

Special Purpose Limousine Licence

Retained licence conditions

- This licence is issued in accordance with and subject to the Transport Operations (Passenger Transport) Act 1994.
- The operator must ensure that an appropriate vehicle is recorded against this licence at all times.
- The special purpose limousine operator will at all times ensure the provision of a special purpose limousine service under this licence is restricted to one or more of the following services:
 - A service for the carriage of passengers to or from a wedding event;
 - A service for the carriage of passengers to or from a student event; or
 - A service for the carriage of passengers to or from a common scenic or tourist attraction, or a major sporting or cultural event.

Licence conditions that no longer apply

The below licence conditions have been removed:

- The operator shall maintain Operator Accreditation for the term of this licence. Evidence of Operator Accreditation shall be displayed in a manner approved by the Chief Executive.
- The operator is not permitted to operate from an approved limousine rank.
- The vehicle for which this licence is issued shall not be operated in conjunction with a courtesy transport service operated by the operator or an associate of the operator where an associate is as defined in s.53 of the Transport Operations (Passenger Transport) Regulation 2005.
- The operator must provide the special purpose limousine service in the vehicle stated to the hirer, if a hirer requests that the special purpose limousine service be provided by using a stated type of vehicle. The operator must seek agreement from the hirer to use a different type of vehicle.

Licence obligations that remain requirements under legislation

Below are excerpts from current legislation that briefly outline your obligations and responsibilities under the *Transport Operations (Passenger Transport) Act 1994 (TOPTA)* and *Transport Operations (Passenger Transport) Regulation 2018 (TOPTR)* which were previously prescribed under licence conditions. This is provided for information purposes and you will need to refer to the relevant sections of legislation for complete provisions relating to your licence obligations. **Note: These legislative provisions are current as at 1 October 2017 and may be subject to change-you should always refer to the current version of legislation available from www.legislation.qld.gov.au**

Licence conditions under old legislative framework	New legislative provision
The operator shall not permit any driver that does not possess Limousine Driver Authorisation to drive or operate the vehicle to provide a limousine service.	Section 27(2) TOPTA - A person must not provide a public passenger service of a kind for which driver authorisation is required under this Act unless the person uses drivers who are authorised drivers for a service of that kind.

	<p>Maximum penalty-160 penalty units. (A person provides a public passenger service if the person is an operator of the service or, for a booked hire service, provides a booking service for the service)</p>
<p>The operator is authorised to provide a limousine service.</p>	<p>Section 71 TOPTA – (1) A <i>booked hire service</i> is a public passenger service for a journey that starts in Queensland- (a) provided by hire, other than the hire on-the-spot, of- (i) a motor vehicle that has not more than 12 seating positions, including the driver’s position, or is a limousine; and (ii) a person to drive the vehicle; and (b) that may be used by the public, or a substantial part of the public, whether or not use of the service is subject to compliance with a condition.</p>
<p>The operator must make a record of prior bookings for the special purpose limousine service provided under this licence which must comply with s.87B of the Act.</p>	<p>Section 81 TOPTA – A person who provides a booking service for a booked hire service must- (a) make a booking record for the booked hire service that is legible; and (b) if the person is not the driver of the motor vehicle to be used to provide the service-before the journey starts, give a copy of the booking record to the driver; and (c) keep the booking record for at least 2 years after the record is made; and (d) if asked by an authorised person-produce the booking record for inspection by the authorised person. Maximum penalty-80 penalty units Section 89 TOPTR – For section 80(1)(b) of the Act, the following details of a booking for a booked hire service area prescribed – (a) information given by the hirer of the service that is sufficient to identify the hirer; <i>Examples—</i> name, mobile number, username, name of an organisation</p>

- (a) the date and time when the passengers are to be picked up;
- (b) the location where the passengers are to be picked up;
- (c) if a fare estimate for the service is given to the hirer under section 88—the estimated amount of the fare.

The operator shall only accept hirings that are pre-booked and for which the fare has been agreed upon before acceptance of the booking.

Section 69 **TOPTA** – Definition for *hire on-the-spot*, in relation to a vehicle and its driver, means arranging, in person, the hire of the vehicle and its driver for a journey to start immediately or shortly after the vehicle and its driver are hired.

Section 71 **TOPTA** –

(2) A *booked hire service* is a public passenger service for a journey that starts in Queensland-

(a) provided by hire, other than the hire on-the-spot, of-

(iii) a motor vehicle that has not more than 12 seating positions, including the driver’s position, or is a limousine; and

(iv) a person to drive the vehicle; and

(b) that may be used by the public, or a substantial part of the public, whether or not use of the service is subject to compliance with a condition.

Section 88 **TOPTR** – A person who provides a booking service for a booked hire service must give the hirer of the booked hire service a fare estimate under this section before the service begins, unless the person has a reasonable excuse.

Example of a reasonable excuse- a hirer opts out of receiving a fare estimate

Maximum penalty- for an individual-20 penalty units; or otherwise-80 penalty units

The operator shall at all times ensure that only the special purpose limousine vehicle for which this licence is in force displays the registration plates issued in terms of s.87(2) of the Act.

Section 94 **TOPTR** – The operator of a public passenger service provided using a limousine must ensure – (a) for a special purpose limousine-an SL plate is displayed on the limousine; or (b) otherwise- an L plate is displayed on the limousine.

Maximum penalty-40 penalty units.

SL plate means a number plate issued for a special purpose limousine under the *Transport Operations (Road Use Management) Act 1995*