

South Australia

**Passenger Transport (Miscellaneous) Amendment
Bill 2017**

A BILL FOR

An Act to amend the *Passenger Transport Act 1994*.

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Amendment provisions

Part 2—Amendment of *Passenger Transport Act 1994*

- 4 Amendment of section 24A—Annual report
 - 5 Substitution of section 35A
 - 35A Passenger Transport Standards Committee
 - 6 Insertion of section 63A
 - 63A Report by Minister to Parliament on certain amendments
 - 7 Insertion of section 65
 - 65 Expiry of certain provisions of this Act
-

The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

- 5 This Act may be cited as the *Passenger Transport (Miscellaneous) Amendment Act 2017*.

2—Commencement

- (1) Subject to subsection (2), this Act comes into operation on assent.
- (2) Section 5 will come into operation on a day to be fixed by proclamation.

3—Amendment provisions

- 10 In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Passenger Transport Act 1994*

4—Amendment of section 24A—Annual report

Section 24A(2)—after paragraph (d) insert:

- 15 (e) in relation to the Metropolitan Taxi-Cab Industry Research and Development Fund—
 - (i) the amount of money remaining in the Fund at the end of the relevant financial year; and
 - 20 (ii) the amount of money applied by the Minister for each of the purposes specified in section 62(1)(d),

5—Substitution of section 35A

Section 35A—delete the section and substitute:

35A—Passenger Transport Standards Committee

- 5
- (1) The *Passenger Transport Standards Committee* established by the Minister under this Act continues in existence.
- (2) The Minister may appoint suitable persons to be members of the Committee.
- 10 (3) The membership of the Committee must include a person appointed to represent the interests of consumers of passenger transport services.
- (4) The Minister must cause notice of the appointment of a member of the Committee to be published in the Gazette.
- 15 (5) A member of the Committee holds office for a term of 2 years on conditions determined by the Minister and, at the expiration of a term of appointment, is eligible for reappointment for further terms of 2 years.
- (6) The office of a member of the Committee becomes vacant if the member—
- 20 (a) dies; or
- (b) completes a term of office and is not reappointed; or
- (c) resigns by written notice to the Minister; or
- (d) is convicted of an indictable offence or is sentenced to imprisonment for an offence; or
- 25 (e) becomes bankrupt or applies to take the benefit of a law for the relief of insolvent debtors; or
- (f) is removed from office by the Minister—
- (i) for breach of, or non-compliance with, a condition of appointment; or
- (ii) for misconduct; or
- 30 (iii) for failure or incapacity to carry out official duties satisfactorily.
- (7) The Committee has the following functions and powers:
- (a) such functions and powers as are conferred on it by this Act;
- 35 (b) such other functions and powers as are conferred on the Committee by the Minister from time to time.
- (8) The quorum for any proceedings of the Committee is 3 members of the Committee (but this subsection does not prevent additional members from sitting in any proceedings of the Committee).

6—Insertion of section 63A

After section 63 insert:

63A—Report by Minister to Parliament on certain amendments

5 The Minister must, on or before 30 June following the second and fourth anniversaries of the commencement of Part 8 of the *Statutes Amendment (Budget 2016) Act 2016*, lay before both Houses of Parliament a report on the operation of the amendments enacted by Part 8 during the 2 years ending on the preceding 2 April.

7—Insertion of section 65

10 After section 64 insert:

65—Expiry of certain provisions of this Act

Section 62A and Schedule 2 will expire on 1 May 2023.