



Western Australia

Transport (Country Taxi-cars Fares) Regulations 1991

Compare between:

[24 Feb 2015, 03-e0-04] and [04 Jul 2016, 03-f0-03]

Transport (Country Taxi-cars Fares) Regulations 1991

1. Citation

These regulations may be cited as the *Transport (Country Taxi-cars ~~(Fares and Charges)~~ Regulations 1991*¹.

[Regulation 1 amended in Gazette 28 Jun 2016 p. 2662.]

2. Commencement

These regulations shall come into operation on the day on which they are published in the *Government Gazette*¹.

2A. Terms used

- (1) In these regulations, unless the contrary intention appears —

booking service, for a taxi-car driver, means a person that, at the request of a person to be provided with a taxi-car, arranges the provision of a taxi-car that is driven by the driver;

business entity includes an individual, body corporate, trust or partnership, who or that carries on business;

call out means ~~to arrange for the hiring of~~ a taxi-car through a ~~business entity (other than the~~ driver) ~~that, or the driver's~~ booking service (but not hiring a taxi-car at a taxi-stand or as a result of hailing the driver);

contract fare means an amount payable for the hire of a taxi-car agreed under regulation 3AA(1);

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GST has the meaning given in the ~~ordinary course of its business, arranges for taxis to meet persons who wish to hire a taxi;~~ *A New Tax System (Goods and Services Tax) Act 1999* (Commonwealth);

non-cash payment means the payment, other than by means of cash, of any amount payable in respect of the hiring of a taxi-car;

payment terminal means a device or system used to facilitate a non-cash payment and provided in accordance with regulation 3A;

region means a region described in the *Regional Development Commissions Act 1993* Schedule 1;

Schedule 1 fare means the fare for the hire of a taxi-car referred to in regulation 3(1) and includes any surcharge or fee of a kind set out in Schedule 1 for the hire;

surcharge does not include a fee or charge that is imposed on a non-cash payment by —

- (a) a participant in a designated payment system within the meaning of the *Payment Systems (Regulation) Act 1998* (Commonwealth); or
- (b) a person consistently within a voluntary undertaking given by the person to, and accepted by, the Reserve Bank of Australia,

but includes any GST consequent on the payment terminal being made available.

- (2) A term has the same meaning in these regulations as it has in the *Transport Co-ordination Act 1966* Part IIIB.

[Regulation 2A inserted in Gazette 13 Dec 2013 p. 6178; amended in Gazette 20 Feb 2015 p. 690-1; [28 Jun 2016 p. 2662-3.](#)]

3. ~~Fares~~ Schedule 1 fares

(1) Each owner, driver and ~~charges (Sch. 1)~~

~~— (1) Subject to this regulation where~~ other operator of a taxi-car that is hired in a region must ensure that the ~~fares~~ fare, and ~~charges to be taken or made~~ any surcharge and fee of a kind set out in Schedule 1, for the hire of the taxi-car ~~shall be, inclusive of GST, are~~ not more than those set out in Schedule 1 in respect of that region.

~~— (1a) Fares and charges less than those set out in Schedule 1 shall be taken or made, and fares and charges more than those set out in the Schedule may be taken or made, if the Director General approves such fares and charges as —~~

~~— (a) special fares or charges, or both, for particular local conditions; or~~

~~— (b) contract rates.~~

(1A) A driver of a taxi-car must not select a tariff for a passenger that is not the appropriate tariff as set out in Schedule 1.

(1B) Subregulations (1) and (1A) do not apply to a taxi-car that is hired for a contract fare.

(2) This regulation does not apply to a taxi-car, which under the conditions attached to its licence may be operated as a private taxi-car.

(3) The off meter rates specified in Schedule 1 —

(a) shall apply to a journey which at any time is outside the designated radius; and

(b) shall apply to the distances travelled by the taxi-car —

(i) where the point of engagement is within the designated radius — from the point of engagement to the destination and for the return journey by the nearest practicable route; and

r. 3AA

- (ii) where the point of engagement is outside the designated radius — to the point of engagement, from the point of engagement to the destination and for the return journey by the nearest practicable route,

whether or not the taxi-car is occupied by a passenger during the whole of that journey.

- (4) In subregulation (3) —

designated radius means —

- (a) for a taxi-car hired in the South West region — a 15 km radius of the post office designated in the relevant taxi-car licence; or
- (b) for a taxi-car hired in any other region — a 30 km radius of the post office designated in the relevant taxi-car licence.

~~— (5) The hirer of a taxi-car shall pay any tolls and parking fees incurred during the hiring at the hirer's request.~~

~~[(5) deleted]~~

[Regulation 3 amended in Gazette 14 Jul 2006 p. 2571; 29 Jun 2012 p. 2963; 13 Dec 2013 p. 6179; [28 Jun 2016 p. 2663.](#)]

3AA. Contract fares

- (1) The amount payable for the hire of a taxi-car may be agreed between the hirer and the driver of the taxi-car or the driver's booking service (a ***contract fare***).

- (2) Subregulation (1) does not apply if —

- (a) the taxi-car is hired at a taxi-stand or as a result of hailing the driver; or
- (b) a voucher, as defined in regulation 5A(1), is to be used as payment or part-payment of the fare.

(3) A contract fare may be higher or lower than the Schedule 1 fare that would otherwise apply.

(4) A contract fare has no effect, and cannot be recovered, unless —

(a) the contract fare is agreed before the journey starts; and

(b) before the journey starts, the hirer is given a written record (which may be in electronic form) complying with subregulation (5).

(5) The written record must set out —

(a) sufficient details to enable the identification of the driver, taxi-car, the hirer and at least one of the passengers; and

(b) details of the proposed journey's origin and destination; and

(c) details of the date and departure time of the proposed journey; and

(d) the amount of the contract fare; and

(e) a statement to the effect that, in addition to the contract fare, there may be payable in respect of the journey —

(i) parking fees mentioned in regulation 3AB(2); and

(ii) costs of cleaning mentioned in regulation 3AB(3); and

(iii) a surcharge for a non-cash payment mentioned in regulation 3B.

(6) A taxi-car driver must retain a copy of the record of each contract fare agreed by the driver, or agreed on behalf of the driver by the driver's booking service, for a period of 12 months starting on the day the contract fare was agreed.

[Regulation 3AA inserted in Gazette 28 Jun 2016 p. 2663-5.]

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3AB. Parking fees and cleaning costs

(1) This regulation applies whether a taxi-car is hired for a Schedule 1 fare or a contract fare.

(2) The hirer of a taxi-car must pay the fee, if any, for parking during the journey at a passenger's request.

Penalty for this subregulation: a fine of \$200.

(3) The hirer of a taxi-car may be charged for the costs of cleaning the taxi-car if it is soiled by a passenger during the journey.

(4) A person must not charge another person for the costs mentioned in subregulation (3) —

(a) for a taxi-car hired in the Mid West region, at a rate higher than \$49.45 for each hour or part of an hour for the time required to clean the taxi-car; or

(b) for a taxi-car hired in any other region, at a rate higher than \$49.00 for each hour or part of an hour for the time required to clean the taxi-car.

Penalty for this subregulation: a fine of \$200.

[Regulation 3AB inserted in Gazette 28 Jun 2016 p. 2665.]

3A. Providing a payment terminal

Where a payment terminal is available for use in a taxi-car —

- (a) if the licence holder was involved in requesting or enabling the use of that type of payment terminal, then the licence holder provides the terminal for the purposes of regulation 3B(2);
- (b) if the owner or another operator was involved in requesting or enabling the use of that type of payment terminal, then the owner or another operator provides the terminal for the purposes of regulation 3B(2);
- (c) in any other case, the driver provides the terminal for the purposes of regulation 3B(2).

[Regulation 3A inserted in Gazette 20 Feb 2015 p. 691.]

3B. Surcharge for non-cash payment

- (1) If a surcharge is added because a [Schedule 1 fare or a contract fare](#) is being paid using a non-cash payment, that surcharge is to be no more than 5% of all amounts to be paid by the hirer that relate to the hiring (except the surcharge itself).
- (2) A person who provides a payment terminal that results in the imposition of a surcharge of more than 5% commits an offence.
Penalty [for this subregulation](#): a fine of \$200.
- (3) Where more than one payment terminal is available for a taxi-car, the driver must use the terminal that results in the lowest surcharge, if any, being imposed when a non-cash payment is made.
Penalty [for this subregulation](#): a fine of \$200.

[Regulation 3B inserted in Gazette 20 Feb 2015 p. 691; amended in Gazette 28 Jun 2016 p. 2666.]

4. Evading fares ~~and charges~~

- (1) A person ~~shall~~[must](#) not evade or attempt to evade the payment of ~~fares~~[a Schedule 1 fare](#) or ~~charges~~[a contract fare](#) for the hire of a taxi-car.
- (2) A taxi-car driver ~~shall~~[must](#) report any evasion or attempted evasion of ~~the payment of or charge~~[a Schedule 1 fare](#) for a hiring of the taxi-car to the Director General as soon as is practicable.

[Regulation 4 amended in Gazette 24 Dec 2002 p. 6605; 28 Jun 2016 p. 2666.]

4A. Deposit of fare in advance, driver may require

Prior to accepting a hiring, a [taxi-car](#) driver may require a hirer to pay a deposit equal to the anticipated [Schedule 1](#) fare as estimated by the driver [or the contract fare](#).

[Regulation 4A inserted in Gazette 14 Jul 2006 p. ~~2571~~2571;
amended in Gazette 28 Jun 2016 p. 2667.]

5. ~~Separate fares~~Multiple hiring

(1) ~~An operator~~In this regulation —

multiple hiring, in relation to a taxi-car, means the hiring of
~~a~~the taxi-car ~~shall not directly or indirectly tender for by 2 or~~
~~enter into any arrangement for the carrying of more~~ passengers
~~for~~who are not accompanying each other but who agree to share
the hire of the taxi-car and pay separate fares ~~unless required or~~
~~authorised to do so by an authorised officer~~for carriage in the
taxi-car.

~~— (2) When the number of persons requiring the use of a taxi-car at
any location exceeds the number of taxi-cars available, or in any
other circumstances in which service to the public so warrants,
an authorised officer may require or authorise the operator of
any taxi-car to carry passengers at separate fares on the
conditions that, in respect of any journey —~~

~~—— (a) the original hirer has no objection to the operator of the
taxi-car accepting in respect of that journey other
passengers by way of separate hirings; and~~

~~—— (b) the hirers are travelling to destinations that are in the
same locality or in the same direction.~~

(2) The hirer of a taxi-car may refuse to consent to the carriage of
passengers, other than those accompanying the hirer, during the
period of the hiring.

(3) ~~When passengers are carried in~~If a taxi-car ~~for separate fares is~~
the subject of multiple hiring, each separate hirer may, at ~~his~~that
hirer's destination, be charged ~~—~~

(a) 75% of the sum of the amount of the fare then recorded
on the taximeter, ~~or~~ and any surcharge or fee of a kind
set out in Schedule 1 for the hire that is not included in
the metered amount; or

- (b) if the taxi-car is not fitted with a taximeter, 75% of the amount of the Schedule 1 fare that would be payable at that time if the taxi-car were being used for the carriage of a hirer or hirers for a single fare.
- ~~6.~~ (4) A taxi-car that is hired for a contract fare cannot be the subject of multiple hiring (but nothing in this regulation prevents 2 or more passengers who are not accompanying each other from agreeing to share the cost of the contract fare).
- (5) If a taxi-car is the subject of multiple hiring —
- (a) the hirer for the purposes of regulation 3AB(2) who must pay the fee, if any, for parking during the journey at a passenger's request is the hirer who is, or who is accompanying, that passenger; and
- (b) the hirer for the purposes of regulation 3AB(3) who may be charged for the costs of cleaning the taxi-car if it is soiled by a passenger during the journey is the hirer who is, or who is accompanying, that passenger; and
- (c) the amounts to be paid by a hirer for the purposes of adding a surcharge under regulation 3B(1) are, in respect of each hirer, the amounts for the separate fare incurred by that hirer and any parking fee or cleaning costs payable by that hirer as mentioned in paragraph (a) or (b).

[Regulation 5 inserted in Gazette 28 Jun 2016 p. 2667-9.]

5A. Taxi user subsidy scheme vouchers

- (1) In this regulation —
- voucher* means a voucher issued under an approved State or Commonwealth Government scheme which is intended to make taxi travel available to people with disability.
- (2) A taxi-car driver must not refuse to accept a voucher as payment or part-payment of a ~~Schedule-of rates and charges to~~ Schedule 1 fare if the payment or part-payment is in accordance with guidelines published by the Director General.

- (3) A taxi-car driver who accepts a voucher must not enter on the voucher any information that the driver knows to be false or misleading.
- (4) A taxi-car driver must not accept a voucher that contains information that the driver knows or ought to know to be false in a material particular.
- (5) A person must not tender a voucher to which they are not entitled, or that contains information that is false in a material particular.
- (6) An owner or operator of a taxi-car must not direct a taxi-car driver to refuse to accept a voucher as payment or part-payment of a Schedule 1 fare if the payment or part-payment is in accordance with guidelines published by the Director General.
[Regulation 5A inserted in Gazette 28 Jun 2016 p. 2669.]

6. Fare schedule to be available to hirers

- (1) The owner of a taxi-car ~~shall have~~ must ensure that there is carried in the vehicle a schedule ~~issued in a form approved~~ by the Director General detailing the rates and ~~charges~~ other amounts in Schedule 1 to be paid ~~by~~ in the ~~hirer and~~ event that the ~~driver shall make~~ taxi-car is hired for a Schedule 1 fare (the ~~fare schedule available to the hirer at his request.~~).
- (2) A taxi-car driver must make the fare schedule available to the hirer at the hirer's request.
- (3) A person ~~shall~~ must not drive a taxi-car in which the fare schedule ~~referred to in subregulation (1)~~ is not carried.

[Regulation 6 inserted in Gazette 28 Jun 2016 p. 2670.]

7. Breach of regulations, offence

A person who contravenes or fails to comply with any of these regulations commits an offence and, unless otherwise provided in these regulations, is liable to a penalty —

- (a) for a first offence, to a fine not exceeding \$100; and

- (b) for a second or subsequent offence, to a fine not exceeding \$200.

[Regulation 7 amended in Gazette 28 Jun 2016 p. 2670.]

7A. Offences and modified penalties prescribed (Act s. 58A)

- (1) For the purposes of section 58A of the Act, the prescribed offences against these regulations for which infringement notices may be given, and the modified penalties for those offences, are set out in Schedule 2.
- (2) For the purposes of section 58A(3), the prescribed form of infringement notice is Form 1 in Schedule 3.
- (3) For the purposes of section 58A(2), the prescribed form of notice of withdrawal of infringement notice is Form 2 in Schedule 3.

[Regulation 7A inserted in Gazette 14 Jul 2006 p. 2571-2.]

[8. Omitted under the Reprints Act 1984 s. 7(4)(f).]

Schedule 1 — ~~Fees and charges~~Fares

[r. 3]

[Heading inserted in Gazette 23 Dec 2014 p. 4898; [amended in Gazette 28 Jun 2016 p. 2670.](#)]

Division 1 — Gascoyne region

[Heading inserted in Gazette 23 Dec 2014 p. 4898.]

Metered rates ([maximums](#))

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.20	\$2.31/km	\$49.00/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			
All day Public Holidays	\$6.10	\$2.31/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$3.41/km	\$76.00/hour

Transport (Country Taxi-cars Fares) Regulations 1991

Fees and chargesFares **Schedule 1**
Goldfields-Esperance region **Division 2**

Off meter rates (maximums)

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.25/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.90/km

Other ~~charges~~amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak —	
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day —	
midnight to midnight	\$5.10
New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

*[Division 1 inserted in Gazette 23 Dec 2014 p. 4898-9; amended in
Gazette 28 Jun 2016 p. 2671.]*

Division 2 — Goldfields-Esperance region

[Heading inserted in Gazette 23 Dec 2014 p. 4899.]

Metered rates (maximums)

	Flagfall	Distance rate	Detention
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Transport (Country Taxi-cars Fares) Regulations 1991**Schedule 1** Fees and chargesFares**Division 2** Goldfields-Esperance region

	Flagfall	Distance rate	Detention
Tariff 1 Monday to Friday 6 am to 6 pm	\$4.20	\$1.80/km	\$49.00/hour
Tariff 2 Monday to Friday 6 pm to 6 am Friday 6 pm to Monday 6 am All day Public Holidays	\$6.10	\$1.80/km	\$49.00/hour
Tariff 3 When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$2.56/km	\$76.00/hour

Off meter rates (maximums)

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.15/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.66/km

Other ~~charges~~ amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak —	
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day —	
midnight to midnight	\$5.10
New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

[Division 2 inserted in Gazette 23 Dec 2014 p. 4899-901; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 3 — Great Southern region

[Heading inserted in Gazette 23 Dec 2014 p. 4901.]

Metered rates ([maximums](#))

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.20	\$1.75/km	\$49.00/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			

Transport (Country Taxi-cars Fares) Regulations 1991**Schedule 1** Fees and chargesFares

Great Southern region

	Flagfall	Distance rate	Detention
All day Public Holidays	\$6.10	\$1.75/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$2.60/km	\$76.00/hour

Off meter rates (maximums)

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.05/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.60/km

Other ~~charges~~amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak —	
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day —	
midnight to midnight	\$5.10

New Year's Eve —

6 pm New Year's Eve to 6 am New Year's Day

\$5.70

[Division 3 inserted in Gazette 23 Dec 2014 p. 4901-2; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 4 — Kimberley region

[Heading inserted in Gazette 23 Dec 2014 p. 4902.]

Metered rates [\(maximums\)](#)

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.20	\$2.27/km	\$49.00/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			
All day Public Holidays	\$6.10	\$2.27/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$3.35/km	\$76.00/hour

Off meter rates [\(maximums\)](#)

	Distance rate (during hiring and for forward or return journey)
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Transport (Country Taxi-cars Fares) Regulations 1991**Schedule 1** Fees and chargesFares**Division 5** Mid West region

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.26/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.92/km

Other ~~charges~~ amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak —	
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day —	
midnight to midnight	\$5.10
New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

*[Division 4 inserted in Gazette 23 Dec 2014 p. 4902-4; [amended in
Gazette 28 Jun 2016 p. 2671.](#)]*

Division 5 — Mid West region

[Heading inserted in Gazette 23 Dec 2014 p. 4904.]

Metered rates (maximums)

	Flagfall	Distance rate	Detention
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Transport (Country Taxi-cars Fares) Regulations 1991

Fees and chargesFares

Schedule 1

Mid West region

Division 5

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.30	\$1.76/km	\$49.50/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			
All day Public Holidays	\$6.20	\$1.76/km	\$49.50/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.20	\$2.60/km	\$76.60/hour

Off meter rates (maximums)

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.05/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.60/km

Transport (Country Taxi-cars Fares) Regulations 1991

Schedule 1 Fees and chargesFares

Division 6 Peel region

Other ~~charges~~ amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.45/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak — Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day — midnight to midnight	\$5.10
New Year's Eve — 6 pm New Year's Eve to 6 am New Year's Day	\$5.80

[Division 5 inserted in Gazette 23 Dec 2014 p. 4904-5; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 6 — Peel region

[Heading inserted in Gazette 23 Dec 2014 p. 4905.]

Metered rates ([maximums](#))

	Flagfall	Distance rate	Detention
Tariff 1 Monday to Friday 6 am to 6 pm	\$4.20	\$1.75/km	\$49.00/hour
Tariff 2 Monday to Friday 6 pm to 6 am Friday 6 pm to Monday 6 am			

Transport (Country Taxi-cars Fares) Regulations 1991

Fees and chargesFares

Schedule 1

Peel region

Division 6

	Flagfall	Distance rate	Detention
All day Public Holidays	\$6.10	\$1.75/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$2.60/km	\$76.00/hour
Off meter rates <u>(maximums)</u>			
	Distance rate (during hiring and for forward or return journey)		
When carrying fewer than 5 passengers	\$1.05/km		
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.60/km		
Other charges <u>amounts (maximums)</u>			
Cleaning —(when soiled during hiring — for time required to clean)	\$49.00/hour		
Call out fee	\$1.50		
Surcharges			
Ultra-Peak —			
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65		
Christmas Day —			
midnight to midnight	\$5.10		

Transport (Country Taxi-cars Fares) Regulations 1991

Schedule 1 Fees and chargesFares

Division 6 Peel region

New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

[Division 6 inserted in Gazette 23 Dec 2014 p. 4905-7; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 7 — Pilbara region

[Heading inserted in Gazette 23 Dec 2014 p. 4907.]

Metered rates [\(maximums\)](#)

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.20	\$2.31/km	\$49.00/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			
All day Public Holidays	\$6.10	\$2.31/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$3.41/km	\$76.00/hour

Off meter rates [\(maximums\)](#)

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.25/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.90/km

Transport (Country Taxi-cars Fares) Regulations 1991

Schedule 1 Fees and chargesFares

Division 8 South West region

Other ~~charges~~ amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak — Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day — midnight to midnight	\$5.10
New Year's Eve — 6 pm New Year's Eve to 6 am New Year's Day	\$5.70

[Division 7 inserted in Gazette 23 Dec 2014 p. 4907-8; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 8 — South West region

[Heading inserted in Gazette 23 Dec 2014 p. 4908.]

Metered rates ([maximums](#))

	Flagfall	Distance rate	Detention
Tariff 1 Monday to Friday 6 am to 6 pm	\$4.20	\$1.75/km	\$49.00/hour
Tariff 2 Monday to Friday 6 pm to 6 am Friday 6 pm to Monday 6 am			

Transport (Country Taxi-cars Fares) Regulations 1991

Fees and chargesFares

Schedule 1

South West region

Division 8

	Flagfall	Distance rate	Detention
All day Public Holidays	\$6.10	\$1.75/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$2.60/km	\$76.00/hour
Off meter rates <u>(maximums)</u>			
	Distance rate (during hiring and for forward or return journey)		
When carrying fewer than 5 passengers	\$1.05/km		
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.60/km		
Other charges <u>amounts (maximums)</u>			
Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour		
Call out fee	\$1.50		
Surcharges			
Ultra-Peak —			
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65		
Christmas Day —			
midnight to midnight	\$5.10		

Transport (Country Taxi-cars Fares) Regulations 1991**Schedule 1** Fees and chargesFares**Division 9** Wheatbelt region

New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

[Division 8 inserted in Gazette 23 Dec 2014 p. 4908-10; [amended in Gazette 28 Jun 2016 p. 2671.](#)]

Division 9 — Wheatbelt region

[Heading inserted in Gazette 23 Dec 2014 p. 4910.]

Metered rates ([maximums](#))

	Flagfall	Distance rate	Detention
Tariff 1			
Monday to Friday 6 am to 6 pm	\$4.20	\$1.80/km	\$49.00/hour
Tariff 2			
Monday to Friday 6 pm to 6 am			
Friday 6 pm to Monday 6 am			
All day Public Holidays	\$6.10	\$1.80/km	\$49.00/hour
Tariff 3			
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$6.10	\$2.56/km	\$76.00/hour

Off meter rates ([maximums](#))

	Distance rate (during hiring and for forward or return journey)
--	------------------------------------------------------------------------------

Transport (Country Taxi-cars Fares) Regulations 1991

Fees and chargesFares

Schedule 1

Wheatbelt region

Division 9

	Distance rate (during hiring and for forward or return journey)
When carrying fewer than 5 passengers	\$1.15/km
When carrying 5 or more passengers (if the vehicle was manufactured to carry 6 or more adult passengers)	\$1.66/km

Other ~~charges~~ amounts (maximums)

Cleaning — (when soiled during hiring — for time required to clean)	\$49.00/hour
Call out fee	\$1.50
Surcharges	
Ultra-Peak —	
Between midnight Friday to 5 am Saturday or midnight Saturday to 5 am Sunday	\$2.65
Christmas Day —	
midnight to midnight	\$5.10
New Year's Eve —	
6 pm New Year's Eve to 6 am New Year's Day	\$5.70

*[Division 9 inserted in Gazette 23 Dec 2014 p. 4910-11; [amended in
Gazette 28 Jun 2016 p. 2671.](#)]*

Schedule 2 — Modified penalties

[r. 7A(1)]

[Heading inserted in Gazette 14 Jul 2006 p. 2572.]

Table

Item	Regulation	Description of offence	Modified penalty \$
1.	r. 3(1)	Taking Fare, surcharge or making fare or charge fee of a kind set out in <u>Schedule 1</u> for hire of taxi-car that is more than relevant fare or charge set out that in Schedule 1	\$50
2.	<u>r. 3(1A)</u>	<u>Selecting a tariff that is not the appropriate tariff as set out in Schedule 1</u>	<u>50</u>
23.	r. 3(1a) <u>3AA(6)</u>	Taking or making fare or charge for hire of taxi-car that is more than relevant special fare or charge or contract rate approved by Director General <u>Not retaining contract fare record for 12 months</u>	\$50
34.	r. 3(5) <u>3AB(2)</u>	Hirer of taxi-car failing to pay toll or parking fee incurred upon <u>at</u> <u>passenger's</u> request	\$50
5.	<u>r. 3AB(4)</u>	<u>Charging excessive cleaning costs</u>	<u>50</u>
4A6.	r. 3B(2)	Imposing excessive surcharge	50
4B7.	r. 3B(3)	Not using correct payment terminal	50
48.	r. 4(1)	Evading or attempting to evade	

Item	Regulation	Description of offence	Modified penalty \$
		payment of fare or charge	\$50
5 9.	r. 4(2)	Driver of taxi-car failing Failing to report evasion or attempted evasion of payment of fare or charge to Director General	\$50
10.	r. 5A(2)	Refusing to accept voucher	50
11.	r. 5A(3)	Entering false or misleading information on voucher	50
12.	r. 5A(6)	Directing taxi-car driver to refuse to accept voucher	50
13.	r. 6(1)	Owner failing to ensure fare schedule carried in vehicle	50
6 14.	r. 6(1 2)	Owner of taxi-car failing to have schedule detailing rates and charges in vehicle or driver Driver failing to make schedule available to hirer upon request	\$50
7 15.	r. 6(2 3)	Driving a taxi-car in which <u>relevant fare</u> schedule detailed rates and charges is not carried	\$50

[Schedule 2 inserted in Gazette ~~14 Jul 2006~~28 Jun 2016 p. 2572;
amended in Gazette 20 Feb 2015 p. 6922671-3.]

Schedule 3 — Forms

[r. 7A(2) and (3)]

[Heading inserted in Gazette 14 Jul 2006 p. 2573.]

FORM 1

TRANSPORT CO-ORDINATION ACT 1966 — section 58A

TRANSPORT (COUNTRY TAXI-CARS (FARES AND CHARGES)

REGULATIONS 1991 - regulation 7A(2)

Western Australia

Department ~~for Planning and Infrastructure~~² of Transport

TAXI INFRINGEMENT NOTICE

PART “B”

This space for cash register imprint

To be retained by Cashier.

OFFICE COPY ONLY

Please do not detach from Part “A”

PART “A”

OFFICIAL RECEIPT

DEFENDANT’S COPY

No.

Issue Date/...../.....

Sex []

Date of birth []/[]/[]

M

Surname (Block Letters)

Other Names in full

MDL Number

Address

Number and Street

Town or Suburb

Postcode

Particulars of Taxi

Plate No. Annual fee due/...../.....

Make Model Colour

Company

It is alleged that at hours on day of 20

at

that you committed the offence indicated hereunder.

.....
.....

Description of offence

Penalty \$ [] [] [] []

.....

No.

page 31

Signature: Expiry Date:/...../.....

[Form 1 inserted in Gazette 14 Jul 2006 p. 2573-4; [amended in Gazette 28 Jun 2016 p. 2673.](#)]

FORM 2

TRANSPORT CO-ORDINATION ACT 1966 — section 58A

[TRANSPORT](#) (*COUNTRY TAXI-CARS* ~~(FARES AND CHARGES)~~)
REGULATIONS 1991 - regulation 7A(3)

Western Australia

Department ~~for Planning and Infrastructure~~² of [Transport](#)

NOTICE OF WITHDRAWAL OF INFRINGEMENT NOTICE

Serial No.

Name

Address

Dear Sir/Madam

Notice of withdrawal of proceedings

Infringement Number

Date

Time

Code

Description

Take notice that I, being authorised to do so, hereby withdraw proceedings under the *Transport Co-ordination Act 1966* in relation to the infringement notice issued for the above offence.

Director General

Date

[Form 2 inserted in Gazette 14 Jul 2006 p. 2574-5; [amended in Gazette 28 Jun 2016 p. 2673.](#)]

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Notes

- ¹ This is a compilation of the *Country Taxi-cars (Fares and Charges) Regulations 1991* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Country Taxi-cars (Fares and Charges) Regulations 1991</i>	19 Apr 1991 p. 1815-20	19 Apr 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1991</i>	12 Jul 1991 p. 3484-6	12 Jul 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 1991</i>	2 Aug 1991 p. 4080-1	2 Aug 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 1991</i>	6 Sep 1991 p. 4717-18	6 Sep 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 4) 1991</i>	11 Oct 1991 p. 5236-7	11 Oct 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 5) 1991</i>	29 Nov 1991 p. 6044-5	29 Nov 1991
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1992</i>	14 Aug 1992 p. 4068-9	14 Aug 1992
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1993</i>	1 Oct 1993 p. 5394-5	4 Oct 1993 (see r. 2)
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1994</i>	4 Mar 1994 p. 899	4 Mar 1994
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 1994</i>	10 Jun 1994 p. 2418-19	13 Jun 1994 (see r. 2)
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 1994</i>	30 Sep 1994 p. 5057-8	3 Oct 1994 (see r. 2)

Transport (Country Taxi-cars Fares) Regulations 1991

Citation	Gazettal	Commencement
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1995</i>	30 Jun 1995 p. 2696-7	3 Jul 1995 (see r. 2)
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 1996</i>	23 Feb 1996 p. 683-4	23 Feb 1996
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 1996</i>	23 Feb 1996 p. 685-7	23 Feb 1996
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 1996</i>	7 Jun 1996 p. 2423	7 Jun 1996
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2000</i>	28 Mar 2000 p. 1688-94	28 Mar 2000
Reprint of the Country Taxi-cars (Fares and Charges) Regulations 1991 as at 26 Apr 2000 (includes amendments listed above)		
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2000</i>	20 Jun 2000 p. 3071-5	1 Jul 2000 (see r. 2)
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 2000</i>	21 Nov 2000 p. 6326-9	21 Nov 2000
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2002</i>	24 Dec 2002 p. 6605-6	24 Dec 2002
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2003</i>	24 Dec 2003 p. 5267-71	24 Dec 2003
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2004</i>	10 Dec 2004 p. 5911-15	10 Dec 2004
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2005</i>	21 Jan 2005 p. 270-4	21 Jan 2005
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 2005</i>	1 Dec 2005 p. 5791-801	1 Dec 2005
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2006</i>	14 Jul 2006 p. 2570-5	14 Jul 2006

Citation	Gazettal	Commencement
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2006</i>	8 Dec 2006 p. 5393-9	8 Dec 2006
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2007</i>	21 Dec 2007 p. 6329-38	r. 1 and 2: 21 Dec 2007 (see r. 2(a)); Regulations other than r. 1 and 2: 22 Dec 2007 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2008</i>	31 Jul 2008 p. 3437-48	r. 1 and 2: 31 Jul 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Aug 2008 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2008</i>	17 Dec 2008 p. 5335-46	r. 1 and 2: 17 Dec 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 18 Dec 2008 (see r. 2(b))
Reprint 2: The Country Taxi-cars (Fares and Charges) Regulations 1991 as at 6 Feb 2009 (includes amendments listed above)		
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2010</i>	9 Feb 2010 p. 272-81	r. 1 and 2: 9 Feb 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 10 Feb 2010 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2011</i>	11 Feb 2011 p. 508-15	r. 1 and 2: 11 Feb 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 12 Feb 2011 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2011</i>	30 Nov 2011 p. 4973-7	r. 1 and 2: 30 Nov 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Dec 2011 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2012</i>	22 Jun 2012 p. 2798-9	r. 1 and 2: 22 Jun 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2012 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2012</i>	29 Jun 2012 p. 2962-3	r. 1 and 2: 29 Jun 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2012 (see r. 2(b))
Reprint 3: The Country Taxi-cars (Fares and Charges) Regulations 1991 as at 26 Oct 2012 (includes amendments listed above)		

Citation	Gazettal	Commencement
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 3) 2012</i>	30 Nov 2012 p. 5808-12	r. 1 and 2: 30 Nov 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Dec 2012 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2013</i>	13 Dec 2013 p. 6178-89	r. 1 and 2: 13 Dec 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 14 Dec 2013 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations (No. 2) 2014</i>	23 Dec 2014 p. 4897-911	r. 1 and 2: 23 Dec 2014 (see r. 2(a)); Regulations other than r. 1 and 2: 24 Dec 2014 (see r. 2(b))
<i>Country Taxi-cars (Fares and Charges) Amendment Regulations 2015</i>	20 Feb 2015 p. 690-2	r. 1 and 2: 20 Feb 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 24 Feb 2015 (see r. 2(b))
² Under the <i>Alteration of Statutory Designations (DPI) Order 2009</i> a reference in a law to the Department of Planning and Infrastructure is to be read and construed as a reference to the Department of Transport.		
<i>On-demand Transport Regulations Amendment Regulations 2016 Pt. 2</i>	28 Jun 2016 p. 2655-92	4 Jul 2016 (see r. 2(b))

² [Footnote no longer applicable.](#)

- ³ Under the *Courts Legislation Amendment and Repeal Act 2004* s. 54(2) a reference in a written law to a clerk of petty sessions is, unless the contrary intention appears, to be construed as if it had been amended to be a reference to a registrar of the Magistrates Court.
- If immediately before commencement of the *Courts Legislation Amendment and Repeal Act 2004* Pt. 2 Div. 2, a person held office under the *Local Courts Act 1904* s. 13 as a clerk, then on commencement the person is taken under the *Courts Legislation Amendment and Repeal Act 2004* s. 6(1) to have been appointed as a registrar of the Magistrates Court.
- ⁴ Under the *Courts Legislation Amendment and Repeal Act 2004* s. 58 a reference in a written law to a court of petty sessions is, unless the contrary intention appears, to be construed as if it had been amended to be a reference to the Magistrates Court. The reference was changed under the *Reprints Act 1984* s. 7(5)(a).