

1997

**THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL
TERRITORY**

MOTOR TRAFFIC ACT 1936

MOTOR TRAFFIC REGULATIONS (AMENDMENT)

EXPLANATORY STATEMENT

Circulated by the Authority of Minister for Urban Services

Trevor T Kaine MLA

Outline

Section 218 of the *Motor Traffic Act 1936* ("the Act") empowers the Executive to make regulations prescribing all matters which are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for the purposes of the Act. The Motor Traffic Regulations deal with matters such as requiring trailers to have adequate brakes and safety chains, registration labels for vehicles, unlicensed drivers and prescribed offences for which parking and traffic infringement notices may be issued and associated penalties and demerit points.

The Motor Traffic Regulations (Amendment), amend the Regulations by generally increasing all penalties for parking and traffic infringements by 1.75% in accordance with the anticipated movement in 1997-98 of the Consumer Price Index.

The changes to be made to the Regulations relate specifically to the dollar amount of parking and traffic penalties. These increases are part of the 1997-98 Budget strategy, and will not effect parity between the severity of the offences and the dollar value of the penalties.

Financial Implications

There are no increased costs associated with the amending Regulations. However, the government can expect some increase in revenue consequential upon the revised penalties. This should result in an increase of \$165,000 in revenue generated from parking infringements, and \$311,000 from traffic infringements. In total, revenue generated would increase by \$476,000.

Details

Commencement and Interpretation

Regulation 1 and 2 provide that the Regulations will take effect on 1 July 1997 and that a reference in the Regulations to "Principal Regulations" means the Motor Traffic Regulations.

Substitution of Schedule

Regulation 3 repeals the existing Schedule in the Regulations and substitutes a new Schedule which revises all the penalties. The penalties have generally been raised by between \$1.00 and \$2.00 with the exception of some of the higher penalties set at \$292.00 and \$573.00 which have been raised by \$5.00 and \$10.00 respectively. This represents a 1.75% increase which is in accordance with the anticipated movement in 1997-98 of the Consumer Price Index.

No penalty was previously prescribed in the regulations for the purposes of paragraph 189(1)(da) of the Motor Traffic Act 1936. A prescribed penalty of \$46.00 is proposed at item 141 of Part II of the attached Schedule. The proposed penalty is the same as for other offences involving number plates.

PRESCRIBED OFFENCES, PENALTIES AND DEMERIT POINTS

PART I-PROVISIONS OF THE MOTOR TRAFFIC ACT 1936-PARKING INFRINGEMENTS

Item	Provision	Description	96/97 Penalty	97/99 penalty
1	Subsection 151(1)	Stopping or parking motor vehicle or trailer on public street except on carriageway of the street	\$36.00	\$37.00
2	Subsection 151(2)	Stopping or parking motor vehicle or trailer on 2-way carriageway not adjacent to left kerb	\$36.00	\$37.00
3	Subsection 151(3)	Stopping or parking motor vehicle or trailer on 1-way carriageway or in loading area not adjacent to boundary	\$49.00	\$50.00
4	Subsection 152(1)	Parking motor vehicle or trailer contrary to no parking sign	\$49.00	\$50.00
5	Subsection 152(2)	Stopping or parking motor vehicle or trailer contrary to no stopping sign	\$49.00	\$50.00
6	Subsection 152(3)	Parking motor vehicle or trailer for longer than time indicated by parking sign	\$36.00	\$37.00
7	Subsection 152(3A)	Parking motor vehicle or trailer contrary to angle parking sign	\$49.00	\$50.00
8	Subsection 152(4)	Parking motor vehicle or trailer in part of public street reserved for Class A vehicles	\$49.00	\$50.00
9	Subsection 152(5)	Parking motor vehicle or trailer in part of public street reserved for Class B vehicles, where the relevant sign refers to disabled persons	\$110.00	\$112.00
10	Subsection 152(5)	Parking motor vehicle or trailer in part of public street reserved for Class B vehicles, where the relevant sign refers to district nurses, medical practitioners, Red Cross vehicles or Members of the Commonwealth Parliament	\$49.00	\$50.00
11	Subsection 152(5)	Parking motor vehicle or trailer in part of public street reserved for Class B vehicles, in cases other than those mentioned in the previous 2 items	\$36.00	\$37.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
12	Subsection 153(1)	Stopping or parking motor vehicle or trailer within bus stop	\$61.00	\$62.00
13	Subsection 153(2)	Parking motor vehicle or trailer within local services bus stop	\$61.00	\$62.00
14	Subsection 154(1)	Stopping or parking motor vehicle or trailer within taxi rank	\$61.00	\$62.00
15	Subsection 154(2)	Parking taxi in public street for more than 30 minutes elsewhere than in taxi rank	\$36.00	\$37.00
16	Subsection 154(3)	Parking private hire car in public street for more than 30 minutes	\$36.00	\$37.00
17	Subsection 155(1)	Parking motor vehicle or trailer in part of public place contrary to no parking sign bearing arrow	\$49.00	\$50.00
18	Subsection 155(2)	Parking motor vehicle or trailer in prohibited area contrary to no parking sign	\$49.00	\$50.00
19	Subsection 155(2A)	Stopping or parking motor vehicle or trailer in prohibited area contrary to no stopping sign	\$49.00	\$50.00
20	Subsection 155(3)	Parking motor vehicle or trailer in part of public place for longer than time indicated by parking sign	\$36.00	\$37.00
21	Subsection 155(4)	Parking motor vehicle or trailer in part of public place reserved for Class A vehicles	\$49.00	\$50.00
22	Subsection 155(5)	Parking motor vehicle or trailer in part of public place reserved for Class B vehicles where the relevant sign refers to disabled persons	\$110.00	\$112.00
23	Subsection 155(5)	Parking motor vehicle or trailer in part of public place reserved for Class B vehicles where the relevant sign refers to district nurses, medical practitioners, Red Cross vehicles or Members of the Commonwealth Parliament	\$49.00	\$50.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
24	Subsection 155(5)	Parking motor vehicle or trailer in part of public place reserved for Class B vehicles other than those mentioned in the previous 2 items	\$36.00	\$37.00
25	Subsection 156	Parking motor vehicle or trailer in part of off-street parking area or loading area other than in marked bay	\$49.00	\$50.00
26	Subsection 157(1)	Stopping or parking vehicle (other than goods vehicle) or trailer within loading zone	\$61.00	\$62.00
27	Subsection 157(2)	Parking goods vehicle in loading zone for longer than permitted time or while not loading or unloading	\$61.00	\$62.00
28	Subsection 157(3)	Parking certified vehicle in loading zone except in accordance with certificate	\$61.00	\$62.00
29	Subsection 157(4)	Parking certified vehicle in loading zone where label not properly affixed to vehicle	\$49.00	\$50.00
30	Subsection 157(5)	Placing object in loading zone except in accordance with permit	\$61.00	\$62.00
31	Paragraph 158(1)(a)	Stopping or parking motor vehicle or trailer on public street so that the vehicle or trailer is double-parked	\$49.00	\$50.00
32	Paragraph 158(1)(b)	Stopping or parking motor vehicle or trailer on public street alongside red kerb	\$49.00	\$50.00
33	Paragraph 158(1)(d)	Stopping or parking motor vehicle or trailer across driveway etcetera	\$49.00	\$50.00
34	Paragraph 158(1)(ea)	Stopping or parking motor vehicle or trailer upon traffic island or on land between 2 1-way carriageways	\$49.00	\$50.00
35	Paragraph 158(1)(f)	Stopping or parking motor vehicle or trailer within intersection, or within any part of junction of 2 public streets	\$49.00	\$50.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
36	Paragraph 158(1)(h)	Stopping or parking motor vehicle or trailer upon or within 6 metres of bridge	\$49.00	\$50.00
37	Paragraph 158(1)(i)	Stopping or parking motor vehicle or trailer on pedestrian crossing	\$49.00	\$50.00
38	Paragraph 158(1)(j)	Stopping or parking motor vehicle or trailer within 6 metres of pedestrian crossing	\$49.00	\$50.00
39	Paragraph 158(1)(k)	Stopping or parking motor vehicle or trailer between 2 school crossing signs or within 15 metres of such a sign	\$49.00	\$50.00
40	Paragraph 158(1)(m)	Stopping or parking motor vehicle or trailer so that it obscures a traffic sign	\$49.00	\$50.00
41	Paragraph 158(1)(n)	Stopping or parking motor vehicle or trailer upon public street or public place so as to be likely to cause danger, obstruction or unreasonable convenience	\$49.00	\$50.00
42	Paragraph 158(2)(a)	Stopping or parking motor vehicle or trailer on part of carriageway of public street immediately adjoining an area reserved for angle parking	\$36.00	\$37.00
43	Paragraph 158(2)(b)	Stopping or parking motor vehicle or trailer on public street nearer than 1 metre to another motor vehicle upon that street	\$36.00	\$37.00
44	Paragraph 158(2)(c)	Where kerb is constructed on boundary of carriageway, stopping or parking motor vehicle or trailer on public street other than carriageway of public street or in specified parking place	\$36.00	\$37.00
45	Paragraph 158(2)(d)	Stopping or parking motor vehicle or trailer on public street alongside or opposite a street excavation or obstruction	\$36.00	\$37.00
46	Section 163D	During controlled parking hours, causing motor vehicle or trailer to stand or be parked upon a designated parking place occupied by another vehicle or trailer	\$36.00	\$37.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
47	Subsection 163E(1)	Permitting motor vehicle or trailer to stand or be parked during controlled parking hours in a voucher parking area without parking voucher	\$49.00	\$50.00
48	Subsection 163E(2)	Permitting motor vehicle or trailer to stand or be parked during controlled parking hours in a voucher parking area after expiration of time on parking voucher	\$36.00	\$37.00
49	Subsection 163F(1)	Permitting motor vehicle or trailer to stand or be parked during controlled parking hours upon designated parking place controlled by parking meter if meter expired	\$36.00	\$37.00
50	Section 163M	Permitting motor vehicle or trailer to stand or be parked upon designated parking meter place if parking meter fitted with hood stating "NO PARKING"	\$49.00	\$50.00

PART II: TRAFFIC INFRINGEMENTS

Item	Provision	Description	96/97 Penalty	97/98 Penalty
1	Subsection 7A(8)	Learner driving motor vehicle without "L" plates or while unaccompanied by licensed driver	\$88.00	\$90.00
2	Paragraph 7A(8)(c)	Learner driving motor vehicle (other than a motor cycle) while towing a trailer the gross mass of which exceeds 750kg	\$88.00	\$90.00
3	Subsection 7A(9)	Learner driving motor cycle without displaying "L" plate or while carrying person other than a person who holds a full licence to drive a motor cycle and is safely seated in a sidecar	\$88.00	\$90.00
4	Paragraph 7A(9)(c)	Learner driving motor cycle while towing a trailer	\$88.00	\$90.00
5	Subsection 7A(10)	Owner or person in charge of motor vehicle causing or permitting a learner to commit an offence in relation to that vehicle or failing to take precautions to prevent such an offence	\$100.00	\$102.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
6	Paragraph 7B(21)(a)	Holder of a provisional licence or endorsement driving motor vehicle without "P" plates	\$88.00	\$90.00
7	Paragraph 7B(21)(b)	Holder of a provisional licence or endorsement driving motor vehicle (other than a motor cycle) while towing a trailer the gross mass of which exceeds 750kg	\$88.00	\$90.00
8	Subsection 7B(22)	Holder of provisional licence or endorsement driving motor cycle without "P" plate or while towing a trailer	\$88.00	\$90.00
9	Subsection 11(2)	Driving motor vehicle without corrective lenses where driver's licence marked or endorsed as requiring them	\$123.00	\$125.00
10	Section 13	Failing to sign driver's licence	\$45.00	\$46.00
11	Subsection 18(1)	Failing to properly affix number plates	\$45.00	\$46.00
12	Subsection 18(1A)	Failing to properly affix number plate to motor cycle	\$45.00	\$46.00
13	Subsection 18(2)	Failing to properly affix number plate to trailer	\$45.00	\$46.00
14	Subsection 22(2)	Failing to notify Registrar within 14 days of details of sale or disposal of registered motor vehicle by previous owner or to deliver to Registrar any number plates issued in respect of the vehicle or to apply for transfer of registration	\$88.00	\$90.00
15	Subsection 25(1)	Failing to produce certificate of registration and motor vehicle or trailer for inspection within 7 days after alteration in description	\$33.00	\$34.00
16	Subsection 26(1)	Failing to produce vehicle or trailer for inspection within 7 days after adapted for purpose other than that for which registered	\$33.00	\$34.00
17	Subsection 31A(4)	Carrying number of passengers in public motor vehicle greater than number of passengers specified in licence	\$45.00	\$46.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
18	Subsection 31A(4)	Failing to properly specify number of persons that public motor vehicle licensed to carry	\$45.00	\$46.00
19	Section 32	Failing to equip public motor vehicle or private hire car with fire extinguisher	\$45.00	\$46.00
20	Subsection 51(1)	Using or causing, suffering or permitting the use of a motor vehicle in relation to which there is no third party policy in force	\$156.00	\$159.00
21	Subsection 97(1)	Failing to notify Registrar within 14 days of change of name or address	\$66.00	\$67.00
22	Paragraph 102(1))	Defacing certificate of registration or licence	\$88.00	\$90.00
23	Subsection 108G(1)	Driving or using motor vehicle in respect of which a defect notice has been issued once time for production of vehicle has expired	\$123.00	\$125.00
24	Subsection 108G(2)	Driving or using motor vehicle in respect of which a notice is in force stating that the vehicle is in a dangerous condition	\$156.00	\$159.00
25	Subsection 108G(4)	Removing from vehicle, or altering or defacing, defect notice or dangerous condition notice on vehicle	\$156.00	\$159.00
26	Section 112A	Proceeding contrary to traffic light signal	\$156.00	\$159.00
27	Paragraph 112D(a)	Turning or continuing to turn motor vehicle left at intersection at which traffic lights are erected where traffic sign bears the words "TURN LEFT AT ANY TIME WITH CARE" if reasonable possibility that motor vehicle might collide with another vehicle or person or that dangerous situation may otherwise be created	\$123.00	\$125.00
28	Paragraph 112D(b)	Turning or continuing to turn motor vehicle right at intersection at which traffic lights are erected while there is a reasonable possibility that motor vehicle might collide with another vehicle or person or that dangerous situation may otherwise be created	\$123.00	\$125.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
29	Paragraph 112D(c)	Continuing to move motor vehicle forward at intersection after turning at an intersection at which traffic lights are erected while there is reasonable possibility that motor vehicle might collide with another vehicle or person or that dangerous situation may otherwise be created	\$123.00	\$125.00
30	Subsection 113(1)	Failing to keep to left hand side of carriageway	\$88.00	\$90.00
31	Subsection 113(2)	Driving motor vehicle on footpath or any part of public street other than carriageway or entrance-drive	\$100.00	\$102.00
32	Subsection 113(2A)	Driving motor vehicle on traffic island or on area of land separating adjacent 1-way traffic carriageways	\$100.00	\$102.00
33	Subsection 113(3)	Failing to keep left on public street where directed by traffic sign to "KEEP LEFT"	\$100.00	\$102.00
34	Section 114	Driving on 1-way traffic carriageway in direction opposite to that indicated by arrows on traffic signs	\$100.00	\$102.00
35	Section 115	Driving motor vehicle in more than 1 traffic lane	\$100.00	\$102.00
36	Subsection 115B(2)	Driving motor vehicle or permitting it to stand or be parked on part of carriageway declared to be reserved for priority vehicles	\$100.00	\$102.00
37	Subsection 115C(1)	Driving motor vehicle other than local services omnibus or permitting it to stand or be parked on public transport route	\$100.00	\$102.00
38	Subsection 116(1)	Crossing unbroken line marked on carriage way of public street	\$100.00	\$102.00
39	Subsection 116(1A)	Crossing unbroken line marked on off-street parking area or loading area	\$100.00	\$102.00
40	Subsection 117(1)	Passing motor vehicle travelling in opposite direction other than with other vehicle on right side of vehicle	\$123.00	\$125.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
41	Subsection 118(1)	Overtaking vehicle other than with other vehicle on left side of motor vehicle	\$123.00	\$125.00
42	Subsection 118(3)	Overtaking vehicle making a right-hand turn on its right side	\$123.00	\$125.00
43	Subsection 118(4)	Crossing over in front of vehicle which has been overtaken before being clear of that other vehicle	\$123.00	\$125.00
44	Subsection 118(5)	Overtaking vehicle without safety or so as to obstruct progress of other persons using public street and travelling in opposite direction	\$156.00	\$159.00
45	Subsection 118(6)	Overtaking vehicle that has reduced speed at, or has stopped at, pedestrian or school crossing	\$156.00	\$159.00
46	Subsection 118(7)	Increasing the speed of a motor vehicle before an overtaking motor vehicle has had reasonable opportunity to pass and draw clear of the vehicle	\$123.00	\$125.00
47	Subsection 118(8)	Driving motor vehicle from stationary position at or near boundary of carriageway without safety or so as to obstruct progress of any overtaking vehicle	\$123.00	\$125.00
48	Section 119	Racing with another vehicle	\$156.00	\$159.00
49	Subsection 119A(1)	Driving motor vehicle while part of the body of person protrudes from the vehicle	\$88.00	\$90.00
50	Subsection 120(1)	Turning left from traffic lane not marked as left turning lane or turning left other than from as near as practicable to left hand side of the carriageway	\$100.00	\$102.00
51	Subsection 120(2)	Turning left from traffic lane without following course marked on traffic lane	\$100.00	\$102.00
52	Subsection 121(1)	Turning right from other than right turning position	\$100.00	\$102.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
53	Subsection 121(2)	Turning right from traffic lane without following course marked on traffic lane	\$100.00	\$102.00
54	Subsection 121(2A)	Failing to pass right turning vehicle to left when making right hand turn	\$100.00	\$102.00
55	Subsection 121(3)	Turning or continuing to turn motor vehicle to right if reasonable possibility that vehicle will collide, or dangerous situation may occur, with another vehicle travelling in opposite direction	\$156.00	\$159.00
56	Subsection 121(3A)	Turning or continuing to turn motor vehicle to right without safety to any other vehicle and other persons using public street	\$156.00	\$159.00
57	Subsection 121(5)	Failing to drive motor vehicle to right of "KEEP RIGHT" sign	\$100.00	\$102.00
58	Section 122	Failing to give way to right at intersection	\$123.00	\$125.00
59	Section 122A	Failing to give way at T-intersection	\$123.00	\$125.00
60	Section 123A	Failing to give way when emerging from slip lane	\$123.00	\$125.00
61	Subsection 124(1)	Failing to decrease speed of, or stop, motor vehicle at "GIVE WAY" sign so as to avoid possible collision or dangerous situation	\$156.00	\$159.00
62	Subsection 124(2)	Failing to decrease speed of, or stop, motor vehicle on public transport route at "GIVE WAY" sign so as to avoid possible collision or dangerous situation	\$156.00	\$159.00
63	Section 124A	Failing to give way to motor vehicle on roundabout so as to avoid possible collision or dangerous situation	\$156.00	\$159.00
64	Subsection 124B(1)	Failing to decrease speed, or to stop, to allow local services omnibus to enter line of traffic	\$100.00	\$102.00
65	Subsection 125(1)	Failing to give fire engine, ambulance or police car that is giving warning of its approach by means of siren or other alarm reasonable space to pass	\$123.00	\$125.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
66	Paragraph 125(2)(a)	Driving vehicle that is not police, ambulance or fire brigade vehicle to which is attached siren or means of alarm which could be mistaken for siren or means of alarm used by those types of vehicles, or using such siren or means of alarm	\$66.00	\$67.00
67	Paragraph 125(2)(b)	Using siren or similar means of alarm that emits sound that could be mistaken for siren or alarm of fire engine, ambulance or police car	\$100.00	\$102.00
68	Subsection 126(1)	Approaching pedestrian crossing at speed that would not enable vehicle to stop before reaching pedestrian crossing	\$123.00	\$125.00
69	Subsection 126(2)	Failing to decrease speed of motor vehicle at pedestrian crossing so as to avoid reasonable possibility of colliding with pedestrian on crossing	\$156.00	\$159.00
70	Subsection 127(2)	Failing to drive at such a speed when approaching school crossing as to enable motor vehicle to be stopped before reaching school crossing	\$156.00	\$159.00
71	Subsection 127(3)	Driving motor vehicle on school crossing while pedestrian is on crossing	\$156.00	\$159.00
72	Subsection 128(1)	Failing to stop motor vehicle where indicated by traffic sign bearing word "STOP"	\$156.00	\$159.00
73	Subsection 128(2)	Failing to allow another vehicle to pass in front of motor vehicle at "STOP" sign so as to avoid dangerous situation	\$156.00	\$159.00
74	Subsection 128A(1)	Turning motor vehicle right against "NO RIGHT TURN" sign	\$100.00	\$102.00
75	Subsection 128A(2)	Turning motor vehicle left against "NO LEFT TURN" sign	\$100.00	\$102.00
76	Subsection 128A(3)	Turning motor vehicle against "NO TURNS" sign	\$100.00	\$102.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
77	Subsection 128B(2)	Turning motor vehicle against "NO U TURN" sign	\$100.00	\$102.00
78	Section 128C	Overtaking or passing another vehicle against traffic sign bearing words "NO OVERTAKING OR PASSING"	\$123.00	\$125.00
79	Section 128D	Overtaking another vehicle on bridge which has traffic sign bearing the words "NO OVERTAKING ON BRIDGE"	\$123.00	\$125.00
80	Subsection 128E(1)	Failing to turn right from right hand traffic lane where road sign bears words "RIGHT LANE MUST TURN RIGHT"	\$100.00	\$102.00
81	Subsection 128E(2)	Failing to turn left from left hand traffic lane where road sign bears words "LEFT LANE MUST TURN LEFT"	\$100.00	\$102.00
82	Subsection 128F(1)	Failing to turn right from traffic lane where road marking indicates "RIGHT TURN ONLY"	\$100.00	\$102.00
83	Subsection 128F(2)	Failing to turn left from traffic lane where road marking indicates "LEFT TURN ONLY"	\$100.00	\$102.00
84	Subsection 128F(3)	Making right, left or U turn from traffic lane that bears road marking consisting of straight ahead arrow	\$100.00	\$102.00
85	Subsection 128F(4)	Failing to make right hand turn from traffic lane that bears road marking consisting of right turn arrow	\$100.00	\$102.00
86	Subsection 128F(5)	Failing to make left hand turn from traffic lane that bears road marking consisting of left turn arrow	\$100.00	\$102.00
87	Subsection 128F(6)	Turning motor vehicle left from traffic lane that bears road marking consisting of straight ahead arrow or right turn arrow	\$100.00	\$102.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
88	Subsection 128F(7)	Turning motor vehicle right from traffic lane that bears road marking consisting of straight ahead arrow or left turn arrow	\$100.00	\$102.00
89	Subsection 128G(1)	Driving motor vehicle contrary to no entry sign	\$100.00	\$102.00
90	Subsection 128G(2)	Driving motor vehicle into public street from off-street parking area or loading area contrary to no exit sign	\$156.00	\$159.00
91	Subsection 129(1A)	Driving motor vehicle negligently	\$156.00	\$159.00
92	Section 130	Driving motor vehicle without due care and attention or without reasonable consideration for other persons using public street	\$100.00	\$102.00
93	Section 131	Driving motor vehicle while not in position to fully control vehicle or have clear view of traffic	\$100.00	\$102.00
94	Section 132	Driving motor vehicle backwards without safety or for greater distance or time than is reasonably necessary	\$100.00	\$102.00
95	Section 133	Driving motor vehicle on bridge where laden weight of motor vehicle exceeds load limit specified on traffic sign bearing words "LOAD LIMIT ON BRIDGE" and a number and word "TONNES" in respect of the bridge	\$123.00	\$125.00
96	Subsection 133A(5)	Driving rigid truck or articulated vehicle where its laden weight exceeds load limit	\$88.00	\$90.00
97	Section 134	Driving motor vehicle so as to negligently or wilfully obstruct, hinder or prevent free passage of vehicle or person on public street	\$100.00	\$102.00
98	Paragraph 135(a)	Leaving motor vehicle without taking due precaution against motor vehicle being started	\$66.00	\$67.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
99	Subsection 136(1)	Driver of motor vehicle failing to give sufficient warning of danger	\$88.00	\$90.00
100	Subsection 136(2)	Driver of motor vehicle failing to signal properly before stopping or reducing speed suddenly	\$88.00	\$90.00
101	Subsection 136(4)	Turning motor vehicle right, or moving motor vehicle right, without signalling	\$100.00	\$102.00
102	Subsection 136(5)	Driving motor vehicle from stationary position towards right without giving signal	\$100.00	\$102.00
103	Subsection 136(7)	Turning motor vehicle left, or moving motor vehicle left, without signalling	\$100.00	\$102.00
104	Subsection 136(8)	Driving motor vehicle from stationary position towards left without giving signal	\$100.00	\$102.00
105	Section 139	Failing to obey directions given by officer or member of police force in uniform with respect to manner of approaching or departing from place or of picking up or setting down passengers or goods or regulating or controlling movement of traffic or stopping or parking of motor vehicles	\$123.00	\$125.00
106	Section 141	Driving motor vehicle in public place at speed exceeding 20km per hour	\$88.00	\$90.00
107	Section 142	Exceeding speed limit by less than 15km per hour	\$100.00	\$102.00
108	Section 142	Exceeding speed limit by 15km per hour or more but less than 30km per hour	\$143.00	\$146.00
109	Section 142	Exceeding speed limit by 30km per hour or more but less than 45km per hour	\$287.00	\$292.00
110	Section 142	Exceeding speed limit by 45km per hour or more	\$563.00	\$573.00
111	Subsection 147(1)	Driving in school zone at speed exceeding 40km per hour but less than 70km per hour	\$156.00	\$159.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
112	Subsection 147(1)	Driving in school zone at speed of 70km per hour or more but less than 85km per hour	\$287.00	\$292.00
113	Subsection 147(1)	Driving in school zone at speed of 85km per hour or more	\$563.00	\$573.00
114	Section 164B	Occupying driving position of prescribed vehicle without wearing securely fastened and adjusted seat belt	\$88.00	\$90.00
115	Subsection 164C(2)	Being passenger in motor vehicle without wearing securely fastened and adjusted seat belt	\$88.00	\$90.00
116	Paragraph 164D(a)	Driving a motor vehicle in which a child is not restrained by a child restraint	\$88.00	\$90.00
117	Paragraph 164D(b)	Driving a motor vehicle in which a young person or a child, who is not restrained by a child restraint, is not restrained by a seat belt	\$88.00	\$90.00
118	Subparagraph 164D(c)(i)	Driving a motor vehicle in which a child occupies a position abreast of the driving position, being a position that is equipped with a child restraint, while there is an unoccupied position to the rear that is, or that could be, equipped with a child restraint	\$88.00	\$90.00
119	Subparagraph 164D(c)(ii)	Driving a motor vehicle in which a child occupies a position abreast of the driving position, being a position that is not equipped with a child restraint but is equipped with a seat belt, while there is an unoccupied position to the rear that is, or that could be, equipped with a child restraint or seat belt	\$88.00	\$90.00
120	Subparagraph 164D(c)(iii)	Driving a motor vehicle in which a child occupies a position abreast of the driving position, being a position that is equipped with neither a child restraint nor a seat belt, while there is an unoccupied position to the rear	\$88.00	\$90.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
121	Paragraph 165(a)	Driving unregistered vehicle, or leaving it standing, on public street	\$156.00	\$159.00
122	Section 166	Driving motor vehicle which differs in material particular from description appearing in certificate of registration of motor vehicle	\$45.00	\$46.00
123	Section 171	Placing frame around number plate of motor vehicle in such manner as to hide or render indistinct any letter or figures on number plate	\$45.00	\$46.00
124	Subsection 172(1)	Failing to produce driver's licence when requested to do so	\$45.00	\$46.00
125	Paragraph 176(1)(a)	Driving motor vehicle of any class without holding licence to drive motor vehicle of that class	\$156.00	\$159.00
126	Paragraph 176(1)(b)	Causing or permitting person to driver motor vehicle of any class when that person does not hold licence to drive vehicle of that class	\$100.00	\$102.00
127	Paragraph 176(1)(c)	Driving a motor vehicle or allowing it to stand on public street when the number plate is not properly affixed or is so obscured, defaced or damaged that the registration number is not clearly legible	\$45.00	\$46.00
128	Section 181	Driving motor vehicle or allowing a motor vehicle or trailer to stand on public street without proper parts and equipment	\$88.00	\$90.00
129	Subsection 182(1)	Driving motor vehicle, other than motor cycle, at night without appropriate lighted lamps	\$88.00	\$90.00
130	Subsection 182(2)	Driving motor cycle at night without appropriate lighted lamps or reflectors	\$88.00	\$90.00
131	Subsection 182(2A)	Driving motor vehicle at night without appropriate dipping device for head lamps	\$88.00	\$90.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
132	Subsection 182(3)	Failing to dip head lamps of motor vehicle when approached by another vehicle travelling in opposite direction and failing to cause head lamps to remain dipped until vehicle has passed other vehicle	\$97.00	\$100.00
133	Subsection 183(2)	Driving motor vehicle on which reflectors are not properly affixed or kept clean and unobscured	\$43.00	\$45.00
134	Subsection 184	Driving motor vehicle which has lamp at rear which may be extinguished while leaving head lamps of vehicle lighted	\$43.00	\$45.00
135	Subsection 185(1)	Parking motor vehicle or trailer on public street between sunset and sunrise without proper reflectors and lighted lamps	\$43.00	\$45.00
136	Section 186	Towing vehicle in unsafe or improper manner	\$97.00	\$100.00
137	Section 187	Driving motor vehicle where vehicle causes smoke or undue or unnecessary noise, whether undue or unnecessary noise is caused by lack of efficient silencer affixed to exhaust, use of horn or other means of alarm other than as warning of danger or otherwise	\$85.00	\$88.00
138	Paragraph 189(1)(b)	Passing motor omnibus that is stopped for purpose of taking up or setting down passengers to the danger of those passengers	\$151.00	\$156.00
139	Paragraph 189(1)(c)	Driving motor vehicle with more than 1 trailer attached thereto	\$97.00	\$100.00
140	Paragraph 189(1)(d)	Driving motor vehicle with trailer attached thereto where trailer is not securely fastened close to rear of motor vehicle	\$97.00	\$100.00
141	Paragraph 189(1)(da)	Driving motor vehicle with trailer attached where registration number of trailer not clearly visible from rear or either side	N/A	\$46.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
142	Paragraph 189(1)(e)	Driving motor vehicle without efficient horn or other means of alarm attached thereto in convenient position	\$100.00	\$102.00
143	Paragraph 189(1)(h)	Driving motor vehicle that is apparently used only for exhibiting advertisement	\$100.00	\$102.00
144	Paragraph 189(1)(i)	Driving motor vehicle where motor vehicle or its equipment is in such condition as to cause or be likely to cause injury or damage to, or endanger safety of, any person in motor vehicle or any person, animal, property or thing on any public street or other place	\$100.00	\$102.00
145	189(1)(j)	Driving motor vehicle in or on which, or in or on a trailer attached to which, is carried a load or other thing is so distributed, placed or carried, as to be likely to cause injury or damage	\$100.00	\$102.00
146	Paragraph 189(1)(k)	Driving motor vehicle from which, or from trailer attached to which, any article or thing falls to roadway	\$100.00	\$102.00
147	Subsection 190(1)	Driving motor vehicle where width of vehicle or trailer attached thereto exceeds 2.50 metres without permit	\$100.00	\$102.00
148	Paragraph 190A(1)(a)	Driving motor cycle without wearing appropriately adjusted safety helmet of approved type	\$88.00	\$90.00
149	Paragraph 190A(1)(b)	Being passenger on motor cycle or in sidecar of motor cycle without wearing appropriately adjusted helmet of approved type	\$88.00	\$90.00
150	Subsection 191(1)	Carrying more than 1 other person on motor cycle	\$123.00	\$125.00
151	Subsection 191(3)	Carrying pillion passenger on motor cycle that is not equipped with appropriate footrests or seat or where pillion passenger is not seated properly or where driver of motor cycle has not held licence to drive a motor cycle for at least 12 months	\$100.00	\$102.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
152	Subsection 200(3)	Failing to observe and comply with direction to drive unloaded motor vehicle to weigh bridge	\$123.00	\$125.00
153	Section 208	Failing to properly paint name, address and weight on rigid truck, articulated vehicle or motor omnibus	\$45.00	\$46.00
154	Subsection 214(5)	Failing to carry permit issued in respect of licensed goods motor vehicle while driving that motor vehicle or failing to produce that permit as required	\$88.00	\$90.00

PART III: PROVISIONS OF THE MOTOR TRAFFIC REGULATIONS

Item	Provision	Description	96/97 Penalty	97/98 Penalty
1	Subregulation 11B(1)	Failing to have at least 1 brake or combination of brakes capable of being readily applied by driver of towing vehicle, or some other person who is carried on or walking alongside trailer, on trailer weighing over 2 tonnes	\$45.00	\$46.00
2	Subregulation 11B(2)	Failing to have at least 1 brake or combination of brakes capable of being readily applied by driver of towing vehicle, or automatically by over-run of trailer, on trailer the weight of which is less than 2 tonnes but exceeds 254kg	\$45.00	\$46.00
3	Subregulation 11C(1)	Failing to have safety chain that complies with requirements of Australian Standard D25-1972 on trailer which does not exceed 2.30 tonnes	\$45.00	\$46.00
4	Subregulation 18(1)	Failing to affix registration label to clear glass in holder such that all particulars on label are clearly visible where registration label is required to be displayed in holder	\$45.00	\$46.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
5	Subregulation 20(2)	Failing to affix registration label to clear glass in holder such that all particulars on label are clearly visible where registration label is required to be displayed in holder	\$45.00	\$46.00

PART IV: PROVISIONS OF THE MOTOR TRAFFIC (ALCOHOL AND DRUGS) ACT 1977

Item	Provision	Description	96/97 Penalty	97/98 Penalty
1	Subsection 19(1)	Blood alcohol concentration in person referred to in section 26A equal to or exceeding that prescribed	\$563.00	\$573.00

PART V: PROVISIONS OF THE TRAFFIC ACT 1937

Item	Provision	Description	96/97 Penalty	96/97 Penalty
1	Subsection 6C(1)	Riding bicycle without an approved helmet	\$45.00	\$46.00
2	Subsection 6C(2)	Cyclist carrying passenger without an approved helmet	\$45.00	\$46.00
3	Subsection 6C(3)	Passenger on bicycle without an approved helmet	\$45.00	\$46.00

SCHEDULE - continued

Item	Provision	Description	96/97 Penalty	97/98 Penalty
5	Subregulation 20(2)	Failing to affix registration label to clear glass in holder such that all particulars on label are clearly visible where registration label is required to be displayed in holder	\$45.00	\$46.00

PART IV: PROVISIONS OF THE MOTOR TRAFFIC (ALCOHOL AND DRUGS) ACT 1977

Item	Provision	Description	96/97 Penalty	97/98 Penalty
1	Subsection 19(1)	Blood alcohol concentration in person referred to in section 26A equal to or exceeding that prescribed	\$563.00	\$573.00

PART V: PROVISIONS OF THE TRAFFIC ACT 1937

Item	Provision	Description	96/97 Penalty	96/97 Penalty
1	Subsection 6C(1)	Riding bicycle without an approved helmet	\$45.00	\$46.00
2	Subsection 6C(2)	Cyclist carrying passenger without an approved helmet	\$45.00	\$46.00
3	Subsection 6C(3)	Passenger on bicycle without an approved helmet	\$45.00	\$46.00