

經營國際客運服務的條件

- (1) 須用領有牌照的公共巴士提供服務，並須遵守道路交通條例及其附屬法例。
- (2) 須依照附加於客運營業證的服務詳情表所載的終點、停車地點、獲批准的過境次數及其他規定提供服務。
- (3) 運輸署署長可以對持證人就擬增開過境班次而事先在合理時間內所提出的申請特別給予書面批准。
- (4) 每輛公共巴士在根據客運營業證提供國際客運服務時，均須在車前展示一個表明其行程終點的標誌。在並非提供該項客運服務時，則不得展示這個標誌。
- (5) 提供客運營業證認可服務時不得讓乘客在香港境內的同一行程上車及下車，但於海關及入境管制站下車，以便辦理海關及出入境手續的乘客則不受此限。
- (6) 凡提供營業證認可服務的公共巴士均不得接載企位乘客。
- (7) 持證人須保留有關經營營業證認可服務資料的紀錄，而在運輸署署長作出要求時，須提供此等資料或出示此等紀錄俾作檢查。
- (8) 運輸署署長在諮詢過持證人後，可以面交送達或掛號郵遞的方式，給予持證人三個月的書面通知，即可修訂有關路線、終站、停車地點、時間表 / 經營期間及時間，以及有關服務的載客量等的條件。
- (9) 持證人須確保提供客運營業證認可服務的公共巴士上所有乘客均持有有效旅遊證件，有必要時須另有中華人民共和國有關入境規例所需的簽證。此外，持證人亦須負責將巴士上所有乘客交予海關及入境管制站的入境事務主任審查。
- (10) 持證人須確保所有出 / 入境乘客及其私人行李均經海關檢查。
- (11) 在並非持證人所能控制的情況逼使下，持證人可另令其公共巴士改道而不照指定路線行駛，直至無必要時為止，然而：
 - (a) 運輸署署長可要求持證人在合理期間內以書面就公共巴士改道而不照指定路線行駛一事，作出合理解釋；及
 - (b) 持證人若未能提交(a)段所要求的解釋，或未能向運輸署署長給予滿意的解釋，則作違反客運營業證的條件論。
- (12) 持證人須使用獲運輸署署長發牌及認可經營營業證所述服務的公共巴士提供服務。除非持證人獲得運輸署署長批准，否則只准使用以其名義登記的公共巴士提供該等服務。

- (13) 除非持證人事先已獲運輸署署長書面批准，否則上述公共巴士只可專用作提供營業證所述的服務而不得用作其他用途。
- (14) 持證人須經常備有當局准予用來提供營業證所述服務的公共巴士車隊一覽表。
- (15) 該等公共巴士駛入邊境禁區或在禁區內時必須展示有效的封閉道路通行許可證。
- (16) 該等巴士進入邊境禁區後，須直接駛往海關及入境管制站。同樣地，回程時巴士亦須由邊境禁區直接駛往出口處。該等巴士不得在邊境禁區範圍內停下。如有意外或機件故障，有關公共巴士的司機必須通知就近的警務人員、入境事務主任或海關人員。乘客不得離開所乘坐的公共巴士，但為安全理由或已發生意外時則除外，而在該等情況下，乘客應逗留在該輛巴士附近等候緊急救援。
- (17) 運輸署署長及其授權的代表，可在合理時間內檢查：-
- (a) 持證人為配合所述服務而使用的任何屋宇場地及其為有關公共巴士的構造、修理、停泊及保養事宜提供的一切設備；及
 - (b) 持證人為提供上述服務而使用的任何公共巴士。
- (18) 運輸署署長如有要求，持證人須提供有關設備以供進行第（17）條所述的檢驗工作。
- (19) 運輸署署長如有要求，持證人須就營業證所述服務向他提供下列每月業務統計數字：-
- (a) 提供服務的公共巴士數目及載客量；及
 - (b) 每輛公共巴士所行走的車程及行駛哩數（以公里計）；及
 - (c) 所運載的乘客數目。
- (20) 持證人如擬停辦此項國際客運服務，須於至少一個月前就終止服務一事以書面通知運輸署署長。
- (21) 如果持證人沒有遵照道路交通條例及客運營業證規定的條例提供國際乘客服務，運輸署署長會向持證人發出通知，飭令在通知書送達後二十一天內，以書面申述為何不應撤銷持證人的國際乘客服務經營權，如果理由不充分，運輸署署長可撤銷此經營權。
- (22) 持證人順按季（就每年截至三月、六月、九月和十二月的季度）填寫及遞交載於附件的表格，呈報營辦國際乘客服務的公共巴士在中國內地和香港境內所發生涉及傷亡的意外資料。

- (23) 持證人須設立一條電話熱線，供乘客表達意見或投訴。持證人須在營辦國際乘客服務的公共巴士車廂內的顯眼地方張貼告示，以及在由香港往中國內地車程的車票上印上熱線電話號碼，讓乘客得悉熱線電話號碼。

運輸署
二零零二年二月

CONDITIONS FOR OPERATING INTERNATIONAL PASSENGER SERVICE(S)

- (1) The service(s) shall be operated by licensed public bus(es) and in compliance with the Road Traffic Ordinance and its subsidiary legislation.
- (2) The service(s) shall only be operated in accordance with the terminals, stopping places, number of approved crossings and other requirements as may be specified in the Schedule(s) of Service annexed to the Passenger Service Licence.
- (3) The Commissioner may authorise in writing additional border crossings, on an ad hoc basis, on application in advance by the Licensee within a reasonable period of time.
- (4) Each public bus while operating an international passenger service under the Passenger Service Licence shall display on the front of the vehicle a sign identifying the destination of the service. This destination sign should not be displayed when the bus is not operating the said service(s).
- (5) No passenger shall be picked up and set down on the same journey within the territory of Hong Kong for any service(s) herein authorised, provided that this condition shall not apply to passengers leaving the bus for the purpose of complying with customs and immigration requirements at the Customs and Immigration Control Point.
- (6) No standing passenger shall be carried by any public bus(es) operating on the service(s) herein authorised.
- (7) The Licensee shall keep records of the operating details of services herein authorised and upon the request of the Commissioner shall provide such information or produce such records for his inspection.
- (8) The Commissioner may, after consultation with the Licensee, by giving 3 months' notice in writing to the Licensee either personally or by registered post, amend these conditions by a variation in the route, terminals, stopping places, timetable/period and days of operation and carrying capacity of the service(s) whenever in his opinion circumstances so require.
- (9) The Licensee shall ensure that all passengers travelling on the public bus operating service(s) authorised herein are in possession of valid travel documents and where appropriate, visas in accordance with the relevant regulations for entry to the People's Republic of China. It is also the responsibility of the Licensee to present all passengers on board the bus to immigration officers for examination at the Customs and Immigration Control Point.
- (10) The Licensee shall ensure that all incoming/outgoing passengers and their personal baggage are presented to Customs for clearance.
- (11) Whenever circumstances beyond the control of the Licensee so require, the Licensee may cause a public bus to be diverted from a specified route for as long as such circumstances continue to so require, provided that -
 - (a) the Commissioner may require the Licensee to submit to him within a reasonable period a written explanation of the circumstances requiring him to cause such diversion; and
 - (b) any failure to submit an explanation required under paragraph (a) or to give an explanation to the satisfaction of the Commissioner shall be deemed to be a breach of the conditions of the Passenger Service Licence.
- (12) The Licensee shall use for the provision of the service(s) herein authorised such public bus(es) as the Commissioner may license and authorise from time to time for operating the service(s). No public buses other than that registered in the name of the Licensee shall be used in the provision of the service(s) herein authorised unless otherwise approved by the Commissioner.
- (13) The Licensee shall use such public bus(es) exclusively for the provision of the service(s) herein authorised and shall not use such public bus(es) for any other purposes unless prior approval in writing has been obtained from the Commissioner.

- (14) The Licensee shall at all times maintain a fleet list of public buses duly authorised by the Authority for use on the service(s) herein authorised.
- (15) When entering or whilst in the Frontier Closed Area, such public bus(es) must display a valid Closed Road Permit.
- (16) On entering the Frontier Closed Area such bus(es) shall proceed direct to the Customs and Immigration Control Point. Similarly, on inward journeys these buses shall proceed direct to the exit point from the Frontier Closed Area. These buses are not permitted to stop within the Frontier Closed area. In the event of an accident, or mechanical breakdown, the public bus driver must inform the nearest Police, Immigration or Customs Officer of the incident. Passengers are not permitted to leave the public bus in which they are travelling other than as required for safety reasons, or in the event of an accident when they should remain near to it pending the arrival of the emergency services.
- (17) The Commissioner and his authorised representatives may at all reasonable times inspect :-
- (a) any premises used by the Licensee in connection with the service(s) herein authorised and all facilities provided by the Licensee for the construction, repair, parking and maintenance of public buses so used; and
 - (b) any public bus used by the Licensee in connection with the service(s) herein authorised.
- (18) The Licensee shall provide such facilities for the inspections referred to in Condition (17) as may be required by the Commissioner.
- (19) The Licensee shall provide the Commissioner upon request the following monthly operating statistics in respect of the service(s) herein authorised :-
- (a) the number and capacity of public buses operating the service(s);
 - (b) the number of journeys operated and kilometreage travelled by each such public bus; and
 - (c) the number of passengers carried.
- (20) The operation of the international passenger service(s) may be terminated by the Licensee by giving to the Commissioner not less than one month's notice in writing of such termination.
- (21) The Commissioner may rescind the authorisation for the operation of an international passenger service(s) herein authorised if it appears that without good cause the Licensee has failed to operate the service(s) in accordance with the provisions of the Road Traffic Ordinance and the Conditions stipulated in the passenger service licence after having served on the Licensee a notice requiring the Licensee to show cause in writing, within 21 days after the service of such notice, why the authorisation for the operation of the international passenger service(s) should not be cancelled.
- (22) The Licensee shall report accidents of public bus(es) operating international passenger service involving personal injuries and fatalities occurred in the territory of Hong Kong and Mainland China by completing and submitting the proforma at Annex on a quarterly basis (for quarters ending March, June, September and December each year).
- (23) The Licensee shall set up a telephone hotline for passengers to give comments of lodge complaints. The Licensee shall publicize the telephone number of the hotline by posting notices on obvious places inside public bus(es) operating international passenger service and by printing the number on fare tickets for trips from Hong Kong to Mainland China.

TRANSPORT DEPARTMENT
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