

Australian Capital Territory

Road Transport (General) (Hire Car) Exemption Revocation 2007

Disallowable instrument DI2007– 118

made under the

Road Transport (General) Act 1999, s13 (Power to exclude vehicles, persons or animals from the road transport legislation)

EXPLANATORY STATEMENT

Under section 13(1) of the *Road Transport (General) Act 1999*, the Minister has the power to exclude vehicles, persons or animals from the Road Transport legislation or provisions of the road transport legislation.

Under section 10A of the *Road Transport (Public Passenger Services) Act 2001* (the Act), a bus is defined as a motor vehicle built mainly to carry people that seats over nine adults (including the driver).

By instrument dated 24 May 2005, the Minister for Urban Services exempted the vehicle AU Ford Fairlane, VIN 6FPAAAJGLWXL47816 from the requirement under section 67 of the Act which precludes a bus from being a hire car.

The exemption was to permit a “stretched” limousine that is constructed with more than 9 seats (including the driver) to operate as a hire car.

Further, the former owner of the vehicle was exempt from section 20 of the Act which precludes a person from operating a tour and charter bus service unless the person is accredited under the regulations to operate a tour and charter service.

There is no further requirement for these exemptions as the former owner has disposed of the vehicle and the new operator wishes to operate the vehicle as a bus in accordance with section 10A of the Act. This instrument revokes the 2005 exemption.