

Road Transport (General) Canberra Metro Authorised People Appointment 2021 (No 1)

Notifiable Instrument NI2021-281

made under the

Road Transport (General) Act 1999, section 19 (1) (Authorised people)

1 Name of instrument

This instrument is the *Road Transport (General) Canberra Metro Authorised People Appointment 2021 (No 1)*.

2 Commencement

This appointment commences on the day after it is signed.

3 Appointment

I appoint each of the persons specified in column 1 of schedule 1 to be an authorised person for the provisions of the road transport legislation specified in column 2 of schedule 2.

I am satisfied that each person appointed in schedule 1 to this instrument complies with the requirements in section 19 (3) of the *Road Transport (General) Act 1999*.

Note The *Road Transport (General) Road Transport Authority Delegation 2021 (No 1) (NI2021-197)* delegates specific public employees in the Transport Canberra and City Services Directorate, including to the Executive Branch Manager, Light Rail Operations, the powers and functions under the *Road Transport (General) Act 1999*, for which the Director-General of the Transport Canberra and City Services Directorate is both the road transport authority and relevant administering authority.

4 Revocation

I revoke the instrument NI2020-590.

5 Definitions

Authorised person means a person listed in schedule 1 who is appointed under section 19 of the *Road Transport (General) Act 1999* for the road transport legislation.

road transport legislation - see section 6 of the *Road Transport (General) Act 1999*

Jo Dawson
Executive Branch Manager, Light Rail Operations
Delegate
3 May 2021

Schedule 1
Authorised Persons

Column 1	Column 2
Name	Position / Business Unity and Directorate or Organisation
Abbey Roberts	Customer Service Officer, Canberra Metro Operations
Garry Starling	Customer Service Officer, Canberra Metro Operations
Goldy Philip	Light Rail Vehicle Driver, Canberra Metro Operations
Joanne Meeuwissen	Customer Service Officer, Canberra Metro Operations
Joshua Penman	Customer Service Manager, Canberra Metro Operations
Kenneth Kua	Customer Service Officer, Canberra Metro Operations
Kevin Dogan	Customer Service Officer, Canberra Metro Operations
Liam Mengel	Customer Service Officer, Canberra Metro Operations
Lorena Shaw	Customer Information Officer, Canberra Metro Operations
Mark Pace	Customer Service Officer, Canberra Metro Operations
Michelle Cairncross	Customer Service Officer, Canberra Metro Operations
Monika Rinwa	Customer Service Officer, Canberra Metro Operations
Ngoc Phu Tran	Customer Information Officer, Canberra Metro Operations
Nicola Snow	Customer Service Officer, Canberra Metro Operations
Pauline Brooker	Customer Service Officer, Canberra Metro Operations
Sally Coyle	Marketing and Customer Experience Manager
Wayne Cook	Customer Service Officer, Canberra Metro Operations

Schedule 2

Functions of the Road Transport Legislation

Column 1	Column 2	Column 3
Legislation	Section	Function
<i>Road Transport (Public Passenger Services) Act 2001</i>	Section 121, Police officer or authorised person – power to require name and address etc	May require a person to state their name, date of birth and home address etc if believe on reasonable grounds that the person is committing or has committed an offence against this Act. Must tell the person the reason for the requirement, and as soon as practicable, record the reason. May require the person to produce an identification document if the person is carrying an identification document if they suspect on reasonable grounds that information stated is false.
<i>Road Transport (Public Passenger Services) Regulation 2002</i>	Section 70AQ (2), Use concession light rail ticket when not entitled	May require a person who uses or attempts to use a concession light rail ticket to travel on a light rail service to produce evidence that the person is entitled to use the ticket to travel on the light rail service.
<i>Road Transport (Public Passenger Services) Regulation 2002</i>	Section 70AR (1), Inspection of light rail ticket	May require a person to produce the person's light rail ticket for inspection if the person – (a) is in a light rail vehicle; or (b) has just got off a light rail vehicle; or (c) is at a light rail stop and the authorised person believes on reasonable grounds that the person is at the light rail stop because the person has got off a light rail vehicle; or (d) is at a place declared by the Minister under section 70AS in circumstances in which a valid light rail ticket is required.
<i>Road Transport (Public Passenger Services) Regulation 2002</i>	Section 70AU (1), Inconvenient or dangerous items in light rail vehicle	May direct a passenger who brings an inconvenient or dangerous item into a light rail vehicle to – (a) place the item in a storage area in the light rail vehicle; or (b) remove the item from the light rail vehicle.

<p><i>Road Transport (Public Passenger Services) Regulation 2002</i></p>	<p>Section 70AAB, Seizure of liquor in light rail vehicle or at light rail stop</p>	<p>May seize the liquor or low-alcohol liquor from the person in possession if they have told the person that they suspect the liquor or low-alcohol liquor is connected with the commission of an offence against section 70AAA and the grounds for the suspicion.</p> <p>May dispose of the seized liquor or low-alcohol liquor, unless the person in possession indicates that the authorised person’s grounds for the suspicion are incorrect.</p>
<p><i>Road Transport (Public Passenger Services) Regulation 2002</i></p>	<p>Section 70AAL (1), authorised person – power to direct a person to get off, or not get on, light rail vehicle</p>	<p>Must satisfy reasonable ground test first.</p> <p>Must have appropriate grounds for giving the direction:</p> <ul style="list-style-type: none"> • Just committed or is committing a ticketing or conduct offence. • Person’s clothing may soil or damage the light rail vehicle or the clothing of someone else in the light rail vehicle. • Carrying an item that may soil or damage the light rail vehicle or an item of someone else in the light rail vehicle. • Carrying goods that cannot, because of their size or nature, be carried in a light rail vehicle without inconvenience or danger to someone else on the light rail vehicle - does not extend to items used by a person with a disability to alleviate the effect of the disability. • If the person is under the influence of liquor or a drug and is causing, or is likely to cause, a nuisance or an annoyance to someone else.
<p><i>Road Transport (Public Passenger Services) Regulation 2002</i></p>	<p>Section 70AAN (1), Authorised person – power to direct a person to leave a light rail stop</p>	<p>Must satisfy reasonable ground test first.</p> <p>Must have appropriate grounds for giving the direction:</p> <ul style="list-style-type: none"> • Just committed or is committing an offence against: <ul style="list-style-type: none"> ○ Section 70AT (Behaviour that interferes with comfort or safety) ○ Section 70AAA (Liquor in light rail vehicle or at light rail stop) ○ Section 70AAF (Removing light rail property) ○ Section 70AAG (Damaging light rail property)

		<ul style="list-style-type: none"> ○ Section 70AAH (Interfering with security camera or recording) ○ Section 70AAI (Interfering with emergency equipment) ○ Section 70AAK (Littering) ● The person is under the influence of liquor or a drug and is causing, or is likely to cause, a nuisance or an annoyance to someone else.
<i>Road Transport (Safety and Traffic Management) Act 1999</i>	Section 31 (1), Removal of dangers and obstructions to traffic	Authorised person may remove the vehicle, thing or container and take other steps necessary to protect the public and assist the free flow of traffic, if a danger or obstruction to traffic on a road or road related area is caused by— <ul style="list-style-type: none"> (a) a vehicle that is involved in a traffic accident or is broken down; or (b) anything that has fallen, escaped or been removed from a vehicle; or (c) a container used for transporting materials or rubbish (including a building skip) or anything else left or placed on a road or road related area.
<i>Road Transport (Safety and Traffic Management) Act 1999</i>	Section 32 (1), Removal of unattended vehicles from certain places	Authorised person may move an unattended vehicle from a road or road related area to a retention area— <ul style="list-style-type: none"> (a) if the vehicle is unlawfully parked; or (b) if the authorised person believes on reasonable grounds that the vehicle is causing, or is likely to cause, a danger to the public or an unreasonable obstruction to other users of the road or road related area; or (c) in any other circumstances prescribed by regulation.
<i>Road Transport (Safety and Traffic Management) Regulation 2017</i>	Section 27, Removal of unattended vehicles – Act, s 32 (1) (c)	Authorised person may move an unattended vehicle from a road or road related area to a retention area if the vehicle is in a tram lane, a tramway or on tram tracks.