of the designated offence or names a person to whom the vehicle was sold before the designated offence occurred:
- 35 (a) is admissible in evidence in a prosecution of the person in relation to the offence; and
- (b) is evidence that the person was the driver or person in control of the vehicle at the time of the offence.

(10) Subject to subsection (11), nothing in subsection (3) affects the liability of a person for the commission of the designated offence who:

5

- (a) is the driver or person in control of the motor vehicle at the time the offence occurs; and
- (b) is otherwise not the owner of the vehicle.

(11) If a penalty has been imposed on a person in relation to an offence:

10

- (a) another person cannot be charged with the same offence; and
- (b) a further penalty cannot be imposed on or recovered from another person in relation to the same offence.

(12) An infringement notice that is withdrawn in accordance with the Regulations is not a penalty imposed on a person for subsection (11).

(13) In this section:

15

appropriate place means:

20

- (a) a place specified in an infringement notice for paying a penalty or lodging a statutory declaration; or
- (b) a place specified in a courtesy letter under Part 2, Division 3 of the *Fines and Penalties (Recovery) Act 2001* for the paying of a penalty; or
- (c) a place specified in a summons for appearance.

new owner, see section 5(1) of the *Motor Vehicles Act 1949*.

notice of disposal means a notice of disposal mentioned in section 20 of the *Motor Vehicles Act 1949*.

25

owner, of a motor vehicle, means the person who is:

30

- (a) the registered owner of the vehicle under the *Motor Vehicles Act 1949* or a corresponding law of another jurisdiction; or
- (b) if the vehicle registration has expired – the last registered owner under the *Motor Vehicles Act 1949* or a corresponding law of another jurisdiction; or
- (c) if the vehicle has trader's plates as defined in section 34 of the *Motor Vehicles Act 1949* attached to it – the person licensed under that Act to use the plates.

penalty includes an amount payable under an infringement notice.

49 Section 53 amended (Regulations)

Section 53(2)(w)

omit, insert

- 5 (w) the control of vehicles left unattended or abandoned on public streets or public places, including providing for the following:
- (i) the authorisation of persons or competent authorities to enter, move, store, sell or otherwise dispose of unattended or abandoned vehicles;
- 10 (ii) the procedures for, and other matters related to, the sale or disposal of unattended or abandoned vehicles;
- (iii) the recovery of costs incurred or arising from dealing with unattended or abandoned vehicles;
- 15 (iv) protections from liability in respect of damage caused to an unattended or abandoned vehicle for persons authorised to enter, move or store the vehicle;

Division 2 Traffic Regulations 1999

50 Regulations amended

This Division amends the *Traffic Regulations 1999*.

51 Regulation 3 amended (Interpretation)

Regulation 3(1)

insert

abandoned vehicle, for Part 5, see regulation 63.

authorised officer, for Part 5, see regulation 62(1).

25 **person assisting**, for Part 5, see regulation 62A(1).

52 Regulation 12 amended (Learners driving motor vehicles)

(1) Regulation 12(5), at the end

insert

Maximum penalty: 20 penalty units or imprisonment for 6 months.

(2) After regulation 12(9)

insert

(9A) A licence holder who contravenes subregulation (2), (3) or (8) commits an offence.

5 Maximum penalty: 20 penalty units or imprisonment for 6 months.

(9B) A learner who contravenes subregulation (4), (6), (7) or (9) commits an offence.

10 Maximum penalty: 20 penalty units or imprisonment for 6 months.

53 Regulation 41 amended (Service of traffic infringement notice)

Regulation 41(2)

omit

regulation 53

15 *insert*

section 43AAB of the Act

54 Regulation 47 amended (Service of parking infringement notice)

Regulation 47(2)

20 *omit*

regulation 53

insert

section 43AAB of the Act

55 Regulation 53 repealed

25 Regulation 53

repeal

56 Regulation 62 replaced

Regulation 62

repeal, insert

62 Interpretation

5 (1) In this Part:

abandoned vehicle, see regulation 63.

authorised officer means either:

(a) a police officer; or

(b) an officer of the competent authority.

10 ***person assisting***, in relation to an authorised officer, see regulation 62A(1).

15 (2) For a competent authority that is a local government council, a reference to an officer of the competent authority in this Part includes a reference to an officer or employee of the local government council.

(3) To avoid doubt, this Part applies in relation to a vehicle that is left unattended or an abandoned vehicle even if the vehicle has been left unattended or abandoned by a person other than the owner of the vehicle.

20 **62A Persons providing assistance to authorised officers**

(1) An authorised officer may be assisted by another person (a ***person assisting***) in exercising the authorised officer's powers, or performing the authorised officer's functions, under this Part to move, enter or store a vehicle.

25 *Examples for subregulation (1)*

In moving a vehicle, an authorised officer may be assisted by a tow truck operator or an emergency worker.

30 (2) For subregulation (1), a person assisting an authorised officer in exercising powers or performing functions under this Part is subject to the directions of the authorised officer.

57 Regulation 63 amended (Abandoned vehicles)

(1) Regulation 63

omit

all words from "In" to "means"

5 *insert*

An **abandoned vehicle** is

(2) Regulation 63(a)(iii)

omit

7 days

10 *insert*

3 days

(3) Regulation 63(b)

omit

road

15 *insert*

road, road-related area or public place

58 Regulation 64 amended (Removal of parked vehicles)

(1) Regulation 64(1)

omit, insert

20 (1) An authorised officer may move a vehicle, or cause it to be moved,
if the vehicle is stopped or parked:

(a) at a place where it is prohibited by these Regulations to be
stopped or parked; or

25 (b) in a manner or position that causes danger, obstruction or
inconvenience to drivers or pedestrians.

(2) Regulation 64(2)(b)

omit

safe keeping that the officer thinks fit

insert

storage that the authorised officer considers appropriate

(3) Regulation 64(3) and (4)

omit, insert

5 (3) For subregulations (1) and (2), the authorised officer may enter the vehicle for the purpose of moving it if:

(a) the driver of the vehicle does not comply with a request of the officer to move the vehicle; or

10 (b) the officer cannot find the driver of the vehicle after reasonable inquiry of any persons in the vicinity of the vehicle.

(4) An authorised officer, or any person assisting the authorised officer, is not liable for any damage caused to the vehicle in moving, entering or storing the vehicle.

59 Regulation 65 amended (Removal of abandoned vehicles)

15 (1) Regulation 65(2) and (3)

omit, insert

(2) For subregulation (1), the officer of the competent authority may enter the vehicle for the purpose of moving it if:

20 (a) the driver or the owner of the vehicle does not comply with a request of the officer to move the vehicle; or

(b) the officer cannot find the driver or the owner of the vehicle after reasonable inquiry of any persons in the vicinity of the vehicle.

25 (2A) The vehicle may be moved to any other place for storage that the officer of the competent authority considers appropriate.

(3) An officer of the competent authority, or any person assisting the officer, is not liable for any damage caused to the vehicle in moving, entering or storing the vehicle.

(2) Regulation 65(5)

30 *omit*

state:

insert

state the following matters:

- (3) Regulation 65(5)(c)

omit

5 and

- (4) Regulation 65(6)

omit, insert

- 10 (6) If the owner of a vehicle cannot be ascertained or found for the purposes of serving a notice under subregulation (4), the competent authority must publish the notice mentioned in that subregulation in the manner that the competent authority considers appropriate, having regard to the likely or presumed whereabouts of the owner.

60 Regulation 65A inserted

After regulation 65

15 *insert*

65A Competent authority to search PPS Register and notify persons with registered interest

- (1) Before selling or disposing of a vehicle under this Part, the competent authority must:
- 20 (a) obtain a written search result of the PPS Register in the appropriate form under the PPS Act in relation to the vehicle; and
- (b) give written notice to any person who has an interest in the vehicle recorded in the PPS Register stating that:
- 25 (i) the vehicle has been moved; and
- (ii) the competent authority proposes to sell or dispose of the vehicle if it is not collected by the owner.

Note for subregulation (1)(a)

See sections 170(2)(b) and 174 of the PPS Act.

- 30 (2) The notice must be given to a person mentioned in subregulation (1)(b) at least 14 days before the proposed sale or disposal of the vehicle.

61 Regulation 67 replaced

Regulation 67

repeal, insert

67 Sale of abandoned vehicle

5 (1) Subject to subregulation (2), the competent authority may sell an abandoned vehicle moved under regulation 65 if the owner of the vehicle has not taken possession of it and paid to the competent authority all reasonable costs incurred by the competent authority in:

10 (a) removing and storing the vehicle; and

(b) serving or publishing the notice under regulation 65.

(2) The competent authority must not sell the vehicle before the end of the following period, whichever occurs later:

(a) a period of 28 days after:

15 (i) notice is served on the owner under regulation 65(4); or

(ii) notice is published under regulation 65(6);

(b) a period of 14 days after any notice required to be given to a person under regulation 65A(1)(b) has been given to the person.

20 **62 Regulation 68 amended (Disposing of abandoned vehicle)**

Regulation 68(b)

omit

\$1 000

insert

25 \$2 000

63 Regulation 69 amended (Proceeds of sale)

(1) Regulation 69, heading, after "**sale**"

insert

or disposal of vehicle

(2) Regulation 69(2)

omit, insert

5

- (2) If the money received from the sale or disposal of the vehicle is sufficient to pay the costs mentioned in subregulation (1), the balance of the remaining money is to be applied by the competent authority in making payments in the following order:

10

(a) first – in payment of any amount owing to the holder of a security interest in the vehicle that is registered in the PPS Register;

(b) second – to the person who was the owner of the vehicle immediately before its sale or disposal.

(3) Regulation 69(3)

omit

all words from "the owner of" to "the owner,"

15

insert

the holder of a registered security interest, the former owner or another person claiming it through the former owner,

64 Regulation 92A inserted

After regulation 92

20

insert

92A Offences for section 43AAB of Act

For section 43AAB(1)(b) of the Act, the following offences are prescribed as designated offences:

25

(a) a parking infringement;

(b) an offence against these Regulations specified in column 2 of Schedule 1.

65 Schedule 1 amended (Traffic infringement notice offences)

(1) Schedule 1, item 5, column 2

omit

30

TR 12(4),

insert

TR 12(4) and (9B),

(2) Schedule 1, item 26

omit

Drive with expired licence where licence has expired for 2 months or less	TA 32(1)	200
Drive with expired licence where licence has expired for more than 2 months	TA 32(1)	500

5

insert

Drive without a licence where previous licence has expired for 2 months or less	TA 32(1)	200
Drive without a licence where:	TA 32(1)	500
(a) driver has not previously held a licence; or		
(b) previous licence has expired for more than 2 months		
Drive as a learner without a licence holder or approved person occupying front seat of vehicle	TR 12(6) and (9B)	500

Part 6 Other laws amended

66 Other laws amended

Schedule 3 amends the laws mentioned in it.

Part 7 Repeal

67 Repeal of Act

This Act is repealed on the day after it commences.

Schedule 1 Commercial Passenger (Road) Transport Act 1991 further amended

section 17

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
section 3(1), definitions Board and road	whole definition	
section 3(1)		affected person , see section 77(2). reviewable decision , see section 77(1).
Part 2, Division 1, heading	whole heading	
after section 41(3)		(4) Without limiting subsection (1), the Director may impose conditions relating to any of the following: (a) the safety of vehicles operating under the licence; (b) notification, display and publication of fares; (c) relief requirements in the event of disruption of services.
section 50, heading	motor omnibus licence or	

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
section 50(1)	A licence under this Part shall be	An urban service area licence is
section 72(2)	Where when carrying passengers in the vehicle	If
Part 11, heading	Appeals	Review of decisions
section 85A(2)	fee	fee, levy

Schedule 2 Commercial Passenger (Miscellaneous) Regulations 1992 further amended

section 23

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
regulation 1, after <i>Passenger</i>		<i>(Road) Transport</i>
regulation 10(4), definition <i>rideshare journey</i>	<i>Ridesharing Regulations 2017.</i>	<i>Commercial Passenger (Road) Transport (Ridesharing) Regulations 2017.</i>
regulation 12(7), definition <i>relevant commercial passenger vehicle</i> , paragraph (a)	<i>Minibus Regulations 1998;</i>	<i>Commercial Passenger (Road) Transport (Minibuses) Regulations 1998;</i>
regulation 12(7), definition <i>relevant commercial passenger vehicle</i> , paragraph (b)	<i>Taxis Regulations 1992;</i>	<i>Commercial Passenger (Road) Transport (Taxis) Regulations 1992;</i>

Schedule 3 Other laws amended

section 66

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Courtesy Vehicle Regulations 2003</i>		
regulation 1	<i>Courtesy Vehicle Regulations 2003</i>	<i>Commercial Passenger (Road) Transport (Courtesy Vehicles) Regulations 2003</i>
<i>Limousine Regulations 2003</i>		
regulation 1	<i>Limousine Regulations 2003</i>	<i>Commercial Passenger (Road) Transport (Limousines) Regulations 2003</i>
<i>Minibus Regulations 1998</i>		
regulation 1	<i>Minibus Regulations 1998</i>	<i>Commercial Passenger (Road) Transport (Minibuses) Regulations 1998</i>
<i>Motor Vehicles (Standards) Regulations 2003</i>		
Schedule 6, rule 23(1)(b)(i)	<i>Australian Vehicles Standards Rules 2019 (Cwlth);</i>	<i>Road Vehicle Standards Rules 2019 (Cth);</i>
<i>Passenger Bus Regulations 1992</i>		
regulation 1	<i>Passenger Bus Regulations 1992</i>	<i>Commercial Passenger (Road) Transport (Passenger Buses) Regulations 1992</i>
<i>Private Hire Car Regulations 1992</i>		
regulation 1	<i>Private Hire Car Regulations 1992</i>	<i>Commercial Passenger (Road) Transport (Private Hire Cars) Regulations 1992</i>

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Public Transport (Passenger Safety) Regulations 2008</i>		
Schedule, Part A, item 2	82(1),	80(1), 81(1) or (3),
Schedule, Part A, after item 2		2A An offence against section 82(1) of the Criminal Code as in force before the commencement of Part 3 of the <i>Independent Commissioner Against Corruption (Consequential and Related Amendments) Act 2018</i> .
<i>Ridesharing Regulations 2017</i>		
regulation 1	<i>Ridesharing Regulations 2017</i>	<i>Commercial Passenger (Road) Transport (Ridesharing) Regulations 2017</i>
regulation 18(2), definition <i>taxi rank</i>	<i>Taxi Regulations 1992</i>	<i>Commercial Passenger (Road) Transport (Taxis) Regulations 1992</i>
<i>Special Function Vehicle Regulations 2003</i>		
regulation 1	<i>Special Function Vehicle Regulations 2003</i>	<i>Commercial Passenger (Road) Transport (Special Function Vehicles) Regulations 2003</i>

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Tourist Vehicles Regulations 1992</i>		
regulation 1	<i>Tourist Vehicles Regulations 1992</i>	<i>Commercial Passenger (Road) Transport (Tourist Vehicles) Regulations 1992</i>