

L.N. 143 of 2009**ROAD TRAFFIC (PASSENGER SERVICE LICENCE FEE CONCESSIONS) REGULATION 2009**

(Made by the Secretary for Transport and Housing under section 7(1) of the Road Traffic Ordinance (Cap. 374) and section 29 of the Interpretation and General Clauses Ordinance (Cap. 1))

1. Commencement

This Regulation comes into operation on 1 July 2009.

2. Interpretation

In this Regulation—

- “concession period” (寬免期) means the period 1 July 2009 to 30 June 2010 (both dates inclusive);
- “effective date” (生效日期), in relation to a passenger service licence or passenger service licence certificate, means the date from which the licence or certificate takes effect;
- “passenger service licence certificate” (客運營業證證明書) means a certificate issued under regulation 12(1) of the principal Regulations;
- “principal Regulations” (《主體規例》) means the Road Traffic (Public Service Vehicles) Regulations (Cap. 374 sub. leg. D);
- “specified fee” (指明費用), in relation to an item of Part A or B of Schedule 1 to the principal Regulations, means the fee specified for that item in column 3 of that Part.

3. Fees payable under principal Regulations subject to concessions

The fees payable under regulations 10 and 12 of the principal Regulations are subject to the concessions provided for in this Regulation.

4. Concessions on fees for passenger service licences

(1) Subject to subsections (2) to (4), the specified fee for each of items 1, 2, 3 and 3A of Part A of Schedule 1 to the principal Regulations is waived in respect of a passenger service licence for operating a service specified opposite to that fee in column 2 of that Part if the effective date of the licence falls within the concession period.

(2) The waiver under subsection (1) of the specified fee for item 3 of Part A of Schedule 1 to the principal Regulations applies only to a student service described in section 27(5)(a) of the Road Traffic Ordinance (Cap. 374).

(3) The total amount of fees that is waived under subsection (1) in respect of a passenger service licence is subject to a maximum amount of \$396.

(4) The total amount of fees that is waived under subsection (1) in respect of 2 or more passenger service licences is subject to a maximum amount of \$396 if—

- (a) those licences bear the same passenger service licence number; and
- (b) the effective date of each of them falls within the concession period.

5. Concessions on fees for passenger service licence certificates

(1) Subject to subsections (2) to (4), the specified fee for each of items 1, 2, 3 and 3A of Part B of Schedule 1 to the principal Regulations is waived in respect of a passenger service licence certificate for a vehicle specified opposite to that fee in column 2 of that Part if the effective date of the certificate falls within the concession period.

(2) The waiver under subsection (1) of the specified fee for item 3 of Part B of Schedule 1 to the principal Regulations applies only to a private bus used for operating a student service described in section 27(5)(a) of the Road Traffic Ordinance (Cap. 374).

(3) The total amount of fees that is waived under subsection (1) in respect of 2 or more passenger service licence certificates is subject to a maximum amount of \$160 if—

- (a) those certificates are issued for operating the same vehicle on a scheduled service;
- (b) they all bear the same passenger service licence number; and
- (c) the effective date of each of them falls within the concession period.

(4) The total amount of fees that is waived under subsection (1) in respect of 2 or more passenger service licence certificates is subject to a maximum amount of \$160 if—

- (a) those certificates are issued for operating the same vehicle on a service other than a scheduled service;
- (b) they all bear the same passenger service licence number; and
- (c) the effective date of each of them falls within the concession period.

Eva CHENG
Secretary for Transport
and Housing

24 June 2009

Explanatory Note

This Regulation provides for concessions on the fees payable in respect of passenger service licences and passenger service licence certificates under the Road Traffic (Public Service Vehicles) Regulations (Cap. 374 sub. leg. D) within the period 1 July 2009 to 30 June 2010.