Australian Capital Territory

Road Transport (Public Passenger Service) Taxi Licence Exemption 2019

**Disallowable instrument DI2019–193**

made under the

*Road Transport (Public Passenger Services) Act 2001*, s127 (Minister may exempt vehicles and people from Act)

**1 Name of instrument**

This instrument is the *Road Transport (Public Passenger Services) Taxi Licence Exemption 2019*.

**2 Commencement**

This instrument commences on the day after it is notified.

**3 Exemption from taxi licence waiting list requirements**

1) I exempt the road transport authority from its obligation to remove a pre‑approval holder from the taxi licence waiting list under section 84 (4) (a) (i) of the *Road Transport (Public Passenger Services) Regulation 2002*.

2) I exempt an existing pre-approval holder from the requirement to make an application for pre-approval under section 85 of the *Road Transport (Public Passenger Services) Regulation 2002* on expiry of the term of their existing pre-approval.

3) I exempt a wheelchair-accessible taxi licensee from the disqualification contained in section 92O (3) of the *Road Transport (Public Passenger Services) Regulation 2002* to enable a former wheelchair-accessible taxi licensee to be eligible to apply for a wheelchair-accessible taxi licence following surrender of a licence. This exemption does not apply to a wheelchair-accessible taxi licensee who is seeking to apply for a standard taxi licence before the prescribed disqualification period ends.

**4 Definitions**

In this instrument:

***Existing pre-approval holder*** is a person who is currently pre-approved under section 86 of the *Road Transport (Public Passenger Services) Regulation 2002* (pre-approval holder) and is on the taxi licence waiting list.

***Pre-approval holder*** is a person who has been issued with a pre-approval for a standard taxi licence or a wheelchair-accessible taxi licence under section 86 of the *Road Transport (Public Passenger Services) Regulation 2002*.

***Standard taxi licence*** *-* see section 82 of the *Road Transport (Public Passenger Services) Regulation 2002*.

***Taxi licence waiting list*** is the list of pre-approval holders kept by the road transport authority.

***Wheelchair-accessible taxi licence*** – see section 82 of the *Road Transport (Public Passenger Services) Regulation 2002*.

***Wheelchair-accessible taxi licensee*** means a person who has held or holds a wheelchair-accessible taxi licence.

**6 Revocation**

This instrument revokes *Road Transport (Public Passenger Services) Taxi Licence Waiting List Exemption 2018* (DI2018-216).

Shane Rattenbury MLA

Minister for Justice, Consumer Affairs and Road Safety

1 August 2019