

Passed by both Houses



New South Wales

Transport Administration Amendment (Travel Concession) Bill 2006

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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney, , 2006*



New South Wales

Transport Administration Amendment (Travel Concession) Bill 2006

Act No , 2006

An Act to amend the *Transport Administration Act 1988* with respect to travel concessions.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

Chairman of Committees of the Legislative Assembly.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Transport Administration Amendment (Travel Concession) Act 2006*.

2 Commencement

This Act commences on the date of assent.

3 Amendment of Transport Administration Act 1988 No 109

The *Transport Administration Act 1988* is amended as set out in Schedule 1.

4 Repeal of Act

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

Schedule 1 Amendments

(Section 3)

[1] Section 39 Government subsidised travel schemes

Insert after section 39 (1):

- (1A) If the regulations so provide, persons of a class prescribed by the regulations are not entitled to subsidised travel under any such scheme. This subsection applies despite any approval or direction of the Minister or the *Anti-Discrimination Act 1977*.

[2] Section 88 Free or subsidised railway, bus or ferry travel

Insert after section 88 (3):

- (3A) If the regulations so provide, persons of a class prescribed by the regulations are not entitled to be issued with a free travel pass or a concessional travel pass under this section. This subsection applies despite any determination or direction of the Minister or of an Authority or the *Anti-Discrimination Act 1977*.

[3] Schedule 7 Savings, transitional and other provisions

Insert at the end of clause 2 (1):

*Transport Administration Amendment (Travel Concession)
Act 2006*

[4] Schedule 7

Insert at the end of the Schedule with appropriate Part and clause numbers:

Part Provisions consequent on enactment of Transport Administration Amendment (Travel Concession) Act 2006

Student travel passes—transitional provision

- (1) Until the regulations otherwise provide, full fee paying overseas students:
- (a) are not entitled to be issued with a concessional travel pass (as referred to in section 88) of a kind that is available only to persons who are students at tertiary educational institutions, and
 - (b) are not entitled to the benefit of concessional travel in circumstances where only a person who is entitled to be issued with such a pass is entitled to that benefit.

Schedule 1 Amendments

- (2) This clause extends to travel under a scheme for Government subsidised travel as referred to in section 39.
- (3) In this clause, ***full fee paying overseas student*** means a person who has been permitted to enter Australia on a visa issued on the basis that while in Australia the person will be enrolled as a full-time student at a tertiary educational institution, paying the full cost of their tuition and will have sufficient funds to meet their educational and living costs in Australia.