

Road Transport (General) Application of Road Transport Legislation (Deciding Applications for Registration – Taxi) Declaration 2023 (No 1)

Disallowable instrument DI2023–29

made under the

Road Transport (General) Act 1999, section 13 (Power to exclude vehicles, persons or animals from road transport legislation)

1 Name of instrument

This instrument is the *Road Transport (General) Application of Road Transport Legislation (Deciding Applications for Registration – Taxi) Declaration 2023 (No 1)*.

2 Commencement

This instrument commences on the day after its notification day.

3 Declaration

- (1) I declare that section 32B (1) of the *Road Transport (Vehicle Registration) Regulation 2000* does not apply to vehicles that are 6 or 7 years old if the conditions in section 5 are met.

Note Section 32B (1) still applies to vehicles that are 8 years old or older.

- (2) I declare that section 32B (2)-(5) of the *Road Transport (Vehicle Registration) Regulation 2000* does not apply to taxi vehicles mentioned in section 4 of this instrument, if the conditions in section 5 are met.

4 Taxi vehicles to which the Declaration applies

- (1) A standard taxi, if the vehicle:
- (a) has been used as a taxi for not more than 8 years; and
 - (b) is not more than 10 years old.
- (2) A single capacity wheelchair-accessible taxi if the vehicle:
- (a) has been used as a taxi for not more than 10 years; and
 - (b) is not more than 12 years old.

- (3) A dual capacity wheelchair-accessible taxi if the vehicle:
 - (a) has been used as a taxi for not more than 12 years; and
 - (b) is not more than 14 years old.

5 Conditions under which declaration applies

The accredited operator to provide a taxi service has:

- (a) ordered a new vehicle from a motor vehicle dealer who meets the definition under section 9 of the *Traders (Licensing) Act 2016*; and
- (b) provided an invoice, in writing, from the motor vehicle dealer evidencing that a deposit has been paid for the new vehicle; and
- (c) provided advice from the motor vehicle dealer, dated within 90 days of the application, of the estimated time for vehicle delivery.

6 Period of effect of declaration

- (1) A declaration mentioned in section 3 has effect until this instrument expires or is earlier revoked, unless the vehicle is sold or disposed of before that date.
- (2) If the vehicle is sold or disposed of before this instrument expires, a declaration mentioned in section 3 has effect until the date of sale or disposal.

7 Revocation

The *Road Transport (General) Application of Road Transport Legislation (Deciding Applications for Registration – Taxi) Declaration 2022 (No 1)* (DI2022-230) is revoked.

8 Expiry

This instrument expires on 1 September 2024.

Chris Steel MLA
Minister for Transport and City Services

15 March 2023

Note Terms used in this instrument have the same meaning that they have in the *Road Transport (General) Act 1999* (see *Legislation Act*, s 148) and other road transport legislation (see *Road Transport (General) Act 1999*, s 8). For example, the following terms are defined in the *Road Transport (Public Passenger Services) Act 2001*:

- accredited operator
- standard taxi
- wheelchair-accessible taxi