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PASSENGER TRANSPORT ACT 2014

ORDER

Section 39

Exemption of Certain Public Passenger Services from the Requirement to be Operated
under the Authority of a Passenger Service Contract
Rail Services Contract Transition Exemption Order

I, Timothy Reardon, Secretary of the Department of Transport, on behalf of Transport for NSW, under section 39 (4) of the *Passenger Transport Act 2014*, exempt a public passenger service satisfying the description below from the requirement to be operated under the authority of a passenger service contract.

Object

The object of this order is to continue as a transitional measure under the *Passenger Transport Act 2014* the treatment of public passenger services by train that under the *Passenger Transport Act 1990* were not required to be carried out under a rail services contract, that requirement being only applicable to Rail Corporation New South Wales and its public subsidiary corporations NSW Trains and Sydney Trains.

Description of public passenger service

A public passenger service by train conducted according to regular routes and timetables or according to regular routes and at regular intervals by a person or organisation that is an accredited person other than a public passenger service operated by the following:

- NSW Trains
- Rail Corporation New South Wales
- Sydney Trains

Interpretation

In this Order:

accredited person has the same meaning as in the *Rail Safety National Law (NSW)*

NSW Trains means the corporation with that name continued in existence by the *Transport Administration (General) Regulation 2013*

Rail Corporation New South Wales means the corporation of with that name constituted by the *Transport Administration Act 1988*

Sydney Trains means the corporation with that name continued in existence by the *Transport Administration (General) Regulation 2013*

Publication

This Order is required to be published in the Gazette.

Date of Effect and Termination

This Order takes effect on 1 March 2016 and will continue in force until revoked.

This Order may be revoked at any time by Transport for NSW.

Date: 26 February 2016

TIMOTHY REARDON
Secretary
Transport for NSW

By Authority
Government Printer