

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF PRIVATE HIRE CAR REGULATIONS

Regulations 2003, No. 40

TABLE OF PROVISIONS

Regulation

1. Commencement
2. Principal Regulations
3. Repeal and substitution
 5. Hiring to be pre-booked unless from a rank or approved
 6. Operator or driver not required to accept hiring except at a rank
4. Repeal and substitution
 8. Driver to return to base
5. Parking of private hire cars
6. New regulation
 - 11A. Identity card
7. Repeal and substitution

SCHEDULE



NORTHERN TERRITORY OF AUSTRALIA

Regulations 2003, No. 40*

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

I, JOHN CHRISTOPHER ANICTOMATIS, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Commercial Passenger (Road) Transport Act*.

Dated 1 August 2003.

J. C. ANICTOMATIS
Administrator

By His Honour's Command

K. VATSKALIS
Minister for Transport and Infrastructure

* Notified in the *Northern Territory Government Gazette* on 1 August 2003.

AMENDMENTS OF PRIVATE HIRE CAR REGULATIONS

1. Commencement

These Regulations come into operation on the commencement of section 15 of the *Commercial Passenger (Road) Transport Amendment Act (No. 2) 2003*.

2. Principal Regulations

The Private Hire Car Regulations are in these Regulations referred to as the Principal Regulations.

3. Repeal and substitution

Regulations 5 and 6 of the Principal Regulations are repealed and the following substituted:

"5. Hiring to be pre-booked unless from a rank or approved

"A person must not use a private hire car (whether as a driver or a passenger) for a hiring unless –

- (a) the journey is pre-booked with the operator;
- (b) the journey is pre-booked with the driver over the driver's mobile telephone or by a passenger in the private hire car;
- (c) the private hire car is parked or standing in accordance with section 37B(1) of the Act; or
- (d) the hiring is approved by the Director.

"6. Operator or driver not required to accept hiring except at a rank

"(1) An operator is not compelled to accept a hiring.

"(2) A driver is not compelled to accept a hiring over the driver's mobile telephone or from a passenger in the private hire car.

"(3) A driver must accept a hiring if the private hire car is parked or standing in accordance with section 37B(1) of the Act unless the prospective passenger –

- (a) appears to be suffering from an infectious disease;
- (b) appears to be under the influence of drugs or intoxicating liquor;
- (c) is likely to soil or damage the private hire car;
- (d) is likely to cause a nuisance in the private hire car;

Private Hire Car Regulations

- (e) is carrying something that is likely to cause inconvenience to the driver or passengers;
- (f) is smoking;
- (g) is consuming intoxicating liquor; or
- (h) is using profane or objectionable language."

4. Repeal and substitution

Regulation 8 of the Principal Regulations is repealed and the following substituted:

"8. Driver to return to base

"A driver of a private hire car must, on completion of each pre-booked journey, return the private hire car to a place approved as a place from which the private hire car is to operate unless –

- (a) it is not reasonably practicable for the driver to do so before the next pre-booked journey; or
- (b) the driver parks or stands the private hire car in accordance with section 37B(1) of the Act."

5. Parking of private hire cars

Regulation 9 of the Principal Regulations is amended by omitting subregulation (2) and substituting the following:

- "(2) Subregulation (1) does not apply if the private hire car is –
- (a) parked on a lot approved in relation to the private hire car by the Director; or
 - (b) parked or standing in accordance with section 37B(1) of the Act."

6. New regulation

The Principal Regulations are amended by inserting after regulation 11 in Part 2 the following:

"11A. Identity card

"(1) For section 74 of the Act, a private hire car is a prescribed class of commercial passenger vehicle.

Private Hire Car Regulations

"(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 private hire car.

"(3) A driver must display the driver's identity card issued under subregulation (2) in a conspicuous place in a private hire car while driving the private hire car."

7. Repeal and substitution

The Schedule to the Principal Regulations is repealed and the following substituted:

"SCHEDULE

Regulation 14

FEES

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1.	Annual fee for a private hire car licence granted before 1 August 2003 –	
	(a) on and from 1 August 2003	3 000
	(b) on and from 1 August 2004	4 500
	(c) on and from 1 August 2005	6 000
2.	Annual fee for a private hire car licence granted after 1 August 2003	6 000
3.	Application for a refund on surrender of a private hire car licence	20

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