

2021

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Transport and City Services)

Road Transport (Safety and Traffic Management) Amendment Bill 2021

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Road Transport (Safety and Traffic Management) Amendment Bill 2021

A Bill for

An Act to amend the *Road Transport (Safety and Traffic Management) Act 1999* and the *Road Transport (Safety and Traffic Management) Regulation 2017*, and for other purposes

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 **Part 1 Preliminary**

2 **1 Name of Act**

3 This Act is the *Road Transport (Safety and Traffic Management)*
4 *Amendment Act 2021*.

5 **2 Commencement**

6 This Act commences 6 weeks after its notification day.

7 *Note* The naming and commencement provisions automatically commence on
8 the notification day (see [Legislation Act](#), s 75 (1)).

9 **3 Legislation amended**

10 This Act amends the *Road Transport (Safety and Traffic*
11 *Management) Act 1999* and the *Road Transport (Safety and Traffic*
12 *Management) Regulation 2017*.

13 *Note* This Act also amends other legislation (see sch 1).

1 **Part 2** **Road Transport (Safety and**
2 **Traffic Management) Act 1999**

3 **4 Sections 22AA and 22A**

4 *substitute*

5 **22A Definitions—pt 6**

6 In this part:

7 ***average speed detection system*** means a system designed to work out
8 the average speed of a vehicle between 2 detection points by reference
9 to the shortest practicable route between the detection points and the
10 minimum travel time in which the route could be completed.

11 ***average speed limit***, for a driver of a vehicle on a road between
12 2 detection points if more than 1 speed limit applies between the
13 points, means the average speed limit prescribed by regulation for the
14 road between the points.

15 ***detection point*** means a point prescribed by regulation on a road by
16 reference to which a vehicle's average speed can be worked out.

17 ***minimum travel time***, for a shortest practicable route, means a time
18 prescribed by regulation that a driver could travel the route without
19 committing a speeding offence.

20 ***mobile device***—see the *Road Transport (Road Rules)*
21 *Regulation 2017*, section 300 (4).

22 ***mobile device detection system*** means a system designed to—

- 23 (a) detect the driver of a vehicle using a mobile device while
24 driving; and
25 (b) take images of the vehicle and the driver of the vehicle.

1 *shortest practicable distance* means the distance between 2 detection
2 points prescribed by regulation as the shortest distance between the
3 points that a vehicle's driver could use to travel on a road between the
4 points without contravening a provision of the road transport
5 legislation.

6 *shortest practicable route*, between 2 detection points, means a route
7 prescribed by regulation, used to determine the minimum travel time
8 between the points.

9 *speeding offence* means an offence against a provision of the road
10 transport legislation of failing to obey a speed limit.

11 *speed measuring device* means a device designed to measure the
12 speed at which a vehicle is travelling.

13 **5 Sections 23, 23A to 23C and 24**

14 *substitute*

15 **23 Meaning of *traffic offence detection device***

16 (1) For this Act, a *traffic offence detection device* means a device or
17 system—

18 (a) designed to detect or take images of the following:

19 (i) a vehicle being driven in contravention of a provision of
20 the road transport legislation;

21 (ii) the driver of a vehicle mentioned in subparagraph (i); and

22 (b) approved in accordance with a regulation made under
23 section 24 (1).

24 (2) However, subsection (1) (a) does not include a device or system
25 designed only to detect or take images of a vehicle parked in
26 contravention of a provision of the road transport legislation.

1 **24 Regulation for approval etc of device or system**

2 (1) A regulation may provide for the approval of a device or system
3 designed to detect or take images of the following:

4 (a) a vehicle being driven in contravention of a provision of the road
5 transport legislation;

6 (b) the driver of a vehicle mentioned in paragraph (a).

7 (2) A regulation may provide for the following for a device or system
8 mentioned in subsection (1):

9 (a) requirements for an image taken by the device or system;

10 (b) the requirements for testing, sealing, certification, maintenance
11 or operation of the device or system;

12 (c) the approval of people to test, seal, certify, maintain or operate
13 the device or system;

14 (d) the use, disclosure and retention of data collected by the device
15 or system;

16 (e) requirements in relation to signage for the device or system.

17 *Note* Power to make a regulation includes power to make different provision
18 in relation to different matters or different classes of matters (see
19 [Legislation Act](#), s 48).

20 **Division 6.3 Traffic offence detection devices—**
21 **other matters**

- 1 **6 Other forms of proof of speeding offences not excluded**
2 **by s 24A**
3 **Section 24B (2), example**
- 4 *omit*
5 an approved speed measuring device
- 6 *substitute*
7 a speed measuring device
- 8 **7 Use of camera detection devices and average speed**
9 **detection systems**
10 **Section 24C**
- 11 *omit*
- 12 **8 Evidentiary certificates etc**
13 **Section 25 (2) (b) and (c)**
- 14 *substitute*
- 15 (b) anything done or not done in relation to a traffic offence
16 detection device under—
- 17 (i) a regulation made under section 24 (2); or
- 18 (ii) an approval made in accordance with a regulation under
19 section 24 (1);
- 20 (c) the recording of an electronic file created by a traffic offence
21 detection device;

9 Section 25 (3) and (4) and note

2 *substitute*

- 3 (3) Without limiting subsection (2), a certificate given for a traffic
4 offence detection device may state any of the following matters:
- 5 (a) that the device has been tested, sealed, certified, maintained or
6 operated as required or permitted by the following:
- 7 (i) a regulation made under section 24 (2) (b);
- 8 (ii) an approval made in accordance with a regulation under
9 section 24 (1);
- 10 (b) the results of a test of the device under paragraph (a) at a stated
11 time or within a stated period, including—
- 12 (i) the accuracy, or accuracy to a stated extent, of the device;
13 or
- 14 (ii) if the device was working properly within the stated
15 period;
- 16 (c) that a stated image, or series of images, is an accurate copy of
17 an image, or series of images, taken by the device—
- 18 (i) at a stated date, time and place; or
- 19 (ii) within a stated period;
- 20 (d) if the device is a speed measuring device—a measurement of
21 speed obtained by the use of the device.
- 22 (4) An image stated by a certificate given under subsection (2) to be an
23 accurate copy of an image or any 1 of a series of images taken by a
24 traffic offence detection device is evidence of everything indicated
25 on, or shown by, the image.

26 *Note* Information etc that is indicated on an image includes information
27 accompanying or reasonably associated with the image (see dict, def
28 *indicated on*).

10 New section 25 (5) (da)

2 *insert*

3 (da) if the information indicates the use of a mobile device by the
4 driver of the vehicle—that the vehicle was moving, or
5 stationary, but not parked when the image was taken;

11 Section 25 (6)

7 *omit*

12 New section 25 (11)

9 *insert*

10 (11) In this section:

11 *image* includes a video recording.

13 Sections 29 to 29C

13 *substitute*

29 Use, retention and disclosure of data by road transport authority and other people

16 (1) The road transport authority may use or disclose data collected in
17 relation to a traffic offence detection device only—

18 (a) in connection with the enforcement of the road transport
19 legislation; or

Examples

- 21 1 disclosure to a police officer for issuing an infringement notice
22 2 disclosure to a prosecutor preparing prosecutions
23 3 disclosure to or use by a contractor engaged to provide services in
24 relation to the operation of a traffic offence detection device
25 4 use of data to test and maintain a traffic offence detection device

- 1 (b) to issue a written warning in connection with the enforcement of
2 the road transport legislation; or
- 3 (c) if the use or disclosure of the data is reasonably necessary for
4 the enforcement of the criminal law or a law imposing a
5 monetary penalty; or
- 6 (d) for research relating to improving road safety and transport
7 efficiency, but only if identifying information about people
8 cannot be ascertained from the data; or
- 9 (e) if the use or disclosure of the data is required or authorised by—
10 (i) a law of the Territory; or
11 **Example**
12 a person asks for a copy of an image under s 27
13 (ii) a law of the Commonwealth; or
14 (iii) an order of a court of competent jurisdiction.
- 15 (2) A person to whom data collected by a traffic offence detection device
16 is disclosed under subsection (1)—
- 17 (a) may use the data only for the purpose for which it was disclosed
18 and in accordance with any applicable laws; and
- 19 (b) must not retain the data for longer than required by or for that
20 purpose, or as required by law; and
- 21 (c) must not disclose the data to someone else unless the disclosure
22 is required or authorised by—
- 23 (i) a law of the Territory; or
24 (ii) a law of the Commonwealth; or
25 (iii) an order of a court of competent jurisdiction.

1 (3) A person mentioned in subsection (2) includes a contractor engaged
2 to operate a traffic offence detection device.

3 *Note* A public sector agency must not enter into a government contract unless
4 the contract contains appropriate provisions for privacy protections (see
5 [Information Privacy Act 2014](#), s 21).

6 (4) The road transport authority, and any person to whom data collected
7 by a traffic offence detection device is disclosed under this section,
8 must ensure that the data is protected by security safeguards that are
9 reasonable in the circumstances to prevent—

10 (a) loss; and

11 (b) unauthorised access, use, modification or disclosure; and

12 (c) other misuse.

13 (5) In this section:

14 *data* includes an image or a series of images.

15 *law of the Territory*, in relation to data collected by a traffic offence
16 detection device, means a law that expressly requires or authorises
17 the use of the data.

18 **14 Dictionary, definitions**

19 *omit the definitions of*

20 *approved average speed detection system*

21 *approved camera detection device*

22 *approved speed measuring device*

1 **15 Dictionary, definitions of *average speed detection system***
2 **and *average speed limit***

3 *substitute*

4 *average speed detection system*, for part 6 (Traffic offence detection
5 devices)—see section 22A.

6 *average speed limit*, for a driver of a vehicle on a road between
7 2 detection points if more than 1 speed limit applies between the
8 points, for part 6 (Traffic offence detection devices)—see
9 section 22A.

10 **16 Dictionary, definition of *camera detection device***

11 *omit*

12 **17 Dictionary, definitions of *detection point* and *indicated on***

13 *substitute*

14 *detection point*, for part 6 (Traffic offence detection devices)—see
15 section 22A.

16 *indicated on*, an image of a vehicle or the driver of a vehicle taken by
17 a traffic offence detection device, includes accompanying or
18 reasonably associated with the image.

19 **18 Dictionary, new definitions**

20 *insert*

21 *minimum travel time*, for a shortest practicable route, for part 6
22 (Traffic offence detection devices)—see section 22A.

23 *mobile device*, for part 6 (Traffic offence detection devices)—see the
24 [Road Transport \(Road Rules\) Regulation 2017](#), section 300 (4).

25 *mobile device detection system*, for part 6 (Traffic offence detection
26 devices)—see section 22A.

1 **19 Dictionary, definition of *relevant information***

2 *omit*

3 **20 Dictionary, definitions of *shortest practicable distance***
4 **etc**

5 *substitute*

6 *shortest practicable distance*, for part 6 (Traffic offence detection
7 devices)—see section 22A.

8 *shortest practicable route*, between 2 detection points, for part 6
9 (Traffic offence detection devices)—see section 22A.

10 *speeding offence*, for part 6 (Traffic offence detection devices)—see
11 section 22A.

12 *speed measuring device*, for part 6 (Traffic offence detection
13 devices)—see section 22A.

14 *traffic offence detection device*—see section 23.

1 **Part 3** **Road Transport (Safety and**
2 **Traffic Management)**
3 **Regulation 2017**

4 **21 Part 5**

5 *substitute*

6 **Part 5** **Traffic offence detection devices**

7 **12** **Average speed detection systems—Act, s 22A**

- 8 (1) For the [Act](#), section 22A, definition of *average speed limit*, the
9 average speed limit for the road between 2 detection points
10 mentioned in an item in schedule 1, part 1.2, column 2 is the speed
11 mentioned in column 6 for the item.
- 12 (2) For the [Act](#), section 22A, definition of *detection point*, the points
13 mentioned in schedule 1, part 1.2, column 2 are prescribed.
- 14 (3) For the [Act](#), section 22A, definition of *shortest practicable distance*,
15 the distance mentioned in an item in schedule 1, part 1.2, column 3 is
16 the shortest practicable distance between the 2 detection points
17 mentioned in column 2 for the item.
- 18 (4) For the [Act](#), section 22A, definition of *shortest practicable route*, the
19 shortest practicable route mentioned in an item in schedule 1, part 1.2,
20 column 4 is the route used to work out the shortest practicable
21 distance mentioned in column 3 for the item.
- 22 (5) For the [Act](#), section 22A, definition of *minimum travel time*, the
23 minimum time that a vehicle's driver could take to drive the vehicle
24 on the route mentioned in an item in schedule 1, part 1.2, column 4 is
25 the time mentioned in column 5 for the item.

- 1 **13 Approval of traffic offence detection devices—Act, s 24**
- 2 (1) The road transport authority may approve any of the following as a
- 3 traffic offence detection device:
- 4 (a) an average speed detection system;
- 5 (b) a mobile device detection system;
- 6 (c) a speed measuring device;
- 7 (d) another kind of device or system that detects or takes images of
- 8 the following:
- 9 (i) a vehicle being driven in contravention of a provision of
- 10 the road transport legislation;
- 11 (ii) the driver of a vehicle mentioned in subparagraph (i).
- 12 (2) An approval is a disallowable instrument.
- 13 (3) However, the road transport authority must not approve a device or
- 14 system as a traffic offence detection device unless satisfied on
- 15 reasonable grounds that the device or system is capable of complying
- 16 with section 15 (Requirements for images taken by traffic offence
- 17 detection devices—Act, s 24 (2) (a)).
- 18 (4) Subsection (3) does not—
- 19 (a) limit the matters that may be indicated on or shown by an image
- 20 taken by a traffic offence detection device; or
- 21 (b) limit the information included in an electronic file created by a
- 22 traffic offence detection device; or
- 23 (c) require a traffic offence detection device to be operated by a
- 24 person.
- 25 *Note* Information etc that is indicated on an image includes information
- 26 accompanying or reasonably associated with the image (see dict, def
- 27 *indicated on*).

1 **14 Approval of police vehicle speedometer—Act, s 24 (1)**

2 (1) The chief police officer may approve a speed measuring device fitted
3 to a vehicle driven by a police officer as a traffic offence detection
4 device.

5 (2) An approval is a notifiable instrument.

6 **15 Requirements for images taken by traffic offence**
7 **detection devices—Act, s 24 (2) (a) and (d)**

8 (1) An image of a vehicle or the driver of a vehicle, taken by a traffic
9 offence detection device, must—

10 (a) include the following information:

11 (i) the date and time when, and place where, the image was
12 taken;

13 (ii) if the traffic offence detection device is operated by a
14 person—the person responsible for the operation of the
15 device when the image was taken;

16 (iii) if the vehicle is being driven in contravention of a
17 provision of the road transport legislation about traffic
18 lights—

19 (A) the general direction and lane in which the vehicle is
20 being driven; and

21 (B) the time a red traffic light or red traffic arrow facing
22 the driver of the vehicle is showing before the driver
23 contravenes the provision;

24 (iv) if the driver of the vehicle is detected committing a
25 speeding offence—

26 (A) the speed measuring device component of the traffic
27 offence detection device; and

- 1 (B) the speed limit applying to the driver of the vehicle
2 for the length of road where the driver was driving
3 when the image is taken; and
- 4 (C) the speed at which the driver of the vehicle was
5 driving when the image is taken;
- 6 (v) any other information the road transport authority
7 considers appropriate; and
- 8 (b) be capable of—
- 9 (i) showing the vehicle or its numberplate; and
- 10 (ii) for a traffic offence detection device designed to take an
11 image of the driver—showing the driver of the vehicle;
12 and
- 13 (c) comply with any other requirement stated in the approval under
14 section 13 for the device (including the meaning of codes and
15 other information indicated on the image).
- 16 (2) For a traffic offence detection device designed to take an image of the
17 driver of a vehicle, as far as practicable, the image must only show as
18 much of the driver as is necessary to show the person in contravention
19 of a provision of the road transport legislation.
- 20 (3) An image and any data associated with an image taken by a traffic
21 offence detection device must be encrypted.
- 22 (4) If an image taken by a traffic offence detection device does not show
23 a contravention of a provision of the road transport legislation, the
24 image and any data associated with the image must be destroyed as
25 soon as possible.

- 1 (5) Subsection (4) does not apply if—
- 2 (a) the image is de-identified for the purposes of collection under
- 3 the [Act](#), section 29 (1) (d); or
- 4 *Note* Section 29 (1) (d) of the Act is a provision about the collection of
- 5 data for research relating to improving road safety and transport
- 6 efficiency.
- 7 (b) the image is 1 of a series of images of which another image
- 8 shows a contravention of a provision of the road transport
- 9 legislation.
- 10 (6) In this section:
- 11 *image* includes a video recording.

12 **16 Testing and maintenance requirements—Act, s 24 (2) (b)**

- 13 (1) This section applies to a traffic offence detection device that is—
- 14 (a) an average speed detection system; or
- 15 (b) a speed measuring device.
- 16 (2) The device must be tested by a testing authority at least every
- 17 12 months—
- 18 (a) to determine if it is operating—
- 19 (i) for a speed measuring device, or the speed measuring
- 20 component of the device—
- 21 (A) if the device is operating in an area where the speed
- 22 limit is over 100km/h—within an accuracy tolerance
- 23 of 2%; or
- 24 (B) in any other case—within an accuracy tolerance of
- 25 2km/h; and
- 26 (ii) for an average speed detection system—within an
- 27 accuracy tolerance of 2%; and

- 1 (b) in accordance with—
- 2 (i) any applicable Australian Standard for the device; and
- 3 (ii) any other requirement stated in an approval under
- 4 section 13 for the device.
- 5 (3) After testing the device, the testing authority must—
- 6 (a) seal the device in a way that—
- 7 (i) prevents any interference with the device; or
- 8 (ii) will show if the device has been interfered with; and
- 9 (b) issue a certificate that states—
- 10 (i) the serial number for the device ; and
- 11 (ii) the date and time when the testing was done; and
- 12 (iii) the results of the testing.

13 **17 Testing and maintenance requirements for police vehicle**

14 **speedometer—Act, s 24 (2) (b)**

- 15 (1) This section applies to a speed measuring device approved under
- 16 section 14.
- 17 (2) The device must be tested by a testing authority at least every
- 18 12 months to determine if it is operating—
- 19 (a) within an accuracy tolerance of 2%; and
- 20 (b) in accordance with any applicable Australian standard for the
- 21 device.
- 22 (3) A testing authority, after testing a device, must—
- 23 (a) seal the device in a way that—
- 24 (i) prevents any interference with the device; or
- 25 (ii) will show if the device has been interfered with; and

- 1 (b) issue a certificate that states—
- 2 (i) the serial number for the device tested; and
- 3 (ii) the date and time when the testing was completed; and
- 4 (iii) the results of the testing.

5 **18 Operation requirements—Act, s 24 (2) (b)**

- 6 (1) A traffic offence detention device must be positioned, aimed,
7 activated and operated in accordance with the manufacturer's
8 specifications for the device.
- 9 (2) A person approved under section 19 (2) must test a traffic offence
10 detention device in accordance with—
- 11 (a) any requirement stated in an approval under section 13 for the
12 device; and
- 13 (b) the manufacturer's specifications for the testing of the device if
14 any of the following happen:
- 15 (i) the device is installed at a location;
- 16 (ii) the device is being operated for the first time, including
17 after repair, reinstallation or replacement;
- 18 (iii) changes are made to the software used by the device.
- 19 (3) For subsection (2) (b) (i), a device that is designed to be moved
20 frequently is not installed at a location only because the device is
21 moved to the location.

22 **Example—device designed to be moved frequently**
23 a speed camera van

- 1 **19 Approved people—Act, s 24 (2) (c)**
- 2 (1) A police officer is approved to operate a traffic offence detection
- 3 device.
- 4 (2) The road transport authority may approve a person who is not a police
- 5 officer to operate a traffic offence detection device.
- 6 (3) An approval is a notifiable instrument.
- 7 (4) The road transport authority may only approve a person under
- 8 subsection (2) if the authority is satisfied that the person has
- 9 appropriate qualifications to operate, or experience in the operation
- 10 of, the traffic offence detection device.
- 11 **20 Traffic offence detection device signage—Act, s 24 (2) (e)**
- 12 (1) For a traffic offence detection device that is an average speed
- 13 detection system, the road transport authority must display a sign
- 14 indicating that an average speed detection system is in use—
- 15 (a) not more than 100m before each detection point; and
- 16 (b) approximately halfway along the shortest practicable route
- 17 between detection points.
- 18 (2) Failure to comply with this section does not affect an infringement
- 19 notice or a proceeding for a speeding offence.

22 Dictionary, new definition of *testing authority*

insert

testing authority means—

- (a) a department of electrical or electronic engineering at a university in Australia; or
- (b) the National Measurement Institute under the *National Measurement Act 1960* (Cwlth); or
- (c) an entity that is accredited by the National Association of Testing Authorities to test traffic offence detection devices; or
- (d) Technical Services, Australian Federal Police, Canberra.

23 Schedule 1

substitute

Schedule 1 Average speed detection systems

(see s 12)

Part 1.1 General**1.1 Definitions—sch 1**

In this schedule:

ACT Standard Grid Coordinates (or *Australian Capital Territory Standard Grid Coordinates*)—see the *Surveyors (Surveyor-General) Practice Directions 2021 (No 1)* (DI2021-51), schedule 2 (Datums and Mapping Projections).

AHD—see the *Surveyors (Surveyor-General) Practice Directions 2021 (No 1)* (DI2021-51), direction 5 (Definitions).

Part 1.2 Average speed detection systems—Act, s 22A

column 1 item	column 2 detection points	column 3 shortest practicable distance	column 4 shortest practicable route	column 5 minimum time (seconds)	column 6 average speed limit
1	ACT Standard Grid Coordinates 208876.18 East, 596541.65 North, AHD 629.88 Level ACT Standard Grid Coordinates 211361.44 East, 596864.50 North, AHD 644.45 Level	2.7081km (westbound)	Hindmarsh Drive (westbound), starting west of the intersection of Dalrymple Street and Mugga Lane and ending north-east of Tyagarah Street	121.8645 (westbound)	80km/h
2	ACT Standard Grid Coordinates 208912.50 East, 596591.35 North, AHD 629.42 Level ACT Standard Grid Coordinates 211418.53 East, 596883.22 North, AHD 641.25 Level	2.7146km (eastbound)	Hindmarsh Drive (eastbound), starting north-east of Palmer Street near Tyagarah Street and ending west of the intersection of Dalrymple Street and Mugga Lane	122.157 (eastbound)	80km/h

24 Dictionary, note 3

2 *insert*

- 3 • average speed detection system (see s 22A)
- 4 • detection point (see s 22A)
- 5 • mobile device detection system (see s 22A)
- 6 • speeding offence (see s 22A)

25 Dictionary, note 3

8 *omit*

- 9 • camera detection device (see s 23)

26 Dictionary, definitions

11 *omit the definitions of*

12 *approved police speedometer*

13 *digital camera detection device*

14 *fixed camera detection device*

15 *laser speed measuring device*

16 *loop detector speed measuring device*

17 *operator*

18 *piezo strip speed measuring device*

19 *radar speed measuring device*

20 *recording medium*

21 *security checksum*

1 **Schedule 1 Other amendments**

2 (see s 3)

3 **Part 1.1 Road Transport (General)**
4 **Act 1999**

5 **[1.1] Dictionary, definitions of *approved camera detection***
6 ***device and camera-detected offence***

7 *omit*

8 **Part 1.2 Road Transport (Offences)**
9 **Regulation 2005**

10 **[1.2] Sections 4C (2) and 4CA (2)**

11 *omit*

12 a camera-detected offence

13 *substitute*

14 an offence detected by a traffic offence detection device

15 **[1.3] Section 6 (2) (b)**

16 *omit*

17 a camera-detected offence

18 *substitute*

19 an offence detected by a traffic offence detection device

1 **[1.4] Section 13 heading**

2 *substitute*

3 **13 Infringement notices for offence detected by traffic**
4 **offence detection device—time of service—Act, s24 (2)**

5 **[1.5] Section 13 and note**

6 *omit*

7 a camera-detected offence

8 *substitute*

9 an offence detected by a traffic offence detection device

10 **[1.6] Section 14A (2) (l) (vii)**

11 *substitute*

12 (vii) if the offence is detected by a traffic offence detection
13 device—information about how to inspect and obtain a
14 copy of the image taken by the traffic offence detection
15 device.

16 **[1.7] Section 14B (2) (d) (vii)**

17 *substitute*

18 (vii) if the offence is detected by a traffic offence detection
19 device—information about how to inspect and obtain a
20 copy of the image taken by the traffic offence detection
21 device.

22 **[1.8] Dictionary, note 3**

23 *omit*

- 24
 - camera-detected offence

1 **Part 1.3** **Road Transport (Road Rules)**
2 **Regulation 2017**

3 **[1.9] New section 300 (3AA)**

4 *before section 300 (3A), insert*

5 (3AA) For this section, a vehicle may be parked even though—

- 6 (a) the key for the vehicle is located in the vehicle’s ignition lock;
7 or
8 (b) the engine of the vehicle is running.

9 **[1.10] Section 300 (4), definition of *use*, paragraph (a)**

10 *omit*

11 , except while in the process of giving the body of the device to a
12 passenger in the vehicle

13 **[1.11] New section 300AA (4A)**

14 *insert*

15 (4A) For this section, a vehicle may be parked even though—

- 16 (a) the key for the vehicle is located in the vehicle’s ignition lock;
17 or
18 (b) the engine of the vehicle is running.

19 **[1.12] Section 300AA (5), definition of *use*, paragraph (a)**

20 *omit*

21 , except while in the process of giving the body of the device to a
22 passenger in the vehicle

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 2021.

2 Notification

Notified under the [Legislation Act](#) on 2021.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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