

Road Transport (General) (Motorcycle Lane Filtering Trial) Exemption 2015 (No 1)

Disallowable instrument DI2015—2

made under the

***Road Transport (General) Act 1999*, section 13 (Power to exclude vehicles, persons or animals from road transport legislation)**

1 Name of instrument

This instrument is the *Road Transport (General) (Motorcycle Lane Filtering Trial) Exemption 2015 (No 1)*.

2 Commencement

This instrument commences on 1 February 2015.

3 Declaration

I declare that the following prescribed road rules do not apply to a fully licensed rider of a motorcycle while lane filtering in the ACT:

- Rule 46 (Giving a left change of direction signal);
- Rule 48 (Giving a right change of direction signal);
- Rule 141 (No overtaking etc to the left of a vehicle);
- Rule 146 (Driving within a single marked lane or line of traffic); and
- Rule 147 (Moving from one marked lane to another marked lane across a continuous line separating the lanes).

4 Condition

The exemption contained in clause 3 of this instrument applies only where:

- (a) the motorcycle is travelling at a speed of 30km/h or less and the adjacent vehicles are travelling at a speed less than the motorcycle;
- (b) the motorcycle is not in a school zone;
- (c) the motorcycle is not travelling past a parked vehicle;
- (d) the motorcycle is not travelling in a marked bicycle lane; and
- (e) it is otherwise safe for the motorcycle to lane filter.

Note: Examples of where it would not be safe for a rider to lane filter

The rider is proceeding through a roundabout

The rider is riding kerbside

The rider is crossing a children's crossing or pedestrian crossing

The rider lane filters between vehicles in a manner that does not seek to avoid collisions (including lane filtering between vehicles where there is insufficient clearance)

The lane filtering occurs past a bus or heavy vehicle

5 Definitions

In this instrument:

fully licensed rider means the holder of a full Australian motorcycle licence and does not include the holder of only a learner, provisional, restricted or probationary licence;

lane filtering means a motorcycle being ridden between two marked lanes with the same direction of travel as the motorcycle when there are vehicles adjacent to the motorcycle in both marked lanes.

prescribed road rules means the Australian Road Rules as incorporated into ACT law by Chapter 2 of the *Road Transport (Safety and Traffic Management) Regulation 2000*.

Shane Rattenbury
Minister for Justice

7 January 2015