



Western Australia

Taxi Amendment Act 1998

No. 44 of 1998

An Act to amend the *Taxi Act 1994*.

[Assented to 19 November 1998]

The Parliament of Western Australia enacts as follows:

1. Short title

This Act may be cited as the *Taxi Amendment Act 1998*.

2. Commencement

- (1) Except as stated in subsections (2) and (3), this Act comes into operation on the day on which it receives the Royal Assent.
- (2) Section 4 comes into operation on the 28th day after the day on which this Act receives the Royal Assent.
- (3) Section 5 is deemed to have come into operation immediately after the commencement of the principal Act.

3. Principal Act

In this Act the *Taxi Act 1994** is referred to as the principal Act.

[* *Act No. 83 of 1994.*

For subsequent amendments see 1997 Index to Legislation of Western Australia, Table 1, p. 230.]

4. Section 40 amended

Section 40 of the principal Act is amended by inserting after paragraph (k) the following paragraphs —

“

- (ka) providing that the hirer of a taxi who is obliged to pay for carriage in the taxi any fare that is in accordance with this Act commits an offence if, in prescribed circumstances, the hirer fails to pay the fare, and prescribing a fine of not more than \$1 000 that may be imposed for the commission of the offence;
- (kb) providing for —
 - (i) there to be added to the amount that would otherwise be payable as the modified penalty under an infringement

notice given under section 39 for an offence referred to in paragraph (ka), the amount of the fare that the hirer failed to pay;

- (ii) the payment to the person entitled to the fare that the hirer failed to pay, towards the discharge of that entitlement, of so much of the amount added as is recovered through payment of the modified penalty;

”

5. Section 41 amended

Section 41(2)(f) of the principal Act is amended by inserting before “any other moneys” the following —

“

income derived from moneys standing to the credit of the Fund and

”
