



Government Gazette

of the State of

New South Wales

Number 599—Roads and Transport

Friday, 23 December 2022

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It also contains local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW legislation website (www.legislation.nsw.gov.au) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal, see the Gazette page.

Point to Point Transport (Fares) Order 2022

under the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016*

I, Rob Sharp, Secretary of the Department of Transport, for and on behalf of Transport for NSW, pursuant to section 76 of the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016*, hereby determine that:

- (a) the maximum fares payable by hirers in respect of taxi services hired at a rank or hailed on any road or road related area in New South Wales, and
- (b) the maximum amount of a non-cash payment surcharge payable by hirers in respect of passenger services provided by a taxi in New South Wales,

shall be as set out hereunder.

1. Interpretation

Terms used, other than those defined hereunder, have the same meaning as they do in the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016*.

‘Country Area’ means that part of New South Wales other than an Urban Area and an Exempt Area.

‘Distance Rate’ means a fixed amount payable per kilometre when the vehicle is travelling at or more than 26 kilometres per hour.

‘Exempt Area’ means the townships of Moama, Barham, Tocumwal, Mulwala, Barooga and Deniliquin.

‘Hiring Charge’ means the flag fall (or fixed charge) payable for the hiring of a taxi and payable at all times.

‘Holiday Distance Rate’ means a fixed amount payable per kilometre in respect of a journey commencing between 6am and 10pm on a Sunday or Public Holiday.

‘Maxi-cab’ means a taxi that has seating accommodation for 5 or more persons in addition to the driver.

‘Multiple hiring’ means an amount payable from each hirer to the driver of a taxi if the driver has accepted separate hirings from 2 or more persons concurrently and:

- (a) all of the hirers commence the hiring of the taxi at the same time, and
- (b) each of the hirers agrees that the driver may accept the other hirings, and
- (c) all of the hirers are travelling to destinations in the same general locality or the same general direction.

Note: A driver of a taxi must not accept separate hirings from 2 or more persons concurrently otherwise than in accordance with this definition.

‘Night Distance Rate’ means a fixed amount payable per kilometre, calculated by applying the night-time surcharge of 20% of the Distance Rate, when the vehicle is travelling at or more than 26 kilometres per hour in respect of a journey commencing between 10pm and 6am.

‘Passenger Service Levy’ means the levy payable by providers of passenger services as set out at schedule 4 of the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016* and schedule 3 of the *Point to Point Transport (Taxis and Hire Vehicles) Regulation 2017*.

OFFICIAL

'Peak Time Hiring Charge' means a fixed surcharge, payable in addition to the Hiring Charge, for the hiring of a taxi that commences, or is provided in an Urban Area in respect of a journey commencing between 10pm on a Friday, Saturday or day before a Public Holiday and 6am on the next day.

'Public Holiday' means a day specified in section 4 of the *Public Holidays Act 2010*, any day specified by the Minister administering that Act as an additional public holiday in accordance with section 5 of that Act, or any day specified by the Minister administering that Act as a substituted day in accordance with section 6 of that Act.

'Taxi service' means a passenger service where the transport is by a motor vehicle that plies or stands for hire on a road or road related area.

'Taxi Transport Subsidy Scheme' means the scheme administered by Transport for NSW for eligible NSW residents who are unable to use public transport because of a disability.

'Tolls' mean all road, bridge, ferry, tunnel and airport tolls and charges that apply to a journey.

'Urban Area' means those parts of New South Wales specified in clause 2(g).

'Waiting Time' means a fixed amount payable per minute, while vehicle speed is less than 26 km/h.

Notes in the text of this Fares Order do not form part of the Fares Order.

2. Maximum fares and other arrangements payable in respect of a taxi service

This clause sets out the maximum fares and other arrangements payable only in respect of a taxi service that is hired at a rank or hailed on any road or road related area in New South Wales. The maximum fares specified in this clause do not apply to a passenger service that has been booked.

a) Maximum Fares in an Urban Area

The maximum fares and other arrangements payable in relation to a taxi service that commences, or is provided, in an Urban Area are as set out in this clause.

Hiring Charge:	\$3.60
Peak Time Hiring Charge:	\$2.50
Distance Rate:	\$2.29 per kilometre
Night Distance Rate:	\$2.73 per kilometre
Waiting Time:	94.4 cents per minute (\$56.68 per hour)

b) Maximum Fares in a Country Area

The maximum fares and other arrangements payable in relation to a taxi service that commences, or is provided, in a Country Area are as set out in this clause.

Hiring Charge:	\$4.10
----------------	--------

Distance Rate:	\$2.36 per kilometre for the first 12 kilometres and \$3.23 per kilometre thereafter
Night Distance Rate:	\$2.81 per kilometre for the first 12 kilometres and \$3.85 per kilometre thereafter
Holiday Distance Rate:	\$2.81 per kilometre for the first 12 kilometres and \$3.85 per kilometre thereafter
Waiting Time:	96.0 cents per minute (\$57.65 per hour)

c) Tolls

Tolls are payable in addition to the fare in relation to a taxi service that commences, or is provided in either an Urban Area or a Country Area, if the taxi incurs a toll during the hiring.

Note: A toll is no longer payable for a northbound journey across the Sydney Harbour Bridge or a northbound journey through the Sydney Harbour Tunnel. A return toll will not be payable by the hirer to the taxi driver unless the toll is incurred on the relevant journey for which the fare is payable.

d) Maxi-cabs

An amount of up to 150% of the fare and other arrangements payable in accordance with this clause may be demanded by the driver of a maxi-cab if a maxi-cab is providing a taxi service that commences, or is provided in, an Urban Area or a Country Area and there are 5 or more passengers.

e) Multiple Hirings

An amount of 75% of the fare and other arrangements payable in accordance with this clause may be demanded by the driver from each hirer of a taxi service that is a multiple hiring.

f) Cleaning Fee

If, during the course of a taxi service, a passenger soils a taxi in such a manner that the taxi is no longer clean and tidy and the taxi could not reasonably be expected to be used to provide a passenger service before being cleaned, the driver is entitled to collect, and the hirer must pay, a cleaning fee that may not exceed \$120.00 (plus GST).

g) Urban Area

For the purpose of this clause the Urban Area includes:

- i. Metropolitan Transport District,
- ii. Newcastle Transport District,
- iii. Wollongong Transport District,
- iv. Blue Mountains Local Government Area,
- v. Central Coast Local Government Area,
- vi. Shellharbour Local Government Area,
- vii. The townships of Cams Wharf, Fern Bay, Minmi, Toronto, Williamtown, Medowie, Campvale, Ferodale, Raymond Terrace, Fassifern, Hexham, Maitland, Beresfield, Fullerton Cove, Tomago, Camden, Picton, Thirlmere, Tahmoor and Bargo.

h) Exempt Areas not included

Clause 2 does not apply to a taxi licensed to operate in an Exempt Area.

Note: Taxis licensed to operate in an Exempt Area are still subject to clause 4 (non-cash payment surcharges).

3. Amount payable in respect of the Passenger Service Levy

The Passenger Service Levy of \$1.10 (inclusive of GST) may be added to the fare for a taxi service for which the levy is payable.

4. Maximum amount payable for a non-cash payment surcharge

The maximum amount of a non-cash payment surcharge payable for a passenger service provided by a taxi is 5% inclusive of GST.

For the purposes of this section, a passenger service provided by a taxi includes a service that is hired at a rank or hailed on a road or road related area as well as a booked service provided in a motor vehicle that is a taxi.

a) Rounding rules

The following rounding rule applies when determining the amount of a non-cash payment surcharge: round down to the nearest whole cent below half a cent; round up to the nearest whole cent from half a cent.

Note: Under section 77 of the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016*, a non-cash payment surcharge means a fee or charge (however calculated):

- i. added to the amount otherwise payable by a hirer of a taxi or hire vehicle because the amount payable for the hire is paid wholly or partly by the use of a debit, credit, pre-paid or charge card, or
- ii. payable by all or any of the owner or driver of, or holder of a taxi licence for, a taxi or hire vehicle or the provider of a service using a taxi or hire vehicle because an amount payable for the hire of the taxi or hire vehicle is paid wholly or partly by the use of a debit, credit, pre-paid or charge card.

Note: the non-cash payment surcharge operates as a cap on all surcharges that may be applied because the amount payable in respect of the taxi hire is paid by debit, credit, pre-paid or charge card. For example, if the amount payable in respect of the hire is \$100, then the maximum (and only) non-cash payment surcharge is \$5.

5. Commencement

This determination takes effect on and from 1 January 2023.

6. Revocation of Previous Determinations

All previous Determinations made under section 76 of the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016* are revoked.

DATED: 15 December 2022



Rob Sharp
Secretary

OFFICIAL

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Wollongong Harbour, Wollongong – all navigable waters bounded by imaginary lines drawn between:

1. The Southern break wall including the slipway and adjoining beach
2. The entire carpark around the Yachties' Cafe
3. Halfway along the Northern break wall
4. The area of water between these locations

Duration

- 8.30pm – 9.30pm – Saturday 31 December 2022

Detail

A firework display will be conducted over the navigable waters of Wollongong Harbour and the adjacent Tasman Sea. The display will be staged from land at the above location. The area directly around this location may be dangerous and hazardous while the fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, which will be monitored by event staff and indicated by control vessels stationed around the zone.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone.

Penalties may apply (section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways/restrictions-and-closures/marine-notices>

Marine Notice: SO2295

Date: 14 December 2022



Nathaniel Jacobs

Manager Waterways Operations South

Delegate

TWEED SHIRE COUNCIL

ROADS ACT 1993

Notification of Road Closure

NOTICE is hereby given, under the provisions of the *Roads Act 1993* (NSW) that the road as set out in the Schedule below is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, will vest in Tweed Shire Council and is classified as operational land for the purposes of the *Local Government Act 1993* (NSW).

Troy Green, General Manager, Tweed Shire Council, Tumbulgum Road,
Murwillumbah, NSW 2484.

Schedule

Lot 2 in DP1289700 formerly part of Rowlands Creek Road, Rowlands Creek

TWEED SHIRE COUNCIL

ROADS ACT 1993

Notification of Road Closure

NOTICE is hereby given, under the provisions of the *Roads Act 1993* (NSW) that the road as set out in the Schedule below is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, will vest in Tweed Shire Council and is classified as operational land for the purposes of the *Local Government Act 1993* (NSW).

Troy Green, General Manager, Tweed Shire Council, Tumbulgum Road,
Murwillumbah, NSW 2484.

Schedule

Lot 3 in DP1289493 formerly part of Unnamed Road, Numinbah

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE AND SPECIAL RESTRICTIONS

Regulated Area

Sydney Harbour - Garden Island to Sydney Heads as follows:

All navigable waters bounded by imaginary lines drawn between:

- Garden Island Port Hand Beacon and Bradley's Head Light
- the most northerly point of Middle Head, and Cannae Point Flagstaff,
- North Head starboard hand beacon and Macquarie Light

Duration

- 11:30am to 2:20pm Monday 26 December 2022

Detail and Special Restrictions

A special event will take place on Sydney Harbour at the above locations, being the 2022 Rolex Sydney to Hobart Yacht Race. Due to the potential to affect the safety of navigation, a **Regulated Area** with declared special restrictions will be established for the duration as specified above.

Pursuant to section 12(3) of the *Marine Safety Act 1998*, those restrictions are as follows:

- No sail vessel other than official competing yachts may have sails hoisted between 12:00pm and 2:00pm;
- The Regulated Area is declared a strict 6 knot speed limit zone and a "no wash" zone for the duration;
- Vessels intending to accompany or follow the racing fleet outside the heads are required to follow strict navigation channels - leaving the Harbour in the vicinity of South Head and re-entering via North Head, then using the Western Channel while keeping to the starboard side of the channel.
- Vessels intending to observe the event without leaving the Harbour are required to position their vessels on, and remain on, the western side of the Harbour or south of Vaucluse Point on the eastern side of the Regulated Area.

Exclusion Zone

In addition, an Exclusion Zone will be established within the Regulated Area between 12:00pm and 2:20pm, which will be marked by a perimeter of yellow buoys.

NO UNAUTHORISED VESSELS are to enter the Exclusion Zone, which will be patrolled by Transport for NSW (Maritime) patrol vessels, Water Police, and other official control vessels.

No Anchoring or Passive Craft Zone

Pursuant to section 12(3) of the *Marine Safety Act 1998*, a “No Anchoring or Passive Craft Zone” will also be established within the Regulated Area approximately 100m around the Exclusion Zone generally, extending to 200m from the Exclusion Zone in the Watsons Bay/Vaucluse Bay area, and extending to the whole of the area between the Exclusion Zone and North Head.

NO VESSELS are permitted to anchor in this area under any circumstances and, due to the safety risk posed by the event and by spectator vessel traffic, NO NON-POWERED PASSIVE CRAFT (e.g. canoes, kayaks, surf boats, surf skis, rowing craft) are permitted in this area at any time. Penalties apply (see below).

Offence provision

Any vessel operator

- contravening the Special Restrictions detailed above; or
- entering the Exclusion Zone; or
- contravening the “No Anchoring or Passive Craft Zone” rules detailed above

is liable to an offence (*Marine Safety Act 1998*, s.12(5) - Maximum Penalty \$1,100.00)

Maps and Charts Affected

RMS Boating Map – 9D

RAN Hydrographic Chart AUS 200

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways/restrictions-and-closures/marine-notices>

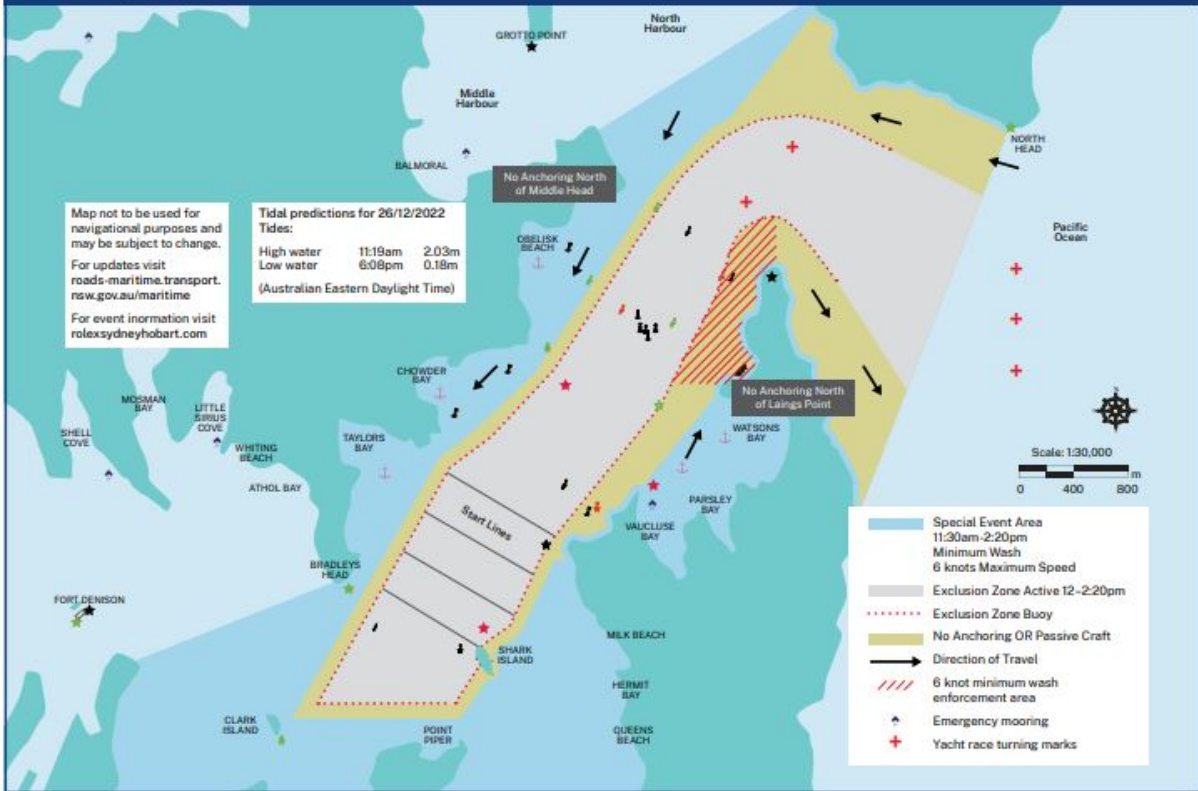
Marine Notice SE2222

Date: 21 December 2022



Drew Jones
Senior Special Aquatic Events Officer
Delegate

Rolex Sydney Hobart Start 2022



Exclusion zone active 12-2:20pm. Race starts at 1pm

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS –EXCLUSION ZONE AND RESTRICTIONS

Regulated Area

Sydney Harbour – Cockatoo Island to Steele Point, Vaucluse.

All navigable waters bounded by imaginary lines drawn between:

1. Greenwich Point to Clarkes Point (the entrance to Lane Cove River)
2. Clarkes Point, through Cockatoo Island to White Horse Point
3. Bradleys Head Light to Steele Point.

Duration

- 8.00am Saturday 31 December 2022 to 2.00am Sunday 1 January 2023

Detail and Special Restrictions

A special event will take place on Sydney Harbour at the above location, being the annual New Years' Eve Fireworks and Lit Vessels Parade. Due to the potential to affect the safety of navigation, a **Regulated Area** with declared special restrictions will be established at the location specified above.

Pursuant to section 12(3) of the *Marine Safety Act 1998*, those special restrictions are as follows:

- (a) From 8.00pm Friday 30 December 2022 to 1.00am Sunday 1 January 2023, Jeffrey Street Wharf, Kirribilli will be closed to all vessels;
- (b) From 8.00am Saturday 31 December 2022 to 2.00am Sunday 1 January 2023, anchoring of vessels in the areas which will become the Exclusion Zone later in the evening (see below) is prohibited, and vessel operators who fail to leave the "No Anchoring Zone" when directed may be guilty of an offence;
- (c) From 11.30am Saturday 31 December 2022) to 1.00am Sunday 1 January 2023, Woolwich (Valencia Street) Ferry Wharf will be closed to all vessels;
- (d) From 3.00pm Saturday 31 December 2022 to 1.00am Sunday 1 January 2023, Milsons Point and McMahons Point Ferry Wharves will be closed to all vessels;
- (e) From 3.00pm Saturday 31 December 2022 to 2.00am Sunday 1 January 2023, a maximum speed limit of 6 knots is declared in the Regulated Area (unless otherwise authorised by TfNSW or Police);

- (f) From 5.00pm Saturday 31 December 2022 to 1.00am Sunday 1 January 2023, Beulah Street Wharf, Kirribilli will be closed to all vessels;
- (g) From 8.00pm Saturday 31 December 2022 to 2.00am Sunday 1 January 2023, additional “No Anchoring Zones” are declared in the channels, between:
- Balmain East and Goat Island
 - Balls Head and the Snails Bay dolphins
 - Garden Island and Fort Denison
 - off Bradleys Head.

The ‘No Anchoring Zones’ near Balls Head, Garden Island, and Bradleys Head will be marked by yellow ‘no anchoring’ buoys with quick flashing yellow lights.

Exclusion Zone

An EXCLUSION ZONE is specified during the event, which will be established inside the Regulated Area between 8.00pm Saturday 31 December 2022 and 12.45am Sunday 1 January 2023, and will be marked by perimeters of yellow lit buoys. The Zone will also be patrolled by Police, TfNSW (Maritime), and other official control vessels.

Offence Provision

Any vessel operator or persons

- breaching the Special Restrictions detailed above; or
- entering Exclusion Zones; or
- anchoring in the “No Anchoring Zone”.

is liable to an offence (Marine Safety Act 1998 s.12(5) - Maximum Penalty \$1,100.00)

Maps and Charts Affected

TfNSW Boating Map – 9D and 9G

RAN Hydrographic Chart AUS 200, AUS 201 AUS 202

Penalties may apply (section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways/restrictions-and-closures/marine-notice>

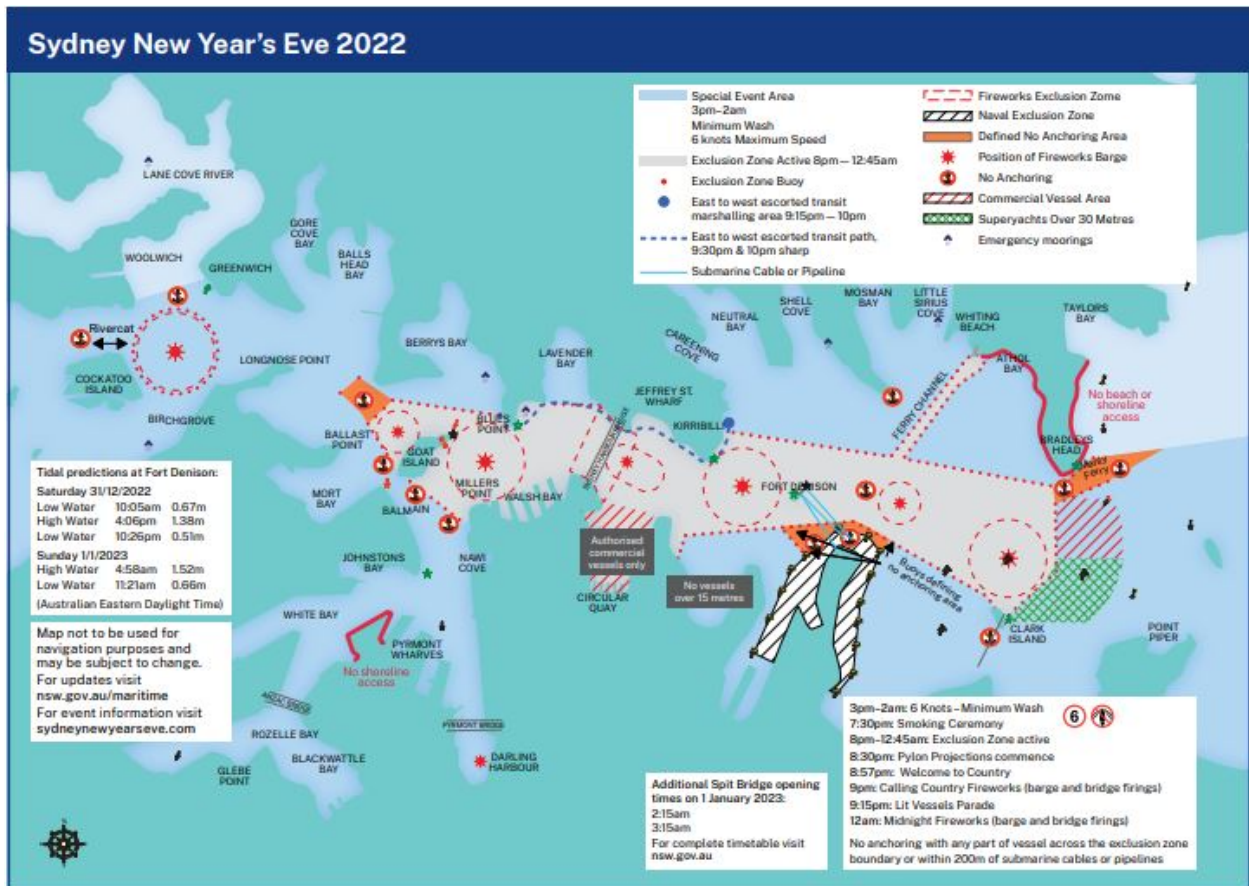
Marine Notice: SE2223

Date: 21 December 2022

Drew Jones

Senior Special Aquatics Events Officer

Delegate



Exclusion zone active 8-12:45pm. Fireworks 9pm and 12am

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Sydney Cove, Sydney Harbour

Duration

- 1.00am to 5.00am – Monday 2 January 2023
- 10.15pm to 10.50pm – Tuesday 3 January to Saturday 7 January 2023

Detail

The Elevate Sydney Skyshow event will take place on the navigable waters of Sydney Cove, Sydney Harbour specified above. It will comprise up to 600 drones using the northern end of the Overseas Passenger Terminal as a launch pad each evening to perform a drone swarm show.

Exclusion Zone

An EXCLUSION ZONE is specified during the event, which will be established across the mouth of Sydney Cove from the Port lateral mark off the Sydney Opera House Seawall, to the Port Lateral mark off Dawes Point, as per the attached map. The Zone will also be patrolled by Maritime control vessels.

TfNSW Maritime vessels will be stationed on the above line and will communicate the activation and deactivation of the Exclusion Zone over VHF 13 to Sydney VTS.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone.

Penalties may apply (section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways/restrictions-and-closures/marine-notices>

Marine Notice: SE2301

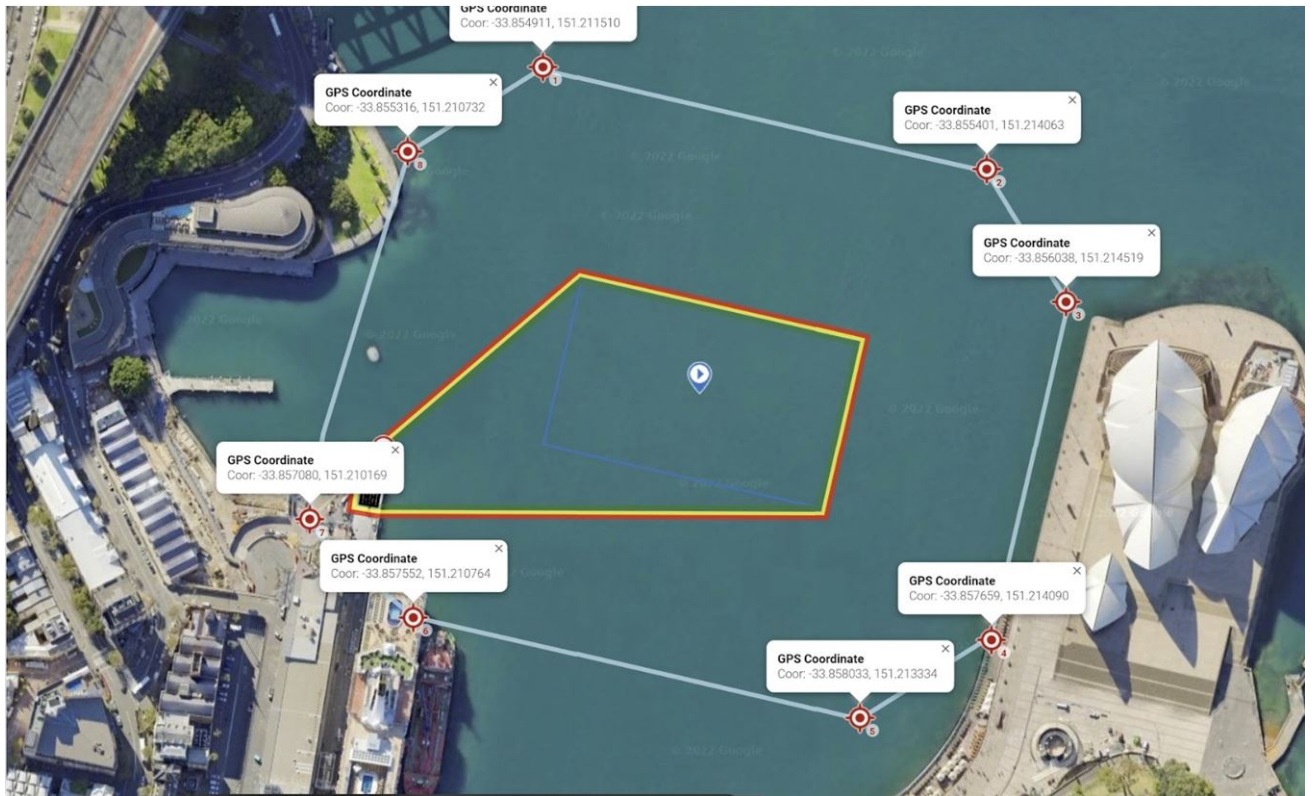
Date: 20 December 2022



Drew Jones

Senior Special Aquatic Events Officer

Delegate



MARINE SAFETY ACT 1998

Section 12(2)

MARINE NOTICE

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Main Beach and Turners Beach, Yamba.

Duration

- 9.30am to 1.00pm – Monday 2 January 2023

Detail

A Marathon Swim Event will be conducted on the navigable waters of Main Beach and Turners Beach, Yamba specified above. In the event of poor sea conditions, Whiting Beach and Clarence River, Yamba will be used as back-up locations.

An **EXCLUSION ZONE** is specified during the event, which will be marked by buoys and monitored by control vessels.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone.

Penalties may apply (Section 12(5) - *Marine Safety Act 1998*)

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways/restrictions-and-closures/marine-notices>

Marine Notice: NH23003

Date: 21 December 2022



Rod McDonagh

Manager Operations North

Delegate

Temora Shire Council

Roads Act 1993, Section 16

Dedication of Land as Public Road

Notice is hereby given, under section 16 of the *Roads Act 1993*, that the land highlighted in red is dedicated as public road, as set out in the Schedule below.

Schedule 1

Section of road identified in red below, intersecting with Burley Griffin Way and Mary Gilmore Way, north of Lots 33 & 163; DP 750852. The road is known as Bryces Hill Road, Ariah Park.



GC Lavelle
General Manager
Temora Shire Council