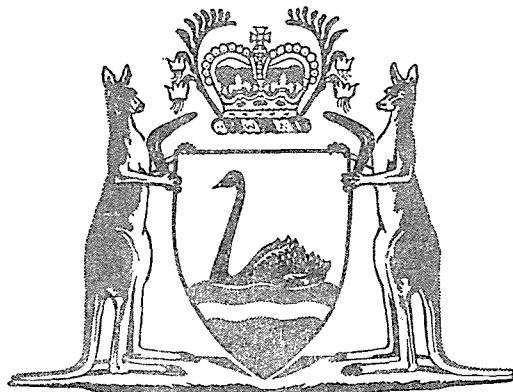


[367]



Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3.30 p.m.)

No. 7]

PERTH: TUESDAY, 7th FEBRUARY

[1978

Crown Law Department,
Perth, 26th January, 1978.

THE undermentioned Regulations made under the provisions of the Transport Commission Act, 1966-1977 and amended from time to time up to and including the 24th December, 1976, are reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Attorney General.

R. M. CHRISTIE,
Under Secretary for Law.

TRANSPORT COMMISSION ACT, 1966-1977.

TRANSPORT COMMISSION REGULATIONS, 1967.

Published in the *Government Gazette* on the 12th April, 1967, and now reprinted incorporating the amendments thereto published in the *Government Gazette* on the 8th May, 1969; 22nd July, 1971; 22nd October, 1971; 15th December, 1972; 15th June, 1973 and the 24th December, 1976, and reprinted pursuant to the Reprinting of Regulations Act, 1954.

Reprinted pursuant to the Reprinting of Regulations Act, 1954 by authority of the Attorney General, dated 26th January, 1978.

TRANSPORT COMMISSION ACT, 1966-1977.

TRANSPORT COMMISSION REGULATIONS, 1967.

PART I—PRELIMINARY.

- | | |
|--|--|
| <p>1. These regulations may be cited as the Transport Commission Regulations, 1967.</p> | <p>Citation.
Reg 1.
Substituted
by G.G.
22/7/71;
p.2702.</p> |
| <p>2. In these regulations, unless the contrary intention appears—
“licensee” means a person to whom a licence has been granted pursuant to the Act;
“rigid vehicle” means a commercial goods vehicle so designed and constructed that the portion bearing the motive power unit and the portion provided for the carriage of goods are of unit construction and cannot readily be detached;
“temporary licence” means a licence granted for a particular purpose of limited duration;
“the Act” means the Road and Air Transport Commission Act, 1966, as amended from time to time;
“traction unit” means a motor vehicle designed and constructed for drawing a semi-trailer but not designed to operate independently for the carriage of goods.</p> | <p>Interpretation.</p> |

PART II.—ADMINISTRATION.

- | | |
|--|--|
| <p>3. The seal of the Commissioner shall bear the words “Commissioner of Transport” and shall be of such design as the Minister approves.</p> | <p>Seal.</p> |
| <p>4. There shall be a secretary and an accountant and such other officers and servants of the Commissioner as are necessary for the carrying out of the provisions of the Act and of these regulations.</p> | <p>Officers and servants of Commissioner.</p> |
| <p>5. The offices of the Commissioner shall be open for business from ten o'clock in the forenoon to four o'clock in the afternoon from Monday to Friday, inclusive, except on days that are holidays for the Public Service of the State.</p> | <p>Business hours.</p> |
| <p>6. Withdrawals shall not be made from the Transport Commission Fund, except by written authority signed by—
(a) the Commissioner or, in the case of his illness, suspension or absence, the Deputy Commissioner; and
(b) the secretary or accountant to the Commissioner.</p> | <p>Withdrawals from Transport Commission Fund.</p> |

PART III—LICENCES.

- | | |
|--|-----------------------------------|
| <p>7. The forms contained in the Schedule to these regulations are hereby prescribed for the purposes respectively stated therein.</p> | <p>Prescribed forms.</p> |
| <p>8. When considering an application for a licence the Commissioner may call for any further information he thinks necessary to determine whether or not the licence should be granted and, if granted, the conditions under which it should be issued.</p> | <p>Applications for licences.</p> |

- Power to require additional evidence. 9. Before a licence is issued, the applicant shall produce such evidence as the Commissioner may require relating to the engine number, weight and carrying capacity of the vehicle and of its conformity with the requirements of the Road Traffic Act, 1974, as amended from time to time, or, if the licence applied for is in respect of an aircraft, that its operation is authorised by a Certificate of Airworthiness issued under the Air Navigation Act, 1920, of the Commonwealth, as amended from time to time.
- Conditions. 10. Where, on the granting of a licence, the Commissioner imposes a condition that is not expressly imposed by the Act or these regulations, the condition shall be endorsed on the licence, prior to issue.
- Addition, variation or cancellation of conditions of licence. 11. Where, during the term of a licence, the Commissioner adds to, varies or cancels any of the conditions thereof, the licensee shall be notified in writing, and thereupon the addition, variation or cancellation shall attach to the licence.
- Conditions of licence. 12. (1) It is a condition of every licence that—
- (a) the vehicle or vehicles in respect of which it is issued be maintained, to the satisfaction of the Commissioner, in good order and condition for the purpose for which the licence is granted and shall be subject to inspection, from time to time, as required by the Commissioner or by a person authorised by him in that behalf;
 - (b) charges as approved by the Commissioner from time to time be made for the carriage of passengers or goods on or in the vehicle in respect of which the licence is issued and, in the absence of such approval, the charges set out in the application for the licence apply;
 - (c) the vehicle or vehicles in respect of which the licence is issued operate in accordance with the timetables approved by the Commissioner, from time to time;
 - (d) the licence authorises the vehicle or vehicles in respect of which it is issued to operate in the manner and on a route, or within an area, endorsed on the licence, only;
 - (e) the licensee keep proper records and accounts relating to the operation of the vehicle or vehicles in respect of which the licence is issued and the earnings derived therefrom and produce those records and books of account at all reasonable times for inspection, upon demand by the Commissioner or by a person authorised by him in that behalf;
 - (f) the licensee supply to the Commissioner, or to a person authorised by him in that behalf, statistical or other information as may be required from time to time in relation to the operation of the vehicle or vehicles in respect of which the licence is issued.
- (2) Any information that the Commissioner, or a person authorised by him, may receive pursuant to paragraphs (e) and (f) of subregulation (1) of this regulation shall be treated as confidential.
- Transfers. 13. The fee for a transfer of a licence for any public vehicle is one dollar per vehicle.
- Duplicate licences. 14. (1) Where a licence is lost or destroyed, the licensee shall obtain a duplicate thereof from the Commissioner.
- (2) The fee for the issue of a duplicate licence is one dollar.
 - (3) Where a licence that has been lost is found the duplicate shall forthwith be returned by the licensee to the Commissioner.

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15. A licence for an omnibus shall not be issued until the fees payable on or before the issue of the licence, pursuant to regulation twenty of these regulations, have been paid. Omnibus licences.
16. The number of passengers carried in or on an omnibus shall not exceed the number specified in the licence issued in respect thereof, but for the purpose of this regulation, three children under the age of fourteen years shall be regarded as equivalent to two passengers. Number of passengers.
17. There shall be exhibited in a conspicuous place in each omnibus a notice stating the number of passengers the vehicle is licensed to carry. Number of passengers for which vehicle licensed to be exhibited.
18. A person shall not alter the construction, design or seating arrangements of an omnibus, without first obtaining the written approval of the Commissioner. Alteration in construction of omnibus to be approved.
19. Goods or chattels shall not be carried in or on an omnibus, except in accordance with the licence issued in respect of the vehicle, but any fare-paying passenger shall be permitted to carry with him free of charge personal luggage not exceeding sixteen kilograms in weight. Reg. 19. Goods to be carried in accordance with licence. Amended by G.G. 15/6/73. p. 2236.
20. On the granting of a licence for an omnibus or aircraft, the Commissioner shall fix the term of the licence and shall determine the basis and rate of licence fee, in accordance with section 21 of the Act. Reg. 20. Term of licence and determination of fee. Substituted by G.G. 3/5/69. p. 1399.
21. Where the fee is to be based on the gross earning derived from the operation of the vehicle—
- (a) there shall be paid to the Commissioner, on or before the issue of the licence, fees based on the estimated gross earnings, as determined by the Commissioner, for the first calendar month immediately following the coming into effect of the licence; Reg. 21. Requirements where fee based on gross earnings. Substituted by G.G. 3/5/69. pp. 1399-1400.
 - (b) the licensee shall, within seven days after the end of each calendar month during the term of the licence—
 - (i) submit to the Commissioner, a return in Form 3 (or, as the case may require, Form 3A) in the Schedule to these regulations, in respect of the operation of the vehicle during that month; and
 - (ii) pay to the Commissioner the fees based on the gross earnings during that month;
 - (c) the Commissioner may, for the purposes of paragraphs (a) and (b) of this regulation, fix a period other than a calendar month, or may vary the period from time to time, and those paragraphs shall apply *mutatis mutandis* to the other or varied period;
 - (d) the licensee shall, within seven days after the licence ceases to have effect, pay to the Commissioner the amount, if any, by which the fees based on the gross earnings derived during the full term of the licence exceed the amount of fees paid in accordance with paragraphs (a) and (b) of this regulation; and
 - (e) if payments made in accordance with paragraphs (a) and (b) of this regulation are in the aggregate, in excess of the amount of fees based on the full term of the licence, the excess shall be refunded by the Commissioner to the licensee.

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Reg. 22.
Fee to be
paid on issue
of licence
in certain
cases.
Substituted
by G.G.
8/5/69,
p. 1400.

22. Where the fee is to be based on—

- (a) the maximum number of passengers that the vehicle is licensed to carry at any one time, in the case of an omnibus; or
- (b) the maximum permissible take-off weight in the case of an aircraft,

the fee shall be paid on or before the issue of the licence.

Reg. 23.
Commissioner may
amend
licence fee
in certain
cases.
Substituted
by G.G.
8/5/69,
p. 1400.

23. The Commissioner may, during the term of a licence for an omnibus or aircraft, amend the basis or rate of licence fee and the provisions of regulations 21 and 22 of these regulations shall thereafter apply subject to such amended basis or rate.

Commercial
goods vehicle
licences.

24. The fees for a commercial goods vehicle licence shall be paid on or before the issue of the licence.

Plates to be
obtained for
commercial
goods
vehicle.

25. (1) Where a licence for a commercial goods vehicle is granted for a period exceeding six months, the licensee shall obtain from the Commissioner a distinguishing plate, or plates, bearing a number or letters, or both, allotted by the Commissioner.

(2) The licensee shall affix the plate or plates to the vehicle in respect of which they are issued and shall keep them affixed to the vehicle, during the tenure of the licence, in accordance with the following provisions—

- (a) in the case of a rigid vehicle, two plates bearing the same number shall be provided, one to be affixed in a conspicuous place on the front of the vehicle and the other in a conspicuous place on the rear of the vehicle;
- (b) in the case of a traction unit, one plate to be affixed in a conspicuous place on the front of the vehicle;
- (c) in the case of trailer or semi-trailer, one plate to be affixed in a conspicuous place on the rear of the vehicle.

Reg. 26.
Design of
plates.
Amended by
G.G. 15/6/73.
p. 2236.

26. (1) A plate referred to in regulation twenty-five of these regulations shall be of a design and colour determined by the Commissioner.

(2) The plate shall at all times remain the property of the Commissioner and fees for its use during the currency of the licence shall be paid by the licensee, on or before the issue of the plate or plates, as follows—

	cents.
For each plate not exceeding 130 square centimetres in area	15
For each plate exceeding 130 square centimetres in area	40

Plates to be
kept in good
condition.

27. (1) Plates issued for a commercial goods vehicle shall at all times be kept in good condition, so that the numbers or letters thereon may be clearly distinguished.

Lost plates
to be
replaced.

(2) Where a plate becomes damaged so that the numbers or letters thereon cannot be clearly distinguished, the licensee shall forthwith deliver it to the Commissioner and obtain a replacement.

28 (1) Where any plate issued for a commercial goods vehicle is lost or destroyed, the licensee shall forthwith report the fact to the Commissioner and shall obtain a replacement.

(2) Where a plate that has been lost is subsequently recovered the licensee shall forthwith deliver it to the Commissioner.

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29. (1) Where at any time a licence for a commercial goods vehicle ceases to be operative, the licensee shall forthwith return the plates issued in respect of the vehicle to the Commissioner.

Return of plates.

(2) Where a person convicted of an offence under subregulation (1) of this regulation thereafter fails to return the plates to the Commissioner, on demand, he commits a further offence.

30. A plate issued under the provisions of these regulations shall not be attached to any vehicle other than that for which it was issued.

Plates to be attached only to vehicle for which issued.

31. An authorised officer of the Commissioner or a member of the Police Force may seize and take possession of any plate (wherever found) that he has reasonable grounds to suspect—

Power to seize plates.

- (a) has not been issued in connection with a licence issued by the Commissioner;
- (b) is on a vehicle for which it was not issued by the Commissioner; or
- (c) is required to be returned to the Commissioner in accordance with regulations twenty-seven, twenty-eight or twenty-nine of these regulations.

32. [*Revoked by G.G. 8/5/69, p. 1400.*]

33. [*Revoked by G.G. 8/5/69, p. 1400.*]

34. An application for a permit or temporary licence shall, unless prevented by circumstances beyond the control of the applicant, be made at least twenty-four hours before the time at which it is intended to operate the vehicle in respect of which the permit or temporary licence is sought; but, in calculating the period of twenty-four hours, Saturdays, Sundays and other days on which the office of the Commissioner is not open for business shall be excluded.

Permits and temporary licences.

35. On the granting of a permit or temporary licence the Commissioner shall determine the fee payable therefor, and the permit or temporary licence shall not issue until such fee has been paid; but, in the case of a permit granted for an omnibus or aircraft, the Commissioner may issue the permit conditionally upon the fee being paid in conjunction with fees payable in accordance with regulations twenty, twenty-one, twenty-two and twenty-three or thirty-two of these regulations, as the case may be.

Fees for permit or temporary licence.

PART IIIA.—SHIPS.

35A. The forms numbered 13, 14, 15, 16 and 17 set forth in the Schedule to these regulations are those prescribed for the purposes respectively stated on the forms.

Forms.
Reg. 35A.
Added by
G.G. 22/7/71.
p. 2703.

35B. When considering an application for a licence or permit to engage in the coasting trade, the Commissioner may require the applicant to furnish him with such further information as is necessary to determine whether or not the licence or permit should be granted.

Request for further information by Commissioner.
Reg. 35B.
Added by
G.G. 22/7/71,
p. 2703.

35C. The fee for a licence or permit to engage in the coasting trade, or for the renewal of such a licence, shall be paid at the office of the Commissioner on or before the issue of that licence, permit or renewal.

Manner of payment of fees.
Reg. 35C.
Added by
G.G. 22/7/71.
p. 2703.
Substituted
by G.G.
15/12/72,
p. 4694.

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35D. [Added by G.G. 22/7/71 p. 2703. Revoked by G.G. 15/12/72, p. 4694.]

PART IV—APPEALS.

Appeals
under
section 57.

36. An appeal, pursuant to section fifty-seven of the Act, against a decision of the Commissioner to revoke or suspend a licence shall be lodged within fourteen days after receiving notification of the refusal, in accordance with the following procedure—

- (a) the appellant shall serve on the Commissioner within that period of fourteen days a notice of appeal in the Form No. 12 in the Schedule to these regulations, stating the grounds on which he intends to appeal, and at the hearing of such appeal, the appellant shall be limited to the grounds stated in the notice;
- (b) the appellant shall within that period institute his appeal by lodging a copy of the notice with the Clerk of Petty Sessions, Perth.

PART V—MISCELLANEOUS.

Interception
of public
vehicles.

37. A member of the Police Force or a person authorised in that behalf by the Commissioner in writing may call upon the driver of any public vehicle to stop for the purposes of section forty-nine of the Act and the driver, on being so called upon, shall stop the vehicle.

Calculation
of weights.

38. The weight of any goods carried on a vehicle may be determined on any basis set out in the Vehicle Standards Regulations, 1977, as amended from time to time.

Forms.
Added by
G.G. 24/12/76,
p. 5042.

39. The prescribed form—

- (a) of notice advising the defendant to a complaint that he may, pursuant to paragraph (b) of section 56A of the Act, elect to appear or not to appear at the hearing of a complaint of an offence under the Act shall be a form in the form of Part 1 of Form 18 in the Schedule to these regulations;
- (b) of an election pursuant to paragraph (b) of subsection (1) of section 56A of the Act by the defendant to a complaint electing to appear or not to appear on the hearing of a complaint of an offence under the Act shall be a form in the form of Part 2 of Form 18 in the Schedule to these regulations;
- (c) of the notice for the purposes of subsection (2) of section 56B of the Act shall be a form in the form of Part 1 of Form 19 in the Schedule to these regulations; and
- (d) of the separate document for the purposes of subsection (1) of section 56B of the Act shall be a form in the form of Part 2 of Form 19 in the Schedule to these regulations.

Schedule.
 Form No. 1.
 Road and Air Transport Commission Act, 1966.
 APPLICATION FOR AN OMNIBUS LICENCE.

Schedule.
 Amended by
 G.G. 8/5/69,
 pp. 1400-1405;
 G.G. 22/7/71,
 p. 2703.
 G.G. 15/6/73,
 p. 2236;
 G.G. 24/12/76,
 pp. 5043-4.

Date.....19.....

To the Commissioner of Transport,

I/We (full name)..... hereby make application for an Omnibus Licence, under the provisions of the Road and Air Transport Commission Act, 1966, in respect of the vehicle described hereunder and submit answers to the following questions in connection with the service proposed to be conducted—

Description of Vehicle.

Make of Vehicle..... Weight (in kg.).....
 Identification Plate No..... Seating Capacity
 Year of Manufacture..... (excluding driver).....

Questions.

1. What is the route or routes over which the service will operate?.....
2. When do you intend to commence operating the vehicle on the above route or routes?.....
3. To what time-table do you propose to operate? (Give times of departure and arrival in both directions)
4. If any Government contracts held state date of expiry of—
 (a) Education Department Contract.....
 (b) Mail Contract.....
 (c) Other (give details).....
5. What fares do you propose to charge? (Full schedule required)
6. Do you propose to employ any person to drive the vehicle?
7. If answer to Question 6 is in the affirmative, state the name of the Industrial Award under which wages will be paid
8. Names and addresses of person to whom references can be made as to your character and financial standing
9. What other passenger transport facilities are there on or near the route over which you propose to operate?.....
10. In what respect, if any, are these existing facilities considered to be inadequate?.....

I/We hereby declare that I am/We are the owner(s) of the vehicle described herein and that the information contained herein is true and correct in every particular.

Signature of Applicant(s).....
 Private Address

Business Address or Registered Office.....

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Form No. 2.
Road and Air Transport Commission Act, 1966.
OMNIBUS LICENCE.

..... of (hereinafter called "the licensee")
having made application for a licence (or licences) to operate the vehicles described here-
under (in respect of which the licensee claims to be the owner) as omnibuses under the above
Act, this Licence authorises the licensee, subject to the provisions of the said Act and the
Regulations made from time to time thereunder, and to the conditions (if any) endorsed
hereon to operate the said vehicles, being..... in number, on the route (or routes)
described hereon until.....

Description of Vehicles.

Make	Maximum number of passengers to be carried at any one time	Identification Plate Number	Date of Expiry of Road Traffic Act License

Fees Payable.

Rate:

Method of Payment:

Route (or Routes) on which Omnibuses are Authorised to Operate.

Issued with the authority of the Commissioner
of Transport, on the.....
day of..... 19.....

..... Authorised Officer.

Form No. 3.
Road and Air Transport Commission Act, 1966.
STATEMENT OF GROSS EARNINGS FOR OMNIBUSES
FOR THE MONTH(S) OF..... 19.....

Name of Licensee..... Address.....
(Block Letters.)

Route(s).....

Number of Vehicles Licensed..... Date..... 19.....

	Kilo- metres Trav- elled	No. of passen- gers carried	Gross Earnings \$	Licence Fee	
				Rate %	Amount \$
Amount of Gross Earnings from—					
(1) Operations authorised by licence:					
(a) Passengers on regular services					
(b) Other					
Totals—Licensed operations					
(2) Special Trips conducted under Permit:					
Permit Number					
do.					
do.					
do.					
Totals—Special Trips					
Total Fees Payable					\$.....

I certify that the above information is true and correct in every particular.

Signature of Licensee.....

Note.—A separate return to be supplied for each route operated, unless otherwise approved by the Commissioner.

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Form No. 3A.
Road and Air Transport Commission Act, 1966.
STATEMENT OF GROSS EARNINGS OF AIRCRAFT
FOR MONTH(S) OF..... 19.....

Name of Licensee.....
Address.....

Type of Operation	No. of Passengers	Freight Carried Including Mails	Gross Earnings	Licence Fee	
				Rate	Amount
Regular Airline Service— Authorised by— Licence No.		kg.	\$ c	%	\$ c
Authorised by— Licence No.					
Authorised by— Licence No.					
Charter Flights— Authorised by— Licence No.					
Totals					

To the—Commissioner of Transport:
I/WE CERTIFY that the above information is true and correct in every particular.

.....
Signature of Licensee
Date.....

Form No. 4.
Road and Air Transport Commission Act, 1966.
APPLICATION FOR COMMERCIAL GOODS VEHICLE LICENCE

To the Commissioner of Transport:

Please tick whether—	
Application for New Licence	<input type="checkbox"/>
Renewal of Existing Licence	<input type="checkbox"/>
Replacement of Licensed Vehicle	<input type="checkbox"/>

I/WE (full name).....
hereby make application, under the provisions of the Road and Air Transport Commission Act, 1966, for a Commercial Goods Vehicle Licence to operate the vehicle(s) described hereunder in accordance with the particulars set out herein.

PARTICULARS OF VEHICLES

Make	Weights:
Type (see below)*	Unladen (Tare) kg
Registration No.	Maximum Load "
	Extra load authorised by
	overload- permit "
	GROSS WEIGHT "

Form No. 4—continued.

	Weights:		
Make	Unladen (Tare)	.....	kg
	Maximum Load	.....	”
Type (see below)*	Extra load authorised	by	
	over-load permit	.....	”
Registration No.	GROSS WEIGHT	.....	”

	Weights:		
Make	Unladen (Tare)	.....	kg
	Maximum Load	.....	”
Type (see below)*	Extra load authorised	by	
	over-load permit	.....	”
Registration No.	GROSS WEIGHT	.....	”

	Weights:		
Make	Unladen (Tare)	.....	kg
	Maximum Load	.....	”
Type (see below)*	Extra load authorised	by	
	over-load permit	.....	”
Registration No.	GROSS WEIGHT	.....	”

* TYPE: State—
 TT (Tabletop); TLR (Trailer); ST (Semi-trailer); TANK (Tanker); UTE (Utility); S/WGN (Station Wagon); CAR (Motor Car).

1. Proposed route or area of operation

2. Nature of goods to be carried (Details required for both forward and return journeys)

3. Type of transport to be conducted. (Place X in the appropriate square.)

A	<input type="checkbox"/>	B	<input type="checkbox"/>	C	<input type="checkbox"/>	D	<input type="checkbox"/>
	Conduct of a regular public transport service		Specific haulage contracts		General hire or reward		Carriage of own goods

4. Purpose for which goods carried are to be used. (State also if intended for sale by anyone).

5. Frequency of operation. (If regular public transport service, attach proposed timetable.)

6. Proposed date of commencement.

7. Freight rates to be charged in case of regular public transport service or general hire. (If space inadequate attach separate statement.)

8. Reasons why existing transport facilities (road, rail, sea or air) cannot cater adequately for the transport proposed in this application. (Required only in case of application for a new licence.)

.....

9. Any further information in support of this application.

.....

I/WE HEREBY DECLARE that—

- (a) I am/We are the Owner(s)* of the vehicle(s) described in this application;
- (b) The information contained in this application and the attachments (if any) hereto are true and correct in every particular.

* NOTE: The term "Owner" includes a co-owner or part-owner of a vehicle or a person who has the use of a vehicle under lease, hire or hire-purchase.

Signature of Owner*.....
 Occupation.....
 Place of Business.....
 Private Address (if any).....

Form No. 5.

Road and Air Transport Commission Act, 1966.
COMMERCIAL GOODS VEHICLE LICENCE

..... of.....
 (hereinafter called "the licensee"), having made application to the Commissioner of Transport for a Commercial Goods Vehicle Licence in respect of the vehicle(s) described hereunder (of which the licensee claims to be the owner). THIS LICENCE authorises the licensee, subject to the provisions of the abovenamed Act, and the Regulations from time to time made thereunder and to the conditions endorsed hereon, to operate the said vehicle(s) on the route (or in the area) herein for a period of..... months expiring on the..... day of..... 19.....

DESCRIPTION OF VEHICLE(S)					FEES PAYABLE				
Make and Type	Traffic Act Plate No.	Transport Commission Plate No.	Max. Load (kg)	Gross Weight (kg)	Licence Fee		Plate Fee		Total
					\$	c	\$	c		$	c
Rate of Licence Fee	Receipt No.	Date Paid	Amount Paid		Total Due				
					\$				

CONDITIONS

ISSUED with the authority of the
 COMMISSIONER OF TRANSPORT

on the..... day of..... 19.....

.....
 Authorised Officer

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Form No. 6.

Road and Air Transport Commission Act, 1966.

APPLICATION FOR AN AIRCRAFT LICENCE

To the Commissioner of Transport:

I/WE (full name).....
 hereby make application, under the provisions of the Road and Air Transport Commission Act, 1966, for an Aircraft Licence to operate the aircraft described hereunder in accordance with the particulars set out herein.

DESCRIPTION OF AIRCRAFT

Make and Model	Identification Letters	No. of Engines	Maximum take-off weight
			kg

NATURE OF PROPOSED OPERATION (Place "X" in appropriate square(s)—

- A Regular Airline Service B Charter Flights C Business Purposes other than A or B

Proposed date of commencement of operation.....

- A. In the case of a REGULAR PUBLIC SERVICE—
 (1) Proposed timetables are as appended hereto. (Attach timetables.)
 (2) Schedule of fares and freight rates proposed to be charged is appended hereto. (Attach schedule.)
- B. In the case of CHARTER FLIGHTS—
 (1) The places or areas to be served are

 (2) The charter rates to be charged are

- C. In the case of OTHER BUSINESS PURPOSES—
 (1) Places or area of operation will be

 (2) Nature of loading to be carried is

 (3) Goods carried will be used for the following purposes

15

(4) Reasons why regular air or other transport services cannot be used for such transport are

I/We HEREBY DECLARE that—

- (a) I am/We are the owner(s)* of the aircraft described in this application;
- (b) the information contained in this application and in the attachments hereto is true and correct in every particular.

*NOTE: The term "Owner" includes a co-owner or part-owner of an aircraft or a person who has the use of an aircraft under lease, hire or hire-purchase.

Signature.....
Occupation.....
Address.....

Form No. 7.
Road and Air Transport Commission Act, 1966.
AIRCRAFT LICENCE

..... of.....
..... (hereinafter called "the licensee"), having made application to the Commissioner of Transport for an Aircraft Licence in respect of the aircraft described hereunder (of which the licensee claims to be the owner). THIS LICENCE authorises the licensee, subject to the provisions of the abovenamed Act and the Regulations from time to time made thereunder, and to the conditions endorsed hereon, to operate the said aircraft on the routes or in the area herein defined from the 19..... to the..... 19.....

DESCRIPTION OF AIRCRAFT				Amount of Licence Fees payable before issue of licence			
Make and Model	Identification Letters	No. of Engines	Maximum take-off Weight	Rate	Period	\$	c
			kg				
Licence Fees		Payments					
Basis.....	Date	Rec. No.	Amount				
Rate.....				\$			

ROUTES OR AREA ON OR IN WHICH AIRCRAFT ARE AUTHORISED TO OPERATE
CONDITIONS

ISSUED with the authority of the
COMMISSIONER OF TRANSPORT }
on the..... day of..... 19..... }
Authorized Officer

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Form No. 8.

Road and Air Transport Commission Act, 1966.

APPLICATION FOR
PERMIT/TEMPORARY LICENCE*
* Cross out which does not apply.

Number of Permit/ T.L. issued (if any) No.....
--

I (Name), hereby make application for a Permit (or Temporary Licence) under the provisions of the Road and Air Transport Commission Act, 1966, to operate the undermentioned vehicle in accordance with the particulars set out hereon.

Particulars of the vehicle proposed to be used—

Name of Owner.....
Owner's Occupation.....
Address of Owner.....
Make of Vehicle.....
Type of Vehicle.....
(State whether "Tabletop," "Utility," "Semi-Trailer," or "Omnibus," etc.)
Carrying Capacity.....

Identification Plates—
Road Traffic Act, 1974 No.....
Road and Air Transport Commission Act, No. (if any).....

Particulars of the journey (or journeys)—
From..... (Place of Departure).
To..... (Destination).
Via..... (Route to be taken).

Time and Date of Journey—
Departure..... a.m.19.....
(Time) p.m. (Date)

Commencement of Return Journey (if any) a.m.19.....
p.m.

Period for which Permit (or Temporary Licence) required (if more than one journey)
.....

Goods (or Passengers) to be carried—

Goods or Passengers—Each Item of Goods (or Name of Party) to be specified.	Quantity of Each Item of Goods.
.....
Total Weight

Charge for use or hire of the vehicle for above transport—\$.....

Reasons why existing transport services cannot be used.....

I hereby certify that the information set out hereon is true and correct in every particular, and that the vehicle proposed to be used is correctly licensed in accordance with the provisions of the Road Traffic Act, 1974, as amended from time to time.

Date of Application.....19.....
Signature of Applicant.....
Occupation of Applicant.....
Address of Applicant.....

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Form No. 9.
Road and Air Transport Commission Act, 1966.
PERMIT/TEMPORARY LICENCE.

....., 19.....
This Permit (or Temporary Licence) authorises (name).....

Occupation..... of (address).....
to operate the vehicle described hereunder, in accordance with the following particulars,
subject to the conditions (if any) endorsed hereon.

Description of Vehicle.

Make.....

Type.....

Load Authorised to be carried Kilograms.
Passengers.

Number Plates:
Traffic Act.....
Road and Air Transport Commission Act
(if any).....

Particulars of Journey.

Route: From.....

To.....

Via.....

Time: Outward Journey to be commenced at..... a.m.
..... p.m. on..... day
of..... 19.....

Period for which Permit granted.....

Purpose: This Permit (or Temporary Licence) is granted solely for the purpose of transporting.....

The Fee payable hereon is—
\$.....

Issued with the authority of the Commissioner of Transport.

..... Authorised Officer.

N.B.—This Permit is not transferable under any circumstances.

Form No. 10.

Road and Air Transport Commission Act, 1966.
APPLICATION FOR TRANSFER OF LICENCE.

For..... (state whether "Omnibus", "Commercial Goods Vehicle"
or "Aircraft").

Date.....

To—
Commissioner of Transport:

I (transferee).....

Occupation..... of (address).....

hereby apply for the transfer to me of Omnibus/Commercial Goods Vehicle/Aircraft Licence
No..... held by (transferor).....

Signature of Transferee.....

Date.....

The public vehicle in respect of which the abovementioned licence has been issued has
been disposed of to (transferee).....
and I agree to the licence being transferred to him accordingly.

Signature of Transferor.....

Date.....

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Form No. 11.

Road and Air Transport Commission Act, 1966.

TRANSFER OF LICENCE.

Date of Issue.....19.....

Application having been made by—

(Transferee).....

(Occupation).....

(Address).....

for the transfer to him of Omnibus/Commercial Goods Vehicle/Aircraft Licence No.....

issued to..... (who has agreed to such transfer), the licence is hereby transferred accordingly and henceforth the transferee shall be the licensee and, as such, shall comply in all respects with the terms and conditions of the licence.

Transfer fee: \$.....

Issued with the authority of the Commissioner of Transport.

.....Authorised Officer.



Form No. 12.

Road and Air Transport Commission Act, 1966.

NOTICE OF APPEAL AGAINST REVOCATION OR SUSPENSION OF LICENCE.

To the Commissioner of Transport:

Takes notice that I intend to appeal, under the provisions of section 57 of the Road and Air Transport Commission Act, 1966, against the Revocation (or Suspension) of Licence No..... issued for the period ending on the..... day of..... 19..... in respect of the vehicle described hereunder, namely—

Make.....

Type.....

Identification Plate No(s).....

Engine No.....

Notification of such Revocation (or Suspension) was received by me on..... and the grounds on which I intend to appeal are as follow—

.....

Dated the..... day of..... 19.....

Signature of Appellant.....

Full Name of Appellant.....

Occupation.....

Address.....

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Form No. 13.

Transport Commission Act, 1966.

APPLICATION FOR A PERMIT TO ENGAGE IN THE COASTING TRADE

To the
COMMISSIONER OF TRANSPORT:

I/WE (name of applicant).....
of (address).....
Designation.....

(State whether Owner, Master, Charterer or Agent of Ship)

of the undermentioned ship HEREBY MAKE APPLICATION FOR A PERMIT for such ship to carry the cargo described on the back hereof between the Ports specified in accordance with the proposed dates set out, and to carry passengers† also between the port of.....

PARTICULARS OF SHIP

Name of Ship..... Port of Registry.....
Name of Registered Owner and Master..... Official Number.....

Purpose for which cargo is to be used*	Reasons why cargo cannot be forwarded by a ship which is licensed, or is deemed to be licensed, under the above Act*
--	--

* If these particulars are not known to the applicant, write "Unknown" but the supply of the information, if available, will expedite determination of the application.

† Strike out if not applicable.

Application for a Permit to engage in the Coasting Trade—continued

Particulars of voyage		Particulars of cargo		
Port at which cargo is to be loaded—	Proposed date of sailing	Description	Quantity	Name of Consignor—
.....
Port at which cargo is to be discharged—	Proposed date of discharge			Name of Consignee—
.....

I/WE HEREBY DECLARE that the information contained in this application and the attachments (if any) hereto is, to the best of my/our knowledge and belief, true and correct in every particular.

Date of Application..... 19..... Signature of Applicant.....

(Reverse of Form No. 13)

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Form No. 14.
 Transport Commission Act, 1966.
 PERMIT TO ENGAGE IN THE COASTING TRADE

WHEREAS.....(Name)
 of.....(Address)
 of the Ship.....
 (Designation) (Name of Ship)
 registered at the Port of..... has applied for a
 PERMIT to engage in the Coasting Trade, authority is hereby granted for such ship to carry
 the undermentioned cargo to and from the Ports specified.

Port of Loading..... Sailing on or about.....
 Port of Discharge..... Discharge on or about.....

Description of Cargo	Quantity	Consigned—	
		From—	To—
.....
.....
.....

PERMIT FEE: \$.....
 Receipt No.....

 ISSUED with the Authority of the Commissioner
 of Transport on the..... 19.....

 Authorised Officer.

Transport Commission Act, 1966.
 Form No. 15.
 APPLICATION FOR A LICENCE TO ENGAGE IN THE COASTING TRADE

To the—
 COMMISSIONER OF TRANSPORT:
 I/WE (name of applicant).....
 of (address).....
 Designation.....
 (State whether Owner, Master, Charterer or Agent of Ship)
 of the undermentioned ship HEREBY MAKE APPLICATION FOR A LICENCE for such
 ship to carry cargo of the description set out on the back hereof to and from the Ports specified
 during the period from the..... 19..... to the..... 19..... (both inclusive)
 *and to carry passengers also between the ports of.....

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PARTICULARS OF SHIP

Name of Ship..... Port of Registry.....
 Name of Registered Owner and Master..... Official Number.....

Reasons why the cargo described herein, or any portion of it, cannot be forwarded by a ship which is licensed, or deemed to be licensed, under the Transport Commission Act, 1966.

* Strike out if not applicable.

(Continued on back)

(Reverse of Form No. 15)

Application for a Licence to engage in the Coasting Trade—*continued*

Ports of Call	Description of Cargo	Consignors and Consignees	Names of parties to, and period of, any contract for the carriage of cargo, and purpose (if known) for which the cargo is to be used
Port of Loading—		Consignor—	
Port of Discharge—		Consignee—	

I/WE HEREBY DECLARE that the information contained in this application and the attachments (if any) hereto is, to the best of my/our knowledge and belief, true and correct in every particular.

Date of Application..... 19..... Signature of Applicant.....

Transport Commission Act, 1966.

Form No. 16.

LICENCE TO ENGAGE IN THE COASTING TRADE

WHEREAS.....(Name)

of.....(Address)

..... of the Ship.....
 (Designation) (Name of Ship)

registered at the Port of..... has applied for a LICENCE to engage in the Coasting Trade, authority is hereby granted for such Ship to carry cargo of the description set out hereunder to and from the Ports specified and on behalf of the Consignors and Consignees named during the period from.....19..... to 19..... (both dates inclusive) *and to carry passengers also between the ports of.....

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DESCRIPTION OF CARGO

Ports of Call	Description of Cargo	Consignors and Consignees
Port of Loading—		Consignor—
Port of Discharge—		Consignee—
LICENCE FEE: \$.....	ISSUED with the authority of the Commissioner of Transport on the.....19.....	
Receipt No.—		
Date of Payment— .....	..... Authorised Officer.	

* Strike out if not applicable.

Form No. 17.

Transport Commission Act, 1966.

APPLICATION FOR RENEWAL OF LICENCE TO ENGAGE IN THE COASTING TRADE

To the—
COMMISSIONER OF TRANSPORT:I/We (name of applicant).....
of (address).....
Designation.....

(State whether Owner, Master, Charterer or Agent of ship)

of the undermentioned ship hereby make application for the renewal of the licence dated the..... day of..... 19..... authorising the ship to engage in the coasting trade and granted for a period of.....
Period of renewal applied for.....

PARTICULARS OF SHIP

Name of Ship..... Port of Registry.....
Name of Registered Owner..... Official Number.....

Form 18.

Transport Commission Act, 1966
(as amended).
(Section 56A.)

PART 1.
NOTICE TO DEFENDANT RELATING TO
ELECTING TO APPEAR OR NOT TO APPEAR
AT A HEARING.

TO

.....
(Defendant)
of.....
(Address)
Charge/Reference.....
Date of Hearing.....
Court.....

THIS IS TO ADVISE you that under section 56A of the Transport Commission Act, 1966 (as amended) you may by an election in writing in the prescribed form (copies of which are attached to this notice) elect to appear or not to appear on the hearing of the complaint referred to in the summons which this notice accompanies.

2. If you wish to make an election please complete the copies of the form of election accompanying this notice so as to indicate either that you will appear at the hearing of the complaint contained in the summons or that you will not appear at the hearing.

3. For an election to be properly made under the Act one copy of the form of election should be delivered by post or otherwise to the clerk of petty sessions at the place appointed in the summons for the hearing and one copy should be delivered by post or otherwise to the complainant whose address is.....

.....
so as to reach each addressee not later than 21 days before the time appointed in the summons for the hearing of the complainant.

4. If you DO NOT APPEAR, whether you elect to do so or not, the court of petty sessions hearing the complaint may under the alternative procedure provided for in the Act proceed—

- (a) to hear and determine the complaint in your absence;
- (b) to permit the affidavits accompanying the summons and this notice to be tendered in evidence; and
- (c) to determine the complaint on such particulars in the affidavits in support of the matters alleged in the complaints as would, under the laws of evidence apart from section 56A of the Transport Commission Act, 1966 (as amended), be admissible if given orally before the Court, and not on any other particulars.

5. If you DO APPEAR at the hearing having elected not to appear or having made no election at all, the Court hearing the complaint is required, on the application of the complainant, to adjourn the hearing of the complaint for at least such time as is shown to the satisfaction of the Court to be necessary to enable the complainant to proceed otherwise than by the procedure referred to in paragraph 4 of this notice.

.....
Complainant.

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PART 2
ELECTION BY DEFENDANT

I,
of
having been served with a summons at least 28 days before the date appointed in the summons for the hearing of a complaint of an offence under the Transport Commission Act, 1966 (as amended), together with a notice that I may, under section 56A of the Act, elect to appear or not to appear at the court of petty sessions on the hearing of the complaint hereby NOTIFY you that I elect—

PLEASE INDICATE THE SELECTION YOU ARE MAKING BY DELETING WHICH-EVER DOES NOT APPLY.

- TO APPEAR AT THE HEARING.
- NOT TO APPEAR AT THE HEARING.

.....
(Signature of Defendant).

Form 19.

Transport Commission Act, 1966.
(as amended).
(Section 56B.)

PART 1.
NOTICE
RELATING TO ALLEGED PRIOR CONVICTIONS.

TO
(Defendant)

of
(Address)

THIS IS TO ADVISE you that if—
(a) you do not appear on the hearing of the complaint referred to in the summons with which this notice is served or delivered; and
(b) you are convicted of the offence alleged in that complaint, the document set out below shall be admissible evidence under section 56B of the Transport Commission Act, 1966 (as amended), that you were convicted of the offences alleged in the document and of the particulars relating to those convictions.

PART 2.
PARTICULARS OF ALLEGED PRIOR CONVICTIONS.

It is alleged that the defendant in this case has previously been convicted of certain offences particulars of which are as follows—

Date of Offence	Section	Charge Number	Date of Hearing	Fine

.....
Complainant.