

### Maximum fares for Rural and Regional Bus Services

5 March 2018 to 31 December 2020

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The Tribunal members for this review are:
Dr Peter J Boxall AO, Chair
Mr Ed Willett
Ms Deborah Cope

Independent Pricing and Regulatory Tribunal of New South Wales PO Box K35, Haymarket Post Shop NSW 1240
Level 15, 2-24 Rawson Place, Sydney NSW 2000
T (02) 9290 8400 F (02) 9290 2061
www.ipart.nsw.gov.au

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### **Preliminary**

#### 1 Background

#### 1.1 Passenger Transport Act

- (a) Under section 123(1) of the Passenger Transport Act, the Minister may refer to IPART, with the approval of the Minister administering the IPART Act, all or any of the services provided by one or more Public Passenger Services for determination of, or a recommendation as to:
  - (i) appropriate maximum fares for the services;
  - (ii) appropriate maximum fares for specified fares or classes of fares for the service or services.
- (b) Under section 124(1) of the Passenger Transport Act, IPART is to conduct investigations and report to the Minister on the appropriate maximum fares if a referral is made under section 123(1).
- (c) By letter dated February 2017, IPART received a referral from the Minister, with the approval of the Minister administering the IPART Act, to investigate and report on the determination of appropriate maximum fares for Rural and Regional Bus Services.

#### 1.2 IPART Act

The following provisions of the IPART Act apply in making a determination under Part 7 of the Passenger Transport Act:

- (a) Sections 13A-14A (in relation to the approaches to be applied in making pricing determinations); and
- (b) Divisions 6 and 7 of Part 3 (in relation to the publication of reports and conduct of investigations).

### 2 Application of this determination

- (a) This determination fixes appropriate maximum fares for Rural and Regional Bus Services.
- (b) This determination commences on 5 March 2018 (Commencement Date).
- (c) This determination applies from the Commencement Date until the earlier of:
  - (i) 31 December 2020; and
  - (ii) the date on which this determination is replaced.

(d) The appropriate maximum fares that apply under this determination on 31 December 2020 continue to apply beyond that day, until this determination is replaced.

#### 3 Replacement of Determination No. 7 of 2012

This determination replaces Determination No. 7 of 2012 from the Commencement Date. The replacement does not affect anything done or omitted to be done, or rights or obligations accrued, under Determination No. 7 of 2012.

### 4 Compliance with this determination

- (a) Under section 125(2) of the Passenger Transport Act, Transport for NSW may not determine a fare under a fares order that exceeds any maximum fare determined by IPART, or that is determined otherwise than in accordance with a methodology determined by IPART, under Part 7 of the Passenger Transport Act.
- (b) Under section 125(6) of the Passenger Transport Act, a person may not demand a fare that exceeds any maximum fare determined by Transport for NSW.

#### 5 Approach to determining maximum fares

In making this determination, IPART has had regard to a broad range of matters including:

- (a) the matters specified by the Minister in the referral pursuant to section 123(2)(b) of the Passenger Transport Act; and
- (b) the matters set out in section 124(3) of the Passenger Transport Act.

### 6 Pricing Schedules

- (a) Schedule 1 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Single Journey Tickets.
- (b) Schedule 2 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 2 Sections.
- (c) Schedule 3 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 6 Sections.
- (d) Schedule 4 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 15 Sections.
- (e) Schedule 5 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 25 Sections.

- (f) Schedule 6 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 37 Sections.
- (g) Schedule 7 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 56 Sections.
- (h) Schedule 8 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 75 Sections.
- (i) Schedule 9 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 100 Sections.
- (j) Schedule 10 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips up to 125 Sections.
- (k) Schedule 11 sets out the appropriate maximum fares for Rural and Regional Bus Services supplied under Daily Tickets for Trips of an Unlimited Number of Sections.

### 7 Definitions and interpretation

Schedule 12 sets out definitions and interpretation provisions used in this determination.

### Schedule 1 Maximum fares for Single Journey Tickets

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Single Journey Ticket is the fare specified in Table 1 below for the applicable number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under that Ticket.

Table 1 Maximum fares for the 2018 Period for Single Journey Tickets

Number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under the Ticket	Maximum fare (\$)
1 or 2	2.30
3 to 6	3.40
7 to 15	4.90
16 to 25	7.20
26 to 37	9.60
38 to 56	14.40
57 to 75	20.80
76 to 100	29.20
101 to 125	38.70
126 or more	48.20

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Single Journey Ticket is the fare specified in Table 2 below for the applicable number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under that Ticket.

Table 2 Maximum fares for the 2019 Period for Single Journey Tickets

Number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under the Ticket	Maximum fare (\$)
1 or 2	2.40
3 to 6	3.50
7 to 15	5.00

16 to 25	7.40
26 to 37	9.80
38 to 56	14.80
57 to 75	21.30
76 to 100	29.90
101 to 125	39.70
126 or more	49.40

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Single Journey Ticket is the fare specified in Table 3 below for the applicable number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under that Ticket.

 Table 3
 Maximum Fares for the 2020 Period for Single Journey Tickets

Number of Sections (or parts of Sections) which the passenger traverses during the Journey taken under the Ticket	Maximum fare (\$)
1 or 2	2.40
3 to 6	3.60
7 to 15	5.10
16 to 25	7.60
26 to 37	10.10
38 to 56	15.10
57 to 75	21.90
76 to 100	30.70
101 to 125	40.70
126 or more	50.60

# Schedule 2 Maximum fares for Daily Tickets for Trips up to 2 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 2 Sections is \$6.90.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 2 Sections is \$7.20.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 2 Sections is \$7.20.

# Schedule 3 Maximum fares for Daily Tickets for Trips up to 6 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 6 Sections is \$9.10.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 6 Sections is \$9.40.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 6 Sections is \$9.60.

# Schedule 4 Maximum fares for Daily Tickets for Trips up to 15 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 15 Sections is \$12.10.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 15 Sections is \$12.40.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 15 Sections is \$12.60.

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## Schedule 5 Maximum fares for Daily Tickets for Trips up to 25 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 25 Sections is \$16.70.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 25 Sections is \$17.20.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 25 Sections is \$17.60.

# Schedule 6 Maximum fares for Daily Tickets for Trips up to 37 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 37 Sections is \$21.50.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 37 Sections is \$22.00.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 37 Sections is \$22.60.

#### Schedule 7 Maximum fares for Daily Tickets for Trips up to 56 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 56 Sections is \$31.10.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 56 Sections is \$32.00.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 56 Sections is \$32.60.

# Schedule 8 Maximum fares for Daily Tickets for Trips up to 75 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 75 Sections is \$43.90.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 75 Sections is \$45.00.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 75 Sections is \$46.20.

# Schedule 9 Maximum fares for Daily Tickets for Trips up to 100 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 100 Sections is \$60.70.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 100 Sections is \$62.20.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 100 Sections is \$63.80.

# Schedule 10 Maximum fares for Daily Tickets for Trips up to 125 Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 125 Sections is \$79.70.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 125 Sections is \$81.80.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips up to 125 Sections is \$83.80.

## Schedule 11 Maximum fares for Daily Tickets for Trips of an Unlimited Number of Sections

#### 1 Maximum fares for the 2018 Period

The maximum fare for the 2018 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips of an Unlimited Number of Sections is \$98.70.

#### 2 Maximum fares for the 2019 Period

The maximum fare for the 2019 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips of an Unlimited Number of Sections is \$101.20.

#### 3 Maximum fares for the 2020 Period

The maximum fare for the 2020 Period for Rural and Regional Bus Services supplied under a Daily Ticket for Trips of an Unlimited Number of Sections is \$103.60.

### Schedule 12 Definitions and interpretation

#### 1 Definitions

**2018 Period** means the period beginning on, and including, the Commencement Date and ending on, and including, 31 December 2018.

2019 Period means the 2019 calendar year.

**2020 Period** means the 2020 calendar year.

**Bus Service** has the meaning given to that term in section 4(1) of the Passenger Transport Act.

**Commencement Date** has the meaning set out in clause 2(b) of the Preliminary section of this determination.

**Daily Ticket for Trips up to 2 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 2 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 6 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 6 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 15 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 15 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 25 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 25 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 37 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 37 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 56 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no

more than 56 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 75 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 75 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 100 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 100 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips up to 125 Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips during a single Day, with each Trip traversing no more than 125 Sections (or parts of Sections), regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Daily Ticket for Trips of an Unlimited Number of Sections** means a Ticket which entitles a passenger to make an unlimited number of Trips of an unlimited number of Sections during a single Day, regardless of whether the Trips are made with a single Operator or multiple different Operators.

**Day** means a period beginning at 4.00am and ending at the following 3.59am.

**IPART** means the Independent Pricing and Regulatory Tribunal of New South Wales established under the IPART Act.

**IPART Act** means the *Independent Pricing and Regulatory Tribunal Act* 1992 (NSW).

**Journey** means either of the following:

- (a) a single Trip, other than a Trip which is part of a succession of Trips of the kind described in paragraph (b) below; or
- (b) a succession of Trips, provided that:
  - (i) each Trip in the succession is taken on the same Day;
  - (ii) each Trip in the succession is taken by the same passenger;
  - (iii) each Trip in the succession is taken on a Rural and Regional Bus Service provided by the same Operator;
  - (iv) each Trip in the succession begins no later than 60 minutes after the end of the previous Trip in the succession; and

(v) no Trip in the succession traverses the same route, or a substantial part of the same route, as any other Trip in the succession, whether in the same or the opposite direction.

Note: The intention behind sub-paragraph (v) in paragraph (b) of the definition of Journey is to exclude return travel.

**Minister** means the Minister administering the Passenger Transport Act.

**Operator** means a person who provides a Bus Service under a Passenger Service Contract.

**Passenger Service Contract** has the meaning given to that term in section 4(1) of the Passenger Transport Act.

Passenger Transport Act means the Passenger Transport Act 2014 (NSW).

**Public Passenger Service** has the meaning given to that term in section 5 of the Passenger Transport Act.

#### Rural and Regional Bus Services:

- (a) means all Bus Services to which Division 2 of Part 7 of the Passenger Transport Act applies which are supplied:
  - (i) under a Passenger Service Contract; and
  - (ii) in, or partly in, a Rural and Regional Contract Region; and
- (b) excludes, for the avoidance of any doubt:
  - (i) any Public Passenger Services provided on an on-demand basis; and
  - (ii) any NSW TrainLink bus or coach service.

**Rural and Regional Contract Region** means all areas of New South Wales other than the regions:

- (a) numbered 1-12 on the map in Appendix A to this determination; and
- (b) the regions numbered 1-10 and 12-15 on the map in Appendix B to this determination.

**Sections** means portions of a bus route, each approximately 1.6 kilometres long, into which the route is divided by an Operator for the purposes of calculating fares.

**Single Journey Ticket** means a Ticket which entitles a passenger to make one Journey.

**Ticket** means the proof of entitlement to travel on a Rural and Regional Bus Service.

**Transport for NSW** means Transport for NSW as constituted under the *Transport Administration Act 1988* (NSW).

**Trip** means a single instance of travel using a Rural and Regional Bus Service in which a passenger boards a bus at one location, travels on that bus, and disembarks that bus at a second location.

### 2 Interpretation

#### 2.1 General provisions

In this determination:

- (a) headings are for convenience only and do not affect the interpretation of this determination;
- (b) a reference to a schedule, clause or table is a reference to a schedule to, clause of, or table in, this determination unless otherwise indicated;
- (c) a construction that would promote a purpose or object expressly or impliedly underlying the IPART Act or the Passenger Transport Act is to be preferred to a construction that would not promote that purpose or object;
- (d) words importing the singular include the plural and vice versa;
- (e) a reference to a law or statute includes regulations, rules, codes and other instruments (including licences) under it and consolidations, amendments, reenactments or replacements of them or of the law or statute itself;
- (f) where a word is defined, other grammatical forms of that word have a corresponding meaning;
- (g) a reference to a month is to a calendar month;
- (h) a reference to a person includes a reference to the person's executors, administrators, successors, substitutes (including, but not limited to, persons taking by novation), replacements and assigns;
- (i) a reference to an officer includes a reference to the officer which replaces it or which substantially succeeds to its powers or functions; and
- (j) a reference to a body, whether statutory or not:
  - (i) which ceases to exist; or
  - (ii) whose powers or functions are transferred to another body, is a reference to the body which replaces it or which substantially succeeds to its powers or functions.

#### 2.2 Explanatory notes and clarification notice

(a) Explanatory notes do not form part of this determination, but in the case of uncertainty may be relied on for interpretation purposes.

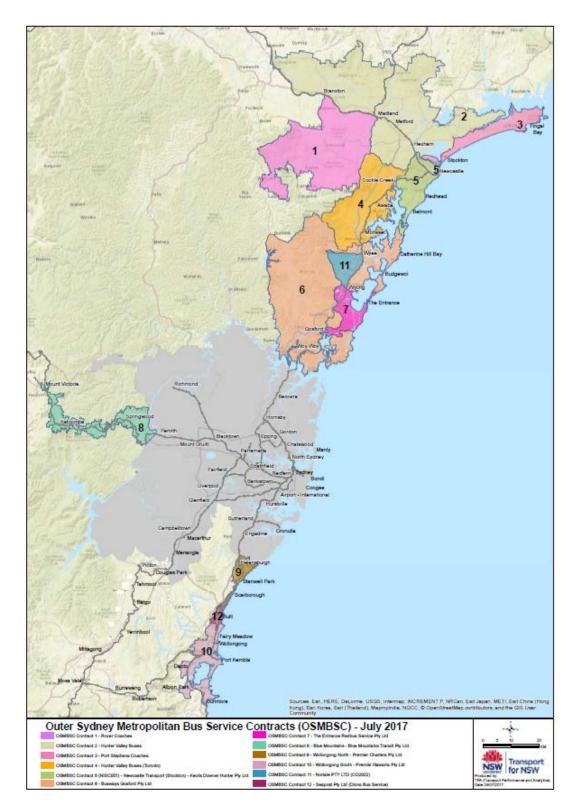
(b) IPART may publish a clarification notice in the NSW Government Gazette to correct any manifest error in this determination. Such a clarification notice is taken to form part of this determination.

#### 2.3 Maximum fares inclusive of GST

Maximum fares set out in this determination include GST.

### **Appendices**

# A Outer Sydney Metropolitan Bus Service Contracts map



### B Sydney Metropolitan Bus Service Contracts map

