

Australian Capital Territory

Road Safety Legislation Amendment Regulation 2024 (No 1)

Subordinate Law SL2024-11

The Australian Capital Territory Executive makes the following regulation under the [Road Transport (Driver Licensing) Act 1999](http://www.legislation.act.gov.au/a/1999-78), the [Road Transport (General) Act 1999](http://www.legislation.act.gov.au/a/1999-77), the [Road Transport (Safety and Traffic Management) Act 1999](http://www.legislation.act.gov.au/a/1999-80) and the [Road Transport (Vehicle Registration) Act 1999](http://www.legislation.act.gov.au/a/1999-81).

Dated 28 June 2024.

Andrew Barr

Chief Minister

Chris Steel

Minister



Australian Capital Territory

Road Safety Legislation Amendment Regulation 2024 (No 1)

Subordinate Law SL2024-11

made under the

[Road Transport (Driver Licensing) Act 1999](http://www.legislation.act.gov.au/a/1999-78" \o "A1999-78), the [Road Transport (General) Act 1999](http://www.legislation.act.gov.au/a/1999-77), the [Road Transport (Safety and Traffic Management) Act 1999](http://www.legislation.act.gov.au/a/1999-80) and the [Road Transport (Vehicle Registration) Act 1999](http://www.legislation.act.gov.au/a/1999-81)

Contents

Page

[Part 1 Preliminary 1](#_Toc167877159)

[1 Name of regulation 1](#_Toc167877160)

[2 Commencement 1](#_Toc167877161)

[3 Legislation amended 1](#_Toc167877162)

[Part 2 Road Transport (Driver Licensing) Regulation 2000 2](#_Toc167877163)

[4 New section 87 (2A) 2](#_Toc167877164)

[5 New section 88 (5A) and (5B) 2](#_Toc167877165)

[6 Dictionary, note 4 2](#_Toc167877166)

[Part 3 Road Transport (General) Regulation 2000 3](#_Toc167877167)

[7 New section 7A 3](#_Toc167877168)

[Part 4 Road Transport (Offences) Regulation 2005 5](#_Toc167877169)

[8 Section 4D, definition of *identifying particulars*, paragraph (a) 5](#_Toc167877170)

[9 Section 4D, definition of *identifying particulars*, paragraph (c) 5](#_Toc167877171)

[10 Sections 9 and 10 6](#_Toc167877172)

[11 Dictionary, new definition of *authorised officer* 7](#_Toc167877173)

[Part 5 Road Transport (Road Rules) Regulation 2017 8](#_Toc167877174)

[12 Section 203B (2), definition of *electric-powered vehicle parking sign*, new example 8](#_Toc167877175)

[13 Section 203C (2) 8](#_Toc167877176)

[14 Schedule 4 10](#_Toc167877177)

[Part 6 Road Transport (Vehicle Registration) Regulation 2000 11](#_Toc167877178)

[15 Section 86 (3) 11](#_Toc167877179)

Part 1 Preliminary

1 Name of regulation

This regulation is the *Road Safety Legislation Amendment Regulation 2024 (No 1)*.

2 Commencement

(1) Parts 1 and 5 commence on the day after this regulation’s notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](http://www.legislation.act.gov.au/a/2001-14), s 75 (1)).

(2) Part 2 commences on 1 January 2025.

(3) Parts 3, 4 and 6 commence on 1 July 2024.

3 Legislation amended

This regulation amends the following legislation:

 [Road Transport (Driver Licensing) Regulation 2000](http://www.legislation.act.gov.au/sl/2000-14)

 [Road Transport (General) Regulation 2000](http://www.legislation.act.gov.au/sl/2000-13)

 [Road Transport (Offences) Regulation 2005](http://www.legislation.act.gov.au/sl/2005-11)

 [Road Transport (Road Rules) Regulation 2017](http://www.legislation.act.gov.au/sl/2017-43)

 [Road Transport (Vehicle Registration) Regulation 2000](http://www.legislation.act.gov.au/sl/2000-12).

Part 2 Road Transport (Driver Licensing) Regulation 2000

4 New section 87 (2A)

insert

(2A) The road transport authority may also suspend a person’s driver licence under section 88 if the authority is satisfied on reasonable grounds that—

(a) the person has committed an infringement notice offence; and

(b) the infringement notice offence is an offence against the [Road Transport (Road Rules) Regulation 2017](http://www.legislation.act.gov.au/sl/2017-43), section 20 (Obeying speed limit); and

(c) the person has committed the offence by exceeding the speed limit applying to the person by more than 45km/h.

5 New section 88 (5A) and (5B)

insert

(5A) A notice given to a person because of the reason mentioned in section 87 (2A) is taken to be revoked if the infringement notice for the infringement notice offence is withdrawn under the [Road Transport (General) Act 1999](http://www.legislation.act.gov.au/a/1999-77), section 35 or section 36.

(5B) The road transport authority must tell a person in writing if a notice given to the person is taken to be revoked under subsection (5A).

6 Dictionary, note 4

insert

 infringement notice offence

Part 3 Road Transport (General) Regulation 2000

7 New section 7A

insert

7A Exemptions for authorised officers—appointment and identity cards—Act, s 19 (2)

(1) An authorised officer is an authorised person for the road transport legislation.

(2) However, an authorised person who is an authorised officer may only exercise a power under subsection (1) if—

(a) the exercise of the power involves a heavy vehicle; and

(b) before exercising the power in relation to a person, the authorised person shows the person their heavy vehicle identity card if it is reasonably practicable in the circumstances.

(3) The [Road Transport (General) Act 1999](http://www.legislation.act.gov.au/a/1999-77), section 20 does not apply to an authorised person who is an authorised officer.

Note Section 20 requires an authorised person to be issued with an identity card. An authorised officer’s heavy vehicle identity card is equivalent to an identity card issued for s 20.

(4) The [Road Transport (General) Act 1999](http://www.legislation.act.gov.au/a/1999-77), section 21 does not apply to an authorised person who is an authorised officer.

Note Section 21 requires an authorised person to show the person’s identity card before exercising a power under the road transport legislation.

(5) In this section:

authorised officer means a person appointed as an authorised officer under the [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), section 481 (1).

heavy vehicle—see the [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), section 6.

heavy vehicle identity card, for an authorised officer, means the identity card issued to the authorised officer under the [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), section 486 (1).

Part 4 Road Transport (Offences) Regulation 2005

8 Section 4D, definition of identifying particulars, paragraph (a)

substitute

(a) a police officer’s service number if the authorised person is—

(i) for heavy vehicle infringement notice offences—an authorised officer who is a police officer; or

(ii) for infringement notice offences—a police officer; and

9 Section 4D, definition of identifying particulars, paragraph (c)

substitute

(c) the identification number allocated to an authorised officer under the [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), section 486 (1) if the authorised person is—

(i) for heavy vehicle infringement notice offences—an authorised officer, other than a police officer; or

(ii) for infringement notice offences—an authorised officer.

10 Sections 9 and 10

substitute

9 Authorised people for infringement notices other than heavy vehicle infringement notices—Act, s 53A (2)

The following people may serve an infringement notice for any infringement notice offence (other than a heavy vehicle infringement notice offence):

(a) a police officer;

(b) an authorised person who is an authorised officer.

Note 1 A police officer and an authorised officer may also serve infringement notices for heavy vehicle infringement notice offences (see [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), s 5, def authorised officer and s 591 (1)).

Note 2 An authorised officer may only exercise a power of an authorised person if it involves a heavy vehicle (see [Road Transport (General) Regulation 2000](http://www.legislation.act.gov.au/sl/2000-13), s 7A (2)).

10 Authorised people for reminder notices other than heavy vehicle infringement notices—Act, s 53A (2)

The following people may serve a reminder notice for any infringement notice offence (other than a heavy vehicle infringement notice offence):

(a) a police officer;

(b) an authorised person who is an authorised officer.

Note 1 A police officer and an authorised officer may also serve reminder notices for heavy vehicle infringement notice offences (see [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), s 5, def authorised officer and s 591 (1)).

Note 2 An authorised officer may only exercise a power of an authorised person if it involves a heavy vehicle (see [Road Transport (General) Regulation 2000](http://www.legislation.act.gov.au/sl/2000-13), s 7A (2)).

11 Dictionary, new definition of authorised officer

insert

authorised officer means a person appointed as an authorised officer under the [Heavy Vehicle National Law (ACT)](https://www.legislation.act.gov.au/a/db_49155/), section 481 (1).

Part 5 Road Transport (Road Rules) Regulation 2017

12 Section 203B (2), definition of electric-powered vehicle parking sign, new example

insert

Example—electric-powered vehicle parking sign



13 Section 203C (2)

substitute

(2) In this section:

electric-powered vehicle—see section 203B (2).

electric-powered vehicle charging parking sign means a sign displaying an electric-powered vehicle symbol and the words ‘while charging’.

Example—electric-powered vehicle charging parking sign



electric-powered vehicle charging road marking means a picture that consists of, or includes a picture of an ‘EV’ symbol with an adjacent charging plug as shown in the diagram in schedule 4.

electric-powered vehicle symbol—see section 203B (2).

parking area for charging of electric-powered vehicles means a length or area of a road—

(a) to which a permissive parking sign displaying an electric‑powered vehicle symbol and the words ‘while charging’ applies; or

(b) to which an electric-powered vehicle charging parking sign applies; or

(c) indicated by an electric-powered vehicle charging road marking.

14 Schedule 4

omit

|  |  |
| --- | --- |
| Electric-powered vehicle symbol  (s 203B) | Electric-powered vehicle charging symbol  (s 203C) |

substitute

|  |  |
| --- | --- |
| Electric-powered vehicle symbol  (s 203B) | Electric-powered vehicle charging road marking  (s 203C) |

Part 6 Road Transport (Vehicle Registration) Regulation 2000

15 Section 86 (3)

substitute

(3) An unregistered vehicle permit issued for a registrable vehicle expires—

(a) if the vehicle is registered during the period of the permit—on registration of the vehicle; or

(b) if the vehicle is not registered during the period of the permit—

(i) if the permit states an expiry date and expiry time—at the stated time on the stated date; or

(ii) if the permit only states an expiry date—at the end of the day on the stated date.

Endnotes

1 Notification

Notified under the [Legislation Act](http://www.legislation.act.gov.au/a/2001-14) on 28 June 2024.

2 Republications of amended laws

For the latest republication of amended laws, see [www.legislation.act.gov.au](http://www.legislation.act.gov.au/).

© Australian Capital Territory 2024