

TR301\*

Transport Co-ordination Act 1966

## **Country Taxi-cars (Fares and Charges) Amendment Regulations 2006**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Country Taxi-cars (Fares and Charges) Amendment Regulations 2006*.

### **2. The regulations amended**

The amendments in these regulations are to the *Country Taxi-cars (Fares and Charges) Regulations 1991*\*.

[\* Reprinted as at 26 April 2000.

For amendments to 18 January 2006 see *Western Australian Legislation Information Tables for 2004, Table 4, p. 412 and Gazette 1 December 2005*.]

**3. Regulation 3 amended**

- (1) Regulation 3(1) is amended as follows:
- (a) by deleting “the Schedule” in both places where it occurs and inserting instead —  
“ Schedule 1 ”;
  - (b) by inserting after “be” in the second place where it occurs —  
“ not more than ”;
  - (c) by deleting “and no greater or lesser fare or charge shall be taken or made unless special fares or charges, or both, are approved for particular local conditions or unless contract rates are approved by the Director General”.
- (2) After regulation 3(1) the following subregulation is inserted —
- “
- (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.
- ”.
- (3) Regulation 3(3) is amended by deleting “the Schedule” and inserting instead —
- “ Schedule 1 ”.

**4. Regulation 4A inserted**

After regulation 4 the following regulation is inserted —

“

**4A. Driver may require a deposit**

Prior to accepting a hiring, a driver may require a hirer to pay a deposit equal to the anticipated fare as estimated by the driver.

”.

**5. Regulation 7A inserted**

After regulation 7 the following regulation is inserted —

“

**7A. Infringement notices and modified penalties**

- (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.

”.

## 6. Schedules 2 and 3 inserted

After Schedule 1 the following Schedules are inserted —

“

### Schedule 2 — Modified penalties

[r. 7A(1)]

Item	Regulation	Description of offence	Modified penalty
1	r. 3(1)	Taking or making fare or charge for hire of taxi-car that is more than relevant fare or charge set out in Schedule 1	\$50
2	r. 3(1a)	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	\$50
3	r. 3(5)	Hirer of taxi-car failing to pay toll or parking fee incurred upon request	\$50
4	r. 4(1)	Evading or attempting to evade payment of fare or charge	\$50
5	r. 4(2)	Driver of taxi-car failing to report evasion or attempted evasion of payment of fare or charge to Director General	\$50
6	r. 6(1)	Owner of taxi-car failing to have schedule detailing rates and charges in vehicle or driver failing to make schedule available to hirer upon request	\$50
7	r. 6(2)	Driving a taxi-car in which schedule detailing rates and charges is not carried	\$50

**Schedule 3 — Forms**

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

**FORM 1***TRANSPORT CO-ORDINATION ACT 1966* — section 58A*COUNTRY TAXI-CARS (FARES AND CHARGES)**REGULATIONS 1991* — regulation 7A(2)

Western Australia

Department for Planning and Infrastructure

**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. ....

Signature of authorised person

Take notice that —

If you do not wish to have a complaint of the alleged offence heard and determined by a court, you may pay to an officer specified on the reverse side of this notice, within 28 days, the total amount specified.

If that amount is not paid within 28 days, additional administrative charges may be incurred and action may be taken to suspend your Motor Driver's Licence until you have paid in full the modified penalty and any additional charges OR you have elected to have this matter heard and determined by a court.

Payment may be made —

(i) by post to —

[Insert appropriate address here]

### 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

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

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