1999

THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

MOTOR OMNIBUS SERVICES ACT 1955

MOTOR OMNIBUS SERVICES REGULATIONS

EXPLANATORY STATEMENT

Circulated by authority of the

Minister for Urban Services

Outline

These regulations are made under the authority of the *Motor Omnibus Services Act 1955*.

The objective of these amendments is to reduce fare evasion activities on bus services. The provisions prohibit a person who buys a ticket for one bus zone but who subsequently rides into another zone without payment of the appropriate fare for two zones. However, the amendments allow for one zone tickets from either two adjoining zones to be used in a shared zone.

Clause 1, 2 and 3

Clause 1 prescribes that the regulations commence on the day that they are notified in the Gazette. Clause 2 specifies that these regulations amend the *Motor Omnibus Services Regulations* and clause 3 states that these regulations are the *Motor Omnibus Services Regulations 1955*.

Clause 4

Clause 4 inserts definitions of "charges determination" and "zone" into the regulations.

Clause 5

Clause 5 requires passengers to hold and produce valid tickets when on an omnibus. Under this clause, a passenger on an omnibus commits an offence if the person is not in possession of a valid ticket or when requested, fails to produce a valid ticket to the driver or inspector.

A valid ticket is one which under the charges determination is valid in relation to the person; and for travel on the date, and at the time, when the person is on the omnibus; and for travel within the zone where the omnibus is at that time travelling.

In a proceeding for contravention of clause 5 a document that is, or appears to be, the charges determination or a copy of that determination is admissible in evidence without being proved and is evidence, in absence of proof to the contrary of its contents.

Clause 6

This clause amends the Schedule in the regulations so that a penalty of $50 can be imposed on a person who offends valid ticket provisions in clause 5.