

**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

2465



PERTH, FRIDAY, 27 JUNE 2003 No. 105

SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.45 PM

© STATE OF WESTERN AUSTRALIA

PUBLIC TRANSPORT AUTHORITY ACT 2003
GOVERNMENT RAILWAYS ACT 1904
TRANSPORT CO-ORDINATION ACT 1966

**PUBLIC TRANSPORT
AUTHORITY
REGULATIONS 2003**

Western Australia

Public Transport Authority Regulations 2003

CONTENTS

Part 1 — Preliminary

1. Citation
2. Commencement
3. Interpretation
4. Offences prescribed as infringement notice offences

Part 2 — Tickets

5. Invalid ticket
6. Using a public passenger transport service without a valid ticket

Part 3 — Conduct in relation to Authority property

7. Interference with property
8. Travelling on part of conveyance not intended for conveyance of passengers
9. Entering or leaving a conveyance other than through a door
10. No standing allowed in certain areas on a conveyance
11. Smoking prohibited
12. Consumption of alcohol
13. Nuisance
14. Begging and busking prohibited
15. Damage to a conveyance or facility
16. Audible devices
17. Selling things or services or distributing handbills etc. prohibited
18. Food and drink

Public Transport Authority Regulations 2003**Contents**

- 19. Feet not to be placed on seats
- 20. Luggage not to obstruct or endanger passengers
- 21. Possessing certain things prohibited
- 22. Goods likely to spill, stain, or damage a conveyance
- 23. Persons to stay inside conveyance

Part 4 — Regulation of persons and vehicles on Authority property

- 24. Terms used in this Part
- 25. Regulation of persons and vehicles on Authority property
- 26. Obstruction
- 27. Direction not to park in area
- 28. Commercial vehicle
- 29. Designation of parking spaces for vehicles of disabled persons
- 30. Disabled parking
- 31. Vehicles and parking
- 32. Parking charges
- 33. Removing vehicle from secured parking facility

Part 5 — Miscellaneous

- 34. Secondary functions: section 12(3) of the Act
- 35. Criteria for Minister's approval not being required under section 15 of the Act
- 36. Disposal of an estate in land other than Crown land without the Minister's approval: section 16 of the Act
- 37. Crossings by traction engines and large vehicles
- 38. Sewage etc.
- 39. Animals
- 40. Obstructing an authorised person
- 41. Refusal of passage
- 42. Failure to comply with refusal of travel
- 43. Ejecting people from Authority property: section 65 of the Act
- 44. Recording information printed on a ticket or retention of ticket
- 45. Infringement notice
- 46. Withdrawal of infringement notice
- 47. The regulations repealed

Public Transport Authority Regulations 2003

Contents

Schedule 1 — Charges

Schedule 2 — Forms

Public Transport Authority Act 2003
Government Railways Act 1904
Transport Co-ordination Act 1966

Public Transport Authority Regulations 2003

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations may be cited as the *Public Transport Authority Regulations 2003*.

2. Commencement

These regulations come into operation on the later of the day on which the *Public Transport Authority Act 2003* comes into operation and the day on which these regulations are published in the *Gazette*.

3. Interpretation

In these regulations, unless the contrary intention appears —

“**Act**” means the *Public Transport Authority Act 2003*;

“**conveyance**” means a road bus, ferry or railway train involved in the provision of a public passenger transport service by the Authority;

Public Transport Authority Regulations 2003**Part 1** Preliminary**r. 4**

“driver” means the driver of a road bus or railway train involved in the provision of a public passenger transport service by the Authority;

“facility” means a place associated with the provision of a public passenger transport service provided by the Authority;

“master” means the master of a ferry involved in the provision of a public passenger transport service by the Authority;

“ticket” means a ticket, voucher, document or other thing issued by or on behalf of the Authority for the use of a public passenger transport service provided by the Authority.

4. Offences prescribed as infringement notice offences

The offences in these regulations that are followed by a penalty expressed as a “modified penalty” are offences that are prescribed offences for the purposes of section 44 of the Act, and the modified penalty following or applicable to the offence is the modified penalty prescribed for the purposes of section 45(1)(b) of the Act in respect of that offence.

Public Transport Authority Regulations 2003

Tickets

Part 2**r. 5****Part 2 — Tickets****5. Invalid ticket**

A ticket is not valid if —

- (a) it is torn;
- (b) it must be validated by a machine before the commencement of a journey and it has not been so validated;
- (c) it is in such a condition that the printing or writing on it is not readily legible;
- (d) the printing on it has been altered, added to, erased, or obliterated;
- (e) the period of duration of the ticket expired before the passenger boarded the conveyance;
- (f) it is not being used in accordance with any condition on which it was issued;
- (g) it is used or purported to be used beyond the point for which the fare has been paid; or
- (h) a current certificate or concession card is required to be held by a passenger as a condition of the use of the ticket and that certificate or concession card is not presented on demand to a driver, master, or authorised person.

6. Using a public passenger transport service without a valid ticket

- (1) A person who —
 - (a) travels on a public passenger transport service;
 - (b) attempts to travel on a public passenger transport service; or
 - (c) is leaving a public passenger transport service,

Public Transport Authority Regulations 2003**Part 2** Tickets**r. 6**

provided by the Authority and does not produce on demand to a driver, master, or an authorised person a valid ticket commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (2) Subregulation (1) does not apply to —
- (a) a person authorised in writing by an authorised person to travel without paying a fare on a public passenger transport service specified in the authorisation; or
 - (b) a person travelling on a public passenger transport service provided by the Authority for which no fare has been fixed or within an area for which no fare is required to be paid.

Public Transport Authority Regulations 2003
Conduct in relation to Authority property **Part 3**

r. 7

Part 3 — Conduct in relation to Authority property

7. Interference with property

A person who —

- (a) interferes without lawful authority with a sign or equipment in or on Authority property; or
- (b) interferes without lawful authority with the mechanism of or a device in or on a conveyance,

commits an offence.

Modified penalty: \$200.

Penalty: \$2 000.

8. Travelling on part of conveyance not intended for conveyance of passengers

A person who without lawful authority travels on any part of a conveyance not intended for the conveyance of passengers commits an offence.

Modified penalty: \$200.

Penalty: \$2 000.

9. Entering or leaving a conveyance other than through a door

- (1) A person who, except in an emergency, enters or leaves a conveyance other than through a door intended for the use of passengers commits an offence.

Modified penalty: \$200.

Penalty: \$2 000.

- (2) Subregulation (1) does not apply to a driver, master, authorised person, or a security officer acting in the proper exercise of his or her duties.

Public Transport Authority Regulations 2003**Part 3** Conduct in relation to Authority property**r. 10**

10. No standing allowed in certain areas on a conveyance

A person who stands in an area of a conveyance designated by a sign to be an area in which a person must not stand while the conveyance is moving commits an offence.

Modified penalty: \$50.

Penalty: \$250.

11. Smoking prohibited

- (1) A person who smokes in or on a conveyance commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (2) A person who smokes in or on a facility in respect of which a notice is displayed that smoking is prohibited commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (3) This regulation does not limit the operation of the *Health (Smoking in Enclosed Public Places) Regulations 1999*.

12. Consumption of alcohol

- (1) Subject to subregulation (2), a person who consumes alcohol in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (2) A person may consume alcohol in or on a conveyance or a facility with the approval of the chief executive officer if that approval is obtained before the alcohol is consumed.

Public Transport Authority Regulations 2003
Conduct in relation to Authority property **Part 3**

r. 13

13. Nuisance

A person who acts in such a way as to cause a nuisance or annoyance to persons in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

14. Begging and busking prohibited

Unless authorised in writing by the chief executive officer, a person who begs or busks in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

15. Damage to a conveyance or facility

Unless authorised in writing by the chief executive officer, a person who affixes anything to or marks, paints, or writes anything on a conveyance or a facility commits an offence.

Modified penalty: \$200.

Penalty: \$2 000.

16. Audible devices

- (1) Unless authorised in writing by the chief executive officer, a person who blows or plays on any musical instrument in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (2) A person who operates a device producing a sound (other than a telephone) in or on a conveyance or a facility unless the device is operated with the use of a headphone or ear plug or with the prior approval of the chief executive officer commits an offence.

Public Transport Authority Regulations 2003**Part 3** Conduct in relation to Authority property**r. 17**

Modified penalty: \$50.

Penalty: \$250.

17. Selling things or services or distributing handbills etc. prohibited

- (1) Unless authorised in writing by the chief executive officer, a person who sells any thing or service or offers any thing or service for sale in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

- (2) Unless authorised in writing by the chief executive officer, a person who distributes any handbill, advertisement, or printed matter of any kind in or on a conveyance or a facility commits an offence.

Modified penalty: \$50.

Penalty: \$250.

18. Food and drink

Unless authorised in writing by the chief executive officer, a person who consumes any drink or food in or on a conveyance commits an offence.

Modified penalty: \$50.

Penalty: \$250.

19. Feet not to be placed on seats

A person who places or rests his or her foot or feet on or against a seat of a conveyance commits an offence.

Modified penalty: \$50.

Penalty: \$250.

Public Transport Authority Regulations 2003

Conduct in relation to Authority property

Part 3**r. 20****20. Luggage not to obstruct or endanger passengers**

A person who while in or on a conveyance —

- (a) carries a thing in such a manner that it may hit another passenger; or
- (b) places or carries a thing in such a position or manner as to interfere with the ingress, egress, or comfort, or endanger the safety, of another person,

commits an offence.

Modified penalty: \$50.

Penalty: \$250.

21. Possessing certain things prohibited

A person, other than an authorised person, a security officer or a member of the Police Force in the proper exercise of his or her duties, who, without lawful excuse, possesses any one or more of the following things on or in Authority property commits an offence —

- (a) an explosive;
- (b) a syringe other than a syringe for the administration by or for a person of a medication obtained by prescription;
- (c) a firearm;
- (d) a controlled weapon or prohibited weapon within the meaning of those terms in section 3 of the *Weapons Act 1999*;
- (e) a tool, device, substance or apparatus that is capable of being used to create graffiti or mark property.

Modified penalty applicable to paragraphs (a) to (d): \$200.

Modified penalty applicable to paragraph (e): \$50.

Penalty applicable to paragraphs (a) to (d): \$2 000.

Penalty applicable to paragraph (e): \$200.

Public Transport Authority Regulations 2003**Part 3** Conduct in relation to Authority property**r. 22**

22. Goods likely to spill, stain, or damage a conveyance

A person who takes, or causes to be taken, onto a conveyance any thing which is likely to —

- (a) spill; or
- (b) stain or cause damage to a conveyance,

commits an offence.

Modified penalty: \$50.

Penalty: \$250.

23. Persons to stay inside conveyance

A person who —

- (a) projects or leans any portion of his or her body; or
- (b) projects an object,

out of a conveyance commits an offence.

Modified penalty: \$50.

Penalty: \$250.

Public Transport Authority Regulations 2003

Regulation of persons and vehicles on Authority property

Part 4**r. 24****Part 4 — Regulation of persons and vehicles on Authority property****24. Terms used in this Part**

In this Part, unless the contrary intention appears —

“**ACROD sticker**” means a current parking sticker issued by ACROD Limited (Western Australian Division), a company limited by guarantee and incorporated in the Australian Capital Territory;

“**commercial vehicle**” means a vehicle which comes within the description of a motor wagon as set out in the Second Schedule to the *Road Traffic Act 1974*;

“**designated**” means designated by signs or markings under regulation 25 or 29;

“**driver**” means any person driving or in control of a vehicle;

“**goods**” means an article, or collection of articles, weighing at least 14 kilograms of which the content is at least 0.2 cubic metre;

“**park**” means to permit a vehicle, whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, of complying with provisions of any law or of immediately taking up or setting down persons or goods and “**parking**” has a correlative meaning;

“**parking space**” means a section or part of Authority property, that is designated as a place where a vehicle may stand or be parked whether on payment of a fee or charge or otherwise;

“**secured parking facility**” means a facility in or on Authority property which is fenced and to which entry can be gained only through a gate that is locked between designated hours;

“**stand**”, in relation to a vehicle, means to stop the vehicle and permit it to remain stationary, except for the purpose of

Public Transport Authority Regulations 2003**Part 4** Regulation of persons and vehicles on Authority property**r. 25**

avoiding conflict with other traffic or of complying with the provisions of any law and “**standing**” has a correlative meaning;

“**ticket vending machine**” means a machine situated in or on Authority property which, following insertion of a note, coin or token, issues a parking ticket.

25. Regulation of persons and vehicles on Authority property

- (1) The Authority may erect or create signs or markings in or on Authority property or remove or modify those signs or markings.
- (2) Signs or markings in or on Authority property immediately before the coming into operation of these regulations are to be taken to have been erected or created under subregulation (1).
- (3) The inscription on a sign or marking operates according to its tenor.
- (4) A person must comply with —
 - (a) the inscription on a sign or marking erected or created under subregulation (1) unless authorised by the chief executive officer to disobey the sign or marking;
 - (b) a signal or direction by an authorised person as to the use, parking or movement of a vehicle that is addressed to the person and that is reasonably required for the regulation of traffic in or on Authority property or a part of that property; or
 - (c) a signal or direction by an authorised person as to the movement of persons in or on any Authority property or a part of that property.

Modified penalty: \$50.

Penalty: \$250.

Public Transport Authority Regulations 2003

Regulation of persons and vehicles on Authority property

Part 4**r. 26****26. Obstruction**

A person must not stand a vehicle so as to obstruct an entrance to, an exit from, or a roadway within, Authority property or beyond the limits of any defined row of parking spaces within Authority property.

Modified penalty: \$50.

Penalty: \$250.

27. Direction not to park in area

A person must not permit a vehicle to stand on any part of Authority property, whether or not that part is a parking space, if an authorised person directs the driver of the vehicle to move the vehicle.

Modified penalty: \$50.

Penalty: \$250.

28. Commercial vehicle

(1) A person must not permit a vehicle to stand in a parking space in or on Authority property which is at the time designated for use by commercial vehicles unless —

- (a) the vehicle is a commercial vehicle;
- (b) a person is actively engaged in loading or unloading goods to or from the vehicle; and
- (c) the vehicle is parked in the space for less than 30 minutes.

Modified penalty: \$50.

Penalty: \$250.

(2) A parking space is designated for use by commercial vehicles if it is designated as a "Loading Zone".

Public Transport Authority Regulations 2003**Part 4** Regulation of persons and vehicles on Authority property**r. 29**

29. Designation of parking spaces for vehicles of disabled persons

A parking space in or on Authority property for the parking of vehicles of disabled persons is to be designated by —

- (a) the words “Disabled Parking Only” clearly written on the ground within the limits of the parking space; and
- (b) an elevated sign, so located as to identify the parking space to which it relates, on which there appears the symbol described in Australian Standard 1428 as the international symbol for access for the disabled.

30. Disabled parking

- (1) A person must not, without permission of an authorised person, park or stand a vehicle in an area designated for the parking or standing of vehicles of disabled persons, unless —
 - (a) a disabled person is the driver of or a passenger in the vehicle; and
 - (b) an ACROD sticker is displayed in a prominent position in such a manner as to be clearly visible from the front of the vehicle.

Modified penalty: \$50.

Penalty: \$250.

- (2) A person other than a disabled person must not identify or purport to identify a vehicle in accordance with subregulation (1)(b).

Modified penalty: \$50.

Penalty: \$250.

Public Transport Authority Regulations 2003

Regulation of persons and vehicles on Authority property

Part 4**r. 31****31. Vehicles and parking**

A person must not, without permission of an authorised person —

- (a) park a vehicle in or on any part of Authority property other than a part designated for the time being for the parking of vehicles; or
- (b) stand a vehicle in or on any part of Authority property other than a part designated for the time being for the parking or standing of vehicles.

Modified penalty: \$50.

Penalty: \$250.

32. Parking charges

If an area of Authority property is designated for parking subject to the payment of a charge set out in Schedule 1 item 1 and specified on a traffic sign, a person must not park a vehicle in such an area at any time when the charge applies unless —

- (a) the charge has been paid into a ticket vending machine; and
- (b) there is displayed clearly in or on the vehicle at that time a parking ticket issued from a ticket vending machine that shows —
 - (i) the date; and
 - (ii) an expiry time for permitted parking that is after that time.

Modified penalty: \$50.

Penalty: \$250.

33. Removing vehicle from secured parking facility

- (1) A person who wishes to remove a vehicle from a secured parking facility between the designated hours must pay to the

Public Transport Authority Regulations 2003**Part 4** Regulation of persons and vehicles on Authority property**r. 33**

Authority the charge set out in Schedule 1 item 2 to have the gate to the facility unlocked and opened during those hours.

- (2) The Authority may reduce, waive or refund, in whole or in part, the charge prescribed under subregulation (1) in the case of a particular person.

Public Transport Authority Regulations 2003

Miscellaneous

Part 5**r. 34****Part 5 — Miscellaneous****34. Secondary functions: section 12(3) of the Act**

For the purposes of section 12(3) of the Act the following activities are authorised activities —

- (a) allowing advertising to be displayed —
 - (i) on or in Authority property; or
 - (ii) on a ticket issued by the Authority;
- (b) leasing the whole or a part of Authority property that is land or premises;
- (c) developing and managing property for rail related activities such as railway sidings and spurs, rail terminals, and workshops for the repair and maintenance of rail rolling stock;
- (d) developing, selling, and installing ticketing and other systems, one purpose of which is to enable users of a public passenger transport service to buy tickets or pay fares for the use of that service.

35. Criteria for Minister's approval not being required under section 15 of the Act

For the purpose of section 15(3) of the Act the Minister's written approval is not required before the Authority grants a lease or licence of any Crown land of which it has the care, control, and management if —

- (a) the land to be leased or licensed is not currently required for the Authority's operational purposes; and
- (b) the period for which the lease or licence is granted does not exceed 10 years.

Public Transport Authority Regulations 2003**Part 5** Miscellaneous**r. 36**

36. Disposal of an estate in land other than Crown land without the Minister's approval: section 16 of the Act

The Authority may dispose of an estate in land other than Crown land without the Minister's written approval if the estate disposed of is —

- (a) a leasehold interest or licence;
- (b) the land is not currently required for the Authority's operational purposes; and
- (c) the period for which the lease or licence is granted, including an option to renew the lease or licence, does not exceed 10 years.

37. Crossings by traction engines and large vehicles

(1) This regulation applies to —

- (a) a machine that travels on crawler-type tracks;
- (b) a road vehicle or machine which, or the load of which, exceeds 5 metres in width or height; and
- (c) a road vehicle or machine that —
 - (i) is limited to a speed of 15 kilometres per hour or less;
 - (ii) is likely to cause, or create a risk of causing, an obstruction to, interference with, or displacement of, a railway track.

(2) A person must not take, or attempt to take, a vehicle or machine to which this regulation applies across a railway track that is Authority property on the level except under and in accordance with a permit granted by the Authority or by an authorised person.

Modified penalty: \$400.

Penalty: \$2 000.

Public Transport Authority Regulations 2003

Miscellaneous

Part 5**r. 38**

- (3) A permit may be granted for the purposes of subregulation (2) subject to such conditions and restrictions as the Authority or authorised person considers necessary to prevent damage being done to the railway.

38. Sewage etc.

Unless authorised in writing by the chief executive officer, a person must not —

- (a) permit to flow on to Authority property;
- (b) place in or on Authority property; or
- (c) cause or suffer to flow on to, or to be placed in or on, Authority property,

any sewage or other offensive matter or drainage.

Modified penalty: \$400.

Penalty: \$2 000.

39. Animals

Unless authorised in writing by the chief executive officer, a person must not —

- (a) drive on to Authority property; or
- (b) negligently allow to stray on to Authority property,

any cattle, horse, sheep, or other animal.

Modified penalty: \$400.

Penalty: \$2 000.

40. Obstructing an authorised person

A person who obstructs, hinders, impedes or attempts to obstruct, hinder, or impede an authorised person or a security officer in the course of his or her duties commits an offence.

Modified penalty: \$200.

Penalty: \$1 000.

Public Transport Authority Regulations 2003**Part 5** Miscellaneous**r. 41**

41. Refusal of passage

A driver, master, or an authorised person may advise a person that that person must not travel on or remain on a conveyance if the driver, master, or authorised person has reasonable grounds to believe that the person —

- (a) is engaging in conduct that constitutes an offence under regulation 7;
- (b) is engaging in conduct that constitutes an offence under regulation 8;
- (c) is sitting in a seat other than the seat allocated to him or her by a driver or master, or by the Authority by means of a ticket;
- (d) is engaging in conduct that constitutes an offence under regulation 23;
- (e) has failed to comply with a reasonable direction of an authorised person given for the purpose of protecting the safety of the conveyance or its passengers or promoting the interests of the convenience of its passengers on a conveyance;
- (f) except in an emergency, is entering or leaving the conveyance through a part of the conveyance other than a door intended for the use of passengers;
- (g) poses a threat to the safety of the driver or master of or a passenger on the conveyance;
- (h) is in such an unclean condition that he or she is likely to soil the conveyance;
- (i) is abusive or disorderly;
- (j) is under the influence of alcohol or drugs to such an extent that he or she is likely to soil the conveyance or to become abusive or disorderly;
- (k) is in the company of an animal other than a guide dog in the company of a blind person or a deaf person;

Public Transport Authority Regulations 2003

Miscellaneous

Part 5**r. 42**

- (l) is, without lawful excuse, in possession of a thing referred to in regulation 21;
- (m) is in possession of any thing that is likely to obstruct, harm, or inconvenience a passenger on the conveyance; or
- (n) is on the conveyance selling any thing or service or offering any thing or service for sale without the authority of the chief executive officer.

42. Failure to comply with refusal of travel

If a person has been advised under regulation 41 that he or she must not travel on or remain on a conveyance, that person commits an offence if he or she —

- (a) boards the conveyance; or
- (b) refuses or fails to alight from the conveyance.

Modified penalty: \$200.

Penalty: \$2 000.

43. Ejecting people from Authority property: section 65 of the Act

For the purposes of section 65(1) of the Act, the circumstances in which a person who is in or on Authority property may be directed to leave that property are —

- (a) the person is sitting in a seat other than the seat allocated to him or her by a driver or master, or by the Authority by means of a ticket and having been asked by an authorised person to vacate the seat does not do so immediately;
- (b) the person is interfering without lawful authority with a sign or equipment on Authority property or with the mechanism of or a device on a conveyance and, having been asked by an authorised person to stop that interference, fails to do so immediately;

Public Transport Authority Regulations 2003**Part 5** Miscellaneous**r. 43**

- (c) the person is without lawful authority travelling in or on any part of a conveyance not intended for the conveyance of passengers and, having been asked by an authorised person to stop so travelling, fails to do so immediately;
- (d) the person is —
 - (i) projecting or leaning any portion of his or her body; or
 - (ii) projecting an object, out of a conveyance and, having been asked by an authorised person to stop doing so, fails to do so immediately;
- (e) the person is, except in an emergency, entering or leaving a conveyance other than through a door intended for the use of passengers and having been asked by an authorised person to stop doing so fails to do so immediately;
- (f) the person has been given a reasonable direction or a direction by a driver, master, or authorised person to move away from an area that is not intended for the use of passengers and the person does not obey that direction;
- (g) the person has been advised under regulation 41 that he or she must not travel on or remain on a conveyance;
- (h) the person has breached a provision of the *Government Railways Act 1904*, the *Public Transport Authority Act 2003*, or a regulation or by-law made under either of those Acts and the conduct constituting the breach involves danger or annoyance to a person on Authority property or using a conveyance.

Public Transport Authority Regulations 2003

Miscellaneous

Part 5**r. 44****44. Recording information printed on a ticket or retention of ticket**

- (1) If a person produces a ticket to an authorised person under regulation 6, the authorised person may photograph or copy the ticket, or take notes of any information on the ticket.
- (2) If the ticket produced to an authorised person is a ticket issued on the payment of a cash fare, the authorised person may retain the ticket and give the person who produced the ticket a voucher to the same effect as the ticket.

45. Infringement notice

Schedule 2 Form 1 is prescribed, under section 45(1) of the Act, as the form of infringement notice.

46. Withdrawal of infringement notice

Schedule 2 Form 2 is prescribed, under section 47(1) of the Act, as the form of notice of withdrawal of infringement notice.

47. The regulations repealed

The following regulations are repealed —

- (a) the regulations made under the *Government Railways Act 1904* except the *Government Railways (Appeal Board) Regulations 1965*;
- (b) the *Perth (Passenger) Transport Regulations 2002*.

Public Transport Authority Regulations 2003**Schedule 1** Charges

Schedule 1 — Charges

[r. 32, 33]

1. The charge to be paid under regulation 32 is \$1.00 per day including GST.
2. The charge to be paid under regulation 33(1) is \$10.00 including GST.

Public Transport Authority Regulations 2003Forms **Schedule 2****Schedule 2 — Forms**

[r. 45, 46]

Form 1*Public Transport Authority Act 2003****Public Transport Authority Regulations 2003*****Infringement notice**

Serial No. _____

1. To:
 Ms/Mr Family name Given names
 of:
 Number Street

 Suburb Postcode

It is alleged that on the day of 2
 at about a.m./p.m. you committed the offence indicated below —

- | 2. | Regulation | Offence | Modified penalty |
|----|--------------------------------|----------------|-------------------------|
| | | | \$ |
| | <input type="checkbox"/> | | |
| | <input type="checkbox"/> | | |

3. If you do not wish to have a complaint of the alleged offence heard and determined by a court, the amount of money specified in this notice as being the modified penalty for the offence may be paid to the authorised person referred to in paragraph 5 below within a period of 28 days after receiving this notice.
4. If the modified penalty is not paid within the time specified in this notice a complaint for the alleged offence may be heard and determined by a court.

Public Transport Authority Regulations 2003

Schedule 2 **Forms**

- 5. Payment of the modified penalty may be made to the Manager Security and Customer Service by either —
 - (a) posting this notice together with a cheque, money order, or postal note for the amount of the modified penalty specified in item 2 of this notice to the Manager Security and Customer Service P.O. Box 383 Northbridge 6865; or
 - (b) presenting this notice and paying the amount to any Authority booking office at such times as those offices are open for regular business.

Form 2

Public Transport Authority Act 2003

Public Transport Authority Regulations 2003

Withdrawal of infringement notice

Date of this notice: / /

To:

Ms/Mr Family name Given names

of:

No. Street

.....
Suburb

.....
Postcode

Infringement Notice No.dated/...../.....issued for the alleged offence of

.....
.....
.....

has been withdrawn.

The modified penalty of \$

- was paid and a refund is enclosed.

Public Transport Authority Regulations 2003

Forms **Schedule 2**

- was not paid and should not be paid.
(delete as appropriate)

Name and title of authorised
person giving this notice:

Signature:

By Command of the Governor,

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