

Queensland

Transport and Other Legislation Amendment Regulation (No. 2) 2012

Subordinate Legislation 2012 No. 217

made under the

Crime and Misconduct Act 2001 Motor Accident Insurance Act 1994 State Penalties Enforcement Act 1999 Statutory Bodies Financial Arrangements Act 1982 Transport Operations (Passenger Transport) Act 1994 Transport (Rail Safety) Act 2010 Travel Agents Act 1988

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[s 1]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Transport and Other Legislation Amendment Regulation (No. 2) 2012.*

2 Commencement

This regulation, other than part 4 and sections 14, 16 and 17, commences on 1 January 2013.

Part 2 Amendment of Crime and Misconduct Regulation 2005

3 Regulation amended

This part amends the Crime and Misconduct Regulation 2005.

4 Amendment of sch 3 (Entities prescribed as units of public administration)

Schedule 3, entry for TransLink Transit Authority *omit*.

Part 3 Amendment of Motor Accident Insurance Regulation 2004

5 Regulation amended

This part amends the *Motor Accident Insurance Regulation 2004*.

Transport and Other Legislation Amendment Regulation (No. 2) 2012 Part 4 Amendment of State Penalties Enforcement Regulation 2000

[s 6]

6 Amendment of sch 1 (Motor vehicle classes)

Schedule 1, entry for vehicle class 10B, 'a Translink' *omit, insert*— 'an integrated mass transit'.

7 Amendment of sch 4 (Dictionary)

(1) Schedule 4, definition *Translink service contract*—

omit.

(2) Schedule 4—

insert—

integrated mass transit service contract see the *Transport Operations (Passenger Transport) Act 1994, section 62AAC.*'.

Part 4 Amendment of State Penalties Enforcement Regulation 2000

8 Regulation amended

This part amends the *State Penalties Enforcement Regulation 2000.*

9 Amendment of sch 3 (Transport legislation)

Schedule 3, entry for *Transport Operations (Passenger Transport) Act 1994—*

insert—

's 74AC(1)	12
s 74AC(2)	12'.

[s 10]

Part 5 Amendment of Statutory Bodies Financial Arrangements Regulation 2007

10 Regulation amended

This part amends the *Statutory Bodies Financial* Arrangements Regulation 2007.

11 Amendment of sch 2 (Statutory bodies that may borrow under part 5 of the Act)

Schedule 2, entry for *Transport Operations (TransLink Transit Authority)* Act 2008—

omit.

12 Amendment of sch 4 (Statutory bodies allocated category 2 investment power)

Schedule 4, entry for *Transport Operations (TransLink Transit Authority)* Act 2008—

omit.

13 Amendment of sch 8 (Statutory bodies that may enter into derivative transactions)

Schedule 8, entry for *Transport Operations (TransLink Transit Authority)* Act 2008—

omit.

[s 14]

Part 6 Amendment of Transport Operations (Passenger Transport) Regulation 2005

14 Regulation amended

This part amends the *Transport Operations (Passenger Transport) Regulation 2005.*

15 Amendment of s 48 (Matters to be considered or not considered by arbitrator in deciding amount of compensation)

(1) Section 48(2)(b), 'TransLink'—

omit, insert—

'integrated mass transit'.

(2) Section 48(3)(c), 'a TransLink'—

omit, insert—

'an integrated mass transit'.

16 Amendment of sch 1 (Market entry restrictions)

Schedule 1, entry for general route services, after 'services' insert—

', other than air services and ferry services'.

17 Amendment of sch 11 (Dictionary)

Schedule 11, definitions cross-border taxi rank, cross-border taxi service, NSW taxi and taximeter—

omit.

[s 18]

Part 7 Amendment of Transport (Rail Safety) Regulation 2010

18 Regulation amended

This part amends the Transport (Rail Safety) Regulation 2010.

19 Amendment of sch 4 (Dictionary)

Schedule 4, definition *urban journey*, from 'Transport Operations'—

omit, insert—

'Transport Operations (Passenger Transport) Act 1994, section 62AAA(2).'.

Part 8 Amendment of Travel Agents Regulation 1998

20 Regulation amended

This part amends the Travel Agents Regulation 1998.

21 Amendment of sch 2 (Exemptions)

Schedule 2, section 1A—

omit, insert—

'1A Prepaid rights to travel on public transport

- (1) A transaction is exempt from the application of the Act if—
 - (a) the transaction is selling, or advertising a willingness to sell, prepaid rights to travel on public transport; and
 - (b) it is conducted by the chief executive (transport) or an agent of the chief executive (transport).

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[s 21]

(2) In this section—

chief executive (transport) means the chief executive of the department in which the Transport Operations (Passenger Transport) Act 1994 is administered.'.

ENDNOTES

- 1 Made by the Governor in Council on 29 November 2012.
- 2 Notified in the gazette on 30 November 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Transport and Main Roads.

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