

Authorised Version

**Commercial Passenger Vehicle Industry
(Infringements) Regulations 2018**

S.R. No. 85/2018

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STATUTORY RULES 2018

S.R. No. 85/2018

Commercial Passenger Vehicle Industry Act 2017

Commercial Passenger Vehicle Industry (Infringements) Regulations 2018

The Governor in Council makes the following Regulations:

Dated: 26 June 2018

Responsible Minister:

JACINTA ALLAN
Minister for Public Transport

ANDREW ROBINSON
Clerk of the Executive Council

1 Objectives

The objectives of these Regulations are to prescribe—

- (a) infringement offences for which an infringement notice may be served; and
- (b) the penalty for any infringement notice.

2 Authorising provision

These Regulations are made under section 289 of the **Commercial Passenger Vehicle Industry Act 2017**.

3 Commencement

- (1) These Regulations (except regulation 7) come into operation on 2 July 2018.
- (2) Regulation 7 comes into operation on 1 September 2018.

4 Definitions

In these Regulations—

the Act means the **Commercial Passenger Vehicle Industry Act 2017**.

5 Prescribed infringement offences

For the purpose of item 46 of Schedule 2 to the Act, an offence specified in column 2 of Schedule 1 is prescribed as an infringement offence for which an infringement notice may be served.

6 Prescribed infringement penalties

For the purpose of item 48 of Schedule 2 to the Act, the penalty for an infringement notice is the penalty set out in the corresponding entry of column 3 of Schedule 1 in respect of that infringement offence.

7 Amendment to Schedule 1

Before item 18 of Schedule 1 **insert**—

"17A	reg. 8(2)	2.5 penalty units	8469
17B	reg. 8(3)	2.5 penalty units	8470
17C	reg. 8(4)	2.5 penalty units	8471".

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Schedule 1—Commercial passenger vehicle industry infringements

Schedule 1—Commercial passenger vehicle industry infringements

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Prescribed offence</i>	<i>Infringement penalty</i>	<i>Code</i>
	<i>Commercial Passenger Vehicle Industry Act 2017</i>		
1	s. 37(1)	12 penalty units	8449
2	s. 38(1)	12 penalty units	8450
3	s. 47	12 penalty units	8451
4	s. 51(1)	12 penalty units	8452
5	s. 70	12 penalty units	2556
6	s. 82	7.5 penalty units	2558
7	s. 87(1)	1.25 penalty units	8453
8	s. 88(1)	1.25 penalty units	2559
9	s. 89(1)	1.25 penalty units	2560
10	s. 90(1)	1.25 penalty units	2561
11	s. 90(2)	1.25 penalty units	2562
12	s. 91(1)	1.25 penalty units	2563
13	s. 92(1)	1.25 penalty units	2564
14	s. 93(1)	1.25 penalty units	2565
15	s. 94(1)	1.25 penalty units	8454
16	s. 110G	12 penalty units	2427
17	s. 224	1.25 penalty units	3260
	<i>Commercial Passenger Vehicle Industry Regulations 2018</i>		
18	reg. 9(1)	2.5 penalty units	8455
19	reg. 9(2)	2.5 penalty units	8456
20	reg. 9(3)	2.5 penalty units	8457

Authorised by the Chief Parliamentary Counsel

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Schedule 1—Commercial passenger vehicle industry infringements

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
<i>Item</i>	<i>Prescribed offence</i>	<i>Infringement penalty</i>	<i>Code</i>
21	reg. 10(1)	1.25 penalty units	2568
22	reg. 12(1)	2.5 penalty units	8458
23	reg. 12(2)	2.5 penalty units	8459
24	reg. 13(1)	5 penalty units	8460
25	reg. 13(2)	5 penalty units	8461
26	reg. 14(1)	5 penalty units	2623
27	reg. 14(2)	5 penalty units	8462
28	reg. 14(3)	5 penalty units	2624
29	reg. 17(1)	2.5 penalty units	8463
30	reg. 17(2)	2.5 penalty units	8464
31	reg. 17(3)	1.25 penalty units	8465
32	reg. 18(1)	2.5 penalty units	2434
33	reg. 18(2)	2.5 penalty units	8472
34	reg. 18(3)	2.5 penalty units	8466
35	reg. 19(2)	2.5 penalty units	2442
36	reg. 19(3)	2.5 penalty units	2443
37	reg. 21(2)	2.5 penalty units	8467
38	reg. 22(1)	2.5 penalty units	3266
39	reg. 22(2)	2.5 penalty units	8468
40	reg. 25(1)	1.5 penalty units	2412
41	reg. 26(1)	2.5 penalty units	2633
42	reg. 27	1.25 penalty units	2417
43	reg. 28(2)	2.5 penalty units	2406

Endnotes

Penalty Units

These Regulations provide for penalties by reference to penalty units within the meaning of section 110 of the **Sentencing Act 1991**. The amount of the penalty is to be calculated, in accordance with section 7 of the **Monetary Units Act 2004**, by multiplying the number of penalty units applicable by the value of a penalty unit.

The value of a penalty unit for the financial year commencing 1 July 2018 is \$161.19.

The amount of the calculated penalty may be rounded to the nearest dollar.

The value of a penalty unit for future financial years is to be fixed by the Treasurer under section 5 of the **Monetary Units Act 2004**. The value of a penalty unit for a financial year must be published in the Government Gazette and a Victorian newspaper before 1 June in the preceding financial year.