

THE TRANSPORT AUTHORITY ACT

ORDERS
(under section 16)

(Omitted)

REGULATIONS
(under section 18)

The Transport Authority Regulations, 1988

L N 106 88
31/92
49 99
133 2001
6A/2005
36/2010
95A/2014

SH-26

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REGULATIONS
(under section 18)

THE TRANSPORT AUTHORITY REGULATIONS, 1988

(Made by the Minister on the 28th day of November, 1988)

L.N. 106/88
Amdts.:
L.N. 31/92
49/99
133/2001
6A/2005
36/2010
95A/2014
Citation.

1. These Regulations may be cited as the Transport Authority Regulations, 1988.

2. In these Regulations “vehicle” means a public passenger vehicle.

Interpretation
Inspector to wear uniform when performing duties.

3.—(1) Subject to paragraphs (2) and (3), an Inspector shall wear the uniform specified in regulation 4 when he is performing the duties of an Inspector.

(2) The Authority may, whenever it thinks fit, authorize an Inspector to perform his duties otherwise than in uniform.

(3) Where an Inspector observes a breach of these Regulations or any other legislation with regard to which he is vested with authority he may, on the production of his identification badge, perform the duties of an Inspector although he is not in uniform and is not authorized under paragraph (2).

4.—(1) The Authority may from time to time determine the uniform which shall be worn by an Inspector.

Description of uniform.

(2) The uniform referred to in subsection (1) shall include a badge, shirt, hat and trousers, and in the case of a female, may also include a skirt.

5. Where—

Consequence of revocation of designation or resignation.

(a) the designation of an Inspector is revoked; or

(b) an Inspector resigns from the post of Inspector, the Inspector shall within ten days of the designation being revoked or the resignation being effective return to the Authority the uniform and such other article (if any) as the Authority may have issued to the Inspector to be used by him in the performance of his duties.

6.—(1) An Inspector who reasonably believes that a vehicle is in a defective condition may require the driver of that vehicle to take the vehicle, within forty-eight hours of being so required, to the certifying officer of any Traffic Area Authority who shall examine the vehicle as to its suitability or otherwise to be used on the road and if the vehicle is found to be unsuitable for such use, the certifying officer shall inform the driver of the action to be taken before it can be so used.

Power of Inspector regarding defective vehicle.

(2) If on examination the vehicle is found to be defective, the certifying officer shall issue a certificate in the Form "E1" of the First Schedule to the Road Traffic Regulations and the certifying officer shall—

- (a) require the owner, driver or operator of the vehicle to produce to him the motor vehicle registration certificate, the road licence and the certificate of fitness; and
- (b) direct the owner, driver or operator to take the vehicle to the nearest place where repairs can be effected.

(3) The owner, driver or operator of the vehicle shall, on being required by a certifying officer under paragraph (2) (a) to produce the motor vehicle registration certificate, the road licence and the certificate of fitness, deliver such certificates and licence to the certifying officer who shall forward them to the Authority.

(4) Where a certifying officer certifies in the Form "E2" of the First Schedule to the Road Traffic Regulations that the vehicle is no longer in a defective condition the owner, driver or operator of the vehicle shall take the form to the Authority and shall receive from the Authority the motor vehicle registration certificate, the road licence and the certificate of fitness.

Driver to produce licence

7. Any person who is the driver of a vehicle shall on being required by an Inspector to do so, produce his driver's licence for inspection.

Driver to keep log book

8.—(1) A driver of a vehicle which provides stage or express carriage service shall keep in that vehicle at all times a book, in the form set out in the Schedule, in which the driver and the conductor of the vehicle shall, in relation to each shift worked, record the particulars therein required.

Schedule

(2) The log book shall be issued by the Authority on the payment of a fee of twenty-five dollars.

(3) A driver or conductor shall produce the log book for inspection when required so to do by an Inspector.

Circumstances in which driver to take up or set down passengers

9.—(1) A driver shall not take up or set down any passenger except at specified points indicated by signs marked—

- (a) "BUS STOP" or "BUS TERMINUS";
- (b) "ROUTE TAXI", in the case of a stage carriage "B" which is a route taxi,

and passengers shall not be taken up or set down between such specified stops.

(2) Notwithstanding paragraph (1), a driver may take up or set down a passenger other than at the specified points mentioned in that paragraph—

- (a) where the service provided is not a stage or express carriage service; or
- (b) where no such signs are provided along the route.

10. Any person who is the owner, driver or operator of a vehicle shall, on being required by an Inspector to produce the road licence, the certificate of insurance, the motor vehicle registration certificate or the certificate of fitness in respect of that vehicle, produce such licence or certificate for inspection.

Production of licence and certificates

11. Any person who is the conductor on a vehicle shall, on being required by an Inspector to do so, produce his conductor's licence for inspection.

Conductor to produce licence

12. Every driver or conductor shall, upon being requested by an Inspector to do so, give his name and address and the name and address of the person to whom he is employed.

Names and addresses to be given

13.—(1) Subject to regulation 123A of the Road Traffic Regulations the Authority shall determine the uniform to be worn by drivers and conductors of a specified group or organization.

Appearance of driver and conductor

(2) An Inspector shall not allow any driver or conductor to act in such capacity where, in the opinion of the Inspector, the driver's or conductor's appearance is likely to be offensive to passengers.

14.—(1) A driver or conductor shall not (without just cause the proof whereof shall lie on him) in relation to passengers or intending passengers who are school children or are elderly or physically incapacitated, do or say anything which would have the effect of preventing those intending passengers from entering the vehicle or traveling thereon.

Persons who are not to be prevented from entering vehicle

(2) Where an Inspector hears any reference made by a driver or conductor or sees any action by that driver or conductor in contravention of paragraph (1), he shall record such reference or action in the log book and report the matter to the Authority.

(3) An intending passenger who is aggrieved by anything done or said by a driver or conductor in contravention of paragraph (1) may report the incident to an Inspector or to the Authority.

(4) The Authority on receiving a report under paragraph (2) or (3) shall investigate the matter and shall request the driver or conductor to reply to the allegation and where he is found to have contravened paragraph (1) the Authority may, without prejudice to any other penalty, suspend his licence for a period not exceeding ten days.

Restriction on
playing sound
equipment

15.—(1) A person shall not play or cause to be played on any vehicle any musical instrument, any sound or video recordings of any form or any broadcast of any sound or video programme, except a broadcast from an AM or FM radio station in Jamaica received by way of a radio.

(2) A person shall not install or cause to be installed in any vehicle any equipment capable of—

- (a) playing back any digital video-disc recording, video recording, compact disc recording or other sound recording; or
- (b) receiving any broadcast signal, except a radio that receives material broadcast from an AM or FM radio station in Jamaica.

(3) Where a radio is installed in a vehicle, it shall be a radio without any facility to playback cassette tape recordings, compact disc recordings or any other form of recording and the radio shall be without any enhancements that facilitate the playing of any sound other than material received from a broadcast from an AM or FM radio station in Jamaica.

(4) This regulation shall not apply to a vehicle that is licensed for contract carriage service.

Prohibition against
use of telephones

15A.—(1) Subject to paragraph (2), no driver of a vehicle shall, while he is driving that vehicle, use or attempt to use any cellular phone or other type of telephonic device.

(2) The provisions of paragraph (1) shall not apply where the driver of a vehicle uses a hands-free cellular telephone or other hands-free telephonic device.

Prohibition
against
installation of
curtains

15B.—(1) Subject to paragraph (2), the owner, driver or operator of a vehicle shall not install or cause to be installed in that vehicle curtains, screens, tint or other similar device which will prevent an inward view of the vehicle.

(2) The provisions of paragraph (1) shall not apply to a vehicle which is licensed for contract carriage service.

Marks to be
exhibited on
vehicle

16.—(1) Every vehicle shall exhibit—

(a) on the outside front and rear of the vehicle, in a size of not less than four inches in height, any identification letter, number or other mark approved by the Authority;

(b) on the inside of the vehicle in a conspicuous position—

- (i) a schedule of times of service of the vehicle;
- (ii) a chart of the route served by the vehicle;

- (iii) in a size of not less than three inches in height, any identification letter, number or mark approved by the authority; and
- (iv) the schedule of fares approved by the Authority.

(2) The owner, driver or operator of a vehicle shall not make or cause to be made any graphics, wordings or markings on such vehicle without the written approval of the Authority.

16A. Every route taxi shall exhibit—

Identifying
logo

- (a) on the two front doors of the vehicle, the logo of the taxi association of which the licensee is a member and the fleet number assigned thereto such logo being not less than 15cm in width.
- (b) on the upper left-hand corner of the front windshield and on the upper right-hand corner of the rear windshield, a colour-coded sticker supplied by the Authority, identifying the parish in which the vehicle operates.

17.—(1) Where a vehicle is used as a stage carriage or express carriage the conductor on the vehicle shall issue to each passenger, at the time the passenger enters the vehicle, a ticket in respect of the passenger's journey.

Issuing of
tickets on
vehicle

(2) A ticket issued pursuant to paragraph (1) shall state the amount of fare payable and shall exhibit any other mark, number or other particulars which the Authority may require.

18.—(1) The driver of every vehicle which provides stage or express carriage service—

Driver to
observe
schedule of
journeys and
prescribed
route

- (a) shall (except in circumstances beyond his control) observe in respect of that vehicle the schedule of journeys and times thereof as authorized by the Authority;
- (b) shall provide service along the entire route in respect of which a road licence is granted unless he is authorized by the Authority in writing not to provide such service.

(2) Where an Inspector is satisfied that the driver of such vehicle as aforesaid has contravened paragraph (1), the Inspector shall record such contravention in the vehicle's log book.

19. Any person who contravenes these Regulations shall, on summary conviction in a Resident Magistrate's Court, be liable to a fine not exceeding two thousand dollars or to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

Penalties

SCHEDULE

(Regulation 8)

THE TRANSPORT AUTHORITY ACT

TRANSPORT AUTHORITY VEHICLE INSPECTION RECORD AND LOG BOOK

(NOTE: A SEPARATE FORM SHOULD BE COMPLETED BY EACH CREW)

DATE: VEHICLE REGISTRATION NUMBER: ROUTE:

Name, No. and Address of Driver, Name, No. and Address of Conductor

Start of Shift:

End of Shift:

Record of Trips (Time)

1st: Start.....	5th: Start.....	9th: Start.....
Finish.....	Finish.....	Finish.....
2nd: Start.....	6th: Start.....	10th: Start.....
Finish.....	Finish.....	Finish.....
3rd: Start.....	7th: Start.....	11th: Start.....
Finish.....	Finish.....	Finish.....
4th: Start.....	8th: Start.....	12th: Start.....
Finish.....	Finish.....	Finish.....

RECORD OF INCIDENTS / ACCIDENTS:

.....
Driver's Signature *Conductor's Signature*

REMARKS BY TRANSPORT AUTHORITY'S INSPECTOR:
