



Queensland

Transport and Other Legislation (Personalised Transport Reform) Amendment Regulation 2017

Subordinate Legislation 2017 No. 88

made under the

Motor Accident Insurance Act 1994

National Injury Insurance Scheme (Queensland) Act 2016

State Penalties Enforcement Act 1999

Transport Operations (Passenger Transport) Act 1994

Transport Operations (Road Use Management) Act 1995

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Transport and Other Legislation (Personalised Transport Reform) Amendment Regulation 2017*.

2 Commencement

- (1) The following provisions commence on 1 September 2017—
 - (a) section 14(7) and (9);
 - (b) sections 20 and 24 (to the extent it inserts new section 158N);
 - (c) part 6.
- (2) The following provisions commence on 1 October 2017—
 - (a) parts 2 and 3;
 - (b) sections 14(1) to (4) and 19.

Part 2 Amendment of Motor Accident Insurance Regulation 2004

3 Regulation amended

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

4 Replacement of pt 8, hdg (Transitional provision for the Motor Accident Insurance Amendment Regulation (No. 2) 2006)

Part 8, heading—
omit, insert—

Part 8 Transitional provisions

5 Insertion of new pt 8, div 1, hdg

Part 8, before section 35—

insert—

Division 1 Transitional provision for the Motor Accident Insurance Amendment Regulation (No. 2) 2006

6 Insertion of new pt 8, div 2

Part 8—

insert—

Division 2 Transitional provisions for the Transport and Other Legislation (Personalised Transport Reform) Amendment Regulation 2017

36 Change in vehicle class for class 26 motor vehicles involving higher insurer's premium

(1) This section applies if—

- (a) a proposed change to a registered motor vehicle's use would change the vehicle's class to class 26; and
- (b) the relevant date under section 9 for the registration of the vehicle is before the commencement.

(2) For section 9(1), class 26 is taken to be the class

for which a higher insurer's premium would have been payable.

- (3) For section 9(5), definition *formula amount*, the value of P_1 is taken to be the annual insurer's premium for class 26.

37 Change in vehicle class for class 26 motor vehicles involving lower insurer's premium

- (1) This section applies if—
- (a) a change or proposed change to a registered motor vehicle's use changes or would change the vehicle's class to class 26; and
 - (b) the change is intended to be permanent; and
 - (c) the relevant date under section 10 for the registration of the vehicle is before the commencement.
- (2) For section 10(1), class 26 is taken to be the class for which a lower insurer's premium would have been payable.
- (3) For section 10(9), for working out the amount of the refund, the value of P_2 is taken to be the annual insurer's premium for class 26.

7 Amendment of sch 1 (Motor vehicle classes)

- (1) Schedule 1, entry for vehicle class 4—

omit, insert—

4 hire vehicles that—

- (a) would otherwise fall into class 1, 2 or 6; and
- (b) are not in class 26

- (2) Schedule 1—

insert—

, 7 or 26

- (3) Schedule 1, entry for the *Motor Accident Insurance Act 1994*, entry for section 25(1), column 1, ‘or 11’—

omit, insert—

, 11 or 26

- (4) Schedule 1, entry for the *Motor Accident Insurance Act 1994*, entry for section 25(2A), column 1, ‘or 11’—

omit, insert—

, 11 or 26

- (5) Schedule 1, entry for the *Transport Operations (Passenger Transport) Act 1994*, entries for sections 35M(2), 35N(1), 35O, 35P, 35Q and 35R(3)—

omit.

- (6) Schedule 1, entry for the *Transport Operations (Passenger Transport) Regulation 2005*, entries for sections 83(1), 83(2), 84, 88 and 90—

omit.

- (7) Schedule 1, entry for the *Transport Operations (Passenger Transport) Regulation 2005*, entries for sections 117D(1) and 117D(2)—

omit.

- (8) Schedule 1, entry for the *Transport Operations (Passenger Transport) Regulation 2005*—

insert—

s 117G(2)	4
s 117H	4
s 117I	4
s 117K	4
s 117L	4

(b) the kind of public passenger service for which the person is an authorised driver.

(2) A disclosure under this section may be made in any way the chief executive considers appropriate, including, for example, by publication on the department's website.

17 Amendment of s 52A (Taxi services to which s 70 of the Act does not apply)

Section 52A(3)—

omit.

18 Omission of pt 6, div 4 (Taxi security camera systems)

Part 6, division 4—

omit.

19 Replacement of s 117C (Booked hire service signs)

Section 117C—

omit, insert—

117C Booked hire service identification sign

(1) This section applies to a motor vehicle, other than a limousine or taxi, as follows—

(a) if the vehicle is available to be used or is being used to provide a booked hire service—subsection (2) applies;

(b) otherwise—subsections (4) and (5) apply.

(2) A person must not drive the vehicle unless a booked hire service identification sign that complies with subsection (3) is—

(a) displayed—

- (i) on the bottom left-hand side of the front and rear windscreens of the vehicle; and
 - (ii) in a place that does not obstruct the view of the road or traffic from the driver's seat; and
- (b) clearly visible from at least 20m in front of and behind the vehicle.

Maximum penalty—20 penalty units.

- (3) A booked hire service identification sign must—
- (a) be a square of at least 146mm by 146mm; and
 - (b) be retroreflective; and
 - (c) comply with any other requirements for a sign that are approved by the chief executive and published on the department's website.

Example for paragraph (c)—

requirements for the border of a sign

- (4) A person must not drive the vehicle if a sign is displayed on the vehicle that—
- (a) reasonably implies the vehicle is available to be used or is being used to provide a booked hire service; and
 - (b) is visible to a person who is outside the vehicle.

Maximum penalty—20 penalty units.

- (5) An operator of a booked hire service provided using the vehicle must ensure that a sign is not displayed on the vehicle that—
- (a) reasonably implies the vehicle is available to be used or is being used to provide a booked hire service; and

(b) is visible to a person who is outside the vehicle.

Maximum penalty—20 penalty units.

(6) In this section—

booked hire service identification sign, for a booked hire service, means a sign that a person who arranges the booking for the service has in writing advised the chief executive as being the person's booked hire service identification sign.

left-hand side, of a windscreen of a motor vehicle, means the left-hand side of the windscreen when viewed from behind the vehicle.

20 Omission of s 117D (Safety certificate requirement for particular booked hire vehicles)

Section 117D—

omit.

21 Insertion of new pt 7B

After part 7A—

insert—

**Part 7B Vehicle security
 camera systems**

Division 1 Preliminary

117E Definitions for part

In this part—

approved security camera system means a vehicle security camera system approved by the chief executive under section 117P.

approved security camera system sign means a sign approved under section 117Q.

authorised purpose, for a security recording, means—

- (a) examining a complaint about the vehicle, or an event that happened in or about the vehicle, carried out by—
 - (i) the operator of a booked hire service or taxi service provided using the vehicle or, if the operator is a corporation, an executive officer of the corporation; or
 - (ii) an employee of the operator of the service, acting under the direct and immediate supervision of the operator or the executive officer; or

Examples of matters that may be the subject of a complaint—

- fare evasion
 - lost property
 - disorderly conduct
 - offensive behaviour
 - theft of property
 - physical assaults not causing injury
- (b) prosecuting, or issuing an infringement notice for, an offence committed in or about the vehicle; or
 - (c) another purpose relating to a police officer performing the officer's duties; or
 - (d) another purpose relating to a public service officer employed in the department performing the officer's duties relating to the administration of vehicle security camera systems fitted in vehicles; or
 - (e) a manufacturer or supplier of the approved security camera system carrying out work to

maintain, or address a failure in, the approved security camera system; or

- (f) another purpose required or permitted by law.

front or rear camera system means a device or system that—

- (a) records images, or images and audible sounds, in front of or behind a vehicle but not of any person inside the vehicle; and
- (b) stores, or transmits and stores, the images, or images and audible sounds, recorded by the device or system.

fully operational, for an approved security camera system, means—

- (a) the visual indicator on the camera system, designed to show whether the camera system is operating, shows the camera system is operating; and
- (b) the view from a lens of the camera system is not altered or obstructed in a way that would adversely affect the use of an image recording for an authorised purpose; and

Examples of ways the view from a lens of a camera system may be altered or obstructed—

- an object covers, or partially covers, the lens
- the lens is marked or scratched

- (c) if relevant for the camera system—the reception of audible sound by the camera system is not altered or obstructed in a way that would adversely affect the use of a sound recording for an authorised purpose.

Example of ways reception may be altered or obstructed—

an object covers, or partially covers, a microphone of the camera system

image recording includes—

- (a) any electronic information from which a recorded image is capable of being generated or a copy of the information; and
- (b) a reproduction of a recorded image or a copy of the reproduction.

properly fitted, for an approved security camera system, means the camera system is fitted and aligned in accordance with the specifications approved under section 117O for the camera system.

relevant place, for an approved security camera system sign in or on a vehicle, means—

- (a) on all doors of the vehicle, in a place on each door that is approved by the chief executive and published on the department's website; and
- (b) at least 1 other conspicuous place inside the vehicle that allows passengers of the vehicle to readily see the sign.

relevant security camera area means the geographic area that corresponds with a taxi service area mentioned in schedule 3.

security recording means an image recording or sound recording made by an approved security camera system fitted in a booked hire vehicle, taxi or limousine.

sound recording includes—

- (a) any electronic information from which a recorded audible sound is capable of being generated or a copy of the information; and
- (b) a reproduction of a recorded audible sound or a copy of the reproduction.

vehicle security camera system means a device or

system, other than a front or rear camera system, that—

- (a) records images, or images and audible sounds, of persons in or about a vehicle; and
- (b) stores, or transmits and stores, images, or images and audible sounds, recorded by the device or system.

Division 2 General obligations

117F Application of division

This division applies to any of the following—

- (a) a booked hire vehicle;
- (b) a limousine;
- (c) a taxi.

117G Obligation on operator of service

- (1) This section applies if a vehicle is, or is to be, used to provide a booked hire service or taxi service for a journey that starts in a relevant security camera area and—
 - (a) the vehicle is authorised to provide a rank and hail service; or
 - (b) a passenger pays, or is required to pay, the fare for the journey by cash, electronic funds transfer, credit card transaction or in another way, in person immediately before, during or after the journey.
- (2) The operator of a booked hire service or taxi service that is provided using the vehicle must ensure the vehicle is fitted with an approved security camera system.

Maximum penalty—40 penalty units.

117H Vehicle not to be fitted with vehicle security camera system that has not been approved

A person must not fit, or cause to be fitted, a vehicle security camera system in a vehicle unless it is an approved security camera system.

Maximum penalty—40 penalty units.

117I Operation of camera systems

A person must not drive a vehicle to provide a booked hire service or taxi service while a vehicle security camera system, other than the following, is operating—

- (a) an approved security camera system;
- (b) a device operated by a passenger.

Maximum penalty—40 penalty units.

Division 3 Vehicles fitted with approved security camera systems

117J Application of division

This division applies if a booked hire vehicle, limousine or taxi is fitted with an approved security camera system, whether or not the camera system was fitted because of the requirement under section 117G.

117K Properly fitted and fully operational approved security camera system

When an operator of a booked hire service or taxi

service makes the vehicle available to a person to drive to provide the service, the operator must ensure—

- (a) the approved security camera system is—
 - (i) properly fitted; and
 - (ii) fully operational; and
- (b) an approved security camera system sign is displayed at each relevant place in or on the vehicle.

Maximum penalty—40 penalty units.

117L Obligation on person who drives a vehicle

A person must not drive the vehicle unless—

- (a) the approved security camera system is fully operational; and
- (b) an approved security camera system sign is displayed at each relevant place in or on the vehicle.

Maximum penalty—40 penalty units.

117M Notice that approved security camera system not properly fitted or fully operational

- (1) This section applies if an operator of a booked hire service or taxi service provided using the vehicle—
 - (a) gives the chief executive written notice that the approved security camera system is not, or will not be, properly fitted or fully operational during a stated period because it is undergoing maintenance or repair; and
 - (b) ensures a copy of the notice is kept in the vehicle during the notice period.

- (2) The operator does not commit an offence against section 117G(2) or 117K for providing the service using the vehicle, or making the vehicle available to a person to drive to provide the service, during the notice period—
- (a) if the notice states the approved security camera system is not, or will not be, properly fitted during the notice period—without a properly fitted camera system; or
- (b) if the notice states that the camera system is not, or will not be, fully operational during the notice period—without a fully operational approved security camera system.
- (3) Also, if the notice states that the approved security camera system is not, or will not be, fully operational during the notice period, a person who drives the vehicle does not commit an offence against section 117L by driving the vehicle without a fully operational approved security camera system during the notice period.
- (4) In this section—
- notice period**, for a notice given under subsection (1)(a), means the period—
- (a) starting on the later of the following days—
- (i) the day the notice is given to the chief executive;
- (ii) the day stated in the notice as the first day of the period; and
- (b) ending on the day stated in the notice as the last day of the period that must be not more than 4 days after the day the period starts.

117N Person must not tamper with an approved security camera system

- (1) A person must not tamper with the approved security camera system fitted in the vehicle unless the person has lawful authority or excuse.

Maximum penalty—40 penalty units.

- (2) In this section—

tamper includes attempt to tamper.

Division 4 Chief executive functions

117O Chief executive may approve specifications for vehicle security camera system

- (1) The chief executive may, by notice published on the department's website, approve specifications for a vehicle security camera system.
- (2) Without limiting subsection (1), the notice must include the following specifications for the vehicle security camera system—
 - (a) whether the camera system may be turned off by a person;
 - (b) when the camera system must operate, including a period (if any) when the vehicle in which it is fitted is not providing a booked hire service or taxi service;
 - (c) that the camera system must ensure that a security recording made by the camera system is deleted, destroyed or overwritten within the period stated in the notice;
 - (d) that the camera system must make a record of when a security recording made by the camera system is downloaded.

117P Chief executive may approve vehicle security camera system

- (1) The chief executive may, by notice published on the department's website—
 - (a) approve a vehicle security camera system that complies with the specifications approved under section 117O for use in vehicles; or
 - (b) cancel an approval for a vehicle security camera system.
- (2) An approval under subsection (1)(a) may be subject to conditions.
- (3) Without limiting subsection (2), a condition may relate to any of the following matters—
 - (a) the technical and functional specifications of the vehicle security camera system;
 - (b) the requirements for support services to be provided by the manufacturer or supplier of the vehicle security camera system;
 - (c) the maintenance of the vehicle security camera system;
 - (d) security controls for the vehicle security camera system.
- (4) The chief executive may, under subsection (1)(b), cancel an approval only if—
 - (a) the chief executive reasonably believes—
 - (i) the vehicle security camera system no longer complies with the specifications approved under section 117O; or
 - (ii) the vehicle security camera system no longer complies with the approval; or
 - (iii) the manufacturer or supplier of the vehicle security camera system has

- breached a condition of the approval;
or
 - (iv) the manufacturer or supplier no longer intends to fully support the vehicle security camera system; or
 - (b) the chief executive receives a request from the manufacturer or supplier to cancel the approval.
- (5) A cancellation of an approval for a vehicle security camera system takes effect 6 months after notice of the cancellation is published under subsection (1)(b).

117Q Approval of signs

- (1) The chief executive may approve a sign for display in or on a vehicle fitted with an approved security camera system that states a security camera is fitted and operating in the vehicle.
- (2) An approval under subsection (1) must be notified by publication on the department's website.

Division 5 Security recordings

117R Use of security recordings from approved security camera system

- (1) A person must not sell a security recording.
Maximum penalty—80 penalty units.
- (2) A person must not download, otherwise disclose or use a security recording made in a vehicle when the vehicle was not being used to provide a booked hire service or taxi service unless the person has lawful authority.

Maximum penalty—80 penalty units.

- (3) A person must only download, otherwise disclose or use a security recording made in a vehicle when the vehicle was being used to provide a booked hire service or taxi service for an authorised purpose.

Maximum penalty—80 penalty units.

- (4) For subsections (2) and (3), a vehicle is used to provide a booked hire service or taxi service when the vehicle—
- (a) is about to be used for the service; or
 - (b) is being used for the service; or
 - (c) has just been used for the service.

117S Requirement to keep record of download of security recording

- (1) A person who downloads a security recording must keep a record of the following—
- (a) the VIN of the vehicle in which the security recording was made;
 - (b) the date, time and location of the download;
 - (c) the person's name;
 - (d) the reason for the download;
 - (e) the name and contact details of—
 - (i) the person asking for the downloaded security recording; and
 - (ii) the person (if any) to whom the downloaded security recording is to be given;
 - (f) the date and time the security recording was made;
 - (g) the filename of the security recording.

Maximum penalty—80 penalty units.

- (2) A person who makes a record under subsection (1) must give a copy of the record to the chief executive within 1 business day after downloading the security recording.

Maximum penalty—80 penalty units.

- (3) In this section—

VIN see the *Transport Operations (Road Use Management—Vehicle Registration) Regulation 2010*, schedule 8.

117T Security measures for protecting against unauthorised use of security recording

- (1) A relevant person must take all reasonable security measures to ensure a security recording is protected against being—

- (a) lost; or
(b) downloaded, otherwise disclosed or used other than under section 117R(2) or (3).

Maximum penalty—80 penalty units.

- (2) A relevant person does not commit an offence against this section if, because an approved security camera system operates in the way required under a specification mentioned in section 117O(2)(c), the security recording is deleted, destroyed or overwritten.

- (3) In this section—

relevant person, for a security recording for a vehicle, means—

- (a) the operator of a booked hire service or taxi service provided using the vehicle; or
(b) a person who arranges a booking for a booked hire service using the vehicle; or

- (c) if an operator or person mentioned in paragraph (a) or (b) is a corporation—an executive officer of the corporation; or
- (d) when the vehicle is being used to provide a booked hire service or taxi service—the person driving the vehicle; or
- (e) a person who receives, downloads, discloses or otherwise uses the security recording under section 117R.

117U Disposal of copied security recordings

- (1) This section applies if a person has made or received a copy of all or part of a security recording.
- (2) The person must delete or otherwise destroy the copy of the security recording on a day not less than 60 days, but not more than 90 days, after the security recording is made or received, unless the copy is required for an enforcement purpose.

Maximum penalty—80 penalty units.

- (3) In this section—

enforcement purpose means prosecuting, or issuing an infringement notice for, an offence.

22 Amendment of s 145 (Fees and levy)

Section 145(6)(a), after ‘payment of’—

insert—

the whole, or a part, of

23 Omission of s 146B (Information prescribed for taxi service bailment agreement)

Section 146B—

omit.

24 Insertion of new pt 12, div 8

Part 12—

insert—

Division 8 Transitional provisions for Transport and Other Legislation (Personalised Transport Reform) Amendment Regulation 2017

158L Existing approved specifications, approved taxi security camera systems and security recordings

- (1) A specification that was, immediately before the commencement, approved by the chief executive under the repealed provisions is taken to be a specification approved under section 117O until the earlier of the following—
 - (a) 6 months after the commencement;
 - (b) another specification is approved under section 117O.
- (2) A taxi security camera system that was, immediately before the commencement, an approved taxi security camera system under the repealed provisions is taken to be an approved security camera system for part 7B.
- (3) A security recording made under the repealed provisions before the commencement by a taxi security camera system is taken to be a security recording for sections 117R, 117T and 117U.

(4) In this section—

approved security camera system see section 117E.

repealed provisions means repealed part 6, division 4 as in force before the commencement.

security recording see section 117E.

taxi security camera system means a taxi security camera system under the repealed provisions.

158M Transitional period for particular vehicles—s 117G

(1) Section 117G does not apply to a booked hire vehicle or limousine during the transitional period.

(2) In this section—

transitional period means the period starting on the commencement and ending on 30 September 2017.

158N Safety requirement for booked hire vehicles

(1) This section applies until 31 December 2017.

(2) An owner of a motor vehicle must not allow the vehicle to be used to provide a booked hire service unless—

(a) a safety certificate was issued for the vehicle—

(i) before 1 October 2017; and

(ii) less than 1 year before the vehicle is used to provide the service; or

(b) the vehicle is the subject of a current certificate of inspection.

Maximum penalty—60 penalty units.

(3) Subsection (4) applies if the vehicle is not the subject of a current certificate of inspection.

(4) A person driving the vehicle must, if asked by an authorised person, make the safety certificate for the vehicle available for inspection by the authorised person unless the person has a reasonable excuse.

Maximum penalty—60 penalty units.

(5) In this section—

safety certificate see the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010*, schedule 4.

25 Amendment of sch 3 (Relevant taxi service areas for approved taxi security camera systems)

Schedule 3, heading—

omit, insert—

Schedule 3 Relevant security camera areas for approved security camera systems

section 117E, definition *relevant security camera area*

26 Amendment of sch 7 (Reviewable decisions)

(1) Schedule 7, entries for sections 87(1)(a) and 87(1)(b)—

omit.

(2) Schedule 7—

insert—

- 117P(1)(a) refusal to approve a vehicle security camera system
- 117P(1)(b) cancellation of approval of vehicle security camera system

27 Amendment of sch 11 (Dictionary)

- (1) Schedule 11, definitions *approved taxi security camera system*, *approved taxi security camera system sign*, *audio recording*, *authorised purpose*, *fully operational*, *image recording*, *properly fitted*, *relevant place*, *relevant taxi service area*, *security recording*, *taxi* and *taxi security camera system*—

omit.

- (2) Schedule 11—

insert—

approved security camera system, for part 7B, see section 117E.

approved security camera system sign, for part 7B, see section 117E.

authorised purpose—

(a) for part 6, division 5, see section 94; or

(b) for part 7B, see section 117E.

certificate of inspection see the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010*, schedule 4.

front or rear camera system, for part 7B, see section 117E.

fully operational, for an approved security camera system, for part 7B, see section 117E.

image recording, for part 7B, see section 117E.

properly fitted, for an approved security camera system, for part 7B, see section 117E.

relevant place, for an approved security camera system sign in or on a vehicle, for part 7B, see section 117E.

relevant security camera area, for part 7B, see section 117E.

security recording, for part 7B, see section 117E.

sound recording, for part 7B, see section 117E.

vehicle security camera system, for part 7B, see section 117E.

Part 6

Amendment of Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010

28 Regulation amended

This part amends the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010*.

29 Amendment of s 28 (Currency of certificates)

Section 28(2)(a)(i), after ‘vehicle is a’—

insert—

booked hire vehicle,

30 Insertion of new pt 7, div 8

Part 7—

insert—

**Division 8 Transitional provisions for
the Transport and Other
Legislation (Personalised
Transport Reform)
Amendment Regulation
2017**

**59 Certificates of inspection for booked hire
vehicles**

An approved examiner and the proprietor of an AIS may—

- (a) treat a motor vehicle as a booked hire vehicle if the owner or driver of the vehicle states it is, or is to be, used to provide a booked hire service; and
- (b) despite sections 19(5) and 21(5), give a certificate of inspection to the vehicle's owner or driver.

**60 Requirement for certificate of inspection for
booked hire vehicles**

- (1) This section applies in relation to a motor vehicle that is used as a booked hire vehicle if a safety certificate was issued for the vehicle during the period starting on 1 October 2016 and ending on 30 September 2017.
- (2) The chief executive or an authorised officer may issue a certificate of inspection for the vehicle without the vehicle being inspected.
- (3) A certificate of inspection issued under subsection (2) is taken to have been issued when the safety certificate for the vehicle mentioned in

subsection (1) was issued.

- (4) Section 25(1) does not apply to the owner of the vehicle until the earlier of the following—
- (a) a certificate of inspection is issued for the vehicle under subsection (2) or part 4;
 - (b) 1 year after the safety certificate for the vehicle mentioned in subsection (1) was issued;
 - (c) 1 January 2018.

31 Amendment of sch 3 (Fees)

Schedule 3, item 2(c)—

omit, insert—

- (c) another vehicle if it is a light motor vehicle—
- (i) for an inspection by an authorised officer 49.70
 - (ii) for an inspection by an approved examiner 78.70

32 Amendment of sch 4 (Dictionary)

(1) Schedule 4, definitions *booked hire vehicle* and *COI vehicle*—
omit.

(2) Schedule 4—

insert—

booked hire vehicle means a motor vehicle that—

- (a) is not a taxi or limousine; and
- (b) is, or is to be, used to provide a booked hire service under the *Transport Operations (Passenger Transport) Regulation 2005*.

COI vehicle means each of the following—

- (a) booked hire vehicle, limousine or taxi;

- (b) a vehicle that is a public passenger vehicle under the *Transport Operations (Passenger Transport) Regulation 2005*, section 137, other than—
 - (i) a vehicle mentioned in paragraph (a); or
 - (ii) another vehicle that is not a bus and is used to provide a community transport service or a courtesy transport service under the *Transport Operations (Passenger Transport) Act 1994*;
 - (c) a bus not mentioned in paragraph (b), other than—
 - (i) a bus that has a GVM of not more than 4.5t and that is used for private purposes; or
 - (ii) a bus built mainly to carry not more than 12 seated adults, including the driver, that is used for commercial purposes other than for carrying passengers;
 - (d) a vehicle, other than a vehicle mentioned in paragraph (b), that is used by a school to carry students attending the school;
 - (e) a vehicle licensed as a tow truck under the *Tow Truck Act 1973*;
 - (f) any other motor vehicle not mentioned in paragraphs (a) to (e) with a GVM of more than 4.5t;
 - (g) a trailer with an ATM of more than 3.5t.
- (3) Schedule 4, definition *SC vehicle*, paragraph (a), ‘, including a private vehicle that is used as a booked hire vehicle,’—
omit.

ENDNOTES

- 1 Made by the Governor in Council on 8 June 2017.
- 2 Notified on the Queensland legislation website on 9 June 2017.
- 3 The administering agency is the Department of Transport and Main Roads.

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