TASMANIA

PASSENGER TRANSPORT AMENDMENT BILL
2007

CONTENTS

PART 1 – PRELIMINARY
1. Short title
2. Commencement

PART 2 – PASSENGER TRANSPORT ACT 1997 AMENDED
3. Principal Act
4. Section 9 inserted
   9. Small passenger vehicle exemptions
5. Section 15 amended (Small passenger vehicle offences)
6. Section 16V amended (Exemptions from accreditation)

PART 3 – VEHICLE AND TRAFFIC ACT 1999 AMENDED
7. Principal Act
8. Section 14 amended (Driving instructors)
9. Section 15 amended (Public passenger vehicles)
10. Section 45 amended (Regulations generally)
PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the Passenger Transport Amendment Act 2007.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.
PART 2 – PASSENGER TRANSPORT ACT 1997 AMENDED

3. Principal Act

In this Part, the *Passenger Transport Act 1997* is referred to as the Principal Act.

4. Section 9 inserted

After section 8 of the Principal Act, the following section is inserted in Part 2:

9. Small passenger vehicle exemptions

Notwithstanding section 7(1), the regulations may provide that a small passenger vehicle is exempted from the requirement to be registered as a public passenger vehicle until the date specified in the regulations if the small passenger vehicle is used for the purpose specified in the regulations.

5. Section 15 amended (Small passenger vehicle offences)

Section 15 of the Principal Act is amended as follows:
(a) by omitting subsection (1A) and substituting the following subsection:

(1A) Without limiting the matters that may constitute a lawful excuse under subsection (1), either of the following is taken to be a lawful excuse under that subsection:

(a) the driving and use of a small passenger vehicle as a hire and drive vehicle;

(b) the driving and use of a small passenger vehicle that has been exempted under section 9 from the requirement to be registered as a public passenger vehicle.

(b) by inserting the following subsection after subsection (2):

(3) Without limiting the matters that may constitute a lawful excuse under subsection (2), the driving and use of a small passenger vehicle that has been exempted under section 9 from the requirement to be registered as a public passenger vehicle is taken to be a lawful excuse under that subsection.
6. **Section 16V amended (Exemptions from accreditation)**

Section 16V(1) of the Principal Act is amended by omitting “exempt a person” and substituting “exempt, by notice published in the Gazette, a person or class of persons”.
PART 3 – VEHICLE AND TRAFFIC ACT 1999 AMENDED

7. Principal Act

In this Part, the *Vehicle and Traffic Act 1999* is referred to as the Principal Act.

8. Section 14 amended (Driving instructors)

Section 14 of the Principal Act is amended by inserting after subsection (1) the following subsection:

(1A) Notwithstanding subsection (1), the regulations may provide that a person or class of persons specified in the regulations be exempted, subject to such conditions, and until such date, as may be specified in the regulations, from the requirement to hold an ancillary certificate referred to in subsection (1)(b).

9. Section 15 amended (Public passenger vehicles)

Section 15 of the Principal Act is amended by inserting after subsection (1) the following subsection:
(1A) Notwithstanding subsection (1), the regulations may provide that a person or class of persons specified in the regulations be exempted, subject to such conditions, and until such date, as may be specified in the regulations, from the requirement to hold an ancillary certificate referred to in subsection (1)(b).

10. **Section 45 amended (Regulations generally)**

   Section 45(4) of the Principal Act is amended by inserting “approved,” after “determined,”.