



# Victoria Government Gazette

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No. S 376 Monday 12 November 2012  
By Authority of Victorian Government Printer

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## **Transport (Compliance and Miscellaneous) Act 1983**

### CONDITIONS UNDER SECTION 220D

I, Jim Betts, Secretary to the Department of Transport, pursuant to section 220D of the **Transport (Compliance and Miscellaneous) Act 1983**, hereby determine and publish in the Government Gazette the following conditions (the 2012 Amending Conditions – Myki) which amend the conditions under section 220D of the **Transport (Compliance and Miscellaneous) Act 1983** contained in the Victorian Fares and Ticketing Manual (myki) (effective 7 September 2010) published in the Victoria Government Gazette No. S 364 dated Tuesday 7 September 2010 as amended by the conditions under section 220D of the **Transport (Compliance and Miscellaneous) Act 1983** published in the Victoria Government Gazette No. S 521 dated Thursday 30 December 2010, the Victoria Government Gazette No. S 78 dated Thursday 10 March 2011, the Victoria Government Gazette No. S 132 dated Wednesday 20 April 2011, the Victoria Government Gazette No. S 211 dated Thursday 30 June 2011, the Victoria Government Gazette No. S 243 dated Monday 25 July 2011 and the Victoria Government Gazette No. S 431 dated Friday 23 December 2011.

The 2012 Amending Conditions – Myki take effect on and from 12 November 2012.

Dated 12 November 2012

JIM BETTS  
Secretary

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**SPECIAL**

## 2012 AMENDING CONDITIONS – MYKI

The conditions under section 220D of the **Transport (Compliance and Miscellaneous) Act 1983** contained in the Victorian Fares and Ticketing Manual (myki) (effective 7 September 2010) published in the Victoria Government Gazette No. S 364 dated Tuesday 7 September 2010 (the Myki manual) as amended by the conditions under section 220D of the **Transport (Compliance and Miscellaneous) Act 1983** published in the Victoria Government Gazette No. S 521 dated Thursday 30 December 2010, the Victoria Government Gazette No. S 78 dated Thursday 10 March 2011, the Victoria Government Gazette No. S 132 dated Wednesday 20 April 2011, the Victoria Government Gazette No. S 211 dated Thursday 30 June 2011, the Victoria Government Gazette No. S 243 dated Monday 25 July 2011 and the Victoria Government Gazette No. S 431 dated Friday 23 December 2011 (respectively the First Amending Conditions, the Second Amending Conditions, the Third Amending Conditions, the Fourth Amending Conditions, the Fifth Amending Conditions and the Sixth Amending Conditions), are amended as follows.

In these amending conditions, after this paragraph, a reference to the Myki Manual is a reference to the conditions contained in the Myki Manual as amended by the First Amending Conditions, the Second Amending conditions, the Third Amending Conditions, the Fourth Amending Conditions, the Fifth Amending Conditions and the Sixth Amending Conditions.

The amendments made by these amending conditions apply in respect of entitlements to use a public transport service that are subject to the conditions contained in the Myki Manual and that are able to be exercised on or after the commencement of these amending conditions, including entitlements that existed, but had not been exercised, before these amending conditions were published in the Government Gazette.

In Chapter Two of the Myki Manual, in the first paragraph under the heading ‘[Melbourne bus zones](#)’ for ‘and at the office of the Director of Public Transport’ **substitute** ‘, at the office of the Secretary and at the office of Public Transport Victoria’.

In Chapter Three of the Myki Manual, for all paragraphs under the heading ‘[Free travel vouchers](#)’ **substitute** –

‘The Victorian Government provides free travel vouchers each calendar year to Victorian pensioners (one Victorian Pensioner Free Travel Voucher), Victorian Seniors Card holders (two Seniors Off-peak Free Travel Vouchers plus two additional vouchers for Seniors Card holders from regional Victoria), DHS Carer Card holders (two Carer Card Off-peak Free Travel Vouchers) and Disability Support Pensioners and Carer Payment recipients who hold mykis coded DSP (two Pensioner/Carer Off-peak Free Travel Vouchers).

Entitlement to free travel vouchers is set out in Chapter 6 of the Victorian Fares and Ticketing Manual (General) (effective 12 March 2011) published in the Victoria Government Gazette No. S 77 on Thursday 10 March 2011 (as amended from time to time) in accordance with the conditions under the heading ‘[Free travel vouchers](#)’. The vouchers can be exchanged for Metcards or V/Line tickets within the meaning of that manual in accordance with those conditions.

However, a voucher will be exchanged for a Day Pass instead of a Metcard if a Metcard of the relevant type is no longer available for issue. The Day Pass must be used in accordance with the conditions set out in Chapters Six and Eight of this manual relating to the use of Day Passes.’.

In Chapter Six of the Myki Manual, under the heading ‘[Other services](#)’ –

- (a) in the first paragraph under the heading ‘*Special event and conference ticketing*’, for ‘the Director of Public Transport’ **substitute** ‘Public Transport Victoria’; and
- (b) in the third paragraph under the heading ‘*Special event and conference ticketing*’, for ‘please contact the Department of Transport on 9655 3333 or email [event.notification@transport.vic.gov.au](mailto:event.notification@transport.vic.gov.au)’ **substitute** ‘please contact Public Transport Victoria on 1800 800 007 or email [event.notification@ptv.vic.gov.au](mailto:event.notification@ptv.vic.gov.au)’.

In Chapter Six of the Myki Manual, under the heading ‘[Other services](#)’, after the third paragraph under the heading ‘*Special event and conference ticketing*’ **insert** –

**‘Day Pass**

A Day Pass is a paper ticket issued –

- (a) on behalf of the TTA by a community service organisation or charity authorised to do so by the TTA through an employee or volunteer of, or a person engaged by, that organisation or charity; or
- (b) to a person to whom a Free Travel Voucher has been issued (for eligibility see Chapter Three), in exchange for that voucher.

A Day Pass entitles the holder to unlimited travel during the day for which the Day Pass is valid on any service specified in the Schedule in Chapter One except the train services provided by V/Line operating on the railway lines between and including the following railway stations: Lara and Marshall; Ballarat and Wendouree; Kangaroo Flat and Eaglehawk.

A Day Pass is valid for the day the date of which is hole punched on the Day Pass. The relevant day, month and year must be punched by the issuer of the Day Pass. If the day, month and year are not all punched by the issuer of the Day Pass, the Day Pass is not valid. The day for which a Day Pass is valid can be later than the day on which it is issued.

If a Day Pass has more than one day, month or year hole punched, the Day Pass is not valid for any journey or entry to a designated area at any time.

The holder of a Day Pass who is entering or leaving a designated area through a staffed ticket barrier must produce the Day Pass for inspection by a barrier attendant before entering or leaving that designated area.

The holder of a Day Pass who is relying on the Day Pass for a journey in a bus must, on entering the bus, produce the Day Pass for inspection by the driver of the bus.

The holder of a Day Pass must carry the Day Pass at all times when relying on the Day Pass for a journey or an entry to a designated area.’

In Chapter Eight of the Myki Manual, under the heading ‘[Validity of tickets](#)’, after the last paragraph under the heading ‘*General*’ **insert** –

‘A Day Pass is valid for a journey in a passenger vehicle or an entry to a designated area if –

- (a) the Day Pass has been hole punched in accordance with the conditions contained in Chapter Six under the heading ‘*Day Pass*’; and
- (b) the journey or entry is on the day the date of which has been hole punched on the Day Pass; and
- (c) the Day Pass is used in accordance with all other conditions for its use.’

In Chapter Eight of the Myki Manual, under the heading ‘[Validity of tickets](#)’, in the first paragraph under the heading ‘*Use of ticket*’, after ‘or a short term ticket’ **insert** ‘or a Day Pass’.

In Chapter Eight of the Myki Manual, under the heading ‘[Validity of tickets](#)’, after the last paragraph under the heading ‘*Use of ticket*’, **insert** –

‘A Day Pass may only be used by the person to whom it is issued.’

In Chapter Eight of the Myki Manual, in the second paragraph under the heading ‘[New conditions for, and abolition of, ticket types](#)’, for ‘the Director’ **substitute** ‘Public Transport Victoria’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, in paragraph (d) of the quotation under the definition of ‘**authorised person**’, for ‘Director’ **substitute** ‘Public Transport Development Authority’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, in the quotation under the definition of ‘**bus company**’, for ‘has entered into a contract with the Crown, or the Secretary or the Director on behalf of the Crown’ **substitute** ‘is a party to a contract with the Crown or the Secretary on behalf of the Crown or the Public Transport Development Authority’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, after the definition of ‘**customer**’ insert –

‘**Day Pass**’ means the paper ticket of that name specified in Chapter Six.’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, in paragraph (b) of the quotation under the definition of ‘**designated area**’, for ‘Director’ **substitute** ‘Secretary’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’ **delete** the definition of ‘**Director**’ and the quotation under that definition.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, in paragraph (c) of the definition of ‘**operator**’, for ‘the Director’ **substitute** ‘Public Transport Victoria’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’ **delete** the definition of ‘**public commercial passenger vehicle**’ and the quotation under that definition.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, after the quotation under the definition of ‘**Public Transport Ticketing Body**’ insert –

‘**Public Transport Victoria**’ means the Public Transport Development Authority established under section 79A of the **Transport Integration Act 2010**.’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, after the definition of ‘**retail agent**’ insert –

‘**Secretary**’ means the Secretary to the Department of Transport.’.

In Chapter Thirteen of the Myki Manual, under the heading ‘[Definitions](#)’, in the definition of ‘**V/Line**’, for ‘the Director’ **substitute** ‘Public Transport Victoria’.

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