



Queensland

# Transport Operations (Passenger Transport) Amendment Regulation (No. 1) 2011

## Subordinate Legislation 2011 No. 143

made under the

*Transport Operations (Passenger Transport) Act 1994*

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[s 1]

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**1 Short title**

This regulation may be cited as the *Transport Operations (Passenger Transport) Amendment Regulation (No. 1) 2011*.

**2 Commencement**

This regulation commences on 1 September 2011.

**3 Regulation amended**

This regulation amends the *Transport Operations (Passenger Transport) Regulation 2005*.

**4 Insertion of new s 146B**

Part 11—

*insert—*

**‘146B Information prescribed for taxi service bailment agreement**

- ‘(1) For section 35L(1)(c) of the Act, all of the following information is prescribed for a taxi service bailment agreement between an accredited operator and an authorised driver (the *parties*) for the bailment of a taxi—
- (a) the date the parties signed the agreement;
  - (b) the name and address of each of the parties;
  - (c) the operator’s accreditation number;
  - (d) the driver’s driver authorisation number;
  - (e) the information stated in subsection (2) about any personal injury insurance, for the authorised driver, relating to the taxi service bailment agreement;
  - (f) the following about amounts payable under the taxi service bailment agreement—
    - (i) if the authorised driver must pay the accredited operator a percentage of the takings—the percentage;

- (ii) if the taxi service bailment agreement provides for a set pay in arrangement between the parties—the set pay in amount for the taxi service bailment agreement;
  - (iii) who is responsible for the cost of fuel;
  - (iv) if the cost of fuel is to be shared between the parties—the amount or percentage of the cost each of the parties must pay;
  - (v) if the authorised driver must contribute to the cost of the premium for any insurance relating to the taxi service bailment agreement—the amount or percentage of the contribution;
  - (vi) if the authorised driver must contribute to the cost of any excess payable under any insurance relating to the taxi service bailment agreement—the amount or percentage of the contribution.
- ‘(2) For subsection (1)(e), the following information is stated—
- (a) whether the accredited operator has obtained the personal injury insurance;
  - (b) if the accredited operator has obtained the personal injury insurance—
    - (i) whether the accredited operator agrees to maintain the personal injury insurance for the duration of the taxi service bailment agreement; and
    - (ii) the expiry date of the personal injury insurance; and
    - (iii) either of the following for the personal injury insurance—
      - (A) the personal injury insurance information; or
      - (B) how the personal injury insurance information can be obtained from the accredited operator.
- ‘(3) In this section—

[s 4]

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***personal injury insurance***, for an authorised driver for a taxi service bailment agreement, means insurance, covering personal injury to the authorised driver, relating to the taxi service bailment agreement.

***personal injury insurance information***, for personal injury insurance, means information, given by the insurer, and included in the product disclosure statement and schedule of cover, for the personal injury insurance.

***set pay in amount*** see section 35N of the Act.

***set pay in arrangement*** see section 35N of the Act.’.

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#### ENDNOTES

- 1 Made by the Governor in Council on 28 July 2011.
- 2 Notified in the gazette on 29 July 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Transport and Main Roads.

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