ROAD TRAFFIC RULES – PASSENGER AND GOODS
TRANSPORT LICENSING 2017

I, the Honourable Westly Nukundi Nukundj, Minister for Transport & Infrastructure, by the powers conferred on me by the Road Traffic Act 2014 and pursuant to Section 56 of the Act, make the following Ordinary Rule.

Signed: ___________________________ Date: 24/10/2017

Hon. Westly Nukundi Nukundj, MP
Minister for Transport & Infrastructure

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DIVISION 1 - PRELIMINARY PROVISIONS

1 OBJECTIVE
This Rule sets out the requirements for licensing of motor vehicles used to transport passengers and goods for hire or reward in Papua New Guinea.


The overarching objective of the provisions for passenger transport is to improve the standard of operations through an improved system for licensing, including a centralized database of licences, more specific provisions for the “fit and proper person test”, and providing for more than one vehicle to be used under a passenger transport licence, so as to encourage group ownership of passenger transport vehicles, minimise the occurrence of unlicensed operations and better facilitate enforcement.

Quantitative licensing of goods transport has been removed in accordance with the National Transport Strategy July 2013.

2 CONSULTATION
This draft rule has been prepared in consultation with officials of the Department of Transport, including from the Land Transport Division, members of the Royal Papua New Guinea Constabulary, and with personnel from Motor Vehicles Insurance Limited, which currently administers motor vehicle registration and driver’s licensing on behalf of the Secretary for Transport for the NCD and under subcontract and sub-delegation from a number of Provincial governments.

Intention to make this rule was notified as required by section 57(1) of the Act, in the National and Post Courier newspapers on 9, 12 & 14 January 2015. Following advertisement of the making of the rule, ten interested parties were provided with copies of the rule. These included government departments, transport sector statutory authorities and private companies. No written submissions were received from the stakeholders within the response period, which ended on 28 February 2015.

3 COMMENCEMENT
This Rule comes into force on the date notified in the National Gazette.

4 INTERPRETATION
In this Division, unless the contrary intention appears-
“Act” means the Road Traffic Act 2014;
“approved” means approved by the Authority;
“Authority” means the Road Traffic Authority established under Section 4 of the Act;
“crew member” means a person employed to assist the driver of a public motor vehicle;
“crew member’s permit” means a permit issued under Section 20 and includes a renewal of that permit;
“endorsement” means an endorsement of a driver’s licence issued under Section 17, Section 39 or Section 57;
“goods transport licence” means a licence to operate a goods transport vehicle for hire or reward issued under Section 49;
“goods transport vehicle” means a motor vehicle whose gross laden weight is 6,000kg or more used, or capable of being used, to carry goods, and includes a motor truck coupled to a trailer with a gross combination weight of more than 10,000kg;

“highway licence” means a goods transport licence issued for inter-provincial journeys;

“inter-provincial journey” means a journey between one province and another province;

“licensed goods transport vehicle” means a goods transport vehicle that is specified on a goods transport licence:

“motor car” means a motor vehicle constructed principally for the carriage of persons equipped to seat not more than 8 adult persons including the driver, but does not include a motor cycle;

“motor tractor” means a road, oil or steam engine constructed to be used—
   (a) for agricultural purposes; or
   (b) in connection with agricultural implements and machinery; or
   (c) for haulage or earth-moving purposes,
but does not include a vehicle used on a railway or tramway.

“motor truck” means a motor vehicle used principally—
   (a) for the carriage of goods, wares or merchandise; or
   (b) for the conveyance of any kind of materials used in any trade, business or industry; or
   (c) for use in any work other than the conveyance of passengers,
but does not include a motor tractor;

“motor vehicle” means a vehicle drawn or propelled by mechanical power, including a trailer, but does not include—
   (a) a vehicle running on rails; or
   (b) a pedestrian-controlled machine;

“office of the Authority” refers at all times in this Rule to any of the offices of the Road Traffic Authority or any of the offices of an agent for passenger and goods transport licensing authorised by the Authority;

“omnibus” means a motor vehicle designed for the transport of passengers with a seating capacity of more than 8 passengers;

“operate”, in relation to a motor vehicle means—
   (a) to use, drive or ride that motor vehicle; or
   (b) to cause or permit the use, driving or riding of, that motor vehicle; or
   (c) to cause or permit that motor vehicle to be,
on a public street;

“owner” in relation to a motor vehicle means—
   (a) the person lawfully entitled to possession of the vehicle; or
   (b) in the case of a motor vehicle that is the subject of a hire-purchase agreement, the person who has use of the motor vehicle under the hire purchase agreement.

“passenger” means—
   (a) any person of the age of eight years or older; and
   (b) any two children over the age of four years but below the age of eight years, who together shall be counted as a single passenger; and
   (c) a child apparently under five years of age shall not be taken into account in calculating, the number of passengers;

“passenger transport licence” means a public motor vehicle licence, a taxicab licence or a private hire car licence;

“passenger transport vehicle” means a public motor vehicle, taxicab or private hire car;

“private hire car” means a motor car used to carry passengers for hire or reward, but
which does not ply for hire;
“private hire car licence” means a licence to operate a private hire car issued under Section 33 and includes a renewal of that licence;
“provincial journey” means a journey with its starting point and ultimate destination within the boundaries of the same province;
“provincial licence” means a goods transport licence issued for provincial journeys;
“public motor vehicle” means a motor vehicle used to carry passengers for hire and reward, that plies for hire in such a way that a separate fare is paid in respect of each passenger;
“public motor vehicle licence” means a licence to operate a public motor vehicle issued under Section 9 and includes a renewal of that licence;
“public street” means a street, road, lane, thoroughfare, footpath, bridge or place to which the public have permitted access;
“Rules” means any of the rules made pursuant to Sections 56 and 58 of the Act;
“taxicab” means a motor car—
   (a) designed to carry at least four passengers for hire or reward and any luggage belonging to the passengers; and
   (b) that plies for hire in such a way that a separate fare is not paid in respect of each passenger;
“taxicab licence” means a licence to operate a taxicab issued under Section 29 and includes a renewal of that licence.
“Traffic Enforcement Officer” means—
   1) a commissioned officer of the Police Force; or
   2) a person appointed by the Authority under Section 32 of the Act;
“transport service” means any passenger transport operation or goods transport operation that is required to be licensed under this Rule;
“transport service licence” means a passenger transport licence or goods transport licence;
“transport service operator” means the person operating a transport service;
“vehicle” means any device with wheels, tracks or revolving runners on which it moves or is moved.
(2) Where a specific form number is referred to in this Rule, an equivalent form may be used, provided it contains the same information as the form provided in Schedule 1.
Cf MTR r1 & 27 & LHVA s1
DIVISION 2 - PASSENGER TRANSPORT LICENSING

SUBDIVISION 1 - PASSENGER TRANSPORT LICENSING - GENERAL

5 BURDEN OF PROOF THAT PASSENGERS ARE CARRIED FOR HIRE OR REWARD
Where a motor vehicle carries more than eight passengers the burden of proving whether or not those passengers are carried for hire or reward is on the owner and on the driver. Cf MTR r145

6 LIMITATION ON NUMBER OF PUBLIC MOTOR VEHICLES AND TAXICABS
(1) After making such inquiries as it thinks necessary, the Authority may determine, in respect of the whole country or a part of the country, the number of public motor vehicle licences and the number of taxicab licences that may be issued or held at any one time.
(2) Any number of the residents of a town may make a written request, on the ground of public need, that a determination in respect of the town be made under Subsection (1) to enable the issue of an additional number, to be specified in the request, of public motor vehicle licences or taxicab licences.
(3) Where–
    (a) the Authority determines that additional licences may be granted; or
    (b) an existing licence becomes available for issue by reason of non-renewal or otherwise,
the Authority shall, by notice in newspapers circulating in the area, invite applications for the issue of the available licence.
(4) In a notice under Subsection (3) the Authority may–
    (a) give brief particulars of any conditions to which the public motor vehicle licences or taxicab licences, when issued, may be made subject; and
    (b) require an applicant to furnish such information relating to the service proposed to be provided by him or her as it deems proper.
(5) The Authority, may refuse an application on the ground that the applicant is not–
    (a) engaged, or about to be engaged–
        (i) solely in the business of operating public motor vehicles or taxicabs, as the case may be; or
        (ii) in that business and in some other business jointly with it; or
    (b) a fit and proper person to hold a public motor vehicle licence or a taxicab licence.
(6) Where the number of applications are more than the number of licences available to be issued, unless the Authority otherwise determines, the names of the applicants shall be submitted to a ballot, in such manner as the Authority directs, to decide the persons to whom the available licences are to be granted.
(7) Where the Authority determines that a ballot under Subsection (6) should not be used, the Authority may determine the persons (if any) to whom the available licences are to be issued.
(8) In making a determination under Subsection (7), the Authority shall consider–
    (a) the respective advantages of the services proposed to be provided; and
    (b) the adequacy or otherwise of, and the effect of a further service on, any existing service; and
    (c) the level of fares proposed to be charged; and
    (d) the area in which the proposed service is to operate; and
    (e) the type of vehicle that is to provide the proposed service; and
(f) the suitability of the respective applicants; and  
(g) the convenience of the public; and  
(h) such other matters as the Authority thinks necessary or appropriate.

(9) In a determination under Subsection (7), the Authority may require that a public transport licence be made subject to such conditions, to be endorsed on the licence, relating to—

(a) the time-table to be observed; or  
(b) the route to be served; or  
(c) the taking up and setting down of passengers; or  
(d) any other matter that appears to be necessary in the particular case, as the Authority determines.

(10) As soon as practicable after a determination has been made under Subsection (7), the Authority shall send a copy of the determination, by post, to each applicant whose application was considered under this Section.

Cf MTR r41 & 58

SUBDIVISION 2 - OPERATION OF PUBLIC MOTOR VEHICLES

7 OPERATION OF PUBLIC MOTOR VEHICLES

A person must not—

(a) operate or drive on a public street; or  
(b) cause or permit to be operated or driven on a public street, a motor vehicle as a public motor vehicle for hire or reward unless—

(c) a public motor vehicle licence has been issued and is in force in respect of the vehicle; and  
(d) the vehicle is operated in accordance with the licence conditions.

Cf MTR r53

8 APPLICATION FOR PUBLIC MOTOR VEHICLE LICENCE

(1) The owner or operator of a motor vehicle or vehicles may apply to the Authority for a public motor vehicle licence, or a renewal of a public motor vehicle licence.

(2) An application under Subsection (1) shall be in Form 13 of Schedule 1 and shall be accompanied by—

(a) a current certificate of registration in respect of each vehicle; and  
(b) a certificate of roadworthiness for each vehicle issued within seven days before the making of the application; and  
(c) evidence that the applicant is a fit and proper person under Section 64; and  
(d) the fee as prescribed in item 29 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, which is in addition to any fee prescribed for the registration of the vehicle or vehicles.

Cf MTR r28

9 ISSUE OF PUBLIC MOTOR VEHICLE LICENCE

(1) Subject to Section 6 and Section 59, the Authority may issue or renew a public motor vehicle licence to operate the nominated vehicle or vehicles under the licence on being satisfied that—

(a) each vehicle is so constructed as to comply with the requirements of Road Traffic Rules –Vehicle Standards and Compliance; and  
(b) each vehicle is roadworthy; and  
(c) each vehicle is a currently registered vehicle; and  
(d) the applicant is a fit and proper person to hold a public motor vehicle licence.
(2) A public motor vehicle licence, and a renewal of such a license—
   (a) must be issued in accordance with Form 13B of Schedule 1; and
   (b) must identify the vehicle or vehicles to be used under the licence; and
   (c) must specify the number of passengers that each vehicle may carry having regard to Section 11; and
   (d) may contain conditions, as the Authority thinks fit, in relation to—
      (i) the area in which the vehicle or vehicles may be operated; and
      (ii) the routes over which the vehicle or vehicles may be operated; and
      (iii) the places where the vehicle or vehicles may pick up and set down passengers; and
      (iv) the timetable to be observed; and
      (v) any other matter that the Authority considers necessary in the particular case.

(3) A renewal of a public motor vehicle licence may be on the same conditions as the original licence, or if the Authority so determines, on different conditions.

(4) The Authority may, where it is satisfied that the holder of a public motor vehicle licence has—
   (a) committed an offence against the Act, the Regulations or the Rules; or
   (b) failed to comply with a condition of the public motor vehicle licence,
   refuse to renew the licence.

(5) Subject to Section 72, a public motor vehicle licence shall remain in force for a period of twelve months from the date of issue or renewal.

Cf MTR r29

10 DISPLAY OF ROUTE, TIMETABLE AND FARES FOR A PUBLIC MOTOR VEHICLE

(1) The Authority shall allocate a route number to each route in respect of which a public motor vehicle licence is in force.

(2) The holder of a public motor vehicle licence must cause to be displayed on the front of each vehicle operating under the licence, in legible letters in a conspicuous place, the destination of the vehicle and the number allotted under Subsection (1) to the route on which it is plying.

(3) If required by the Authority, the holder of a public motor vehicle licence must cause to be displayed in a conspicuous place inside the vehicle a description of the route and timetable in respect of which the public motor vehicle licence is issued together with a table of the fares to be charged.

Cf MTR r60 & 61

11 PERMITTED NUMBER OF PASSENGERS

(1) Subject to Subsection (2), the number of passengers that may be carried in a public motor vehicle shall be determined—
   (a) where seats are fitted to the vehicle, by allowing one passenger in respect of each 40cm of seat width; and
   (b) in the area where seats are not fitted to the vehicle, by allowing not less than 0.4m$^2$ of clear floor space in respect of each passenger.

(2) The number of passengers that may be carried in a public motor vehicle that is designed to carry standing passengers shall be determined—
   (a) by allowing one passenger in respect of each 40cm of seat width; and
   (b) by allowing not less than 0.2m$^2$ of space in the isles or other clear floor space in respect of each passenger.

(3) The Authority may require a public motor vehicle to be measured and the Authority
shall determine the number of passengers that may be carried in the vehicle.
Cf MTR r145

12 ISSUE OF NUMBER PLATES AND LICENCE LABEL
(1) The Authority shall at the time of issuing the public motor vehicle licence, issue to the licensee for each of the vehicles operating under the licence—
   (a) the prescribed number plates, if the vehicle does not already have the prescribed number plates; and
   (b) a licence label in Form 13D of Schedule 1.
(2) The owner shall, within 3 days after receiving them, securely affix to the public motor vehicle and, at all times while the public motor vehicle licence is current, keep so affixed—
   (a) in respect of the prescribed number plates – one at the front and one at the rear of the vehicle so that each is clearly visible both during the day and night; and
   (b) in respect of the licence label – on the front windscreen as near as possible to the current vehicle registration label so that the writing is clearly visible from outside the vehicle.
Cf MTR r31

13 LICENSE DETAILS MARKED ON VEHICLE
The person to whom a public motor vehicle licence is issued shall cause to be painted in letters and numbers not less than 6 cm high on the side of the vehicle—
   (a) the name and address of the holder of the public motor vehicle licence; and
   (b) the number of passengers the vehicle is licensed to carry in the following form—
   “LICENSED TO CARRY . . . PASSENGERS”,
and shall at all times during the currency of the licence keep the letters and numbers conspicuous and legible.
Cf MTR r31 & 54(6)

14 ACCEPTANCE OF PASSENGERS
(1) Subject to the conditions of the public motor vehicle licence, the driver or crew member of a public motor vehicle must accept as a passenger—
   (a) any person other than a person who is—
      (i) suffering from an infectious or contagious disease or illness; or
      (ii) drunk, dirty or attired so as to be likely to soil or damage the vehicle; or
      (iii) noisy, violent, misbehaving or disturbing the public peace; or
   (b) any person, when requested to do so by a member of the Police Force acting in the execution of his or her duty.
(2) A member of the Police Force who requires the driver of a public motor vehicle to accept a person under Subsection (1) is liable, in respect of that person, to pay to the driver, in addition to the legal fare, reasonable compensation for any damage or loss of time consequent on the conveyance of that person.
(3) A passenger in a public motor vehicle must, on demand, pay the fare for the distance over which the passenger has travelled.
Cf MTR r67
15 ENDORSEMENT TO DRIVE PUBLIC MOTOR VEHICLE
(1) A person must not drive a public motor vehicle, and a holder of a public motor vehicle licence must not cause or permit a person to drive a public motor vehicle in respect of which he or she is the licensee, unless that person is the holder of a current driver’s licence for the class of motor vehicle with an endorsement or permit to drive a public motor vehicle carrying the number of passengers the vehicle is licensed to carry issued under this Rule.
(2) The driver of a public motor vehicle must not cause or permit an unlicensed person to act on a public street as the driver of the vehicle.
Cf MTR r33, 63 & 66

16 APPLICATION FOR ENDORSEMENT TO DRIVE PUBLIC MOTOR VEHICLE
(1) A person may apply to the Authority in Form 15A of Schedule 1 for an endorsement to drive a public motor vehicle, and the application shall be accompanied by–
(a) the applicant’s current driver’s licence; and
(b) evidence (such as a copy of the public motor vehicle licence) of the class of motor vehicle and the number of passengers the vehicle is licensed to carry; and
(c) evidence to the satisfaction of the Authority that the applicant is a fit and proper person in terms of Section 64; and
(d) the fee as prescribed in item 30 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation.
(2) Before the grant of an endorsement to drive a public motor vehicle the applicant shall–
(a) answer, in writing, any questions required by the Authority to be answered; and
(b) sign his or her name to the answers in the presence of the a Traffic Enforcement Officer or other person authorised for the purpose by the Authority.
(3) The Authority may, by written notice, require an applicant to attend at the office of the Authority on a date specified in the notice.
Cf MTR r33A & 64

17 ISSUE OF ENDORSEMENT OR PERMIT TO DRIVE A PUBLIC MOTOR VEHICLE
(1) Subject to Subsection (2), the Authority may issue to an applicant under Section 16 an endorsement on the applicant’s current driver’s license to drive a public motor vehicle.
(2) In special cases the Authority may authorise a permit to drive a passenger transport vehicle to be issued instead of an endorsement under Subsection (1).
(3) Before issuing an endorsement or permit the Authority must be satisfied that the applicant–
(a) holds a current, appropriate Class of driver’s licence (other than a provisional licence) to drive the public motor vehicle; and
(b) is a fit and proper person to drive a public motor vehicle; and
(c) has paid the prescribed fee.
(4) An endorsement under this section shall–
(a) contain the licence type identifier “PMV”; and
(b) be non transferrable; and
(c) unless sooner suspended or cancelled under this Rule, be in force for the period of the driver’s licence including renewals of the driver’s licence.
(5) A permit under this section shall—
   (a) be in accordance with Form 15B of Schedule 1; and
   (b) be non transferrable; and
   (c) unless sooner suspended or cancelled under Section 73, be in force for a period of 3 years.

(6) The holder of an endorsement issued under Subsection (1) or a permit issued under Subsection (2) shall, at all times while he or she is driving a public motor vehicle, carry his or her driver’s licence with the endorsement, or the permit, as the case may be, and produce it to a Traffic Enforcement Officer on being required to do so.
Cf MTR r33B & 33G

**SUBDIVISION 4 - CREW MEMBERS FOR PUBLIC MOTOR VEHICLES**

**18 ONLY HOLDER OF CREW MEMBER’S PERMIT TO ACT AS A CREW MEMBER**
A person must not act as a crew member on a public motor vehicle, and the holder of a public motor vehicle licence must not cause or permit a person to act as a crew member on the public motor vehicle of which he or she is the licensee, unless that person is the holder of a current crew member’s permit issued under this Rule.
Cf MTR r33CA

**19 APPLICATION FOR CREW MEMBER’S PERMIT**
A person may apply to the Authority in Form 15D of Schedule 1 for a crew member’s permit, or renewal of a crew member’s permit, and the application shall be accompanied by—
   (a) evidence to the satisfaction of the Authority that the applicant is a fit and proper person in terms of Section 64; and
   (b) the fee prescribed in item 31 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation.
Cf MTR r33CB

**20 ISSUE OF CREW MEMBER’S PERMIT**
(1) The Authority may issue or renew a crew member’s permit on being satisfied that the applicant is a fit and proper person to act as a crew member.
(2) A crew member’s permit—
   (a) must be in Form 15E of Schedule 1; and
   (b) must bear a recent photograph of the person to whom it was issued; and
   (c) is non transferrable; and
   (d) may contain conditions as the Authority considers necessary.
(3) The Authority may, where it is satisfied that the holder of a crew member’s permit has—
   (a) committed an offence against the Act, the Regulations or the Rules; or
   (b) failed to comply with a condition of the crew member’s permit,
refuse to renew the permit.
(4) Subject to Section 21, a crew member’s permit shall remain in force for a period of three years from the date of issue or renewal.
(5) The holder of a crew member’s permit shall, at all times while he or she is acting as a crew member on a public motor vehicle, carry the crew member’s permit with him or her and produce it to a Traffic Enforcement Officer on being required to do so.
Cf MTR r33CC & 33G
21 CANCELLATION OR SUSPENSION OF CREW MEMBER PERMIT
(1) If the Authority is of the opinion that the holder of a crew member’s permit is, by reason of his or her behaviour while acting as a crew member or his or her state of health, no longer a fit and proper person to hold such a permit, the Authority may cancel the crew member’s permit, or suspend the permit for a period that the Authority thinks proper.
(2) Where the holder of a crew member’s permit is convicted of a third or subsequent offence under this Rule the Authority may cancel that permit.
(3) A person whose crew member’s permit is cancelled or suspended under this section shall, within seven days of being notified of the cancellation or suspension, surrender the permit to the Authority.
Cf MTR r33CD & 33P

SUBDIVISION 5 - PUBLIC MOTOR VEHICLE OFFENCES

22 PERMITTED NUMBER OF PASSENGERS
Both—
(a) the driver of a public motor vehicle; and
(b) the person who holds the public motor vehicle licence in respect of that vehicle,
must not cause or permit the vehicle to carry a greater number of passengers than the number specified in the public motor vehicle licence in respect to that vehicle as the maximum number permitted to be carried.
Cf MTR r33I & 145A

23 PASSENGERS NOT TO STAND
(1) Subject to Subsection (3), a person must not drive, or cause or permit to be driven, a public motor vehicle in a public street whilst any person is standing in that public motor vehicle.
(2) Subject to Subsection (3), a person must not stand in a public motor vehicle whilst it is being driven in a public street.
(3) Subsections (1) and (2) do not apply to a public motor vehicle of a type for which the Authority, by written notice, permits persons to stand.
Cf MTR r33J

24 CARRIAGE OF GOODS
A person must not drive or cause or permit to be driven in a public street, without the prior written permission of the Authority, a public motor vehicle with passengers’ effects or any other goods placed on the top of the cabin or canopy of that vehicle.
Cf MTR r33K

25 TRAILERS NOT TO BE TOWED
Except with the written approval of the Authority, a person must not drive or cause or permit to be driven in a public street a public motor vehicle while that vehicle is towing a trailer.
Cf MTR r33M

26 PUBLIC MOTOR VEHICLE TO STOP AT CERTAIN PLACES
(1) A person must not drive or operate, or cause or permit to be driven or operated, a public motor vehicle for the purpose of picking up or setting down passengers on any route other than the route specified on the public motor vehicle licence for that vehicle.
(2) The driver of a public motor vehicle must not stop the vehicle for the purpose of picking up or setting down passengers on the route specified on the public motor vehicle
licence except at places specified on the public motor vehicle licence for that vehicle, or where a stopping place sign in Form 15C of Schedule 1 is erected.

Cf MTR r33N

**SUBDIVISION 6 - OPERATION OF TAXICABS & PRIVATE HIRE CARS**

**27 OPERATION OF TAXICABS AND PRIVATE HIRE CARS**

A person must not—

(a) operate or drive on a public street; or
(b) cause or permit to be operated or driven on a public street,

a motor vehicle as a taxicab or a private hire car unless—

(c) a licence to operate the taxicab or private hire car has been issued and is in force in respect of the vehicle; and

(d) the vehicle is operated in accordance with the licence conditions.

Cf MTR r35

**28 APPLICATION FOR TAXICAB LICENSE**

(1) The owner or operator of a motor vehicle or motor vehicles may apply to the Authority for a licence, or renewal of a licence, to operate that vehicle or those vehicles as a taxicab.

(2) An application under Subsection (1) shall be in Form 13 of Schedule 1 and shall be accompanied by—

(a) a current certificate of registration in respect of each vehicle; and

(b) a certificate of roadworthiness for each vehicle issued within seven days before the making of the application; and

(c) evidence that the applicant is a fit and proper person under Section 64; and

(d) the fee as prescribed in item 32 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, which is in addition to any fee prescribed for the registration of the vehicle.

**29 ISSUE OF TAXICAB LICENCE**

(1) Subject to Section 6 and Section 59, the Authority may issue or renew a taxicab licence to operate the nominated vehicle or vehicles under the licence on being satisfied that—

(a) each vehicle is so constructed as to comply with the requirements of Road Traffic Rules –Vehicle Standards and Compliance; and

(b) each vehicle has a seating capacity of not less than four passengers; and

(c) each vehicle is roadworthy; and

(d) each vehicle is a currently registered vehicle; and

(e) the applicant is a fit and proper person to hold a taxicab licence.

(2) A taxicab licence, and a renewal of such a licence—

(a) must be issued in accordance with Form 13B of Schedule 1; and

(b) must identify the vehicle or vehicles to be used under the taxicab licence; and

(c) must specify the number of passengers that each vehicle may carry; and

(d) may contain conditions as the Authority considers necessary.

(3) The Authority may, where it is satisfied that the holder of a taxicab licence has—

(a) committed an offence against the Act, the Regulations or the Rules; or

(b) failed to comply with a condition of the taxicab licence,

refuse to renew the licence.

(4) Subject to Section 72, a taxicab licence shall remain in force for a period of twelve months from the date of issue or renewal.
(5) A renewal of a taxicab licence may be on the same conditions as the original licence, or if the Authority so determines, on different conditions.

(6) Both—
   (a) the driver of a taxicab; and
   (b) the person who holds the taxicab licence in respect of that vehicle,
must not cause or permit to be carried a number of passengers greater than the number specified in the taxicab license as the number of passengers that the vehicle may carry.

(7) The person to whom a taxicab licence is issued shall cause to be painted on the taxicab, in legible letters and numbers in a conspicuous place, the number of passengers that the taxicab is licensed to carry, in the following form—
   “LICENSED TO CARRY . . . PASSENGERS”,
and shall at all times during the currency of the licence keep the letters conspicuous and legible.
Cf MTR r36

30 TAXICAB FARE VISIBLE
A taxicab shall have conspicuously displayed, both within the vehicle and on the outside of the vehicle, a notice showing the authorised fare schedule together with the local contact details of the Authority where complaints may be lodged.
Cf MTR r30(4)(C)

31 TAXICAB METER
An owner or operator of a taxicab, other than an owner or operator exempted by the Authority, shall—
   (a) cause that taxicab to be equipped with a taximeter approved by the Authority that correctly measures the current scale of authorized fares; and
   (b) cause the taximeter referred to in Paragraph (a) to be so positioned that—
      (i) it does not interfere unduly with the comfort of a passenger; and
      (ii) a passenger is, at all times, able to read it; and
   (c) cause the taximeter—
      (i) prior to licensing or relicensing the taxicab; and
      (ii) on payment of the fee prescribed in item 33 of Schedule 1 of the Road Traffic (Fees and Charges) Regulation, to be tested for accuracy, and sealed, by a person approved by the Authority; and
   (d) if for any reason the seal referred to in Paragraph (c) is broken, before the taxicab is again used for hire, cause the taximeter to be retested and resealed in accordance with that paragraph.
Cf MTR r30(5) & (6)

32 APPLICATION FOR PRIVATE HIRE CAR LICENCE
(1) The owner or operator of a vehicle or vehicles may apply to the Authority for a licence, or a renewal of a licence, to operate that vehicle or those vehicles as a private hire car.
(2) An application under Subsection (1) shall be in Form 13 of Schedule 1 and shall be accompanied by—
   (a) a current certificate of registration in respect of each vehicle; and
   (b) a certificate of roadworthiness for each vehicle issued within seven days before the making of the application; and
   (c) evidence that the applicant is a fit and proper person under Section 64; and
   (d) the fee prescribed in item 34 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, which is in addition to any fee prescribed for the registration of the vehicles.
33  ISSUE OF PRIVATE HIRE CAR LICENCE

(1) Subject to Section 59, the Authority may issue or renew a private hire car licence to operate the nominated vehicle or vehicles under the licence on being satisfied that--
   (a) each vehicle is so constructed as to comply with the requirements of Road Traffic Rules –Vehicle Standards and Compliance; and
   (b) each vehicle has a seating capacity of not less than four passengers; and
   (c) each vehicle is roadworthy; and
   (d) each vehicle is a currently registered vehicle; and
   (e) the applicant is a fit and proper person to hold a private hire car licence.

(2) Notwithstanding Paragraph (b) of Subsection (1), the Authority may, in special cases, issue a private hire car license in respect of a suitable and appropriate vehicle with a seating capacity of less than 4 passengers.

(3) A private hire car license, and a renewal of such a license--
   (a) must be in Form 13B of Schedule 1; and
   (b) must identify the vehicle or vehicles to be used under the licence; and
   (c) must specify the number of passengers that each vehicle may carry; and
   (d) may contain conditions as the Authority considers necessary.

(4) A renewal of a private hire car licence may be on the same conditions as the original licence, or if the Authority so determines, on different conditions.

(5) The Authority may, where it is satisfied that the holder of a private hire car licence has--
   (a) committed an offence against the Act, the Regulations or the Rules; or
   (b) failed to comply with a condition of the private hire car licence,
refuse to renew the licence.

(6) Subject to Section 72, a private hire car licence shall remain in force for a period of twelve months from the date of issue or renewal.

(7) Both--
   (a) the driver of a private hire car; and
   (b) the person who holds the private hire car licence in respect of that vehicle,
must not cause or permit to be carried a number of passengers greater than the number specified in the private hire car license as the number of passengers that the vehicle may carry.

Cf MTR r37

34  ISSUE OF NUMBER PLATES AND LICENCE LABEL

(1) The Authority shall at the time of issuing the taxicab licence or a private hire car licence, issue to the licensee for each vehicle to be used under the licence--
   (a) the prescribed number plates if the vehicle does not already have the prescribed number plates; and
   (b) a licence label in Form 13D of Schedule 1.

(2) The owner shall, within 3 days after receiving them, securely affix to the taxicab or private hire car and, at all times while the licence is current, keep so affixed--
   (a) in respect of the prescribed number plates – one at the front and one at the rear of the vehicle so that each is clearly visible both during the day and night; and
   (b) in respect of the licence label – on the front windscreen as near as possible to the current vehicle registration label so that the writing is clearly visible from outside the vehicle.

Cf MTR r31
35 APPLICATION FOR TEMPORARY PRIVATE HIRE CAR LICENCE
(1) The owner or operator of a motor car may apply to the Authority for a licence, or a renewal of a licence, to operate that vehicle as a private hire car on a temporary basis.
(2) An application under Subsection (1) shall be in Form 13 of Schedule 1 and shall be accompanied by–
   (a) a current certificate of registration in respect of the vehicle; and
   (b) by a certificate of roadworthiness issued within seven days before the making of the application; and
   (c) evidence that the applicant is a fit and proper person under Section 64; and
   (d) the fee prescribed in item 35 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, which is in addition to any fee prescribed for the registration of the vehicle.

36 ISSUE OF TEMPORARY PRIVATE HIRE CAR LICENSE
(1) Subject to Section 59, the Authority may issue or renew a temporary private hire car licence for the use of a motor car for the carriage of passengers for hire or reward for a period not exceeding four days, for such purposes and subject to such conditions as the Authority thinks proper on being satisfied that–
   (a) the vehicle is so constructed as to comply with the requirements of Road Traffic Rules –Vehicle Standards and Compliance; and
   (b) the vehicle is roadworthy; and
   (c) the vehicle is a currently registered vehicle; and
   (d) the applicant is a fit and proper person to hold a private hire car licence.
(2) A licence under Subsection (1) shall be in Form 16 of Schedule 1.
(3) A person must not–
   (a) use a motor vehicle in respect of which a private hire car licence is issued under Subsection (1); or
   (b) cause or permit any such vehicle to be used, otherwise than in accordance with the licence.
Cf MTR r39

SUBDIVISION 7 - DRIVERS OF PRIVATE HIRE CARS AND TAXICABS

37 ENDORSEMENT TO DRIVE TAXICAB OR PRIVATE HIRE CAR
(1) A person must not drive a taxicab or a private hire car, and a holder of a taxicab licence or private hire car licence must not cause or permit a person to drive a taxicab or a private hire car in respect of which he or she is the licensee, unless that person is the holder of a current driver’s licence for the class of motor vehicle with an endorsement or a permit to drive a taxicab or a private hire car, as the case may be.
(2) The driver of a taxicab or private hire car must not cause or permit an unlicensed person to act on a public street as the driver of the vehicle.
Cf MTR r44 & 46

38 APPLICATION FOR ENDORSEMENT TO DRIVE TAXICAB OR PRIVATE HIRE CAR
(1) A person may apply to the Authority in Form 15A of Schedule 1 for an endorsement to drive a taxicab or private hire car, and the application shall be accompanied by–
   (a) the applicant’s current driver’s licence; and
   (b) evidence to the satisfaction of the Authority that the applicant is a fit and proper person in terms of Section 64; and
   (c) a recent photograph of the applicant; and
(d) the fee prescribed in item 36 in Schedule 1 of the Road Traffic (Fee and Charges) Regulation.

(2) Before the grant of an endorsement to drive a taxicab or private hire car the applicant shall—

(i) answer, in writing, any questions required by the Authority to be answered; and

(ii) sign his or her name to the answers in the presence of the a Traffic Enforcement Officer or other person authorised for the purpose by the Authority.

(3) The Authority may, by written notice, require an applicant to attend at the office of the Authority on a date specified in the notice.

Cf MTR r45

39 ISSUE OF ENDORSEMENT OR PERMIT TO DRIVE A TAXICAB OR PRIVATE HIRE CAR

(1) Subject to Subsection (2), the Authority may issue to an applicant under Section 41 an endorsement on the applicant’s current driver’s license to drive a taxicab or private hire car.

(2) In special cases the Authority may authorise a permit to drive a passenger transport vehicle to be issued instead of an endorsement under Subsection (1).

(3) Before issuing an endorsement or permit the Authority must be satisfied that the applicant—

(a) holds a current, appropriate Class of driver’s licence (other than a provisional licence); and

(b) is a fit and proper person to drive a taxicab or private hire car; and

(c) has paid the prescribed fee.

(4) An endorsement under this section shall—

(a) contain the licence type identifier “T” or “PHC” as appropriate; and

(b) be non transferable; and

(c) unless sooner suspended or cancelled under Section 73, be in force for the period of the driver’s licence including renewals of the driver’s licence.

(5) A permit under this section shall—

(a) be in accordance with Form 15B of Schedule 1; and

(b) be non transferable; and

(c) unless sooner suspended or cancelled under Section 73, be in force for the period of 3 years.

(6) The holder of a endorsement issued under Subsection (1) or a permit issued under Subsection (2) shall, at all times while he or she is driving a taxicab or private hire car, carry his or her driver’s licence with the endorsement, or the permit, as the case may be, and produce it to a Traffic Enforcement Officer on being required to do so.

40 ISSUE OF DRIVER IDENTIFICATION CARD FOR TAXICAB AND PRIVATE HIRE CAR

(1) The Authority may issue to an applicant under Section 38, concurrently with the endorsement issued in Section 39, a driver identification card.

(2) A driver identification card must—

(a) contain a recent photograph of the driver; and

(b) display a unique identifier, being a name comprising a combination of letters approved by the Authority, with numbers assigned by the Authority if required to distinguish duplicate names, so that they are sufficiently memorable to be easily recalled by users of the taxicab or private hire car; and
(c) display the expiration date of the driver identification card.

(3) A driver identification card is current for a period not exceeding three years, but the Authority may extend, by notice in writing, its currency for a period not exceeding 12 months.

(4) A person, to whom the Authority has issued a driver identification card, must not drive a taxicab or private hire car unless that person’s current driver identification card is displayed in the taxicab or private hire car in accordance with Subsection (5).

(5) A driver identification card must be displayed in the taxicab or private hire car where—
   (a) it is directly facing passengers, in a central position; and
   (b) a front or rear seated passenger can easily see the photograph and unique identifier in sufficient detail to allow accurate identification of the driver as the holder of the card.

41 TAXICAB ACCEPTANCE OF PASSENGERS

(1) The driver of a taxicab that is on a public stand must, unless already engaged for hire, accept a hire for the conveyance of—
   (a) any person other than a person who is—
      (i) suffering from an infectious or contagious disease or illness; or
      (ii) drunk, dirty or attired so as to be likely to soil or damage the vehicle; or
      (iii) noisy, violent, misbehaving or disturbing the public peace; or
   (b) any person, when requested to do so by a member of the Police Force acting in the execution of his or her duty.

(2) A member of the Police Force who hires a taxicab under Subsection (1) is liable, in respect of the hiring, to pay to the driver, in addition to the legal fare, reasonable compensation for any damage or loss of time consequent on the hiring.

(3) The driver of a taxicab must, when so requested by the hirer, convey in the vehicle any number of passengers not exceeding the number stated in the taxicab licence issued in respect of the vehicle.

(4) After the termination of a hire, the hirer of a taxicab must, on demand by the driver, pay the fare for the distance over which the passenger has travelled.

Cf MTR r47

SUBDIVISION 8 - GENERAL PROVISIONS RELATING TO PASSENGER TRANSPORT

42 USE OF PASSENGER TRANSPORT NUMBER PLATE OR LICENCE LABEL WITHOUT LICENCE

(1) The owner or operator of a motor vehicle that is not operating under a passenger transport licence must not cause or permit a number plate or licence label that was issued in respect of a passenger transport vehicle, to be affixed to his or her vehicle.

(2) A person must not drive a motor vehicle that is not operating under a passenger transport licence having on it a number plate or licence label that was issued in respect of a passenger transport vehicle.

(3) A court that convicts a person referred to in Subsection (2) of an offence under that subsection may, in addition to imposing a penalty provided for in that subsection, suspend for a period of up to six months any licence to drive a vehicle issued to that person under the Rules.

Cf MTR r33L
43 CONDUCT OF DRIVERS
(1) The driver or crew member of a public motor vehicle, and the driver of a taxicab or private hire car must not–
   (a) smoke or chew betel-nut while the vehicle is conveying passengers; or
   (b) carry or have in or on the vehicle intoxicating liquor, other than intoxicating liquor the property of a passenger; or
   (c) importune a person to hire the vehicle, to the annoyance of that person or of any other person; or
   (d) leave his or her vehicle to tout for passengers or for a hire; or
   (e) endeavour to attract notice by whistling, shouting or calling or sounding a horn or siren; or
   (f) cause or permit the vehicle to loiter; or
   (g) wrongfully or forcibly prevent or attempt to prevent the driver or crew member of any other public motor vehicle, or the driver of a taxicab or private hire car from obtaining a passenger; or
   (h) in the case of a taxicab or private hire car, whilst hired, cause or permit a person to ride or be carried in or on the vehicle without the consent of the hirer; or
   (i) sleep, lounge or eat meals inside the vehicle; or
   (j) convey on the roof of the vehicle luggage or goods that is or are not safely and securely fastened to the vehicle.

(2) The driver and crew member of a public motor vehicle, and the driver of a taxicab or private hire car must, while plying for hire–
   (a) be clean and tidy; and
   (b) wear clean and respectable clothes; and
   (c) conduct himself or herself in an orderly manner and with civility and propriety towards every passenger or intending passenger.

Cf MTR r48 & 67

44 CARRIAGE OF OFFENSIVE SUBSTANCES
The driver of a passenger transport vehicle must not, on a public street, permit a person to place or carry in the vehicle a substance of an offensive character.
Cf MTR r49 & 69

45 CLEANLINESS
The holder of a passenger transport licence shall take all reasonable steps to keep the vehicle or vehicles used under the licence clean.
Cf MTR r73
DIVISION 3 - GOODS TRANSPORT LICENSING

SUBDIVISION 1 - OPERATION OF GOODS TRANSPORT VEHICLES

46 BURDEN OF PROOF THAT GOODS ARE CARRIED FOR HIRE OR REWARD
Where a motor vehicle carries goods the burden of proving whether or not those goods are carried for hire or reward is on the owner and on the driver.

47 OPERATION OF GOODS TRANSPORT VEHICLES
A person must not—
(a) operate or drive on a public street; or
(b) cause or permit to be operated or driven on a public street,
a motor vehicle as a goods transport vehicle for hire or reward unless—
(c) a goods transport licence has been issued and is in force in respect of the vehicle; and
(d) the vehicle is operated in accordance with the licence conditions.

48 APPLICATION FOR GOODS TRANSPORT LICENCE
(1) The owner or operator of a goods transport vehicle or vehicles may apply to the Authority for a goods transport licence, or a renewal of a goods transport licence, to operate that vehicle or vehicles for hire or reward on provincial journeys or inter-provincial journeys.
(2) An application under Subsection (1) shall be in Form 13A of Schedule 1 and shall be accompanied by—
(a) a description of each of the vehicles to be used, together with a description of the type of goods transport operation proposed and an explanation as to why the vehicle is appropriate for that type of operation, in accordance with Form 13G of Schedule 1; and
(b) a current certificate of registration in respect of each vehicle; and
(c) a certificate of roadworthiness for each vehicle issued within seven days before the making of the application; and
(d) evidence that the applicant is a fit and proper person under Section 64; and
(e) the fee prescribed in item 37 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, which is in addition to any fee prescribed for the registration of the vehicle.

49 ISSUE OF GOODS TRANSPORT LICENCE
(1) Subject to Section 59, the Authority may issue or renew a goods transport licence to operate the nominated vehicle or vehicles under the licence on being satisfied that—
(a) each vehicle is so constructed as to comply with the requirements of Road Traffic Rules –Vehicle Standards and Compliance; and
(b) each vehicle is roadworthy; and
(c) each vehicle is a currently registered vehicle; and
(d) each vehicle is suitable for the type of operation proposed by the applicant; and
(e) the applicant is a fit and proper person to hold a goods transport licence.
(2) A goods transport licence—
(a) must be issued in accordance with Form 13C of Schedule 1; and
(b) must identify the vehicle or vehicles to be used under the licence; and
(c) may contain conditions, as the Authority thinks fit, in relation to—
(i) the area in which the vehicle or vehicles may be operated; and  
(ii) the routes over which the vehicle or vehicles may be operated; and  
(iii) the loading of the vehicle or vehicles.

(3) A renewal of a goods transport licence may be on the same conditions as the original licence, or if the Authority so determines, on different conditions.

(4) The Authority may, where it is satisfied that the holder of a goods transport licence has–  
(a) committed an offence against the Act, the Regulations or the Rules; or  
(b) failed to comply with a condition of the goods transport licence,  
refuse to renew the licence.

(5) A goods transport license shall remain in force for a period of twelve months from the date of issue or renewal, unless otherwise cancelled or suspended under Section 72.

(6) A person must not drive or operate, or cause or permit to be driven or operated, a licenced goods transport vehicle in an area or on a route other than the area or route for which the goods transport licence was granted for that vehicle.

Cf LHVA s7 & LHVR r3 & 12

50 ISSUE OF LICENCE LABEL  
(1) The Authority shall at the time of issuing the goods transport licence, issue to the licensee for each of the vehicles operating under the goods transport licence–  
(a) if the goods transport licence is a provincial licence, a licence label in Form 13E of Schedule 1; and  
(b) if the goods transport licence is a highway licence, a licence label in Form 13F of Schedule 1.

(2) The holder of a goods transport licence shall, within 3 days after receiving the licence label–  
(a) securely affix the label to the front windscreen as near as possible to the current vehicle registration label so that the writing is clearly visible from outside the vehicle; and  
(b) at all times while the goods transport licence is current, keep the label so affixed.

Cf LHVR r4

51 USE OF GOODS TRANSPORT LICENCE LABEL WITHOUT LICENCE  
(1) The owner or operator of a motor vehicle that is not operating under a goods transport licence must not cause or permit a licence label that was issued in respect of a goods transport vehicle, to be affixed to his or her vehicle.

(2) A person must not drive a vehicle that is not operating under a goods transport licence having on it a licence label that was issued in respect of a goods transport vehicle.

(3) A court that convicts a person referred to in Subsection (2) of an offence under that subsection, in addition to imposing a penalty provided for in that subsection, suspend for a period of up to six months any licence to drive a motor vehicle issued to that person under the Rules.

52 LICENSE DETAILS MARKED ON VEHICLE  
The person to whom a goods transport license is issued shall cause to be painted on the driver’s side door of the vehicle or vehicles specified on the licence in letters not less than 6 cm high–  
(a) the name and address of the holder of the goods transport license; and  
(b) the area or route of operation specified on the goods transport license.
and shall at all times during the currency of the license keep the letters conspicuous and legible.

Cf LHVR r31

53 CARRYING OF PASSENGERS LIMITED

(1) Subject to Subsection (2), a driver of a licensed goods transport vehicle must not, without reasonable excuse (proof of which is on him) carry more than two persons as passengers on the vehicle.

(2) The Authority may, on the application of the owner or operator of a goods transport vehicle, in a case where special circumstances exist, permit the carriage of more than two persons, subject to such conditions, if any, as it thinks fit.

(3) The number of persons permitted to be carried and the conditions (if any) of their carriage under Subsection (2) shall be endorsed on the goods transport licence.

Cf LHVA S14

54 GUIDELINES AS TO SUITABILITY OF VEHICLES

(1) The Authority may, from time to time, by notice in the National Gazette, publish guidelines as to the suitability of a type or types of vehicles for the purposes of being licensed to operate under this Division.

(2) The guidelines may set out—

(a) the minimum requirements for goods transport vehicles owned or operated for hire or reward; and

(b) any other matters that the Authority decides.

(3) A type of goods transport vehicle that does not comply with the minimum requirements set out under Subsection (2) shall not be licensed under this Division.

Cf LHVA S20

SUBDIVISION 2 - DRIVERS OF GOODS TRANSPORT VEHICLES

55 ENDORSEMENT TO DRIVE GOODS TRANSPORT VEHICLE

(1) A person must not drive a licensed goods transport vehicle, and a holder of a goods transport licence must not cause or permit a person to drive a goods transport vehicle in respect of which he or she is the licensee, unless that person is the holder of a current driver’s licence for the class of motor vehicle with an endorsement or permit to drive a goods transport vehicle.

(2) The driver of a licensed goods transport vehicle must not cause or permit an unlicensed person to act on a public street as the driver of the vehicle.

56 APPLICATION FOR ENDORSEMENT TO DRIVE GOODS TRANSPORT VEHICLE

(1) A person may apply to the Authority in Form 15A of Schedule 1 for an endorsement to drive a licensed goods transport vehicle, and the application shall be accompanied by—

(a) the applicant’s current driver’s licence; and

(b) evidence (such as a copy of the goods transport licence) of the class of motor vehicle to be driven; and

(c) evidence to the satisfaction of the Authority that the applicant is a fit and proper person in terms of Section 64; and

(d) the fee as prescribed in item 38 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation.

(2) Before the grant of an endorsement to drive a licensed goods transport vehicle the applicant shall—
(a) answer, in writing, any questions required by the Authority to be answered; and
(b) sign his or her name to the answers in the presence of the Traffic Enforcement Officer or other person authorized for the purpose by the Authority.

(3) The Authority may, by written notice, require an applicant to attend at the office of the Authority on a date specified in the notice.

57 ISSUE OF ENDORSEMENT OR PERMIT TO DRIVE A GOODS TRANSPORT VEHICLE

(1) Subject to Subsection (2), the Authority may issue to an applicant under Section 56 an endorsement on the applicant’s current driver’s license to drive a licensed goods transport vehicle.

(2) In special cases the Authority may authorise a permit to drive a licensed goods transport vehicle to be issued instead of an endorsement under Subsection (1).

(3) Before issuing an endorsement or permit the Authority must be satisfied that the applicant—
   (a) holds a current, appropriate Class of driver’s licence (other than a provisional licence) to drive the licensed goods transport vehicle; and
   (b) is a fit and proper person to drive a licensed goods transport vehicle; and
   (c) has paid the prescribed fee.

(4) An endorsement under this section shall—
   (a) contain the licence type identifier “G”; and
   (b) be non transferrable; and
   (c) unless sooner suspended or cancelled under Section 73, be in force for the period of the driver’s licence including renewals of the driver’s licence.

(5) A permit under this section shall—
   (a) be in accordance with Form 15B of Schedule 1; and
   (b) be non transferrable; and
   (c) unless sooner suspended or cancelled under Section 73, be in force for a period of 3 years.

(6) The holder of an endorsement issued under Subsection (1) or a permit issued under Subsection (2) shall, at all times while he or she is driving a licensed goods transport vehicle, carry his or her driver’s licence with the endorsement, or the permit, as the case may be, and produce it to a Traffic Enforcement Officer on being required to do so.
DIVISION 4 - GENERAL PROVISIONS RELATING TO PASSENGER AND GOODS TRANSPORT LICENCING

58  PROCEDURE AND EVIDENCE ON INQUIRY
(1) On making inquiries into any matter under this Rule the Authority—
   (a) is not bound to observe strict legal procedure or to apply technical rules of evidence, but may admit and consider any information available; and
   (b) may accept evidence by statutory declaration in the case of a person whose attendance before it the Authority considers—
       (i) unnecessary; or
       (ii) would occasion undue hardship.
(2) Evidence taken in accordance with this section shall not be published to any person other than the Authority.
Cf LHVA S21

59  QUALIFICATIONS FOR LICENCE
(1) A passenger transport licence or a goods transport license shall not be issued to a person who fails to produce evidence that he or she is—
   (a) engaged or about to be engaged—
       (i) solely in the business of operating passenger transport or goods transport, as the case may be; or
       (ii) in that business and in some other business jointly with it; and
   (b) a fit and proper person to hold the licence.
(2) Where a passenger transport licence or goods transport license is issued to a person who satisfies the Authority that he or she is about to be engaged solely—
   (a) in the business of operating public motor vehicles, private hire cars or taxicabs, as the case may be; or
   (b) in that business and in some other business jointly with it,
and the person does not engage in and carry on that business, solely or jointly with some other business, within a reasonable time after the issue of the licence, the Authority shall cancel the licence.
(3) Before the grant of a licence to operate a passenger transport or goods transport vehicle the applicant shall—
   (a) answer, in writing, any questions required by the Authority to be answered; and
   (b) sign his name to the answers in the presence of the a Traffic Enforcement Officer or other person authorized for the purpose by the Authority.
Cf MTR r40

60  REQUIREMENTS FOR VEHICLES
(1) A holder of a passenger transport licence or goods transport license must ensure that—
   (a) every motor vehicle to be used in connection with the licence is maintained in a fit and proper condition and that the requirements of any Act, regulation, or rule made for this purpose are met; and
   (b) no motor vehicle is used in connection with the licence unless and until all fees payable in respect of the vehicle and the licence under any Act, regulation, or rule have been duly paid or appropriate arrangements have been made for payment.
(2) The holder of any license must, whenever required to do so by the Authority, present for inspection any vehicle that is used under the licence.
(3) No person may use a passenger transport vehicle or goods transport vehicle if that vehicle has suffered serious damage until the vehicle has been inspected and passed as being safe by a person authorised by the Authority, or the owner of the vehicle has been informed by such a person that the vehicle is not to be inspected.

61 SALE OR DISPOSAL OF PASSENGER OR GOODS TRANSPORT VEHICLE

(1) Before the sale, transfer or other disposal of a passenger transport vehicle or a licensed goods transport vehicle takes place, the person who holds the passenger transport licence or goods transport licence in respect of that vehicle shall—

(a) surrender the passenger transport licence or goods transport licence to the Authority; and

(b) present the vehicle to the Authority, which shall ensure that the licence label is removed.

(2) Subject to subsection (3), before the sale, transfer or other disposal of a passenger transport vehicle takes place, the person who holds the passenger transport licence in respect of that vehicle shall remove its number plates and return them, within 24 hours of their removal, to the Authority.

(3) Where the sale, transfer or other disposal of a passenger transport vehicle is to another person that holds a passenger transport licence or has applied for such a licence, then the Authority may transfer the vehicle registration to the new owner and waive the requirement in Subsection (2).

(4) Where a passenger transport vehicle operating under a passenger transport licence or a licensed goods transport vehicle is repossessed under the Hire-purchase Act 1966, within seven days of the repossession—

(a) the person repossessing the vehicle must—

(i) present the vehicle to the Authority, which shall ensure that the licence label is removed; and

(ii) if the vehicle is a passenger transport vehicle, remove the number-plates and deposit them with the Authority; and

(b) the holder of the passenger transport licence or goods transport licence in respect of that vehicle must—

(i) notify the Authority in writing that the vehicle has been repossessed; and

(ii) surrender the passenger transport licence or goods transport licence to the Authority.

(5) Where a passenger transport licence or goods transport licence is returned to the Authority in accordance with Subsection (1)(a) or Subsection (4)(b)(ii), the Authority shall remove the details of the vehicle from the passenger transport licence or goods transport licence and return the amended licence to the holder.

(6) Before the sale, transfer or other disposal of a passenger transport vehicle or licensed goods transport vehicle, the person to whom the passenger transport vehicle or licensed goods transport vehicle is to be sold, transferred or otherwise disposed of may apply, in writing, to the Authority to have that passenger transport licence or goods transport licence transferred to him or her.

(7) On receipt of an application under Subsection (6), the Authority may make such enquiries as it considers necessary to satisfy the Authority whether or not the applicant is a fit and proper person to operate a passenger transport vehicle or licensed goods transport vehicle.

(8) If the Authority is satisfied that the applicant under Subsection (6) is a fit and proper person to operate a passenger transport vehicle or licensed goods transport vehicle, the Authority shall, as soon as practicable after becoming so satisfied, in writing, inform—

(a) the applicant; and
(b) the person who holds the passenger transport licence or goods transport licence in respect of the passenger transport vehicle or licensed goods transport vehicle the subject of the sale, transfer or other disposal, that it is so satisfied.

(9) On receipt of the information specified in Subsection 8(b), the person who holds the passenger transport licence or goods transport licence in respect of the passenger transport vehicle or licensed goods transport vehicle the subject of the application under Subsection (6) may enter into an agreement with the applicant for the sale, transfer or other disposal of the passenger transport vehicle or licensed goods transport vehicle and the provisions of Subsection (1) shall not apply.

(10) On–
(a) the sale, transfer or other disposal of the passenger transport vehicle or licensed goods transport vehicle to the applicant under Subsection (6); and
(b) payment, by the applicant, of the fee prescribed in items 29, 32, 34 or 37 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation as appropriate, the Authority shall, subject to this Rule–
(a) issue to the applicant a passenger transport licence in Form 13B of Schedule 1 or a goods transport licence in Form 13C of Schedule 1, as the case may require; and
(b) transfer the licence label to the applicant.

Cf MTR r33E

62 CHANGE OF VEHICLE SPECIFIED ON LICENCE
(1) The holder of a passenger transport licence or a goods transport licence must not operate a motor vehicle under the licence other than a motor vehicle specified on the licence.

(2) The Authority may, on the written application of the holder of a passenger transport licence or a goods transport licence, and subject to payment by the applicant of the fee prescribed in item 39 in Schedule 1 of the Road Traffic (Fees and Charges) Regulation, approve the addition of a motor vehicle or vehicles to the licence.

(3) For each motor vehicle added under Subsection (2) the Authority must issue the licence holder with–
(a) the prescribed number plates if the vehicle does not already have prescribed number plates; and
(b) a licence label in the prescribed form.

Cf LHVA S10 & LHVR r5

63 DRIVING FOR LONG PERIODS
(1) The holder of a passenger transport licence or goods transport licence, must not cause or permit a person to drive–
(a) for more than eight hours (including a meal break of not less than 30 minutes) in a day; or
(b) on more than six days out of any period of seven days.

(2) The driver of a passenger transport or licensed goods transport vehicle, must not drive–
(a) for more than eight hours (including a meal break of not less than 30 minutes) in a day; or
(b) on more than six days out of any period of seven days.

Cf MTR r50 & LHVR r70

64 FIT AND PROPER PERSON TEST
(1) This Section applies to–
(a) the issue of a passenger transport or goods transport licence; and
(b) the issue of an endorsement on a driver’s license to drive a passenger transport or licensed goods transport vehicle.

(2) When assessing whether or not a person is a fit and proper person in relation to any passenger transport or licensed goods transport operation, the Authority must consider any matter that it considers should be taken into account—

(a) in the interests of public safety; or
(b) to ensure that the public is protected from serious or organised criminal activity.

(3) For the purpose of determining whether or not a person is a fit and proper person for the purposes of this Section, the Authority may consider, and may give any relative weight that the Authority thinks fit, to the following matters—

(a) the person’s criminal history (if any);
(b) any offending by the person in respect of transport-related offences (including any infringement offences);
(c) any history of serious behavioural problems;
(d) any complaints made in relation to any transport service provided or operated by the person or in which the person is involved, particularly complaints made by users of the service;
(e) any history of persistent failure to pay fines incurred by the person in respect of transport-related offences;
(f) any other matter that the Authority considers it is appropriate in the public interest to take into account.

65 RECORD OF DRIVERS

(1) Subject to Subsection (2), a holder of a passenger transport or goods transport licence must—

(a) keep a record of—
   (i) the full name and address of each person who has driven each vehicle used under the licence; and
   (ii) the dates on which the person drove the vehicle; and
(b) at the request of the Authority or a Traffic Enforcement Officer, produce the record for inspection.

(2) It is not necessary for the holder of a licence to keep the record of a driver for more than twelve months or to produce it in respect of a period earlier than twelve months before the date of the request.

Cf MTR r75

66 TRANSFER, ASSIGNMENT OR LEASE OF LICENCE PROHIBITED

A passenger transport licence or goods transport licence may not be transferred, leased or assigned to any person, except with the written approval of the Authority.

Cf MTR r 38 & 55

67 PRODUCTION OF LICENCE TO AUTHORITY

(1) The holder of a passenger transport licence or goods transport licence, must produce the licence at the office of the Authority within 24 hours of being required to do so by a Traffic Enforcement Officer in the execution of his or her duty.

(2) The Authority may, by written notice, require the holder of a passenger transport licence or goods transport license to produce, at the office of the Authority or at some other place specified in the notice, the license held within such time as is specified in the notice.

(3) A person must, after receipt of a notice under Subsection (2), unless with reasonable excuse, produce the license in accordance with the notice.

Cf MTR r33F & 76
68 PRODUCTION OF LICENCE TO DRIVER
A holder of a passenger transport licence or goods transport license must, before causing, permitting or employing any person to act as the driver of the vehicle, produce to him or her, if required by him or her, the license to operate in respect of the vehicle.
Cf MTR r77

69 NOTICE OF ACCIDENT
If an accident occurs in connection with a passenger transport vehicle or licensed goods transport vehicle, the driver must immediately give notice of the accident to—
   (a) the officer in charge of the police station nearest the scene of the accident; and
   (b) the owner,
as soon as practicable after the accident (or within twenty-four hours after the accident).
Cf MTR r78

70 USE FOR ILLEGAL PURPOSES
The licence holder or driver of a passenger transport vehicle or licensed goods transport vehicle must not cause or permit the vehicle to be used for an illegal purpose.
Cf MTR r79

71 LIABILITY OF UNLICENSED DRIVERS
An unlicensed person acting as the driver of a passenger transport vehicle or licensed goods transport vehicle is subject to this Rule and liable for any breach as if he or she were a licensed driver.
Cf MTR r80

72 SUSPENSION OR CANCELLATION OF LICENSE
(1) Where the Authority is satisfied, after due inquiry, that the holder of a passenger transport licence or goods transport license—
   (a) has been convicted of an offence against the Act, Regulations or Rules in respect of a vehicle or use of a vehicle; or
   (b) has been convicted of a third or subsequent offence under this Rule (whether all or any of those offences relate to the passenger transport operation or goods transport operation in respect of which he or she is currently licensed or to any other motor vehicle); or
   (c) has failed to ply in accordance with the conditions endorsed under this Rule on a licence held by him or her,
the Authority may cancel any passenger transport licence or goods transport license held by the person, or suspend the licence for a period not exceeding three months.
(2) A passenger transport licence or goods transport license shall be deemed to be cancelled if—
   (a) the licensee surrenders the licence to the Authority; or
   (b) the licensee dies.
(3) A person whose passenger transport licence or goods transport license is cancelled, or deemed to be cancelled, under this Rule must, within seven days of being notified of the cancellation present the passenger transport vehicles or goods transport vehicles specified on the licence to the Authority and the Authority must ensure that the licence labels are removed from the vehicles.
Cf MTR r32, 33P, 33O & 62, LHVA S8 & LHVR r4
73 SUSPENSION OR CANCELLATION OF ENDORSEMENT OR DRIVER’S PERMIT

(1) Where the holder of an endorsement or permit to drive a passenger transport vehicle or licensed goods transport vehicle is convicted of a third or subsequent offence under this Rule the Authority may suspend that endorsement or permit, or any other endorsement or permit issued to him or her, for a period not exceeding three months, and while that endorsement or permit is so suspended he or she shall not be entitled to apply for an endorsement or permit in respect of any other motor vehicle.

(2) The Authority may cancel, or suspend for such period as it thinks proper, any endorsement or permit to drive a passenger transport vehicle or a licensed goods transport vehicle if the Authority is of the opinion that the holder of the endorsement or permit is, by reason of his or her behaviour whilst driving a passenger transport vehicle or licensed goods transport vehicle, his or her driving record or his or her state of health, no longer a fit and proper person to hold such an endorsement or permit.

(3) An endorsement or permit to drive a passenger transport vehicle or a licensed goods transport vehicle shall be deemed to be cancelled if the person to whom it is issued ceases to hold a current and appropriate class of driving licence (whether the licence has expired, is cancelled or is suspended).

(4) A person whose endorsement or permit is cancelled under this Rule must, within seven days of being notified of the cancellation surrender the driver’s licence or permit to the Authority.

(5) In the case of an endorsement, the Authority must remove the endorsement from the driver’s licence.

Cf MTR r33C, 33P & 65

74 LOST, DEFACED OR DESTROYED LICENCE OR PERMIT

(1) If a passenger transport licence, goods transport licence, crew member’s permit, or permit to drive a passenger transport vehicle or a goods transport vehicle is lost, defaced or destroyed, the holder of the licence or permit must, within 7 days, provide to the Authority a statutory declaration setting out the circumstances of the loss, defacement or destruction in accordance with Form 22B of Schedule 1.

(2) A licence or permit to which Subsection (1) applies is void as of when the Authority is advised of the loss, defacement or destruction.

(3) The holder of a lost, defaced or destroyed licence or permit may apply to the Authority for a replacement licence or permit.

(4) An application for a replacement licence or permit must be–

(a) in accordance with Form 21B of Schedule 1; and

(b) accompanied by the fee prescribed in item 40 of Schedule 1 of the Road Traffic (Fees and Charges) Regulation 2015.

(5) The Authority may only issue a replacement licence or permit if it is satisfied that the original licence or permit was not misused.

(6) The licence holder must affix any further licence label, issued with a replacement passenger transport licence or goods transport licence, in accordance with this Rule.

Cf MTA s9, MTR r3 & 4

75 FORBIDDING TO OPERATE A TRANSPORT SERVICE

The Authority or a Traffic Enforcement Officer may forbid a person to operate a Transport Service if the person is operating a Transport Service without a Transport Service Licence.
CHANGE OF ADDRESS

(1) If a person who has been issued a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a goods transport vehicle changes address during the currency of the licence or permit, the person must within 14 days—

(a) advise the Authority in writing of the change of address; and
(b) produce the licence or permit to an office of the Authority.

(2) On the production of a licence or permit under Subsection (1), the Authority must endorse the licence or permit with the holder’s new address and return it to that person.

MISCELLANEOUS OFFENCES RELATING TO LICENCES AND PERMITS

A person must not—

(a) by a false statement or misrepresentation obtain or attempt to obtain a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a goods transport vehicle under this Rule; or
(b) wilfully furnish false or misleading information with regard to particulars required by this Rule to be furnished in relation to a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle, under this Rule; or
(c) deface a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle; or
(d) lend a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle to another person or otherwise part with the licence or permit; or
(e) without lawful excuse, have in his or her possession—
   (i) a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle, issued under this Rule; or
   (ii) an article—
      (A) resembling a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle issued under this Rule; and
      (B) calculated to deceive; or
(f) forge, fraudulently alter or use a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle under this Rule; or
(g) sell, dispose of or buy, or attempt to sell, dispose of or buy, a passenger transport licence, goods transport license, crew member’s permit, or permit to drive a passenger transport vehicle or a licensed goods transport vehicle issued under this Rule.
APPLICATION FOR A PASSENGER TRANSPORT LICENCE

Name of owner / operator: ………………………………………………………………………….
Postal address: ………………………………………………………………………………………….
Phone: ………………………….. Fax: …………………………….. Mobile: …………………………….

Residential address:
Section: ……….. Lot: ……………… Street: ………………………………….. Suburb …………………………….
Subdistrict: …………………………………………………………. Province: …………………………………………

I hereby apply for a licence to operate the Public Motor Vehicles / Taxicabs / Private Hire Cars* specified below for hire or reward.

**Description of Vehicles**-

<table>
<thead>
<tr>
<th>Registration No.</th>
<th>Type</th>
<th>Make</th>
<th>Model</th>
<th>Tare weight (t)</th>
<th>No. of Passengers</th>
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Province applied for: …………………………………………

Route applied for: ……………………………………………

Between ………………………………………………. and ………………………………………………………

*This application is for a temporary licence for ……... days for the purpose of-

I attach-

(a) A copy of the certificate of registration for each vehicle.
(b) A copy of the certificate of roadworthiness for each vehicle.
(c) evidence that I am a fit and proper person in accordance with section 64 of the Road Traffic Rules – Passenger and Goods Transport Licensing.

I enclose K …………… being the fee prescribed in the Road Traffic (Fees and Charges) Regulation.

(Signature of Applicant)

Date:

* strike out whichever is inapplicable.
APPLICATION FOR A GOODS TRANSPORT LICENCE.

Name of owner / operator: ........................................................................................................
Postal address: ..........................................................................................................................
Phone: ................................ Fax: ........................................ Mobile: ........................................

Residential address:
Section: ............... Lot: ............... Street: .................................................. Suburb .....................................
Subdistrict: .............................................. Province: .................................................................

I hereby apply for a provincial / highway* licence to operate the goods transport vehicles registration nos:
described in the attached form(s) for hire or reward.

Province(s) applied for: .................................................................
Route / area* applied for: .................................................................
Between ................................................................. and .................................................................
Main type of cargo: .................................................................

I attach-
(a) A copy of Form 13G for each vehicle.
(b) A copy of the certificate of registration for each vehicle.
(c) A copy of the certificate of roadworthiness for each vehicle.
(d) Evidence that I am a fit and proper person in accordance with section 64 of the Road

I enclose K ................ being the fee prescribed in the Road Traffic (Fees and Charges) Regulation.

(Signature of Applicant)

Date:

* strike out whichever is inapplicable.
PASSENGER TRANSPORT LICENCE.

PUBLIC MOTOR VEHICLE / TAXICAB / PRIVATE HIRE CAR* LICENCE No. ...........

Receipt no: .................
This licence is granted to-

................................................................. of .................................................................

(Name)     (Address)
to operate the Public Motor Vehicles / Taxicabs / Private Hire Cars* specified below for hire or reward in accordance with the conditions.

**Description of Vehicles**

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<th>Registration No.</th>
<th>Type</th>
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**Conditions**

(1) To be operated only in Province.
(2) Authorised route no:
(3) Pick-up and set-down points:

*This licence is a temporary licence valid for .......... days.
*This licence is valid for twelve (12) months.

Issue date: Expiry date:

.................................................................

for Road Traffic Authority.

*Strike out whichever is inapplicable

Notify the Authority at once if a vehicle is disposed of –

Issued subject to the Road Traffic Act, the Regulations and Rules thereunder and any amendments thereof for the time being in force. If not suspended or cancelled, this licence must be returned on expiry date to the Road Traffic Authority.
GOODS TRANSPORT LICENCE.

PROVINCIAL / HIGHWAY* LICENCE No. ..........

Receipt no: ....................

This licence is granted to-

.......................................................... of ...........................................................

(Name) (Address)

to operate the goods transport vehicle or vehicles specified below for hire or reward in accordance with the conditions.

Description of Vehicles:

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<th>Registration No.</th>
<th>Type</th>
<th>Make</th>
<th>Model</th>
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Conditions:

1. To be operated only in Province(s).
2. Authorised area or route:
3. Loading conditions:

This licence is valid for twelve (12) months.

Issue date: Expiry date:

--------------------------------
for Road Traffic Authority.

*Strike out whichever is inapplicable

Notify the Authority at once if a vehicle is disposed of –

Issued subject to the Road Traffic Act, the Regulations and Rules thereunder and any amendments thereof for the time being in force. If not suspended or cancelled, this licence must be returned on expiry date to the Road Traffic Authority.
PASSENGER TRANSPORT LICENCE LABEL

Public Motor Vehicle / Taxicab / Private Hire Car* Licence No.

Year of Issue: In force until:

Vehicle registration no:

Maximum number of passengers:

Authorised route:

* Strike out whichever is inapplicable
PROVINCIAL GOODS TRANSPORT LICENCE LABEL

PROVINCIAL LICENCE NO. ...........

Year of Issue: ........................................
Vehicle registration nos: .........................
Maximum GVW: ....................................
Authorised Province: ..............................
Authorised area or route: .........................

In force until: ....................................

P
HIGHWAY GOODS TRANSPORT LICENCE LABEL

HIGHWAY LICENCE NO. ............

Year of Issue:  In force until:
Vehicle registration nos:
Maximum GVW:
Authorised Provinces:
Authorised area or route:

H
DESCRIPTION OF GOODS TRANSPORT VEHICLE AND OPERATION

Name of owner / operator: ..............................................................................................................
Postal address: .................................................................................................................................
Phone: ........................................... Fax: ........................................... Mobile: ...........................................

Residential address:
Section: ............... Lot: ............... Street: ............................................................ Suburb ..............................
Subdistrict: .................................................................................................................................
Province: .................................................................................................................................

Vehicle details-
Towing vehicle reg. no:
Tare weight (to nearest 100kg):  Gross Vehicle Weight (GVW)* (t):
Type:  Make  Year of manufacture:
Motive power:  Manufacturer’s power rating (kw):
Engine number:  Chassis number:
Trailer or semi-trailer reg. no:  Type:
Tare weight (t):  Gross Vehicle Weight (GVW)* (t):

Vehicle combination axle configuration and weights:

<table>
<thead>
<tr>
<th>Axle no.</th>
<th>1</th>
<th>2</th>
<th>3</th>
<th>4</th>
<th>5</th>
<th>6</th>
<th>7</th>
</tr>
</thead>
<tbody>
<tr>
<td>Axle type**</td>
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<tr>
<td>Tyre size</td>
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<tr>
<td>Axle weight (t)</td>
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</tbody>
</table>

Spacing (m)  |   |   |   |   |

* In accordance with section 37(1) of the Vehicle Standards and Compliance Rule.

** see back of form.

Operation details-
(describe the operation that this vehicle is intended to be used for and why it is the most suitable for this type of operation)

(Signature of Applicant)
Date:

* strike out whichever is inapplicable.

[back of form]

Axle type–
S = single standard-tyred axle
SL = single large-tyred axle
T = dual tyred axle

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APPLICATION FOR ENDORSEMENT TO DRIVE A PASSENGER OR GOODS TRANSPORT VEHICLE.

*Surname or father's name: 
*Given names: 
*Sex: 
*Height (cm):  
*Postal address:  
Phone: ......................... Fax: ................................. Mobile: .............................. 
*Residential address:  
Section: ............ Lot: ............... Street: ................................. Suburb ................................. 
*Date of birth:  
*Place of birth:  
Province or Country:  
Current driving licence no:  
Class: 

I hereby apply for endorsement to drive a public motor vehicle / taxicab / private hire car / goods transport vehicle**.

I attach evidence that I am a fit and proper person in accordance with section 64 of the Road Traffic Rules – Passenger and Goods Licensing.

I enclose K ................ being the fee prescribed in the Road Traffic (Fees and Charges) Regulation.

(Signature of Applicant)
Date: 

* Those particulars to be the same as shown on application for driving licence.

** Strike out whichever is inapplicable.

PERMIT TO DRIVE A PASSENGER OR GOODS TRANSPORT VEHICLE

The person whose name, address and photograph appear on this permit is permitted to drive a public motor vehicle / taxicab / private hire car / goods transport vehicle* licensed to carry not more than passengers.

This permit is valid for three (3) years from the date indicated below.

Authorised issuing officer-

……………………………………..  ……………………………………….

(name)     (designation)

…………………………………….. (signature)

Issue date:    Expiry date: 

* Strike out whichever is inapplicable.

Note – This permit must be carried at all times when the holder is driving a public motor vehicle and must be produced to a Traffic Enforcement Officer on demand. The permit must be returned to the Road Traffic Authority within seven (7) days of expiry, suspension or cancellation, otherwise the holder of the permit is liable to a fine not less than K1,500.00 and not exceeding K7,500.00.
APPLICATION FOR PERMIT AS CREW MEMBER ON A PUBLIC MOTOR VEHICLE.

Surname or father's name: 
Given names: 
Sex: 
Height (cm): 
Postal address: 
Phone: .......................... Fax: .......................... Mobile: .......................... 
Residential address: 
Section: ............. Lot: ............. Street: .......................... Suburb ..........................
Date of birth: 
Place of birth: 
Town or Village: 
Province or Country: 

I hereby apply for a permit to act as a crew member on a public motor vehicle.

I attach evidence that I am a fit and proper person in accordance with section 66 of the Road Traffic Rules – Passenger and Goods Licensing.

I enclose K ........................ being the fee prescribed in the Road Traffic (Fees and Charges) Regulation.

(Signature of Applicant)
Date:
PERMIT TO ACT AS CREW MEMBER ON PUBLIC MOTOR VEHICLE

Not Transferrable

The person whose name, address and photograph appear on this permit is permitted to act as a crew member on a public motor vehicle.

This permit is valid for three (3) years.

Conditions-

Authorised issuing officer-

………………………………………………  …………………………………………….
                                                                                   (name)  (designation)

……………………………………………….
                                                                                   (signature)

Issue date:     Expiry date:

Note: This permit must be carried at all times while the holder is acting as a crew member on a public motor vehicle and must be produced to a Traffic Enforcement Officer on demand. The permit must be returned to the Road Traffic Authority within seven (7) days of expiry or cancellation.

TEMPORARY LICENCE AS PRIVATE HIRE CAR

Licence No.

Motor vehicle reg. no. of which of is owner, is licensed for use for the carriage of passengers for hire from to for the purpose of

This licence is subject to the following conditions –

Authorised issuing officer-

………………………………………………  …………………………………………….
                                                                                   (name)  (designation)

……………………………………………….
                                                                                   (signature)

Issue date:     Expiry date:
APPLICATION FOR REPLACEMENT TRANSPORT LICENCE OR PERMIT

The passenger transport licence/ goods transport licence / crew member’s permit / permit to drive a passenger transport vehicle / permit to drive a goods transport vehicle* no. , issued to 

has been lost/defaced/destroyed* in the circumstances mentioned in the attached Statutory Declaration and I apply for a replacement licence / permit.

I enclose K ............... being the fee prescribed in the Road Traffic (Fees and Charges) Regulation.

(Signature of Applicant).

Date:

* Strike out whichever is inapplicable.
STATUTORY DECLARATION FOR LOST, DEFACED OR DESTROYED TRANSPORT LICENCE OR PERMIT

I, of

do solemnly and sincerely declare that –

1. I am the registered holder of passenger transport licence / goods transport licence / crew members permit / permit to drive a passenger transport vehicle / permit to drive a goods transport vehicle * no.:

2. The licence / permit* has been lost / defaced / destroyed*.

3. The circumstances of the loss / defacement / destruction* are:

4. To the best of my knowledge and belief, no improper use has been or is being made of the licence / permit*.

AND I make this solemn declaration by virtue of the Oath, Affirmation and Statutory Declarations Act consciously believing the statements contained in it to be true in every particular.

Declared at on

(Signature of Declarant)

Before me –

Justice of the Peace or Commissioner for Declarations.

* Strike out whichever is inapplicable.