

[LEGAL NOTICE NO. 77]

ELECTRONIC FARE TICKETING ACT 2014

Electronic Fare Ticketing (Omnibus) (Amendment) Regulations 2018

In exercise of the powers conferred on me by section 33 of the Electronic Fare Ticketing Act 2014, I hereby make these Regulations—

Short title and commencement

1.—(1) These Regulations may be cited as the Electronic Fare Ticketing (Omnibus) (Amendment) Regulations 2018.

(2) These Regulations come into force on 3 September 2018.

(3) In these Regulations, the Electronic Fare Ticketing (Omnibus) Regulations 2017 is referred to as the “Principal Regulations”.

Regulation 5 amended

2. Regulation 5 of the Principal Regulations is amended by—

- (a) in subregulation (2), deleting “\$50” and substituting “\$150”; and
- (b) in subregulation (5), deleting “\$1,000” and substituting “\$150”.

Regulation 6 amended

3. Regulation 6(4) of the Principal Regulations is amended by deleting “\$50” and substituting “\$150”.

Regulation 7 amended

4. Regulation 7(2) of the Principal Regulations is amended by deleting “\$50” and substituting “\$150”.

Regulation 7B amended

5. Regulation 7B(5) of the Principal Regulations is amended by deleting “\$1,000” and substituting “\$150”.

Regulation 7C amended

6. Regulation 7C(2) of the Principal Regulations is amended by deleting “\$1,000” and substituting “\$150”.

Regulation 7E inserted

7. The Principal Regulations are amended after regulation 7D by inserting the following new regulation—

“Update or upgrade of buscard readers

7E.—(1) Where an update or upgrade of a buscard reader, including the software, is required by the Permanent Secretary, an omnibus operator must ensure that any installed buscard reader including the software, of that omnibus operator is updated or upgraded.

(2) Any omnibus operator who contravenes subregulation (1) commits an offence and is liable to a fixed penalty of \$1,000.

(3) Where an omnibus operator fails to pay the fixed penalty and late payment fee within the prescribed period, the omnibus operator is liable upon conviction to a fine not exceeding \$5,000.”.

Regulation 8 amended

8. Regulation 8 of the Principal Regulations is amended by—

(a) in subregulation (3), deleting “\$50” and substituting “\$150”; and

(b) in subregulation (6), deleting “\$50” and substituting “\$150”.

Regulation 9 amended

9. Regulation 9(3) of the Principal Regulations is amended by deleting “\$50” and substituting “\$150”.

Regulation 18 inserted

10. The Principal Regulations are amended after regulation 17 by inserting the following new regulation—

“Amnesty

18.—(1) Notwithstanding anything contained in these Regulations, any Fixed Penalty Notice issued from 1 August 2017 to 3 September 2018 for which a fixed penalty or late payment fee is payable under regulations 5(5), 5(6), 7(2), 7(3), 7B(5), 7B(6), 7C(2) and 7C(3), is revoked.

(2) Notwithstanding anything contained in these Regulations, any payment made for any Fixed Penalty Notice issued from 1 August 2017 to 3 September 2018 under regulations 5(5), 5(6), 7(2), 7(3), 7B(5), 7B(6), 7C(2) and 7C(3) must be refunded, provided that the omnibus driver proves to the satisfaction of the Permanent Secretary that the Fixed Penalty Notice was incorrectly issued.”.

Made this 3rd day of September 2018.

A. SAYED-KHAIYUM
Attorney-General and Minister for Communications