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ROAD TRAFFIC ACT (CHAPTER 276)

ROAD TRAFFIC (MOTOR VEHICLES, REGISTRATION AND LICENSING) (AMENDMENT NO. 5) RULES 2017

In exercise of the powers conferred by sections 34 and 140 of the Road Traffic Act, the Minister for Transport makes the following Rules:

Citation and commencement

1. These Rules are the Road Traffic (Motor Vehicles, Registration and Licensing) (Amendment No. 5) Rules 2017 and come into operation on 1 October 2017.

Amendment of rule 2

2. Rule 2 of the Road Traffic (Motor Vehicles, Registration and Licensing) Rules (R 5) (called in these Rules the principal Rules) is amended —

(a) by inserting, immediately after the definition of “category (f) certificate of entitlement” in paragraph (1), the following definition:

“ “chauffeured private hire car” means a private hire car hired, or made available for hire, for use primarily in the circumstances in paragraph (b) of the definition of “private hire car” but which may also be used in the circumstances in paragraph (a) of that definition;”;

(b) by deleting the definition of “private hire car” in paragraph (1) and substituting the following definition:

“ “private hire car” means a motor car that does not ply for hire on any road, and —

(a) is hired or made available for hire, under a contract (express or implied) for use as a whole by the hirer or any other individual authorised by the hirer in the contract to drive the car personally; or

(b) is hired or made available for hire, under a contract (express or implied) for use as a whole with a driver for the purpose of conveying the hirer, and one or more passengers (if any), in that car;”;

(c) by inserting, immediately after the definition of “secondhand vehicle” in paragraph (1), the following definition:

“ “self-drive private hire car” means a private hire car hired, or made available for hire, in the circumstances in paragraph (a) of the definition of “private hire car”;”;

(d) by inserting, immediately after paragraph (2), the following paragraph:

“(3) In these Rules, a reference to registration as a private hire car is a reference to both registration as a chauffeured private hire car and registration as a self-drive private hire car.”.

Amendment of rule 33D

3. Rule 33D of the principal Rules is amended —

(a) by deleting the words “private hire car” in paragraphs (1)(a) and (3) and substituting in each case the words “private motor car”;

(b) by deleting the words “in the name of a private individual” in paragraph (1)(b); and

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- (c) by deleting the words “private hire cars” in the rule heading and substituting the words “private motor cars”.

New rule 33H

4. The principal Rules are amended by inserting, immediately after rule 33G, the following rule:

“Re-registration of private hire cars as business service passenger vehicles or private motor cars and vice versa

33H.—(1) The Registrar may, in the discretion of the Registrar, upon application in an approved form and manner and on payment of a prescribed conversion fee of \$100 —

- (a) re-register a business service passenger vehicle as —
 - (i) a chauffeured private hire car; or
 - (ii) a self-drive private hire car;
- (b) re-register a chauffeured private hire car as —
 - (i) a business service passenger vehicle;
 - (ii) a private motor car; or
 - (iii) a self-drive private hire car;
- (c) re-register a private motor car as —
 - (i) a chauffeured private hire car; or
 - (ii) a self-drive private hire car; or
- (d) re-register a self-drive private hire car as —
 - (i) a business service passenger vehicle;
 - (ii) a chauffeured private hire car; or
 - (iii) a private motor car.

(2) The classes of business service passenger vehicles to which paragraph (1)(a) applies are —

- (a) a business service passenger vehicle which has been registered using a certificate of entitlement issued on or after 1 April 1998; and

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- (b) a business service passenger vehicle which —
- (i) before 1 April 1998, was registered as a private motor car; and
 - (ii) on or after that date, was transferred to and re-registered in the name of any statutory board, company, firm, society, club or association as a business service passenger vehicle.

(3) The Registrar may, in the discretion of the Registrar, waive in whole or in part the conversion fee prescribed under paragraph (1).

(4) In granting an application under paragraph (1) or a waiver under paragraph (3), the Registrar may impose any condition.”.

Transitional provisions

5.—(1) Any motor vehicle that, immediately before 1 October 2017, is registered as a Z10 or Z11 vehicle by the Registrar of Vehicles is treated under the principal Rules from that date as registered as a chauffeured private hire car.

(2) Any motor vehicle that, immediately before 1 October 2017, is registered as a R10 or R11 vehicle by the Registrar of Vehicles is treated under the principal Rules from that date as registered as a self-drive private hire car.

*[G.N. Nos. S 678/2014; S 810/2014; S 359/2015;
S 366/2015; S 650/2015; S 272/2016; S 46/2017;
S 60/2017; S 327/2017; S 335/2017]*

Made on 27 September 2017.

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(To be presented to Parliament under section 141(1) of the Road Traffic Act).