

Statutory Document No. 2002/0045



Road Transport Act 2001

PUBLIC PASSENGER VEHICLES (CONDUCT OF PASSENGERS) REGULATIONS 2002¹

Approved by Tynwald: 19 February 2002
Coming into Operation: 1 April 2002

In exercise of the powers conferred on the Department of Transport by sections 45 and 62(1) of the Road Transport Act 2001¹, and of all other enabling powers, and after consultation with the Road Transport Licensing Committee and such representative bodies as the Department thinks fit, the following Regulations are hereby made: —

PART I - PRELIMINARY

1 Citation and commencement

These Regulations may be cited as the Public Passenger Vehicles (Conduct of Passengers) Regulations 2002 and, subject to section 62(6) of the Act, shall come into operation on the 1st April 2002.

2 Interpretation

In these Regulations —

"**the Act**" means the Road Transport Act 2001;

"**authorised person**" means driver, conductor, inspector of a public passenger vehicle, or any other person authorised by the licensed or registered operator;

"**Carrying Capacity Regulations**" means Regulations² made under section 46 of the Act;

"**the Committee**" means the Road Transport Licensing Committee;

"**controlled drug**" has the meaning assigned by section 2 of the Misuse of Drugs Act 1976³;

¹ 2001 c.27

² SD 91/02

³ 1976 c.21

"the Department" means the Department of Transport; and

"deck", "double-decked vehicle" and "gangway" have the same meanings as in the Buses (Carriage of Passengers for Hire or Reward)(Construction and Use) Regulations 2001⁴.

3 Application

These Regulations apply to every individual who is a passenger or intending passenger of a public passenger vehicle.

PART I -PASSENGER CONDUCT

4 General

- (1) A passenger or intending passenger shall not enter or remain in or on a public passenger vehicle when requested not to do so by any authorised person if —
 - (a) he appears to be under the influence of drink or drugs;
 - (b) his condition is such that it may reasonably be expected to —
 - (i) be offensive to other passengers,
 - (ii) soil the clothing of other passengers, or
 - (iii) soil or injure the upholstery or interior of the vehicle;
 - (c) the vehicle has reached its maximum carrying capacity in accordance with the Carrying Capacity Regulations, or
 - (d) the operator is not authorised to pick up passengers at the place in question.
- (2) Except with the prior consent of an authorised person, a passenger or intending passenger shall not —
 - (a) bring any animal into or on to the vehicle; or
 - (b) enter or remain in or on a vehicle with any —
 - (i) firearm,
 - (ii) dangerous or offensive article,
 - (iii) food or drink for consumption during the journey, or
 - (iv) bulky or cumbersome article.
- (3) A passenger or intending passenger of a public passenger vehicle shall at all times, —
 - (a) behave in a civil and orderly manner;
 - (b) enter or alight from the vehicle by the doors or openings provided for that purpose; and

⁴ SD 100/01

- (c) travel in or on the part of the vehicle provided for the conveyance of passengers.
- (4) A passenger or intending passenger of a public passenger vehicle shall not —
 - (a) wilfully and unreasonably impede passengers seeking to enter the vehicle or to alight therefrom;
 - (b) travel in or on any part of the vehicle not provided for the conveyance of passengers;
 - (c) wilfully do or cause to be done with respect to any part of the vehicle or its equipment anything which is calculated to interfere with the working of the vehicle or to cause injury or discomfort to any person;
 - (d) when the vehicle is in motion, distract the driver's attention without reasonable cause;
 - (e) spit upon or from or wilfully damage, soil or defile any part of the vehicle;
 - (f) wilfully remove, displace, deface or alter any number plate, notice board, fare table, route indication or destination board or any printed or other notice or advertisement in or on the vehicle;
 - (g) throw any article from the vehicle or attach to or trail from the vehicle, any streamer, balloon, flag or other article in such manner as to overhang the road;
 - (h) wilfully obstruct or impede any authorised person;
 - (i) smoke or carry a lighted pipe, cigar or cigarette in any vehicle or any part of a vehicle in or on which a notice is displaying that smoking is prohibited; or
 - (j) use any controlled drug while on the vehicle.

5 Passenger conduct on vehicles used to provide a regular service

- (1) On boarding the vehicle or during his journey a passenger or intending passenger shall —
 - (a) declare to an authorised person the journey he intends to take or has taken, and
 - (b) tender the appropriate fare for the journey, or
 - (c) produce a ticket or other evidence that the fare has been paid or that he is exempt from making payment.
- (2) Every passenger who pays a fare shall be issued with a ticket, and —
 - (a) the passenger shall accept such ticket and retain it for the duration of his journey; and
 - (b) produce such ticket on demand.

- (3) A passenger shall if requested by an authorised person —
- (a) surrender any ticket issued to him at the end of any journey or issued for a period on the expiry of such period;
 - (b) surrender a multi-journey ticket on the expiry of all such journeys; and
 - (b) leave the vehicle on completion of the journey the fare for which he has paid.
- (4) No passenger shall use or attempt to use —
- (a) any ticket which has been altered or defaced with intent to avoid payment of a fare;
 - (b) any ticket which has been issued to another person if such ticket bears thereon an indication that it is not transferable; or
 - (c) any period or season or multi journey ticket which has expired, with intent to avoid payment of a fare.
- (5) A passenger or intending passenger shall not —
- (a) when in or on the vehicle distribute printed or similar matter of any description or distribute any article for the purpose of advertising; or
 - (b) when in or on the vehicle to the annoyance of other persons use or operate any noisy instrument or player, or make or combine with any other person or persons to make any excessive noise by singing, shouting or otherwise.
- (6) No passenger shall leave or attempt to leave the vehicle without paying the fare for the journey, which he has taken, and with intent to avoid payment thereof.

6 Passenger conduct on vehicles standing or plying for hire

- (1) A passenger on a ply-for-hire vehicle shall —
- (a) tender the metered or agreed fare, and
 - (b) leave the vehicle,
- at the end of the journey for which he has contracted
- (2) The vehicle driver shall not be obliged to carry a passenger whom he reasonably suspects of being unable or unwilling to pay the fare for his journey, unless the passenger tenders in advance the approximate amount required as fare for his journey.

7 Passenger conduct on vehicles with seats for more than 16 passengers in addition to the driver's seat

- (1) In the case of a vehicle to which this regulation applies, no person other than a conductor or inspector shall stand —

- (a) on any part of the vehicle on which standing is prohibited by an operator's notice;
 - (b) as respects a gangway not forming part of an upper deck, on any part of the gangway which is forward of the rearmost part of the driver's seat; or
 - (c) as respects a double decked vehicle, on its upper deck or on any step leading to its upper deck while the vehicle is in motion.
- (2) In paragraph (1)(a), "operator's notice", in relation to a vehicle, means a notice provided by the operator of the vehicle and having letters which —
- (a) are at least 10 millimetres in height; and
 - (b) contrast in colour with the colour of their background.

PART III - SUPPLEMENTARY

8 Offences and Penalties

- (1) Any passenger contravening these Regulations —
- (a) shall leave the vehicle if requested by a driver, conductor, inspector or other authorised person; or
 - (b) may be removed from the vehicle by a driver, conductor, inspector or other authorised person, or on the request of the driver, conductor inspector or other authorised person by any police constable.
- (2) A passenger in or on a vehicle who is reasonably suspected by the driver, conductor, inspector or other authorised person of contravening any of these Regulations shall give his name and address, and show evidence that that name and address are genuine, to the person requiring it or to a police constable on demand.
- (3) Contravention of any prescribed requirement of these regulations shall be an offence punishable on summary conviction to a fine not exceeding £1000.

MADE 23 JANUARY 2002

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.