



Australian Capital Territory

Road Transport (Driver Licensing) Amendment Regulation 2012 (No 1)

Subordinate Law SL2012-16

The Australian Capital Territory Executive makes the following regulation under the *Road Transport (Driver Licensing) Act 1999*.

Dated 19 April 2012.

SIMON CORBELL
Minister

ANDREW BARR
Minister



Australian Capital Territory

Road Transport (Driver Licensing) Amendment Regulation 2012 (No 1)

Subordinate Law SL2012-16

made under the

Road Transport (Driver Licensing) Act 1999

Contents

	Page
1 Name of regulation	1
2 Commencement	1
3 Legislation amended	1
4 Section 16 (3) (b) (ii)	1
5 Section 18 (1)	2

J2011-702

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

Contents

		Page
6	Section 18 (2)	2
7	Section 26 (1) and heading	2
8	Section 27 (1), note	3
9	Section 28 (2) (a) and (b)	3
10	Section 28 (2) (h), note 1	4
11	Section 29	4
12	Section 30	5
13	Section 39 (1), note	5
14	Section 67 (1) (b) to (d)	5
15	Dictionary, definitions of <i>approved heavy vehicle driver training course</i> and <i>approved pre-learner rider training course</i>	6
16	Dictionary, definition of <i>approved road ready training course</i>	6

1 Name of regulation

This regulation is the *Road Transport (Driver Licensing) Amendment Regulation 2012 (No 1)*.

2 Commencement

This regulation commences on a day fixed by the Minister by written notice.

Note 1 The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

Note 2 A single day or time may be fixed, or different days or times may be fixed, for the commencement of different provisions (see Legislation Act, s 77 (1)).

Note 3 If a provision has not commenced within 6 months beginning on the notification day, it automatically commences on the first day after that period (see Legislation Act, s 79).

3 Legislation amended

This regulation amends the *Road Transport (Driver Licensing) Regulation 2000*.

4 Section 16 (3) (b) (ii)

omit

3-month

substitute

1-month

5 Section 18 (1)

substitute

- (1) A learner motorcycle licence must be issued for 1 year.
- (1A) Any other learner licence must be issued for 2 years.

6 Section 18 (2)

omit

However, a driver licence

substitute

A driver licence

7 Section 26 (1) and heading

substitute

26 Approval of training courses

- (1) The road transport authority may approve—
 - (a) a course, conducted in the ACT or elsewhere, for the training of people who wish to apply for a learner licence (an ***approved road ready training course***); and
 - (b) a course, conducted in the ACT or elsewhere, for the training of people who wish to apply for a learner motorcycle licence (an ***approved pre-learner rider training course***); and
 - (c) a course, conducted in the ACT or elsewhere, for the training of people who wish to apply for a provisional motorcycle licence (an ***approved pre-provisional rider training course***); and

- (d) a course, conducted in the ACT or elsewhere, for the training of drivers of vehicles that may be driven by the holder of a multi-combination vehicle licence (an ***approved heavy vehicle driver training course***).

Note See s 28 (2) (h) for the requirement to undertake the course mentioned in par (d).

8 Section 27 (1), note

substitute

Note 1 Under the eligibility requirements for a motorcycle licence a person must have held a learner motorcycle licence for at least 3 months (unless exempt) and for a provisional motorcycle licence must have successfully completed an approved pre-provisional rider training course in the 1-month period before the day the person applies for the licence.

Note 2 Under the eligibility requirements for a car licence a person must have held a learner car licence for at least 6 months (unless exempt).

Note 3 Under the eligibility requirements for a higher class of licence a person must have held a driver licence of a lower kind for a particular period (unless exempt).

9 Section 28 (2) (a) and (b)

substitute

- (a) for a motorcycle licence—the person is at least 17 years old and—
- (i) has, at any time, held a learner motorcycle licence for at least 3 months; and

- (ii) for a provisional motorcycle licence—has successfully completed an approved pre-provisional rider training course in the 1-month period before the day the person applies for the licence;

Note 1 To be eligible for a full motorcycle licence a person must also satisfy the provisional licence requirement for the issue of the licence (see s 39) and do any test or medical examination etc required under s 78. The provisional licence requirement for a full motorcycle licence is set out in s 29.

Note 2 **Approved pre-provisional rider training course**—see s 26 (1) (c).

- (b) for a car licence—the person is at least 17 years old and has, at any time, held a learner car licence for at least 6 months;

Note To be eligible for a full car licence a person must also satisfy the provisional licence requirement for the issue of the licence (see s 39) and do any test or medical examination etc required under s 78. The provisional licence requirement for a full car licence is set out in s 30.

10 Section 28 (2) (h), note 1

omit

s 26 (1) (c)

substitute

s 26 (1) (d)

11 Section 29

omit everything before subsection (1) (a), substitute

29 Provisional licence requirement for full motorcycle licences

- (1) A person satisfies the provisional licence requirement for the issue of a full motorcycle licence if the person—

12 Section 30

omit everything before subsection (1) (a), substitute

30 Provisional licence requirement for full car licences etc

- (1) A person satisfies the provisional licence requirement for the issue of a full car licence, or a driver licence of a higher class, if the person—

13 Section 39 (1), note

substitute

Note The eligibility requirements are set out in s 28. The provisional licence requirement for a full motorcycle licence is set out in s 29 and for a full car licence, or a driver licence of a higher class, in s 30.

14 Section 67 (1) (b) to (d)

substitute

- (b) section 28 (2) (a) (other than subsection (2) (a) (ii)) and (b) to (g) (Eligibility requirements for licence classes);
- (c) section 29 (1) (a) (Provisional licence requirement for full motorcycle licences);
- (d) section 30 (1) (a) (Provisional licence requirement for full car licences etc);

15 Dictionary, definitions of *approved heavy vehicle driver training course* and *approved pre-learner rider training course*

substitute

approved heavy vehicle driver training course—see section 26 (1) (d).

approved pre-learner rider training course—see section 26 (1) (b).

approved pre-provisional rider training course—see section 26 (1) (c).

16 Dictionary, definition of *approved road ready training course*

substitute

approved road ready training course—see section 26 (1) (a).

Endnotes

1 Notification

Notified under the Legislation Act on 26 April 2012.

2 Republications of amended laws

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