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ROAD TRAFFIC ACT
(CHAPTER 276)

ROAD TRAFFIC
(CAR POOLING — EXEMPTION)
ORDER 2020

ARRANGEMENT OF PARAGRAPHS

Paragraph

1. Citation and commencement
 2. Definitions
 3. Driver of private motor car in car pooling arrangement
 4. Private motor car owner in car pooling arrangement
 5. Other person causing use of private motor car in car pooling arrangement
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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 2020 and is deemed to have come into operation on 19 June 2020.

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 —

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- (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 journey 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;