



Mr Steven Ridd

Tour Director

Nature Trail



Katoomba NSW 2780

By email: [steve@naturetrail.com.au](mailto:steve@naturetrail.com.au)

Dear Mr Ridd,

**Re: Notice to remove advertisement of unlawful booking service and request to remove contact details of employee from website**

I have been made aware that you are unlawfully advertising passenger services in the Blue Mountains, NSW.

Under s 27 of the *Point to Point Transport (Taxis and Hire Vehicles) Act 2016* (NSW) (“**the Act**”) - a person must not provide a taxi service or booking service unless the person is authorised to provide that service.

Further, it is an offence under s 129(1) of the Act to publish any advertisement for a service involving the use of a motor vehicle or a booking service if the provider of that kind of service is required to be authorised under the Act and the operator is not so authorised. Contravention of s 129(1) of the Act could result in the issuing of a penalty notice for the amount of \$2,200 for a body corporate, and \$1,100, in any other case.

The Act defines ‘provide a *booking service*’ as taking bookings for hire vehicles to provide passenger services. Passenger services is defined as the transport, by a motor vehicle (other than a bus - being a motor vehicle that seats more than 12 adults), of passengers within, or partly within, the state of NSW for a fare.

Neither you nor Nature Trail are authorised booking service providers under the Act. Accordingly, the following advertisements located on your website <https://naturetrail.com.au/road-tours> are in contravention of s 129(1) of the Act:

**“ROAD TOURS**

*Quite apart from hiking we also provide leisurely country road touring experiences, taking in a range of interests:*



*\*Blue Mountains Village Tours*

*\*Country Backroads & Heritage Tours*

*\*Art & Craft Trails*

*\*Slow Food & Growers Tours*

*\*Gardens & Nurseries Tours*

*\*Tours to Country Fairs Events*

*\* 2-Day Countryside Indulgences*

*\*Multi-day Deep Country Escapes*

*We dedicate our publicly offered tours to small groups from just 1 guest up to a maximum of 4 guests in our tour vehicle- a luxury 4x4 classic Range Rover."*

You are therefore required to remove any publication of the advertisements, including those contained on your website <https://naturetrail.com.au>, by **5pm Monday 13 May 2024**.

Failure to comply with the above may result in the issuing of a penalty notice or penalty notices for contravening s 129(1) of the Act.

### **Recent Internet Posts**

I am aware of some recent posts made on your website and blog, identifying one of my staff and her contact details. I respectfully request that this employee's name and contact details be removed from your website and blog posts.

If I am made aware of any online content that either defames, harasses, intimidates or threatens any employee who works for the Point to Point Transport Commissioner, then I may take legal action through the police and/or the courts.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Anthony Wing'.

**Anthony Wing**

NSW Point to Point Transport Commissioner

Date: 7 May 2024