

Transport Acts (Further Amendment) Bill

EXPLANATORY MEMORANDUM

- Clause 1 states the purposes of the Act.
- Clause 2 provides for the commencement of the Act. Sub-clause (1) states that the Act, with the exception of sections 8 and 9, comes into operation on the date of the Royal Assent. Sub-clause (2) states that sections 8 and 9 of the Act come into effect on a day to be proclaimed. The effect of sub-clause (3) is that if sections 8 and 9 have not been proclaimed to come into operation before 1 July 2000 they will come into operation on that day.
- Clause 3 amends section 3(2) of the **Public Transport Competition Act 1995** which concerns definitions. The effect of the amendment is to clarify that the definition of "operate" that is contained in section 86 of the **Transport Act 1983** does not apply where that word is used in the **Public Transport Competition Act 1995**.
- Clause 4 inserts a new section 3A(2) in the **Public Transport Competition Act 1995** which provides that an operator of a private bus service or courtesy service who hires all buses for the service from an accredited operator of a hire and drive service is not required to be accredited.
- Clause 5 enables regulations under the **Public Transport Competition Act 1995** to set a fee for the issue of a temporary accreditation to operate a road transport passenger service and to make payment of the fee a condition of accreditation.
- Clause 6 amends section 39(3) of the **Public Transport Competition Act 1995** to extend the expiry date of certain commercial passenger vehicle licences to 1 May 2000.
- Clause 7 amends section 40(4) of the **Public Transport Competition Act 1995** to extend the expiry date of the transitional period for persons who were operating courtesy services or hire and drive services immediately before 1 July 1998, until 1 May 2000.

- Clause 8 repeals the provisions of Division 10 of Part VI of the **Transport Act 1983** which deal with the licensing of passenger ferries.
- Clause 9 makes minor amendments to the **Transport Act 1983** which are required as a consequence of the repeal made by clause 8.
- Clause 10 makes a statute law revision amendment.