L.N. 61 of 1997

TRAFFIC REGULATION ORDINANCE (CAP. 65) PUBLIC TRANSPORT AUTHORITY ACT (CAP. 332)

Public Transport (Scheduled, Tourist, Minibus and Unscheduled Transport Services) (Amendment) Regulations, 1997

IN exercise of the powers conferred by section 17 of the Traffic Regulation Ordinance and by section 27 of the Public Transport Authority Act, the Chairman of the Public Transport Authority, with the consent of the Minister for Transport and Ports, has made the following regulations:—

Citation.

1. (1) These regulations may be cited as the Public Transport (Scheduled, Tourist, Minibus and Unscheduled Transport Services) (Amendment) Regulations, 1997 and shall be read and construed as one with the Public Transport (Scheduled, Tourist, Minibus and Unscheduled Transport Services) (Amendment) Regulations, 1991, hereinafter referred to as "the principal regulations".

L.N. 144 of 1991.

Amends regulation 3 of the principal regulations.

2. Regulation 3 of the principal regulations shall be amended as follows:–

(a) in paragraph (1) thereof:–

(i) in subparagraph (b) thereof, for the words "in addition to the duties contemplated in regulation 7" there shall be substituted the words "subject to the provisions of regulation 5"; and

(ii) in subparagraph (c) thereof, for the words "to the provisions of regulation 7" there shall be substituted the words "to the provisions of regulation 6"; and

(b) for paragraph (6) thereof, there shall be substituted the following:

"(6) Notwithstanding any provision of these regulations, no licensee of any motor omnibus authorised to operate any scheduled transport service may operate any scheduled, unscheduled or tourist service, even if licensed to operate such service, except through the Central Office for Scheduled Bus Services, with which such licensee is registered as a member.".

3. For regulation 5 of the principal regulations there shall be substituted the following: Substitutes regulation 5 of the principal regulations.

"Tourist services.

5. (1) Subject to the provisions of paragraph (6) of regulation 3 of the principal regulations, any person requesting the services of a motor omnibus for the performance of unscheduled or tourist transport services, may put such a request directly through the licensed operator of such motor omnibus, provided that such omnibus is licensed to operate the said tourist or unscheduled service, as the case may be, in terms of the Police Licences Regulations, 1949.

G.N. 846 of 1949.

(2) In the case of a licensed operator as referred to in the immediately preceding paragraph, who is unable to perform a service which has been requested directly by any person requiring such service, either for tourist or unscheduled transport, such operator may hire or engage such motor omnibus service only from the Central Office for Unscheduled Bus Services for the performance of such service.

(3) It shall be the duty of the Central Office for Unscheduled Bus Services to allocate tourist transport services on a roster system only among such category of motor omnibuses which are registered with the said Central Office and which are licensed to be used on tourist transport services in terms of the Police Licences Regulations, 1949, so as to ensure a fair distribution of the gross takings derived therefrom among such category of motor omnibuses.

(4) In the event that the motor omnibuses registered with the Central Office for Unscheduled Bus Services and which are licensed to operate a tourist or unscheduled transport service shall not be sufficient in number to serve all tourist or transport services which may be required as the case may be, on a particular day, the Central Office for Unscheduled Bus Services may hire or engage such motor omnibus service only from such licensed operators as are mentioned in paragraph (1) of this regulation and, in the event that such licensed operators are unable or fail to accept to perform such service, the said Central Office referred to above may hire or engage, through the other Central Offices, the service of a motor omnibus or motor minibus which are licensed to perform tourist or unscheduled transport services, as the case may be and in terms of the Police Licences Regulations, 1949.

(5) In the cases mentioned in paragraphs (2) and (4) of this regulation, any payment due in respect of such services, either for tourist or unscheduled transport, shall be paid by the person requiring such service directly to the licensed operator in the first case and to the Central Office for Unscheduled Bus Services in the latter case.".

Amends regulation 7 of the principal regulations.

4. In paragraph (1) of regulation 7 of the principal regulations, for the words "to the provisions of regulation 6(1)" there shall be substituted the words "to the provisions of regulations 5 (1) and 6 (1)".

Amends regulation 8 of the principal regulations.

5. In paragraph (1) of regulation 8 of the principal regulations, for the words "among the various licensees" there shall be substituted the words "among such licensees who are registered as members of the said Office,".

Ippubblikat mid-Dipartiment ta' l-Informazzjoni – 3, Pjazza Kastilja – *Published by the Department of Information – 3, Castille Place*
Mitbugh fl-Istamperija tal-Gvern – *Printed at the Government Printing Press*

Prezz 3c – *Price 3c*