

BILL NO. 30 OF 2019

A BILL

FOR AN ACT TO AMEND THE LAND TRANSPORT ACT 1998

ENACTED by the Parliament of the Republic of Fiji—

Short title and commencement

1.—(1) This Act may be cited as the Land Transport (Amendment) Act 2019.

(2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.

(3) In this Act, the Land Transport Act 1998 is referred to as the “Principal Act”.

Section 65 amended

2. Section 65(3) of the Principal Act is amended by deleting “by the Authority” and substituting “by the Fijian Competition and Consumer Commission in accordance with section 66C”.

Section 66 amended

3. Section 66 of the Principal Act is amended by—

(a) deleting subsection (1) and substituting the following—

“(1) The Authority may issue a temporary road permit as prescribed by regulations.”; and

- (b) deleting subsection (2).

New section 66C inserted

- 4. The Principal Act is amended after section 66B by inserting the following new section—

“Fixing of fares or charges

66C. The fares or charges (whether maximum, minimum or both) which must be charged or made in respect of the use of public service vehicles of any class or in relation to any particular kind of service, either generally or in respect of different routes, places or localities are to be fixed by the Fijian Competition and Consumer Commission in accordance with the Fijian Competition and Consumer Commission Act 2010.”.

Section 113 amended

- 5. Section 113(4) of the Principal Act is amended by—
 - (a) in paragraph (a), deleting “or public service permit” and substituting “, public service permit, or temporary road permit issued under section 66(1)”; and
 - (b) deleting paragraph (i).

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November 2019

LAND TRANSPORT (AMENDMENT) BILL 2019

EXPLANATORY NOTE

(This note is not part of the Bill and is intended only to indicate its general effect)

1.0 BACKGROUND

- 1.1 The Land Transport (Amendment) Bill 2019 (**‘Bill’**) seeks to amend the Land Transport Act 1998 (**‘Act’**).

2.0 CLAUSES

- 2.1 Clause 1 of the Bill provides for the short title and commencement. If passed by Parliament, the amending legislation will come into force on a date or dates appointed by the Minister by notice in the Gazette.
- 2.2 Clause 2 of the Bill amends section 65 of the Act to facilitate the amendments proposed under clause 4 of the Bill.
- 2.3 Clause 3 of the Bill amends section 66 of the Act by providing for the issuance of temporary road permits as prescribed by regulations.
- 2.4 Clause 4 of the Bill amends the Act to provide that the Fijian Competition and Consumer Commission is to be responsible for the fixing and declaration of fares or charges for the use of public service vehicles.
- 2.5 Clause 5 of the Bill amends section 113(4) of the Act to facilitate the amendments proposed under clause 3 of the Bill.

3.0 MINISTERIAL RESPONSIBILITY

- 3.1 The Act comes under the responsibility of the Minister responsible for land transport.

A. SAYED-KHAIYUM
Attorney-General