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**ROAD TRAFFIC ACT
(CHAPTER 276)**

**ROAD TRAFFIC
(CAR POOLING — EXEMPTION)
ORDER 2021**

ARRANGEMENT OF PARAGRAPHS

Paragraph

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In exercise of the powers conferred by section 142 of the Road Traffic Act, the Minister for Transport makes the following Order:

Citation and commencement

1. This Order is the Road Traffic (Car Pooling — Exemption) Order 2021 and comes into operation on 14 June 2021.

Definitions

2. In this Order, unless the context otherwise requires —
“approved on-demand ride booking service” means an on-demand ride booking service (within the meaning given by section 4 of the Point-to-Point Passenger Transport Industry Act 2019 (Act 20 of 2019)) approved by the Minister for the purposes of this Order, that —

(a) directly matches —

(i) the drivers of private motor cars who make available the booking of their cars to provide carriage for a journey or part of a journey that the driver would be undertaking in any event; with

(ii) prospective passengers seeking to book carriage for a journey or part of a journey mentioned in sub-paragraph (i); and

(b) communicates the booking, or facilitates the prospective passenger to communicate his or her booking, to the driver of such a private motor car to provide that carriage;

“car pooling arrangement” means the carriage by motor vehicle of one or more passengers on a journey to which each of the following applies:

(a) the carriage is incidental to the main purpose of the journey and the driver would have undertaken the journey in any event;

(b) the carriage provided is not the result of the driver or another person standing or plying for hire on a road, a parking place, or a public stand provided for public service vehicles under Part V of the Act;

(c) the consideration for the carriage is limited to —

(i) the payment by a passenger of a share of the costs incurred in making the journey, with neither the driver nor any other person making a profit from the carriage of the passenger or all other passengers if more than one is carried under the arrangement; or

(ii) an undertaking by a passenger to carry the driver, or a family member of the driver, on a similar journey on the same basis, or some other similar benefit;