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LEGISLATION

Regulations



New South Wales

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (Safety and Traffic Management) Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Safety and Traffic Management) Act 1999*.

ERIC ROOZENDAAL, M.L.C.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* in order to update references to provisions of the *Road Transport (Vehicle Registration) Regulation 1998* as a consequence of that Regulation being repealed and replaced with the *Road Transport (Vehicle Registration) Regulation 2007*.

This Regulation is made under the *Road Transport (Safety and Traffic Management) Act 1999*, including section 71 (the general regulation-making power).

Clause 1 Road Transport (Safety and Traffic Management) (Road Rules)
 Amendment (Vehicle Registration) Regulation 2007

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (Safety and Traffic Management) Act 1999

1 Name of Regulation

This Regulation is the *Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Vehicle Registration) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Amendment of Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999

The *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* is amended as set out in Schedule 1.

Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Vehicle Registration) Regulation 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

- [1] **Clause 17 (b) and Dictionary, definitions of “boot” and “light goods vehicle” in Part 1**
Omit “waggon” wherever occurring. Insert instead “wagon”.
- [2] **Clauses 50 (4) (b), 53, 55 (c) and (d) (iii), 58 (1), 139 (a) and 141 (1) (b) and Dictionary, paragraph (c) of the definition of “portable warning triangle” in Part 2**
Omit “Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.
Insert instead “Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.
- [3] **Clauses 52, definitions of “dipping device” and “headlight” and 57 (3) and Dictionary, definitions of “tow truck” in Part 1 and “oversize vehicle” in Part 2**
Omit “*Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.
Insert instead “*Road Transport (Vehicle Registration) Regulation 2007*”.
- [4] **Clause 55 Lights on motor vehicles generally**
Omit “clause 85 (6) of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” from clause 55 (c1).
Insert instead “clause 86 (6) of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.
- [5] **Clauses 55 (d) and 56 (1)**
Omit “clause 123 (4)–(7) of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.
Insert instead “clause 124 (4)–(9) of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.
- [6] **Clause 55 (e)**
Omit “clause 124 (1) or (2) of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*”.
Insert instead “clause 125 of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.

Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Vehicle Registration) Regulation 2007

Schedule 1 Amendments

[7] Clause 57 Street vending vehicles to display flashing warning lights

Omit “clause 125 of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring in clause 57 (1) and (2).

Insert instead “clause 126 of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.

[8] Clause 93 School buses

Omit “clause 124 (1) of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” from paragraph (a) of the definition of *four-way flasher* in clause 93 (1).

Insert instead “clause 125 (1) of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.

[9] Dictionary

Omit the definition of *station waggon* from Part 1. Insert instead:

station wagon has the same meaning as it has in the *Road Transport (Vehicle Registration) Regulation 2007*.

[10] Dictionary

Omit “clause 128 of Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” from the definition of *mechanical signalling device* in Part 2.

Insert instead “clause 129 of Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.



New South Wales

Road Transport (Driver Licensing) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (Driver Licensing) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

ERIC ROOZENDAAL, M.L.C.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Driver Licensing) Regulation 1999* in order to update references to provisions of the *Road Transport (Vehicle Registration) Regulation 1998* as a consequence of that Regulation being repealed and replaced with the *Road Transport (Vehicle Registration) Regulation 2007*.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 15 and 19 (the general regulation-making power).

Clause 1 Road Transport (Driver Licensing) Amendment (Vehicle Registration)
 Regulation 2007

Road Transport (Driver Licensing) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (Driver Licensing) Act 1998

1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Vehicle Registration) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Amendment of Road Transport (Driver Licensing) Regulation 1999

The *Road Transport (Driver Licensing) Regulation 1999* is amended as set out in Schedule 1.

Road Transport (Driver Licensing) Amendment (Vehicle Registration)
Regulation 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Schedule 1 National schedule of demerit point offences

Omit the heading “*Road Transport (Vehicle Registration) Regulation 1998*”.

Insert instead “*Road Transport (Vehicle Registration) Regulation 2007*”.

[2] Schedule 2 Additional demerit point offences

Omit the matter relating to the “*Road Transport (Vehicle Registration) Regulation 1998*”.

Insert instead:

Road Transport (Vehicle Registration) Regulation 2007

Column 1	Column 2	Column 3	Column 4
Provision creating offence	Description of offence	Standard demerit points	Long weekend demerit points
Clause 52 (1) (a)	Use vehicle with defective brakes	3	3
Clause 52 (1) (a)	Use vehicle with defective steering	3	3
Clause 52 (1) (a)	Use vehicle with seatbelt missing/defective	3	3
Clause 52 (1) (a)	Use vehicle with defective seating	3	3
Clause 52 (1) (a)	Use vehicle not fitted/equipped with seatbelts/anchorage	3	3
Clause 52 (1) (a)	Use vehicle with dangerous protrusion on bullbar	3	3
Clause 52 (1) (a)	Use vehicle with obscured/defaced/illegible number-plate or number-plate not displayed or affixed in accordance with Regulation	3	3
Clause 85 (1) (a)	Use vehicle with unauthorised number-plate	3	3
Clause 85 (2) (a)	Use vehicle displaying altered number-plate	3	3
Clause 85 (2) (b)	Use vehicle displaying misleading number-plate	3	3



New South Wales

Road Transport (General) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (General) Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (General) Act 2005*.

ERIC ROOZENDAAL, M.L.C.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (General) Regulation 2005* in order to update references to provisions of the *Road Transport (Vehicle Registration) Regulation 1998* as a consequence of that Regulation being repealed and replaced with the *Road Transport (Vehicle Registration) Regulation 2007*.

This Regulation also includes certain offences under the *Road Transport (Vehicle Registration) Regulation 2007* as offences for which a penalty notice may be issued.

This Regulation is made under the *Road Transport (General) Act 2005*, including sections 10 (the general regulation-making power) and 183.

Clause 1 Road Transport (General) Amendment (Vehicle Registration) Regulation
 2007

Road Transport (General) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (General) Act 2005

1 Name of Regulation

This Regulation is the *Road Transport (General) Amendment (Vehicle Registration) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Amendment of Road Transport (General) Regulation 2005

The *Road Transport (General) Regulation 2005* is amended as set out in Schedule 1.

Road Transport (General) Amendment (Vehicle Registration) Regulation
2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clauses 11, 14 (2), 15 (1) (e) and 29 (2)

Omit “*Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.

Insert instead “*Road Transport (Vehicle Registration) Regulation 2007*”.

[2] Clause 13 Appeals concerning examiner’s authorities and proprietor’s authorities

Omit clause 13 (1). Insert instead:

- (1) Any person aggrieved by a decision of the Authority under the *Road Transport (Vehicle Registration) Regulation 2007* to refuse to issue an examiner’s authority or a proprietor’s authority or to suspend or cancel such an authority, being a decision notified to the person under clause 64 of that Regulation, may appeal against the decision to a Local Court by lodging a notice of appeal with the registrar of any such Court not later than 21 days after being so notified.

[3] Clause 13 (6)

Omit “clause 68 of the *Road Transport (Vehicle Registration) Regulation 1998*”.

Insert instead “clause 63 of the *Road Transport (Vehicle Registration) Regulation 2007*”.

[4] Clause 28 Appeals concerning accreditation schemes

Omit clause 28 (1) (a). Insert instead:

- (a) a decision of the Authority under the *Road Transport (Vehicle Registration) Regulation 2007* to vary, suspend or cancel a registered operator’s accreditation under an accreditation scheme under Division 6 of Part 5 of that Regulation,

[5] Clause 28 (1) (c) and (6) (c)

Omit the paragraphs.

Road Transport (General) Amendment (Vehicle Registration) Regulation
2007

Schedule 1 Amendments

[6] Clause 28 (6) (a)

Omit the paragraph. Insert instead:

- (a) in relation to a decision of the Authority under the *Road Transport (Vehicle Registration) Regulation 2007* to vary, suspend or cancel a registered operator's accreditation under an accreditation scheme under Division 6 of Part 5 of that Regulation—an internal review under clause 76 of that Regulation, and

[7] Clause 28 (6) (b)

Omit "that Regulation, and". Insert instead "that Regulation."

[8] Schedule 3 Penalty notice offences

Omit the matter relating to the *Road Transport (Vehicle Registration) Regulation 1998*.

Insert instead:

Road Transport (Vehicle Registration) Regulation 2007

Column 1	Column 2	Column 3
Provision	Authorised officer	Penalty
Clause 22 (5); Clause 26 (1); Clause 27 (1); Clause 28; Clause 30 (8); Clause 31 (1); Clause 31 (2); Clause 31 (3); Clause 31 (5); Clause 31 (6); Clause 32 (2); Clause 32 (3); Clause 34 (1); Clause 34 (2); Clause 37 (3); Clause 39 (4); Clause 42 (5); Clause 46 (3); Clause 47; Clause 48; Clause 49; Clause 50 (2); Clause 50 (3); Clause 52 (1) except in relation to a matter provided for elsewhere in this Table; Clause 52 (2); Clause 52 (4); Clause 52 (5); Clause 55 (3); Clause 56 (4); Clause 58 (7); Clause 58 (8); Clause 59 (4); Clause 67 (1); Clause 67 (2); Clause 67 (3); Clause 68; Clause 70 (7); Clause 74 (2); Clause 84 (1); Clause 85 (1) (b); Clause 85 (1) (c); Clause 85 (3); Clause 86 (1); Clause 86 (3)	Class 1, 2	Level 2
Clause 52 (1) (a) in respect of the use of a registrable vehicle that does not comply with any of the following provisions of Schedule 2:		
(a) clause 21 (b), vehicle cause danger or unreasonable annoyance	Class 1, 2	Level 3
(b) clause 22, defective steering	Class 1, 2	Level 5

Road Transport (General) Amendment (Vehicle Registration) Regulation
2007

Amendments

Schedule 1

Road Transport (Vehicle Registration) Regulation 2007

Column 1	Column 2	Column 3
Provision	Authorised officer	Penalty
(c) clause 25 (3), motor vehicle manufactured on or after 1 January 2003 (except if the model of the vehicle is a model of a kind manufactured before 1 January 2003) that has a GVM of not more than 3.5 tonnes and that is fitted with a vehicle frontal protection system (such as bullbar, roobar or nudge bar) failing to comply with AS 4876.1—2002, <i>Motor vehicle frontal protection systems—Road user protection</i> because of: <ul style="list-style-type: none"> (i) incorrect method of mounting vehicle frontal protection system, or (ii) exposed edges, or (iii) unacceptable shape of material or unacceptable profile of vehicle frontal protection system, or (iv) use of non-standard or non-approved vehicle frontal protection system 	Class 1, 2	Level 3
(d) clause 25 (3), motor vehicle manufactured on or after 1 January 2003 (except if the model of the vehicle is a model of a kind manufactured before 1 January 2003) that has a GVM of not more than 3.5 tonnes and that is fitted with a vehicle frontal protection system (such as bullbar, roobar or nudge bar) failing to comply with AS 4876.1—2002, <i>Motor vehicle frontal protection systems—Road user protection</i> because of dangerous protrusions (such as fishing rod holders, aerials, winches and brackets for the mounting of spot lamps) fitted to vehicle frontal protection system	Class 1, 2	Level 5
(e) clause 26, oil and grease leaks	Class 1, 2	Level 3
(f) clause 28, defective seating	Class 1, 2	Level 5
(g) clause 29, seat belt removed or defective	Class 1, 2	Level 5
(h) clause 29, motor vehicle not fitted or equipped with seat belts or seat belt anchorages	Class 1, 2	Level 5
(i) clause 61, number-plates not affixed and displayed correctly (including obscured, defaced, illegible or illegal number-plates) in the case of a class A motor vehicle	Class 1, 2	Level 6

Road Transport (General) Amendment (Vehicle Registration) Regulation
2007

Schedule 1 Amendments

Road Transport (Vehicle Registration) Regulation 2007

Column 1	Column 2	Column 3
Provision	Authorised officer	Penalty
(j) clause 61, number-plates not affixed and displayed correctly (including obscured, defaced, illegible or illegal number-plates) in the case of a class B motor vehicle or class C motor vehicle	Class 1, 2	Level 8
(k) clauses 133–135 or 137–142, defective brakes	Class 1, 2	Level 5
(l) clause 136, defective brake other than a defective emergency brake	Class 1, 2	Level 5
(m) clauses 155–160, undue emission, inefficient silencer or excessive noise	Class 1, 2	Level 3
(n) clause 162, defective LPG or CNG equipment or labelling	Class 1, 2	Level 3
(o) clauses 168–179, road train equipment offences	Class 1, 2	Level 3
Clause 52 (1) (b)	Class 1, 2	Level 3
Clause 58 (9); Clause 59 (5)	Class 1, 2	Level 4
Clause 70 (4)	Class 1, 2	Level 5
Clause 71 (5); Clause 84 (2) in the case of a minor defect notice	Class 1, 2	Level 5
Clause 84 (2) in the case of a major defect notice	Class 1, 2	Level 6
Clause 84 (3); Clause 84 (5)	Class 1, 2	Level 8
Clause 85 (1); Clause 85 (2); Clause 85 (3) in the case of a class A motor vehicle	Class 1, 2	Level 6
Clause 85 (1); Clause 85 (2); Clause 85 (3) in the case of a class B motor vehicle or class C motor vehicle	Class 1, 2	Level 8



New South Wales

Road Transport (Mass, Loading and Access) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (General) Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (General) Act 2005*.

ERIC ROOZENDAAL, M.L.C.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Mass, Loading and Access) Regulation 2005* in order to update references to provisions of the *Road Transport (Vehicle Registration) Regulation 1998* as a consequence of that Regulation being repealed and replaced with the *Road Transport (Vehicle Registration) Regulation 2007*.

This Regulation is made under the *Road Transport (General) Act 2005*, including section 10 (the general regulation-making power).

Clause 1 Road Transport (Mass, Loading and Access) Amendment (Vehicle
Registration) Regulation 2007

Road Transport (Mass, Loading and Access) Amendment (Vehicle Registration) Regulation 2007

under the

Road Transport (General) Act 2005

1 Name of Regulation

This Regulation is the *Road Transport (Mass, Loading and Access) Amendment (Vehicle Registration) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Amendment of Road Transport (Mass, Loading and Access) Regulation 2005

The *Road Transport (Mass, Loading and Access) Regulation 2005* is amended as set out in Schedule 1.

Road Transport (Mass, Loading and Access) Amendment (Vehicle Registration) Regulation 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

- [1] **Clauses 11 (1) (e), 12 (1) (b), 14 (1) (d), 15 (1) and (3) (b) and note, 16 (1) (c), 18, 25 (1) (b) and note, 27 (1) and (3) (b), 28 (1) (b), 29 (1) (b), (2) and (4) (b), 31 and 53 (1) (a) (v) and Schedule 1, clause 8 (1) and (2) and Schedule 2, clauses 2 (1), 6 and 30 and Dictionary, definitions of “articulated vehicle”, “Class 1 vehicle”, “Class 2 vehicle”, “controlled access bus”, “motor bike”, “oversize”, “restricted access vehicle”, “tow coupling” and “turntable”**

Omit “*Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.

Insert instead “*Road Transport (Vehicle Registration) Regulation 2007*”.

- [2] **Clauses 33 (e), 39 (1) (c), 41 and 53 (2) (a) and Schedule 2, clause 33 (2)**

Omit “Schedule 4 to the *Road Transport (Vehicle Registration) Regulation 1998*” wherever occurring.

Insert instead “Schedule 2 to the *Road Transport (Vehicle Registration) Regulation 2007*”.

- [3] **Clause 45 Application of Division**

Omit “wagon” from clause 45 (b). Insert instead “wagon”.

- [4] **Dictionary**

Omit the definitions of *fifth wheel assembly*, *gross road train mass* and *station waggon*.

Insert in alphabetical order:

fifth wheel assembly means a device fitted to a prime mover or converter dolly to permit quick coupling and uncoupling of a semi-trailer and which provides for articulation of the resultant motor vehicle combination.

gross road train mass means the sum of the laden masses of each component vehicle comprising a road train.

station wagon has the same meaning as in the *Road Transport (Vehicle Registration) Regulation 2007*.



New South Wales

Road Transport (Vehicle Registration) Regulation 2007

under the

Road Transport (Vehicle Registration) Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Vehicle Registration) Act 1997*.

ERIC ROOZENDAAL, M.L.C.,
Minister for Roads

Explanatory note

The object of this Regulation is to repeal and remake, with certain changes, the *Road Transport (Vehicle Registration) Regulation 1998 (the old Regulation)* which is repealed by this Regulation.

The old Regulation established, and this Regulation continues, a system for the registration of both light and heavy vehicles that is consistent with the uniform national road legislation envisaged by the *National Transport Commission Act 2003* of the Commonwealth. Both Regulations also provide for vehicle standards that are applicable to registrable vehicles, and for the inspection of such vehicles by authorised persons.

The changes to the old Regulation include the following:

- (a) removing the exemption from the payment of fees for the issue of number-plates currently afforded to certain pensioners (while preserving their exemption from registration fees),
- (b) extending the period of validity of inspection reports “pink slips” from one month to six weeks,
- (c) adding to the grounds on which the Roads and Traffic Authority (*the Authority*) may suspend or cancel the registration of a registrable vehicle (so as to include as such a ground the fact that the Authority has reasonable grounds to believe that components of the vehicle have been stolen),
- (d) removing the requirement that certain particulars concerning the use of a trader’s plate be recorded on a prescribed form and providing, instead, that the particulars be recorded in a form approved by the Authority,

Road Transport (Vehicle Registration) Regulation 2007

Explanatory note

- (e) giving legislative force to the current administrative requirement that persons authorised to inspect registrable vehicles, or to operate inspection stations, undertake training courses approved by the Authority,
- (f) enabling the issue of defect notices in relation to defective number-plates,
- (g) requiring persons whose heavy vehicles cease to operate under the Maintenance Management Accreditation Scheme or the Hire Trailer Maintenance Management Accreditation Scheme to remove the accreditation labels from the vehicles concerned,
- (h) removing the weight restriction on motorised mobility aids such as motorised wheelchairs,
- (i) allowing heavy vehicles that pass an inspection for registration purposes to be driven, while still unregistered, to a motor registry for the purpose of obtaining registration,
- (j) removing a Schedule of savings and (spent) transitional provisions (while preserving the effect of the savings provision).

This Regulation is made under the *Road Transport (Vehicle Registration) Act 1997*, including sections 8 (1) and 14 (the general regulation-making power) and sections 15, 15A, 16, 23A and 27 (6).

Road Transport (Vehicle Registration) Regulation 2007

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Clause 1	Road Transport (Vehicle Registration) Regulation 2007
Part 1	Preliminary

Road Transport (Vehicle Registration) Regulation 2007

under the

Road Transport (Vehicle Registration) Act 1997

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Road Transport (Vehicle Registration) Regulation 2007*.

2 Commencement

This Regulation commences on 1 November 2007.

3 Definitions

- (1) Expressions used in this Regulation (or in any particular provision of this Regulation) that are defined in the Dictionary at the end of the Regulation have the meanings set out in the Dictionary.

Note. The following expressions are defined in section 4 of the Act, **Authority**, **defective registrable vehicle**, **garage address**, **GCM (gross combination mass)**, **GVM (gross vehicle mass)**, **heavy vehicle**, **jurisdiction**, **light rail vehicle**, **motor vehicle**, **premises**, **Register**, **registered**, **registered operator**, **registrable vehicle**, **residential address**, **road**, **road related area**, **trader's plate**, **trailer**, **unregistered vehicle permit**, **use**, **vehicle**, **vehicle standard**.

- (2) Notes included in this Regulation do not form part of this Regulation.

4 Application of Act and Regulation

Schedule 1 has effect.

Road Transport (Vehicle Registration) Regulation 2007

Clause 5

Registration process

Part 2

Part 2 Registration process

Division 1 Eligibility for registration

5 Registered operator of registrable vehicle

- (1) A person is eligible to be a registered operator of a registrable vehicle if that person is:
 - (a) an individual who has attained the requisite age, or
 - (b) a corporation.
- (2) Despite subclause (1), the Authority may record in the Register that an individual is a registered operator of a registrable vehicle even though the individual has not attained the requisite age if it is satisfied that it is appropriate to do so. Any such individual is, for the purposes of this Regulation (including renewal of registration), taken to have been eligible to be a registered operator of the vehicle.
- (3) In this clause, *requisite age* means:
 - (a) in the case of a heavy vehicle—18 years of age, or
 - (b) in the case of a light vehicle—16 years of age.

6 Eligible vehicles

- (1) A registrable vehicle is eligible to be registered without conditions if:
 - (a) the vehicle complies with the applicable vehicle standards for the vehicle, and
 - (b) the requirements of any applicable third party insurance legislation and duty legislation are complied with in respect of the vehicle, and
 - (c) the vehicle is owned by, or is under the management of, a person who is eligible to be a registered operator of the vehicle.
- (2) Despite subclause (1), the Authority may refuse to register a registrable vehicle if the Authority is satisfied that:
 - (a) the vehicle has been registered in another State or a Territory, and
 - (b) the registration in that State or Territory has been cancelled or suspended, and
 - (c) the reasons for the cancellation or suspension still exist.

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Division 2 Applications for registration

7 Who may apply for registration?

- (1) Application for registration of a registrable vehicle may be made by a person who is eligible to be a registered operator of a registrable vehicle or the agent of such a person.
- (2) For the purposes of section 23A (1) of the Act, the name of not more than 2 persons may be recorded in the Register as a registered operator of a light vehicle either at the time the vehicle is first registered or subsequently.
- (3) If two individuals are seeking registration as a registered operator of a light vehicle:
 - (a) only one person can act on behalf of both of the individuals seeking registration, and
 - (b) the Authority must be satisfied that the person has the consent of each individual on behalf of whom the application is being made.
- (4) Nothing in this Regulation authorises more than one person to be registered or to apply to be registered, as a registered operator of a heavy vehicle.
- (5) If it appears to the Authority that an application for registration of a registrable vehicle is made by an agent, the Authority must not grant the application unless the agent produces:
 - (a) evidence of the agent's identity in a form acceptable to the Authority, and
 - (b) a document evidencing the authority of the agent to act as agent for each person seeking registration as a registered operator.

8 Form of application

- (1) An application for registration of a registrable vehicle must be in a form approved by the Authority.
- (2) The Authority may require the applicant to provide to the Authority information about:
 - (a) the identity and residential address of each person seeking registration (or on whose behalf an agent is seeking registration) as a registered operator of the registrable vehicle, and
 - (b) an address for the service of notices, and
 - (c) the proposed garage address of the vehicle, and

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- (d) fees, premiums, imposts and similar amounts relating to the vehicle under third party insurance legislation and duty legislation that have been paid or that are payable, and
- (e) any other matter relevant to the decision whether to register the vehicle or to record a person on the Register as a registered operator of the vehicle.

Note. Section 4 of the Act defines **residential address**, in relation to a company or other body corporate, to mean its registered office or any place recorded in the Register as its residential address or business address.

9 Supporting evidence

The Authority may request an applicant for registration of a registrable vehicle to submit evidence, in a form approved by the Authority, verifying:

- (a) the identity of any person seeking registration as a registered operator of the vehicle, and
- (b) the means by which the vehicle came into the ownership, or under the management, of that person, and
- (c) the proposed garage address of the vehicle, and
- (d) that the vehicle complies with the applicable vehicle standards for the vehicle, and
- (e) the acceptability of non-standard or non-complying vehicles, and
- (f) any other information specified by the Authority in the application form.

10 Lodgment of application, supporting evidence and payment

- (1) An applicant for registration of a registrable vehicle must submit to the Authority:
 - (a) the application for registration, and
 - (b) any supporting evidence required by the Authority, and
 - (c) payment or evidence of payment of any applicable fees, premiums, imposts and similar amounts relating to the vehicle under third party insurance legislation and duty legislation and the registration charge applicable to the vehicle and the applicable scheduled fee for registration of the vehicle.
- (2) In addition to any applicable scheduled fee for the registration of the vehicle, the applicant must also submit to the Authority payment of any applicable gazetted fee for the issue of number-plates.
- (3) An eligible pensioner is not required to pay any applicable scheduled fee for the registration of a vehicle.

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- (4) An applicant is not required to pay any applicable fee in relation to a vehicle if the Authority is of the opinion that:
- (a) the applicant was the registered operator of a registrable vehicle that was destroyed or rendered beyond repair as a consequence of damage caused to the vehicle by an occurrence that gave rise to an emergency, and
 - (b) the vehicle to which the application relates is a replacement for the damaged vehicle, and
 - (c) in the circumstances of the case it would be inappropriate to require payment of the fee.

- (5) In this clause:

emergency has the same meaning as it has in the *State Emergency and Rescue Management Act 1989*.

Note. Emergency is defined in the *State Emergency and Rescue Management Act 1989* to mean an emergency due to an actual or imminent occurrence (such as fire, flood, storm, earthquake, explosion, terrorist act, accident, epidemic or warlike action) which:

- (a) endangers, or threatens to endanger, the safety or health of persons or animals in the State, or
- (b) destroys or damages, or threatens to destroy or damage, property in the State,

being an emergency which requires a significant and co-ordinated response.

11 Duration of registration

- (1) An applicant for registration of a registrable vehicle must nominate one of the following periods:
 - (a) if the applicant is seeking to register a heavy vehicle (other than a seasonal vehicle):
 - (i) 3 months, or
 - (ii) 6 months, or
 - (iii) one year,
 - (b) if the applicant is seeking to register a light vehicle (other than a seasonal vehicle)—one year,
 - (c) if the applicant is seeking to register a seasonal vehicle—the period for which registration is sought.
- (2) Despite subclause (1), an applicant may nominate, and the Authority may approve, a different period of registration for any heavy vehicle or light vehicle if:
 - (a) the Authority considers that it is necessary to do so to achieve a common registration expiry date for vehicles in a fleet, or

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- (b) the Authority considers it appropriate to do so in the circumstances.

12 Determination of applications

- (1) The Authority may refuse an application for registration of a registrable vehicle if:
- (a) the vehicle is not an eligible vehicle, or
 - (b) a provision of this Regulation prevents approval of the application, or
 - (c) the applicant has not complied with a provision of the Act or this Regulation in relation to the registration of the vehicle (including any requirement to submit or pay any fee), or
 - (d) the Authority reasonably believes that:
 - (i) the vehicle or a part of the vehicle is or may be stolen, or
 - (ii) information given in the application for registration is false or misleading, or
 - (iii) there are unpaid fines or pecuniary penalties arising out of the use of the vehicle in Australia, or
 - (iv) the vehicle is being used for an unlawful purpose, or
 - (e) the Authority is not satisfied that the vehicle's garage address is in this State, or
 - (f) the applicant fails to comply with the requirements of or under a law in force in this State relating to certificates of roadworthiness for, or inspection of, registrable vehicles, or
 - (g) the Authority is, for any reason whatsoever, of the opinion that the applicant is not a fit and proper person to be the holder of the registration for the vehicle.
- (2) If the Authority approves an application, it must register the registrable vehicle in the name of each person seeking registration (or on whose behalf registration is sought) as a registered operator.

13 Conditional registration

- (1) The Authority may register a registrable vehicle conditionally if:
- (a) the vehicle does not comply with an applicable vehicle standard for the vehicle, or
 - (b) the Authority considers it appropriate for some other reason to register the vehicle conditionally.
- (2) The Authority may refuse to register a registrable vehicle conditionally under subclause (1) (a) if the vehicle does not bear an operations plate or identification plate relating to the vehicle, or a certificate of approved

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operations has not been issued or accepted by the Authority in respect of the vehicle.

- (3) In determining the conditions to be imposed on the registration of a registrable vehicle that does not comply with an applicable vehicle standard for the vehicle, the Authority must take into account the nature and extent of any failure of the vehicle to meet the requirements of the applicable vehicle standards for the vehicle.
- (4) The Authority may at any time vary any conditions that it imposes on the registration of a registrable vehicle.
- (5) The Authority must notify a registered operator in writing of the conditions, or any variation of the conditions, applicable to the conditional registration of a registrable vehicle. Any such conditions or variation of conditions have effect only on the notification of the registered operator.

Division 3 The Register

14 Maintenance of the Register

(1) General matters to be recorded in respect of vehicle

If the Authority registers a registrable vehicle it must record in the Register, in respect of the vehicle:

- (a) the name of the person who owns or manages the vehicle, and
- (b) the identification details of the vehicle, and
- (c) the vehicle's garage address, and
- (d) each registered operator's name, residential address, and the address for the service of notices (if any), and
- (e) the expiry date of the registration, and
- (f) if the vehicle is conditionally registered—the conditions of registration, and
- (g) the vehicle's GVM (if applicable to the vehicle concerned), and
- (h) the vehicle's GCM (if applicable to the vehicle concerned), and
- (i) in the case of a heavy vehicle—the vehicle's nominated configuration, and
- (j) the name, if appropriate, of any insurer providing third party insurance in respect of the vehicle.

Note. Section 4 of the Act defines *residential address*, in relation to a company or other body corporate, to mean its registered office or any place recorded in the Register as its residential address or business address.

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(2) Other matters that may be recorded

The Authority may record in the Register other information for:

- (a) the purposes of the Act and this Regulation, or
- (b) the purposes of another Act, or
- (c) other purposes that the Authority considers to be appropriate.

(3) Changes in description or configuration to be recorded

The Authority must record in the Register any change in the registrable vehicle's description or nominated configuration that is recorded in the Register of which it has been notified under the Act, the *Road Transport (Heavy Vehicles Registration Charges) Act 1995* or this Regulation unless the Authority is satisfied that the information is false.

(4) Evidence may be required to verify description and configuration changes

The Authority may require evidence in a form acceptable to the Authority verifying that the changes referred to in subclause (3) are correct.

(5) Register to record information over previous 24 months

The Authority must ensure that the Register contains details of all registrable vehicles that are currently registered, or that have been registered within the previous 24 months.

(6) Requests for Register searches

A registered operator of a registrable vehicle is entitled to request a search of the Register, and to obtain a certificate as to any matter (subject to subclause (7)) appearing in the Register, in respect of the vehicle, on payment of any applicable gazetted fee for the search.

Note. Personal information contained in the Register is subject to the *Privacy and Personal Information Protection Act 1998*.

(7) Recording of dealing restrictions

Without limiting subclause (2), the Authority may also record in the Register information for the purpose of identifying a dealing restriction with respect to a registrable vehicle.

(8) Effect of recorded dealing restrictions

Despite any other provision of this Regulation, if a dealing with respect to a registrable vehicle contravenes a dealing restriction recorded in the Register in respect of the vehicle, the Authority may:

- (a) if the dealing requires the approval of the Authority—refuse to approve the dealing, and
- (b) refuse to record details of the dealing in the Register, and

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- (c) refuse to exercise any other function of the Authority in connection with that dealing.

(9) **Definitions**

In this clause:

dealing, in relation to a registrable vehicle, means:

- (a) the registration of the vehicle, or
- (b) the renewal of the registration of the vehicle, or
- (c) the transfer of the registration of the vehicle.

dealing restriction, in relation to a registrable vehicle, means any restriction on a dealing with respect to the vehicle that the Authority has determined should apply to the vehicle.

Division 4 Registration documents

15 Certificates of registration

- (1) If the Authority registers a registrable vehicle, the Authority must issue to the applicant a certificate of registration for the vehicle that includes:
 - (a) the name of each registered operator, and
 - (b) the address (if any) for the service of notices on a registered operator of the vehicle, and
 - (c) the garage address of the vehicle, and
 - (d) the registration number of the vehicle, and
 - (e) the make of the vehicle, and
 - (f) the vehicle's VIN or, if there is no VIN, any chassis number and engine number of the vehicle, and
 - (g) the vehicle's GVM (if applicable to the vehicle concerned), and
 - (h) the vehicle's GCM (if applicable to the vehicle concerned), and
 - (i) in the case of a heavy vehicle—the applicable charging category for the vehicle under the *Road Transport (Heavy Vehicles Registration Charges) Act 1995*, and
 - (j) in the case of a light vehicle—the applicable motor vehicle tax for the vehicle under the *Motor Vehicles Taxation Act 1988*, and
 - (k) the expiry date of the registration, and
 - (l) if the vehicle is conditionally registered—the conditions to which registration of the vehicle is subject.
- (2) The Authority may also include in a certificate of registration such other information as the Authority considers is appropriate.

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- (3) On payment of any applicable gazetted fee, the Authority may issue a replacement certificate of registration to the person in whose name the certificate was issued if the Authority is satisfied that the original certificate is lost, stolen, damaged or destroyed.
 - (4) A certificate of registration and any renewal of such a certificate issued under this Part is to bear the imprint of the Authority's cash register or such other endorsement as may be approved by the Authority recording the payment of any fee or other money payable under the Act or any other Act or this Regulation in connection with the registration or renewal.

16 Registration labels

- (1) If the Authority registers a registrable vehicle it must issue a registration label.
- (2) A registration label:
 - (a) issued in respect of a motor vehicle (other than a motor vehicle referred to in paragraph (b)) must include:
 - (i) the registration number of the vehicle, and
 - (ii) its make, and
 - (iii) its model or body type (whichever is the more descriptive), and
 - (iv) its VIN or, if there is no VIN, any chassis number and engine number, and
 - (v) the expiry date of the vehicle's registration, and
 - (vi) if the vehicle is conditionally registered—the conditions to which registration of the vehicle is subject, in coded form, and
 - (vii) the vehicle's GVM (if applicable to the vehicle concerned), and
 - (viii) the vehicle's GCM (if applicable to the vehicle concerned), and
 - (ix) if the vehicle is a heavy vehicle—the applicable charging category for the vehicle under the *Road Transport (Heavy Vehicles Registration Charges) Act 1995* in coded form, or
 - (b) issued in respect of a trailer or a motor vehicle without a windscreen or fixed windows must be in a form approved by the Authority.

Note. In relation to subclause (2) (a) (vi) and (ix), a list of codes is available from the Authority.

A registered operator will receive full written explanation of the conditions applying to the vehicle when the registration label is issued.

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- (3) A registration label must be affixed:
- (a) in the case of a motor vehicle fitted with a windscreen or fixed windows:
 - (i) to the lower left (or near side) portion of the front windscreen, or
 - (ii) to any fixed window on the left (or near) side of the vehicle, and
 - (b) in the case of a caravan or other trailer:
 - (i) on or adjacent to the vehicle's number-plate in such a manner that the characters on the number-plate are not obscured, or
 - (ii) if the vehicle has a fixed rear window or a hinged rear window that is to be closed when the caravan or other trailer is being towed—to that window, in a location as close as possible to the vehicle's number-plate, and
 - (c) in any other case—on or adjacent to the vehicle's rear number-plate in such a manner that the characters on the number-plate are not obscured.
- (4) Despite subclause (3), the registration label must be affixed so that the information on the label is readable from the outside of the vehicle.
- (5) Despite subclause (1), the Authority is not required to issue a registration label in respect of a registrable vehicle that is operated by a State or Territory or the Commonwealth or by an authority of a State or Territory or the Commonwealth.
- (6) On payment of any applicable gazetted fee, the Authority may issue a replacement registration label to the person in whose name a registrable vehicle is registered if the Authority is satisfied that the original registration label is lost, stolen, damaged or destroyed.

Division 5 Number-plates

Subdivision 1 Interpretation

17 Definitions

In this Division:

number includes a letter of the alphabet.

number-plate means a number-plate issued under this Regulation.

plate holder, in relation to a number-plate, means:

- (a) in the case of a trader's plate—the trader to whom the trader's plate has been issued, or

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- (b) in the case of a special number-plate—a special plate holder within the meaning of clause 20, or
- (c) in the case of any other number-plate—each registered operator of the registrable vehicle in respect of which the number-plate has been issued.

vehicle number-plate means a number-plate other than a bicycle rack number-plate.

18 Application of Division to trader's plates

This Division (except Subdivision 4) does not apply to trader's plates.

Note. Division 2 of Part 4 provides for the issue and use of trader's plates.

Subdivision 2 Issue of number-plates

19 Number-plates generally

- (1) If the Authority registers a registrable vehicle it must assign a distinguishing registration number to the vehicle.
- (2) The Authority must, on payment of the applicable scheduled fee for the issue of a vehicle number-plate or number-plates, issue:
 - (a) for each motor vehicle registered by the Authority (other than a motor vehicle referred to in paragraph (b) or (c))—2 vehicle number-plates bearing the registration number assigned to that motor vehicle, and
 - (b) for each motor bike or trailer registered by the Authority—at least one vehicle number-plate bearing the registration number assigned to that motor bike or trailer, and
 - (c) for each other registrable vehicle registered by the Authority—such number of vehicle number-plates as the Authority considers appropriate.
- (3) A vehicle number-plate is to conform to such specifications as the Authority may require and must display:
 - (a) the matter “NSW” and such words (if any) as the Authority may determine with the approval of the Minister, or
 - (b) the words “New South Wales” and such other words (if any) as the Authority may determine with the approval of the Minister.

20 Special number-plates

- (1) The Authority may enter into an agreement with any person under which that person (referred to as a **special plate holder**) has an exclusive right to use, subject to the payment of any applicable gazetted fee, a specified combination of numbers on a special number-plate.

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Note. A *special number-plate* is defined in the Dictionary to mean a number-plate with a number that is comprised of:

- (a) one to 6 letters only, or
 - (b) one to 6 numbers only, or
 - (c) a combination of one or more letters with one or more numbers, being a combination that does not exceed 6 letters and numbers, and:
 - (i) that is not routinely issued by the Authority, or
 - (ii) that the Authority has determined should be treated as a special number.
- (2) Such an agreement may be expressed to have effect indefinitely or for a definite period.
 - (3) The rights exercisable by a special plate holder under such an agreement may not be assigned to any other person except with the approval of the Authority.
 - (4) Clause 22 applies to a special number-plate in the same way as it applies to any other number-plate, despite the provisions of any agreement under this clause.

21 Bicycle rack number-plates

- (1) A registered operator of a motor vehicle (other than a motor bike or a motor trike) may apply for a bicycle rack number-plate.
- (2) On receipt of such an application and the payment of any applicable gazetted fee, the Authority may issue, in addition to the vehicle number-plates, a bicycle rack number-plate having the distinguishing number of the registration of the registrable vehicle on which the number-plate is, by means of the bicycle rack, to be placed.
- (3) A bicycle rack number-plate issued under this clause is to conform to such specifications as the Authority may determine and must display:
 - (a) the matter “NSW” and “bike rack” and such other words as the Authority may determine with the approval of the Minister, or
 - (b) the words “New South Wales” and “bike rack” and such other words as the Authority may determine with the approval of the Minister.
- (4) For the purposes of this Regulation:
 - (a) a bicycle rack number-plate issued under this Regulation is taken to be issued for use on a motor vehicle, and
 - (b) a bicycle rack number-plate displayed, in accordance with this Regulation, on a bicycle rack on a motor vehicle is taken to be placed on the motor vehicle concerned, and

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- (c) in determining whether a bicycle rack number-plate has the same number as a vehicle number-plate issued under this Regulation, the following are to be disregarded:
 - (i) any matter or words displayed on the vehicle number-plate as required by clause 19 (3),
 - (ii) the words “NSW—THE PREMIER STATE” (if displayed on the vehicle number-plate),
 - (iii) any matter or words displayed on the bicycle rack number-plate as required by subclause (3).
- (5) A bicycle rack number-plate displayed on a motor vehicle must be illuminated, at all times when the vehicle is driven between the hours of sunset and sunrise, with a white light so as to render visible at a distance of 20 metres each number on the plate.

22 Authority may alter distinguishing number of registration

- (1) The Authority may at any time alter the distinguishing number of the registration of a registrable vehicle.
- (2) Without limiting subclause (1), the Authority may alter the distinguishing number of a registrable vehicle if:
 - (a) the distinguishing number comprises one to 6 numbers only, and
 - (b) a registered operator of the vehicle is a corporation, and
 - (c) the Authority is satisfied that a significant change in the ownership or control of the corporation has occurred since that distinguishing number was allocated to that vehicle.
- (3) Without limiting subclause (1), the Authority may alter the distinguishing number of a registrable vehicle if the Authority considers that:
 - (a) there is an error of any kind in the vehicle number-plate issued for the vehicle, or
 - (b) there has been an error of any kind in the issuing of a vehicle number-plate for the vehicle.
- (4) On or before altering the distinguishing number of the registration of a registrable vehicle under this clause, the Authority must give written notice to each registered operator of the vehicle requiring the registered operator to return to the Authority, within such period as is specified in the notice, any number-plate issued in respect of the vehicle.
- (5) A registered operator of a registrable vehicle must comply with any notice given to the registered operator under this clause.
Maximum penalty: 20 penalty units.

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- (6) On receipt of a number-plate returned in accordance with the requirements of a notice given under this clause, the Authority is to issue to a registered operator of the registrable vehicle concerned a replacement number-plate bearing the distinguishing number, as altered, of the registration of the vehicle for each number-plate that is returned.

Subdivision 3 Transfer, exchange, reservation and interchange of number-plates

23 Reservation and interchange of number-plates

- (1) The Authority may approve the reservation of any number-plate in respect of a registrable vehicle, subject to the payment of any applicable gazetted fee for each 12 month period (or part of that period in excess of 21 days) that the number-plate is to be held.
- (2) On the payment of any applicable gazetted fee, the Authority may approve the interchange between registrable vehicles of vehicle number-plates issued under this Regulation.

24 Transfer of number-plate to another vehicle

The Authority may transfer a vehicle number-plate of a registrable vehicle to another registrable vehicle if:

- (a) the registration of the vehicle from which the number-plate is to be transferred was cancelled following an application under Division 4 of Part 3 for the surrender of the registration, and
- (b) the same person is (or is to be) the registered operator of both the vehicle from which the number-plate is to be transferred and the vehicle to which the number-plate is to be transferred, and
- (c) the Authority is satisfied that each living registered operator of the vehicle from which the number-plate is to be transferred consents to the transfer, and
- (d) the Authority is satisfied that each registered operator of the vehicle to which the number-plate is to be transferred consents to the transfer, and
- (e) the Authority is paid any applicable gazetted fee for the transfer.

25 Exchange of number-plates

If a registered operator of a registered vehicle surrenders a vehicle number-plate to the Authority, the Authority may issue another set of vehicle number-plates with a different number from the number of the surrendered number-plate subject to the payment of any applicable gazetted fee for that issue.

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Subdivision 4 Damaged, destroyed or missing number-plates

26 Damaged number-plates

- (1) If any number-plate becomes damaged, a plate holder must, as soon as is practicable:
 - (a) notify the Authority of the fact of such damage, and
 - (b) surrender to the Authority the number-plate and, unless otherwise approved by the Authority, any other number-plate with the same number.

Maximum penalty: 20 penalty units.

- (2) On the application of a plate holder who has surrendered vehicle number-plates under this clause, the Authority may issue replacement vehicle number-plates on payment of any applicable gazetted fee (in the case of a special number-plate), or any applicable scheduled fee (in any other case), for the issue.
- (3) A replacement number-plate issued under subclause (2) may have the same number as the surrendered number-plates or (except in the case of a special number-plate) a different number.
- (4) If a bicycle rack number-plate is surrendered under this Regulation, the plate holder may apply for, and the Authority may issue, a new bicycle rack number-plate with the same number as the surrendered bicycle rack number-plate on payment of any applicable gazetted fee for the issue.

27 Lost, stolen or destroyed number-plates

- (1) If any vehicle number-plate is lost, stolen or destroyed, a plate holder must, as soon as is practicable after discovering the loss, theft or destruction:
 - (a) give written notification of the loss, theft or destruction to the Authority, and
 - (b) deliver to the Authority any other number-plate with the same number unless it too has been lost, stolen or destroyed.

Maximum penalty: 20 penalty units.

- (2) If a bicycle rack number-plate is lost, stolen or destroyed, the plate holder must, as soon as practicable after discovering the loss, theft or destruction, notify the Authority in writing accordingly.
- (3) The Authority may request any such plate holder:
 - (a) to forward evidence, in a form acceptable to the Authority, verifying the loss, theft or destruction of the number-plate and stating the circumstances connected with it, and

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- (b) if a vehicle number-plate is lost, stolen or destroyed—to pay any applicable gazetted fee for replacing a lost, stolen or destroyed number-plate.
- (4) If a number-plate is lost, stolen or destroyed or is delivered to the Authority by the plate holder under subclause (1) (b), the Authority may issue a new number-plate with a number different from the number-plate it replaces on payment of any applicable scheduled fee for the issue.

28 Recovery of lost or stolen number-plates

A person who recovers a lost or stolen number-plate must, as soon as is practicable after recovering the number-plate, give notification of the recovery to the Authority and, unless otherwise directed by the Authority, must also deliver the recovered number-plate to the Authority.

Maximum penalty: 20 penalty units.

Division 6 Renewal of registration

29 Notice for renewal of registration

- (1) A notice of renewal of registration is a notice:
 - (a) addressed to a registered operator of a vehicle, and
 - (b) stating that, if registration of a registrable vehicle is not renewed on or before a specified date, the registration of the vehicle will expire.
- (2) If the Authority fails to send a notice of renewal, that failure does not affect:
 - (a) the expiry of the vehicle's registration, or
 - (b) the obligation of a registered operator to renew the registration of a vehicle that the operator intends to be used on a road or road related area after the expiry of its existing registration.

30 Renewal of registration

- (1) A registered operator may apply for renewal of the registration of a registrable vehicle by submitting to the Authority:
 - (a) an application for renewal of registration in the form approved by the Authority, and
 - (b) the amount of the registration charge applicable to the vehicle and the applicable scheduled fee for renewal of registration for the relevant period, and

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- (c) payment or evidence of payment of any applicable third party insurance premium required by third party insurance legislation in respect of the vehicle.
- (2) An applicant for renewal of registration of a registrable vehicle who is seeking to register the vehicle for a period that differs from the current registration period must nominate a period as if the application for renewal of registration were an application for registration.
- (3) The registration of a registrable vehicle may be renewed:
- (a) not more than 3 months after the expiry of registration of the vehicle, or
 - (b) in the case of a seasonal vehicle—not more than 12 months after the expiry of registration of the vehicle.
- (4) The expiry date of a renewed period of registration must be calculated as if the renewal had commenced:
- (a) on the day after the day recorded in the register as the expiry date of the period of the registration being renewed, or
 - (b) in the case of a seasonal vehicle—on the first day of the nominated period.
- (5) Subclauses (3) and (4) do not have the effect of retrospectively registering a registrable vehicle.
- (6) Subject to subclause (7), the Authority must renew the registration of a registrable vehicle.
- (7) The Authority may refuse to renew the registration of a registrable vehicle if the circumstances are such that if an initial application for registration of the vehicle were being made the Authority would refuse the application under clause 12 (1).
- (8) If:
- (a) the period during which the registration of a registrable vehicle may be renewed has expired, and
 - (b) the registration of the vehicle has not been renewed, and
 - (c) the Authority requests by written notice the registered operator of the vehicle to return the number-plates of the vehicle,
- the operator must return the number-plates to the Authority within 14 days of the date specified in the notice.
- Maximum penalty (subclause (8)): 20 penalty units.

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Part 3 Alteration of registration status

Part 3 Alteration of registration status

Division 1 General obligations of registered operators

31 Obligations of registered operators

- (1) Each registered operator of a registered vehicle must ensure that the Authority is notified, in a form approved by the Authority, not more than 14 days after a change in:
- (a) the vehicle's garage address, or
 - (b) any registered operator's name, residential address or address for service of notices.

Note. Section 4 of the Act defines **residential address**, in relation to a company or other body corporate, to mean its registered office or any place recorded in the Register as its residential address or business address.

- (2) The registered operator of a heavy vehicle that has been:
- (a) destroyed or declared by the operator to be a write-off, or
 - (b) declared by an insurer to be a write-off,
- must cause notification of those matters to be given to the Authority not more than 14 days after their occurrence.
- (3) If any change is made to a registrable vehicle that:
- (a) affects its description as described on the certificate of registration for the vehicle in accordance with clause 15 (1) (e)–(h), or
 - (b) would incur liability for an additional charge under the *Road Transport (Heavy Vehicles Registration Charges) Act 1995* or the *Motor Vehicles Taxation Act 1988*,
- each registered operator of the vehicle must ensure that the vehicle is not used until after:
- (c) the Authority has been notified of the change, and
 - (d) any additional fee or charge attributable to the change has been paid.
- (4) A registered operator is not required to comply with subclause (3) in respect of a change referred to in subclause (3) (a) if the operator has already provided that information under section 20 of the *Road Transport (Heavy Vehicles Registration Charges) Act 1995*.
- (5) A registered operator of a registrable vehicle must present the vehicle for inspection or testing in accordance with reasonable notice in writing served on the operator by the Authority.

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- (6) A registered operator of a registrable vehicle must provide any information reasonably required by the Authority to demonstrate that the garage address recorded in the Register is the vehicle's actual garage address.

Maximum penalty: 20 penalty units.

Division 2 Transfer of registration

32 Obligations of disposers: provision of inspection reports

- (1) This clause applies only to an examinable vehicle that is not:
- (a) a public passenger vehicle, or
 - (b) a vehicle in respect of which a person is exempted by the Authority from submitting an inspection report with an application for registration or renewal of registration.

- (2) A person who offers an examinable vehicle for sale to another person must, before or when the other person is shown the vehicle:

- (a) give an inspection report for the vehicle to the other person, being a report issued within the last 42 days, or
- (b) make the report available to the other person, so that the report may be read by the other person.

Maximum penalty: 20 penalty units.

- (3) A person who sells an examinable vehicle (whether as an agent or the principal) must give the purchaser, for retention by the purchaser, before or when the purchaser takes possession of the vehicle, the inspection report referred to in subclause (2).

Maximum penalty: 20 penalty units.

- (4) The following persons are exempted from this clause:

- (a) any person, in respect of an offer to sell, or the sale of, an examinable vehicle:
 - (i) that has been, within the 42 days immediately preceding the offer or the sale, registered for the first time, or
 - (ii) the registration of which has been renewed within those 42 days in accordance with this Regulation,
- (b) any person, in respect of an offer to sell, or the sale of, an examinable vehicle:
 - (i) to a dealer, or
 - (ii) at an auction conducted in accordance with section 23B or 23C of the *Motor Dealers Act 1974*, or

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- (iii) to an auto-dismantler, or a motor vehicle parts reconstructor, licensed under the *Motor Dealers Act 1974* for the purpose of demolishing or dismantling the vehicle,
 - (c) a dealer, in respect of an offer to sell, or the sale, by the dealer, in the capacity of a dealer, of an examinable vehicle,
 - (d) an auto-dismantler, in respect of an offer to sell, or the sale, by the auto-dismantler, in the capacity of an auto-dismantler, of an examinable vehicle that is substantially demolished or dismantled.
- (5) In this clause:
examinable vehicle means any one of the following registrable vehicles:
- (a) cars,
 - (b) station wagons,
 - (c) motor bikes,
 - (d) trailers having an unladen weight of less than 1.02 tonnes,
 - (e) motor lorries having a GVM of 4.5 tonnes or less,
 - (f) any other motor vehicles having a GVM of 4.5 tonnes or less and to which number-plates are attached.

33 Obligations of disposers: application for transfer of registration and notification to Authority

- (1) A person, or the agent of a person, who disposes of a registered registrable vehicle must, immediately after disposing of the vehicle:
 - (a) complete an application for transfer of registration as disposer in the form approved for that purpose by the Authority and sign it, and
 - (b) give the completed form to the acquirer.
- (2) If the person or agent is a dealer, the person or agent must also, immediately after disposing of the vehicle, notify the Authority of the following:
 - (a) the full names and addresses of the following persons:
 - (i) if the dealer is an agent for another person—the person on whose behalf the vehicle has been disposed of,
 - (ii) the person who has acquired the vehicle,
 - (b) the date of the disposal,
 - (c) the number of any number-plate issued under this Regulation for use on the vehicle.

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- (3) This clause does not apply to a passing of possession of a registrable vehicle:
- (a) under any hiring (not being a hiring under a hire-purchase agreement) or under any lending (not being a lending under a lease agreement) of a registrable vehicle, or
 - (b) to an agent for the purposes of sale or disposal, or to a bailee for the purpose of alteration, repair, renovation, garaging, storing or any other similar purpose not involving the use of the vehicle for the benefit of the bailee, or
 - (c) in accordance with an order of a court in Australia or other legal process.

34 Obligations of acquirers

- (1) Except as provided by subclause (2), a person who acquires, or the agent of a person who acquires, a registered registrable vehicle must, as soon as practicable after acquiring the vehicle:
- (a) complete as the acquirer the form obtained from the disposer as referred to in clause 33 to the extent indicated on the form and sign it, and
 - (b) not more than 14 days after acquiring the vehicle, lodge the completed and signed application with the Authority accompanied by any duty payable under applicable duty legislation and the applicable scheduled fee for transfer of registration of the vehicle.
- Maximum penalty: 20 penalty units.
- (2) If a registered vehicle is acquired in accordance with an order of a court in Australia or other legal process, the person, or the agent of the person, who acquires the vehicle must:
- (a) obtain evidence of the court order or other legal process and complete the registration transfer form as the acquirer to the extent indicated on the form and sign it, and
 - (b) not more than 14 days after acquiring the vehicle, lodge the completed and signed application with the Authority accompanied by any duty payable under applicable duty legislation and the applicable scheduled fee (if any) for transfer of registration of the vehicle.
- Maximum penalty: 20 penalty units.

- (3) If the applicable scheduled fee referred to in subclause (1) is expressed, in Schedule 3, to include an additional amount payable by reason of the making of the application after a date or period, the Authority may in a

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particular case exempt an applicant from liability to pay that additional amount if the Authority is satisfied there is sufficient cause for doing so.

- (4) A person who acquires, or the agent of a person who acquires, a registered registrable vehicle is not required to pay the applicable scheduled fee referred to in subclause (1) if the person is a veteran to whom section 24 of the *Veterans' Entitlements Act 1986* of the Commonwealth applies.
- (5) This clause does not apply to a passing of possession of a registrable vehicle:
 - (a) under any hiring (not being a hiring under a hire-purchase agreement) or under any lending (not being a lending under a lease agreement) of a registrable vehicle, or
 - (b) to an agent for the purposes of sale or disposal, or to a bailee for the purpose of alteration, repair, renovation, garaging, storing or any other similar purpose not involving the use of the vehicle for the benefit of the bailee.

35 Repossession and restoration

- (1) The holder of a security interest in a registered registrable vehicle must notify the Authority, and apply for transfer of the vehicle, not more than 14 days after:
 - (a) taking possession of the vehicle from a registered operator, or
 - (b) returning possession of the vehicle to a registered operator.
- (2) Notification of taking or returning possession must be in a form approved by the Authority.
- (3) An application for transfer after taking or returning possession of a registered registrable vehicle:
 - (a) must be in a form approved by the Authority for the purpose, and
 - (b) must be accompanied by the applicable scheduled fee for transfer of registration of the vehicle.

36 Registration of the transfer of vehicles and functions of the Authority

- (1) The Authority may refuse to register the transfer of registration of a registrable vehicle if:
 - (a) the registrable vehicle is the subject of a vehicle defect notice that:
 - (i) prohibits use of the vehicle or imposes conditions on the use of the vehicle, and
 - (ii) has not been cleared in accordance with this Regulation, or
 - (b) the vehicle is registered on condition that it not be transferred, or

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- (c) the requirements of this Regulation relating to transfer of registration have not been complied with, or
 - (d) the Authority reasonably believes that the ownership, possession, control or description of the registrable vehicle (or of any part of the registrable vehicle) is uncertain, or
 - (e) the person disposing of, or the person acquiring the registrable vehicle, fails to comply with the requirements of a law in force in this State relating to certificates of roadworthiness for, or inspection of, registrable vehicles, or
 - (f) the Authority would refuse an application to register the vehicle under this Regulation, or
 - (g) the Authority has sought further information or supporting evidence in relation to the transfer and the information or evidence has not been furnished to the Authority, or
 - (h) the Authority is for any reason of the opinion that the person to whom the registration is proposed to be transferred is not a fit and proper person to be a registered operator of the vehicle, or
 - (i) if the vehicle has more than one registered operator—the Authority is not satisfied that each registered operator consents to the transfer, or
 - (j) the Authority is satisfied that the effective management of the vehicle has not changed.
- (2) If a set of 2 special number-plates issued in respect of the registration of a registrable vehicle is a set of number-plates for which a fee is payable, the Authority may also refuse to transfer the registration of the vehicle until:
- (a) the distinguishing number of the registration has been altered in accordance with this Regulation, and
 - (b) the number-plates have been surrendered to the Authority.
- (3) The Authority must refuse to register a transfer of registration of a registrable vehicle if an order of a court in Australia prohibits the transfer of registration of the vehicle, and the Authority has been notified of the order.
- (4) The Authority may register the transfer of a registrable vehicle, despite the failure of one of the parties to the transfer to meet a requirement of this Regulation relating to the transfer of registrable vehicles, if the Authority considers it appropriate to do so in the circumstances.
- (5) If the Authority is advised by a registered operator of a registrable vehicle that the vehicle has been disposed of, the Authority may make

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an entry in the Register to that effect pending the receipt of the application for transfer.

- (6) If the Authority registers a transfer of a registrable vehicle it must issue a new certificate of registration, make an endorsement on the certificate of registration or issue a form of transfer of registration to the person acquiring the vehicle.
- (7) The Authority may, subject to any condition that it thinks fit, exempt any person or class of persons from all or any provisions of this Division (other than this subclause).

37 Transfer on death of registered operator

- (1) On notification of the death of a registered operator of a registrable vehicle, the Authority may transfer the registration to any person who applies to the Authority for the transfer if:
 - (a) the person proves to the satisfaction of the Authority that the person is reasonably entitled to the transfer, and
 - (b) in the case of a vehicle that has more than one registered operator—the Authority is satisfied that each remaining registered operator consents to the transfer, and
 - (c) the certificate of registration for the vehicle is surrendered to the Authority, and
 - (d) the applicable scheduled fee for the transfer is paid and, if the registrable vehicle has a special number-plate, the applicable gazetted fee for the number-plate is paid.
- (2) A transfer may be cancelled by the Authority if, during the currency of the registration, any person produces probate of the will or letters of administration granted to the person for the estate of the deceased and applies, pursuant to the will or letters of administration, to have the registration transferred to a person other than the person to whom the registrable vehicle has been transferred under subclause (1).
- (3) Any person to whom a certificate of registration has been transferred under subclause (1) must, in the event of the transfer being cancelled, immediately deliver the certificate of registration to the Authority on being requested to do so.
Maximum penalty (subclause (3)): 20 penalty units.

38 Partial transfer of light vehicle

- (1) If a light vehicle is currently registered in the name of a person, the Authority may record an additional person as a registered operator of the vehicle, but only if it first approves an application by the additional person for the partial transfer of the registration of the vehicle.

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- (2) For the purposes of this clause, the Authority may approve an application for the transfer of registration only if:
- (a) the application is signed by each existing registered operator as indicated on the application form, and
 - (b) the application is accompanied by any duty payable under applicable duty legislation and the applicable scheduled fee for transfer of registration of the vehicle, and
 - (c) the person provides such information and supporting evidence as the Authority may require, and
 - (d) the Authority is satisfied that, had the vehicle been sold to the person and clauses 32–34 been complied with, it would not have refused to transfer the registration of the vehicle to the person under clause 36.
- (3) If the Authority records an additional person as a registered operator of a registrable vehicle after approving the person's application for the transfer of registration, the Authority must issue a new certificate of registration bearing the names of both the existing registered operator and the additional registered operator.

Division 3 Expiry of registration

39 Expiry of registration

- (1) The registration of a registrable vehicle expires at the end of the day recorded in the Register as the vehicle's registration expiry date.
- (2) A renewal of a registration takes effect:
 - (a) from the expiry of the registration, or
 - (b) if reissued by the Authority to take effect from an earlier day—
from that day.
- (3) If the registration of a registrable vehicle expires, the registered operator must, if requested to do so by a written notice from the Authority, return the vehicle's number-plates to the Authority (or an agent nominated by the Authority) within 14 days after the date specified in the notice.
- (4) A registered operator to whom a written notice is given under this clause must comply with any requirement specified in the notice.
Maximum penalty (subclause (4)): 20 penalty units.

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Part 3 Alteration of registration status

Division 4 Surrender and cancellation of registration

40 Surrender of registration by registered operator

- (1) A registered operator, personally or by an agent who produces written evidence of his or her appointment as agent, may apply to the Authority to surrender the registration of a registrable vehicle.
- (2) The Authority must approve an application for the surrender of the registration of a registrable vehicle unless:
 - (a) a registered operator of the vehicle has failed to meet the requirements of this Regulation, or
 - (b) the Authority is taking action to suspend or cancel the registration, or
 - (c) if the vehicle has more than one registered operator—the Authority is not satisfied that each registered operator consents to the surrender.

Note. Part 6 provides for the refund of fees in the case of a surrender or cancellation of registration.

41 Suspension or cancellation of registration by Authority

- (1) The Authority may suspend or cancel the registration of a registrable vehicle in accordance with this Division if:
 - (a) a vehicle defect notice relating to the vehicle has not been complied with and the date for compliance specified in the notice has expired, or
 - (b) the vehicle does not comply with the applicable vehicle standards for the vehicle, or
 - (c) any amounts payable in relation to the vehicle under duty legislation, the Act, this Regulation or the *Road Transport (Heavy Vehicles Registration Charges) Act 1995* have not been paid, or
 - (d) a payment in a form other than cash submitted to the Authority as payment of a registration charge or fees or duty is dishonoured, or
 - (e) a penalty imposed on a registered operator of the vehicle in respect of the operation of the vehicle is unpaid and no court order for the payment of a penalty by instalments has been made, or
 - (f) a registered operator of the vehicle has not complied with a court order for the payment by instalments of a penalty imposed on the registered operator in respect of the operation of the vehicle, or
 - (g) the vehicle has been destroyed or damaged beyond repair, or

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- (h) the Authority reasonably believes that the ownership, possession, control or description of the registrable vehicle (or of any part of the registrable vehicle) as recorded on the Register is uncertain, or
 - (i) the Authority has approved an application to surrender registration of the vehicle, or
 - (j) any tax on the vehicle under the provisions of any Act is due and unpaid, or
 - (k) the Authority is satisfied that the registration has been issued erroneously, or
 - (l) the Authority is, for any reason whatsoever, of the opinion that a registered operator of the vehicle is not a fit and proper person to be the holder of the registration for the vehicle.
- (2) The Authority may suspend the registration of a registrable vehicle for a period not exceeding 3 months if the Authority is satisfied, on the balance of probabilities, that a registered operator of the vehicle has failed to use or manage the vehicle so as to effectively prevent repeated violations of the traffic law (whether by the operator or by another person authorised to use the vehicle).
- (3) Clause 42 does not apply to a decision to suspend registration under subclause (2). However, before suspending the registration of a vehicle under that subclause, the Authority:
- (a) must give a registered operator of the vehicle notice in writing of the matters referred to in clause 42 (1) (a) and (b), and
 - (b) may follow such other procedures prescribed by clause 42 or such other procedures as it considers appropriate.
- (4) In this clause, *traffic law* means:
- (a) a provision of the Act or this Regulation, or
 - (b) a provision of the road transport legislation (within the meaning of the *Road Transport (General) Act 2005*) other than this Act or the regulations.

42 Procedures for suspension and cancellation of registration

- (1) If the Authority decides to suspend the registration of a registrable vehicle, the Authority must give a registered operator notice in writing of:
- (a) the reasons for the suspension, and
 - (b) the date on which the registration is to be suspended, and
 - (c) the action to be taken by the registered operator in order to avoid the suspension or to have the suspension removed.

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- (2) The Authority must not cancel the registration of a registrable vehicle unless the Authority:
- (a) has suspended the registration and believes that a reason for the suspension still exists, and
 - (b) has served notice on each registered operator that:
 - (i) advises the registered operator that the Authority has decided to cancel the registration of the vehicle and gives the reasons for the decision, and
 - (ii) specifies requirements that must be met if the cancellation is to be avoided, and
 - (iii) states that, if those requirements are not met within 14 days after the date specified in the notice for that purpose, the cancellation will then take effect, and
 - (iv) if there is a right under the *Road Transport (General) Act 2005* or a regulation made under that Act to appeal against the decision or to have it reviewed—advises the registered operator of the right of appeal or review.
- (3) Subclause (2) does not apply:
- (a) in the case of a cancellation following a surrender of registration by a registered operator under this Division, or
 - (b) if the Authority is directed to cancel the registration by the State Debt Recovery Office under the *Fines Act 1996*.
- (4) If the requirements stated in the notice referred to in subclause (2) are not met within the period specified in the notice, the registration of the vehicle is cancelled at the end of that period.
- (5) As soon as practicable after cancellation of the registration of a registrable vehicle, a registered operator must:
- (a) destroy the registration label for the vehicle, and
 - (b) if required to do so by written notice from the Authority, return the certificate of registration and number-plates for the vehicle to the Authority (or an agent nominated by the Authority) within 14 days of the date specified in the notice for that purpose.
- Maximum penalty: 20 penalty units.
- (6) Despite subclause (5), a registered operator is not required to return to the Authority:
- (a) a certificate of registration or number-plate that has been lost or destroyed if the Authority is satisfied as to the loss or destruction, or

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- (b) special number-plates if retention of the plates is permitted by an agreement with the Authority or by law.
 - (7) On cancelling the registration of a registrable vehicle, the Authority may require a registered operator of the vehicle to pay the applicable gazetted fee for the cancellation.

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Part 4 Authorised uses of unregistered registrable vehicles

Part 4 Authorised uses of unregistered registrable vehicles

Division 1 Unregistered vehicle permits

43 Issue of unregistered vehicle permits

- (1) In this clause, *number* includes a letter of the alphabet.
- (2) The Authority may issue an unregistered vehicle permit for a registrable vehicle that complies with any applicable third party insurance legislation if:
 - (a) it would be unreasonable or impracticable to require that the vehicle be registered during a particular period, or
 - (b) the vehicle has been driven, under clause 17 of Schedule 1, to a place for the purpose of obtaining registration and registration has been refused.
- (3) An unregistered vehicle permit authorises, subject to any condition specified in the permit, use of a registrable vehicle on:
 - (a) a road or road related area, or
 - (b) particular roads or road related areas.
- (4) Unless sooner revoked, an unregistered vehicle permit expires on the expiry date recorded in the permit:
 - (a) if the permit specifies an expiry time—at that time on the expiry date, or
 - (b) if no expiry time is specified—at the end of the day recorded as the expiry date.
- (5) If the Authority issues an unregistered vehicle permit the Authority must:
 - (a) record details of the permit, including any condition to which the permit is subject, in the Register, and
 - (b) assign a temporary identification number to the vehicle.
- (6) Except if otherwise approved by the Authority, an applicant for an unregistered vehicle permit must pay to the Authority any applicable gazetted fee for issue of the permit before it is issued.
- (7) The holder of an unregistered vehicle permit must:
 - (a) display a notice affixed securely to the registrable vehicle in a prominent position depicting the temporary identification number assigned to the vehicle by the Authority, or

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Authorised uses of unregistered registrable vehicles

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- (b) display such information as may be required or authorised by the Authority.
- (8) An unregistered vehicle permit may be revoked or varied at any time by the Authority.

Division 2 Trader's plates

44 Issue of trader's plates

- (1) On the payment of the applicable scheduled fee, the Authority may issue one or more trader's plates to any person that the Authority is satisfied:
 - (a) is a manufacturer, or repairer of, or dealer in, unregistered registrable vehicles, or
 - (b) provides some other service in relation to unregistered registrable vehicles that is incidental to the manufacture or repair of, or dealings in, those vehicles, being a service that the Authority is satisfied requires the use of trader's plates.
- (2) Despite subclause (1), the Authority is not to issue a trader's plate to a person unless the Authority is satisfied that the person carries on business from premises that the Authority considers to be suitable for the issue of trader's plates.
- (3) A trader's plate issued under this clause:
 - (a) must conform to such specifications as the Authority may determine, and
 - (b) must display:
 - (i) the matter "NSW" and such words (if any) as the Authority may determine with the approval of the Minister, or
 - (ii) the words "New South Wales" and such other words (if any) as the Authority may determine with the approval of the Minister, and
 - (c) remains the property of the Authority.

45 Use of vehicles with trader's plates on road or road related area

For the purposes of section 18 (2) (b) of the Act, a registrable vehicle to which a trader's plate is attached may be used on a road or road related area only if the use of the vehicle is an authorised use under this Division.

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Part 4 Authorised uses of unregistered registrable vehicles

46 Purposes for which trader's plates may be used

- (1) Subject to subclause (2), the use of a registrable vehicle to which a trader's plate is affixed on a road or road related area is an authorised use if the vehicle (or in the case of a trailer, the vehicle by which it is drawn):
 - (a) is conveying the trader to whom the plate has been issued or the trader's authorised employee or agent, and is being driven:
 - (i) for a purpose connected with its manufacture or repair or connected with a dealing in the vehicle, or
 - (ii) for a purpose connected with a service provided in relation to unregistered registrable vehicles that is incidental to the manufacture or repair of, or dealings in, those vehicles, being a service that the Authority is satisfied requires the use of trader's plates, or
 - (iii) to the nearest convenient motor registry for registration by the most direct or convenient route, or
 - (iv) for delivery at the address of a person who has acquired it from such a trader, or
 - (b) is being test driven by a prospective purchaser who is in possession of a written authorisation to drive the vehicle issued by the trader to whom the plate has been issued or by the trader's authorised employee or agent.
- (2) Nothing in subclause (1) authorises the use on a road or road related area of a registrable vehicle to which a trader's plate is affixed for the carriage of a load unless:
 - (a) the load is carried solely for the purpose of demonstrating to a genuine prospective purchaser the capacity of the vehicle for carrying a particular type of weight of loading, or
 - (b) the vehicle is being driven by the most direct or convenient route to the premises of the trader to whom the plate has been issued from the place at which the trader has manufactured or purchased the vehicle and the loading consists solely of a registrable vehicle manufactured or purchased by such a trader for sale by the trader, or
 - (c) the vehicle is a trailer specially constructed for the carriage of a boat and the loading consists solely of a boat, or
 - (d) the vehicle weighs not more than 2 tonnes unladen and is being driven:
 - (i) by the shortest practicable route to the premises of the trader from the place at which the trader has manufactured or purchased the vehicle and the loading consists solely of

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goods that are intended for the trader's personal use or for use in his or her business as a trader, or

- (ii) solely for carrying spare parts (being spare parts for use in connection with the repair of registrable vehicles by such a trader) to the trader's premises from a railway station or airport to which they have been consigned to the trader.

- (3) A person must not authorise an individual to test drive on a road or road related area an unregistered registrable vehicle to which a trader's plate is attached unless:

- (a) the person is the trader to whom the trader's plate has been issued or is the trader's authorised employee or agent, and
- (b) the person reasonably believes the individual to be a genuine prospective purchaser, and
- (c) the person has made a record of the individual's name and address, and
- (d) the person has provided the individual with a written authorisation to drive the vehicle.

Maximum penalty: 20 penalty units.

- (4) In this clause:

trader's authorised employee or agent means an employee or agent of the trader duly authorised in writing.

47 Trader to keep and produce record

A person to whom a trader's plate for a registrable vehicle is issued must:

- (a) in respect of each occasion on which a registrable vehicle is driven on a road or road related area with the plate affixed—cause particulars to be entered in ink on a record in a form approved by the Authority, and
- (b) keep any such record at the premises in which the person carries on the business in respect of which the trader's plate was issued for at least 6 months after the record was made, and
- (c) produce any such record for the preceding 6 months for inspection when required so to do by:
 - (i) the Authority, or
 - (ii) any police officer.

Maximum penalty: 20 penalty units.

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48 Questions regarding use of plate to be answered

Any driver or person in charge of a registrable vehicle to which a trader's plate is affixed or any person to whom a trader's plate has been issued must, when required to do so by any police officer, immediately answer truthfully all questions that are put to the person concerning the purpose for which the plate is used.

Maximum penalty: 20 penalty units.

49 Disposal or cessation of business

If a trader to whom a trader's plate has been issued sells, disposes of or ceases to carry on the business to which the trader's plate relates, the trader must immediately give written notification to the Authority of the sale, disposal or cessation of the business and deliver the trader's plate to the Authority.

Maximum penalty: 20 penalty units.

50 Return of trader's plate

- (1) If the Authority is satisfied that a person has ceased for any reason to be entitled to hold a trader's plate issued to the person, the Authority may request the person immediately to deliver the trader's plate to the Authority.
- (2) Subject to subclause (1), any person to whom a trader's plate has been issued must, not later than 14 days after the expiration of the period for which the trader's plate was issued, deliver the trader's plate to the Authority.
Maximum penalty: 20 penalty units.
- (3) A person must not drive, or allow to be driven, or be in charge of, any registrable vehicle on a road or road related area if there is affixed to or displayed upon the vehicle any trader's plate that was issued for a period that has expired.
Maximum penalty: 20 penalty units.

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Clause 51

Vehicle standards

Part 5

Part 5 Vehicle standards

Division 1 General requirements

51 Applicable vehicle standards

The *applicable vehicle standards* for a registrable vehicle are the requirements specified in Schedule 2 that apply to the vehicle.

52 Registrable vehicles to comply with vehicle standards specified in Schedule 2

- (1) A person must not use a registrable vehicle on a road or road related area unless:
- (a) the vehicle complies with the applicable vehicle standards for the vehicle, and
 - (b) the vehicle and its parts and equipment are suitable for safe use and are in a thoroughly serviceable condition.

Maximum penalty: 20 penalty units.

- (2) Without limiting the liability of any other person under subclause (1), a registered operator (other than a registered operator using a vehicle in contravention of that subclause) of a registrable vehicle that is used in contravention of subclause (1) is also guilty of an offence under that subclause.
- (3) A person is not guilty of an offence under subclause (1) if:
- (a) the vehicle concerned is used on a road or road related area in accordance with a condition imposed on its use, given expressly or by necessary implication, by a police officer or the Authority under section 26 of the Act, or
 - (b) the vehicle:
 - (i) fails to comply with the dimension limits prescribed by Division 2 of Part 4 of Schedule 2, and
 - (ii) is exempted from the dimension limits by the operation of a provision of Division 3 of Part 7, or
 - (c) the vehicle is conditionally registered under this Regulation despite a failure to comply with an applicable vehicle standard for the vehicle and is used on a road or road related area in accordance with the conditions of registration, or
 - (d) the vehicle concerned is used on a road or road related area in accordance with the conditions of an unregistered vehicle permit.

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- (4) If any person employed by a registered operator of a registrable vehicle to drive the vehicle becomes aware that the vehicle is not in a safe and thoroughly serviceable condition to be used on a road or road related area, the person must:
- (a) prepare, as soon as is practicable, in duplicate, a report on a form supplied to the person for that purpose by the registered operator that includes the prescribed particulars, and
 - (b) retain a copy of the report and, as soon as is practicable:
 - (i) leave the other copy of the report with the registered operator, or
 - (ii) if it is not practicable for the registered operator personally to take delivery of the report—leave the report for the operator with a person, or at a place, appointed by the operator for the purpose.

Maximum penalty: 20 penalty units.

- (5) A registered operator of any registrable vehicle who employs any person to drive the vehicle must:
- (a) provide the driver with forms for the purposes of subclause (4) and appoint a person with whom, or a place at which, any report referred to in that subclause may be left for the operator when it is not practicable for the registered operator to take delivery of it, and
 - (b) retain a copy of any report left with or for the registered operator under subclause (4) for a period of 6 months from the date of the report, and
 - (c) produce the report (or cause it to be produced) for inspection if requested to do so by a police officer or the Authority.

Maximum penalty: 20 penalty units.

- (6) Nothing in subclause (4) or (5) affects the liability of any person under subclause (1) or (2).

- (7) In this clause:

prescribed particulars, in relation to a report referred to in subclause (4), means:

- (a) the date of the report, and
- (b) the registration number of the vehicle, and
- (c) a statement specifying which parts or equipment of the vehicle need, in the person's opinion, to be repaired, replaced or adjusted to put the vehicle in a safe and thoroughly serviceable condition.

registrable vehicle includes a road train and any component vehicle of a road train and a B-double.

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Division 2 Standards and certifications

53 Compliance with vehicle standards

- (1) The Authority may accept as evidence that a registrable vehicle complies with the applicable vehicle standards for the vehicle:
 - (a) an identification plate relating to the vehicle, or
 - (b) a certificate to that effect issued by the manufacturer of the vehicle, or
 - (c) the fact that the vehicle and the registered operator of the vehicle are the subject of an accreditation under an accreditation scheme under Division 6, or
 - (d) the fact that the vehicle and the registered operator of the vehicle are the subject of an accreditation under a Non-national Maintenance Scheme approved by the Authority.
- (2) In the absence of evidence mentioned in subclause (1), the Authority may, on inspecting the registrable vehicle, issue a certificate to the effect that the vehicle complies with the applicable vehicle standards for the vehicle.

54 Non-complying and non-standard vehicles

A registrable vehicle that does not comply with the applicable vehicle standards may be conditionally registered if the vehicle has:

- (a) an operations plate installed on it in accordance with this Division, or
- (b) a certificate of approved operations issued in accordance with this Division, or
- (c) an identification plate relating to the vehicle.

55 Operations plates and certificates of approved operations

- (1) The Authority may authorise a person to install an operations plate on, or issue a certificate of approved operations for, a registrable vehicle that has been manufactured or modified in such a way that the vehicle does not comply with the applicable vehicle standards for the vehicle.
- (2) An operations plate installed on, or a certificate of approved operations issued for, a registrable vehicle must indicate:
 - (a) any deficiencies in the vehicle's operating characteristics, and
 - (b) any conditions that should be applied to the vehicle's registration.

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- (3) A person who modifies, or adds components to, a registrable vehicle must ensure that:
- (a) if the vehicle complied with the applicable vehicle standards for the vehicle immediately before the modification or addition—the vehicle continues to comply with those standards, and
 - (b) the modification or addition is certified by an authorised person as complying with the *National Code of Practice for Heavy Vehicle Modifications* (1993) published by the Federal Office of Road Safety as *Vehicle Standards Bulletin No 6* or a specification published by the Authority or is otherwise acceptable to the Authority.

Maximum penalty (subclause (3)): 20 penalty units.

Division 3 Inspections

Subdivision 1 When vehicles may be inspected

56 Directed inspections

- (1) The Authority or a police officer may require a person to present a registrable vehicle for inspection by the Authority or an authorised examiner at a time and place specified in a notice in writing served on the person if:
 - (a) the person has control over the vehicle, or
 - (b) the vehicle is registered and the person is a registered operator of the vehicle.
- (2) A person on whom a notice under subclause (1) has been served may, not later than 24 hours before the time specified in the notice, request the Authority or police officer to change the time or place of inspection.
- (3) The Authority or police officer must consider any request made under subclause (2) and must, if it is reasonable to do so, notify the person of any change in the time or place of inspection.
- (4) A person must comply with:
 - (a) any notice served on the person under subclause (1), or
 - (b) any notification given to the person under subclause (3).
 Maximum penalty: 20 penalty units.
- (5) The Authority may require the registered operator of a registrable vehicle that is inspected pursuant to this clause to pay the applicable scheduled fee for the inspection.

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- (6) Subclause (5) does not apply to any of the following vehicles if the inspection is carried out solely for the purpose of determining whether the vehicle's exhaust emission levels comply with this Regulation:
- (a) a motor lorry with a GVM of 4.5 tonnes or more,
 - (b) an articulated motor lorry,
 - (c) a prime mover,
 - (d) a tow truck,
 - (e) a trailer,
 - (f) a bus or other vehicle equipped to seat more than 8 adult persons,
 - (g) a taxi-cab.

57 Periodic inspections

- (1) Unless otherwise determined by the Authority, a registrable vehicle must be inspected by the Authority or by an authorised examiner:
- (a) except as provided by paragraph (b), at least once every year, or
 - (b) in the case of a public passenger vehicle, at least twice every year.
- (2) In the case of a vehicle to be inspected by the Authority:
- (a) the fees to accompany an application for the registration or renewal of registration of the vehicle must include:
 - (i) except as provided by subparagraph (ii), the applicable scheduled fee for one inspection of the vehicle, or
 - (ii) in the case of a public passenger vehicle, the applicable scheduled fees for 2 inspections of the vehicle, and
 - (b) the date, time and place for an inspection of the vehicle is to be as agreed between the Authority and the registered operator of the vehicle, and
 - (c) unless otherwise determined by the Authority, if the vehicle is not presented for an inspection in accordance with such an agreement:
 - (i) the inspection fee for that inspection is forfeited to the Authority, and
 - (ii) if the vehicle is subsequently presented for inspection, a further inspection fee must be paid to the Authority before the vehicle is inspected.
- (3) An agreement referred to in subclause (2) (b) may be varied at the request of the registered operator of the vehicle so long as the request is made not later than 24 hours before the time currently agreed.

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Subdivision 2 Authorised examiners and inspection stations

58 Examiner's authorities

- (1) The Authority may authorise in writing any person who, in its opinion, is suitably qualified and of suitable character:
 - (a) to conduct inspections and tests of registrable vehicles at authorised inspection stations for the purposes of determining whether or not the vehicles are suitable for safe use or comply with the requirements of the Act and this Regulation, and
 - (b) to issue inspection reports relating to those inspections.
- (2) However, the Authority must not issue an examiner's authority to any person unless the person has undertaken, and has passed, a course of instruction for examiners that is approved by the Authority and conducted by an organisation approved by the Authority.
- (3) An examiner's authority may be subjected at any time to such conditions as the Authority may consider appropriate in relation to the person or class of persons concerned.
- (4) An examiner's authority:
 - (a) applies to the inspection of registrable vehicles generally or to the class or classes of registrable vehicles specified in the authority, and
 - (b) remains in force until it is surrendered, suspended or cancelled, and
 - (c) is to be issued in the manner and in the form approved by the Authority, and
 - (d) is subject to any condition imposed under this Subdivision.
- (5) An examiner's authority, or a duplicate of such an authority, must not be issued unless:
 - (a) the applicant for the authority or duplicate has paid to the Authority the applicable scheduled fee for the issue of the authority, or
 - (b) the Authority has exempted the applicant from payment of that fee.
- (6) The charge that may be made for the issue of an inspection report referred to in subclause (1) must not be more than the maximum charge for the time being specified by the Authority.
- (7) A person must not:
 - (a) conduct an inspection or test of a registrable vehicle for the purpose of determining whether or not the vehicle is suitable for

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safe use or complies with the Act or this Regulation unless the person is the holder of an examiner's authority, or

- (b) issue an inspection report relating to such an inspection unless the person is the holder of an examiner's authority.

Maximum penalty: 20 penalty units.

- (8) The holder of an examiner's authority must not breach a condition of the authority.

Maximum penalty: 20 penalty units.

- (9) A person must not issue an inspection report if the person knows, or ought reasonably to suspect, that the report is false or misleading in a material particular.

Maximum penalty: 20 penalty units.

- (10) The Authority may exempt any person or class of persons from the requirement under subclause (2) to have undertaken, or to have passed, a course of instruction for examiners.

59 Proprietor's authorities

- (1) A person may be authorised in writing to use premises for the purpose of conducting inspections and tests of registrable vehicles by authorised examiners if the Authority is satisfied that:

- (a) the premises and the equipment on the premises are suitable for that use, and
- (b) the person is competent to carry out the responsibilities associated with using the premises for that purpose, and
- (c) the person, and each person specified in the application for the proprietor's authority as being a person who will be involved in the use of the premises for that purpose, are of suitable character.

- (2) However, the Authority must not issue a proprietor's authority to any person unless the person has undertaken, and has passed, a course of instruction for proprietors that is approved by the Authority and conducted by an organisation approved by the Authority.

- (3) A proprietor's authority may be subjected at any time to such conditions as the Authority may consider appropriate in relation to the person or class of persons concerned.

- (4) A person must not use premises for the purposes of conducting an inspection or test referred to in subclause (1) unless the person is the holder of a proprietor's authority in force in respect of the premises.

Maximum penalty: 20 penalty units.

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- (5) A person who uses premises for the purposes of conducting an inspection or test referred to in subclause (1) must not permit an inspection report to be issued from those premises in relation to any such inspection or test if the person knows, or ought reasonably to suspect, that the report is false or misleading in a material particular.
Maximum penalty: 20 penalty units.
- (6) For the purposes of this Regulation, a licence in force under the *Motor Vehicle Repairs Act 1980* is taken to be a proprietor's authority issued in accordance with this clause.
- (7) A proprietor's authority:
- (a) applies to the inspection of registrable vehicles generally or to the class or classes of registrable vehicles specified in the authority, and
 - (b) except in the case of a proprietor's authority that is a licence under the *Motor Vehicle Repairs Act 1980*:
 - (i) remains in force until it is surrendered, suspended or cancelled by the Authority, and
 - (ii) is to be granted, issued or refused (as the case requires) by the Authority, and if granted or issued, to be in the manner and form approved by the Authority, and
 - (c) is subject to any condition imposed under this Subdivision.
- (8) A proprietor's authority (other than a proprietor's authority that is a licence under the *Motor Vehicle Repairs Act 1980*), or a duplicate of such an authority, must not be issued unless:
- (a) the applicant for the authority or duplicate has paid to the Authority the applicable scheduled fee for the issue of the authority, or
 - (b) the Authority has exempted the applicant from payment of that fee.
- (9) The Authority may exempt any person or class of persons from the requirement under subclause (2) to have undertaken, or to have passed, a course of instruction for proprietors.

60 Authority may issue rules for the purposes of this Subdivision

- (1) The Authority may issue rules, not inconsistent with the Act or this Regulation, relating to all or any of the following:
- (a) the inspection and testing of registrable vehicles to determine whether they are suitable for safe use or comply with the Act or this Regulation,
 - (b) the issue of inspection reports,

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- (c) the use of authorised inspection stations,
 - (d) the furnishing of information as to persons involved in:
 - (i) the conduct of inspections and tests of registrable vehicles at authorised inspection stations, or
 - (ii) the use of authorised inspection stations for the purposes of conducting such inspections and tests.
 - (2) The Authority may, from time to time, alter any rules so issued.
 - (3) It is a condition of an examiner's authority or proprietor's authority that the holder of the authority comply with any rule in force under this clause that is issued to the person.
 - (4) If:
 - (a) a person, not being an authorised examiner or an authorised proprietor, requests a copy of any such rules, or
 - (b) an authorised examiner, or an authorised proprietor, to whom a copy of those rules has been issued requests a further copy,
 the Authority must issue such a copy or further copy on payment of the applicable gazetted fee. However, the Authority may issue a copy without fee in a particular case.

61 Books of inspection reports

On payment of the applicable gazetted fee, the Authority may issue a book of inspection reports to the holder of a proprietor's authority.

62 Suspension or cancellation of examiner's authorities and proprietor's authorities

- (1) The Authority may suspend or cancel an examiner's authority or a proprietor's authority (other than a proprietor's authority that is a licence under the *Motor Vehicle Repairs Act 1980*) if:
 - (a) the holder has failed to comply with a condition to which the authority is subject, or
 - (b) the Authority is, for any reason, of the opinion that the holder is not a fit and proper person to continue to hold the authority.
- (2) Without limiting subclause (1) (b):
 - (a) the Authority may form the opinion that the holder of an examiner's authority is not a fit and proper person to continue to hold the authority if it is satisfied that any person involved in the conduct of inspections and tests of registrable vehicles pursuant to the authority is not of suitable character, and
 - (b) the Authority may form the opinion that the holder of a proprietor's authority is not a fit and proper person to continue to

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hold the authority if it is satisfied that any person involved in the use of an authorised inspection station pursuant to the authority is not of suitable character.

- (3) The Authority cannot suspend or cancel an examiner's authority or a proprietor's authority unless:
 - (a) the Authority by notice in writing requests the person concerned to show cause why the authority should not be suspended or cancelled on the grounds specified in the notice, and
 - (b) that person replies to the notice or fails to reply within 21 days from the date the notice was issued.
- (4) Subclause (3) does not apply to the suspension of an examiner's authority or a proprietor's authority if the Authority has reason to suspect that the holder of the authority wilfully failed to comply with any rule in force under this Subdivision and is likely to commit further breaches of those rules.

63 Committee of review

- (1) The Authority is to appoint a committee of review to which the Authority may refer for consideration and report to the Authority any case where consideration is being given to the refusal, suspension or cancellation of an examiner's authority or a proprietor's authority.
- (2) The committee of review is to include:
 - (a) a representative of the Authority, who is to be the chairperson of the committee, and
 - (b) representatives of such organisations associated with trading in or servicing of registrable vehicles as the Authority considers appropriate.
- (3) The committee of review may determine its own procedure for dealing with cases referred to it by the Authority for consideration and report.
- (4) The committee of review must take into consideration any reply to a notice referred to in clause 62 (3) that is received by the Authority before the Authority refers the matter to which the notice relates to the committee.
- (5) The committee of review is to report to the Authority on any matter referred to it for consideration and must state in the report any recommendation that it wishes to make.
- (6) If members of the committee of review do not agree on the nature of a recommendation to be so stated, the committee must record the disagreement in its report and may state in the report more than one recommendation.

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- (7) In determining whether to suspend or cancel an examiner's authority or a proprietor's authority under this Subdivision, the Authority is to have regard to the report of the committee of review but is not bound to follow any recommendation contained in the report.

64 Notification of decisions by Authority

- (1) If an application for the issue of an examiner's authority or a proprietor's authority is refused, or if an examiner's authority or proprietor's authority is suspended or cancelled by the Authority, the Authority must notify the applicant or holder of the authority in writing of the refusal, suspension or cancellation and of the grounds for it.
- (2) The decision of the Authority to suspend or cancel an authority has effect:
- (a) on and from the date that is 21 days after the date on which the holder of the authority is notified, or
 - (b) if the holder appeals to a court or applies to a tribunal for a review under regulations made under the *Road Transport (General) Act 2005* against the decision:
 - (i) only if the court or tribunal confirms the decision or the appeal or application is withdrawn, and
 - (ii) subject to any variation of the decision made by that court or tribunal, and
 - (iii) on the date on which that court or tribunal confirms the decision, or on such later date (if any) as that court or tribunal orders, or, if the appeal or application is withdrawn, on the date on which it is withdrawn.
- Note.** Clause 13 of the *Road Transport (General) Regulation 2005* provides for appeals to a Local Court in relation to a decision of the Authority to refuse to issue an examiner's authority or a proprietor's authority or to suspend or cancel such an authority.
- (3) Despite subclause (2), if the Authority has reason to suspect that the holder of an authority has wilfully failed to comply with any rule in force under this Subdivision and is likely to commit further breaches of those rules, the decision of the Authority to suspend or cancel the authority may be expressed, in the instrument by which the holder is notified of the decision, to be effective on and from the date on which the holder is notified, and the decision has effect accordingly.
- (4) The date on which a holder is notified under this clause is:
- (a) if the notice is sent by mail—the date when the notice would be delivered in the ordinary course of post, or
 - (b) if the notice is delivered to the holder personally—the date when it is so delivered.

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- (5) If the decision of the Authority to suspend or cancel an authority has effect, the holder must immediately deliver to the Authority any forms issued by the Authority in connection with the authority together with the authority itself.

Division 4 Component identification numbers

65 Definitions

In this Division:

component identification number, when used in relation to a part of a registrable vehicle, means the number and any accompanying letters or symbols stamped on or otherwise affixed to that part as a means of identifying the part (but does not include any casting number or any number used as a means of identifying a class of parts for manufacturing purposes).

vehicle part of a registrable vehicle means:

- (a) the engine of the vehicle, or
- (b) the engine block of the vehicle, or
- (c) in relation to a motor vehicle other than a motor bike—the chassis, chassis sub-frame or body of the vehicle, or
- (d) in relation to a motor bike—the frame or the crankcase of the motor bike.

66 Allotment of component identification numbers

- (1) The Authority may allot an engine number for a vehicle part of a registrable vehicle if:
- (a) there is no component identification number on the vehicle part of the vehicle or the component identification number of any such part appears to have been altered, defaced, removed or obliterated, and
 - (b) the Authority is satisfied that such a number is necessary for the purpose of identifying the vehicle part.
- (2) The Authority may, by notice in writing, require the registered operator of any such vehicle to have the number it has allotted to the vehicle part concerned stamped on the part in such a position as the Authority may specify in the notice.

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67 Altering component identification numbers of vehicle parts without authority

- (1) A person (other than a manufacturer) must not, without the written authority of the Authority and except in accordance with this Part, stamp or affix (or cause or permit any other person to stamp or affix) any component identification number on or to a vehicle part or a registrable vehicle.
- (2) A person must not alter, deface, remove or obliterate any component identification number stamped on or otherwise affixed to a vehicle part of a registrable vehicle otherwise than in accordance with this Part.
- (3) A person must not possess a vehicle part of a registrable vehicle knowing that the component identification number stamped on or otherwise affixed to the part has been altered, defaced, removed or obliterated otherwise than in accordance with this Part.

Maximum penalty: 20 penalty units.

68 Change or replacement of vehicle part

Any person who changes or replaces a vehicle part of a registrable vehicle must:

- (a) notify the Authority of such change or replacement within 14 days of the change or replacement, and
- (b) specify the following in the notification:
 - (i) the date of the change or replacement,
 - (ii) the registration number, if any, of the vehicle,
 - (iii) the name and address of each registered operator of the vehicle,
 - (iv) the make and component identification number of the vehicle part removed from the vehicle,
 - (v) the make and component identification number of the vehicle part substituted for the original vehicle part,
 - (vi) the name and address of the person from whom the substituted vehicle part was obtained, and
- (c) retain a copy of the notification in the person's possession for a period of 6 months, and
- (d) produce a copy of any such notification for inspection if requested to do so by any police officer or the Authority.

Maximum penalty: 20 penalty units.

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69 Interference with component identification number

The registered operator of a vehicle may, if authorised in writing by the Authority, alter, deface, remove or obliterate any component identification number stamped on or otherwise affixed to a vehicle part of the vehicle.

Division 5 Vehicle defect notices

70 Issue of defect notices and formal warnings

- (1) A vehicle defect notice may be stated to be:
- (a) a major vehicle defect notice if, in the reasonable opinion of the person issuing the notice, the further use of the registrable vehicle in road transport after the time specified in the notice would constitute an imminent and serious safety risk, or
 - (b) a minor vehicle defect notice if, in the reasonable opinion of the person issuing the notice, deficiencies in the registrable vehicle, if allowed to continue after the time specified in the notice, may:
 - (i) constitute a safety risk, or
 - (ii) hinder the ability of a person to identify the vehicle by reference to its number-plates.

Note. Section 26 of the Act provides that a police officer or the Authority may issue a vehicle defect notice.

Safety risk is defined in the Dictionary to mean danger to a person, to property or to the environment.

- (2) A vehicle defect notice must state:
- (a) the registrable vehicle's registration details including the registration number, unregistered vehicle permit number (if practicable and applicable), expiry date and jurisdiction of registration, and
 - (b) the name of the driver of the registrable vehicle or, if the driver is not present when the notice is issued, the term "registered operator", and
 - (c) to the extent practicable, the registrable vehicle's identification details including its VIN, or if there is no VIN, the chassis number or engine number, its make and type, and
 - (d) the type of inspection conducted, and
 - (e) the details of the registrable vehicle's defects and whether the notice is a major vehicle defect notice or a minor vehicle defect notice, and
 - (f) the time and date after which the registrable vehicle is not to be used on a road or road related area, and

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- (g) the means by which the registrable vehicle must be moved to another location following issue of the vehicle defect notice, and
 - (h) the repair requirement, including the date by which repairs must be completed if the vehicle is to be used on a road or road related area, and
 - (i) whether a penalty notice was also served in relation to the defect at that time, and
 - (j) the name, official number or other identification of the person who issued the notice.
- (3) A person who issues a vehicle defect notice, must:
- (a) in the case of a registrable vehicle the driver of which is present—give the notice to the driver, and
 - (b) in the case of a registrable vehicle that is unattended—cause the vehicle defect notice to be affixed to the vehicle, and
 - (c) in the case of a major defect notice—cause a defective vehicle label to be affixed to the registrable vehicle.
- (4) A driver of a registrable vehicle (other than a registered operator of the vehicle) who is given a vehicle defect notice in accordance with subclause (3) must cause the notice to be sent to a registered operator of the vehicle.
- Maximum penalty: 20 penalty units.
- (5) A defective vehicle label must state:
- (a) the registrable vehicle's registration number, and
 - (b) the time and date after which the registrable vehicle is not to be used on a road or road related area, and
 - (c) the means by which the registrable vehicle must be moved to another location following issue of the vehicle defect notice to which the label relates, and
 - (d) the name, official number or other identification of the person who issued the notice, and
 - (e) the date of issue of the label, and
 - (f) the serial number of the defect notice to which the label relates.
- (6) If a person who is entitled to issue a vehicle defect notice considers that deficiencies in a registrable vehicle should be remedied even though they do not constitute a safety risk or hinder the ability of a person to identify the vehicle by reference to its number-plates, the person may:
- (a) in the case of a registrable vehicle where the driver is present—give the driver a formal written warning, and

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- (b) in the case of a registrable vehicle that is unattended—cause the formal written warning to be affixed to the vehicle.
- (7) A driver of a registrable vehicle who is given a formal written warning in accordance with subclause (6) must cause the warning to be sent to a registered operator of the vehicle.
Maximum penalty (subclause (7)): 20 penalty units.

71 Recording, clearance and withdrawal of vehicle defect notices

- (1) If a vehicle defect notice is issued under the Act, the Authority must record in the Register in relation to the vehicle:
 - (a) the serial number of the notice, and
 - (b) the date (if any) shown on the notice for the clearance of the vehicle unless that date is later than the date of any recorded certificate of inspection.
- (2) The Authority may conduct or require to be conducted an inspection for the purposes of considering whether the defects described in a vehicle defect notice have been rectified and that the registrable vehicle does not have any other defects.
- (3) A vehicle defect notice may be cleared by the Authority or an authorised person.
- (4) For the purposes of this Regulation, a vehicle defect notice is cleared when:
 - (a) the Authority receives evidence, in a form approved by the Authority, that the registrable vehicle is no longer defective, and
 - (b) in the case of a major defect notice—the Authority causes the defective vehicle label to be defaced or removed from the registrable vehicle.
- (5) A person must not deface or remove a defective vehicle label unless authorised to do so by the Authority.
Maximum penalty: 20 penalty units.
- (6) On the vehicle defect notice being cleared, the Authority must make a record in the Register to the effect that the notice has been cleared.
- (7) A person who issues a vehicle defect notice may withdraw that notice at any time and must cause:
 - (a) notice of the withdrawal to be sent to the person to whom the notice was issued, and
 - (b) a record to be made in the Register to the effect that the vehicle defect notice has been withdrawn.

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Division 6 Accreditation schemes

72 Application for accreditation

- (1) A registered operator of a heavy vehicle may apply to the Authority to be accredited under a Maintenance Management Accreditation Scheme.
- (2) A registered operator of a hire trailer that is a heavy vehicle may apply to the Authority to be accredited under the Hire Trailer Maintenance Management Accreditation Scheme established by the Authority.
- (3) An application for accreditation must be in a form approved by the Authority and be accompanied by the applicable scheduled fee.

73 Accreditation under scheme

- (1) The Authority may accredit a registered operator under an accreditation scheme in relation to one or more nominated vehicles, if the Authority is satisfied that:
 - (a) the operator is of suitable character and is competent to carry out the operator's responsibilities under the scheme, and
 - (b) the nominated vehicles comply with the requirements of the scheme.
- (2) An accreditation may be issued conditionally or unconditionally, as the Authority considers appropriate, in relation to the scheme.
- (3) The Authority may refuse to accredit a registered operator if the Authority is not satisfied that the registered operator, or the relevant nominated vehicles, meet the requirements of the scheme.
- (4) An accreditation has a duration of either 2 or 3 years, as may be specified in the instrument of accreditation.

74 Accreditation label

- (1) If the Authority accredits a registered operator under an accreditation scheme, every nominated vehicle under that accreditation must be affixed with an accreditation label in the form and manner specified by the Authority.
- (2) If a registered operator's accreditation under the scheme is suspended or cancelled, the registered operator must:
 - (a) remove the accreditation labels from each nominated vehicle, and

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- (b) return the labels, the accreditation certificate and any other material issued to the registered operator in connection with the Scheme to the Authority,

as soon as practicable after the suspension or cancellation takes effect.

Maximum penalty (subclause (2)): 20 penalty units.

75 Variation, suspension and cancellation of accreditation

- (1) Subject to this clause, the Authority may vary, suspend or cancel a registered operator's accreditation under an accreditation scheme, if:
- (a) the Authority is, for any reason, of the opinion that the registered operator is not a fit and proper person to continue to be accredited, or
 - (b) the registered operator has failed to comply with a condition of the accreditation, or
 - (c) a nominated vehicle of the registered operator does not comply with any requirement of the scheme, or
 - (d) a review of the registered operator's activities reveals non-compliance with any requirement of the scheme, or
 - (e) the registered operator notifies the Authority that the registered operator wishes his or her accreditation under the scheme to be cancelled.
- (2) Before varying, suspending or cancelling a registered operator's accreditation under an accreditation scheme on a ground referred to in subclause (1) (a)–(d), the Authority must give the registered operator notice in writing that advises the registered operator of:
- (a) the proposed decision and the reasons for it, and
 - (b) the registered operator's right to a review of the decision by one or more officers of the Authority appointed for the purpose (*an internal review*), and
 - (c) the registered operator's right, after an internal review is finalised, to appeal against the decision to a court or to seek a review by a tribunal, as the case may be, and
- Note.** Clause 28 (1) (a) of the *Road Transport (General) Regulation 2005* provides for appeals to a Local Court in relation to a decision of the Authority to vary, suspend or cancel a registered operator's accreditation under an accreditation scheme.
- (d) if the proposed decision relates to a ground referred to in subclause (1) (b), (c) or (d)—the action to be taken by the registered operator to avoid the variation, suspension or cancellation and the date by which such action must be taken, and
 - (e) the date that the proposed decision will take effect.

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- (3) A variation, suspension or cancellation takes effect:
- (a) in the case of a variation, suspension or cancellation on a ground referred to in subclause (1) (a)–(d)—on the date specified under subclause (2) (e) unless the registered operator takes the action specified in subclause (2) (d) by the date specified under that paragraph, and
 - (b) in the case of a cancellation on the ground referred to in subclause (1) (e)—on the date specified in the notice from the Authority notifying the registered operator that the registered operator's accreditation has been cancelled.
- (4) However:
- (a) an application for an internal review of a decision to vary, suspend or cancel an accreditation that is duly lodged in accordance with this Division operates as a stay of the decision pending the determination of the review, and
 - (b) a notice of appeal against, or an application for review by a tribunal of, a decision to cancel an accreditation that is duly lodged in accordance with regulations made under the *Road Transport (General) Act 2005* operates as a stay of the decision pending the determination of the appeal or review.

76 Internal review of variation, suspension or cancellation of accreditation

- (1) Any registered operator aggrieved by a decision of the Authority to vary, suspend or cancel the registered operator's accreditation under an accreditation scheme may apply for an internal review of the decision under this clause (*internal review*).
- (2) An application for an internal review is:
 - (a) to be in writing in the form approved by the Authority, and
 - (b) to specify an address in Australia to which a notice under subclause (7) may be sent, and
 - (c) to be lodged with the Authority within 28 days after the registered operator was given the notice in accordance with this Division of the decision to vary, suspend or cancel the operator's accreditation, and
 - (d) to comply with such other requirements as may be set out in the approved form in respect of the making of applications for internal reviews.
- (3) An application for an internal review is to be dealt with by an officer or a panel of two or more officers of the Authority (other than the officer who made the original decision) who are directed to do so by the Authority (the *internal review officer or panel*).

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- (4) In reviewing a decision, the internal review officer or panel is to consider any relevant material submitted by the registered operator.
- (5) Following the internal review of the decision, the internal review officer or panel may:
 - (a) confirm the decision, or
 - (b) vary the decision, or
 - (c) set aside the decision and make an alternative decision.
- (6) In exercising a function under this clause, an internal review officer or panel is taken to have the functions of the officer who made the decision being reviewed.
- (7) As soon as practicable (and in any event within 28 days) after the completion of an internal review of a decision, the Authority must notify the registered operator in writing of:
 - (a) the outcome of the internal review, and
 - (b) the reasons for the decision in the internal review, and
 - (c) the registered operator's right to appeal against the decision to a court or to seek a review by a tribunal as the case may be.

Note. Clause 28 (1) (a) of the *Road Transport (General) Regulation 2005* provides for appeals to a Local Court in relation to a decision of the Authority to vary, suspend or cancel a registered operator's accreditation under an accreditation scheme.
- (8) If the Authority does not notify the registered operator of the outcome of the review within 28 days after the application for the internal review has been lodged (or such other period as the Authority and registered operator have agreed on), the decision being reviewed is taken to be confirmed.
- (9) An internal review is taken to be finalised if:
 - (a) the registered operator is notified of the outcome of the review under subclause (7), or
 - (b) the decision being reviewed is taken to be confirmed under subclause (8).
- (10) A person is not entitled to a review under this clause of any decision previously reviewed under this clause.

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Clause 77

Charges, fees and refunds

Part 6

Part 6 Charges, fees and refunds

77 Fees

- (1) The *applicable scheduled fee* for a matter referred to in Schedule 3 is the fee specified in that Schedule in respect of that matter.
- (2) The *applicable gazetted fee* for:
 - (a) a service provided by the Authority in connection with the registration, or the late renewal of registration, of registrable vehicles or the issue of an unregistered vehicle permit, or
 - (b) the issue and use of special and other number-plates or for damaged, lost, stolen or destroyed number-plates,
 is the fee fixed for the service, or in relation to the number-plate, by the Authority under section 8 of the Act in accordance with subclause (3).

Note. Section 8 (1) (k) of the Act enables the Authority, in accordance with the regulations, to fix the fees referred to in subclause (2). Section 8 (2) of the Act requires details of any such fees to be published in the Gazette.
- (3) The Authority may fix a fee under section 8 (1) (k) of the Act only if:
 - (a) the fee is fixed with the approval of the Minister, and
 - (b) a fee is not already prescribed by Schedule 3 for the same class of matter.

78 Refunds of fees

- (1) The Authority may make a partial refund of any applicable scheduled fee or applicable gazetted fee paid in respect of a registrable vehicle if:
 - (a) the Authority approves an application for the surrender of the registration of the vehicle, or
 - (b) the Authority cancels the registration of the vehicle and notification of that cancellation has been received by a registered operator.
- (2) For the purposes of subclause (1), a partial refund is to be calculated using the formula:

$$\frac{\text{number of days}}{365} \times \text{fee}$$

where:

number of days is the number of unexpired whole days of the registration period of the vehicle, from the date on which the Authority approves an application for surrender made under clause 40 or cancels the registration of the vehicle concerned.

fee is the amount of the applicable scheduled fee or applicable gazetted fee.

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Part 6 Charges, fees and refunds

- (3) The Authority may refund (in whole or in part) any applicable gazetted fee paid (whether before or after the commencement of this subclause) by an applicant under clause 10 if the Authority is of the opinion that:
 - (a) the applicant was the registered operator of a registrable vehicle that was destroyed or rendered beyond repair as a consequence of damage caused to the vehicle by an occurrence that gave rise to an emergency, and
 - (b) the vehicle to which the application related was a replacement for the damaged vehicle, and
 - (c) in the circumstances of the case it would be appropriate to refund the fee.
- (4) The Authority may deduct from a refund of an applicable scheduled fee or applicable gazetted fee the amount of any unpaid fees incurred in respect of the vehicle.
- (5) If an amount of refund determined in accordance with subclause (2) would comprise an amount that is not a whole number of dollars, the amount of refund is to be adjusted downwards to the next whole number of dollars.
- (6) In this clause:
emergency has the same meaning as it has in clause 10.

79 Registration charges

- (1) The *registration charge* for a vehicle is:
 - (a) in relation to a heavy vehicle—the amount payable as a registration charge under the *Road Transport (Heavy Vehicles Registration Charges) Act 1995*, or
 - (b) in relation to a light vehicle—the amount payable as motor vehicle tax under the *Motor Vehicles Taxation Act 1988*.
- (2) A heavy vehicle must be registered as an individual vehicle or a towing unit in a category under the *Road Transport (Heavy Vehicles Registration Charges) Act 1995*.

80 Exemption for eligible pensioners

- (1) A registrable vehicle that is owned solely by an eligible pensioner or jointly owned by 2 or more eligible pensioners is exempt from an administrative fee only if:
 - (a) it is not used in the course of any trade, business or profession or let out for hire, and
 - (b) it is used solely or principally by the pensioner or pensioners, and

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- (c) it is used substantially for social or domestic purposes or for pleasure, and
 - (d) it is a vehicle or a vehicle of a class or description of vehicles approved for the time being by the Authority.
- (2) Except as provided by subclause (3), an eligible pensioner is entitled to an exemption from administrative fees in respect of one vehicle only.
 - (3) An eligible pensioner is entitled to an exemption from administrative fees in respect of 2 vehicles if the pensioner and another eligible pensioner are the joint registered operators of the vehicles and the pensioners are married to each other or in a de facto relationship with each other, or reside in the same household.
 - (4) In this clause:
 - administrative fee* means an applicable gazetted fee or applicable scheduled fee for the registration or renewal of registration of an eligible pensioner's registrable vehicle.
 - de facto relationship* has the same meaning as in the *Property (Relationships) Act 1984*.

81 Refund of sums paid for special number-plates

- (1) If a fee has been paid under clause 20 for special number-plates and those number-plates are subsequently surrendered or one or both of the number-plates are lost, stolen or destroyed, the Authority may refund an amount calculated in accordance with the formula set out in subclause (2) to a person who:
 - (a) if the number-plates are transferred under clause 24—is the person who makes the application for the number-plates to be transferred under that clause, or
 - (b) if the person to whom the number-plates were issued or transferred has died—makes an application and proves to the satisfaction of the Authority that he or she is reasonably entitled to the refund, or
 - (c) if a notification as to the loss, theft or destruction of the number-plate or number-plates is given in accordance with clause 27—is the person who gives that notification, or
 - (d) if a registered operator of the vehicle applies to the Authority for cancellation of the registration—is the person who makes that application.

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- (2) The amount of refund is calculated in accordance with the formula:

$$R = F \times \frac{M}{T}$$

where:

R is the amount of refund.

F is the amount of the fee that has been paid under clause 20.

M is the number of whole days remaining in the unexpired period of the registration to which the number-plates relate.

T is the total number of whole days of the period of registration to which the number-plates relate.

- (3) If an amount of refund determined in accordance with subclause (2) would comprise an amount which is not a whole number of dollars, the amount of refund is to be adjusted downwards to the next whole number of dollars.

82 Waiver of fee for number-plates

The Authority may waive or postpone (whether wholly or in part) the payment of the applicable gazetted fee or applicable scheduled fee for the issue of any number-plates if the Authority is of the opinion that it is appropriate to do so.

83 Exemption, waiver or refund of accreditation scheme application fee

The Authority may, for such reason as the Authority considers sufficient, exempt a person from the applicable scheduled fee for an application to be accredited under an accreditation scheme, or waive or wholly or partly refund a fee that would be otherwise payable or has been paid in respect of such an application.

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Clause 84

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Part 7 Miscellaneous

Division 1 Offences

84 Use of vehicle offences

- (1) A person must not use, or permit the use of, a registrable vehicle that is conditionally registered in breach of a condition of registration.
Maximum penalty: 20 penalty units.
- (2) A person must not use, or permit the use of, a registrable vehicle in contravention of a defect notice.
Maximum penalty: 20 penalty units.
- (3) A person must not cause or permit another person to use an unregistered registrable vehicle (other than a vehicle that has had its registration suspended) on a road or road related area except as provided by Part 4.
Maximum penalty: 20 penalty units.
- (4) Subclause (3) does not apply in relation to the use of an unregistered registrable vehicle if the person causing or permitting the use of the vehicle does so in contravention of section 22A (2) of the Act.
- (5) A person must not cause or permit another person to use a registrable vehicle that has had its registration suspended on a road or road related area unless that use has been authorised by the Authority.
Maximum penalty: 20 penalty units.
- (6) For the purposes of section 18 (2) (b) of the Act, the use of a registrable vehicle on a road or road related area during any period in which its registration has been suspended by the Authority is permitted if that use has been authorised by the Authority.
- (7) For the purposes of section 27C (b) of the Act, subclauses (3) and (5) are prescribed.

Note. Section 27C of the Act provides for the seizure of number-plates.

85 Number-plate and registration certificate and label offences

- (1) The driver of a registrable vehicle is guilty of an offence if the vehicle is used on a road or in a road related area:
 - (a) with a number-plate affixed that was not issued by the Authority or was not issued for that vehicle, or
 - (b) with the registration label obscured, defaced, or otherwise not legible, or not displayed or affixed in accordance with this Regulation, or

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(c) with a registration label that has expired.

Maximum penalty: 20 penalty units.

- (2) The driver of a registrable vehicle is guilty of an offence if the vehicle is used on a road or in a road related area displaying:
- (a) an altered number-plate or registration label, or
 - (b) the representation of a number-plate or registration label:
 - (i) other than a number-plate or registration label issued in accordance with this Regulation or another law, and
 - (ii) that is likely to be mistaken for a number-plate or registration label displayed in accordance with this Regulation.

Maximum penalty: 20 penalty units.

- (3) The registered operator of a registrable vehicle (other than the driver of the vehicle) used in contravention of subclause (1) or (2) is also guilty of an offence if it is proved that the operator caused, permitted, allowed or failed to take reasonable precautions to prevent the contravention.

Maximum penalty: 20 penalty units.

- (4) This clause does not apply to the use of trader's plates.

86 Notification offences

- (1) A person must provide notification to the Authority as required by this Regulation.

Maximum penalty: 20 penalty units.

- (2) Subclause (1) does not apply to a notification requirement under a provision of this Regulation for the contravention of which a maximum penalty is prescribed by the provision.

- (3) A person must not provide false or misleading information to the Authority about the location of the garage address of a registrable vehicle.

Maximum penalty: 20 penalty units.

Division 2 Disposal of forfeited vehicles

87 How forfeited vehicles may be disposed of under section 27 of the Act

- (1) For the purposes of section 27 (6) of the Act, a forfeited vehicle may be disposed of by public auction or public tender.
- (2) For the purposes of section 27 (6) of the Act, the vehicle may be disposed of otherwise than by sale if the Authority is satisfied on

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reasonable grounds that the vehicle has no monetary value or that the proceeds of sale would be unlikely to exceed the costs of sale.

- (3) If a forfeited vehicle offered for sale is not sold, the Authority may dispose of the forfeited vehicle otherwise than by sale.

88 Proceeds of sales of vehicles seized under section 27 of the Act

- (1) For the purposes of section 27 (7) of the Act, if a forfeited vehicle is sold in accordance with this Division, the Authority holds the net proceeds of sale (if any) of the vehicle for the person who was the owner of the vehicle immediately before its sale.
- (2) An application for payment of the net proceeds of sale may be made to the Authority at any time within 12 months after the forfeited vehicle was sold.
- (3) The Authority must pay the net proceeds of sale to the applicant if satisfied that the applicant is entitled to the proceeds.
- (4) If no application is made within that 12 month period, the Authority may transfer the net proceeds of sale to such of its funds as it considers appropriate. The money then becomes the property of the Authority.
- (5) In this clause:
net proceeds of sale means the proceeds (if any) of a sale of a forfeited vehicle remaining after deduction of:
- (a) the expenses of sale, and
 - (b) the fees, charges, taxes and fine, that the Authority could have allowed under section 27 (5) of the Act for the waiver of the forfeiture.

Division 3 Other provisions

89 More than one person recorded as registered operator of light vehicle

- (1) Subject to this Regulation, if more than one person is recorded as a registered operator of a light vehicle:
- (a) any right, liability or obligation conferred or imposed on a registered operator of the registrable vehicle by the relevant legislation is taken to be conferred or imposed on each person recorded, and
 - (b) each person recorded is taken to have complied with any obligation imposed by the relevant legislation if any one of the persons recorded has (whether personally or through an agent) complied with the obligation, and

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(c) the Authority is taken to have complied with any obligation to give notice to the registered operator of the vehicle that is imposed by the relevant legislation if it notifies any one or more of the persons recorded.

(2) In this clause, *relevant legislation* has the same meaning as it has in section 23A of the Act.

90 Application of Road Transport (Mass, Loading and Access) Regulation 2005

(1) A vehicle is exempted from a dimension limit or any other requirement of this Regulation if the person or vehicle is exempted from that limit or requirement by or under a provision of the *Road Transport (Mass, Loading and Access) Regulation 2005* or a provision of a regulation that replaces that regulation.

(2) A breach of this Regulation is to be disregarded in any prosecution if it is to be disregarded under the *Road Transport (Mass, Loading and Access) Regulation 2005* or under a regulation that replaces that regulation.

(3) In this clause:
dimension limit means a provision of this Regulation that limits or otherwise regulates the dimensions of any registrable vehicle (or any load or projection of the vehicle).

91 Special provisions relating to boat trailers

(1) Any trailer constructed or that is being used for the conveyance of a boat is taken to comply with an affixing provision if the affixed item is securely affixed to a removable panel or panels constructed of wood, metal or other suitable material and the panel or panels are:

(a) while a boat is being carried on the trailer—securely affixed to the boat in such a manner that the affixed item is in a position and is facing in a direction which would comply with the provisions of this Regulation if the boat comprised part of the trailer, and

(b) while a boat is not being carried on the trailer—securely affixed to the trailer in such a manner that the affixed item is in a position and is facing in a direction which complies with the provisions of this Regulation.

(2) In this clause:
affixed item, in relation to an affixing provision, means any number-plate, fitting for the number-plate, trader's plate, registration label, holder for a registration label, light, reflector or flashing light turn signal to which the affixing provision applies.

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affixing provision means any provision of this Regulation relating to:

- (a) the affixing of and any fitting for a number-plate or trader's plate or a registration label or a holder for such a label, or
- (b) the affixing of and any fitting for any light, reflector or flashing light turn signal required or permitted by this Regulation to be fitted to the trailer.

92 Delegation of Authority's powers

For the purposes of section 12 of the Act, the following persons to whom the Authority may delegate all or any of its powers under the Act or this Regulation are prescribed:

- (a) a statutory corporation,
- (b) the holder of a statutory office,
- (c) an officer or employee of a statutory corporation or a member of staff of the Government Service,
- (d) a police officer,
- (e) a local council,
- (f) any other person who, in the opinion of the Authority, has appropriate qualifications for the exercise of the power delegated.

93 Repeal of Road Transport (Vehicle Registration) Regulation 1998

The *Road Transport (Vehicle Registration) Regulation 1998* is repealed.

94 Savings and transitional provisions

- (1) Any act, matter or thing that had effect under the repealed Regulation immediately before its repeal is taken to have effect under this Regulation.

Note. The *Road Transport (Vehicle Registration) Regulation 1998* contained a Schedule of savings and transitional provisions. The transitional provisions are now spent, but certain savings provisions (such as those referred to in subclause (2)) are of continuing effect.

- (2) In particular, and without limiting subclause (1):
 - (a) an authority held, or taken to be held, as an examiner's authority under clause 63 of the repealed Regulation immediately before its repeal, and
 - (b) an authority held, or taken to be held, as a proprietor's authority under clause 64 of the repealed Regulation immediately before its repeal, and

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- (c) a rule in force, or taken to be in force, under clause 65 of the repealed Regulation immediately before its repeal, are taken to be examiners' authorities, proprietors' authorities and rules held or in force under clauses 58, 59 and 60, respectively, of this Regulation.
- (3) The form prescribed by Schedule 3 to the repealed Regulation, as in force immediately before the repeal of that Regulation, is taken to be a form approved for the purposes of clause 47 of this Regulation until such time as the Authority approves a different form for the purposes of that clause.
- (4) In this clause, ***the repealed Regulation*** means the *Road Transport (Vehicle Registration) Regulation 1998*.

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Application of Act and Regulation

Schedule 1

Schedule 1 Application of Act and Regulation

(Clause 4)

Part 1 General

1 Definitions

In this Schedule:

registration provisions means the provisions of this Regulation concerning the registration of registrable vehicles (including the issue and use of number-plates and the use of unregistered vehicles).

2 Suspension of exemptions

The Authority may suspend, either indefinitely or for such period as it thinks fit, the operation of clauses 9 and 11 in relation to any registrable vehicle to which any of those clauses would, but for this clause, apply if, having regard to any of the matters referred to in clause 41 (1) and (2) of this Regulation, the Authority considers such action desirable in the public interest.

3 Application of section 18 (1) of Act to Part 2 vehicles

- (1) The use of an unregistered registrable vehicle on a road or road related area is permitted under this Regulation for so long as the vehicle is a vehicle to which the registration provisions do not apply by reason of any provision of Part 2.
- (2) Without limiting subclause (1), such use of such a vehicle ceases to be permitted under this Regulation if at any time the registration provisions become applicable to the vehicle because the vehicle does not comply with an applicable condition or requirement of Part 2.

Note. Section 18 (1) of the Act makes it an offence for a person to use an unregistered registrable vehicle on a road or on a road related area. A vehicle is unregistered if it is not registered under the Act (see the definition of *registered* in section 4 of the Act). However, section 18 (2) (b) provides that section 18 (1) does not apply to the use of a registrable vehicle on a road or road related area if the use is otherwise permitted by the Act or under the regulations.

Part 2 Vehicles not subject to registration provisions

4 Vehicles on tow trucks

The registration provisions do not apply to a registrable vehicle under tow by a tow truck operating as a tow truck.

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Schedule 1 Application of Act and Regulation

5 Vehicles used for work on farms

- (1) The registration provisions do not apply to:
- (a) an agricultural implement towed by another vehicle, or
 - (b) a trailer towed by an agricultural machine operating as an agricultural machine.

- (2) In this clause:

agricultural implement means a vehicle without its own automotive power, built to perform agricultural tasks.

agricultural machine means a machine with its own automotive power, built to perform agricultural tasks.

Note. Examples of agricultural implements are irrigating equipment, augers, conveyors, harvester fronts, harvest bins and machinery fully carried on the three-point linkage of a tractor.

Examples of agricultural machinery are tractors and harvesters.

6 Vehicles using roads or road related areas to a limited extent in context of primary production

The registration provisions do not apply to any registrable vehicle being driven across any road or road related area when travelling to or from land that is being used solely or mainly for the purpose of primary production.

7 Certain trailers used for roadmaking and other public works

- (1) The registration provisions do not apply to any trailer that is hauled by a motor vehicle that is registered and is used solely:
- (a) for the purposes of road construction, maintenance (including cleansing, sweeping, watering or any similar process) or repair, or
 - (b) on a public park or on land dedicated or reserved from sale by the Crown for public health, recreation, enjoyment or other public purposes of a like nature, or on land owned by or leased to or vested in a local council or the Crown, for rolling tennis courts, cricket wickets, lawns or pathways or improving the surface of the ground or for similar work, and not let out on hire,
- and which is used on any road or road related area solely while at, or proceeding to or returning from, the place where the road construction, maintenance or repair or other work is performed.
- (2) Subclause (1) does not apply to a trailer that is:
- (a) a vehicle constructed, or used, primarily for the conveyance of any goods or materials, or
 - (b) a caravan being used for tours for recreation purposes.

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Application of Act and Regulation

Schedule 1

8 Golf and green keeping vehicles

- (1) The registration provisions do not apply to any golf vehicle or green keeping vehicle being driven directly across a road or road related area that intersects with or traverses a golf course if the vehicle:
- (a) is being used in the course of, or as an incident to, a game of golf or to observe any such game, or
 - (b) is proceeding to or from the golf course to be used for or in connection with the rolling or maintenance or surface improvement of any part of the golf course, or
 - (c) is proceeding to or from a car park or storage building that is separated from the golf course by the road or road related area.
- (2) In this clause:
- golf course*** means an area of land (which includes tees, fairways, greens, rough, pathways, bunkers and bridges) designed and used for the playing of golf.
- golf vehicle*** means:
- (a) a motorised buggy or cart that is designed and used to carry any golfer, spectator or golfing equipment on a golf course, or
 - (b) a motor bike having an engine capacity not exceeding 50 millilitres that is used to carry a golfer, spectator or golf equipment on a golf course, or
 - (c) any trailer that is being drawn by any such vehicle.
- green keeping vehicle*** means any vehicle used solely or principally for or in connection with the rolling or maintenance or surface improvement of any part of a golf course.

9 Vehicles temporarily in New South Wales

- (1) The registration provisions do not apply to a registrable vehicle that meets the requirements of subclause (2) and that:
- (a) is temporarily in New South Wales, and
 - (b) is:
 - (i) registered in another State or a Territory or in a foreign country, or
 - (ii) if unregistered—permitted to be used in accordance with an interstate permit law or interstate trader's plate law.
- (2) The requirements to be met by a registrable vehicle referred to in subclause (1) are:

Road Transport (Vehicle Registration) Regulation 2007

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- (a) that the vehicle carry, conspicuously displayed in the required manner and condition, all number-plates and labels that it is at that time required to carry:
- (i) in the case of a vehicle registered outside this jurisdiction—in the other State, Territory or country in which it is registered, or
 - (ii) in the case of an unregistered vehicle permitted to be used in another State or a Territory—in that State or Territory, under a law of that State, Territory or country, as the case may be, and
- (b) in the case of a vehicle described in subclause (1) (b) (ii)—that the vehicle is used in accordance with any conditions of any permit or other authority that apply in the State or Territory, so far as they are capable of being applied to the use of the vehicle outside that State or Territory.
- (3) The registration provisions will apply to a registrable vehicle referred to in subclause (1) if at any time the vehicle does not comply with, or ceases to comply with, one or more of the requirements of subclause (2).
Note. For example, the registration provisions will apply to a registrable vehicle referred to in subclause (1) if the vehicle ceases to carry conspicuously displayed in the required manner and condition all number-plates and labels that it is at that time required to carry in the jurisdiction where the vehicle is registered.
- (4) In this clause:
- interstate permit law*** means a law of another State or Territory that substantially corresponds to the provisions of this Regulation concerning unregistered vehicle permits.
- interstate trader's plate law*** means a law of another State or a Territory that substantially corresponds to the provisions of this Regulation concerning trader's plates.

10 Vehicles registered under the Interstate Road Transport Act 1985 (Cth)

The registration provisions do not apply to any registrable vehicle registered under the *Interstate Road Transport Act 1985* of the Commonwealth that has affixed to it a plate or compliance plate as required by the regulations made under section 13 (1) (a) of that Act:

- (a) while the vehicle is engaged in the ***carriage of passengers or goods between prescribed places*** within the meaning of that Act, or
- (b) while the vehicle is being driven or left standing for any purpose that is incidental to that carriage.

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11 Trailers towed by motor vehicles registered in Victoria

The registration provisions do not apply to any trailer (other than a trailer used to carry a boat) that:

- (a) is being towed by a motor vehicle that is registered in Victoria, and
- (b) is exempt from registration in Victoria, and
- (c) is not used in the course of trade, and
- (d) weighs less than 200 kilograms unladen, and
- (e) has a manufactured width that does not exceed the width of the vehicle towing the trailer, and
- (f) is of a length (including the draw bar and any load) that does not exceed 3 metres, and
- (g) if it obscures the number-plate of that motor vehicle—displays (whether by painting or otherwise) on its rear the registration number of the vehicle so that the number is clearly distinguishable at a distance of 20 metres from the rear.

12 Vehicles used to fight rural fires

The registration provisions do not apply to any registrable vehicle that is used on a road or road related area if the vehicle:

- (a) is attached to a rural fire brigade formed under the *Rural Fires Act 1997* and has painted on it, or securely affixed to it, a sign clearly identifying the rural fire brigade to which it is attached, and
- (b) is used to convey persons or equipment to or from the work of preventing, mitigating or suppressing fires in rural fire districts (including clearing fire breaks or removing inflammable material), and
- (c) is travelling on the road or road related area for the purpose referred to in paragraph (b) or any of the following purposes:
 - (i) to attend a fire, incident or other emergency in accordance with the *Rural Fires Act 1997*,
 - (ii) to assist other emergency services organisations (within the meaning of the *State Emergency and Rescue Management Act 1989*) at incidents and at emergencies under the control of those organisations,
 - (iii) to convey persons or equipment for the purpose of training those persons in relation to any of the purposes referred to in this paragraph,

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- (iv) for a purpose necessary or incidental to the service or repair of the vehicle,
 - (v) to perform such other functions of the NSW Rural Fire Service as the Commissioner of the NSW Rural Fire Service or a fire control officer within the meaning of the *Rural Fires Act 1997* may approve for the purposes of the exemption.

13 Police vehicles

The registration provisions do not apply to any registrable vehicle that is being used in connection with police work and to which is affixed a number-plate issued by the Authority for the purpose of being substituted for the number-plate that would otherwise be required to be affixed to the vehicle by this Regulation.

14 Lawn mowers

The registration provisions do not apply to any registrable vehicle, weighing not more than 250 kilograms when unladen, that is constructed or used solely for cutting grass or for purposes incidental to cutting grass.

15 Pedal cycles

The registration provisions do not apply to any registrable vehicle comprising a pedal cycle to which is attached one or more auxiliary propulsion motors having a combined maximum power output not exceeding 200 watts.

16 Vehicles used by certain disabled persons

The registration provisions do not apply to any registrable vehicle that:

- (a) is specially constructed to be used, and while on a road or road related area is used, solely for the conveyance of a person with a disability that substantially impairs the person's mobility, and
- (b) is not capable of travelling at more than 10 kilometres per hour.

17 Vehicles being driven to registration and associated places

- (1) The registration provisions do not apply to any registrable vehicle while it is being driven for the purpose of obtaining registration of the vehicle by the most direct or convenient route:
 - (a) to the nearest convenient motor registry, or
 - (b) to the nearest convenient vehicle inspection station or authorised inspection station to determine whether the registrable vehicle complies with the applicable vehicle standards for that vehicle, or

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- (c) in the course of inspection or testing of the motor vehicle for the purpose of making the determination referred to in paragraph (b), or
 - (d) to the nearest practicable weighbridge to determine the weight of the motor vehicle, or
 - (e) from a motor registry or from a vehicle inspection station or authorised inspection station where registration of the vehicle has been refused for any purpose to the nearest convenient place at which necessary repairs and adjustments to the vehicle may be effected or at which the vehicle may be garaged (except where the condition of the vehicle is such that a direction has been issued that the vehicle must not be driven on a road or road related area before necessary repairs are effected), or
 - (f) to the nearest convenient office of a licensed insurer within the meaning of the *Motor Accidents Compensation Act 1999* for the purpose of obtaining third party insurance for the vehicle in accordance with that Act, or
 - (g) to the nearest convenient location for any other purpose directly associated with the registration process.
- (2) Despite subclause (1), but subject to subclause (3), the registration provisions apply to a heavy vehicle that is being driven from any registration or inspection location if the inspection of the vehicle at the location resulted in a determination that the vehicle does not comply with the applicable vehicle standards for that vehicle.
 - (3) The registration provisions do not apply to a registrable vehicle that:
 - (a) is being driven for the purpose of obtaining an unregistered vehicle permit, and
 - (b) is proceeding by the most direct or convenient route to the nearest place at which a permit can be obtained under this Regulation, until it reaches that place.
 - (4) In this clause, *direct or convenient route* includes the route to the nearest place at which the registrable vehicle can be weighed or inspected for the purpose of obtaining registration.

18 Vehicles that are being inspected

The registration provisions do not apply to any registrable vehicle the registration of which has expired but to which the number-plates are still affixed while the vehicle is being driven by an authorised examiner to determine whether the vehicle complies with the applicable vehicle standards for the vehicle.

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Part 3 Vehicles to which Act does not apply**19 Light rail vehicles**

The Act does not apply to any light rail vehicle.

20 Self-propelled elevating work platforms

(1) The Act does not apply to a self-propelled elevating work platform.

(2) In this clause:

self-propelled elevating work platform means a self-propelled vehicle used for construction, maintenance or warehouse operations that:

- (a) is designed mainly for use otherwise than on a road or road related area, and
- (b) is not capable of travelling at a speed in excess of 10 kilometres per hour, and
- (c) is being used only for the purpose for which it is manufactured, and
- (d) is not being used for transport on a road or road related area other than for the purposes of loading the vehicle onto another vehicle or unloading it from another vehicle or repositioning it at a work site.

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(Clause 51)

Part 1 Introductory

Division 1 Object of vehicle standards

1 Object of vehicle standards

- (1) The object of this Schedule is to set standards about the construction and performance of motor vehicles, trailers and combinations that are uniform throughout Australia.
- (2) The standards set by this Schedule are intended:
 - (a) to promote, throughout the life of motor vehicles, trailers and combinations, their safe use and efficiency and protection of the environment, and
 - (b) to reduce the cost of transport administration.

Division 2 General

2 Application of Schedule

- (1) Subject to this clause and except where the context of this Schedule otherwise indicates or requires, every registrable vehicle that is, or is to be, driven on a road or road related area:
 - (a) must be provided with the items of equipment appropriate for the vehicle set out in, and conforming with the provisions of, this Schedule, and
 - (b) must be so constructed and equipped that it will comply with all other provisions appropriate to the vehicle that are specified in this Schedule.
- (2) The provisions of this Schedule (other than this clause) do not apply to any plant that is not constructed on a chassis normally used in the construction of a motor lorry.
- (3) However, any such plant must comply with any vehicle standards or technical specifications approved by the Authority in relation to the plant.
- (4) In this clause:

plant means a motor vehicle that wholly comprises:

 - (a) a machine or implement that is not capable of carrying any load other than tools and accessories usually carried, or

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- (b) a crane or a fork lift truck.

3 Non-application of Schedule—exemption under other laws

- (1) A provision of this Schedule does not apply to a vehicle or combination if the vehicle or combination is exempt from:
- (a) the provision under another law of this jurisdiction, or
 - (b) the corresponding provision of the law of another jurisdiction.
- (2) However, the vehicle or combination is exempt only if all conditions of the exemption (if any) are being complied with.

Note. Clause 12 (1) (b) of the *Road Transport (Mass, Loading and Access) Regulation 2005* permits the Authority, by way of a Class 1 notice published in the Gazette, to exempt Class 1 vehicles from a dimension limit in this Regulation.

4 Non-application of Schedule—Motor Vehicle Standards Act approvals

A provision of Parts 2 to 10 does not apply to a vehicle if:

- (a) the vehicle does not comply with a requirement of an ADR applying to that vehicle, and
- (b) the provision of this Schedule corresponds to the requirement of the ADR, and
- (c) despite the non-compliance, approval has been given, under subsection 10A (2) or (3) of the *Motor Vehicle Standards Act 1989* of the Commonwealth, to place identification plates on vehicles of that type, and
- (d) the vehicle complies with the approval conditions (if any).

Note. Section 10A (2) of the *Motor Vehicle Standards Act 1989* of the Commonwealth deals with vehicles that do not comply with an ADR, but the non-compliance is only in minor and inconsequential respects.

Section 10A (3) of that Act deals with vehicles that do not comply with an ADR and the non-compliance is not minor and inconsequential, but the Minister responsible for that Act is satisfied that vehicles of that type comply with the national standards to an extent that makes them suitable for supply to the market.

5 Interpretation

- (1) A diagram in this Schedule is part of this Schedule. A diagram of something (except the diagram in clause 173 (3)) is an illustrative example of the thing in black and white, but does not represent its dimensions or the dimension of any part of it.
- Note.** The diagram in clause 173 provides the dimensions required for a 75 millimetre kingpin used in a B-double or road train.
- (2) An example (whether or not in the form of a diagram) in this Schedule is part of this Schedule.

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- (3) If a clause in this Schedule includes an example of the operation of that clause:
- (a) the example is not exhaustive, and
 - (b) the example does not limit, and may extend, the meaning of the clause, and
 - (c) the example and the clause are to be read in the context of each other and of the other clauses of this Schedule, but, if the example and the clause as so read are inconsistent, the clause prevails.

6 References to registration before the commencement of Act

A reference in this Schedule to the registration of a vehicle on a date occurring before the commencement of the Act is taken to be a reference to its registration under the *Traffic Act 1909* before that date.

7 Date of manufacture of vehicle

If, in respect of a registrable vehicle imported into Australia, an application is or was made in New South Wales:

- (a) on or after 1 January 1984, for registration of the vehicle as a public passenger vehicle, or
- (b) on or after 1 July 1987, for registration of the vehicle as a motor lorry having a GVM exceeding 12 tonnes,

the date of manufacture of the vehicle is, for the purposes of this Schedule, taken to be the date of entry of the vehicle into Australia.

8 Optional items

If in a provision of this Schedule, a second edition ADR or a third edition ADR it is provided or indicated that any item of equipment is optional and the item is used on a registrable vehicle to which the provision is applicable, the item must conform with the requirements of that provision.

9 Special requirements for vehicles used by disabled persons

The Authority may require that any registrable vehicle be specially constructed, equipped or adapted in a manner not provided for in this Schedule if:

- (a) it is to be used by a person who is suffering from a physical disability, or
- (b) it is to be used in such other circumstances as may be necessary in the interests of public safety.

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10 Authority may exempt vehicle from requirement of Schedule

- (1) The Authority may exempt any particular vehicle or class of vehicle from any requirement of this Schedule.
- (2) An exemption may be granted subject to conditions.
- (3) The Authority may amend or revoke an exemption or a condition made or imposed in accordance with this clause.

Division 3 Australian Design Rules and other standards**11 Compliance with second edition ADRs**

- (1) If a second edition ADR recommends that the ADR should apply to the design and construction of a vehicle, the vehicle must comply with the ADR.
- (2) If a second edition ADR contains a requirement for a type of equipment fitted to a vehicle built on or after a stated time, any equipment of the same type fitted to the vehicle after it is built must comply with:
 - (a) the requirement as in force when the vehicle was built, or
 - (b) if the requirement is amended after the vehicle is built and before the equipment is fitted—the requirement as in force:
 - (i) when the vehicle was built, or
 - (ii) when the equipment was fitted, or
 - (iii) at any time between when the vehicle was built and the equipment was fitted.
- (3) However, a vehicle, or equipment fitted to a vehicle, need not comply with a recommendation or requirement of a second edition ADR if:
 - (a) the recommendation or requirement is replaced by, or is inconsistent with, a requirement of a third edition ADR applying to the vehicle or equipment, and
 - (b) the vehicle or equipment complies with the requirement of the third edition ADR.
- (4) If a second edition ADR allows a vehicle built on or after a stated time to be fitted with equipment, a vehicle built before that time may also be fitted with the equipment.

12 Compliance with third edition ADRs

- (1) If a third edition ADR applies to the design and construction of a vehicle, the vehicle must comply with the ADR.

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- (2) If a third edition ADR contains a requirement for a type of equipment fitted to a vehicle built on or after a stated time, any equipment of the same type fitted to the vehicle after it is built must comply with:
- (a) the requirement as in force when the vehicle was built, or
 - (b) if the requirement is amended after the vehicle is built and before the equipment is fitted—the requirement as in force:
 - (i) when the vehicle was built, or
 - (ii) when the equipment was fitted, or
 - (iii) at any time between when the vehicle was built and the equipment was fitted.
- (3) However, a vehicle, or equipment fitted to a vehicle, need not comply with a requirement of a third edition ADR if:
- (a) the requirement is replaced by, or is inconsistent with, a requirement of a later version of the ADR applying to the vehicle or equipment, and
 - (b) the vehicle or equipment complies with the requirement of the later version.
- (4) If a third edition ADR allows a vehicle built on or after a stated time to be fitted with equipment, a vehicle built before that time may also be fitted with the equipment.

13 Exception to compliance with ADRs—vehicles that are not road vehicles

A vehicle need not comply with an ADR applied by clause 11 (1) or 12 (1) if a determination or declaration under section 5B of the *Motor Vehicle Standards Act 1989* of the Commonwealth provides that the vehicle is not a road vehicle for the purposes of that Act.

14 Exception to compliance with ADRs—Motor Vehicle Standards Act

- (1) A vehicle need not comply with an ADR applied by clause 11 (1) or 12 (1) if:
- (a) despite non-compliance with the ADR, approval has been given, under subsection 10A (2) or (3) of the *Motor Vehicle Standards Act 1989* of the Commonwealth, to place identification plates on vehicles of that type, and
 - (b) the vehicle complies with the approval conditions (if any).
- Note.** See note to clause 4.
- (2) A vehicle need not comply with an ADR applied by clause 11 (1) or 12 (1) if:

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- (a) the vehicle may be supplied to the market under section 14A (1) of the *Motor Vehicle Standards Act 1989* of the Commonwealth, and
 - (b) for a vehicle for which an approval has been given under that subsection—the vehicle complies with the approval conditions (if any).
- (3) A vehicle need not comply with an ADR applied by clause 11 (1) or 12 (1) if:
- (a) the vehicle may be used in transport in Australia under section 15 (2) of the *Motor Vehicle Standards Act 1989* of the Commonwealth, and
 - (b) for a vehicle for which an approval has been given under that subsection—the vehicle complies with the approval conditions (if any).

15 Partial exception to compliance with ADRs—personally imported vehicles

- (1) A personally imported vehicle must be fitted with:
- (a) seatbelts that are as effective as seatbelts that meet an Australian Standard or British Standard for seatbelts as in force on 29 June 1998, and
 - (b) seatbelt anchorages that meet the number and location requirements of second or third edition ADR 5, and
 - (c) child restraint anchorages that meet the number, location, accessibility, thread size and form requirements of second edition ADR 34 or third edition ADR 5 or 34, and
 - (d) head restraints that meet the number, location and size requirements of second or third edition ADR 22.
- (2) However, a personally imported vehicle need only meet the requirements of an ADR mentioned in subclause (1) if the ADR recommends that it should apply, or applies, to a vehicle of the same type.
- (3) A personally imported vehicle need not otherwise comply with an ADR applied by clause 11 (1) or 12 (1).

16 Alteration of specifications

- (1) A car or motor car derivative must not be altered from its specifications, as originally manufactured, so that it no longer complies with the requirements of a second edition ADR or third edition ADR applicable to that vehicle or altered in any of the following respects:

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- (a) by fitting a wheel rim that does not conform to the relevant dimensional standards for wheel rims set down in the Tyre and Rim Standards Manual issued by the Tyre and Rim Association of Australia,
 - (b) by widening the wheel track of the front or rear wheels by more than 25 millimetres beyond the maximum specified by the axle or vehicle manufacturer,
 - (c) by fitting a wheel nut that does not engage the thread of the wheel stud for at least the same length as the wheel nut provided by the vehicle manufacturer or by fitting a wheel nut that does not match the taper on the wheel stud hole,
 - (d) by fitting a tyre other than that appropriate to the wheel rim as specified in the Tyre and Rim Standards Manual issued by the Tyre and Rim Association of Australia or in any applicable second edition ADR or third edition ADR,
 - (e) so that any part of it other than a tyre or wheel rim will contact a road surface in the case of the complete deflation of a tyre,
 - (f) by welding or heating an axle, stub axle, steering arm or steering knuckle support.
- (2) A vehicle, other than a car or motor car derivative, must not be altered from its specifications, as originally manufactured, so that it no longer complies with the requirements of a second edition ADR or a third edition ADR applicable to that vehicle.
 - (3) If a vehicle is altered from its specifications, as originally manufactured, the Authority may require the owner to supply such information about the alterations as the Authority considers necessary.
 - (4) Despite subclauses (1) and (2), a vehicle may be altered from its specifications as originally manufactured if the alteration only gives effect to any subsequent second edition ADR or third edition ADR applicable to a vehicle of that category.

17 Compliance with third edition ADR as alternative to compliance with Schedule

Nothing in Parts 2 to 12 prevents a registrable vehicle from being constructed and equipped so as to comply with any relevant requirement of a provision of a third edition ADR as an alternative to being constructed and equipped to comply with any relevant requirements of a corresponding provision of Parts 2 to 12.

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18 What is an adopted standard

An *adopted standard* is a standard, except a national standard, that is applied, adopted or incorporated by this Schedule.

Example Clause 67 (7) adopts Australian/New Zealand Standard AS/NZS 1906.1:2007 *Retroreflective materials and devices for road traffic control purposes—Retroreflective sheeting*.

19 Exception to compliance with adopted standards

A vehicle need not comply with an adopted standard if:

- (a) the standard is replaced by, or is inconsistent with, a later version of the standard, and
- (b) the vehicle complies with the later version of the standard.

20 References to adopted standards and national standards

- (1) Unless the contrary intention appears, a reference in a clause or subclause to an adopted standard is a reference to the standard as in force when the clause or subclause commenced.
- (2) Unless the contrary intention appears, a reference in this Schedule to a national standard is a reference to the standard as in force from time to time.

Part 2 General safety requirements**Division 1 All vehicles****21 General requirement to keep vehicles in good order**

In addition to complying with the requirements of this Schedule, the weight of any registrable vehicle and everything in its construction, form, equipment, working and general condition must be such that:

- (a) it will not contravene any provision of any Act or other law, and
- (b) it will not cause danger or unreasonable annoyance to any person.

22 Steering

- (1) A motor vehicle with a GVM over 4.5 tonnes must have a right-hand drive.
- (2) A motor vehicle with a GVM not over 4.5 tonnes must have a right-hand drive if the vehicle:
 - (a) is less than 30 years old, and
 - (b) is required under a law of this jurisdiction to have a right-hand drive.

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- (3) A motor vehicle has a right-hand drive if the centre of at least 1 steering control of the vehicle is to the right of, or in line with, the centre of the vehicle.
 - (4) A component of the steering system of a motor vehicle that is essential for effective steering of the vehicle must be built to transmit energy by mechanical means only.
 - (5) Failure of a non-mechanical component of the steering system must not prevent effective steering of the vehicle.
 - (6) This clause does not apply to a vehicle if the vehicle is built or used mainly for a purpose other than the transport of goods or people by road.

23 Turning ability

- (1) A motor vehicle must be able to turn in a circle not over 25 metres in diameter, measured by the outer edge of the tyre track at ground level.
- (2) The vehicle must be able to comply with subclause (1) whether it turns to the left or to the right.

24 Ability to travel backwards and forwards

A motor vehicle with an unloaded mass over 450 kilograms must be able to be driven both backwards and forwards when the driver is in the normal driving position.

25 Protrusions

- (1) An object fitted to a vehicle must be designed, built and fitted to the vehicle in a way that minimises the likelihood of injury to a person making contact with the vehicle.
- (2) However, subclause (1) does not apply to an object fitted to a vehicle if:
 - (a) the vehicle was designed before 1965 and the object was part of the design of the vehicle, or
 - (b) the object was fitted to the vehicle before 1965 in accordance with the law of the place where the object was fitted.
- (3) A vehicle frontal protection system that is fitted on a motor vehicle that:
 - (a) has a GVM not over 3.5 tonnes, and
 - (b) is manufactured on or after 1 January 2003,must comply with AS 4876.1–2002 *Motor vehicle frontal protection systems—Road user protection* (except clause 3.2).
- (4) Subclause (3) does not apply to a vehicle frontal protection system fitted on a motor vehicle if the model of the vehicle is a model of a kind manufactured before 1 January 2003.

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(5) In this clause:

vehicle frontal protection system means a structure fitted to the front of a vehicle to reduce damage to the vehicle structure and systems in the event of either a front-end impact or an animal strike.

Note. Examples of vehicle frontal protection systems are bullbars, roobars and nudge bars. Vehicle frontal protection systems may be fitted in front of, or in place of, vehicle bumpers.

26 Oil and grease not to be dropped

All parts and fittings of a motor vehicle or trailer must be such that an undue amount of oil or grease will not be dropped onto the roadway.

27 Driver's view and vehicle controls

A motor vehicle must be built:

- (a) to allow the driver a view of the road and of traffic to the front and sides of the vehicle so the driver can drive the vehicle safely, and
- (b) with its controls located so the driver can drive the vehicle safely.

28 Seating

A seat for a driver or passenger in a vehicle must be securely attached to the vehicle.

29 Seatbelts for cars registered between 1 January 1965 and 1 January 1969

Every car and motor car derivative first registered on or after 1 January 1965 and before 1 January 1969 must be equipped for each front seat position that is adjacent to the side of the vehicle with a seatbelt that:

- (a) has been installed in accordance with instructions issued by the manufacturer of the seatbelt, and
- (b) at the time of its installation has not previously been installed and used in a motor vehicle, and
- (c) is of:
 - (i) a type referred to in Australian Standard AS E35/BWG-1966 *Drawings for bollard type webbing grips for testing car seat belt webbing* as a Combination Belt (High) and has been manufactured in accordance with that Standard, or
 - (ii) some other type approved by the Authority.

30 Child restraint anchorage bolts in drive yourself vehicles

- (1) Every motor vehicle that is a drive yourself vehicle must be fitted with a child restraint anchorage bolt of a type approved by the Authority.

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- (2) A child restraint anchorage bolt referred to in this clause must be fitted to a child restraint anchorage point if the vehicle is one required by the second edition ADRs or third edition ADRs to have a child restraint anchorage.
- (3) In this clause:
drive yourself vehicle means a motor vehicle that is let for hire (other than under a hire purchase agreement) without the services of a driver and that does not stand in a public street for hire, other than a motor cycle, a trailer or a motor vehicle that:
- (a) is used in connection with the work of any hospital or charitable, benevolent or religious institution by or on behalf of the authority controlling that hospital or institution, and
 - (b) is operated in connection with a community transport project approved by the Minister.

31 Door latches and hinges

Door latches and hinges on every vehicle must be so constructed that the doors are securely affixed to the vehicle and capable of remaining securely fastened when closed.

32 Mudguards and spray suppression

- (1) A vehicle must have firmly fitted:
- (a) a mudguard for each wheel or for adjacent wheels, and
 - (b) for each axle group and single axle on a vehicle that is part of a B-double—spray suppression devices complying with Parts 1 and 2 of British Standard AU 200-1a:1984 *Spray reducing devices for heavy goods vehicles. Specification for design of containment devices*.
- (2) However, subclause (1) (a) does not apply to a vehicle if:
- (a) the construction or use of the vehicle makes the fitting of mudguards unnecessary or impracticable, or
 - (b) the body or part of the body of the vehicle acts as a mudguard.
- (3) A mudguard fitted to a vehicle must, when the wheels of the vehicle are in position to move straight ahead:
- (a) reduce the danger of a person contacting the moving wheels, and
 - (b) for the rear wheels:
 - (i) cover the overall tyre width of the wheel or wheels to which it is fitted, and

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- (ii) be fitted so the height above ground level of the lowest edge of the rear of the mudguard is not over one-third of the horizontal distance between the edge and the centre of the rearmost axle.
- (4) However, a mudguard may be up to:
 - (a) 230 millimetres above ground level, or
 - (b) on a vehicle built to be used off-road—300 millimetres above ground level.
 - (5) The outside of a rear mudguard, except a mudflap, of a vehicle that can be seen from the rear of the vehicle must be coloured white or silver if the vehicle:
 - (a) is at least 2.2 metres wide, and
 - (b) has a body the vertical measurement of which is under 300 millimetres at the rear, measured from the lowest point of the body above ground level to the highest point, and
 - (c) is not fitted with rear marking plates in accordance with clause 127.
 - (6) For subclause (5) (a), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

33 Horns, alarms and the like

- (1) A motor vehicle must be fitted with at least 1 horn or other device that can give sufficient audible warning to other road users of the approach or position of the vehicle.
- (2) A motor vehicle must not be fitted with a device that can make a sound like the sound of a siren, exhaust whistle, compression whistle or repeater horn.
- (3) However, subclause (2) does not apply to:
 - (a) a police vehicle, or
 - (b) an emergency vehicle, or
 - (c) an Australian Protective Service vehicle, or
 - (d) an Australian Customs Service vehicle, or
 - (e) an Airservices Australia vehicle, or
 - (f) a vehicle at least 25 years old that is fitted as a police or emergency vehicle if:
 - (i) the vehicle is used for exhibition purposes, or

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- (ii) it is part of a collection of former police or emergency vehicles, or
 - (g) an anti-theft alarm if the alarm cannot be operated while the vehicle's ignition is on, or
 - (h) a vehicle used by a Traffic Commander or a Traffic Emergency Patroller appointed or employed by the Authority.
- (4) Also, a motor vehicle may be fitted with a device that emits a regular, intermittent sound while the vehicle is reversing or in reverse gear.
- (5) The device must not be louder than is necessary so the driver, and a person near the vehicle, can hear the device when it is operating.

34 Rear vision mirrors

- (1) A rear vision mirror or mirrors must be fitted to a motor vehicle as required by this clause so that a driver of the vehicle can clearly see by reflection the road behind the vehicle and any following or overtaking vehicle.
- (2) At least 1 rear vision mirror must be fitted to:
- (a) a car, and
 - (b) a motor trike with 2 front wheels, and
 - (c) a motor bike, or motor trike with 1 front wheel, built before July 1975.
- (3) At least 1 rear vision mirror must be fitted to each side of the motor vehicle:
- (a) if the vehicle has a GVM over 3.5 tonnes, or
 - (b) if the vehicle is a motor bike, or motor trike with 1 front wheel, built after June 1975, or
 - (c) if the vehicle is constructed for the carriage of goods (not being a station wagon), or
 - (d) if the vehicle is a bus, or
 - (e) if the maximum width of any trailer or other vehicle drawn by the vehicle is greater than that of the vehicle, or
 - (f) if because of the manner in which the vehicle is constructed, equipped or loaded, or because of the fact that the vehicle is drawing a trailer or other vehicle, or for any other reason, the driver cannot, by means of a mirror fixed to the interior of the vehicle, have reflected to him or her as far as practicable a clear view of the road to the rear of the vehicle and of any following or overtaking vehicle.

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- (4) A motor vehicle with a GVM not over 3.5 tonnes (except a motor vehicle mentioned in subclause (2) or (3)) must be fitted with:
 - (a) at least 1 rear vision mirror on the right side of the vehicle, and
 - (b) at least 1 rear vision mirror on the left side of the vehicle or inside the vehicle.
 - (5) A rear vision mirror fitted to a motor vehicle with a GVM over 3.5 tonnes must not project over 150 millimetres beyond the widest part (excluding lights, signalling devices and reflectors) of the vehicle or combination.
 - (6) However, the rear vision mirror may project not over 230 millimetres beyond the widest part of the vehicle or combination if it can fold to project not over 150 millimetres beyond the widest part.

35 Rear vision mirrors—surfaces

- (1) A rear vision mirror required to be fitted to the side of a motor vehicle with a GVM over 3.5 tonnes must have a reflecting surface of at least 150 square centimetres.
- (2) A rear vision mirror required to be fitted to the right side of a motor vehicle with a GVM over 3.5 tonnes must have a flat reflecting surface if:
 - (a) the motor vehicle has only 1 steering control, and
 - (b) the centre of the steering control is to the right of, or in line with, the centre of the motor vehicle.
- (3) The reflecting surface of the rear vision mirrors that are required to be fitted to a motor bike or moped must:
 - (a) each be of the same curvature, and
 - (b) if convex, be part of a notional sphere with a radius of at least 1.2 metres.

36 Additional rear vision mirrors

A motor vehicle may be fitted with additional rear vision mirrors or mirror surfaces that are flat or convex or a combination of flat and convex surfaces.

37 Automatic transmission

- (1) A motor vehicle fitted with an automatic transmission must have an engine starter mechanism that cannot operate when the transmission control is in a position to drive the vehicle.

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- (2) A vehicle built after 1975 that is fitted with an automatic transmission must have an indicator in the driver's compartment showing the transmission control position.
 - (3) Subclauses (1) and (2) do not apply to a motor vehicle with less than 4 wheels.
 - (4) If a motor vehicle (other than a motor bike or an implement) manufactured on or after 9 January 1976 is equipped with automatic transmission:
 - (a) the transmission control lever position and an indication of the transmission gear ratio selected must be displayed within the driver's compartment in such a location that they will be readily visible to the driver, and
 - (b) the sequence of transmission control lever positions must:
 - (i) include a neutral position (whereby no power is transmitted to the driving wheels) located between the reverse drive and forward drive positions, and
 - (ii) in cases where a park position (whereby forward or rearward movement of the vehicle is prevented) is included, be such that the park position is located at the end of the sequence adjacent to the reverse drive position.
 - (5) If a car or a motor car derivative manufactured on or after 9 January 1976 is equipped with automatic transmission:
 - (a) if the transmission control lever is located on the steering column:
 - (i) the movement of the lever from neutral to reverse must be clockwise except that in cases where all lever positions are to the right of the vertical longitudinal plane through the centre of the steering wheel, the movement of the lever from neutral to reverse must be anti-clockwise, and
 - (ii) the movement of the device provided to indicate the transmission gear ratio selected must be generally in the same linear or rotational direction as the movement of the lever, and
 - (b) if the transmission control lever is located in a position other than on the steering column:
 - (i) all lever positions must be to the left of the vertical longitudinal plane through the centre of the steering wheel, and

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- (ii) movement of the lever from neutral to reverse must be generally upwards, forward or to the left according to whether the lever is constrained to be moved generally in a vertical, longitudinal or transverse direction, as the case may be.

38 Diesel engines

A motor vehicle propelled by a compression ignition engine (commonly known as a diesel engine) must be fitted with a device preventing the engine from being started accidentally or inadvertently.

39 Bonnet securing devices

- (1) A motor vehicle with a moveable body panel forward of the windscreen that covers an engine or luggage storage or battery compartment must have a device to secure the panel.
- (2) However, if the panel opens from the front in a way that partly or completely obstructs the driver's forward view through the windscreen, the panel must have primary and secondary devices to secure the panel.

40 Electrical wiring, connections and installations

- (1) The wiring of electrical equipment of a vehicle, except the high tension ignition wiring, must:
 - (a) be supported at intervals of not over 600 millimetres, unless the vehicle is a pole-type trailer with a pole with an adjustable length, or an extendible trailer, and
 - (b) be insulated at each of its joints, and
 - (c) be located where it cannot:
 - (i) become overheated, or
 - (ii) contact moving parts, or
 - (iii) come near enough to the fuel system to be a fire hazard, and
 - (d) be protected from chafing.
- (2) The electrical connectors between motor vehicles and trailers, for operation of the vehicle lights required by this Schedule, must comply with Australian Standard AS 4177.5-2004 *Caravan and light trailer towing components—Electrical connectors* and AS 4735-2003 *Heavy road vehicles—Electrical connectors for articulated vehicles*.
- (3) A trailer must be equipped with an electrical conductor, independent of the trailer coupling, that provides a return path between the electrical circuits of the trailer and towing vehicle.

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- (4) The electrical wiring, connections and installations of a semi-trailer, dog trailer or converter dolly used in a road train over 19 metres long after June 1998 must comply with third edition ADR 63, whether or not it was built before the date stated in the ADR for vehicles of that type.

41 Speedometers

Every motor vehicle (not being a trailer) manufactured on or after 1 July 1974 and capable of being driven at a speed in excess of 40 kilometres per hour on a level road must be fitted with a speedometer that must:

- (a) indicate the speed at which the vehicle is being driven in kilometres per hour, and
- (b) indicate, when the vehicle is travelling at a speed in excess of 50 kilometres per hour, a speed that is not more than 10% less than the actual speed, and
- (c) be readily visible to the driver.

42 Television receivers and visual display units

- (1) A television receiver or visual display unit must not be installed in a vehicle so any part of the image on the screen is visible to the driver from the normal driving position.
- (2) However, subclause (1) does not apply to:
 - (a) a television receiver or visual display unit that cannot be operated when the vehicle is moving, or
 - (b) a driver's aid in any vehicle or a destination sign in a bus.
- (3) A television receiver, or visual display unit, and its associated equipment in a vehicle must be securely mounted in a position that:
 - (a) does not obscure the driver's view of the road, and
 - (b) does not impede the movement of a person in the vehicle.

43 Windows generally

- (1) Every window must be sound and properly fitted and each movable window must be fitted with a suitable device to enable it to be opened and closed.
- (2) At least half of the number of windows must be capable of being opened.

44 Windscreens and windows

- (1) Transparent material used in a windscreen, window or an interior partition, of a motor vehicle must be of approved material if:
 - (a) the vehicle was built after June 1953, or

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- (b) the material was first fitted to the vehicle after June 1953.
- (2) Despite subclause (1), non-shatterable transparent material may be used in a window or an interior partition of a motor vehicle.
- (3) In this clause:
- approved material** means material with the same characteristics as material mentioned in any of the following:
- (a) Australian and New Zealand Standard AS/NZS 2080:2006 *Safety glazing for land vehicles*,
 - (b) Australian and New Zealand Standard AS/NZS 2080:1995 *Safety glass for land vehicles*,
 - (c) Australian Standard AS 2080–1983 *Safety glass for land vehicles* up to and including amendment No 1,
 - (d) New Zealand Standard NZS 5443:1987 *Safety glass for land vehicles*,
 - (e) Japanese Industrial Standard JIS R 3211:1998 *Safety glazing materials for road vehicles*,
 - (f) Japanese Industrial Standard JIS R 3211–1992 *Safety glass for road vehicles*,
 - (g) United Nations Economic Commission for Europe Regulation No 43 *Uniform provisions concerning the approval of safety glazing materials and their installation on vehicles* second revision as in force 12 August 2004,
 - (h) United Nations Economic Commission for Europe Regulation No 43 *Uniform provisions concerning the approval of safety glazing materials and their installation on vehicles* Revision 1 of 25 February 1988,
 - (i) British Standard BS AU178:1980 *Specification for road vehicle safety glass*,
 - (j) American National Standard ANSI/SAE Z26.1–1996 *American National Standard for Safety Glazing Materials for Glazing Motor Vehicles and Motor Vehicle Equipment Operating on Land Highways - Safety Code*,
 - (k) American National Standard ANSI/SAE Z26.1–1980 *American National Standard for Safety Glazing Materials for Glazing Motor Vehicles and Motor Vehicle Equipment Operating on Land Highways - Safety Code*.

transparent material does not include any coating added to the windscreen, window or partition after its manufacture.

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45 Window tinting

- (1) Glazing used in a windscreen of a motor vehicle must have a luminous transmittance of at least:
 - (a) for a motor vehicle built after 1971—75%, or
 - (b) for any other motor vehicle—70%.
- (2) Windscreen glazing of a motor vehicle must not be coated in a way that reduces its luminous transmittance.
- (3) However, subclauses (1) and (2) do not apply to the greater of the following areas of a windscreen:
 - (a) the area above the highest point of the windscreen that is swept by a windscreen wiper, or
 - (b) the upper 10% of the windscreen.
- (4) Glazing used in a window or interior partition of a motor vehicle must have a luminous transmittance of at least 70%.
- (5) Glazing behind the rear of the driver's seat may be coated to achieve a luminous transmittance of not less than 35%.
- (6) Glazing in a side window forward of the rear of the driver's seat may be coated to achieve a luminous transmittance of not less than 70% or, if another law of this jurisdiction allows a lesser luminous transmittance, the greater of:
 - (a) the lesser luminous transmittance allowed under the other law, and
 - (b) 35%.
- (7) Glazing that has been coated to reduce its luminous transmittance must not have a reflectance of over 10%.
- (8) Despite clause 17, the luminous transmittance requirements in subclauses (5) and (6) apply to a vehicle instead of the corresponding requirements in the relevant ADR.

46 Glazing in windscreens, windows and interior partitions

- (1) Clause 45 does not apply in relation to:
 - (a) any part of the glazing of a window (other than a windscreen) or interior partition of a motor vehicle that was first registered (whether or not in New South Wales) before 1 August 1994, if that part of the glazing has a luminous transmittance of not less than:
 - (i) 35% (except when subparagraph (ii) applies), or

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- (ii) the luminous transmittance it had immediately before 1 August 1994 if it had a luminous transmittance of less than 35% at that time, or
 - (b) any part of the glazing of a window (other than a windscreen) or interior partition of a motor vehicle that was first registered (whether or not in New South Wales) on or after 1 August 1994, if:
 - (i) that part of the glazing has a luminous transmittance of not less than 35%, and
 - (ii) the motor vehicle is equipped with an external rear vision mirror, or external rear vision mirrors, complying with the requirements of clause 34, or
 - (c) any part of the glazing of a window or interior partition in a caravan, or
 - (d) any part of the glazing of a windscreen, window or interior partition in a motor vehicle that was first registered before 1 July 1984, being glazing that was fitted to the motor vehicle on or before the date on which it was so registered.
- (2) For the purposes of clause 45 and this clause, the luminous transmittance or reflectance of glazing must be determined in accordance with the luminous transmittance test or the reflectance test, as the case may require, set out in any technical specification published by or adopted by the Authority from time to time.

47 Windscreen wipers and washers

- (1) A motor vehicle with 3 or more wheels that is fitted with a windscreen must be fitted with at least 1 windscreen wiper unless a driver in a normal driving position can obtain an adequate view of the road ahead of the motor vehicle without looking through the windscreen.
- (2) At least 1 windscreen wiper fitted to the motor vehicle must:
 - (a) be able to remove moisture from the part of the windscreen in front of the driver to allow the driver an adequate view of the road ahead of the motor vehicle when the windscreen is wet, and
 - (b) be able to be operated from a normal driving position, and
 - (c) for a motor vehicle built after 1934—continue to operate until the wiper is switched off, and
 - (d) for a motor vehicle built after 1959 the driving position of which is nearer one side of the vehicle than the other:
 - (i) be able to remove moisture from the part of the windscreen in front of the driver, and a corresponding part of the windscreen on the other side of the centre of the motor

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vehicle, to allow the driver an adequate view of the road ahead of the motor vehicle when the windscreen is wet, and

- (ii) if the windscreen wipers are operated by engine manifold vacuum—be provided with a vacuum reservoir or pump to maintain the efficient operation of the wiper or wipers while the vehicle is in motion.
- (3) If the motor vehicle was built after 1982 and has a GVM over 4.5 tonnes, it must also be fitted with a windscreen washer that can direct water onto the windscreen within the area swept by a windscreen wiper so the wiper can spread the water to all of the area swept by the wiper.
 - (4) The windscreen washer must be able to be operated from a normal driving position.

48 Wheels and tyres—size and capacity

The wheels and tyres fitted to an axle of a vehicle must be of sufficient size and capacity to carry the part of the vehicle's gross mass transmitted to the ground through the axle.

49 Pneumatic tyres generally

A vehicle built after 1932 must be fitted with pneumatic tyres.

50 Pneumatic tyres—carcass construction

- (1) A vehicle with a GVM not over 4.5 tonnes must not have pneumatic tyres of different carcass construction fitted to the same axle, but the tyres may have different cord materials and a different number of plies.
- (2) However, subclause (1) does not apply to a tyre being used in an emergency as a temporary replacement for a tyre complying with the subclause.

51 Pneumatic tyres—size and capacity

The size and capacity of a pneumatic tyre to be fitted to a vehicle must be decided using a cold inflation pressure that is not more than the lesser of:

- (a) the pressure recommended by the tyre manufacturer, and
- (b) a pressure of:
 - (i) for a radial ply tyre—825 kilopascals, or
 - (ii) for another tyre—700 kilopascals.

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52 Tyres—defects

A tyre fitted to a vehicle must be free of any apparent defect that could make the vehicle unsafe.

53 Tyres for use on vehicles with GVM over 4.5 tonnes

- (1) A tyre fitted to a vehicle with a GVM over 4.5 tonnes must be suitable for road use at the lesser of:
 - (a) 100 kilometres an hour, and
 - (b) the vehicle's top speed.
- (2) Despite clause 17, this clause applies to a vehicle instead of the tyre speed category requirements in the relevant ADR.

54 Tyres—manufacturer's rating

- (1) This clause applies to a motor vehicle if the vehicle:
 - (a) has 4 or more wheels, and
 - (b) was built after 1972, and
 - (c) has a GVM not over 4.5 tonnes.
- (2) However, this clause does not apply to a tyre if the tyre:
 - (a) is recommended by the vehicle builder as suitable for limited use on the vehicle in special circumstances at a speed less than the speed applying to the vehicle under subclause (3), or
 - (b) is being used in an emergency as a temporary replacement for a tyre complying with this clause.
- (3) A tyre fitted to a motor vehicle must, when first manufactured, have been rated by the tyre manufacturer as suitable for road use at the lesser of:
 - (a) a speed of at least:
 - (i) for a car with special features for off-road use—140 kilometres an hour, or
 - (ii) for another car—180 kilometres an hour, or
 - (iii) for another motor vehicle—120 kilometres an hour, and
 - (b) the vehicle's top speed.
- (4) Despite clause 17, this clause applies to a vehicle instead of the tyre speed category requirements in the relevant ADR.

55 Retreads

- (1) A tyre that is retreaded before 29 June 1998 must not be used on a vehicle if:

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- (a) Australian Standard AS 1973–1976 *Retreaded pneumatic passenger car and light truck tyres* or Australian Standard AS 1973–1985 *Retreaded pneumatic passenger car and light truck tyres* applies to the tyre, and
 - (b) the tyre was retreaded after publication of the Australian Standard concerned, and
 - (c) the tyre was not retreaded in accordance with Australian Standard AS 1973–1976 *Retreaded pneumatic passenger car and light truck tyres*, Australian Standard AS 1973–1985 *Retreaded pneumatic passenger and light truck tyres* or Australian Standard AS 1973–1993 *Pneumatic tyres—Passenger car, light truck and truck/bus—Retreading and repair processes*.
- (2) A tyre that is retreaded after 29 June 1998 must not be used on a vehicle if:
- (a) Australian Standard AS 1973–1993 *Pneumatic tyres—Passenger car, light truck and truck/bus—Retreading and repair processes* applies to the tyre, and
 - (b) the tyre was not retreaded in accordance with that Australian Standard.

56 Tyre tread

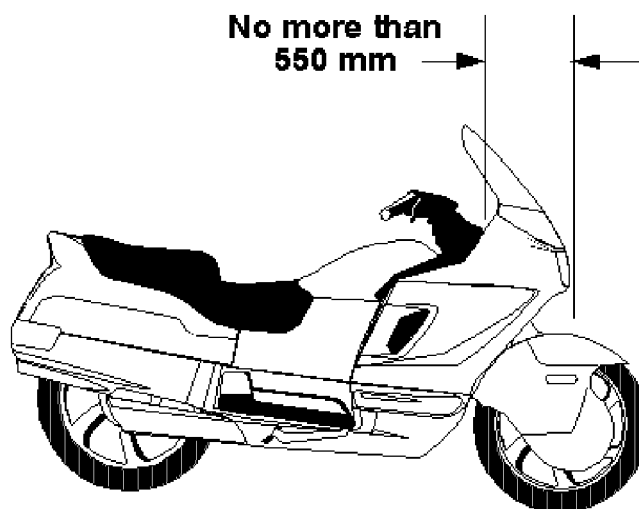
- (1) A tyre on a motor vehicle must not have cleats or other gripping devices that could damage road surfaces.
- (2) Except at tread wear indicators, a tyre fitted to the vehicle must have a tread pattern at least 1.5 millimetres deep in a band that runs continuously:
 - (a) across:
 - (i) for a vehicle with a GVM over 4.5 tonnes—at least 75% of the tyre width that normally comes into contact with the road, or
 - (ii) for another vehicle—the tyre width that normally comes into contact with the road, and
 - (b) around the whole circumference of the tyre.
- (3) A vehicle must not be fitted with a tyre that has been treated by recutting or regrooving the tread rubber, unless the tyre was:
 - (a) constructed with an extra thickness of rubber designed for recutting or regrooving, and
 - (b) labelled to indicate the construction.

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Division 2 Additional requirements for motor bikes**57 Steering gear and handlebars**

- (1) The handlebars on a motor bike must extend at least 250 millimetres, but not over 450 millimetres, on each side of the centre line of the vehicle.
- (2) In taking a measurement for subclause (1), mirrors and lights mounted on the handlebars of the motor bike are disregarded.
- (3) The lowest part of the hand grip on the handle bars must not be higher than 380 millimetres above the attachment point of the handlebars to the motor bike.
- (4) Hand grips on the handle bars must be fitted symmetrically.
- (5) If a motor bike has the head stem as the steering pivot point, the horizontal distance from the midpoint between the head stem bearings to the centre of the front wheel must not be over 550 millimetres.



Maximum horizontal distance from midpoint between head stem bearings of motor bike to centre of front wheel

58 Foot rests

A motor bike must be fitted with foot rests for the driver, and for any passenger for whom a seating position is provided.

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59 Chain guards

- (1) If the engine power of a motor bike is transmitted to the rear wheel by a chain, the driver and any passenger must be protected from the front sprocket and at least the upper part of the chain by:
 - (a) the frame or equipment of the motor bike, or
 - (b) a chain guard.
- (2) A chain guard must cover the chain to a point:
 - (a) at least 300 millimetres to the rear of the rearmost foot rest, or
 - (b) above the centre of the rear drive sprocket.

Part 3 Vehicle marking

Note. This Part contains requirements for a vehicle that help to identify the vehicle and, if the vehicle is unusually long, to warn other motorists.

60 Vehicle and engine identification numbers

- (1) In this clause:
number includes a letter of the alphabet.
- (2) A motor vehicle must have an individual engine identification number clearly stamped, embossed or otherwise permanently marked on it.
- (3) A motor vehicle built after 1930 must have the engine identification number on its engine block or the main component of its engine.
- (4) A vehicle must have an individual vehicle identification number clearly stamped, embossed or otherwise permanently marked on a substantial part of its frame or chassis.
- (5) A vehicle or engine identification number must be located where a person can read it easily without having to use tools to remove a part of the vehicle that would otherwise obstruct the person's view.

61 Number-plates

- (1) In this clause:
number includes a letter of the alphabet.
vehicle number-plate means a number-plate other than a bicycle-rack number-plate.

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- (2) The vehicle number-plate issued by the Authority for a vehicle must be permanently affixed to the vehicle so that (assuming the vehicle to be on level ground):
- (a) the number-plate is at all times:
 - (i) in an upright position that is substantially parallel to the vehicle's axles, and
 - (ii) not more than 1.3 metres above ground level, and
 - (b) the number-plate is not obscured, defaced or otherwise not legible, and
 - (c) the numbers on the number-plate are clearly visible from a distance of 20 metres at any point within an arc of 45 degrees from the surface of the number-plate above or to either side of the vehicle, as shown in figures 1 and 2 of diagram 1 (in relation to heavy vehicles) and figures 1 and 2 of diagram 2 (in relation to light vehicles), and
 - (d) any cover on the number-plate:
 - (i) is clear, clean, untinted and flat over its entire surface, and
 - (ii) has no reflective or other characteristics that would prevent the successful operation of a device approved for use under a law relating to the detection of traffic offences, and
 - (e) in the case of a motor vehicle other than a motor bike—one number-plate is affixed to the front of the vehicle and another to its rear, and
 - (f) in the case of a motor bike or trailer—at least one number-plate is affixed to its rear, and
 - (g) in the case of a motor vehicle for which number-plates of different sizes are issued—the larger of the number-plates is affixed to the rear of the vehicle.

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Diagram 1—Heavy vehicles

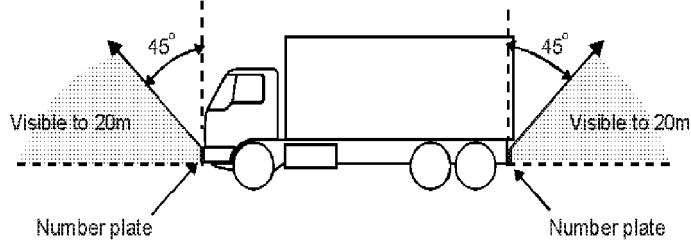


Figure 1

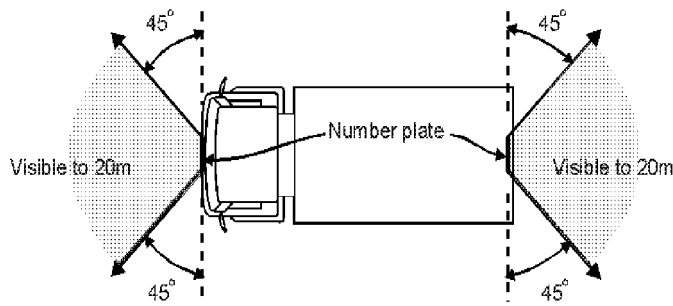


Figure 2

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Diagram 2—Light vehicles

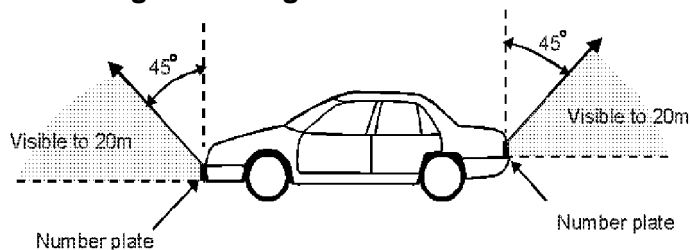


Figure 1

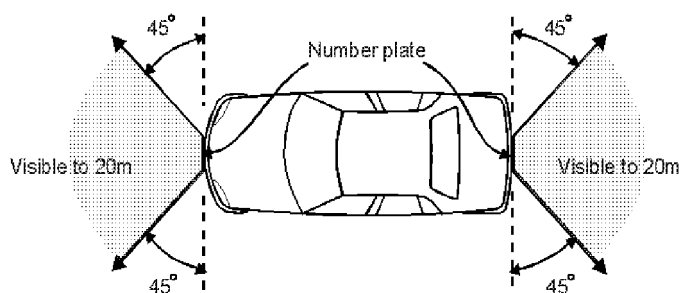


Figure 2

- (3) Subclause (2) (a) does not apply to a vehicle number-plate of a registrable vehicle if:
- (a) due to the construction of the vehicle it is not practicable to comply with that paragraph, and
 - (b) the number-plate is affixed in a manner that complies so far as practicable with that paragraph.
- (4) Subclause (2) (b) does not apply to the rear vehicle number-plate of a registrable vehicle if:
- (a) the rear number-plate of the registrable vehicle is obscured by a vehicle that is being towed by the registrable vehicle, and
 - (b) the towed vehicle displays a rear number-plate in accordance with subclause (2) or, when the towed vehicle is not required to display a rear number-plate, the registration number of the registrable vehicle is displayed at the rear of the towed vehicle in a manner that complies so far as practicable with subclause (2).

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62 Compliance plates to be affixed to certain vehicles

Any motor vehicle (other than a tractor, a trailer or an implement) registered for the first time on or after 1 August 1972 must have securely and prominently affixed within the engine compartment or other position approved by the Authority a plate approved by the Australian Motor Vehicle Certification Board or the Administrator of Vehicle Standards that:

- (a) identifies the specific vehicle, and
- (b) indicates that it meets the standards and procedures administered by the Australian Motor Vehicle Certification Board for that class of vehicle.

63 Trailer compliance plates

- (1) This clause applies to the following trailers:
 - (a) a trailer manufactured on or after 1 July 1985 and having an individual gross trailer weight rating (as determined by the Authority) of more than 15 tonnes, but not more than 60 tonnes,
 - (b) a semi-trailer manufactured on or after 1 July 1984 and having an individual gross trailer weight rating (as determined by the Authority) of more than 20 tonnes, but not more than 60 tonnes,
 - (c) a trailer or semi-trailer manufactured on or after 1 January 1986 and having an individual gross trailer weight rating (as determined by the Authority) of more than 4.5 tonnes, but not more than 60 tonnes.
- (2) At and after the time of the first registration of a trailer to which this clause applies, the trailer must have securely and prominently affixed to it in a position designated by the Australian Motor Vehicle Certification Board a plate approved by that Board or the Administrator of Vehicle Standards that:
 - (a) identifies the specific vehicle, and
 - (b) indicates that it meets the standards and procedures administered by the Australian Motor Vehicle Certification Board for that class of vehicle.

64 White or silver band on certain vehicles

- (1) This clause applies to a vehicle that:
 - (a) is at least 2.2 metres wide, and
 - (b) has a body with a vertical measurement under 300 millimetres at the rear, measured from the lowest point of the body above ground level to the highest point, and

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- (c) is not fitted with rear marking plates in accordance with clause 127.
 - (2) For subclause (1) (a), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.
 - (3) The vehicle must have a white or silver band at least 75 millimetres high across the full width of the rearmost part of the body of the vehicle.

65 Warning signs for combinations over 22 metres long

- (1) The following vehicles must display road train warning signs complying with this clause and clause 67:
 - (a) a combination over 36.5 metres long,
 - (b) a road train over 30 metres, but not over 36.5 metres, long that includes 1 or more dog trailers.
- (2) The following vehicles must display road train warning signs, or a long vehicle warning sign, complying with this clause and clause 67:
 - (a) a road train over 22 metres, but not over 30 metres, long that includes 1 or more dog trailers,
 - (b) a road train over 22 metres, but not over 36.5 metres, long that does not include a dog trailer.
- (3) Another combination over 22 metres, but not over 36.5 metres, long must display a long vehicle warning sign complying with this clause and clause 67.
- (4) Subclauses (1), (2) and (3) do not apply to the extent of any inconsistency with a notice or permit issued under another law of this jurisdiction that applies to the combination.
- (5) Road train warning signs must be used in pairs and fitted horizontally, one at the front and the other at the rear of the combination.
- (6) A long vehicle warning sign must be fitted horizontally at the rear of the combination.

66 Warning signs not to be displayed on other vehicles

- (1) A road train warning sign must not be displayed on a vehicle unless the vehicle is part of a combination or road train mentioned in clause 65 (1) or (2).
- (2) A long vehicle warning sign must not be displayed on a vehicle unless the vehicle is a part of a combination or road train mentioned in clause 65 (2) or (3).

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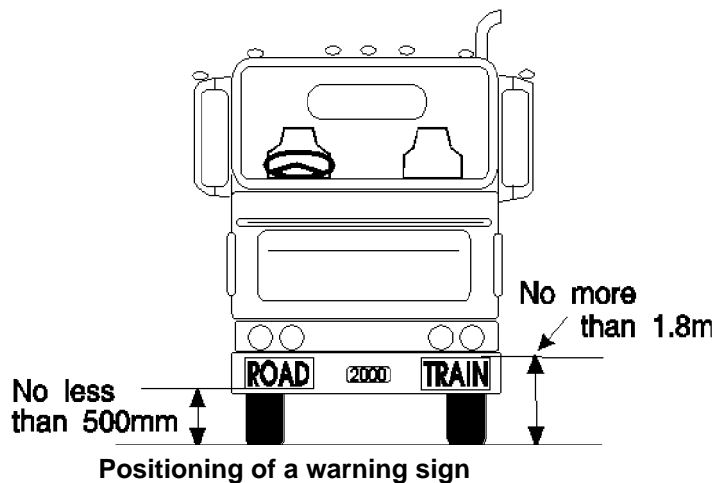
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67 Specifications for warning signs

- (1) A road train or long vehicle warning sign must be manufactured in 1 or 2 parts from sheet steel 0.8 millimetres thick or another material of at least the same stiffness, unless it is designed to be fixed to a vehicle using an adhesive.
- (2) The warning sign must be at least 1.02 metres wide and at least 250 millimetres high.
- (3) A road train warning sign must display the words “road train”, and a long vehicle warning sign must display the words “long vehicle”, in black capital letters at least 180 millimetres high in typeface Series B (N) that complies with Australian Standard AS 1744–1975 *Forms of letters and numerals for road signs*.
- (4) If the warning sign is in 2 parts, one word of the expression “road train” or “long vehicle” must be on one part and the other word of the expression must be on the other part.
- (5) The warning sign must display the sign manufacturer’s name or logo, and the brand and class of retroreflective material used, in block letters not over 10 millimetres high.
- (6) The warning sign must have a black border.
- (7) The warning sign must be coated with yellow retroreflective material of class 1 or 2 that meets Australian/New Zealand Standard AS/NZS 1906.1:2007 *Retroreflective materials and devices for road traffic control purposes—Retroreflective sheeting*.
- (8) The warning sign must be fitted so:
 - (a) no part of the sign is:
 - (i) over 1.8 metres above ground level, or
 - (ii) under 500 millimetres above ground level, and
 - (b) if the sign is in 2 parts—the parts are fitted at the same height above ground level.

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**68 Left-hand drive signs**

- (1) This clause applies to a motor vehicle with a GVM over 4.5 tonnes that has the centre of a steering control to the left of the centre of the vehicle.
- (2) The vehicle must display the words 'left hand drive' on the rear of the vehicle.
- (3) The words must be in letters at least 75 millimetres high, and in a colour contrast with the background to the words.

Part 4 Vehicle configuration and dimensions

Note. This Part sets out various requirements covering the suspension on vehicles and size limits for single vehicles and combinations of vehicles so that they can be operated safely with other traffic, without taking up too much road space or damaging the road and structures on the road.

Generally, the limits in this Part apply to a vehicle and any load it may be carrying. Specific requirements for loaded vehicles are covered by other laws.

Division 1 Axles**69 Axle configuration**

- (1) A motor vehicle, except an articulated bus, must have only:
 - (a) 1 axle group, or single axle, towards the front of the vehicle, and
 - (b) 1 axle group, or single axle, towards the rear of the vehicle.

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- (2) An articulated bus must have:
- (a) on its front section:
 - (i) only 1 axle group, or single axle, towards the front of the section, and
 - (ii) only 1 axle group, or single axle, towards the rear of the section, and
 - (b) on another section—only 1 axle group or single axle.
- (3) A trailer must have only:
- (a) 1 axle group or single axle, or
 - (b) 2 axle groups, 2 single axles, or 1 axle group and single axle, in the following configuration:
 - (i) 1 axle group, or single axle, towards the front of the vehicle, with all the wheels on the axle group or single axle connected to the steering mechanism for that part of the trailer,
 - (ii) 1 axle group, or single axle, towards the rear of the vehicle.
- (4) A semi-trailer that is extendible, or is fitted with sliding axles, must:
- (a) have a securing device that:
 - (i) can securely fix the extendible part or sliding axles to the rest of the vehicle in any position of adjustment provided, and
 - (ii) is located in a position that can prevent accidental or inadvertent release, if the device is mounted on the chassis of the vehicle, and
 - (iii) is fitted with a visible or audible warning system to indicate to a person standing beside the vehicle that the device is not engaged, and
 - (iv) is fitted with a way of preventing loss of air from the air brake supply, if the device uses air from the brake system and fails in a way allowing air to escape, and
 - (v) is held in the applied position by direct mechanical action without the intervention of an electric, hydraulic or pneumatic device, and
 - (b) be built so the adjustable parts of the vehicle remain connected if the securing device fails.

70 Relation between axles in axle group

The axles in an axle group, except a twinsteer axle group, fitted to a vehicle with a GVM over 4.5 tonnes must relate to each other through a load-sharing suspension system.

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Division 2 Dimensions**71 Width**

- (1) A vehicle must not be over 2.5 metres wide.
- (2) For subclause (1), the width of a vehicle is measured without taking into account any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

72 Length of single motor vehicles

- (1) A motor vehicle, except an articulated or controlled access bus, must not be over 12.5 metres long.
- (2) A controlled access bus must not be over 14.5 metres long.
- (3) An articulated bus must not be over 18 metres long.

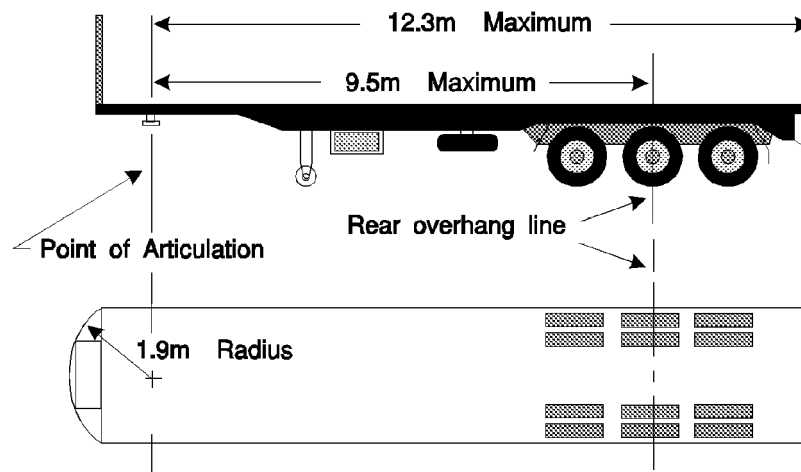
73 Length of single trailers

- (1) On a semi-trailer or a dog trailer:
 - (a) the distance between the point of articulation at the front of the trailer and the rear overhang line must not be over 9.5 metres, and
 - (b) the distance between the point of articulation at the front of the trailer and the rear of the trailer must not be over 12.3 metres.
- (2) A projection forward of the point of articulation at the front of a semi-trailer must be contained within a radius of 1.9 metres from the point of articulation.

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**Maximum dimensions of a semi-trailer**

- (3) If a semi-trailer has 2 or more points of articulation at the front of the trailer, it must comply with subclauses (1) and (2) when measured at one of the points.
- (4) A trailer built to carry cattle, sheep, pigs or horses on 2 or more partly or completely overlapping decks must not have over 12.5 metres of its length available for the carriage of animals.
- (5) For subclause (4), the length available for the carriage of animals on a trailer is measured from the inside of the front wall or door of the trailer to the inside of the rear wall or door of the trailer, with any intervening partitions disregarded.

74 Length of combinations

- (1) A combination must not be over:
 - (a) for a B-double—25 metres long, and
 - (b) for a road train—53.5 metres long, and
 - (c) for a combination, except a road train, designed to carry vehicles on 2 or more partly or completely overlapping decks—25 metres long, and
 - (d) for another combination—19 metres long.
- (2) In a B-double built to carry cattle, sheep, pigs or horses, the 2 semi-trailers must not have over 18.8 metres of their combined length available for the carriage of animals.

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- (3) For subclause (2), the length available for the carriage of animals on a trailer is measured from the inside of the front wall or door of the trailer to the inside of the rear wall or door of the trailer, with any intervening partitions disregarded.

75 Rear overhang

- (1) The rear overhang of a semi-trailer, or dog trailer consisting of a semi-trailer and converter dolly, must not exceed the lesser of:
- (a) 60% of the distance between the point of articulation at the front and the rear overhang line, and
 - (b) 3.7 metres.
- (2) A semi-trailer with 2 or more points of articulation at the front must comply with subclause (1) when measured at the same point used for measurement for compliance with clause 73 (3).
- (3) The rear overhang of a trailer with only 1 axle group or single axle (except a semi-trailer) must not exceed the lesser of:
- (a) the length of the load carrying area, or body, ahead of the rear overhang line, and
 - (b) 3.7 metres.
- (4) The rear overhang of a vehicle not mentioned in subclause (1) or (3) must not exceed the lesser of:
- (a) 60% of the distance between the centre of the front axle and the rear overhang line, and
 - (b) 3.7 metres.

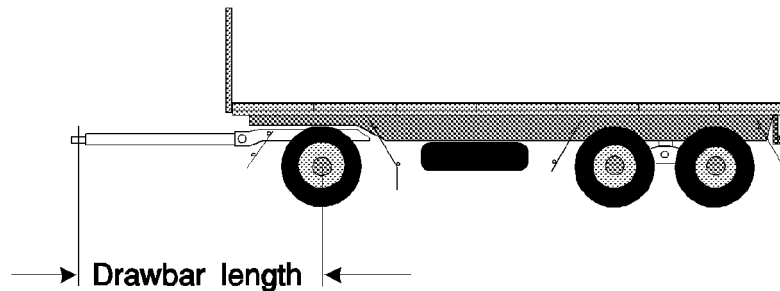
76 Trailer drawbar length

- (1) The distance between the coupling pivot point on the drawbar of a dog trailer, and the centre line of the front axle group or of the front single axle of the trailer, must:
- (a) not be over 5 metres, and
 - (b) not be under 3 metres, if the trailer is used in a road train over 19 metres long.

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**Length of a drawbar on a dog trailer**

- (2) The distance between the coupling pivot point on a drawbar, and the centre line of the axle group or single axle on a trailer with only 1 axle group or single axle (except a semi-trailer) must not be over 8.5 metres.

77 Height

- (1) A vehicle must not be over 4.3 metres high.
- (2) However:
- (a) a vehicle built to carry cattle, sheep, pigs or horses must not be over 4.6 metres high, and
 - (b) a double-deck bus must not be over 4.4 metres high.

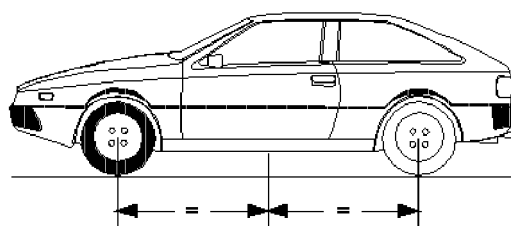
78 Ground clearance

- (1) In this clause:
ground clearance, of a vehicle, means the minimum distance to the ground from a point on the underside of the vehicle, except a point on a tyre, wheel, wheel hub, brake backing plate or flexible mudguard or mudflap of the vehicle.
- (2) A motor vehicle or combination must have a ground clearance of:
- (a) at least 100 millimetres at any point within 1 metre of an axle, and
 - (b) at least one-thirtieth of the distance between the centres of adjacent axles at the midpoint between them, and
 - (c) at any other point—at least the distance that allows the vehicle or combination to pass over a peak in the road with a gradient on either side of 1:15, if the wheels of 1 axle of the vehicle or combination are on the slope on one side of the peak and the wheels of the next axle are on the slope on the other side.
- (3) However, subclause (2) does not apply to:
- (a) a motor vehicle with less than 4 wheels, or

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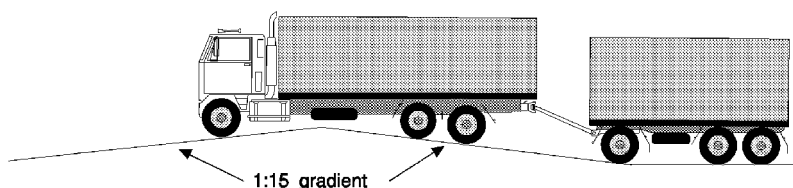
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- (b) a combination that includes a motor vehicle with less than 4 wheels.



Ground clearance checked at midpoint

Ground clearance at the mid-point between 2 axles



Ground clearance over a peak in the road

Division 3 Exceptions to requirements as to dimensions

79 Dimensions of vehicles regulated by permit

The limits prescribed in this Part for the dimensions of motor vehicles do not apply to a vehicle that is exempted from the dimension limits by the operation of clause 90 of this Regulation.

80 Vehicle lengths

- (1) Despite clause 73 (1) (a), the distance from the point of articulation of a low-loader to the foremost extremity of the rear overhang may exceed 9.5 metres.
- (2) Despite clause 73 (1) (b), the distance from the point of articulation of a low-loader to the rearmost extremity of the rear overhang may exceed 12.3 metres.

81 Rear overhang of controlled access bus

Despite clause 75 (4), the rear overhang of a controlled access bus must not exceed 70% of the distance between the centre of the foremost axle and the foremost extremity of the rear overhang, or 4.9 metres, whichever is the shorter length.

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Part 5 Lights and reflectors

Note. This Part deals with how the lights on a vehicle must be fitted and work so that the driver can see the road, pedestrians and other vehicles at night, and can signal to others.

Other laws provide for when certain lights must be switched on.

In this Part, the description "yellow" is used as a more modern term, instead of the description "amber" which is used in earlier legislation and some ADRs.

Division 1 General requirements for lights

82 Lighting devices that can be attached to vehicles

A device capable of projecting light must not be attached to any vehicle unless it is a device required or permitted to be attached to the vehicle by this Schedule.

83 Certain requirements apply only at night

The requirements of this Part for a light, except a brake or direction indicator light, to be visible over a stated distance apply only at night.

84 Prevention of glare

A light, except a high-beam headlight, fitted to a vehicle must be built and adjusted to provide the necessary amount of light without dazzling the driver of another vehicle approaching, or being approached by, the vehicle.

85 Pairs of lights

- (1) If lights are required under this Schedule to be fitted to a vehicle in pairs:
 - (a) a light must be fitted on each side of the longitudinal axis of the vehicle, and
 - (b) the centre of each light in a pair must be the same distance from the longitudinal axis of the vehicle, and
 - (c) the centre of each light in a pair must be at the same height above ground level, and
 - (d) each light in a pair must project approximately the same amount of light of the same colour.
- (2) Subclause (1) applies to a motor bike with an attached sidecar as if the sidecar were not attached.

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Division 2 Headlights**86 Headlights to be fitted to vehicles**

- (1) A motor vehicle must be fitted with:
 - (a) 1 low-beam headlight if it is a moped, motor bike, or motor trike with 1 front wheel, or
 - (b) a pair of low-beam headlights if it has 4 or more wheels or is a motor trike, except a moped, with 2 front wheels.
- (2) If a motor vehicle built after 1934 can travel at over 60 kilometres an hour:
 - (a) each low-beam headlight mentioned in subclause (1) must be able to work in the high-beam position, or
 - (b) the vehicle must be fitted with:
 - (i) 1 headlight that can work in the high-beam position if the vehicle is required to have 1 low-beam headlight, or
 - (ii) a pair of headlights that can work in the high-beam position.
- (3) A motor bike may be equipped with a headlight modulation system that:
 - (a) varies the brightness of its high-beam headlight or low-beam headlight, but not both, at a rate of at least 200 and at most 280 flashes a minute, and
 - (b) is designed to operate only in daylight.
- (4) Additional headlights may be fitted to a motor bike or motor trike, or a motor vehicle with 4 or more wheels that was built before 1970.
- (5) Additional pairs of headlights may be fitted to a motor vehicle with 4 or more wheels that was built after 1969.
- (6) Despite clause 17 and any requirement of the third edition ADR, an emergency services vehicle may be fitted with headlights or additional headlights that are capable of flashing if:
 - (a) the headlights flash only when on low beam, and
 - (b) the headlights are wired to operate in conjunction with any flashing or rotating lights fitted to the vehicle as permitted by clause 124 (4).
- (7) In this clause, an *emergency services vehicle* means any of the following:
 - (a) a police vehicle,
 - (b) an ambulance,
 - (c) a firefighting vehicle,

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- (d) a Red Cross vehicle used for conveyance of blood for urgent transfusions,
 - (e) a mines rescue or other rescue vehicle,
 - (f) another vehicle that is an emergency vehicle within the meaning of the *Australian Road Rules*.

87 How headlights are to be fitted

- (1) The centres of low-beam headlights fitted as a pair on a motor vehicle with 4 or more wheels must be at least 600 millimetres apart.
- (2) However, subclause (1) does not apply to a motor vehicle built before 1970 if the centres of its low-beam headlights:
 - (a) were under 600 millimetres apart when the vehicle was built, and
 - (b) are not nearer than they were when the vehicle was built.
- (3) Each low-beam headlight of a pair on a motor trike (except a moped) with 2 front wheels must not be over 400 millimetres from the nearer side of the vehicle.
- (4) The centre of a low-beam headlight fitted to a motor vehicle built after June 1953 must be:
 - (a) at least 500 millimetres above ground level, and
 - (b) not over 1.4 metres above ground level.

88 How single headlights are to be fitted

- (1) A motor bike or trike with a single headlight fitted must have the light fitted in the centre.
- (2) Subclause (1) applies to a motor bike with an attached sidecar as if the sidecar were not attached.

89 How additional headlights are to be fitted

If 2 or more additional headlights are fitted to a motor vehicle with 4 or more wheels, the additional headlights must as far as possible be fitted in pairs.

90 Performance of headlights

- (1) When on, a headlight, or additional headlight, fitted to a vehicle must:
 - (a) show only white light, and
 - (b) project its main beam of light ahead of the vehicle.
- (2) Headlights must be fitted to a vehicle so their light does not reflect off the vehicle into the driver's eyes.

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91 Effective range of headlights

- (1) This clause applies to a headlight that is on at night.
- (2) A low-beam headlight must illuminate the road ahead of the vehicle for at least 25 metres.
- (3) A high-beam headlight must illuminate the road ahead of the vehicle for at least 50 metres.
- (4) However, a low-beam headlight fitted to a motor vehicle built before 1931, or a moped, need only illuminate the road ahead of the vehicle for 12 metres.

92 Changing headlights from high-beam to low-beam position

- (1) A motor vehicle built after 1934 that can travel at over 60 kilometres an hour must be fitted with:
 - (a) a dipping device enabling the driver in the normal driving position:
 - (i) to change the headlights from the high-beam position to the low-beam position, or
 - (ii) simultaneously to switch off a high-beam headlight and switch on a low-beam headlight, and
 - (b) for a vehicle built after June 1953—a device to indicate to the driver that the headlights are in the high-beam position.
- (2) A headlight fitted to a vehicle not fitted with a dipping device mentioned in subclause (1) (a) must operate in the low-beam position.
- (3) When a headlight fitted to a vehicle is switched to the low-beam position, any other headlight on the vehicle must operate only in the low-beam position or be off.

Division 3 Parking lights**93 Parking lights**

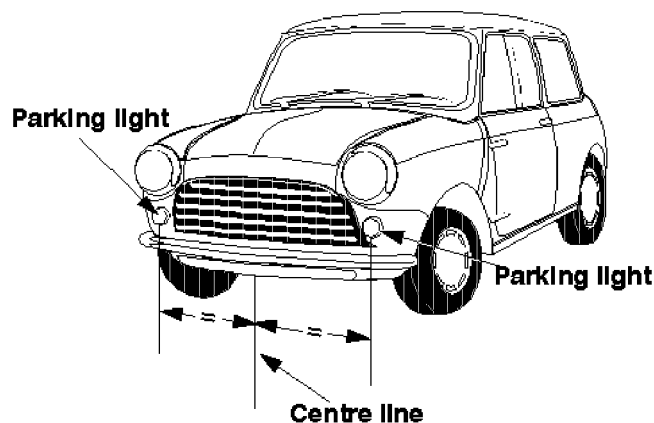
- (1) A motor vehicle built after June 1953 must be fitted with:
 - (a) a pair of parking lights if it is a motor trike with 2 front wheels (except a moped) or a motor vehicle with 4 or more wheels, or
 - (b) at least 1 parking light if it is a motor bike with an attached sidecar, or a motor trike with 1 front wheel (except a moped).
- (2) A pair of parking lights fitted to a motor vehicle with 4 or more wheels must be fitted with the centre of each light:
 - (a) at least 600 millimetres from the centre of the other light, and
 - (b) not over 510 millimetres from the nearer side of the vehicle.

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- (3) However, a pair of parking lights fitted to a motor vehicle under 1300 millimetres wide may be fitted with the centre of each light not under 400 millimetres from the centre of the other light.
- (4) A parking light fitted to a motor trike with 2 front wheels must not be over 400 millimetres from the nearer side of the vehicle.
- (5) A parking light fitted to a motor bike with a sidecar must be fitted not over 150 millimetres from the side of the sidecar furthest from the motor bike.

**Location of parking lights on a vehicle**

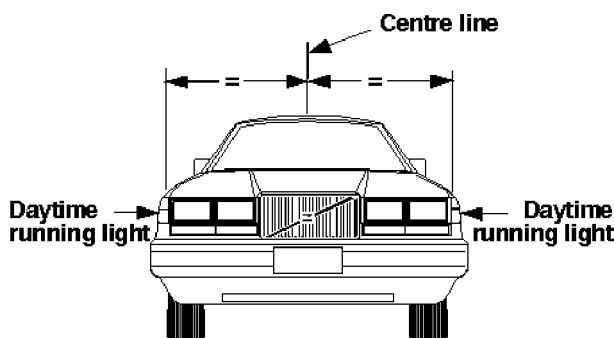
- (6) When on, a parking light must:
 - (a) show a white or yellow light visible 200 metres from the front of the vehicle, and
 - (b) not use over 7 watts power.
- (7) A parking light fitted to a motor vehicle built after 1969 must be wired so the parking light is on when a headlight on the vehicle is on.
- (8) A parking light fitted to a sidecar attached to a motor bike must be wired to operate when a headlight, tail light or parking light on the motor bike is on.
- (9) For subclause (3), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

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Division 4 Daytime running lights**94 Daytime running lights**

- (1) A pair of daytime running lights may be fitted to a motor vehicle.
- (2) A pair of daytime running lights fitted to a vehicle with 4 or more wheels must be fitted with the centre of each light:
 - (a) at least 600 millimetres from the centre of the other light, and
 - (b) not over 510 millimetres from the nearer side of the vehicle.
- (3) However, a pair of daytime running lights fitted to a motor vehicle under 1300 millimetres wide may be fitted with the centre of each light not under 400 millimetres from the centre of the other light.

**Location of daytime running lights on a vehicle**

- (4) When on, a daytime running light must:
 - (a) show a white or yellow light visible from the front of the vehicle, and
 - (b) not use over 25 watts power.

Note. The third edition ADRs only allow white daytime running lights.
- (5) Daytime running lights must be wired so they are off when a headlight, except a headlight being used as a flashing signal, is on.
- (6) For subclause (3), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

Division 5 Tail lights**95 Tail lights generally**

- (1) A vehicle must have at least 1 tail light fitted on or towards the rear of the vehicle.

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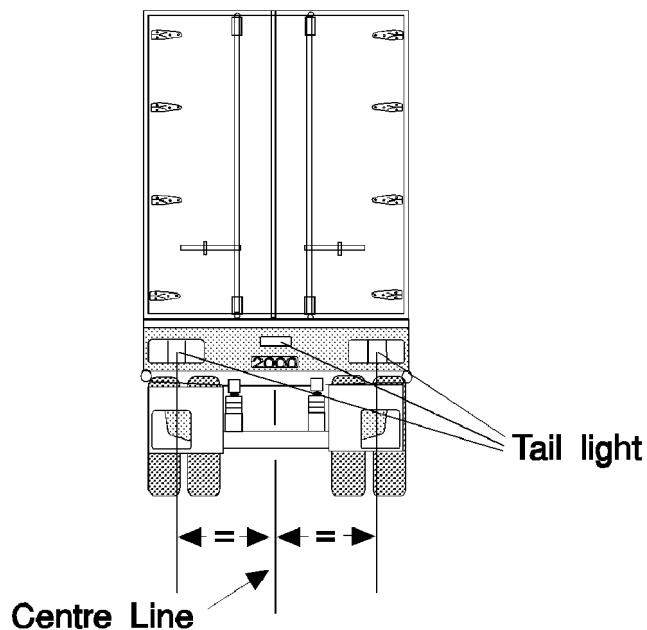
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- (2) A motor trike with 2 rear wheels, or a motor vehicle with 4 or more wheels, built after 1959 must have at least 1 tail light fitted on or towards each side of the rear of the vehicle.
 - (3) A trailer built after June 1973 must have at least 1 tail light fitted on or towards each side of the rear of the vehicle.
 - (4) The centre of a tail light mentioned in subclause (1), (2) or (3) must not be over:
 - (a) 1.5 metres above ground level, or
 - (b) if it is not practicable to fit the light lower—2.1 metres above ground level.
 - (5) A vehicle may have 1 or more additional tail lights at any height above ground level.

96 Pattern of fitting tail lights

- (1) If only 1 tail light is fitted to a vehicle, it must be fitted in the centre or to the right of the centre of the vehicle's rear.
- (2) Subclause (1) applies to a motor bike with an attached sidecar as if the sidecar were not attached.
- (3) If 2 or more tail lights are fitted to a vehicle, at least 2 must be fitted as a pair.

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Location of tail lights on a vehicle

- (4) Tail lights fitted in accordance with this Division may also serve as rear clearance lights if they are fitted to a vehicle in accordance with clause 102 (3).

97 Performance of tail lights

- (1) When on, a tail light of a vehicle must:
- (a) show a red light visible 200 metres from the rear of the vehicle, and
 - (b) not use over 7 watts power.
- (2) A tail light fitted to a street rod vehicle may incorporate a blue lens not over 20 millimetres in diameter.

98 Wiring of tail lights

A tail light of a motor vehicle must be wired to come on, and stay on, when a parking light or headlight on the vehicle is on, unless an external switch is fitted to operate the tail light.

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Division 6 Number-plate lights

99 Number-plate lights

- (1) At least 1 number-plate light must be fitted to the rear of a vehicle.
- (2) When on, the number-plate light or lights must illuminate a number-plate on the rear of the vehicle (other than a bicycle rack number-plate) with white light, so the characters on the number-plate can be read at night 20 metres from the rear of the vehicle.
- (3) A number-plate light:
 - (a) may be combined with another light, and
 - (b) must not project white light to the rear of the vehicle except by reflection, and
 - (c) must not obscure the characters on the number-plate, and
 - (d) must be wired to come on, and stay on, when a parking light, headlight or tail light on the vehicle is on.

Division 7 Clearance lights

100 Front clearance lights

- (1) Front clearance lights may only be fitted to a vehicle that is at least 1.8 metres wide.
- (2) A pair of front clearance lights must be fitted to a motor vehicle that is at least 2.2 metres wide, or a prime mover.
- (3) The centre of a front clearance light must be:
 - (a) not over 400 millimetres from the nearer side of the vehicle, and
 - (b) if the vehicle was built after June 1953:
 - (i) at least 750 millimetres higher than the centre of any low-beam headlight fitted to the vehicle, or
 - (ii) not lower than the top of the windscreen.
- (4) However, a front clearance light may be mounted on an external rear vision mirror or a mirror support if, when the mirror is correctly adjusted, no part of the lens of the clearance light is visible to a person in the normal driving position.
- (5) When on, a front clearance light must:
 - (a) show a yellow or white light visible 200 metres from the front of the vehicle, and
 - (b) not use over 7 watts power.

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101 External cabin lights

- (1) A motor vehicle fitted with front clearance lights may also have additional forward-facing lights on or above the roof of its cabin.
- (2) The additional forward-facing lights must be spaced evenly between the front clearance lights, with their centres at least 120 millimetres apart.
- (3) When on, an additional forward-facing light must:
 - (a) show a yellow or white light, and
 - (b) not use over 7 watts power.

102 Rear clearance lights

- (1) Rear clearance lights may only be fitted to a vehicle that is at least 1.8 metres wide.
- (2) A pair of rear clearance lights must be fitted to the rear of a vehicle that is at least 2.2 metres wide.
- (3) The centre of a rear clearance light must be:
 - (a) not over 400 millimetres from the nearer side of the vehicle, and
 - (b) if practicable, at least 600 millimetres above ground level.
- (4) When on, a rear clearance light must:
 - (a) show a red light visible 200 metres from the rear of the vehicle, and
 - (b) not use over 7 watts power.

Division 8 Side marker lights**103 Vehicles needing side marker lights**

- (1) A pair of side marker lights must be fitted towards the rear of the sides of a motor vehicle that is over 7.5 metres long and at least 2.2 metres wide.
- (2) A pole-type trailer, and a motor vehicle built to tow a pole-type trailer, with at least 1 cross-bar or bolster must have a side marker light fitted to each side of the back or only cross-bar or bolster.
- (3) A pole-type trailer with 2 or more cross-bars or bolsters may also have a side marker light fitted to each side of the front cross-bar or bolster.
- (4) At least 2 side marker lights must be fitted to each side of:
 - (a) a trailer, except a pole-type trailer, that is at least 2.2 metres wide and not over 7.5 metres long, and
 - (b) a semi-trailer that is not over 7.5 metres long.

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- (5) At least 3 side marker lights must be fitted to each side of:
 - (a) a trailer, except a pole-type trailer, that is at least 2.2 metres wide and over 7.5 metres long, and
 - (b) a semi-trailer that is over 7.5 metres long.
 - (6) For subclauses (1), (4) and (5), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

104 Location of side marker lights

- (1) The centre of a side marker light must not be over 150 millimetres from the nearer side of the vehicle.
- (2) A front side marker light fitted to a motor vehicle must be towards the front of the side of the vehicle with no part of the lens visible to the driver.
- (3) The centre of a front side marker light fitted to a trailer must be:
 - (a) within 300 millimetres of the front of the side of the trailer, or
 - (b) if the construction of the trailer makes it impracticable to comply with paragraph (a)—as near as practicable to the front of the trailer.
- (4) The centre of a rear side marker light fitted to a vehicle must be:
 - (a) within 300 millimetres of the rear of the side of the vehicle, or
 - (b) if the construction of the vehicle makes it impracticable to comply with paragraph (a)—as near as practicable to the rear of the vehicle.
- (5) Side marker lights fitted to a vehicle must, as far as practicable, be evenly spaced along the side of the vehicle.
- (6) Subclauses (2)–(5) do not apply to side marker lights fitted to a cross-bar or bolster of a pole-type trailer.
- (7) Only the side marker lights nearest to the rear need be fitted if complying with subclauses (3) and (4) would result in the front and rear side marker lights being under 2.5 metres apart.
- (8) A side marker light fitted to a vehicle must be fitted so that:
 - (a) its centre is not over:
 - (i) 1.5 metres above ground level, or
 - (ii) if it is not practicable to fit it lower—2.1 metres above ground level, and
 - (b) its centre is at least 600 millimetres above ground level, and

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(c) it is, as far as practicable, in a row of side marker lights along the side of the vehicle.

(9) Subclause (8) (a) does not apply to a side marker light that is not required to be fitted to the vehicle by clause 103.

105 Performance of side marker lights

- (1) When on, a side marker light fitted to a vehicle must:
- (a) show a light visible 200 metres from the vehicle, and
 - (b) not use over 7 watts power.
- (2) When on, a side marker light fitted to a vehicle must show:
- (a) to the front of the vehicle—a yellow light, and
 - (b) to the rear of the vehicle:
 - (i) if the light also operates as a rear light or reflector—a red light, and
 - (ii) in any other case—a red or yellow light.
- (3) However, if a pole-type trailer with 2 or more cross-bars or bolsters has the side marker lights permitted by clause 103 (3):
- (a) the side marker lights fitted to the front cross-bar or bolster may comply with subclause (2) (a) only, and
 - (b) the side marker lights fitted to the back cross-bar or bolster may comply with subclause (2) (b) only.

106 Side marker lights and rear clearance lights

The side marker light nearest to the rear of a vehicle may also be a rear clearance light for the purposes of clause 102.

Division 9 Brake lights**107 Fitting brake lights**

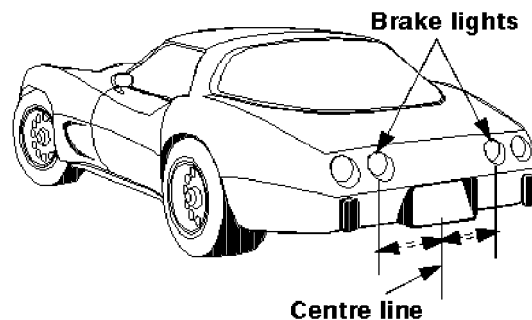
- (1) A brake light must be fitted to the rear of a vehicle built after 1934.

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- (2) A pair of brake lights must be fitted to the rear of:
 - (a) a motor vehicle built after 1 October 1991 that has 4 or more wheels, and
 - (b) a motor trike built after 1 October 1991 that has 2 rear wheels, and
 - (c) a trailer built after June 1973.
- (3) The centre of a brake light must be:
 - (a) at least 350 millimetres above ground level, and
 - (b) not over:
 - (i) 1.5 metres above ground level, or
 - (ii) if it is not practicable to fit the light lower—2.1 metres above ground level.
- (4) A vehicle may be fitted with 1 or more additional brake lights.
- (5) The centre of an additional brake light must be at least 350 millimetres above ground level.
- (6) If only 1 brake light is fitted to a vehicle, it must be fitted in the centre or to the right of the centre of the vehicle's rear.
- (7) Subclause (6) applies to a motor bike with an attached sidecar as if the sidecar were not attached.



Location of brake lights on a vehicle

108 Performance and operation of brake lights

- (1) When on, a brake light must show a red light visible 30 metres from the rear of the vehicle.
- (2) A brake light fitted to a street rod vehicle may incorporate a blue lens not over 20 millimetres in diameter.

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- (3) A brake light fitted to a motor vehicle must come on, if it is not already on, when:
 - (a) for a vehicle with 4 or more wheels or built after 1974—a service brake is applied, or
 - (b) for another vehicle—the rear wheel brake is applied.
 - (4) Subclause (3) does not apply if the controls in the vehicle that start the engine are in a position that makes it impossible for the engine to operate.
 - (5) A brake light on a trailer must come on when:
 - (a) the brake light of the towing vehicle comes on, or
 - (b) a brake control on the towing vehicle, which independently activates the service brake on the trailer, is operated.
 - (6) A brake light may be operated by an engine brake, retarder or similar device if the device does not interfere with the proper operation of the brake light.

Division 10 Reversing lights**109 Reversing lights**

- (1) One or more reversing lights may be fitted to the rear of a vehicle and on each side towards the rear of the vehicle.
- (2) A reversing light must have its centre not over 1.2 metres above ground level.
- (3) When on, a reversing light must show a white or yellow light to the rear or to the side and rear of the vehicle.
Note. Third edition ADRs only allow white reversing lights.
- (4) A reversing light fitted to a motor vehicle must be wired so it operates only when the vehicle is reversing or in reverse gear.
- (5) A reversing light fitted to a trailer must be wired so it operates only when a motor vehicle towing the trailer is reversing or in reverse gear.
- (6) A yellow reversing light may also operate as a direction indicator light.

Division 11 Direction indicator lights**110 Direction indicator lights on motor vehicles**

- (1) A motor vehicle with 4 or more wheels that was built after August 1966 must have:
 - (a) a pair of direction indicator lights fitted on, or towards, its front that face forwards, and

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- (b) a pair of direction indicator lights fitted on, or towards, its rear that face backwards.
 - (2) A motor vehicle with less than 4 wheels that was built after June 1975 must have:
 - (a) a pair of direction indicator lights fitted on, or towards, its front that face forwards, and
 - (b) a pair of direction indicator lights fitted on, or towards, its rear that face backwards.
 - (3) A motor vehicle that is not required to have direction indicator lights may have:
 - (a) 1 or more pairs of direction indicator lights that are visible from both the front and rear of the vehicle, or
 - (b) both:
 - (i) a pair of direction indicator lights fitted on, or towards, its front that face forwards, and
 - (ii) a pair of direction indicator lights fitted on, or towards, its rear that face backwards.

111 Direction indicator lights on trailers

- (1) A trailer built after June 1973 must have a pair of direction indicator lights fitted on, or towards, its rear that face backwards.
- (2) A trailer that is not required to have direction indicator lights may have 1 or more pairs of direction indicator lights fitted on, or towards, its rear that face backwards.

112 Location of direction indicator lights

- (1) A pair of direction indicator lights fitted to a vehicle must have the centre of each light at least:
 - (a) for a motor bike or the single wheel end of a motor trike—300 millimetres from the centre of the other light, and
 - (b) for lights fitted at the 2 wheel end of a motor trike—600 millimetres from the centre of the other light, unless the centre of each direction indicator light is not over 400 millimetres from the nearer side of the vehicle, and
 - (c) for another vehicle with a width of not over 1300 millimetres—400 millimetres from the centre of the other light, and
 - (d) for another vehicle with a width of over 1300 millimetres—600 millimetres from the centre of the other light.
- (2) The centre of each direction indicator light must be at least 350 millimetres above ground level.

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- (3) The centre of each light in a pair of direction indicator lights required to be fitted to a vehicle must not be over:
 - (a) 1.5 metres above ground level, or
 - (b) if it is not practicable for the light to be fitted lower—2.1 metres above ground level.
 - (4) For subclause (1), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

113 Operation and visibility of direction indicator lights

- (1) A direction indicator light fitted to a motor vehicle must:
 - (a) when operating, display regular flashes of light at a rate of not over 120 flashes a minute, and:
 - (i) for a motor vehicle with 4 or more wheels—at least 60 flashes a minute, or
 - (ii) for any other motor vehicle—at least 45 flashes a minute, and
 - (b) be able to be operated by a person in the normal driving position, and
 - (c) be wired to an audible or visible device in the vehicle that tells the driver that the direction indicator light is operating, and
 - (d) flash at the same time and rate as any other direction indicator lights fitted on the same side of the vehicle.
- (2) A direction indicator light fitted to a side of a trailer must, when operating, flash at the same time and rate as the direction indicator light or lights fitted to the same side of the motor vehicle towing the trailer.
- (3) The flashes of light displayed by a direction indicator light must be:
 - (a) if the light faces forward—white or yellow, and
 - (b) if the light faces backwards:
 - (i) yellow, or
 - (ii) for a vehicle built before July 1973—yellow or red, and
 - (c) if the light faces out from the side of the vehicle:
 - (i) white or yellow towards the front and side, and
 - (ii) for a vehicle built before July 1973—yellow or red towards the rear and side, and
 - (iii) for a vehicle built after June 1973—yellow towards the rear and side.

Note. The ADRs only allow yellow direction indicator lights.

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- (4) If a motor vehicle's direction indicator lights display only yellow light, the vehicle may be equipped to allow the lights to operate simultaneously on both sides of the vehicle, if a visible or audible signal tells the driver when the lights are operating simultaneously.
 - (5) When on, a direction indicator light must be visible 30 metres from:
 - (a) if the light faces forwards—the front of the vehicle, or
 - (b) if the light faces backwards—the rear of the vehicle, or
 - (c) if the light faces out from the side of the vehicle—that side of the vehicle.
 - (6) When on, each direction indicator light in at least 1 pair of lights fitted on or towards the front of a prime mover, or a motor vehicle over 7.5 metres long, must be visible at a point:
 - (a) 1.5 metres at right angles from the side of the vehicle where the light is fitted, and
 - (b) in line with the rear of the vehicle.

Division 12 Fog lights**114 Front fog lights**

- (1) A pair of front fog lights may be fitted to a motor vehicle with 4 or more wheels.
- (2) A pair of front fog lights, or a single front fog light, may be fitted to a motor bike or trike.
- (3) A pair of front fog lights fitted to a motor vehicle with 4 or more wheels must have the centre of each light not over 400 millimetres from the nearer side of the vehicle unless the centres of the lights are at least 600 millimetres apart.
- (4) If the top of the front fog light is higher than the top of any low-beam headlight on the vehicle, the centre of the fog light must not be higher than the centre of the low-beam headlight.
- (5) A front fog light must:
 - (a) when on:
 - (i) project white or yellow light in front of the vehicle, and
 - (ii) be a low-beam light, and
 - (b) be able to be operated independently of any headlight, and
 - (c) be fitted so the light from it does not reflect off the vehicle into the driver's eyes.

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115 Rear fog lights

- (1) A vehicle may have fitted to its rear:
 - (a) a pair of rear fog lights, or
 - (b) 1 rear fog light fitted on, or to the right, of the centre of the vehicle.
- (2) Subclause (1) (b) applies to a motor bike with an attached sidecar as if the sidecar were not attached.
- (3) A rear fog light must:
 - (a) have its centre:
 - (i) not over 1.5 metres above ground level, and
 - (ii) at least 100 millimetres from the centre of a brake light, and
 - (b) when on, project red light behind the vehicle, and
 - (c) not use over 27 watts power, and
 - (d) be wired to a visible device in the vehicle that tells the driver that the rear fog light is operating.

Division 13 Interior lights**116 Interior lights**

A vehicle may be fitted with interior lights that illuminate any interior part of the vehicle.

Division 14 Reflectors generally**117 General requirements for reflectors**

- (1) A reflector fitted to a vehicle must show a red, yellow or white reflection of light when light is projected directly onto the reflector at night by a low-beam headlight that:
 - (a) is 45 metres from the reflector, and
 - (b) complies with this Schedule.
- (2) The reflection must be clearly visible from the position of the headlight.
- (3) A reflector may be in the form of reflecting sheeting or tape or other efficient reflecting material.

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Division 15 Rear reflectors

118 Rear reflectors

- (1) A motor vehicle with 4 or more wheels, and a trailer, must have a rear-facing red reflector towards each side of its rear.
- (2) A motor bike, a sidecar attached to a motor bike, and a motor trike, must have a rear-facing red reflector.
- (3) The centre of each reflector must be:
 - (a) at the same height above ground level, and
 - (b) not over 1.5 metres above ground level.
- (4) However, subclause (3) does not apply to a reflector fitted to a sidecar attached to a motor bike.
- (5) A reflector fitted to a motor vehicle with 4 or more wheels, or a trailer, must not be over 400 millimetres from the nearer side of the vehicle.
- (6) A vehicle fitted with rear-facing red reflectors in accordance with subclause (1) or (2) may be fitted with additional red reflectors at any height above ground level or at any distance from the side of the vehicle.

Division 16 Side reflectors

119 Compulsory side reflectors on pole-type trailers

- (1) Yellow or red side-facing reflectors must be fitted to the pole of a pole-type trailer so:
 - (a) 1 reflector is fitted to the middle third of the left and right faces of the pole, and
 - (b) the front reflector is not over 3 metres from the front of the trailer, and
 - (c) the other reflectors are not over 3 metres apart.
- (2) Additional side-facing reflectors may be fitted to a pole-type trailer in accordance with clause 120.

120 Optional side reflectors

- (1) A vehicle may be fitted with side-facing reflectors.
- (2) A side-facing reflector:
 - (a) towards the front of the vehicle must be yellow or white, and
 - (b) towards the rear of the vehicle must be yellow or red, and
 - (c) on the central part of the vehicle must be yellow.

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Division 17 Front reflectors**121 Compulsory front reflectors on trailers**

- (1) A front-facing white or yellow reflector must be fitted towards each side of the front of:
 - (a) a semi-trailer, except a pole-type trailer, and
 - (b) the front cross-bar or bolster of a pole-type trailer, and
 - (c) a trailer that is at least 2.2 metres wide.
- (2) Each reflector must have its centre:
 - (a) at the same height above ground level, and
 - (b) not over 1.5 metres above ground level, and
 - (c) not over 400 millimetres from the nearer side of the vehicle.
- (3) Additional front-facing reflectors may be fitted to a trailer mentioned in subclause (1) in accordance with clause 122.

122 Optional front reflectors

- (1) A motor vehicle with 4 or more wheels, or a trailer, may have 1 or more front-facing white or yellow reflectors fitted towards each side of its front.
- (2) A motor vehicle with less than 4 wheels may have 1 or more front-facing white or yellow reflectors.
- (3) The centre of at least 1 reflector on each side of the front of the vehicle must be:
 - (a) at the same height above ground level as the centre of the other reflector, and
 - (b) the same distance from the longitudinal axis of the vehicle as the centre of the other reflector, and
 - (c) at least:
 - (i) for a vehicle with a width under 1300 millimetres—400 millimetres from the centre of the other reflector, and
 - (ii) for another vehicle—600 millimetres from the centre of the other reflector.
- (4) For subclause (3) (c), the width of a vehicle is measured disregarding any anti-skid device mounted on wheels, central tyre inflation systems, lights, mirrors, reflectors, signalling devices and tyre pressure gauges.

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Division 18 Spot and search lights

123 Spot and search lights

A motor vehicle may be equipped with a spot or search light.

Division 19 Other lights, reflectors, rear marking plates or signals

124 Other lights and reflectors

- (1) A vehicle may be fitted with any light or reflector not mentioned in this Schedule.
- (2) However, unless subclause (3), (4) or (5) applies, a vehicle must not display:
 - (a) a light that flashes or rotates, or
 - (b) a light or reflector that:
 - (i) shows a red light to the front, or
 - (ii) shows a white light to the rear, or
 - (iii) is shaped or located in a way that reduces the effectiveness of a light or reflector that is required to be fitted to the vehicle under this Schedule, or
 - (iv) shows a blue light.
- (3) Despite clause 17 and any requirement of a third edition ADR, an emergency vehicle or police vehicle may be fitted with any light or reflector.
- (4) Despite clause 17 and any requirement of a third edition ADR, the following vehicles may be fitted with a light or lights, at least one of which must be mounted on top of the vehicle, capable of displaying a flashing or rotating light:
 - (a) ambulances,
 - (b) police vehicles,
 - (c) fire fighting vehicles,
 - (d) mines rescue or other rescue vehicles,
 - (e) Red Cross vehicles used for conveyance of blood for urgent transfusions,
 - (f) public utility service vehicles,
 - (g) tow-trucks,
 - (h) motor breakdown service vehicles,

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- (i) vehicles used for the delivery of milk that are required to stop at frequent intervals,
 - (j) buses used solely or principally for the conveyance of children to or from school,
 - (k) vehicles exceeding the length, width and height limits of this Schedule,
 - (l) vehicles frequently used to transport loads that exceed the maximum length, width and height limits of this Schedule,
 - (m) vehicles used to escort vehicles referred to in paragraph (k) or (l),
 - (n) vehicles used by the Authority,
 - (o) vehicles used by an employee of a council of a local government area for the purposes of enforcing excess weight limits legislation,
 - (p) State Emergency Service vehicles,
 - (q) such other vehicles as are approved by the Authority.
- (5) Despite subclause (4), a police vehicle is not required to have a light mounted on top of the vehicle.
- (6) Despite subclause (4), a vehicle used by the Authority is not required to have a light mounted on top of the vehicle.
- (7) Any such light must be capable of displaying:
- (a) in the case of a police vehicle, an ambulance, a fire fighting vehicle, a vehicle used by a Traffic Commander or Traffic Emergency Patroller (appointed or employed by the Authority), a State Emergency Service vehicle or a vehicle used by an accredited rescue unit (within the meaning of the *State Emergency and Rescue Management Act 1989*)—a blue or red light, or
 - (b) in the case of a Red Cross vehicle, a mines rescue or other rescue vehicle or an emergency vehicle within the meaning of the *Australian Road Rules* (other than a vehicle referred to in paragraph (a))—a red light, or
 - (c) in the case of a vehicle used by the Authority or a vehicle used by a council of a local government area for the purposes of enforcing excess weight limits legislation—a crimson light, or
 - (d) in the case of a fire brigade emergency site command vehicle—a green light, or
 - (e) in the case of any other vehicle—a yellow light unless otherwise approved by the Authority.

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- (8) The lens of any such light must not be visible, either directly or indirectly, to the driver of the motor vehicle or trailer to which it is fitted when that driver is seated in the normal driving position.
 - (9) The light from any such light mounted on the top of the vehicle must be visible in normal sunlight from a distance of at least 200 metres to a driver approaching that vehicle from any direction.
 - (10) Subclause (7) does not apply to the extent that it is inconsistent with a requirement of the *Road Transport (Mass, Loading and Access) Regulation 2005* (or any regulation that replaces that regulation) relating to oversize vehicles or pilot or escort vehicles.
 - (11) In this clause, *excess weight limits legislation* means any of the following:
 - (a) Chapter 3 of the *Road Transport (General) Act 2005*,
 - (b) the *Road Transport (Mass, Loading and Access) Regulation 2005* or any regulation that replaces that regulation.

125 Flashing direction indicator lights

- (1) A motor vehicle that:
 - (a) is specified in clause 124 (4), and
 - (b) has direction indicator lights that show yellow light to the front, may be equipped with a device that will cause the direction indicator lights fitted to the front and rear and on both sides of the vehicle, and any trailer connected to the vehicle, to flash simultaneously and regularly at a rate of not less than 60 and not more than 120 flashes per minute.
- (2) When all such lights fitted to a motor vehicle and trailer (if any) are flashing simultaneously, there must be an indicator that will inform the driver, by visible and audible means, that the lights are flashing.

126 Flashing lights on other vehicles—street vending vehicles

Street vending vehicles must be fitted with a flashing warning light mounted on the roof of the vehicle. Any such light must:

- (a) be capable of displaying a rotating, flashing, yellow coloured light, and
- (b) commence to emit light within 1 second of being switched on, and
- (c) when switched on, flash regularly at a rate of not less than 60 times per minute, and
- (d) be connected to an indicator that will inform the driver, by visible and audible means, that the light is flashing, and

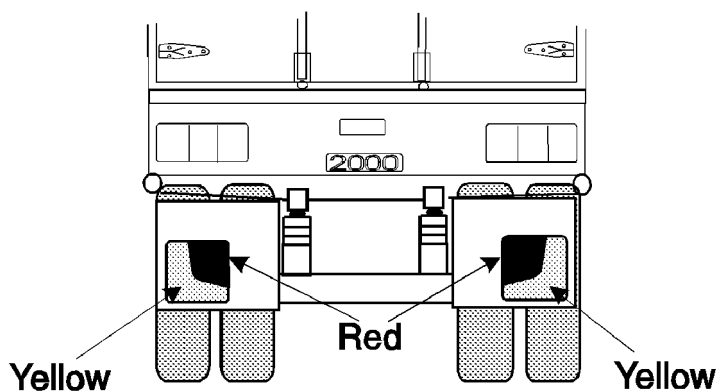
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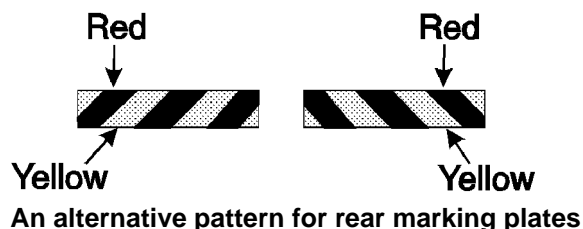
- (e) emit light that is visible in normal sunlight from a distance of at least 200 metres to a driver approaching the vehicle from any direction.

127 Rear marking plates

- (1) In this clause:
rear marking plate means a rear marking plate complying with rule 13.6.101 of third edition ADR 13.
- (2) Rear marking plates must be fitted to:
- a motor vehicle with a GVM over 12 tonnes, except a bus fitted with hand grips or similar equipment for standing passengers to hold, and
 - a trailer with a GTM over 10 tonnes.
- (3) Subclause (2) applies to a vehicle even if it was built before the date stated in the ADR.
- (4) Rear marking plates may be fitted to a motor vehicle with a GVM not over 12 tonnes or a trailer with a GTM not over 10 tonnes.



An example of rear marking plates



An alternative pattern for rear marking plates

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128 Signalling devices

- (1) This clause applies to a motor vehicle if:
 - (a) the vehicle is not fitted with a brake light or direction indicator light mentioned in Division 9 or 11, and
 - (b) the construction of the vehicle would otherwise prevent the driver from hand signalling an intention:
 - (i) to turn or move the vehicle to the right, or
 - (ii) to stop or suddenly reduce the speed of the vehicle.
- (2) The vehicle must be fitted with a mechanical signalling device or a pair of turn signals.

129 Mechanical signalling devices

- (1) A mechanical signalling device must:
 - (a) be fitted to the right side of the vehicle, and
 - (b) be able to be operated by the driver from a normal driving position, and
 - (c) consist of a white or yellow representation of an open human hand at least 15 centimetres long, and
 - (d) be constructed so that the driver of the vehicle can keep the device:
 - (i) in a neutral position so it is unlikely that the driver of another vehicle or anyone else would regard it as a signal, and
 - (ii) in a horizontal position with the palm of the hand facing forwards and the fingers pointing out at a right angle to the vehicle to signal an intention to turn or move right, and
 - (iii) with the palm of the hand facing forwards and the fingers pointing upwards to signal an intention to stop or reduce speed suddenly.
- (2) When the mechanical signalling device is in a position mentioned in subclause (1) (d) (ii) or (iii), the complete hand must be clearly visible, from both the front and the rear of the vehicle, at a distance of 30 metres.

130 Turn signals

A turn signal must:

- (a) consist of a steady or flashing illuminated yellow sign at least 15 centimetres long and 25 millimetres wide that:
 - (i) when in operation—is kept horizontal, and

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- (ii) when not in operation—is kept in a position so it is unlikely that the driver of another vehicle or anyone else would regard it as a signal, and
 - (b) be fitted to the side of the motor vehicle at least 50 centimetres and not over 2.1 metres above ground level, in a position so the driver of the vehicle, from the normal driving position, can see whether the signal is in operation, and
 - (c) be able to be operated by the driver from the normal driving position, and
 - (d) when in operation, be visible from both the front and rear of the vehicle at a distance of 30 metres.

Division 20 Vehicles not required to have lights or reflectors**131 Certain vehicles used in daylight**

This Part does not apply to a vehicle built before 1931 that is used only in the daylight.

132 Certain vehicles used for exhibition purposes

This Part does not apply to a vehicle built before 1946 that is used mainly for exhibition purposes.

Part 6 Braking systems

Note. This Part sets out the braking system requirements for vehicles to ensure that they can be reliably slowed or stopped even if a part of a braking system fails, and to ensure that a vehicle can be prevented from rolling away when parked.

The Part also includes special requirements for braking systems on B-doubles and road trains to ensure that the braking systems on the component vehicles are compatible. The special requirements do not apply to a road train that is 19 metres long or less.

Division 1 Brake requirements for all vehicles**133 Parts of a braking system**

- (1) A brake tube or hose fitted to a vehicle must:
 - (a) be manufactured from a material appropriate to its intended use in the vehicle, and
 - (b) be long enough to allow for the full range of steering and suspension movements of the vehicle, and
 - (c) be fitted to prevent it being damaged during the operation of the vehicle by:
 - (i) a source of heat, or
 - (ii) any movement of the parts to which it is attached or near.

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- (2) Each component of the braking system of a vehicle must comply with the design and performance requirements of:
- (a) a relevant Australian Standard or British Standard as in force when this subclause commenced, or
 - (b) a relevant standard approved by any of the following bodies, and as in force when this subclause commenced:
 - (i) American Society of Automotive Engineers,
 - (ii) American National Standards Institute,
 - (iii) Japanese Standards Association,
 - (iv) Deutsches Institut für Normung,
 - (v) International Organization for Standardization.

134 Provision for wear

The braking system of a vehicle must allow for adjustment to take account of normal wear.

135 Supply of air or vacuum to brakes

- (1) If air brakes are fitted to a vehicle:
- (a) the compressor supplying air to the brakes must be able to build up air pressure to at least 80% of the governor cut-out pressure in not over 5 minutes after the compressed air reserve is fully used up, and
 - (b) for a vehicle with a GVM over 4.5 tonnes—the air storage tanks must have sufficient capacity to allow 5 applications of the service brakes before the air pressure drops below half the governor cut-out pressure, and
 - (c) there must be an automatic or manual condensate drain valve at the lowest point of each air brake reservoir in the system, and
 - (d) any spring brake fitted to the vehicle must not operate before the warning mentioned in clause 139 (4) (a) or 142 (3) (a) has been given.
- (2) If vacuum brakes are fitted to a vehicle, the vacuum supply must be able to build up vacuum:
- (a) to the level when the warning signal mentioned in clause 139 (4) (a) or 142 (3) (a) no longer operates within 30 seconds after the vacuum reserve is fully used up, and
 - (b) to the normal working level within 60 seconds after the vacuum reserve is fully used up.

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136 Performance of braking systems

- (1) One sustained application of the brake of a motor vehicle built after 1930, or a combination that includes a motor vehicle built after 1930, must be able to produce the performance mentioned in subclauses (2) to (7):
 - (a) when the vehicle or combination is on a dry, smooth, level road surface, free from loose material, and
 - (b) whether or not the vehicle or combination is loaded, and
 - (c) without part of the vehicle or combination moving outside a straight path:
 - (i) centred on the longitudinal axis of the vehicle or combination before the brake was applied, and
 - (ii) 3.7 metres wide.
- (2) The braking system of a motor vehicle or combination with a gross mass under 2.5 tonnes must bring the vehicle or combination from a speed of 35 kilometres an hour to a stop within:
 - (a) 12.5 metres when the service brake is applied, and
 - (b) 30 metres when the emergency brake is applied.
- (3) The braking system of a motor vehicle or combination with a gross mass of at least 2.5 tonnes must bring the vehicle or combination from a speed of 35 kilometres an hour to a stop within:
 - (a) 16.5 metres when the service brake is applied, and
 - (b) 40.5 metres when the emergency brake is applied.
- (4) The braking system of a motor vehicle or combination with a gross mass under 2.5 tonnes must decelerate the vehicle or combination, from any speed at which the vehicle or combination can travel, by an average of at least:
 - (a) 3.8 metres per second per second when the service brake is applied, and
 - (b) 1.6 metres per second per second when the emergency brake is applied.
- (5) The braking system of a motor vehicle or combination with a gross mass of at least 2.5 tonnes must decelerate the vehicle or combination, from any speed at which the vehicle or combination can travel, by an average of at least:
 - (a) 2.8 metres per second per second when the service brake is applied, and
 - (b) 1.1 metres per second per second when the emergency brake is applied.

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- (6) The braking system of a motor vehicle or combination with a gross mass under 2.5 tonnes must achieve a peak deceleration of the vehicle or combination, from any speed at which the vehicle or combination can travel, of at least:
 - (a) 5.8 metres per second per second when the service brake is applied, and
 - (b) 1.9 metres per second per second when the emergency brake is applied.
 - (7) The braking system of a motor vehicle or combination with a gross mass of at least 2.5 tonnes must achieve a peak deceleration of the vehicle or combination, from any speed at which the vehicle or combination can travel, of at least:
 - (a) 4.4 metres per second per second when the service brake is applied, and
 - (b) 1.5 metres per second per second when the emergency brake is applied.
 - (8) The parking brake of a vehicle or combination must be able to hold the vehicle or combination stationary on a 12% gradient.

Division 2 Motor vehicle braking systems**137 What braking system a motor vehicle must have**

- (1) In this clause:

independent brake, for a vehicle, means a brake that is operated entirely separately from any other brake on the vehicle, except for any drum, disc or part, on which a shoe, band or friction pad makes contact, that is common to 2 or more brakes.
- (2) A motor vehicle with 4 or more wheels built, or used, mainly for transporting goods or people by road must be fitted with:
 - (a) a braking system that:
 - (i) consists of brakes fitted to all wheels of the vehicle, and
 - (ii) has at least 2 separate methods of activation, arranged so effective braking remains on at least 2 wheels if a method fails, or
 - (b) 2 independent brakes, each of which, when in operation, acts directly on at least half the number of wheels of the vehicle.
- (3) The braking system of a motor vehicle mentioned in subclause (2) that was built after 1945 must have a service brake operating on all wheels that, when applied:

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- (a) acts directly on the wheels and not through the vehicle's transmission, or
 - (b) acts on a shaft between a differential of the vehicle and a wheel.
- (4) The braking system of a motor vehicle with 4 or more wheels must have a parking brake that:
- (a) is held in the applied position by direct mechanical action without the intervention of an electrical, hydraulic or pneumatic device, and
 - (b) is fitted with a locking device that can hold the brake in the applied position, and
 - (c) has its own separate control.
- (5) The parking brake may also be the emergency brake.
- (6) If 2 or more independent brakes are fitted to a motor vehicle with 4 or more wheels, the brakes must be arranged so brakes are applied to all the wheels on at least 1 axle of the vehicle when any brake is operated.
- (7) A motor bike or motor trike must be fitted with:
- (a) 2 independent brakes, or
 - (b) a single brake that acts directly on all wheels of the vehicle and is arranged so effective braking remains on at least 1 wheel if a part of the system fails.
- (8) Subclause (7) applies to a motor bike with a sidecar attached as if the sidecar were not attached.
- (9) A motor trike must have a parking brake that is held in the applied position by mechanical means.

138 Operation of brakes on motor vehicles

The braking system on a motor vehicle must be arranged to allow the driver of the motor vehicle to apply the brakes from a normal driving position.

139 Air or vacuum brakes on motor vehicles

- (1) If a motor vehicle has air brakes, the braking system of the vehicle must include at least 1 air storage tank.
- (2) If a motor vehicle has vacuum brakes, the braking system of the vehicle must include at least 1 vacuum storage tank.
- (3) An air or vacuum storage tank must be built so the service brake can be applied to meet the performance standards of clause 136 at least twice if the engine of the vehicle stops or the source of air or vacuum fails.

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- (4) An air or vacuum storage system must:
 - (a) be built to give a visible or audible warning to the driver, while in a normal driving position, of a lack of air or vacuum that would prevent the service brake from being applied to meet the performance standards of clause 136 at least twice, and
 - (b) be safeguarded by a check valve or other device against loss of air or vacuum if the supply fails or leaks.
 - (5) However, subclause (4) (a) does not apply to a vehicle with a GVM of 4.5 tonnes or less that is fitted with an air or vacuum assisted braking system.
 - (6) If air or vacuum brakes are fitted to a motor vehicle equipped to tow a trailer, the brakes of the vehicle must be able to stop the vehicle at the performance standards for emergency brakes under clause 136 if the trailer breaks away.
 - (7) The braking system of a motor vehicle equipped to tow a trailer fitted with air brakes must include protection against loss of supply line air or brake control signal air.
 - (8) The protection mentioned in subclause (7) must:
 - (a) operate automatically if a brake supply line hose connecting the motor vehicle and a trailer fails, and
 - (b) maintain enough air pressure to allow the brakes to be applied to meet performance standards for emergency brakes under clause 136, and
 - (c) include a visible or audible warning to the driver.

Division 3 Trailer braking systems**140 What brakes a trailer must have**

- (1) A trailer with a GTM over 750 kilograms must have brakes that operate on at least 1 wheel at each end of 1 or more axles of the trailer.
- (2) A semi-trailer or converter dolly with a GTM over 2 tonnes must have brakes that operate on all its wheels.

141 Operation of brakes on trailers

- (1) The braking system of a trailer with a GTM over 2 tonnes must allow the driver of a motor vehicle towing the trailer to operate the brakes from a normal driving position.
- (2) However, subclause (1) does not apply to an unloaded converter dolly that weighs under 3 tonnes if the motor vehicle towing the converter dolly has a GVM over 12 tonnes.

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- (3) The brakes on a trailer with a GTM over 2 tonnes must:
- (a) operate automatically and quickly if the trailer breaks away from the towing vehicle, and
 - (b) remain in operation for at least 15 minutes after a break-away, and
 - (c) be able to hold the trailer on a 12% gradient while in operation after a break-away.

142 Air or vacuum brakes on trailers

- (1) If a trailer has air brakes, its braking system must include at least 1 air storage tank.
- (2) If a trailer has vacuum brakes, its braking system must include at least 1 vacuum storage tank.
- (3) An air or vacuum storage system must:
 - (a) be built to give a visible or audible warning to the driver of the towing vehicle, while in a normal driving position, of a lack of air or vacuum that would prevent the brakes from meeting the performance standards of clause 136, and
 - (b) be safeguarded by a check valve or other device against loss of air or vacuum if the supply fails or leaks.
- (4) Subclauses (1), (2) and (3) do not apply to a trailer with a GTM of 2 tonnes or less.

Division 4 Additional brake requirements for B-doubles and long road trains**143 Application of Division to certain road trains**

This Division does not apply to a road train, or a vehicle used in a road train, if the road train has a length of 19 metres or less.

144 Braking system design for a prime mover in a B-double

- (1) A prime mover used in a B-double must comply with second edition ADR 35A or third edition ADR 35.
- (2) A prime mover used in a B-double must also have an anti-lock braking system complying with third edition ADR 64, if the prime mover:
 - (a) was built after 1989, or
 - (b) was first used in a B-double after 1993, or
 - (c) is used in a B-double that includes a road tank vehicle carrying dangerous goods.

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145 Braking system design for motor vehicles in road trains

The performance of the service, secondary and parking brake systems of a motor vehicle used in a road train must comply with second edition ADR 35A or third edition ADR 35 if the vehicle would not otherwise be required to comply with an ADR about braking.

146 Braking system design for trailers in B-doubles or road trains

- (1) The performance of the service, secondary and parking brake systems of a trailer used in a B-double or road train must comply with second edition ADR 38 or third edition ADR 38 if the trailer would not otherwise be required to comply with an ADR about braking.
- (2) A road train trailer to which subclause (1) applies need not be fitted with a mechanical parking brake if it carries wheel chocks that provide a performance equal to the performance standard required for a parking brake system.
- (3) A semi-trailer, regardless of when it was built, must have an anti-lock braking system that complies with third edition ADR 38/01, if:
 - (a) it is being used in a B-double that includes a road tank vehicle, whether or not the semi-trailer is itself a road tank vehicle, and
 - (b) the road tank vehicle is carrying dangerous goods.

147 Air brakes of motor vehicles in B-doubles or road trains

- (1) If a B-double or road train is fitted with brakes that operate using compressed air, the braking system of the motor vehicle must comply with subclauses (2) and (3) when:
 - (a) the pressure is measured in an 800 millilitre vessel connected by a 2 metre pipe with a bore of approximately 13 millimetres to the coupling head of the braking system, and
 - (b) the air pressure before the brakes are applied is not under:
 - (i) the average of the maximum and minimum pressures in the operating pressure range specified by the vehicle's manufacturer, or
 - (ii) if there is no manufacturer's specification—650 kilopascals.
- (2) The pressure must reach at least 420 kilopascals within 400 milliseconds after the rapid and complete application of the foot-operated brake control.
- (3) After the brakes have been fully applied, the pressure must fall, within half a second after the release of the foot-operated brake control, to 35 kilopascals.

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148 Air brakes in a B-double or road train: least favoured chamber

- (1) In this clause:
least favoured chamber means the brake chamber with the longest line to the treadle valve in the prime mover.
- (2) The pressure in the least favoured chamber of the braking system of a B-double or road train with brakes that operate using compressed air must comply with subclauses (3) and (4) when the air pressure before the brakes are applied is not under:
 - (a) the average of the maximum and minimum pressures in the operating pressure range specified by the vehicle's manufacturer, or
 - (b) if there is no manufacturer's specification—650 kilopascals.
- (3) The pressure must reach at least 420 kilopascals within:
 - (a) for a B-double—1 second after the rapid and complete application of the foot-operated brake control, or
 - (b) for a road train—1.5 seconds after the rapid and complete application of the foot-operated brake control.
- (4) After the brakes have been fully applied, the pressure must fall to 35 kilopascals, or the pressure at which the friction surfaces cease to contact each other, within:
 - (a) for a B-double—1 second after the release of the foot-operated brake control, or
 - (b) for a road train—1.5 seconds after the release of the foot-operated brake control.

149 Recovery of air pressure for brakes in B-doubles and road trains

The air pressure in each air brake reservoir in a B-double or road train must recover to at least 420 kilopascals within 1 minute after 3 full brake applications have been made within a 10 second period if, before the 3 brake applications have been made:

- (a) the engine is running at maximum speed, and
- (b) the governor cut-in pressure is no higher than:
 - (i) the pressure specified by the vehicle's manufacturer, or
 - (ii) if there is no manufacturer's specification—550 kilopascals, and
- (c) the air pressure in the storage tanks of the vehicle is not under:
 - (i) the average of the maximum and minimum pressures in the operating pressure range specified by the vehicle's manufacturer, or

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- (ii) if there is no manufacturer's specification—650 kilopascals.

150 Air supply for brakes in B-doubles and road trains

A B-double or road train that uses compressed air to operate accessories must have:

- (a) sufficient air compressor capacity and air receiver volume to ensure that the operation of the accessories does not adversely affect brake performance, and
- (b) a compressed air system built to ensure that the brake system is preferentially charged.

151 Brake line couplings

- (1) Brake line couplings on the same part of a vehicle in a B-double or road train must not be interchangeable.
- (2) The couplings must be polarised in accordance with Australian Standard AS 4945–2000 *Commercial road vehicles—Interchangeable quick connect/release couplings for use with air-pressure braking systems* (or any earlier version of that standard that was current when the vehicle was manufactured) if the hoses used with the brake couplings are used for the same purpose as the hoses mentioned in the standard.

152 Simultaneous parking brake application

- (1) If the parking brake of a motor vehicle in a B-double or road train is applied, the parking brakes of any attached trailer must be applied automatically.
- (2) This clause does not apply to a trailer carrying wheel chocks complying with clause 146 (2).

153 Capacity of air reservoirs

- (1) The capacity of the air storage tanks of a motor vehicle used in a B-double or road train must be at least 12 times the volume of all the brake activation chambers on the motor vehicle.
- (2) The capacity of the air storage tanks of a trailer used in a B-double or road train must be at least 8 times the volume of all the brake activation chambers on the trailer.

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Part 7 Control of emissions

Note. This Part sets out requirements to ensure that motor vehicles do not emit too much smoke or noise and that exhaust gases cannot enter the passenger compartment of a vehicle.

Division 1 Crank case gases and visible emissions**154 Crank case gases**

- (1) This clause applies to a motor vehicle with 4 or more wheels that is powered by a petrol engine and was built after 1971.
- (2) The vehicle must be built to prevent, or fitted with equipment that prevents, crank case gases from escaping to the atmosphere.

155 Visible emissions

- (1) This clause applies to a motor vehicle that is propelled by an internal combustion engine and was built after 1930.
- (2) The vehicle must not emit visible emissions for a continuous period of at least 10 seconds.
- (3) However, this clause does not apply to emissions that are visible only because of heat or the condensation of water vapour.

Division 2 Exhaust systems**156 Exhaust systems**

- (1) The outlet of the exhaust system fitted to a motor vehicle with a GVM over 4.5 tonnes (except a bus) must extend:
 - (a) behind the back seat, and
 - (b) at least 40 millimetres beyond the outermost joint of the floorpan that is not continuously welded or permanently sealed, and
 - (c) to the edge of the vehicle, if:
 - (i) the body of the vehicle is permanently enclosed, and
 - (ii) the vehicle is not fitted with a vertical exhaust system, and
 - (d) no further than the edge of the vehicle at its widest point.
- (2) The outlet must discharge the main exhaust flow to the air:
 - (a) if the vehicle is fitted, or required under a law of this jurisdiction to be fitted, with an exhaust system with a vertical outlet pipe:
 - (i) at an angle above the horizontal, and
 - (ii) at least 150 millimetres above the cab of the vehicle, and
 - (iii) rearwards or to the right of the vehicle, and

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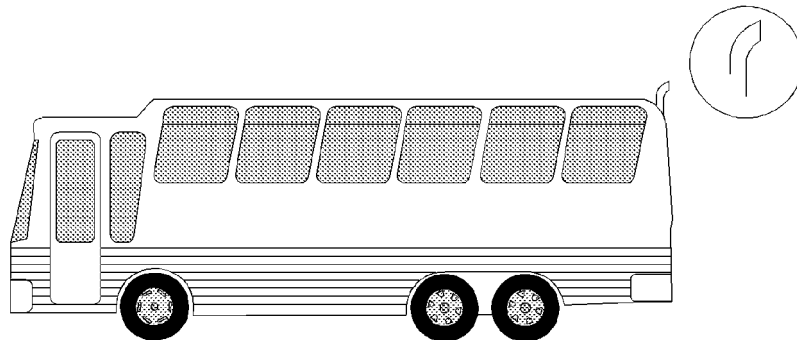
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- (b) in any other case:
 - (i) horizontally or at an angle of not over 45° downwards, and
 - (ii) under 750 millimetres above ground level, and
 - (iii) rearwards or to the right of the vehicle.
 - (3) An exposed section of a vertical exhaust system fitted to a motor vehicle (except a bus) with a GVM over 4.5 tonnes must be positioned or shielded to prevent injury.
 - (4) The outlet of the exhaust system fitted to a bus with a GVM over 4.5 tonnes must:
 - (a) be as near as practicable to the rear of the vehicle, and
 - (b) extend no further than the edge of the bus at its widest point.
 - (5) The outlet must discharge the main exhaust flow to the air:
 - (a) if the bus is fitted, or required under a law of this jurisdiction to be fitted, with an exhaust system with a vertical outlet pipe:
 - (i) behind the passenger compartment, and
 - (ii) at an angle above the horizontal, and
 - (iii) upwards or rearwards, and
 - (b) in any other case:
 - (i) horizontally or at an angle of not over 45° downwards, and
 - (ii) rearwards or to the right of the vehicle.
 - (6) A vertical exhaust system fitted to a motor vehicle with a GVM over 4.5 tonnes must:
 - (a) if the vehicle is fitted with an exhaust system with a vertical outlet pipe that does not direct the main exhaust flow straight up—direct the flow rearwards at an angle within 0° to 45° of the longitudinal centre line of the vehicle, and
 - (b) if a rain cap is fitted to the outlet pipe—be installed so the hinge of the cap is at an angle of 90° (plus or minus 10°) to the longitudinal centre line of the vehicle when viewed from above.

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Bus exhaust outlet pipe

Division 3 Noise emissions**157 Silencing device for exhaust systems**

A motor vehicle propelled by an internal combustion engine must be fitted with a silencing device through which all the exhaust from the engine passes.

158 Stationary noise levels—car-type vehicles and motor bikes and trikes

- (1) In this clause:
car-type vehicle means:
- (a) a car, or
 - (b) a utility truck, panel van, or another motor vehicle derived from a car design, or
 - (c) another motor vehicle with 4 or more wheels that is built mainly to carry not over 9 people including the driver.
- (2) The stationary noise level of a car-type vehicle, or motor bike or trike, must not exceed:
- (a) for a car-type vehicle built after 1982—90 dB(A), or
 - (b) for another car-type vehicle—96 dB(A), or
 - (c) for a motor bike or trike built after February 1985—94 dB(A), or
 - (d) for another motor bike or trike—100 dB(A).

159 Stationary noise levels—other vehicles with spark ignition engines

- (1) This clause applies to a motor vehicle (except a motor vehicle to which clause 158 applies) with a spark ignition engine.

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- (2) For a motor vehicle built before 1 July 1983 that has:
- (a) a GVM of more than 3.5 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 94 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 98 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (b) a GVM of 3.5 tonnes or less, the stationary noise level of the motor vehicle must not exceed:
 - (i) 88 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 92 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground.
- (3) For a motor vehicle built on or after 1 July 1983 that has:
- (a) a GVM of more than 3.5 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 91 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 95 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (b) a GVM of 3.5 tonnes or less, the stationary noise level of the motor vehicle must not exceed:
 - (i) 85 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 89 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground.

160 Stationary noise levels—other vehicles with diesel engines

- (1) This clause applies to a motor vehicle (except a motor vehicle to which clause 158 applies) with a diesel engine.
- (2) For a motor vehicle built before 1 July 1980 that has:
- (a) a GVM of more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 105 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 109 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or

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- (b) a GVM of more than 3.5 tonnes but no more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 103 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 107 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (c) a GVM of 3.5 tonnes or less, the stationary noise level of the motor vehicle must not exceed:
 - (i) 101 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 105 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground.
- (3) For a motor vehicle built on or after 1 July 1980 but before 1 July 1983 that has:
- (a) a GVM of more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 102 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 106 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (b) a GVM of more than 3.5 tonnes but no more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 100 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 104 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (c) a GVM of 3.5 tonnes or less, the stationary noise level of the motor vehicle must not exceed:
 - (i) 98 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 102 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground.
- (4) For a motor vehicle built on or after 1 July 1983 that has:
- (a) a GVM of more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 99 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 103 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or

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- (b) a GVM of more than 3.5 tonnes but no more than 12 tonnes, the stationary noise level of the motor vehicle must not exceed:
 - (i) 97 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 101 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground, or
 - (c) a GVM of 3.5 tonnes or less, the stationary noise level of the motor vehicle must not exceed:
 - (i) 95 dB(A) if the exhaust of the vehicle is 1.5 metres or more above the ground, or
 - (ii) 99 dB(A) if the exhaust of the vehicle is less than 1.5 metres above the ground.

161 Measurement of stationary noise levels

For this Division, the stationary noise level of a motor vehicle is to be measured in accordance with the test method mentioned in the *Roadworthiness Guidelines* approved by the Ministerial Council for Road Transport and in force immediately before the commencement of this clause.

Note. The *Roadworthiness Guidelines* were published by the National Road Transport Commission (subsequently replaced by the National Transport Commission) and are available from Ausinfo Bookshops. The Ministerial Council was the Ministerial Council for Road Transport which was established by a national agreement called the *Heavy Vehicles Agreement*. The Council's functions are now exercised by the Australian Transport Council, which was established on 11 June 1993.

Part 8 LPG and CNG fuel systems

Note. This Part sets out requirements to ensure that liquid petroleum gas (LPG) and compressed natural gas (CNG) fuel systems are safely installed in motor vehicles and that vehicles with LPG or CNG fuel systems installed can be identified as LPG-powered or CNG-powered vehicles.

162 Vehicles equipped to run on LPG or CNG

- (1) A motor vehicle equipped to run on LPG must comply with the requirements for the use of LPG in vehicles in:
 - (a) Australian/New Zealand Standard AS/NZS 1425:2007 *LP Gas fuel systems for vehicle engines*, or
 - (b) if an earlier version of the standard was current when the vehicle was first equipped to run on LPG—that version.
- (2) A vehicle equipped to run on LPG must have fixed conspicuously to the front and rear number-plates a label that is:
 - (a) made of durable material, and

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- (b) at least 25 millimetres wide and 25 millimetres high, and
 - (c) retroreflective red conforming to Australian and New Zealand Standard AS/NZS 1906.1:2007 *Retroreflective materials and devices for road traffic control purposes—Retroreflective sheeting*, and
 - (d) marked “LPG” in white capital letters at least 10 millimetres high.
- (3) A motor vehicle equipped to run on CNG must comply with the requirements for the use of CNG in vehicles in:
- (a) Australian/New Zealand Standard AS/NZS 2739:2003 *Natural Gas (CNG) fuel systems for vehicle engines*, or
 - (b) if an earlier version of the standard was current when the vehicle was first equipped to run on CNG—that version.
- (4) A vehicle equipped to run on CNG must have fixed conspicuously to the front and rear number-plates a label that is:
- (a) made of durable material, and
 - (b) circular with a diameter of at least 35 millimetres, and
 - (c) retroreflective red conforming to Australian and New Zealand Standard AS/NZS 1906.1:2007 *Retroreflective materials and devices for road traffic control purposes—Retroreflective sheeting*, and
 - (d) marked “CNG” in white capital letters at least 10 millimetres high.
- (5) In this clause:
CNG means compressed natural gas.
LPG means liquid petroleum gas.

Part 9 Maximum road speed limiting

Note. This Part requires certain heavy vehicles built after 1987, but before July 1991, to have a restricted top speed. However, emergency vehicles and certain 2-axle prime movers owned by farmers and used in primary production are exempt.

163 Speed limiting

- (1) A bus with a GVM over 14.5 tonnes that was built after 1987 must comply with third edition ADR 65.
- (2) A prime mover with a GVM over 15 tonnes that was built after 1987 must comply with third edition ADR 65.
- (3) For third edition ADR 65, the maximum road speed capability of a motor vehicle used in a road train is 90 kilometres an hour.

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164 Exemptions from speed limiting

Clause 163 does not apply to:

- (a) an emergency vehicle or police vehicle, or
- (b) a bus fitted with hand grips or similar equipment for standing passengers to hold, or
- (c) a 2-axle prime mover if:
 - (i) it was built after 1987 but before July 1991, and
 - (ii) its owner is a person who uses it for agriculture, horticulture, or other primary production activities (except forestry, fishing and mining).

Part 10 Mechanical connections between vehicles

Note. This Part sets out various requirements to ensure that the couplings used when operating motor vehicles and trailers in combinations are strong enough to hold them together. The requirements in this Part about the mechanical connections between vehicles in a road train do not apply to a road train 19 metres long or less.

Division 1 Couplings on all types of vehicles

165 General coupling requirements

- (1) A fifth wheel coupling, the mating parts of a coupling, a kingpin or a towbar must not be used for a load more than the manufacturer's load rating.
- (2) A kingpin must be used only with a fifth wheel coupling that has a corresponding jaw size.

Example An adaptor must not be used to fit a kingpin to a fifth wheel coupling.
- (3) The mating parts of a coupling used to connect a semi-trailer to a towing vehicle must not allow the semi-trailer to roll to an extent that makes the towing vehicle unstable.

166 Drawbar couplings

- (1) A coupling for attaching a trailer, except a semi-trailer or pole-type trailer, to a towing vehicle must be built and fitted so that:
 - (a) the coupling is equipped with a positive locking mechanism, and
 - (b) the positive locking mechanism can be released regardless of the angle of the trailer to the towing vehicle.
- (2) A coupling fitted to a trailer first registered on or after 1 August 1963 must have clearly and permanently stamped, moulded or otherwise branded on its main component:
 - (a) means of identifying its manufacturer, and

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- (b) the maximum gross weight of the trailer it is designed to tow.
- (3) If the trailer is in a combination and is not fitted with break-away brakes in accordance with clause 141 (3), it must be connected to the towing vehicle by at least 1 chain, cable or other flexible device, as well as the coupling required by subclause (1).
- (4) Any such safety connection must be as short as practicable and be so connected and affixed that:
- it is not liable to accidental disconnection but is readily detachable from the towing vehicle, and
 - it permits all normal angular movements of the coupling without more slack than is necessary, and
 - it will prevent the forward end of the drawbar from striking the ground in the event of accidental disconnection of the coupling, and
 - if it consists of more than one chain or wire rope, the chains or wire ropes are in a crossed-over position.
- (5) Any chain or wire rope in such a safety connection must:
- if a chain, be of welded iron links, and
 - if a wire rope, have a strength of at least that of a chain of the same diameter, and
 - be of a size specified in the following table:

Table

Gross weight of trailer	Minimum size of chain or wire rope
Up to 500 kilograms	6.3 millimetres diameter
Exceeding 500 kilograms but not exceeding 1.3 tonnes	9.5 millimetres diameter
Exceeding 1.3 tonnes	12.6 millimetres diameter

Division 2 Additional coupling requirements for B-doubles and long road trains

167 Application of Division to road trains

This Division does not apply to a vehicle, coupling, or part of a coupling, used in a road train not over 19 metres long.

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168 Couplings for B-doubles and road trains

- (1) A fifth wheel coupling used to connect a towing vehicle to a semi-trailer used in a B-double or road train must not be built with a pivot that allows a semi-trailer to roll relative to the towing vehicle.
- (2) However, subclause (1) does not apply to a fifth wheel coupling if:
 - (a) the semi-trailer design requires torsional stresses to be minimised, and
 - (b) the roll axis of the fifth wheel coupling is above the surface of the coupler plate, and
 - (c) the degree of rotation allowed around the roll axis of the fifth wheel coupling is restricted to prevent roll instability.
- (3) A trailer with only 1 axle group, or a single axle, (except a semi-trailer or a converter dolly) that is used in a road train must not have a coupling fitted at its rear.

169 Selection of fifth wheel couplings for B-doubles and road trains

- (1) A fifth wheel coupling, or a turntable, used in a B-double or road train must have a D-value complying with Australian/New Zealand Standard AS/NZS 4968.1:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Design criteria and selection requirements for fifth wheel, kingpin and associated equipment*.
- (2) If a fifth wheel coupling used in a B-double or road train is built for a 50 millimetre or 90 millimetre kingpin, the coupling must:
 - (a) meet the dimension requirements in the Australian Standard referred to in subclause (1), and
 - (b) not be worn away more than recommended by the standard.
- (3) If a fifth wheel coupling used in a B-double or road train is built for a 75 millimetre kingpin, the coupling must:
 - (a) be compatible with the kingpin mentioned in clause 173 (3), and
 - (b) not be worn away so that it does not comply with clause 170.

170 D-value of a fifth wheel coupling

In testing a fifth wheel coupling built for a 75 millimetre kingpin used in a B-double or road train to decide whether its D-value complies with clause 169 (1), the longitudinal movement (after readjusting the jaws of the coupling using a kingpin built to the dimensions mentioned in clause 173 (3) (a)) must not be over 4 millimetres.

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171 Mounting of fifth wheel couplings on B-doubles and road trains

A fifth wheel coupling must be mounted on a prime mover, or a semi-trailer used in a B-double or road train, in accordance with Australian/New Zealand Standard AS/NZS 4968.2:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Testing and installation of fifth wheel and associated equipment*.

172 Branding of fifth wheel couplings and turntables on B-doubles and road trains

- (1) A fifth wheel coupling on a vehicle built after June 1991 forming part of a B-double or road train must be clearly and permanently marked in accordance with Australian/New Zealand Standard AS/NZS 4968.3:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Kingpins and associated equipment* (or any earlier version of that standard that was current when the fifth wheel coupling was manufactured) with:
 - (a) the name or trademark of its manufacturer, and
 - (b) its D-value rating, and
 - (c) its nominal size.
- (2) A turntable used in a vehicle built after June 1991 that forms part of a B-double or road train must be marked with:
 - (a) the name or trademark of the turntable's manufacturer, and
 - (b) the D-value rating of the turntable in accordance with the Australian Standard referred to in subclause (1).

173 Selection of kingpins for B-doubles and road trains

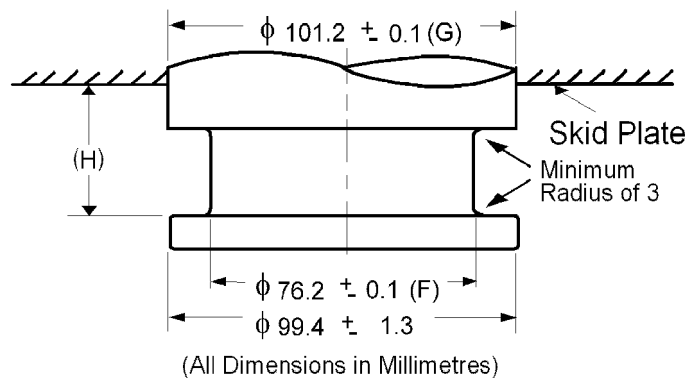
- (1) A kingpin used in a B-double or road train must:
 - (a) be a 50, 75 or 90 millimetre kingpin, and
 - (b) have a D-value complying with Australian/New Zealand Standard AS/NZS 4968.3:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Kingpins and associated equipment*.
- (2) A 50 or 90 millimetre kingpin used in a B-double or road train must:
 - (a) be built to meet the dimension requirements in the Australian Standard referred to in subclause (1), and
 - (b) not be worn away more than recommended by the standard.
- (3) A 75 millimetre kingpin used in a B-double or road train must:
 - (a) not be worn away more than mentioned in subclause (4), and

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(b) be built to meet the dimensions in the following diagram:



Dimensions of a 75 millimetre kingpin

- (4) In testing a 75 millimetre kingpin shown in the diagram to subclause (3) (b) to decide whether its D-value complies with subclause (1) (b):
- diameter F must not wear more than 3 millimetres, and
 - diameter G must not wear more than 2 millimetres, and
 - height H must not wear more than 2.3 millimetres.

174 Attachment of kingpins on B-doubles and road trains

A kingpin used in a trailer that forms part of a B-double or road train must be attached in accordance with:

- the manufacturer's specifications and instructions, or
- the guidelines detailed in Australian Standard AS/NZS 4968.3:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Kingpins and associated equipment*.

175 Branding of kingpins on B-doubles and road trains

A kingpin used in a trailer built after June 1991 that forms part of a B-double or road train must be clearly and permanently marked on the lower circular face of the kingpin in accordance with Australian Standard AS/NZS 4968.3:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—Kingpins and associated equipment* with:

- the name or trademark of its manufacturer, and
- its D-value rating, and
- its nominal size.

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176 Selection of couplings and drawbar eyes for road trains

A drawbar-type coupling, or drawbar eye, used in a road train must:

- (a) be a 50 millimetre pin-type, and
- (b) have a D-value complying with Australian Standard AS 2213.1–2001/Amdt 1–2002 *Commercial road vehicles—Mechanical connections between towing vehicles—Selection and marking of pin-type couplings and drawbar eyes*, and
- (c) be built to the dimensions mentioned in the standard, and
- (d) not be worn away more than is recommended in the standard.

177 Attachment of couplings and drawbar eyes on road trains

A drawbar-type coupling, or drawbar eye, used in a road train must be built and positioned so that:

- (a) when the road train is moving, the drawbar can move at least 15° upwards or downwards from the position it occupies when the road train is parked on level ground, and
- (b) the pivot point of the coupling is not over 300 millimetres forward of the rear of the trailer to which it is attached, and
- (c) it is at a height of at least 800 millimetres, but not over 950 millimetres, when the road train is unloaded and parked on level ground.

178 Branding of couplings and drawbar eyes on road trains

A drawbar-type coupling, or drawbar eye, used on a vehicle built after June 1991 that forms part of a road train must be clearly and permanently marked in accordance with Australian Standard AS 2213.1–2001/Amdt 1–2002 *Commercial road vehicles—Mechanical connections between towing vehicles—Selection and marking of pin-type couplings and drawbar eyes* with:

- (a) the name or trademark of its manufacturer, and
- (b) its D-value rating.

179 Tow coupling overhang on road trains

(1) The tow coupling overhang of a motor vehicle, except a prime mover, used in a road train must not be more than the greater of:

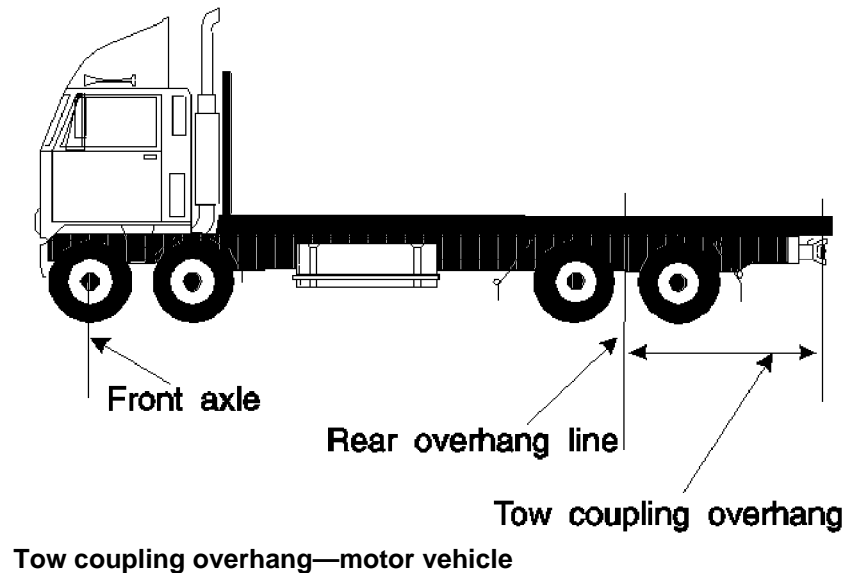
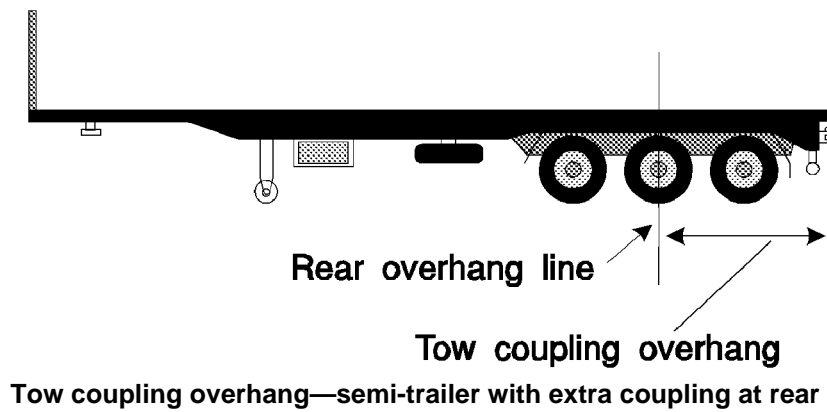
- (a) 30% of the distance from the centre of the front axle to the centre of the axle group or single axle at the rear of the vehicle, and
- (b) 2.7 metres.

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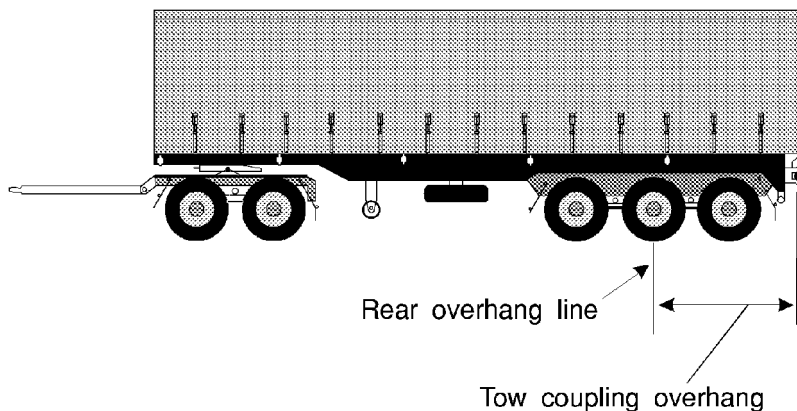
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- (2) The tow coupling overhang of a semi-trailer, or a dog trailer consisting of a semi-trailer and converter dolly, used in a road train must not be more than 30% of the distance from the point of articulation to the centre of the axle group or single axle at the rear of the vehicle.
- (3) The tow coupling overhang of another dog trailer used in a road train must not be more than 30% of the distance from the centre of the front axle group or single axle to the centre of the axle group or single axle at the rear of the vehicle.



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Tow coupling overhang—dog trailer

Part 11 Other matters**180 Restored vehicles**

For the purposes of this Schedule, a restored vehicle is taken to have been built when it was originally built and not when it was restored.

181 Retractable axles

- (1) For the purposes of this Schedule, a retractable axle is taken to be an axle only when it is in the lowered position.
- (2) In this clause:
retractable axle means an axle with a means of adjustment enabling it to be raised or lowered relative to the other axles in the axle group.

182 Measurement of distance between parallel lines

For the purposes of this Schedule, a distance between 2 parallel lines is measured at right angles between the lines.

183 Interpretation of certain second edition ADRs

The words “left” and “right” in the following second edition ADRs have the opposite meaning in the application of the ADRs, in accordance with this Schedule, to a motor vehicle with a left-hand drive:

- (a) ADR 8 Safety Glazing Material
- (b) ADR 14 Rear Vision Mirrors
- (c) ADR 16 Windscreen Wipers and Washers

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(d) ADR 18 Instrumentation

(e) ADR 35 Commercial Vehicle Brake Systems.

Note. The following table contains a list of some terms used in the third edition ADRs and the corresponding term used in this Schedule.

Third edition ADRs	This Schedule
dipped-beam headlamp	low-beam (for a headlight)
front fog lamp	front fog light
rear fog lamp	rear fog light
wheelguard	mudguard
main-beam headlamp	high-beam (for a headlight)
reversing lamp	reversing light
direction indicator lamp	direction indicator light
stop lamp	brake light
rear registration plate lamp	number-plate light
front position (side) lamp	parking light
rear position (side) lamp	tail light
end-outline marker lamp	front or rear clearance light
external cabin lamp	external cabin light
internal lamp	interior light
side marker lamp	side marker light
daytime running lamp	daytime running light
rear reflex reflector, non-triangular	rear reflector
front reflex reflector, non-triangular	front reflector
side reflex reflector, non-triangular	side reflector

Part 12 Special provisions for buses not subject to third edition ADRs

Division 1 General

184 Application of Part

This Part applies to all buses except those buses required by this Schedule to be constructed and equipped so as to comply with the third edition ADRs.

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185 Requirements of this Part additional to other provisions of Schedule

- (1) In addition to complying with the other provisions of this Schedule, a bus must be constructed or equipped with the items of equipment set out in this Part.
- (2) The Authority may approve of a modification of all or any of the provisions of Division 2 in the case of a bus equipped to seat not more than 12 adults including the driver and used or intended to be used for the conveyance of school children or children with disabilities or employees of the owner or for a similar purpose if the Authority is satisfied that it is so constructed and equipped that it is safe to be used for that purpose.

Division 2 Additional requirements for buses**186 Driver's guard-rail**

Where necessary, there must be a suitable guard-rail or panel fitted to a bus:

- (a) that will prevent any passenger from accidentally coming into contact with the driver or the control levers of the vehicle, and
- (b) that will prevent any passenger from obstructing the driver's view.

187 Inside mirror

A mirror must be suitably affixed to the inside of a bus that has such dimensions and is so affixed that it will reflect to the driver, while retaining his or her normal driving position, a view of doors and door approaches of the vehicle.

188 Fuel tank

- (1) The fuel tank and the fuel tank filler pipe must not be located in the interior of the bus, in the engine compartment, or in any separate compartment for the driver.
- (2) The fuel tank filler pipe must be situated so that it is not less than 900 millimetres from either side of any exit (including any emergency exit) and must be arranged so that any overflow or leakage of fuel cannot accumulate.

189 Emergency exits for buses

- (1) In the case of a single-deck bus not provided for in subclause (2), there must be:

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- (a) at least one emergency exit at the extreme rear of the passenger compartment measuring not less than 1.3 metres by 530 millimetres, or
 - (b) at least one emergency exit fitted in the roof of the rear half of the passenger compartment having a minimum area of 7000 square centimetres and no dimension less than 530 millimetres and, in the case of a bus first registered on or after 1 January 1963 that does not have a door accessible to passengers fitted in each side of the vehicle, there must be located in the rear half of the passenger compartment on the side on which a door is not fitted, an emergency exit measuring not less than 600 millimetres by 530 millimetres.
- (2) In the case of a single-deck bus with its engine or any other obstruction at its rear, there must be emergency means of exit as prescribed in subclause (1) (b) near the centre of the passenger compartment.
 - (3) At the rear of a double-deck bus there must be at least two emergency exits, one situated above and the other below the level of the floor of the upper deck. Any such exit must measure not less than 1.3 metres by 530 millimetres.
 - (4) However, it is sufficient compliance with subclause (3) if:
 - (a) the bus is fitted with a rear platform, and
 - (b) access from outside the vehicle to the platform extends transversely across the rear of the bus for a distance of not less than 450 millimetres, and
 - (c) there is at the rear of the bus at least one emergency exit situated above the level of the floor of the upper deck complying in other respects with the requirements of subclause (3).
 - (5) Any emergency exit:
 - (a) must be clear of any obstruction, and
 - (b) must, where necessary, be equipped inside and outside with a suitable opening and closing device, and
 - (c) must be indicated by a prominent notice inside and outside the bus displaying the words "Emergency Exit".

190 Fire extinguishers

- (1) Every bus must be equipped with the number of fire extinguishers required by the Authority, being fire extinguishers of a type and capacity approved by the Authority.
- (2) A fire extinguisher with which a bus is equipped:
 - (a) must be maintained in good order and condition, and

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(b) must be kept in a position where it is readily available for use.

191 Removable and opening interior fittings

Every hatch, cover, interior door and other removable or opening panel in the interior of a bus must be adequately secured to prevent the likelihood of accidental opening or dislodgment.

Part 13 Construction and equipment requirements for vehicles manufactured on or after 1 January 1989

Division 1 General**192 Application of Part**

This Part applies to motor vehicles and trailers manufactured on or after 1 January 1989 and applies in addition to the provisions of the third edition ADRs.

Division 2 Specific purpose vehicle requirements—road trains**193 20 metre double combinations**

- (1) In the case of a 20 metre double combination:
 - (a) the distance from the point of articulation of the articulated vehicle to the foremost extremity of the rear overhang must not exceed 5.5 metres, and
 - (b) the distance from the point of articulation of the trailer to the foremost extremity of the rear overhang must not exceed 5.5 metres, and
 - (c) the length of the drawbar must not be less than 2 metres.
- (2) For the purpose of this clause, where an axle referred to in paragraph (b) of the definition of *rear overhang line* in the Dictionary at the end of this Regulation is a retractable axle or a steerable axle, that axle must, if it is the foremost axle of the 2 axles or of the group referred to in the relevant paragraph of the definition, be disregarded in determining the point referred to in that paragraph of the definition.

194 Service brakes

- (1) Subject to subclause (4), every wheel on a component vehicle of a road train must be braked by a pneumatic brake system, which must be activated by one foot-operated control valve.

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- (2) The brake system of a road train must be such that:
- (a) each axle group of every trailer of the road train is supplied by not less than one air reservoir tank and relay valve, and the air reservoir tank must have an air capacity that is not less than 8 times the volume of all the brake actuation chambers supplied by that air reservoir tank, and
 - (b) the hauling unit of the road train must be supplied by an air reservoir tank that has an air capacity that is not less than 12 times the volume of all of the brake actuation chambers supplied by that air reservoir tank, and
 - (c) it is capable, within one minute after 3 full brake applications have been completed within a 10 second period, of increasing the air pressure in each air reservoir tank of the brake system to not less than 75% of the air brake test pressure of that brake system, and
 - (d) 15 minutes after the air compressor of the brake system has fully pressurised that brake system, and without that air compressor again working during that period, the air pressure of the brake system is not less than 90% of the air brake test pressure of that brake system, and
 - (e) the pressure within a brake chamber of an axle of the road train is, not later than 1.5 seconds after a rapid application of the foot-operated control valve of that brake system has been completed, not less than 65% of the air brake test pressure of that brake system, and
 - (f) the pressure within the brake chamber of each axle of the road train must, not later than 1.5 seconds after the release of the foot-operated control valve of that brake system, fall from 95% to 5% of the air brake test pressure of that brake system.
- (3) Any tap-in device that is installed in the brake system for the purpose of any demonstration that the road train has a brake system that complies with the requirements of subclause (2) (c), (d), (e) and (f) must not be installed except by or at the direction of the owner of the vehicle in which it is installed.
- (4) With the approval of the Authority, the wheels of any road train may be braked by a brake system other than a brake system referred to in subclause (1) but only if that brake system complies with subclauses (2) and (3).

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Schedule 2 Vehicle standards

195 Brake line couplings

A brake line between any 2 component vehicles of a road train must not be connected otherwise than by means of a polarised, clear-bore brake coupling.

196 Parking brakes on hauling units

- (1) The hauling unit of any road train must be fitted with spring-actuated parking brakes to not less than:
 - (a) in the case of a hauling unit with 2 axles—one of those axles, and
 - (b) in the case of a hauling unit with more than 2 axles—2 of those axles.
- (2) A spring-actuated parking brake referred to in subclause (1) must be such that:
 - (a) when it is applied it remains applied, irrespective of the leakage or exhaustion of air from the brake system of the hauling unit to which it is fitted, and
 - (b) it cannot be released, unless there is a means available for the immediate reapplication of the parking brake or the service brake system, except by the use of tools at the brake actuator of such parking brake.

Division 3 Exemptions**197 Exemption by operation of clause 90**

- (1) The limits prescribed by this Part for the dimensions of motor vehicles and trailers do not apply to a vehicle that is exempted from the dimension limits by the operation of clause 90 of this Regulation.
- (2) Except where otherwise provided in this Part or in the third edition ADRs, such limits refer to the motor vehicle or trailer together with any loading or equipment on the vehicle.

198 Vehicle dimensions

- (1) The distance from the point of articulation of an articulated vehicle to the foremost extremity of the rear overhang of its semi-trailer must not exceed 9.5 metres.
- (2) The distance from the point of articulation of a low-loader float to the foremost extremity of the rear overhang may exceed 9.5 metres.
- (3) The distance from the point of articulation of a low-loader float to the rearmost extremity of the rear overhang may exceed 12.3 metres.

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199 Dimensions of certain buses

If a bus exceeds 12.5 metres because of the operation of clause 90 of this Regulation, the rear overhang of the bus must not exceed 70% of the distance between the centre of the foremost axle and the foremost extremity of the rear overhang, or 4.9 metres, whichever is the shorter length.

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Schedule 3 Fees

Schedule 3 Fees

(Clause 77(1))

Matter for which fee payable	Fee
Part 1 Registration or renewal of registration of a motor vehicle or trailer	
(a) Motor lorry (other than an articulated motor lorry or prime mover) with a GVM of 12 tonnes or more:	
(i) for more than 3 months	\$225
(ii) for 3 months or less	\$64
(b) Articulated motor lorry:	
(i) for more than 3 months	\$336
(ii) for 3 months or less	\$91
(c) Prime mover:	
(i) for more than 3 months	\$225
(ii) for 3 months or less	\$64
(d) Tow truck with a GVM of 4.5 tonnes or more but less than 12 tonnes:	
(i) for more than 3 months	\$139
(ii) for 3 months or less	\$42
(e) Tow truck with a GVM of 12 tonnes or more:	
(i) for more than 3 months	\$225
(ii) for 3 months or less	\$64
(f) Trailer tow truck with a GVM of less than 4.5 tonnes:	
(i) for more than 3 months	\$139
(ii) for 3 months or less	\$42
(g) Trailer with a GVM of 4.5 tonnes or more:	
(i) for more than 3 months	\$165
(ii) for 3 months or less	\$49

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Fees

Schedule 3

Matter for which fee payable	Fee
(h) Bus or other vehicle (other than a public passenger vehicle) seating more than 8 adult persons with a GVM of less than 12 tonnes:	
(i) for more than 3 months	\$139
(ii) for 3 months or less	\$42
(i) Bus or other vehicle (other than a public passenger vehicle) seating more than 8 adult persons with a GVM of 12 tonnes or more:	
(i) for more than 3 months	\$225
(ii) for 3 months or less	\$64
(j) Bus or other vehicle (being a public passenger vehicle) seating more than 8 adult persons with a GVM of less than 12 tonnes:	
(i) for more than 3 months	\$227
(ii) for 3 months or less	\$64
(k) Bus or other vehicle (being a public passenger vehicle) seating more than 8 adult persons with a GVM of 12 tonnes or more:	
(i) for more than 3 months	\$399
(ii) for 3 months or less	\$107
(l) Taxi-cab (not licensed to operate in a transport district within the meaning of the <i>Transport Administration Act 1988</i>):	
(i) for more than 3 months	\$227
(ii) for 3 months or less	\$64
(m) Public passenger vehicle (other than a vehicle referred to elsewhere in this list):	
(i) for more than 3 months	\$227
(ii) for 3 months or less	\$64
(n) Any vehicle not referred to elsewhere in this list:	
(i) for more than 3 months	\$51
(ii) for 3 months or less	\$20

Note. Pursuant to clause 57 (2) (a) of this Regulation, the fees for registration or renewal of registration of a motor vehicle or trailer referred to in paragraphs (a)–(m) include a registration fee component and an inspection fee component for the applicable number of required inspections.

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Schedule 3 Fees

Matter for which fee payable	Fee
Part 2 Transfer of registration	
(a) Application made within 14 days after vehicle acquired	\$26
(b) Application made more than 14 days after vehicle acquired	\$117
Part 3 Issue of 1 or 2 number-plates with same number	
(a) Premium number-plates in specially styled aluminium (not having a number that comprises 1 to 6 numerals only):	
(i) initial issue	\$70
(ii) replacement issue	\$50
(b) Other number-plates:	
(i) initial issue	\$35
(ii) replacement issue	\$35
Part 4 Trader's plate	
(a) Issue of trader's plate for vehicle other than motor bike:	
(i) for 12 months	\$340
(ii) for one month	\$29
(b) Issue of trader's plate for motor bike:	
(i) for 12 months	\$83
(ii) for one month	\$8
Part 5 Initial inspection of registrable vehicle under clause 56 or 57, otherwise than in relation to exhaust emission levels	
(a) Motor lorry (other than an articulated motor lorry or prime mover) with a GVM of 4.5 tonnes or more but less than 12 tonnes	\$43
(b) Motor lorry (other than an articulated motor lorry or prime mover) with a GVM of 12 tonnes or more	\$174
(c) Articulated motor lorry	\$285
(d) Prime mover	\$174
(e) Tow truck with a GVM of less than 12 tonnes	\$88
(f) Tow truck with a GVM of 12 tonnes or more	\$174
(g) Tow truck trailer with a GVM of less than 4.5 tonnes	\$88

Road Transport (Vehicle Registration) Regulation 2007

Fees

Schedule 3

Matter for which fee payable	Fee
(h) Trailer (other than a tow truck trailer) with a GVM of less than 4.5 tonnes	\$19
(i) Trailer (including a tow truck trailer) with a GVM of 4.5 tonnes or more	\$114
(j) Bus or other vehicle seating more than 8 adult persons with a GVM of less than 12 tonnes	\$88
(k) Bus or other vehicle seating more than 8 adult persons with a GVM of 12 tonnes or more	\$174
(l) Taxi-cab	\$88
(m) Public passenger vehicle (other than a vehicle referred to elsewhere in this list)	\$88
(n) Motor bike	\$19
(o) Any vehicle not referred to elsewhere in this list	\$32
Part 6 Further inspection of registrable vehicle that has failed earlier inspection under clause 56 or 57	
(a) Where vehicle may be used while failure is being rectified	\$36
(b) Where vehicle may not be used while failure is being rectified	\$73
Part 7 Inspection of registrable vehicle under clause 56 in relation to exhaust emission levels	
Conduct of inspection	\$41
Part 8 Examiner's authority	
(a) Issue of original authority	\$141
(b) Issue of duplicate authority	\$18
Part 9 Proprietor's authority	
(a) Issue of original authority	\$282
(b) Issue of duplicate authority	\$18
Part 10 Accreditation scheme	
Accreditation of registered operator	\$79, plus \$26 per nominated vehicle

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Dictionary

Dictionary

accreditation scheme means the Maintenance Management Accreditation Scheme or the Hire Trailer Maintenance Management Accreditation Scheme.

Administrator of Vehicle Standards means the Administrator of Vehicle Standards referred to in section 22 of the *Motor Vehicle Standards Act 1989* of the Commonwealth.

adopted standard—see clause 18 of Schedule 2.

ADR (Australian Design Rule) means a national standard under the *Motor Vehicle Standards Act 1989* of the Commonwealth as in force from time to time.

air brake means an air-operated or air-assisted brake.

air brake test pressure, in relation to the brake system of a vehicle, means half of the sum of the cut-in and cut-out pressures of the air compressor of that brake system, as shown by specification of the manufacturer of that brake system or vehicle.

alternative headlight means a light which is lighted in the place of a headlight by a dipping device.

applicable gazetted fee—see clause 77 (2).

applicable scheduled fee—see clause 77 (1).

applicable vehicle standard—see clause 51.

articulated bus means a bus:

- (a) consisting of at least 2 rigid sections with access between the sections for passengers, and
- (b) the sections of which are connected to each other so as to allow rotary movement between the sections.

articulated vehicle means a motor vehicle having at its rear a portion, on wheels, which is pivoted to, and a part of which (not being a pole, drawbar or similar device or an accessory of the motor vehicle) is superimposed upon, the forward portion of the vehicle.

Australian Motor Vehicle Certification Board means the body:

- (a) known under that name,
- (b) consisting of representatives of the Commonwealth, each of the States and Territories, and
- (c) having, as one of its objectives, to ensure that vehicles supplied for use in, manufactured in, or imported into, Australia are designed and manufactured so as to:
 - (i) comply with the requirements of Australian Design Rules, or
 - (ii) provide a level of safety that is equivalent to that provided by Australian Design Rules.

Australian Road Rules means that part of the publication known as the *Australian Road Rules*, ISBN 0 7240 8874 1, published by the National Road Transport

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Commission on 19 October 1999 that comprises the road rules approved by the Australian Transport Council under the *National Road Transport Commission Act 1991* of the Commonwealth on 29 January 1999 (together with the amendments to those rules approved by the Council on 30 June 1999 and 11 October 1999).

authorised examiner means a person authorised to carry out any function under clause 58.

authorised inspection station means premises that a person is authorised to use under clause 59.

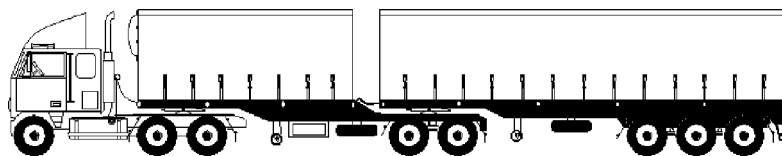
authorised person means a person authorised by the Authority to be an authorised person for the purposes of this Regulation.

authorised proprietor means a person authorised under clause 59.

axle means one or more shafts positioned in a line across a vehicle, on which one or more wheels intended to support the vehicle turn.

axle group means a single axle group, tandem axle group, twinsteer axle group, tri-axle group or quad-axle group.

B-double means a combination consisting of a prime mover towing 2 semi-trailers.



B-double

bicycle rack means a device designed or adapted for attachment to the rear of any motor vehicle (other than a motor bike or a motor trike) and designed or adapted for use for the transport of bicycles, wheelchairs, invalid chairs or other apparatus or, if approved by the Authority, other vehicles.

bicycle rack number-plate means a number-plate issued to the registered operator of a motor vehicle for display on a bicycle rack on the motor vehicle.

brake means a device for retarding or controlling the rotation of the wheels of a vehicle and for bringing the vehicle to a stop.

braking system means all the brakes of a vehicle and all the components of the mechanisms by which they are operated.

British Standard means a standard approved for publication on behalf of the British Standards Institution.

British Standards Institution means the institution of that name established under Royal Charter.

bus means a motor vehicle built mainly to carry people that seats over 9 adults (including the driver).

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car means a motor vehicle built mainly to carry people that:

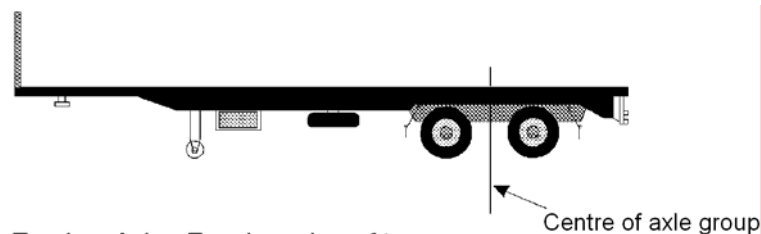
- (a) seats not over 9 adults (including the driver), and
- (b) has a body commonly known as a sedan, station wagon, coupe, convertible, or roadster, and
- (c) has 3 or more wheels.

car derivative means a motor vehicle:

- (a) that is of the kind known as a utility, station wagon or panel van, and
- (b) that is of the same make as a factory produced car, and
- (c) in which that part of the body form that is forward of the windscreen and the greater part of the mechanical equipment are the same or substantially the same as in a factory produced car.

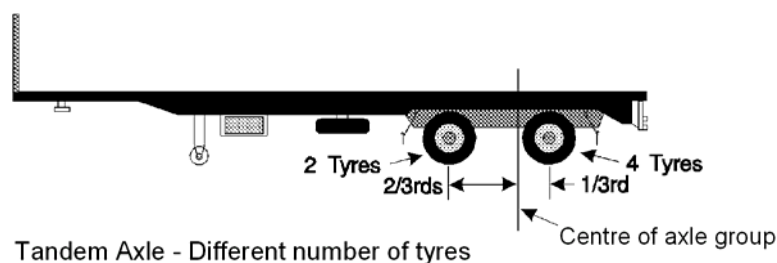
centre line, of an axle group, means:

- (a) if the group consists of 2 axles, one of which is fitted with twice the number of tyres as the other axle—a line located one third of the way from the centre line of the axle with fewer tyres, and
- (b) in any other case—a line located midway between the centre lines of the outermost axles of the group.



Tandem Axle - Equal number of tyres

Centre line of a tandem axle group fitted with an equal number of tyres on each axle

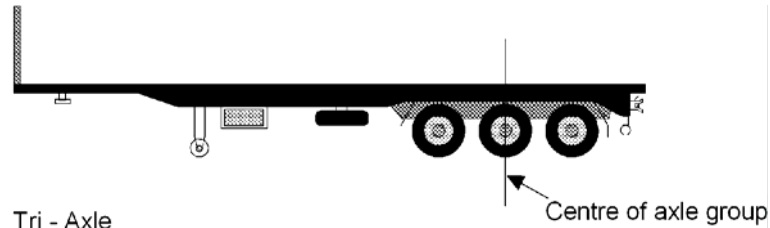


Tandem Axle - Different number of tyres

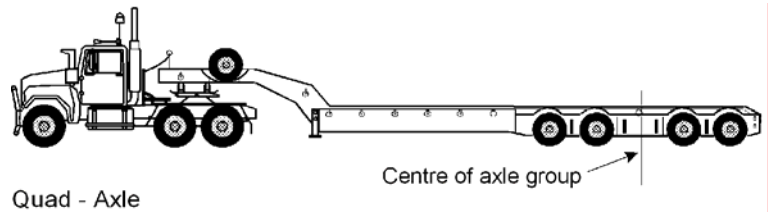
Centre line of a tandem axle group fitted with a different number of tyres on each axle

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Tri - Axle
Centre line of a tri-axle group



Quad - Axle
Centre line of a quad-axle group

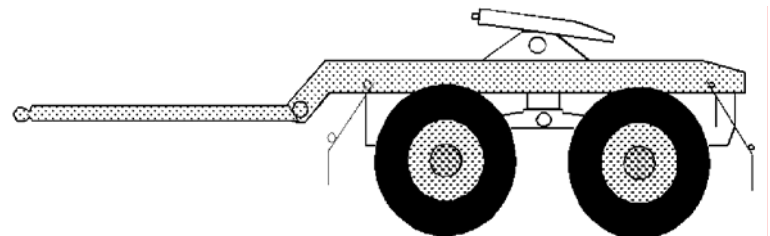
certificate of approved operations means a certificate issued in respect of a registrable vehicle in accordance with clause 55.

clearance light means a light which, when lighted, provides an indication of the width of a vehicle together with any loading or equipment on it either from the front or from the rear of the vehicle, as the case may be.

combination means a group of vehicles consisting of a motor vehicle connected to 1 or more vehicles.

controlled access bus means a bus, except an articulated bus, that is more than 12.5 metres long.

converter dolly means a trailer with one axle group or single axle and a fifth wheel coupling, designed to convert a semi-trailer into a dog trailer.



Converter dolly

corporation means a corporation recognised under the laws of Australia, including a foreign corporation and a body incorporated by or under statute.

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daylight means the period in a day from sunrise to sunset.

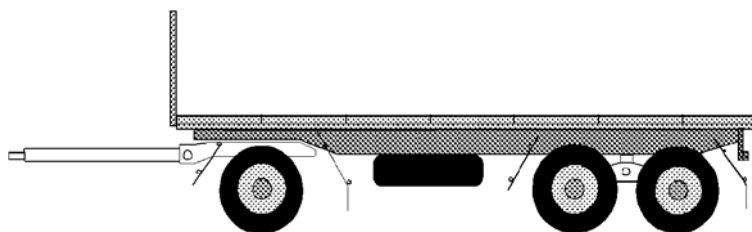
dealer, in relation to a vehicle, means the holder of a dealer's licence under the *Motor Dealers Act 1974*.

dipping device means a device by which the driver of a motor vehicle, while retaining his or her normal driving position:

- (a) can cause the main beam of light projected by each of the headlights of a motor vehicle which has 2 headlights or by the headlight of a motor vehicle which has one headlight to be dipped, or
- (b) can extinguish each of the headlights of a motor vehicle which has 2 headlights or the headlight of a motor vehicle which has one headlight, and simultaneously light 2 alternative headlights or one alternative headlight (as the case may be), or
- (c) can extinguish each set of headlights where a motor vehicle has 4 headlights, in sets of 2, and simultaneously light one light in each set.

dog trailer means a trailer (including a trailer consisting of a semi-trailer and converter dolly) with:

- (a) one axle group or single axle at the front that is steered by connection to the towing vehicle by a drawbar, and
- (b) one axle group or single axle at the rear.



Dog trailer

drawbar means a part of a trailer (other than a semi-trailer) that connects the trailer body to a coupling for towing purposes.

drawbar length, in relation to a trailer, means the horizontal distance from the centre line of the towing pivot to the centre line of the foremost axle group of the trailer.

drive includes be in control of.

driver, of a vehicle, means the person driving the vehicle.

duty legislation means the provisions of the *Stamp Duties Act 1920* and the *Duties Act 1997* relating to the payment of duty on the registration or transfer of registration of a motor vehicle, trailer or other registrable vehicle.

D-value means the strength capacity of a connection device as defined in:

- (a) Australian/New Zealand Standard AS/NZS 4968.1:2003 *Heavy-road vehicles—Mechanical coupling between articulated vehicle combinations—*

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Design criteria and selection requirements for fifth wheel, kingpin and associated equipment, or

- (b) Australian Standard AS 2213.1–2001/Amdt 1–2002 *Commercial road vehicles—Mechanical connections between towing vehicles—Selection and marking of pin-type couplings and drawbar eyes.*

Economic Commission for Europe means the United Nations Economic Commission for Europe.

effective range means the distance at which a light, when lighted, will illuminate and render easily discernible under normal atmospheric conditions between sunset and sunrise any person dressed in dark clothing, or any substantial dark object, in front of the vehicle to which the light is affixed.

eligible pensioner means a person:

- (a) who is the holder of a Pensioner Concession Card which is in force issued by the Commonwealth Department of Families, Community Services and Indigenous Affairs or the Commonwealth Department of Veterans' Affairs, or
- (b) who is in receipt of a pension or other amount paid by the Commonwealth Department of Veterans' Affairs in respect of a war-caused disability seriously affecting the person's powers of movement, being a pension or other amount (or a pension or other amount below a rate) approved by the Authority for the purposes of this paragraph, or
- (c) who is an armed services widow or an armed services widower within the meaning of the *Social Security Act 1991* of the Commonwealth, and
- (i) who is in receipt of a pension under Part II or IV of the *Veterans' Entitlements Act 1986* of the Commonwealth at the maximum rate applicable under section 1064 (5) of the *Social Security Act 1991* of the Commonwealth, and
- (ii) who is under the pension age for the person set out in section 5QA of the *Veterans' Entitlements Act 1986* of the Commonwealth,

and

- (d) who is the holder of a current driver licence, being a licence for which no fee was payable under the *Road Transport (Driver Licensing) Act 1998*, or
- (e) who is not the holder of any such licence, but:
- (i) who has satisfied the Authority, by the production of a certificate from a medical practitioner, that the person is not medically fit to drive a vehicle, or
- (ii) who has otherwise satisfied the Authority that the person should be treated as an eligible pensioner for the purposes of this Regulation.

eligible vehicle means a vehicle that is eligible for registration in accordance with clause 6.

emergency brake means a brake designed to be used if a service brake fails.

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emergency vehicle means a vehicle driven by a person who is:

- (a) a police officer acting in the course of his or her duties as a police officer, or
- (b) a member of the Ambulance Service rendering or providing transport for sick or injured persons, or
- (c) a member of a fire brigade or rural fire brigade providing transport in the course of an emergency, or
- (d) a person (or person belonging to a class of persons) approved by the Authority.

examiner's authority means an authority in force under clause 58.

fifth wheel coupling means a device, other than the upper rotating element and the kingpin (which are parts of a semi-trailer), used with a prime mover, semi-trailer or a converter dolly to permit quick coupling and uncoupling and to provide for articulation.

forfeited vehicle means a registrable vehicle that is the subject of a forfeiture order of a Local Court made under section 27 of the Act.

front fog light means a light used to improve the illumination of the road in case of fog, snowfall, heavy rain or a dust storm.

glazing means material fitted to the front, sides, rear or interior of a vehicle, through which the driver or a passenger can obtain a view of the road, but does not include a coating added after manufacture of the material.

ground clearance means the minimum distance to the ground from the underside of a vehicle excluding its tyres, wheels, wheel hubs, brake backing plates and flexible mudguards or mudflaps.

GTM (gross trailer mass) means the mass transmitted to the ground by the axles of a trailer when the trailer is loaded to its GVM and connected to a towing vehicle.

hauling unit means a rigid vehicle or prime mover.

high-beam, in relation to a headlight or front fog light fitted to a vehicle, means that the light is built or adjusted so that when the vehicle is standing on level ground, the top of the main beam of light projected is above the low-beam position.

hire trailer means a trailer that is hired for a fee or other consideration.

Hire Trailer Maintenance Management Accreditation Scheme means the Hire Trailer Maintenance Management Accreditation Scheme established by the Authority under Division 6 of Part 5.

identification plate means a plate authorised to be placed on a vehicle, or taken to have been placed on a vehicle, under the *Motor Vehicle Standards Act 1989* of the Commonwealth.

implement means a motor vehicle which comprises an excavator, road grader, road roller, bulldozer, forklift truck or other machinery or apparatus and is not constructed on a chassis of a type normally used in the construction of a motor lorry.

inspect, in relation to a registrable vehicle, includes observe the vehicle's performance, with or without the use of instrumentation.

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inspection report, in relation to a registrable vehicle, means an inspection report issued under clause 58 for the vehicle.

jurisdiction means a State, the Australian Capital Territory or the Northern Territory, as the case requires.

left, in relation to a vehicle, means to the left of the centre of the vehicle when viewed by a person in the vehicle and facing towards the front of the vehicle.

light vehicle means a registrable vehicle that is not a heavy vehicle.

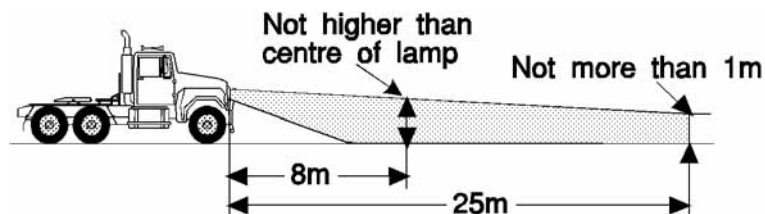
load-sharing suspension system means an axle group suspension system that:

- (a) is built to divide the load between the tyres on the group so that no tyre carries a mass more than 10% greater than the mass it would carry if the load were divided equally, and
- (b) has effective damping characteristics on all axles of the group.

lost, in relation to a number-plate, includes mislaid or unable to be found for any reason.

low-beam, in relation to a headlight or front fog light fitted to a vehicle, means that the light is built or adjusted so that, when the vehicle is standing on level ground, the top of the main beam of light projected is:

- (a) not higher than the centre of the headlight or fog light, when measured at a point 8 metres in front of the vehicle, and
- (b) not more than one metre higher than the level on which the vehicle is standing, when measured at a point 25 metres in front of the vehicle.



A headlight in the low-beam position

low loader means a gooseneck semi-trailer with a loading deck no more than 1 metre above the ground.

Maintenance Management Accreditation Scheme means a scheme under the Maintenance Management Module of the Heavy Vehicle Accreditation Scheme that is approved by the Authority.

major vehicle defect notice—see clause 70 (1) (a).

minor vehicle defect notice—see clause 70 (1) (b).

moped means a motor bike or trike with an engine cylinder capacity of not over 50 millilitres and a maximum speed of not over 50 kilometres an hour.

motor bike means a motor vehicle with 2 wheels, and includes a 2 wheeled motor vehicle with a sidecar attached to it that is supported by a third wheel.

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motor lorry means any motor vehicle (whether or not in combination with any trailer) that is constructed principally for the conveyance of goods or merchandise or for the conveyance of any kind of materials used in any trade, business or industry, or for use in any work whatsoever other than the conveyance of persons, but does not include a motor bike or a tractor.

motor registry means a place at which registration of a registrable vehicle can be effected by or on behalf of the Authority.

motor trike means a motor vehicle with 3 wheels, but does not include a 2 wheeled motor vehicle with a sidecar attached to it that is supported by a third wheel.

motor vehicle combination means a hauling unit with one or more trailers attached.

mudguard means a fitting or device, with or without a mudflap, which is built and fitted to a vehicle in a way that will, as far as practicable, catch or deflect downwards any stone, mud, water or other substance thrown up by the rotation of the wheel for which the fitting or device is provided.

national standard means a national standard under the *Motor Vehicle Standards Act 1989* of the Commonwealth.

nominated configuration means the configuration in which a registrable vehicle will operate for the registration period, as nominated by the registered operator.

nominated vehicle, in relation to the Hire Trailer Maintenance Management Accreditation Scheme, means a hire trailer that is a heavy vehicle and that is identified in a registered operator's accreditation under the Scheme as a nominated vehicle for the purposes of that accreditation.

nominated vehicle, in relation to a Maintenance Management Accreditation Scheme, means a vehicle identified in a registered operator's accreditation under such a scheme as a nominated vehicle for the purposes of that accreditation.

Non-national Maintenance Scheme means a maintenance management accreditation scheme developed by a body or organisation other than the National Road Transport Commission or the National Transport Commission.

operations plate means a plate installed on a registrable vehicle in accordance with clause 55 (2).

owner, in relation to a vehicle, means:

- (a) a person in whose name the vehicle is registered under a Commonwealth, State or Territory Act, or
- (b) a person who, according to the vehicle registration authority's records, has acquired the vehicle from the person in whose name the vehicle is registered under the relevant Act, or
- (c) if the vehicle is not registered—a person to whom a mark, plate or permit has been issued to allow the vehicle to be used, or
- (d) a person who is entitled to the possession of the vehicle.

penalty notice means a penalty notice served on a person under Part 5.3 of the *Road Transport (General) Act 2005*.

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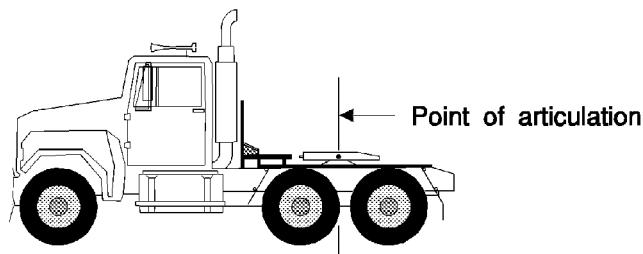
personally imported vehicle means a vehicle that is imported into Australia by a person who:

- (a) owned and used the vehicle for the period determined in accordance with the *Motor Vehicle Standards Act 1989* of the Commonwealth before it was imported into Australia, and
- (b) when the vehicle was imported into Australia, was:
 - (i) an Australian citizen or permanent resident or a person who had applied to become an Australian citizen or permanent resident, and
 - (ii) old enough to hold a licence or permit to drive the vehicle, and
- (c) within the previous 12 months, had not imported into Australia another vehicle owned by the person.

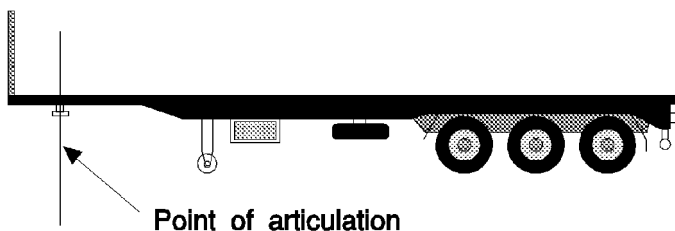
plate holder—see clause 17.

point of articulation means:

- (a) the axis of a kingpin for a fifth wheel, or
- (b) the vertical axis of rotation of a fifth wheel coupling, or
- (c) the vertical axis of rotation of a turntable assembly, or
- (d) the vertical axis of rotation of the front axle group or single axle of a dog trailer, or
- (e) the coupling pivot point of a semi-trailer.



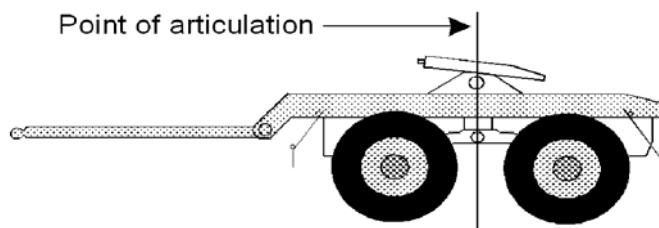
Point of articulation—fifth wheel on a prime mover



Point of articulation—kingpin for fifth wheel

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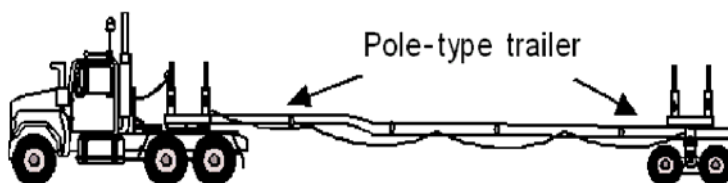
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Point of articulation—fifth wheel coupling on a converter dolly (forming the front axle group of a dog trailer)

pole-type trailer means a trailer that:

- (a) is attached to a towing vehicle by means of a pole or an attachment fitted to the pole, and
- (b) is ordinarily used for transporting loads, such as logs, pipes, structural members or other long objects, that are generally capable of supporting themselves like beams between supports.



Pole-type trailer

police vehicle means a vehicle driven by:

- (a) a member or special member of the Australian Federal Police, or
- (b) a member, however described, of the Police Force of a State or Territory, or
- (c) a service police officer within the meaning of the *Defence Force Discipline Act 1982* of the Commonwealth,

acting in the course of his or her duty.

primary production means:

- (a) the cultivation of land for the purpose of selling the produce of the land,
- (b) the maintenance of animals (including birds), whether wild or domesticated, for the purpose of selling them or their natural increase or bodily produce,
- (c) commercial fishing or the commercial farming of fish, molluscs, crustaceans or other aquatic animals,
- (d) the keeping of bees for the purpose of selling their honey or other apiary products,

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- (e) timber-getting for commercial purposes,
- (f) mining for commercial purposes.

prime mover means a motor vehicle built to tow a semi-trailer.

proprietor's authority means an authority in force under clause 59.

public passenger vehicle means a registrable vehicle that is constructed principally for the conveyance of passengers and that is:

- (a) used for conveying passengers for hire or reward, or
- (b) equipped to seat more than 8 adults, including the driver, and is used for conveying passengers in the course of trade or business.

public utility service vehicle means a vehicle being used by a public authority or statutory body in connection with the supply of water, gas, electricity or the like or to remove garbage.

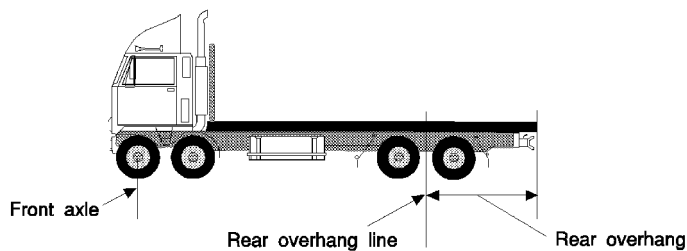
quad-axle group means a group of 4 axles, in which the horizontal distance between the centre lines of the outermost axles is more than 3.2 metres but not more than 4.9 metres.

rear fog light means a light used on a vehicle to make it more easily visible from the rear in dense fog.

rear overhang, of a vehicle, means the distance between the rear overhang line and the rear of the vehicle.

rear overhang line means:

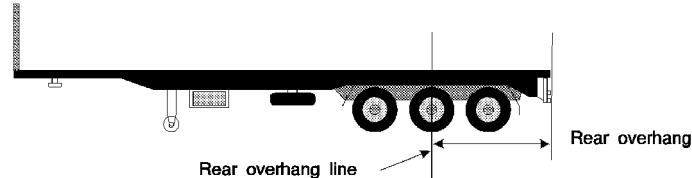
- (a) if there is a single axle at the rear of the vehicle—the centre line of the axle, or
- (b) if there is an axle group at the rear of the vehicle—the centre of the axle group, decided without regard to the presence of any steerable axle unless all axles in the group are steerable.



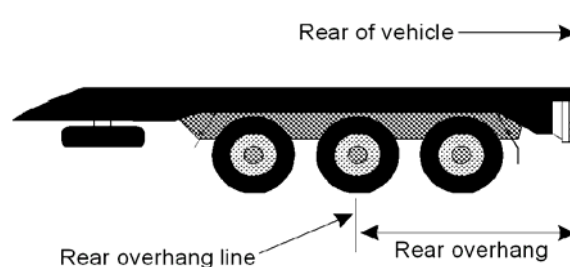
Rear overhang and rear overhang line—motor vehicle

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Rear overhang and rear overhang line—semi-trailer



Rear overhang and rear overhang line—vehicle with tri-axle group at rear

registration charge—see clause 79 (1).

registration label means a registration label issued under clause 16.

registration number means a number referred to in clause 19 (1).

repeater horn means a device which makes a sound alternating between different tones or frequencies on a regular time cycle.

restored vehicle means a vehicle that is being or has been restored to its manufacturer's specifications, so far as it is reasonably practicable to meet those specifications.

retractable axle means an axle with a means of adjustment enabling it to be raised or lowered relative to the other axles in the axle group.

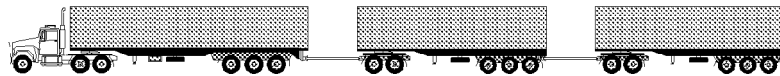
right, in relation to a vehicle, means to the right of the centre of the vehicle when viewed by a person in the vehicle and facing towards the front of the vehicle.

road tank vehicle has the same meaning as in the sixth edition of the *Australian Code for the Transport of Dangerous Goods by Road and Rail*.

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road train means a combination, other than a B-double, consisting of a motor vehicle towing at least 2 trailers (counting as one trailer and a converter dolly supporting a semi-trailer).

**Road train**

safety risk means danger to a person, to property or to the environment.

seasonal vehicle means a registrable vehicle used during part of the year only and of a type approved by the Authority for seasonal use.

seatbelt means a belt or similar device that is fitted to a motor vehicle and designed to restrain or limit the movement of a person who is seated in the vehicle and wearing the belt or device if the vehicle suddenly accelerates or decelerates.

seatbelt anchorage means the part of a motor vehicle which is designed to secure a seatbelt to the motor vehicle.

second edition ADR means an ADR contained in the publication known as the *Australian Design Rules for Motor Vehicle Safety, Second Edition* originally published by the then Commonwealth Department of Transport.

security interest means an interest in, or a power over, goods that secures payment of a debt or other pecuniary obligation or the performance of any other obligation and includes any interest in, or power over, goods of a lessor, owner or other supplier of goods, but does not include a possessory lien or pledge.

semi-trailer means a trailer (including a pole-type trailer) that has:

- (a) one axle group or single axle towards the rear, and
- (b) a means of attachment to a prime mover that would result in some of the load being imposed on the prime mover.

service brake means the brake normally used to decelerate a vehicle.

sidecar means any car, box or other receptacle attached to the side of a motor bike and for the carriage of which a third wheel is provided.

side marker light means a light which, when lighted, is visible from the side of the vehicle on which it is affixed.

single axle means an axle not forming part of an axle group.

single axle group means a group of 2 or more axles in which the horizontal distance between the centre lines of the outermost axles is less than 1 metre.

special number-plate means a number-plate with a number that is comprised of:

- (a) one to 6 letters only, or
- (b) one to 6 numbers only, or

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-
- (c) a combination of one or more letters with one or more numbers, being a combination that does not exceed 6 letters and numbers, and
- (i) that is not routinely issued by the Authority, or
 - (ii) that the Authority has determined should be treated as a special number.

spring brake means a brake using one or more springs to store the energy required to operate the brake.

station wagon means a motor vehicle:

- (a) in which such part of the body form as is adjacent to and forward of the front seat or seats, and the greater part of the mechanical equipment, are the same or substantially the same as in a car of the same make, and
- (b) in which the body is carried without significant reduction in height from the front seat or seats to, or substantially towards, the rear of the vehicle, and
- (c) that has an entrance at the rear suitable for the loading and unloading of goods, and
- (d) that is manufactured with a rear seat or seats which can be folded or removed readily to provide additional floor space for the carriage of goods, and
- (e) that, when the seat or seats immediately to the rear of the front seat or seats are in position for the accommodation of persons, has a substantial space for the carriage of goods in proportion to the overall size of the interior of the vehicle.

steerable axle means an axle the wheels of which are connected to a steering mechanism for the vehicle.

street rod vehicle means a vehicle that has been modified for safe road use and that:

- (a) has a body and frame that were built before 1949, or
- (b) is a replica of a vehicle the body and frame of which were built before 1949.

street vending vehicle means a motor vehicle or trailer used for the hawking of ice cream (including any form of frozen confection containing ice cream, flavoured ice, fruit-ice, water-ice or a substitute for ice cream) or chocolates, sweets or other confectionery.

tandem axle group means a group of at least 2 axles in which the horizontal distance between the centre lines of the outermost axles is at least 1 metre, but not more than 2 metres.

taxi-cab means a motor vehicle (other than a bus) that plies or stands in a road or road related area for hire for the conveyance of passengers.

the Act means the *Road Transport (Vehicle Registration) Act 1997*.

third edition ADR means an ADR contained in the publication known as the *Australian Design Rules for Motor Vehicle and Trailers, Third Edition* published by the Federal Office of Road Safety of the Commonwealth Department of Transport and Regional Services.

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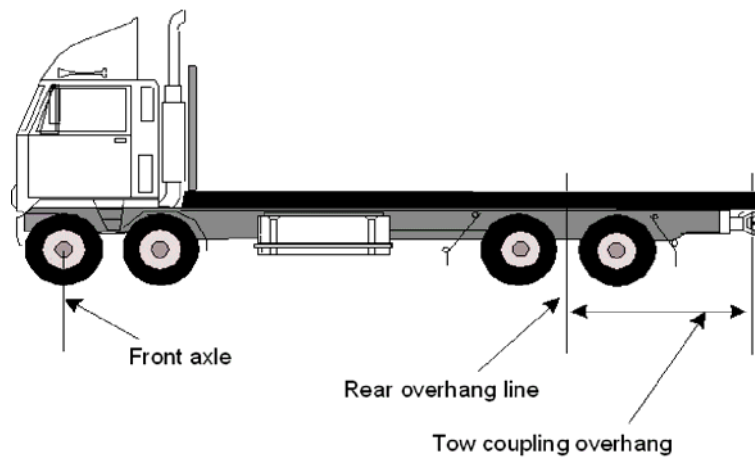
Dictionary

third party insurance legislation means the provisions of the *Motor Accidents Compensation Act 1999* relating to:

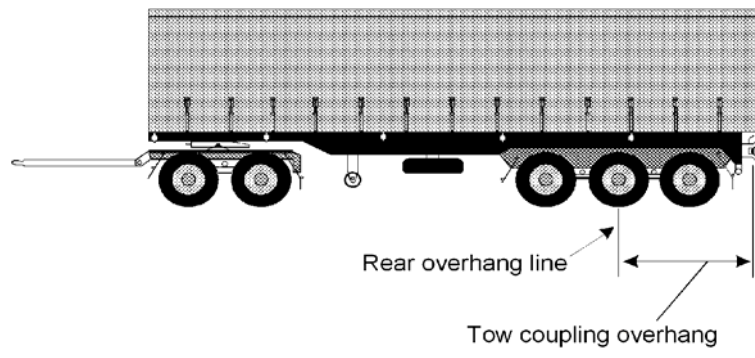
- (a) compensation in respect of third parties who are injured or killed by the use of motor vehicles or trailers, or
- (b) payment of contributions towards compensation of that kind.

tow coupling means a mechanical assembly by means of which a flexible connection is effected between 2 component vehicles of a motor vehicle combination.

tow coupling overhang means the horizontal distance from the centre of the axle group, or the centre line of the single axle, at the rear of a vehicle to the pivot point of the coupling near the rear of the vehicle.



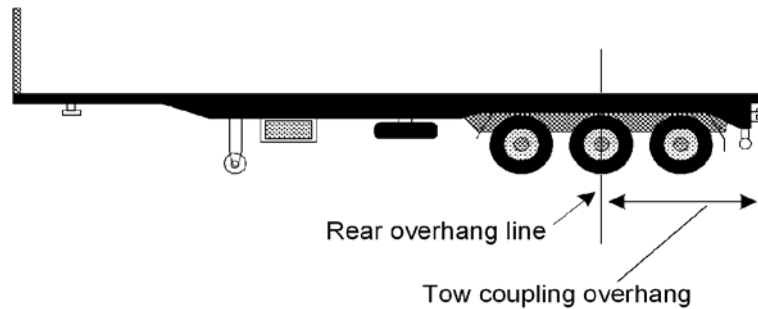
Tow coupling overhang—motor vehicle



Tow coupling overhang—dog trailer

Road Transport (Vehicle Registration) Regulation 2007

Dictionary

**Tow coupling overhang—semi-trailer with extra coupling at rear**

tow truck means a motor lorry, operated or proposed to be operated by a tow truck operator, that is used for towing broken down or damaged vehicles and which comprises or has permanently affixed to it a crane or similar apparatus for lifting a vehicle partially clear of the ground and is equipped to maintain it in such a position while towing it and includes a tow truck within the meaning of the *Tow Truck Industry Act 1998*.

tow truck operator has the same meaning as it has in the *Tow Truck Industry Act 1998*.

tractor means any motor vehicle constructed principally for the purpose of supplying motive power for machinery or of hauling any vehicle, but which is not capable of carrying any loading (other than tools, spare parts, fuel, water, oil, or other accessories necessary for use in connection with the vehicle) or any part of the weight of a vehicle being drawn or its loading.

trader means a person who is entitled to hold a trader's plate.

tri-axle group means a group of at least 3 axles, in which the horizontal distance between the centre lines of the outermost axles is more than 2 metres, but not more than 3.2 metres.

turntable means a bearing that is built to carry vertical and horizontal loads, but does not allow quick separation of its upper and lower rotating elements, and that is used to connect and allow articulation between:

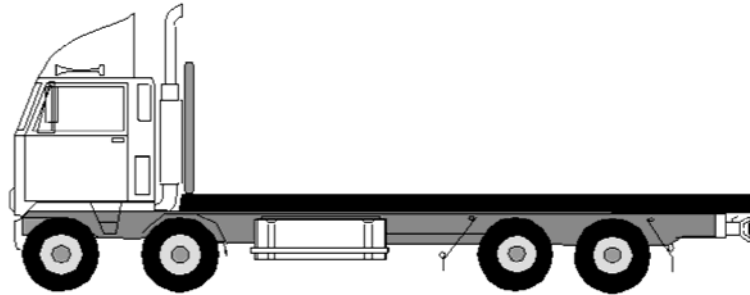
- (a) a prime mover and a semi-trailer, or
- (b) the steering axle or axle group of a dog trailer and the body of the trailer, or
- (c) a fifth wheel coupling and the vehicle to which it is mounted.

twinsteer axle group means a group of 2 axles:

- (a) with single tyres, and
- (b) fitted to a motor vehicle, and
- (c) connected to the same steering mechanism, and
- (d) the horizontal distance between the centre lines of which is at least 1 metre, but not more than 2 metres.

Road Transport (Vehicle Registration) Regulation 2007

Dictionary

**Twinsteer axle group on a motor vehicle**

vacuum brakes means vacuum-operated or vacuum-assisted brakes.

vehicle defect notice means a defect notice referred to in section 26 (2) (a) of the Act.

vehicle inspection station means a place operated by the Authority for the purpose of determining whether registrable vehicles comply with the applicable vehicle standards for the vehicles.

vehicle number-plate—see clause 17.

vehicle registration authority, in relation to a vehicle, means:

- (a) the authority that last registered the vehicle, or
- (b) if the vehicle has never been registered—the authority responsible for registering vehicles in the jurisdiction in which the vehicle is used or is intended to be used.

VIN means the Vehicle Identification Number allocated in accordance with the ADRs.

windscreen means the main front windscreen and does not include any wind deflector or other subsidiary windscreen.

yellow includes amber.

20 metre double combination means a road train consisting of an articulated vehicle hauling one trailer, the overall length of which does not exceed 20 metres.

50 millimetre kingpin means a kingpin meeting the dimension requirements for a 50 millimetre kingpin in Australian Standard AS 2175–1990 *Articulated Vehicles—Kingpins*.

75 millimetre kingpin means a kingpin with the dimensions specified in clause 173 (3) and (4) (including the diagram in subclause (3)) of Schedule 2.

90 millimetre kingpin means a kingpin meeting the dimension requirements for a 90 millimetre kingpin in Australian Standard AS 2175–1990 *Articulated Vehicles—Kingpins*.

OFFICIAL NOTICES**Appointments****FAIR TRADING ACT 1987**

NSW Products Safety Committee

Appointment of Members

PURSUANT to section 24 of the Fair Trading Act 1987, I hereby appoint the following persons as members of the NSW Products Safety Committee. These appointments expire on 1 October 2010.

- Bryce McNAIR
- Elizabeth HANLEY
- Wendy WATSON
- Susan ADAMS
- Lynne BILSTON
- Tonia GODHARD

Dated this 16th day of October 2007.

LINDA BURNEY, M.P.,
Minister for Fair Trading

THE UNIVERSITY OF WOLLONGONG ACT 1989

Notification of Appointment to the Council

I, John Della Bosca, Minister for Education and Training, in pursuance of section 9 (1) (b) of the University of Wollongong Act 1989, appoint the following persons as members of the Council of the University of Wollongong, for terms of office commencing on 1 January 2008 and expiring on 31 December 2011:

- Ms Susan BROWBANK
- Mr Noel CORNISH
- Mr Geoff O'DONNELL

JOHN DELLA BOSCA, M.L.C.,
Minister for Education and Training

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

Phone: (02) 6772 5488 Fax (02) 6771 5348

ROADS ACT 1993

ORDER

Transfer of a Crown road to a Council

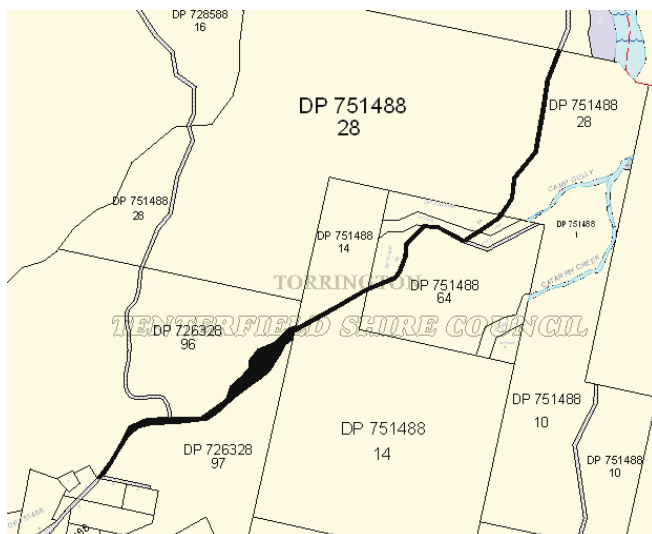
IN pursuance of the provisions of section 151, Roads Act 1993, the Crown public roads specified in Schedule 1 are transferred to the Roads Authority specified in the corresponding Schedule 2 hereunder, as from the date of publication of this notice and as from that date, the roads specified in Schedule 1, cease to be Crown public roads.

TONY KELLY, M.L.C.,
Minister for Lands.

SCHEDULE 1

*Parish – Annandale; County – Clive;
Land District and L.G.A. – Tenterfield*

The Crown road known as the extension of Catarrh Creek Road as shown shaded solid black on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: AE07 H 18:W402529.

Councils Reference: Brian Turner.

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Anthony Kevin LEWIS (new member).	Glen Innes Showground Trust.	Dedication No.: 510036. Public Purpose: Showground. Notified: 22 May 1877. File No.: AE81 R 11/3.

Term of Office

For a term commencing 19 July 2007 and expiring 18 July 2012.

BOARD OF SURVEYING AND SPATIAL INFORMATION
Panorama Avenue (PO Box 143), Bathurst NSW 2795
Phone: (02) 6332 8238 Fax: (02) 6332 8240

SURVEYING ACT 2002

Registration of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, section 10 (1) (a), the undermentioned persons have been registered as Land Surveyors in New South Wales from the dates shown:

<i>Name</i>	<i>Address</i>	<i>Effective Date</i>
CLIFFORD, Gary John	20 Rene Place Cecil Hills 2171	25 September 2007
DRENNAN, Gavin Paul	PO Box 2020 Gosford 2250	17 September 2007
GOODRICH, Alecia Naomi	RTA Boatharbour Ballina 2478	30 July 2007
REIN, Timothy Joseph	86 Cabarita Road Cabarita Beach	5 September 2007

W. A. WATKINS,
President
S. G. GLENCORSE,
Registrar

Removal of Name from the Register of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, section 10, the undermentioned Land Surveyors have been removed from the Register of Surveyors.

<i>Name</i>	<i>Date of Removal</i>	<i>Date of Registration</i>
ASHER, Bevan Leslie E	31 August 2007	9 October 1970
BANKS, Edwin Clive	30 August 2007	1 April 1958
BROOKER, Philip George	21 August 2007	19 September 1993
BROOKS, David Alfred	30 August 2007	11 March 1988
BUDD, Derek Robert	13 August 2007	1 May 1959
COOKSON, Michael Gordon	1 September 2007	17 May 1999
CRISP, Brian	1 September 2007	9 April 1953
CUMMING, Ronald William	27 August 2007	29 September 1980
CURREY, Brett Clifford	1 September 2007	4 June 1993
CURTIS, Robert Louis	1 September 2007	4 February 1952
DAVIS, Wayne Ronald	1 September 2007	19 March 1979
EKERT, Anthony John	1 September 2007	4 May 2001
FAGAN, Peter Douglas	31 August 2007	20 March 1972
FINLAY, Michael Charles	22 August 2007	4 October 1966

FITZSIMMONS, Tony Robert	1 September 2007	29 March 1976
FLETCHER, Ralph George	23 August 2007	2 July 1976
GWATKIN, Ross Stewart	20 August 2007	18 March 1983
HANSEN, Colin Robert	21 August 2007	4 December 1992
HICKEY, John Dennis	1 September 2007	3 October 1967
HUDSON, Stephen Trevor	13 August 2007	1 May 1967
JACKSON, Harold Paul	31 August 2007	29 September 1969
JOHNSON, Ian Warwick	31 August 2007	29 September 1969
KEPREOTIS, Victor Peter	30 July 2007	17 March 1969
MCCARTNEY, Peter Michael	1 September 2007	20 September 1963
MCDONALD, Guy	1 September 2007	15 March 1985
MARONESE, Enrico Giovanni	20 August 2007	29 October 1963
NAUGHTON, John Malachi	1 September 2007	5 April 1957
NILON, Peter Thomas	1 September 2007	29 September 1997
NORTON, Karen Elizabeth	1 September 2007	6 February 2003
O'CONNOR, Bernard Paul	1 September 2007	30 September 1968
ONLEY, Anthony Martin	1 September 2007	3 April 2006
POZZI, Phillip Anthony James	1 September 2007	25 March 2003
RANSON, Robert John	29 August 2007	22 March 1971
RUTLIDGE, Michael John	14 August 2007	30 September 1968
SANT, Paul Kevin	1 September 2007	23 September 1983
SMITH, Andrew Owen	30 August 2007	26 September 1984
SULLIVAN, Kevin Anthony	29 August 2007	23 April 1975
VROEGOP, Pieter Bruce	27 August 2007	23 March 1995
WILD, Paul William	24 August 2007	22 May 1998
WILLIAMS, Mark Owen	19 July 2007	10 April 2006

W. A. WATKINS,
President
S. G. GLENCORSE,
Registrar

Removal of Name from the Register of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, section 10, the undermentioned Mining Surveyors have been removed from the Register of Surveyors.

<i>Name</i>	<i>Date of Removal</i>	<i>Date of Registration</i>
HYSLOP, Andrew James	1 September 2007	18 October 2005
LAMB, Steve	1 September 2007	19 August 2003

W. A. WATKINS,
President
S. G. GLENCORSE,
Registrar

SURVEYING ACT 2002

Restoration of Name to the Register of Surveyors

PURSUANT to the provisions of the Surveying Act 2002, section 10 (1) (a), the undermentioned Land Surveyors have been restored to the Register of Surveyors.

<i>Name</i>	<i>Date of Original Registration</i>	<i>Removal Date</i>	<i>Restoration Date</i>
DELFS, Nigel	18 April 2005	1 July 2006	20 July 2007
NILON, Peter Thomas	29 September 1997	1 September 2007	19 September 2007
WEBB, Gary Alan	19 March 1979	31 October 2003	27 August 2007

W. A. WATKINS,
President
S. G. GLENCORSE,
Registrar

SURVEYING REGULATION 2006

Certificate of Meritorious Service

PURSUANT to the provisions of Clause 83 of the Surveying Regulation 2006, the undermentioned Land Surveyors have been awarded a Certificate of Meritorious Service in recognition of their long service and contribution to the surveying profession in New South Wales with effect 3 September 2007.

<i>Name</i>	<i>Removed from Register</i>	<i>Date of Original Registration</i>
BANKS, Edwin Clive	30 August 2007	1 April 1958
BUDD, Derek Robert	13 August 2007	1 May 1959
CUMMING, Ronald William	27 August 2007	29 September 1980
FINLAY, Michael Charles	22 August 2007	4 October 1966
JOHNSON, Ian Warwick	31 August 2007	29 September 1969
KEPREOTIS, Victor Peter	30 July 2007	17 March 1969
MARONESE, Enrico Giovanni	20 August 2007	29 October 1963
NAUGHTON, John Malachi	1 September 2007	5 April 1957
RANSON, Robert John	29 August 2007	22 March 1971
RUTLIDGE, Michael John	14 August 2007	30 September 1968
SULLIVAN, Kevin Anthony	29 August 2007	23 April 1975

W. A. WATKINS,
President
S. G. GLENCORSE,
Registrar

DUBBO OFFICE**142 Brisbane Street (PO Box 865), Dubbo NSW 2830****Phone: (02) 6883 3300 Fax: (02) 6882 6920****APPOINTMENT OF TRUST BOARD MEMBERS**

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Malcolm Roy MATTHEWS (re-appointment), John FARRELL (new member).	Baradine Recreation Reserve Trust.	Reserve No.: 68005. Public Purpose: Public recreation. Notified: 18 November 1938. Dedication No.: 520062. Public Purpose: Community forest purposes. Notified: 14 April 1960. File No.: DB81 R 203.

Term of Office

For a term commencing this day and expiring 28 October 2009.

GOULBURN OFFICE**159 Auburn Street (PO Box 748), Goulburn NSW 2580****Phone: (02) 4824 3700 Fax: (02) 4822 4287****REVOCATION OF RESERVATION OF CROWN LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown Land specified in Column 1 of the Schedules hereunder, are revoked to the extent specified opposite thereto in Column 2 of the Schedules.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Land District: Gunning. Local Government Area: Upper Lachlan Shire Council. Locality: Dalton. Reserve No.: 85186. Public Purpose: Soil conservation. Notified: 15 January 1965. File No.: GB05 H 119/1.	The whole being Lot 365, DP No. 754111, Parish Dalton, County King, of an area of 1.229 hectares.

Note: To facilitate conversion of Perpetual Lease 108315.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Land District: Gunning. Local Government Area: Upper Lachlan Shire Council. Locality: Dalton. Reserve No.: 73491. Public Purpose: Soil conservation. Notified: 14 April 1950. File No.: GB05 H 118/1.	The whole being Lot 353, DP No. 754111, Parish Dalton, County King; Lot 360, DP No. 754111, Parish Dalton, County King, of an area of 17.654 hectares.

Note: To facilitate conversion of Perpetual Leases 108314 and 108315.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Kevin James LEE (re-appointment) Eileen Christina TYLER (re-appointment) John Xavier BERLIN (new member) June LEE (new member) Patricia Evelyn KAN (new member) Winifred Althea WILLMORE GIBSON (re-appointment) Peter John MATHER (re-appointment) Winifred WILLMORE (new member) For a term commencing the date of this notice and expiring 25 October 2012.	Ashby Community Centre and Public Recreation Reserve Trust	Reserve No. 97674 Public Purpose: Community Centre Public Recreation Notified: 8 February 1985 File Reference: GF85 R 15

ERRATUM

THE notification which appeared in the *New South Wales Government Gazette* of 19 October 2007, folio 7823, under the heading "Notification of Closing of Road", in the second case Parish Kynnumboon, County Rous, the notification should have read "Roads Closed: Lot 3 DP 1101383 at Nobby's Creek....." and "On closing, the land within Lot 3 DP 1101383.....".

HAY OFFICE
126 Lachlan Street (PO Box 182), Hay NSW 2711
Phone: (02) 6993 1306 Fax: (02) 6993 1135

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
 Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Jill Anne JOHNSTON (new member).	Hillston Showground Trust.	Dedication No.: 550021. Public Purpose: Racecourse and showground. Notified: 12 April 1940. File No.: HY80 R 96.
	Term of Office	
		For a term commencing the date of this notice and expiring 16 September 2009.

MAITLAND OFFICE**Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****APPOINTMENT OF ADMINISTRATOR TO
MANAGE A RESERVE TRUST**

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
The Hon. John Hughes JOBLING.	Lake Glenbawn State Park Trust.	Dedication No.: 1001337. Public Purpose: Public recreation. Notified: 1 June 1997. File No.: MD92 R 10/3.

For a term commencing the date of this notice and expiring 31 January 2008.

MOREE OFFICE**Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6752 5055 Fax: (02) 6752 1707****NOTIFICATION OF CLOSING OF ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be public road and the rights of passage and access that previously existed in relation to this road is extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Land District – Moree; Council – Moree Plains Shire
Parish – Bogree; County – Courallie*

Lots 1 and 2 in DP 1115685, Parish Bogree, County Courallie. File Reference: ME05 H 438

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6391 4300 Fax: (02) 6362 3896

NOTIFICATION OF CLOSING OF PUBLIC ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedules hereunder.

TONY KELLY, M.L.C.,
 Minister for Lands

Description

*Parish – Orange; County – Bathurst;
 Land District – Orange; L.G.A. – Orange*

Road Closed: Lot 50 in Deposited Plan 1117270 at Orange.

File No.: OE97 H 101.

Note: On closing, the land within Lot 50, DP 1117270 remains vested in Orange City Council as operational land for the purposes of the Local Government Act 1993.

Description

*Parish – Forbes; County – Ashburnham;
 Land District – Forbes; L.G.A. – Forbes*

Road Closed: Lot 100 in Deposited Plan 1118017 in Forbes.

File No.: OE07 H 80.

Note: On closing, the land within Lot 100, DP 1118017 remains vested in Forbes Shire Council as operational land for the purposes of the Local Government Act 1993.

Description

*Parish – Forbes; County – Ashburnham;
 Land District – Forbes; L.G.A. – Forbes*

Road Closed: Lot 99 in Deposited Plan 1118016 in Forbes.

File No.: OE07 H 107.

Note: On closing, the land within Lot 99, DP 1118016 remains vested in Forbes Shire Council as operational land for the purposes of the Local Government Act 1993.

Description

*Parish – Forbes; County – Ashburnham;
 Land District – Forbes; L.G.A. – Forbes*

Road Closed: Lot 98 in Deposited Plan 1118018 in Forbes.

File No.: OE07 H 107.

Note: On closing, the land within Lot 98, DP 1118018 remains vested in Forbes Shire Council as operational land for the purposes of the Local Government Act 1993.

Description

*Parish – Oakley; County – Bathurst;
 Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 1 in Deposited Plan 1118263 at The Lagoon.

File No.: OE06 H 317.

Note: On closing, the land within Lot 1, DP 1118263 remains vested in Bathurst Regional Council as operational land for the purposes of the Local Government Act 1993.

NOTIFICATION OF CLOSING OF PUBLIC ROAD

Erratum

THE Notification of Closing of Public Road which appeared in the Government Gazette No. 151, folio 7825 on the 19 October 2007 was published in error. The notice was published in the Government Gazette No. 146, folio 7750 on the 12 October 2007 and is the correct gazetted date.

SYDNEY METROPOLITAN OFFICE
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta 2150
(PO Box 3935, Parramatta NSW 2124)
Phone: (02) 8836 5300 Fax: (02) 8836 5365

ROADS ACT 1993

ORDER

Transfer of a Crown Road to Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

*Land District – Lithgow;
Local Government Area – Oberon;
Parish – Abercorn; County – Westmoreland*

The Crown public road 20.115 metres wide being part of Mt Werong Road, Mt Werong and adjoining the northern boundary of Lot 4, DP 757033 and Lots 1 and 2, DP 45364 (council public road). The road forms part of the Colong Stock Route.

SCHEDULE 2

Roads Authorities: The Oberon Council.

File No.: MN02 H 84.

NOTIFICATION OF CLOSING OF ROADS

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are closed and the roads cease to be public roads and the rights of passage and access that previously existed in relation to the roads are extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Land District – Metropolitan; L.G.A. – Hornsby

Lot 1, DP 1116738 at Epping, Parish Field of Mars (Sheet 2), County Cumberland.

File No.: MN06 H 242.

Note: On closing, title for the land in Lot 1 remains vested in Hornsby Shire Council as operational land.

Description

Land District – Metropolitan; L.G.A. – Hornsby

Lot 1, DP 1116742 at Arcadia, Parish North Colah, County Cumberland.

File No.: MN06 H 309.

Note: On closing, title for the land in Lot 1 remains vested in Hornsby Shire Council as community land.

Description

Land District – Metropolitan; L.G.A. – Ryde

Lot 1, DP 1116493 at Macquarie Park, Parish Hunters Hill (Sheet 3), County Cumberland.

File No.: MN05 H 144.

Note: (1) On closing, title for the land in lot 1 remains vested in City of Ryde Council as operational land.

(2) The road is closed subject to the easement for water supply purposes 4.3 wide, the easement for access and drainage purposes 12.32 wide, the easement over existing communication cables, the easement for gas main 3 wide, the easement to drain water 13.41 wide and variable width, the easement for electricity and other purposes 2 wide and variable width as shown in DP 1116493.

Descriptions

Land District – Windsor; L.G.A. – Baulkham Hills

Lots 21, 22 and 23, DP 1105886 at Maroota South, Parish Maroota, County Cumberland.

File No.: MN05 H 169.

Note: On closing, title for the land in Lots 21, 22 and 23 remain vested in Baulkham Hills Council as operational land.

WESTERN REGION OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Leases of the lands specified in the following Schedule have been granted to the undermentioned persons.

The leases are subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder.

The land is to be used only for the purpose of Residence.

Initial rent will be \$100.00 per annum and re-assessed thereafter annually on 1 April of each year.

The Conditions and Reservations annexed to such leases are those Conditions published in the *New South Wales Government Gazette* of 25 May 2007, Folios 2974 – 2975.

All amounts due and payable to the Crown *must* be paid to the Department of Lands by the due date.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Administrative District – Walgett North; Shire – Walgett; Parish – Wallangulla; County – Finch

WLL No.	Name of Lessee	Lot	Deposited Plan No.	Folio Identifier	Area	Term of Lease	
						From	To
WLL14878	Trevor William FAIL and Suriaganth FAIL as Joint Tenants.	397	1076808	397/1076808	2494m2	22-Oct-2007	21-Oct-2027
WLL14883	Robert John ARMSTRONG.	5	1066289	5/1066289	2551m2	22-Oct-2007	21-Oct-2027
WLL14825	Alexander William EDDIE.	83	1076808	83/1076808	2515m2	22-Oct-2007	21-Oct-2027
WLL14579	Munira JAMAKOVIC.	12	1076808	12/1076808	2643m2	22-Oct-2007	21-Oct-2027
WLL14871	Denis Alfred BAGLEY.	103	1076808	103/1076808	2483m2	22-Oct-2007	21-Oct-2027
WLL14874	Carl Alec HUSKINSON.	11	1057617	11/1057617	2289m2	22-Oct-2007	21-Oct-2027
WLL14886	Maree SMITH.	12	1073508	12/1073508	2506m2	22-Oct-2007	21-Oct-2027
WLL14899	John PAYNE.	371	1076808	371/1076808	2349m2	22-Oct-2007	21-Oct-2027
WLL14903	NEWFELD PROSPECTING PTY LIMITED.	12	1066289	12/1066289	2506m2	22-Oct-2007	21-Oct-2027
WLL14867	William Paul BUCHANAN and Judith Fay BUCHANAN as Joint Tenants.	275 and 58	1076808 1073508	275/1076808 58/1073508	2503m2	22-Oct-2007	21-Oct-2027
WLL14846	Marie Annette FLETCHER and Colin Owen FLETCHER as Joint Tenants.	62	1066289	62/1066289	2500m2	22-Oct-2007	21-Oct-2027
WLL14838	Tracy Phyllis SANDERS and David Raymond SANDERS as Joint Tenants.	63	1066289	63/1066289	2499m2	22-Oct-2007	21-Oct-2027
WLL14770	Peter John ANDERSON.	15	1066289	15/1066289	2631m2	22-Oct-2007	21-Oct-2027

WLL No.	Name of Lessee	Lot	Deposited Plan No.	Folio Identifier	Area	Term of Lease	
						From	To
WLL14891	Karen Marie EARL.	74	1057617	74/1057617	2237m2	22-Oct-2007	21-Oct-2027
WLL14845	Colin Owen FLETCHER.	61	1066289	61/1066289	2152m2	22-Oct-2007	21-Oct-2027
WLL14929	Ivan BALOG and Milca BALOG as Joint Tenants.	8	1076808	8/1076808	2573m2	22-Oct-2007	21-Oct-2027
WLL14972	Malcolm Brooks PODMORE.	142	1073508	142/1073508	2529m2	22-Oct-2007	21-Oct-2027

RESERVATION OF CROWN LAND

PURSUANT to section 138C of the Crown Lands Act 1989, the public trust land specified in Column 1 of the Schedule hereunder is vested in the Crown and hereby reserved for the public purpose, being a public purpose for the purposes of section 87, as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Land District: Willyama.
Local Government Area:
Broken Hill City Council.
Locality: Broken Hill.
Lot 2, section 3,
DP No. 758018, Parish
Picton, County Yancowinna;
Lot 5, section 3,
DP No. 758018, Parish
Picton, County Yancowinna;
Lot 7, section 3,
DP No. 758018, Parish
Picton, County Yancowinna.
Area: About 1518 square metres.
File No.: WL98 R 1745/1.

Column 2

Reserve No.: 1014148.
Public Purpose: Community
purposes.

Note: Reserves 11413, 41283 and 47876 are revoked by this gazette notification.

ESTABLISHMENT OF RESERVE TRUST

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder, is established under the name stated in that Column and is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Alma Institute Reserve
Trust.

Column 2

Reserve No.: 1014148.
Public Purpose: Community
purposes.
Notified: This day.
File No.: WL98 R 1745/1.

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder, is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE*Column 1*

Broken Hill
City Council.

Column 2

Alma Institute
Reserve Trust.

Column 3

Reserve No.: 1014148.
Public Purpose: Community
purposes.
Notified: This day.
File No.: WL98 R 1745/1.

Department of Planning



New South Wales

Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (9041484/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)

Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)*.

2 Aims of plan

This plan aims to amend *Baulkham Hills Local Environmental Plan 2005*:

- (a) to rezone part of the land to which this plan applies from the Open Space 6 (a) (Existing and Proposed Public Recreation) Zone to the Residential 2 (a) Zone so as to provide for residential development consistent with the surrounding zone, and
- (b) to allow, with development consent, the carrying out of development on the remaining land for the purpose of shops, with the total gross floor area of the shops not exceeding 3,890 square metres.

3 Land to which plan applies

- (1) To the extent that this plan rezones land, it applies to Lot 39, DP 1090914, Nos 56–58 Edgewater Drive, Bella Vista, as shown distinctively coloured, edged heavy black and lettered “2 (a)” on the map marked “Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)” deposited in the office of Baulkham Hills Council.
- (2) To the extent that this plan allows the carrying out of development for the purpose of shops, it applies to Lot 6012, DP 1098937, Elizabeth Macarthur Drive, Bella Vista.

4 Amendment of Baulkham Hills Local Environmental Plan 2005

Baulkham Hills Local Environmental Plan 2005 is amended as set out in Schedule 1.

Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Baulkham Hills Local Environmental Plan 2005 (Amendment No 11)

[2] Schedule 6 Additional development on certain land

Insert at the end of the Schedule in Columns 1, 2 and 3, respectively:

Lot 6012, DP 1098937, Elizabeth Macarthur Drive, Bella Vista	Development for the purpose of shops	The total gross floor area of the shops must not exceed 3,890m ² .
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New South Wales

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (NEW0004496/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)*.

2 Aims of plan

This plan aims to amend *Lake Macquarie Local Environmental Plan 2004 (the 2004 plan)* as follows:

- (a) to reclassify part of the land to which this plan applies from community land to operational land (within the meaning of the *Local Government Act 1993*) to allow the land to be rezoned and sold to facilitate the relocation of the Charlestown Bowling Club and the expansion of the Charlestown Square Shopping Centre,
- (b) to rezone part of the land from partly Zone 2 (1) Residential Zone, partly Zone 6 (1) Open Space Zone and partly Zone 6 (2) Tourism and Recreation Zone to Zone 3 (1) Urban Centre (Core) Zone to facilitate the expansion of the Charlestown Square Shopping Centre,
- (c) to rezone part of the land from Zone 6 (2) to Zone 6 (1) to facilitate the creation of a public passive park,
- (d) to rezone part of the land from Zone 6 (1) to Zone 6 (2) to facilitate the relocation of the Charlestown Bowling Club,
- (e) to rezone part of the land from Zone 2 (1) to Zone 6 (1) to facilitate the creation of future open space,
- (f) to apply the acquisition requirement under clause 55 of the 2004 plan to the land referred to in clause 3 (6) so as to include that land for future acquisition by Lake Macquarie City Council,
- (g) to rezone part of the land from Zone 6 (2) to Zone 6 (1) to allow for the relocation of the Charlestown Occasional Care Centre.

3 Land to which plan applies

- (1) With respect to the aim set out in clause 2 (a), this plan applies to 2 Canberra Street (Lot 2, DP, 727770), 1 Frederick Street (Lot 4, DP 248597 and Lot 1, DP 47292), 3 Frederick Street (Lot 3, DP 248597) and 128A Pacific Highway (part of Lot 3, DP 1090261), Charlestown, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)" deposited in the office of the Council of the City of Lake Macquarie.
- (2) With respect to the aim set out in clause 2 (b), this plan applies to 2 Canberra Street (Lot 2, DP, 727770), 1 Frederick Street (Lot 4, DP 248597 and Lot 1, DP 47292), 3 Frederick Street (Lot 3, DP 248597), 128A Pacific Highway (part of Lot 3, DP 1090261) and land fronting Patricia Avenue (part of Lot 2, DP 1090261), Charlestown, as shown edged heavy black and lettered "3 (1)" on Sheet 1 of that map.
- (3) With respect to the aim set out in clause 2 (c), this plan applies to part of Lot 2, DP 1090261, Patricia Avenue, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 1 of that map.
- (4) With respect to the aim set out in clause 2 (d), this plan applies to part of Lot 3, DP 1090261, Patricia Avenue, Charlestown, as shown edged heavy black and lettered "6 (2)" on Sheet 1 of that map.
- (5) With respect to the aim set out in clause 2 (e), this plan applies to 10 Lincoln Street (Lot 2, DP 840119), 2-14 Carl Close (Lot 3, DP 840119, Lot 6, DP 340758 and Lots 7-11, DP 18839) and 126 Pacific Highway (Lot 33, DP 19804), Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 1 of that map.
- (6) With respect to the aim set out in clause 2 (f), this plan applies to 10 Lincoln Street (Lot 2, DP 840119), 2-12 Carl Close (Lot 6, DP 340758 and Lots 7-11, DP 18839) and 126 Pacific Highway (Lot 33, DP 19804), Charlestown, as shown edged heavy black, cross-hatched and lettered "6 (1)" on Sheet 1 of that map.
- (7) With respect to the aim set out in clause 2 (g), this plan applies to Lot 1, DP 503101, Kahibah Road, Highfields, as shown edged heavy black and lettered "6 (1)" on Sheet 2 of that map.

4 Amendment of Lake Macquarie Local Environmental Plan 2004

Lake Macquarie Local Environmental Plan 2004 is amended as set out in Schedule 1.

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Schedule 3 Reclassification of community land as operational land

Insert in alphabetical order of locality in Columns 1, 2 and 3, respectively:

Charlestown

2 Canberra Street	Lot 2, DP 727770, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
1 Frederick Street	Lot 4, DP 248597 and Lot 1, DP 47292, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
3 Frederick Street	Lot 3, DP 248597, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
128A Pacific Highway	Part of Lot 3, DP 1090261, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Easement for water supply pipeline (Government Gazette 14/12/1956) 3.05 wide as noted on Certificate of Title Folio Identifier 3/1090261.

[2] Dictionary

Insert in appropriate order in the definition of *the map*:

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)—Sheets 1 and 2



New South Wales

Tweed Local Environmental Plan 2000 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G94/00396/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Tweed Local Environmental Plan 2000 (Amendment No 10)

Tweed Local Environmental Plan 2000 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Tweed Local Environmental Plan 2000 (Amendment No 10)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone the land to which this plan applies to partly Zone No 2 (c) Urban Expansion, partly Zone No 5 (a) Special Uses (School), partly Zone No 7 (a) Environmental Protection (Wetlands and Littoral Rainforests) and partly Zone No 7 (d) Environmental Protection (Scenic/Escarpment) under *Tweed Local Environmental Plan 2000*, and
- (b) to provide for efficient and consolidated urban growth on that land, and
- (c) to protect the environmental and landscape values of the Terranora Broadwater and wetlands and remnant vegetation on that land, and
- (d) to protect urban development on that land from environmental hazards, and
- (e) to require satisfactory arrangements to be made for the provision of essential infrastructure, facilities and services before the subdivision of the land.

3 Land to which plan applies

This plan applies to land known as Terranora Urban Release Area (Area E), as shown edged heavy black on the map marked "Tweed Local Environmental Plan 2000 (Amendment No 10)" deposited in the office of Tweed Shire Council.

4 Amendment of Tweed Local Environmental Plan 2000

Tweed Local Environmental Plan 2000 is amended as set out in Schedule 1.

Tweed Local Environmental Plan 2000 (Amendment No 10)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 53D

Insert after clause 53C:

53D Specific provisions for Terranora Urban Release Area E

- (1) This clause applies to the land known as Terranora Urban Release Area (Area E), as shown edged heavy black and coloured on the map marked “Tweed Local Environmental Plan 2000 (Amendment No 10)”.
- (2) The object of this clause is:
 - (a) to ensure a development control plan has been developed for the land to which this clause applies to avoid ad hoc development, and
 - (b) to ensure that issues relating to contaminated land are dealt with to a sufficient level to meet the requirements of *State Environmental Planning Policy No 55—Remediation of Land*, and
 - (c) to ensure that any wetlands in the area are restored and protected and breeding habitat for salt water mosquitoes and biting midges is minimised, and
 - (d) to ensure that the management of urban stormwater is consistent with the *Tweed Urban Stormwater Quality Management Plan* adopted by Council, and
 - (e) in respect of subclause (5), to require assistance towards the provision of the following infrastructure, facilities and services to satisfy needs that arise from development on land to which this clause applies, but only if the land is developed intensively for urban purposes:
 - (i) regional transport infrastructure,
 - (ii) education facilities and services provided by the State,
 - (iii) health facilities and services provided by the State,
 - (iv) facilities and services provided by the State for the purposes of emergency services.
- (3) The consent authority must not consent to development on land to which this clause applies unless it is satisfied that:
 - (a) a development control plan has been prepared for the land, and

Tweed Local Environmental Plan 2000 (Amendment No 10)

Schedule 1 Amendments

-
- (b) any contaminated land has been identified to the extent necessary to allow for the appropriate location of sensitive land uses, and
 - (c) any wetland on the land will be restored and managed to the consent authority's satisfaction to restore freshwater wetland values and minimise breeding habitat for saltwater mosquitoes and biting midges, and
 - (d) the development will generally comply with the *Tweed Urban Stormwater Quality Management Plan* as adopted by the Council on 19 April 2000.
- (4) The consent authority is not to consent to subdivision of land to which this clause applies or to other development on that land unless the consent authority is satisfied that:
- (a) any likely contaminants within the soil, surface water and groundwater as a result of previous land uses have been identified, and
 - (b) an effective testing regime has been implemented, that takes into account the hydrology of the land, to identify hotspots of contamination in accordance with any relevant guidelines issued by a government department or public authority, and
 - (c) appropriate thresholds and criteria have been used in the assessment of any potential contamination, and
 - (d) any contamination of the land does not pose a significant threat to human health or the environment, and
 - (e) if contamination has been identified, an adequate monitoring program will be implemented in relation to the contamination of the land.
- Note.** Clause 7 (1) of *State Environmental Planning Policy No 55—Remediation of Land* sets out other matters that must be taken into account by a consent authority.
- (5) Despite any other provision of this plan, the consent authority must not grant consent to the subdivision of land to which this clause applies, that is within Zone No 2 (c), if the subdivision would create a lot smaller than the minimum lot size permitted on the land immediately before the commencement of this clause, unless the Director-General has certified in writing to the consent authority that satisfactory arrangements have been made to contribute to the provision of infrastructure, facilities and services referred to in subclause (2) (e) in relation to that lot.

Tweed Local Environmental Plan 2000 (Amendment No 10)

Amendments

Schedule 1

-
- (6) Subclause (5) does not apply:
- (a) to any lot within a special contributions area within the meaning of Division 6 of Part 4 of the Act, or
 - (b) to any lot identified in the certificate as a residue lot, or
 - (c) to any lot that is proposed in the development application to be reserved or dedicated for public open space, public roads, public utilities, educational facilities, or any other public purpose, or
 - (d) to a subdivision for the purpose only of rectifying an encroachment on any existing allotment.
- (7) *State Environmental Planning Policy No 1—Development Standards* does not apply to development for the purposes of subdivision on land to which this clause applies.
- (8) Nothing in this clause affects the application of *State Environmental Planning Policy No 55—Remediation of Land* to land to which this plan applies.

[2] Schedule 6 Maps and Zones

Insert in appropriate order in Part 2:

Tweed Local Environmental Plan 2000 (Amendment No 10)

PROTOCOL FOR WALLIS LAKE OYSTER LEASE MAINTENANCE DREDGING

THIS protocol relates to the provisions of clause 19 (2) of Schedule 3 of the Environmental Planning and Assessment Regulation 2000.

Approvals

Dredging under this protocol may only be undertaken in the area known as "The Paddock" in Wallis Lake, New South Wales and:

- a. in accordance with a development consent under Part 4 of the Environmental Planning and Assessment Act 1979; and
- b. in accordance with a permit issued by NSW Fisheries under s.201 of the Fisheries Management Act 1994; and
- c. in accordance with a licence issued by the NSW Department of Lands if the dredging is outside of an area leased under s.163 of the Fisheries Management Act 1994.

Locational Criteria

1. This Protocol only applies to dredging of mobile marine sands.
2. The dredging may only be undertaken from a location within The Paddock where, in the opinion of the consent authority, the material is threatening the oyster production process and is located:
 - a. wholly within an area leased under s.163 of the Fisheries Management Act 1994; or
 - b. immediately adjacent to the above leased area; or
 - c. within an access channel contiguous to the above leased area.
3. The area to be dredged must not, in the opinion of the consent authority, contain or be likely to contain:
 - a. acid sulphate soils; or
 - b. threatened species.

Operational Criteria

1. The dredge used must be a cutter-suction type that pumps the sand directly to a land based disposal or processing facility.
2. The dredging must not :
 - a. cause the destruction of seagrasses, unless a permit to harm marine vegetation has firstly been obtained from NSW Fisheries; or
 - b. remove sand to a depth below minus 2.5 metre Australian Height Datum (AHD).
3. The dredge operator must:
 - a. maintain the dredge in good condition and take all reasonable measures to prevent a spill of fuel or oil; and
 - b. maintain all operational safeguards and navigation warnings as required by the NSW Waterways Authority; and
 - c. comply with acceptable noise limits as defined in the NSW EPA Industrial Noise Policy. Hours of operation are restricted to 7:00 am to 6:00 pm Monday to Friday. No work is permitted on Weekends or Public Holidays.
4. The dredge operator must cease operation immediately:
 - d. in the event that any material other than marine sands are encountered by the dredge operation. No further dredging is to be undertaken until additional development approvals are obtained to remove material which is not marine sands.
 - e. in the event of a significant turbidity plume being generated at the dredge head. The operator may then only operate the dredge during the period 1 hour either side of high or low slack water.
 - f. in the event of a petrochemical spill. The operator must install a floating boom as quickly as practicable and notify the Waterways Authority of NSW and the NSW Department of Environment and Conservation. No further dredging may be undertaken until authorized by the Department of Environment and Conservation.
 - g. in the event of pipeline failure or leakage. The operator must not undertake any further dredging until the repair to the pipeline has been completed and the line has been flushed with clean water.

SAM HADDAD,
Director-General
19 October 2007

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**ORDER**

I, the Minister for Planning, in pursuance of section 75B (1) of the Environmental Planning and Assessment Act 1979, do, by this my Order declare that the development described in Schedule 1 is a project to which Part 3A of that Act applies.

In my opinion the development described in Schedule 1 is of State or regional environmental planning significance.

Dated, this 17th day of October 2007.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney

SCHEDULE 1

Development on land comprising Lot 112, DP 13905, Lot 113, DP 13905, Lot 6, DP 1021711, Lot 5, DP 1021711 as shown edged heavy black on the map marked Horsley Park West – Cadastre (known as Horsley Park West), within the Fairfield Local Government Area, for future employment uses.



ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

ORDER

I, the Minister for Planning, in pursuance of section 75B(1) of the Environmental Planning and Assessment Act 1979, do, by this my Order declare that the development described in Schedule 1 is a project to which Part 3A of that Act applies.

In my opinion the development described in Schedule 1 is of State or regional environmental planning significance.

Dated, this 17th day of October 2007.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney

SCHEDULE 1

Development on land comprising Part Lot 1, DP 829916, Part Lot 2, DP 829916, Lot 3, DP 829916, Lot 11, DP 30290, Lot 10, DP 30290, Lot 9, DP 30290, Lot 8, DP 30290, Lot 7, DP 30290, Lot 5, DP 30290, Lot 4, DP 30290 as shown edged heavy black on the map marked Horsley Park East – Cadastre (known as Horsley Park East), within the Fairfield Local Government Area, for future employment uses.



ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**ORDER**

I, the Minister for Planning, in pursuance of section 75B (1) of the Environmental Planning and Assessment Act 1979, do, by this my Order declare that the development described in Schedule 1 is a project to which Part 3A of that Act applies.

In my opinion the development described in Schedule 1 is of State or regional environmental planning significance.

Dated, this 17th day of October 2007.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney

SCHEDULE 1

Development on land comprising the Lots and Deposited Plans set out in the table below (known as Prospect), within the Blacktown and Holroyd Local Government Areas, for future employment uses (excluding public utility undertakings).

Lots 10-12, DP 448744
Lot 15, DP 448744
Lots 24-26, DP 801210
Lot 18-19, DP 802753

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**ORDER**

I, the Minister for Planning, in pursuance of section 75B (1) of the Environmental Planning and Assessment Act 1979, do, by this my Order declare that the development described in Schedule 1 is a project to which Part 3A of that Act applies.

In my opinion the development described in Schedule 1 is of State or regional environmental planning significance.

Dated, this 17th day of October 2007.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney

SCHEDULE 1

Development on land comprising the Lots and Deposited Plans set out in the table below (known as the Huntingwood East Lands), within the Blacktown Local Government Area, for future employment uses (excluding public utility undertakings).

Lot 163, DP 8716
Lots 168-188, DP 8716
Lot 216, DP 8716
Lot 1, DP 119616
Lot 2151, DP 135859
Lots 4-6, DP 226294
Lots 218-219, DP 457024
Lot 2, DP 516449
Lot 10, DP 801210
Lot 14, DP 801210
Lots 5-7, DP 803359

Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Notice of Receipt of Application for Aquaculture Lease

Notification under Section 163 (7) of the Fisheries Management Act 1994 and Clause 33 of the Fisheries Management (Aquaculture) Regulation 2007

NSW Department of Primary Industries (NSW DPI) advises an application has been received for a new aquaculture lease over public water land for the purpose of cultivating Sydney rock oysters. Location is the Tweed River, described as follows:

- Approx. 0.9035 hectares over former oyster lease OL87/179.

NSW DPI is calling for written submissions from any person supporting or objecting to the oyster lease proposal, citing reasons for the support/objection. NSW DPI is also calling for expressions of interest from persons or corporations interested in leasing the area specified above, for the purpose of aquaculture. An expression of interest must be in the form of a written response referring to lease number OL87/179 to be signed and dated with a return address. If additional expressions of interest are received, NSW DPI may offer the area for leasing through a competitive public tender process, auction or ballot.

If granted the lease will be subject to standard covenants and conditions of an aquaculture lease and aquaculture permit, under the Fisheries Management Act 1994. Specific details of the proposed lease can be obtained, or enquiries made with NSW DPI, Aquaculture Administration Section, Port Stephens on (02) 4982 1232. Objections or expressions of interest for consideration in the determination of the application must be received at the address below, within 30 days from the date of publication of this notification.

Director, Fisheries Conservation and Aquaculture Branch, Aquaculture Administration Section, Port Stephens Fisheries Centre, Locked Bag 1, Nelson Bay NSW 2315.

BILL TALBOT,
Director,
Fisheries Conservation and Aquaculture Branch,
Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Notice of Receipt of Application for Aquaculture Lease

Notification under s.163 (7) of the Fisheries Management Act 1994 and Cl.33 of the Fisheries Management (Aquaculture) Regulation 2007

NSW Department of Primary Industries (NSW DPI) advises an application has been received for a new aquaculture lease over public water land for the purpose of cultivating Sydney rock oysters. Location is Wallis Lake, described as follows:

- Approx. 0.4132 hectares over former oyster lease OL60/198

NSW DPI is calling for written submissions from any person supporting or objecting to the oyster lease proposal, citing reasons for the support/objection. NSW DPI is

also calling for expressions of interest from persons or corporations interested in leasing the area specified above, for the purpose of aquaculture. An expression of interest must be in the form of a written response referring to lease number OL60/198 to be signed and dated with a return address. If additional expressions of interest are received, NSW DPI may offer the area for leasing through a competitive public tender process, auction or ballot.

If granted the lease will be subject to standard covenants and conditions of an aquaculture lease and aquaculture permit, under the Fisheries Management Act 1994. Specific details of the proposed lease can be obtained, or enquiries made with NSW DPI, Aquaculture Administration Section, Port Stephens on (02) 4982 1232. Objections or expressions of interest for consideration in the determination of the application must be received at the address below, within 30 days from the date of publication of this notification.

Director, Fisheries Conservation and Aquaculture Branch, Aquaculture Administration Section, Port Stephens Fisheries Centre, Locked Bag 1, Nelson Bay NSW 2315.

BILL TALBOT,
Director,
Fisheries Conservation and Aquaculture Branch,
Department of Primary Industries

PLANT DISEASES ACT 1924

OR95: Order under Section 13A

I, IAN MACDONALD, M.L.C., Minister for Primary Industries pursuant to section 13A of the Plant Diseases Act 1924, believe that this Order is necessary in order to avoid an adverse effect on trade in fruit, and by this Order I hereby:

- (a) from 2 November 2007, authorise an inspector to enter all land or premises with a frontage to or access from a street which is within an urban 60 km an hour or less speed limit zone in the towns specified in Schedule 1 to carry out the fruit fly treatment specified in Schedule 2, to control the pest Queensland Fruit Fly, and
- (b) provide that the process for objecting to the carrying out of fruit fly treatment is as specified in Schedule 3.

SCHEDULE 1

Specified Towns

Barellan	Goolgowi	Mathoura
Barham	Griffith	Merriwagga
Barooga	Grong Grong	Menindee
Berrigan	Hay	Moama
Broken Hill	Hillston	Mulwala
Corowa	Howlong	Narrandera
Darlington Point	Jerilderie	Tocumwal
Deniliquin	Kamariah	Wamoon
Finley	Leeton	Yanco
		Yenda

SCHEDULE 2

Fruit Fly Treatment

In this Order:

fruit fly treatment means any one or a combination of the following:

- (a) Fruit fly bait spraying: A registered insecticide plus protein autolysate extract is applied to plant foliage as a spot spray from a backpack spray unit. Note: The registered insecticide is Hy-Mal® that has the active constituent "maldison". The protein autolysate extract is Pinnacle® or Natflav 500®. This pesticide is to be used in accordance with the Hy-Mal® label directions for "Fruit Fly Lure Eradication only".
- (b) Cover spray of fruit trees: A registered insecticide spray is applied to the plant foliage and fruit on fruit trees as a mist spray from a backpack spray unit or by a powered spray unit. Note: The registered insecticide is Lebaycid® that has the active constituent "fenthion".
- (c) The release of sterile Queensland Fruit Fly.

SCHEDULE 3

Objection to Fruit Fly Treatment Authorised by this Order

1. An occupier of land or premises on which fruit fly treatment is authorised by this Order to be carried out may object to the carrying out of the fruit fly treatment.
2. An objection must:
 - (a) be in writing addressed to the Director-General of the NSW Department of Primary Industries, and
 - (b) identify the property concerned and state the name and contact details of the person objecting.
3. An objection will only be considered if it is:
 - (a) received by the Regional Director DPI Relations South West, NSW Department of Primary Industries, Private Mail Bag, Yanco NSW 2703, by 4:00 pm on 1 November 2007, or
 - (b) delivered to an inspector who, for the purpose of carrying out the fruit fly treatment, has entered the land or premises of the person objecting to the fruit fly treatment being carried out.
4. An objection received under paragraph 3 (a) of Schedule 3 but not within the time specified in that paragraph, may be considered before the time that an inspector attends a property to carry out the fruit fly treatment.

Note: This Order remains in force for 6 months from the date it is made.

Dated this 18th day of October 2007.

IAN MACDONALD, M.L.C.,
Minister for Primary Industries

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T07-0472)

No. 3331, GREYSTOKE MINES PTY LTD (ACN 125 517 259), area of 52 units, for Group 1, dated 18 October 2007. (Cobar Mining Division).

(T07-0473)

No. 3332, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), area of 367 units, for Group 1, dated 18 October 2007. (Cobar Mining Division).

(T07-0474)

No. 3333, GREYSTOKE MINES PTY LTD (ACN 125 517 259), area of 115 units, for Group 1, dated 18 October 2007. (Orange Mining Division).

(T07-0475)

No. 3334, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 95 units, for Group 1, dated 19 October 2007. (Cobar Mining Division).

(T07-0476)

No. 3335, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 100 units, for Group 1, dated 19 October 2007. (Cobar Mining Division).

(T07-0478)

No. 3337, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 12 units, for Group 1, dated 23 October 2007. (Orange Mining Division).

(T07-0479)

No. 3338, RIDGE EXPLORATION PTY LTD (ACN 127 215 132), area of 23 units, for Group 1, dated 22 October 2007. (Coffs Harbour Mining Division).

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(05-5713)

No. 2635, now Exploration Licence No. 6904, GLOUCESTER COAL LTD (ACN 008 881 712), County of Gloucester, Map Sheets (9233, 9333), area of 1760 hectares, for Group 9, dated 9 October 2007, for a term until 9 October 2009.

(06-4194)

No. 2898, now Exploration Licence No. 6907, ACTWAY PTY LIMITED (ACN 090 165 174), County of Blaxland, Map Sheet (8032), area of 93 units, for Group 1, dated 11 October 2007, for a term until 11 October 2009.

(07-112)

No. 3009, now Exploration Licence No. 6908, TASMAN GOLDFIELDS NSW PTY LTD (ACN 124 228 473), County of Clarendon, Map Sheet (8428), area of 4 units, for Group 1, dated 11 October 2007, for a term until 11 October 2009.

(07-118)

No. 3015, now Exploration Licence No. 6909, PLATSEARCH NL (ACN 003 254 395), Counties of Barrona, Fitzgerald, Killara and Landsborough, Map Sheets (7637, 7737), area of 100 units, for Group 1 and Group 6, dated 16 October 2007, for a term until 16 October 2009. As a result of the grant of this title, Exploration Licence No. 6632 has ceased to have effect.

(07-219)

No. 3114, now Exploration Licence No. 6903, NEW SOUTHERN MINING PTY LTD (ACN 126 494 871), County of Georgiana, Map Sheet (8729), area of 29 units, for Group 1, dated 8 October 2007, for a term until 8 October 2009.

(07-260)

No. 3157, now Exploration Licence No. 6910, CENTAURUS RESOURCES LIMITED (ACN 120 281 969), Counties of Ashburnham, Gordon, Kennedy and Narromine, Map Sheet (8532), area of 30 units, for Group 1, dated 16 October 2007, for a term until 16 October 2009.

(07-287)

No. 3184, now Exploration Licence No. 6905, HILL END GOLD LIMITED (ACN 072 692 365), County of Wakool, Map Sheets (7726, 7727), area of 119 units, for Group 1, dated 11 October 2007, for a term until 11 October 2009.

(07-288)

No. 3185, now Exploration Licence No. 6906, HILL END GOLD LIMITED (ACN 072 692 365), County of Wakool, Map Sheets (7726, 7727), area of 105 units, for Group 1, dated 11 October 2007, for a term until 11 October 2009.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been refused:

EXPLORATION LICENCE APPLICATION

(06-7080)

No. 2948, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), County of Fitzgerald, County of Yantara and County of Yungnulgra, Map Sheets (7437, 7537). Refusal took effect on 16 October 2007.

PETROLEUM APPLICATIONS

(07-431)

No. 27 lodged by Tito TRAPUZZANO over 1 block in the (Coffs Harbour Mining Division). Refusal took effect on 23 October 2007.

(07-429)

No. 84 lodged by Tito TRAPUZZANO over 1 block in the (Coffs Harbour Mining Division). Refusal took effect on 23 October 2007.

(07-430)

No. 85 lodged by Tito TRAPUZZANO over 4 blocks in the (Coffs Harbour Mining Division). Refusal took effect on 23 October 2007.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(07-300)

No. 3197, FALCON MINERALS LIMITED (ACN 009 256 535), County of Tandora and County of Yancowinna, Map Sheets (7233, 7333). Withdrawal took effect on 17 October 2007.

(07-328)

No. 3227, GOLDRIM INVESTMENTS PROPRIETARY LIMITED (ACN 004 803 203) and AJAX JOINERY PTY LIMITED (ACN 000 195 228), County of Bathurst, Map Sheet (8730). Withdrawal took effect on 19 October 2007.

PETROLEUM APPLICATION

(T07-0444)

No. 92 lodged by GUNNEDAH GAS PTY LTD (ACN 115 880 772) over 22 blocks in the (Orange Mining Division).

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications for renewal have been received:

(07-7940)

Authorisation No. 248, ILLAWARRA COAL HOLDINGS PTY LTD (ACN 093 857 286), area of 5392 hectares. Application for renewal received 23 October 2007.

(M81-3187)

Authorisation No. 311, GLOUCESTER COAL LTD (ACN 008 881 712) and CIM STRATFORD PTY LTD (ACN 070 387 914), area of 5098 hectares. Application for renewal received 19 October 2007.

(M82-3866)

Authorisation No. 315, GLOUCESTER COAL LTD (ACN 008 881 712) and CIM STRATFORD PTY LTD (ACN 070 387 914), area of 7565 hectares. Application for renewal received 19 October 2007.

(C87-0202)

Authorisation No. 399, CENTENNIAL NEWSTAN PTY LIMITED (ACN 101 508 865), area of 693 hectares. Application for renewal received 16 October 2007.

(07-7941)

Exploration Licence No. 4470, ILLAWARRA COAL HOLDINGS PTY LTD (ACN 093 857 286), area of 4800 hectares. Application for renewal received 23 October 2007.

(06-7006)

Exploration Licence No. 5544, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 66 units. Application for renewal received 23 October 2007.

(T02-0380)

Exploration Licence No. 6173, CEMENT AUSTRALIA (KANDOS) PTY LIMITED (ACN 004 158 972), area of 4 units. Application for renewal received 19 October 2007.

(04-586)

Exploration Licence No. 6343, INCO RESOURCES (AUSTRALIA) PTY LTD (ACN 096 361 876), area of 128 units. Application for renewal received 18 October 2007.

(05-0243)

Exploration Licence No. 6482, COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576), area of 178 units. Application for renewal received 17 October 2007.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

(07-6082)

Exploration Licence No. 5864, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), Counties of Bland and Bourke, Map Sheets (8329, 8429), area of 23 units, for a further term until 28 May 2009. Renewal effective on and from 16 October 2007.

(T01-0102)

Exploration Licence No. 5879, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7234), area of 5 units, for a further term until 25 July 2009. Renewal effective on and from 22 October 2007.

(T01-0109)

Exploration Licence No. 5880, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Burnett, Map Sheet (8938), area of 2 units, for a further term until 30 July 2009. Renewal effective on and from 19 October 2007.

(T01-0191)

Exploration Licence No. 5958, GREENSHIRE PTY LIMITED (ACN 006 790 325), Counties of Menindee and Yancowinna, Map Sheets (7133, 7134), area of 74 units, for a further term until 23 June 2009. Renewal effective on and from 22 October 2007.

(T02-0366)

Exploration Licence No. 6106, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Murchison, Map Sheets (8937, 8938), area of 69 units, for a further term until 28 July 2009. Renewal effective on and from 19 October 2007.

(04-645)

Exploration Licence No. 6403, PLATSEARCH NL (ACN 003 254 395) and PARADIGM MEXICO PTY LIMITED (ACN 108 506 207), Counties of Young and Yungnulgra, Map Sheets (7335, 7435), area of 74 units, for a further term until 19 April 2009. Renewal effective on and from 16 October 2007.

(05-166)

Exploration Licence No. 6431, AUSTRALIA ORIENTAL MINERALS NL (ACN 010 126 708), Counties of Arrawatta and Gough, Map Sheets (9139, 9239), area of 14 units, for a further term until 9 June 2009. Renewal effective on and from 23 October 2007.

(Z05-0169)

Exploration Licence No. 6447, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheets (7133, 7134), area of 8 units, for a further term until 12 July 2009. Renewal effective on and from 22 October 2007.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(C88-0211)

Authorisation No. 406, NAMOI VALLEY COAL PTY LIMITED (ACN 001 234 000), County of Nandewar, Map Sheet (8936), area of 2493 hectares, for a further term until 11 October 2007. Renewal effective on and from 11 October 2007.

(06-5047)

Authorisation No. 447, SAXONVALE COAL PTY LIMITED (ACN 003 526 467), County of Northumberland, Map Sheet (9132), area of 312.7 hectares, for a further term until 4 October 2007. Renewal effective on and from 4 October 2007.

(04-1753)

Exploration Licence No. 3854, METALLURGICAL REFINING & DEVELOPMENT PTY LTD (ACN 009 756 414), Counties of Gunderbooka and Irrara, Map Sheet (8038), area of 7 units, for a further term until 20 May 2009. Renewal effective on and from 18 October 2007.

(07-6654)

Exploration Licence No. 5337, NEWCASTLE COAL COMPANY PTY LTD (ACN 074 900 208), County of Northumberland, Map Sheet (9232), area of 2379 hectares, for a further term until 4 August 2009. Renewal effective on and from 17 October 2007.

(Z07-5407)

Exploration Licence No. 5615, ILUKA MIDWEST LIMITED (ACN 008 763 666), County of Taila, Map Sheet (7428), area of 8 units, for a further term until 26 August 2009. Renewal effective on and from 22 October 2007.

(07-1313)

Exploration Licence No. 5728, CHALLENGER MINES LTD (ACN 090 166 528), County of Wynyard, Map Sheet (8527), area of 29 units, for a further term until 16 May 2009. Renewal effective on and from 19 October 2007.

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

CAMDEN COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 Metre B-Doubles, may be used subject to any requirements or conditions set out in the Schedule.

GREG WRIGHT,
General Manager,
Camden Council
(by delegation from the Minister for Roads)
16 October 2007

SCHEDULE

1. Citation

This Notice may be cited as the Camden Council 25 Metre B-Double Notice No. 01/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2007 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25m B-Doubles vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	George Road, Leppington	Camden Valley Way	Riley Road	Right turn only from Camden Valley Way
25	Riley Road, Leppington	George Road	35 Riley Road	Reverse order when exiting the site.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

NARRABRI SHIRE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which Road Trains may be used subject to any requirements or conditions set out in the Schedule.

MAX KERSHAW,
General Manager,
Narrabri Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as Narrabri Shire Council Road Train Notice No. 2/2007

2. Commencement

This Notice takes effect on 25 November 2007.

3. Effect

This Notice remains in force until 26 November 2007 unless it is amended or repealed earlier.

4. Application

This Notice applies to those Road Train vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT	000	Tibbereena Street	Dangar Street (Newell Highway)	Violet Street	
RT	000	Violet Street	Tibbereena Street	Gibbons Street	West bound only
RT	000	Gibbons Street	Violet Street	Dangar Street (Newell Highway)	North bound only
RT	000	Selina Street	Dangar Street (Newell Highway)	Violet Street	South bound only
RT	000	Violet Street	Selina Street	Tibbereena Street	East bound only

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

GOSFORD COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

PETER WILSON,
General Manager,
Gosford Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Gosford Council 25 metre B-Double route Notice No. 2/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

Type	Road No.	Road Name	Start Point	Finish Point	Conditions
25		Wisemans Ferry Road, Somersby	Pacific Highway, Somersby	Somersby Falls Road	
25		Kangoo Road, Somersby	Pacific Highway (SH10)	Coles Myer Logistics – Lot 11, Kangoo Road	
25	10	Pacific Highway, Somersby	Wisemans Ferry Road at Somersby Estate roundabout	Pile Road	
25	10	Pacific Highway, Somersby	Pile Road	Lot 2, DP786343, Pacific Highway, Somersby	
25		Racecourse Road, West Gosford	Pacific Highway (SH10), West Gosford	Central Coast Cold Store	

(i) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

Type	Road No.	Road Name	Start Point	Finish Point	Conditions
25		Wisemans Ferry Road, Kariong to Somersby	Central Coast Highway (H30)	Somersby Falls Road	
25		Kangoo Road, Somersby	Central Coast Highway (H30)	Coles Myer Logistics – Lot 11 Kangoo Road	
25		Old Pacific Highway, Somersby	Wisemans Ferry Road at Somersby Estate roundabout	Lot 2, DP786343 (Borg Group depot)	
25	7757	Racecourse Road, West Gosford	Central Coast Highway (H30)	Central Coast Cold Store	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

GREATER TAREE CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

GERARD JOSE,
General Manager,
Greater Taree City Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Greater Taree City Council 25 metre B-Double Route Notice No. 2/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

(i) Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Chatham Avenue, Chatham	Pioneer Street, Chatham	National Foods depot	
25		Muldoon Street, Taree	Muldoon Street	Elizabeth Avenue (north)	
25		Muldoon Street, Taree	Taree to Wingham Road (MR192)	Coolabah Drive	Traffic Control to be provided between 7am and 6pm at Muldoon Street and Coolabah Drive intersection

(ii) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25	7776	Chatham Avenue (Old Pacific Highway now Manning River Drive), Chatham	Pioneer Street	Railway Parade	
25		Muldoon Street, Taree	Taree to Wingham Road (MR192)	Whitbread Street	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

LAKE MACQUARIE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

BRIAN BELL,
General Manager,
Lake Macquarie Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Lake Macquarie Council 25 metre B-Double route Notice No. 1/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

(i) Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Oakdale Road	Pacific Highway (SH10)	Kallaroo Road (MR325)	
25		Pendlebury Road, Cardiff	Kurla Street	Clifton Bros, Pendlebury Road	

(ii) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Oakdale Road, Gateshead	Pacific Highway (HW10)	Redhead Road (MR325)	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

NEWCASTLE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

JANICE WALSH,
Acting General Manager,
Newcastle Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Newcastle Council 25 metre B-Double route Notice No. 1/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

(i) Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Longworth Avenue, Wallsend	Newcastle Road	Sandgate Road	
25		Minmi Road, Wallsend	Sandgate Road	Creek Road	
25		Railway Street, Wickham	Albert Street	Tudor Street (MR604)	
25		Darling Street, Carrington	Elizabeth Street	Robertson Street	
25		Elizabeth Street, Tighes Hill	Industrial Drive (MR316), Tighes Hill	Darling Street, Carrington	

(ii) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Longworth Avenue, Wallsend	Newcastle Road	Cowper Street	
25		Minmi Road, Wallsend	Cowper Street	Creek Road	
25		Railway Street,	Annie Street	Tudor Street (MR604)	
25	7772	Darling Street, Carrington	Parker Street	Robertson Street	
25	7772	Elizabeth Street, Carrington	Industrial Drive (MR316)	Entire length (east of Industrial Drive)	
25		Chatham Road, Hamilton North	Griffiths Road (MR82)	Shell Terminal, 5 Chatham Road	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

WYONG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

K. YATES,
General Manager,
Wyang Council

(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Wyong Council 25 metre B-Double route Notice No. 1/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

(i) Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		David Street, Doyalson	Scenic Drive	Pioneer depot	
25		Coleridge Road, Bateau Bay	The Entrance Road	The Entrance Bus company entry	Entry between 7.00pm and 10.00pm Fridays Entry between 7.00am and 10.00am Saturdays Entry between 1.00pm and 3.00pm Sundays
25		Apprentice Drive, Berkeley Vale	Enterprise Drive	Shell depot, Apprentice Drive	
25		Corella Close, Berkeley Vale	Enterprise Drive	Masterfoods depot	
25		Craftsman Avenue, Berkeley Vale	Lakehaven Drive	Bannister Drive (private road)	
25		Enterprise Drive, Berkeley Vale	Wyang Road	Corella Close	
25		Gavenlock Road, Tuggerah	Johnson Road	Pacific Highway (SH10)	

- (ii) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

Type	Road No.	Road Name	Start Point	Finish Point	Conditions
25		David Street, Doyalson	Scenic Drive (Central Coast Highway – HW30)	Pioneer depot	
25		Coleridge Road, Bateau Bay	The Entrance Road (Central Coast Highway – HW30)	The Entrance Bus company entry	Entry between 7.00pm and 10.00pm Fridays Entry between 7.00am and 10.00am Saturdays Entry between 1.00pm and 3.00pm Sundays
25		Craftsman Avenue, Berkeley Vale	Apprentice Drive	Hereford Street	
25		Gavenlock Road, Tuggerah	Johnson Road	Anzac Road	
25		Lake Haven Drive, Lake Haven	Pacific Highway (HW10)	Goobarabah Avenue	
25		Goobarabah Drive, Lake Haven	Lake Haven Drive	Bannister Drive (private road)	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

WYONG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

K. YATES,
General Manager,
Wyang Shire Council
(by delegation from the Minister for Roads)
18 October 2007

SCHEDULE

1. Citation

This Notice may be cited as Wyong Council 25 metre B-Double route Notice No. 3/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Type	Road No.	Road Name	Starting Point	Finishing Point	Conditions
25		Tooheys Road, Bushells Ridge	Motorway Link (MR675) Tooheys Road interchange	Property entrance of Boral Montoro Pty Ltd (288 Tooheys Road)	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

WYONG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

K. YATES,
General Manager,
Wyang Shire Council
(by delegation from the Minister for Roads)
18 October 2007

SCHEDULE
1. Citation

This Notice may be cited as the Wyong Council 25 metre B-Double route Notice No. 2/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

(i) Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Burnet Road, Warnervale	Sparks Road	No. 12 Burnet Road	Left turn entry into No. 12 Burnet Road
25		Woolworths Way, Warnervale	Exit of No. 12 Burnet Road	Burnet Road	Exit No. 12 Burnet Road right onto Woolworths Way. Right turn only from Woolworths Way into Burnet Road

(ii) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
25		Burnet Road, Warnervale	Sparks Road	Entire length	
25		Woolworths Way, Warnervale	Burnet Road	Entire Length	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 the Road Transport (Mass, Loading and Access) Regulation 2005

WYONG COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 4.6 metre high vehicles may be used.

K. YATES,
General Manager,
Wyong Council
(by delegation from the Minister for Roads)
18 October 2007

SCHEDULE

1. Citation

This Notice may be cited as the Wyong Council 4.6 metre high vehicle route Notice No. 2/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 31 December 2007 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Omit the following route from Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
4.6		Burnet Road, Warnervale	Sparks Road	12 Burnet Road	

(i) Insert the following route in Part 2, B-Double routes in New South Wales (excluding the Sydney Region) of Appendix 2 – B-Double routes in NSW

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>	<i>Conditions</i>
4.6		Burnet Road, Warnervale	Sparks Road (MR509)	Woolworths Way	
4.6		Woolworths Way, Warnervale	Burnet Road	Entire length	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads Transport (Mass, Loading and Access) Regulation 2005

I, Les Wielinga, Chief Executive of the Roads and Traffic Authority, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, make the amendment in the Schedule to the routes and areas previously specified on or in which 4.6m High Vehicles may be used.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

SCHEDULE**1. Citation**

This Notice may be cited as the Roads and Traffic Authority 4.6m High Vehicle Notice No. 5/2007.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 31 December 2007 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6m high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
4.6	84	Burley Griffin Way	Hume Highway	Yass Harden Shire Boundary

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Ballina
in the Ballina Shire Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig

Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Ballina Shire Council area, Parish of Ballina and County of Rous, shown as Lots 109, 110 and 111 Deposited Plan 1017364 being parts of the land in Certificate of Title 2/790600.

The land is said to be in the possession of Kenneth Lawrence Kaehler (registered proprietor) and Commonwealth Bank of Australia (mortgagee).

(RTA Papers: FPP 7M1915; RO 10/23.1304)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Parkes
in the Parkes Shire Council area

THE Roads and Traffic Authority of New South Wales, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

T D Craig

Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Parkes Shire Council area, Parish of Currajong and County of Ashburnham, shown as Lot 2 Deposited Plan 1116617.

(RTA Papers: FPP 2M1447; RO 17/353.1251)

Department of Water and Energy

WATER ACT 1912

APPLICATIONS under Part 2 within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

Applications for an authority under section 20 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Murrumbidgee Valley

Christopher Benedict and Kerry Ann GASKIN and Jeffrey James TATE-SMITH for a 50mm Centrifugal Pump on Numeralla River, Crown Land adjacent to Lot 99, DP 750553, Parish of Numeralla, County of Beresford for the supply of water for domestic purposes. (Reference: 40SA5637). Replacement of licence 40SL070515. GA2:532420

Any enquires regarding the above should be directed to the undersigned (telephone (02) 6953 0700).

Formal objections to the application specifying the grounds thereof, may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged with the Department at Leeton within the 28 days as fixed by the Act.

S. F. WEBB,
Licensing Manager,

Department of Water and Energy
PO Box 156, Leeton NSW 2705

WATER ACT 1912

APPLICATIONS under Part 2 within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

Applications for a license under section 10 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Murrumbidgee Valley

David Michael BARRON for a pump on the Numeralla River, Lot 1, DP 788586, Parish of Woolumla, County of Beresford for irrigation of 33 hectares (lucerne and fodder crops). Replacement license – increase in area and allocation via permanent transfer. 40SL71122

Glenn Richard SCHOFIELD and Julie Evelyn Anne SCHOFIELD for a pump on the Murrumbidgee River, Lot 10, DP 710684, Parish of Woolumla, County of Beresford for irrigation of 16 hectares (lucerne and fodder crops). Replacement license – increase in area and allocation via permanent transfer. 40SL71123

Any enquiries regarding the above should be directed to the undersigned (telephone (02) 6953 0700).

Formal objections to the application specifying the grounds thereof, may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged with the Department's Regional Director at Leeton within the 28 days as fixed by the Act.

S. F. WEBB,
Licensing Manager,
Licensing South

Department of Water and Energy,
PO Box 156, Leeton NSW 2705

WATER ACT 1912

AN application for a licence under Part 2 of the Water Act 1912 being within a proclaimed (declared) local area under section 5 (4) of the Act.

An application for a licence under section 10 of Part 2 of the Water Act 1912 has been received as follows:

Namoi River Valley

George Raymond BARTON, Danielle Gai BARTON, Murray Phillip McGREGOR and Julie Ann McGREGOR for a pump on the Peel River on Lot 2, DP 789212, Parish Calala, County Parry for irrigation of 41 hectares (turf farm). Replacement licence (90SL100953).

Geoffrey Lloyd SWAIN for 2 pumps on the Peel River on Lot 4, DP 17221, Parish Moorowara, County Parry for irrigation of 108.5 hectares (lucerne/hay). Replacement licence (90SL100952).

Written objections to the application(s) specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be affected and must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460, within 28 days of the date of publication. GA2:535861

DENNIS MILLING,
Manager Licensing

WATER ACT 1912

AN application for a license under the section 13AA of Part 2 of the Water Act 1912, as amended, has been received as follows:

Samuel George KNUDSEN and Marie Natalie KNUDSEN for a pump on Wandandian Creek being Lot 69, DP 755968, Parish of Wandrawandian, County of St Vincent for the irrigation of 5.0 hectares (improved pasture) (replacement license – partly replacing 10SL41987 due to a separation of works and properties) (no increase in irrigation area or annual entitlement) (Ref: 10SL056780) (GA2:502433)

Any inquiries regarding the above should be directed to the undersigned (phone: (02) 4429 4442).

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

WAYNE RYAN,
Natural Resource Project Officer,
Compliance and Licensing Unit,

Department of Water and Energy,
PO Box 309, Nowra NSW 2541

WATER ACT 1912

APPLICATION under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5 (4) of the Act.

An application for a licence, under section 10 of Part 2 of the Water Act has been received as follows:

Murray River Valley

Stuart and Barbara MULLINS for a 50mm pump on Lot 21, DP 753355, Parish of Talmalmo, County of Goulburn for Stock and Domestic purposes. (GA2:524734) (Ref:50SL75701).

Any enquiries regarding the above should be directed to the undersigned (telephone (02) 6024 8859).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected, and must be lodged with the Department's office at Albury by no later than 23 November 2007.

C. PURTLE,
Senior Licensing Officer,
Licensing South,
Albury

Department of Water and Energy,
PO Box 829, Albury NSW 2640

Other Notices

BANKS AND BANK HOLIDAYS ACT 1912

Notice

I, JOHN DELLA BOSCA, Minister for Industrial Relations, in pursuance of section 19 (5) of the Banks and Bank Holidays Act 1912, in that it has been made to appear to me that circumstances relating to the incidence of equine influenza in New South Wales resulting in the postponement of the Muswellbrook Cup Race Carnival have arisen so as to make it impractical that my appointment of the afternoon of Tuesday, 6 November 2007, as a public half-holiday in the Muswellbrook Shire Council area should be observed, do, by this my notice, cancel that appointment.

Dated at Sydney, this 23rd day of October 2007.

JOHN DELLA BOSCA, M.L.C.,
Minister for Industrial Relations

BANKS AND BANK HOLIDAYS ACT 1912

Notice

I, JOHN DELLA BOSCA, Minister for Industrial Relations, in pursuance of section 19 (3) of the Banks and Bank Holidays Act 1912, appoint that part of Thursday, 15 November 2007, which is after noon to be observed as a public half-holiday within the Ballina Shire Council area.

Dated at Sydney this 25th day of October 2007.

JOHN DELLA BOSCA, M.L.C.,
Minister for Industrial Relations

CASINO CONTROL ACT 1992

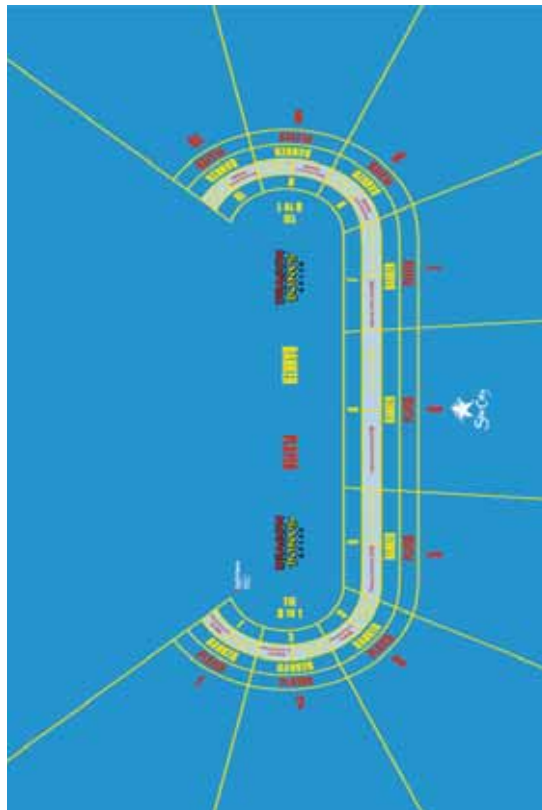
Order

PURSUANT to section 66 (1) of the Casino Control Act 1992, the Casino Control Authority does, by this Order, approve the following amendments to the rules for the playing of the game of "Baccarat" in the casino operated by Star City Pty Limited under licence granted by the Casino Control Authority on 14 December 1994:

- (1) Amendments to the rules for the playing of "Baccarat"
 - (a) Diagram "K" is repealed and in substitution thereof, the following new Diagram "K" is approved:

DIAGRAM K

Dragon Bonus Layout



This Order shall take effect on and from the date of publication.

Signed at Sydney, this 24th day of October 2007.

BRIAN FARRELL,
Chief Executive,
for and on behalf of the Casino Control Authority.

GEOGRAPHICAL NAMES ACT 1966

Notice of Proposal to Amend Address Locality Boundary in Wyong Local Government Area

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to amend the address locality boundary between Killarney Vale and Bateau Bay in the Wyong Local Government Area as shown on map GNB3527-2-B.

Plots GNB3527-2-B showing the proposed boundary amendment between Killarney Vale and Bateau Bay can be viewed at: Wyong Council Civic Centre, Hely Street Wyong; Bateau Bay Library, Bay Village Shopping Centre, The Entrance Road, Bateau Bay; Tuggerah Library and Council Services, Westfield Shopping Centre, Cobbs Road Tuggerah and the Office of the Geographical Names Board of New South Wales, Panorama Avenue, Bathurst NSW 2795 from Friday, 19 October 2007 until Monday, 19 October 2007.

This proposal may also be viewed and submissions lodged on the Geographical Names Board's internet site at www.gnb.nsw.gov.au.

Any person wishing to make comment upon this proposal may within one (1) month of the date of this notice write to the Secretary of the Board with that comment. Submissions made in accordance with section 9 of the Geographical Names Act 1966 may be subject to a Freedom of Information application.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Determination of Address Locality Names
and Boundaries within the Urana Shire
Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day determined address locality names and boundaries in the Urana Shire Local Government Area as shown on map GNB3813-1.

The following six names are assigned for address localities as shown on map GNB3813-1: Boree Creek, Daysdale, Morundah, Oaklands, Rand and Urana.

The position and extent of these features is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

Geographical Names Board,
PO Box 143,
Bathurst NSW 2795

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of State Conservation Area

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, and assign to that land the name Maroomba State Conservation Area, under the provisions of section 30A (1) and 30A (2) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor

By Her Excellency's Command

PHIL KOPERBERG, M. P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN!

SCHEDULE

Land District and LGA – Inverell

County Arrawatta, Parish Bonshaw, 1895 hectares, being Lot 38, DP 750073, exclusive of Crown Public Roads. NPWS/03/04155.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a Nature Reserve

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Mount Neville Nature Reserve, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor,

By Her Excellency's Command,

PHIL KOPERBERG, M. P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN

SCHEDULE

Land District – Casino; LGA – Richmond Valley

County Richmond, Parish Dobie, 753.5 hectares, being Lot 31, DP 755608, exclusive of the public road within Lot 31, DP 755608. NPWS/F/3784.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a National Park

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Turon National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor,

By Her Excellency's Command,

PHIL KOPERBERG, M. P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN

SCHEDULE

Land District – Rylstone; LGA – Lithgow City

County Roxburgh, Parish Bandamora, about 89 hectares, being Lot 118 in, DP 704710, inclusive of Crown Public Roads within Lot 118, DP 704710 and the Crown Public Road separating Lot 118, DP 704710 from Turon National Park. NPWS/03/12087.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a National Park

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Bongil Bongil National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor,

By Her Excellency's Command,

PHIL KOPERBERG, M.P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN

SCHEDULE

Land District – Bellingen; LGA – Coffs Harbour

County Raleigh, Parish Bonville, 7900 square metres, being Lots 6 and 7 in Deposited Plan 245695. NPWS/02/04779.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a Nature Reserve

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Captains Creek Nature Reserve, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor,

By Her Excellency's Command,

PHIL KOPERBERG, M. P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN

SCHEDULE

Land District and LGA – Tenterfield

County Buller, Parish Mandle, 544.3 hectares, being Lot 11 in Deposited Plan 751070; exclusive of Crown Public Road within Lot 11, DP 751070. NPWS/02/00246.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of a Nature Reserve

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Dangelong Nature Reserve, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2007.

MARIE BASHIR,
Governor,

By Her Excellency's Command,

PHIL KOPERBERG, M. P.,
Minister for Climate Change, Environment and Water

GOD SAVE THE QUEEN

SCHEDULE

Land District – Cooma; LGA – Cooma-Monaro

County Beresford, Parish Throsby, about 58 hectares, being Lot 66, DP 750562 and the Crown Public Road separating Lot 66, DP 750562 and Dangelong Nature Reserve. NPWS/03/01929.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 171 (1)

Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Nicholas Guy SOUTHALL of 3/20 Gerrale Street, Cronulla NSW 2230 prohibiting him, until further notice, as a dentist from having possession of and supplying drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 76 of the Regulation.

This order is to take effect on and from 19 October 2007.

Department of Health, New South Wales
Sydney, 16 October 2007.

Professor DEBORA PICONE, A.M.,
Director-General

SHOPS AND INDUSTRIES ACT 1962

Order

APPLICATION having been made to me by the Narromine Shire Council and having considered the required report of Tourism NSW pursuant to section 89B of the Shops and Industries Act 1962, I, JOHN DELLA BOSCA, Minister for Industrial Relations, being satisfied that all of the Narromine Shire Council area –

- (a) is a holiday resort; and
- (b) during the periods of the year specified in the application usually has a holiday population that is large by comparison with its normal resident population,

do, by this Order, exempt the shops in that area from the provisions of Division 3 of Part 4 of the Shops and Industries Act for the following periods in each year:

- (c) the month of January and the first week of February;
- (d) the period commencing on the Saturday before Easter Saturday and ending on the Sunday after Easter Sunday;
- (e) the period commencing on the Saturday at the start of the holiday period for public schools in June/July and concluding on the Sunday at the end of such holiday period;
- (f) the period commencing on the Saturday at the start of the holiday period for public schools in September/October and concluding on the Sunday at the end of such holiday period; and

(g) the last 19 days of December.

Signed at Sydney, this 23rd day of October 2007.

JOHN DELLA BOSCA, M.L.C.,
Minister for Industrial Relations

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

IN pursuance of section 5 of the Sporting Injuries Insurance Act 1978, I declare by this order the

Mingara Recreation Club Limited

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Soccer.

Sydney, 4 October 2007.

MURRAY McLACHLAN,
Deputy Chairperson
Sporting Injuries Committee

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

IN pursuance of section 5 of the Sporting Injuries Insurance Act 1978, I declare by this order the

Central Coast Youth Centre Inc. Netball Competition

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Netball.

Sydney, 4 October 2007.

MURRAY McLACHLAN,
Deputy Chairperson
Sporting Injuries Committee

SPORTING INJURIES INSURANCE ACT 1978

Order of Declaration under Section 5

IN pursuance of Section 5 of the Sporting Injuries Insurance Act 1978, I declare by this order the

Byron Bay Soccer Club Inc

to be a sporting organisation, for the purposes of the provisions of the Act, in respect of the activity of Soccer.

Sydney, 4 October 2007.

MURRAY McLACHLAN,
Deputy Chairperson
Sporting Injuries Committee

THREATENED SPECIES CONSERVATION ACT 1995

Notice of Preliminary Determinations

THE Scientific Committee, established by the Threatened Species Conservation Act, has made Preliminary Determinations to support proposals to list the following in the relevant Schedules of the Act:

Critically Endangered Ecological Community (Part 2 of Schedule 1A)

Hunter Valley Vine Thicket in the NSW North Coast and Sydney Basin Bioregions

Vulnerable Ecological Community (Part 2 of Schedule 2)

Lower Hunter Valley Dry Rainforest in the Sydney Basin and NSW North Coast Bioregions,

Any person may make a written submission regarding these Preliminary Determinations. Send submissions to: Scientific Committee, PO Box 1967, Hurstville NSW 1481. Attention: Suzanne Chate. Submissions must be received by 14 December 2007.

Copies of these Determinations, which contain the reasons for the determinations, may be obtained free of charge on the Internet www.nationalparks.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967, Hurstville 1481. Tel: (02) 9585 6940 or Fax (02) 9585 6606, or in person at the Department of Environment and Climate Change Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determinations may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Professor LESLEY HUGHES,
Chairperson



Independent Pricing and Regulatory Tribunal

CityRail

Determination No 2, 2007

Reference no. 07/493

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Preliminary

1. Background

- (1) Section 11 of the *Independent Pricing and Regulatory Tribunal Act 1992* (**IPART Act**) provides IPART with a standing reference to conduct investigations and make reports to the Minister on the determination of the pricing for a government monopoly service supplied by a government agency specified in schedule 1 of the IPART Act.
- (2) Rail Corporation New South Wales (**RailCorp**) is listed as a government agency for the purposes of schedule 1 of the IPART Act. The services of RailCorp declared as monopoly services under the *Independent Pricing and Regulatory Tribunal (Passenger Transport Services) Order 1998* (**Order**) are the railway passenger services supplied under the name of "CityRail" by RailCorp excluding the services supplied in accordance with the ticket known as the "SydneyPass" (**Monopoly Services**). Accordingly, IPART may determine the prices for RailCorp's Monopoly Services.

[Note: The Order applies to RailCorp by operation of clause 122, Schedule 7 of the Transport Administration Act 1988]

- (3) In investigating and reporting on the pricing of RailCorp's Monopoly Services, IPART has had regard to a broad range of matters, including the criteria set out in section 15(1) of the IPART Act.
- (4) In accordance with section 13A of the IPART Act, IPART has fixed a maximum price for RailCorp's Monopoly Services or has established a methodology for fixing the maximum price.
- (5) By section 18(2) of the IPART Act, RailCorp may not fix a price below that determined by IPART without the approval of the Treasurer.

2. Application of this determination

- (1) This determination fixes the maximum prices (or sets a methodology for fixing the maximum prices) that RailCorp may charge for the Monopoly Services.
- (2) This determination commences on the later of 11 November 2007 and the date that it is published in the NSW Government Gazette (**Commencement Date**).

Preliminary

- (3) The maximum prices in this determination apply from the Commencement Date until this determination is replaced.

3. Replacement of Determination No 6 of 2006

This determination replaces Determination No. 6 of 2006 from the Commencement Date. The replacement does not affect anything done or omitted to be done, or rights or obligations accrued, under Determination No. 6 of 2006 prior to its replacement.

4. Monitoring

IPART may monitor the performance of RailCorp for the purposes of:

- (a) establishing and reporting on the level of compliance by RailCorp with this determination; and
- (b) preparing a periodic review of pricing policies in respect of the Monopoly Services supplied by RailCorp.

5. Schedule

Schedule 1 and the Tables in that schedule set out the maximum prices that RailCorp may charge for the Monopoly Services.

6. Definitions and Interpretation

Definitions and interpretation provisions used in this determination are set out in Schedule 2.

Schedule 1 Maximum prices

1. Application

This schedule sets the maximum prices that RailCorp may charge for the Monopoly Services.

2. CityRail tickets (other than tickets described in clauses 3 to 6 of this Schedule 1)

The maximum price that may be charged by RailCorp for:

- (a) a rail ticket for a given distance band listed in column 1 of Table 1 is the corresponding price shown in columns 2 to 8 (as applicable) of Table 1;
- (b) the category of Child Off-Peak ticket listed in column 1 of Table 2 is the corresponding price shown in column 2 (as applicable) of Table 2; and
- (c) a TravelPass ticket listed in column 1 of Table 3 is the corresponding price shown in columns 2 to 5 (as applicable) of Table 3.

3. FlexiPass tickets

3.1 The price of a FlexiPass ticket for a given distance band (listed in column 1 of Table 1) must not exceed the price calculated as follows:

$$PN = R * (3.66 + K * x - L * y)$$

where:

PN = FlexiPass ticket price (before rounding off)

R = Weekly ticket price for the relevant distance band

N = Number of days of validity (from 28 to 366)

x = N - 28

Schedule 1 Maximum prices

$$y = N - 90; \text{ for } N > 90$$

$$0; \text{ for } N \leq 90$$

$$K = 0.12$$

$$L = 0.011$$

- 3.2 The FlexiPass ticket price determined in clause 3.1 above must be rounded off to the nearest whole dollar.
- 3.3 The price of a half fare FlexiPass ticket must not exceed half of the appropriate FlexiPass ticket price as determined in clause 3.1.

4. CityHopper tickets

- 4.1 The price for the category of CityHopper ticket listed in column 1 of Table 4 (when purchased within the CityHopper zone) must not exceed the corresponding price shown in column 2 of Table 4.
- 4.2 The price of a CityHopper ticket (when purchased outside the CityHopper zone) must not exceed the price of the appropriate return ticket (peak or off-peak) (set out in Table 1) for travel to the CityHopper zone plus an additional sum of \$2.20 (for an adult) or \$1.10 (for a child).

5. DayTripper tickets

- 5.1 The price of a DayTripper ticket must not exceed \$16.00.
- 5.2 The price of a DayTripper child ticket must not exceed \$8.00.

6. Link tickets and Intermodal Destination tickets

- 6.1 RailCorp offers tickets comprising of travel partly by means of the Monopoly Services and partly by other means of transport that are not Monopoly Services (including by bus or by ferry) (**Link or Intermodal Destination tickets**), that include but are not limited to:
- (a) Olympic Park tickets;
 - (b) BlueMountains ExplorerLink tickets;
 - (c) Moore Park tickets;
 - (d) Manly tickets; and

(e) Bondi Beach tickets.

- 6.2 The price of the Monopoly Services component for a Link or Intermodal Destination ticket must not exceed the corresponding price in Table 1 for the appropriate rail ticket for the distance from the station of origin to the Interchange Station (specified for the Link or Intermodal Destination ticket type).

7. New or additional charges

RailCorp must not levy any new or additional charges for the Monopoly Services, other than in accordance with this determination.

Schedule 1 Maximum prices

Table 1 Maximum prices for CityRail distance based tickets

Distance up to (Km)	Singles (\$)	Half Fare Singles (\$)	Return (\$)	Half Fare Return (\$)	Weekly (\$)	Half Fare Weekly (\$)	Off-Peak Return (\$)
5	2.60	1.30	5.20	2.60	21.00	10.50	3.60
10	3.00	1.50	6.00	3.00	25.00	12.50	4.20
15	3.40	1.70	6.80	3.40	28.00	14.00	4.60
20	3.80	1.90	7.60	3.80	31.00	15.50	5.20
25	4.20	2.10	8.40	4.20	34.00	17.00	5.80
30	4.60	2.30	9.20	4.60	36.00	18.00	6.40
35	4.60	2.30	9.20	4.60	37.00	18.50	6.40
45	5.60	2.80	11.20	5.60	41.00	20.50	7.60
55	6.60	3.30	13.20	6.60	44.00	22.00	9.00
65	7.20	3.60	14.40	7.20	48.00	24.00	10.00
75	8.60	4.30	17.20	8.60	51.00	25.50	11.80
85	9.60	4.80	19.20	9.60	54.00	27.00	13.20
95	10.60	5.30	21.20	10.60	56.00	28.00	14.60
105	11.00	5.50	22.00	11.00	58.00	29.00	15.20
115	12.20	6.10	24.40	12.20	60.00	30.00	16.80
125	13.60	6.80	27.20	13.60	63.00	31.50	18.80
135	13.80	6.90	27.60	13.80	69.00	34.50	19.00
155	15.80	7.90	31.60	15.80	75.00	37.50	22.00
175	18.00	9.00	36.00	18.00	79.00	39.50	25.00
195	22.00	11.00	44.00	22.00	86.00	43.00	30.00
215	22.00	11.00	44.00	22.00	86.00	43.00	30.00
235	26.00	13.00	52.00	26.00	100.00	50.00	36.00
255	26.00	13.00	52.00	26.00	100.00	50.00	36.00
305	30.00	15.00	60.00	30.00	113.00	56.50	41.00
305+	30.00	15.00	60.00	30.00	113.00	56.50	41.00

Table 2 Maximum prices for Child Off-Peak tickets

Tickets	Maximum price (\$)
Sydney Suburban	2.60
Newcastle Suburban	2.60
Outer Metropolitan	3.70
CityRail Network	6.10

Table 3 Maximum prices for TravelPass tickets

Tickets	Weekly (\$)	Quarterly (\$)	Yearly (\$)	Half Fare (\$)
Sydney TravelPass Red	35.00	385.00	1400.00	17.50
Sydney TravelPass Green	43.00	473.00	1720.00	21.50
Sydney TravelPass Yellow	47.00	517.00	1880.00	23.50
Sydney TravelPass Pink	50.00	550.00	2000.00	25.00
Sydney TravelPass Purple	57.00	627.00	2280.00	28.50
Newcastle TravelPass Yellow	47.00	517.00	1880.00	23.50
Newcastle TravelPass Pink	50.00	550.00	2000.00	25.00

[Note: A Quarterly TravelPass = 11 x weekly price and a Yearly TravelPass = 40 x weekly price.]

Table 4 Maximum prices for CityHopper tickets purchased within the CityHopper zone

Tickets	Maximum price (\$)
CityHopper	7.40
CityHopper off-peak	5.20
CityHopper child	3.70
CityHopper child off-peak	2.70

| Schedule 1 Maximum prices

Schedule 2 Definitions and Interpretation

1. Definitions

1.1 General definitions

In this determination:

Commencement Date means the Commencement Date as defined in clause 2(2) of this determination.

IPART means the Independent Pricing and Regulatory Tribunal of New South Wales established under the IPART Act.

IPART Act means the *Independent Pricing and Regulatory Tribunal Act 1992*.

Monopoly Services means the Monopoly Services defined in clause 1(2) of this determination.

RailCorp means Rail Corporation New South Wales defined in clause 1(2) of this determination, constituted under the *Transport Administration Act 1988*.

1.2 CityRail ticket definitions

Categories of tickets not defined in this determination are described in the *CityRail Passenger Fares and Coaching Rates Handbook* made available by RailCorp at www.cityrail.nsw.gov.au.

2. Interpretation

2.1 General provisions

In this determination:

- (a) headings are for convenience only and do not affect the interpretation of this determination;
- (b) a reference to a schedule, annexure, clause or table is a reference to a schedule, annexure, clause or table to this determination;
- (c) words importing the singular include the plural and vice versa;

| Schedule 2 Definitions and Interpretation

- (d) a reference to a law or statute includes all amendments or replacements of that law or statute; and
- (e) a reference to a person includes any company, partnership, joint venture, association, corporation, other body corporate or government agency.

2.2 Clarification

IPART may publish a clarification notice in the NSW Government Gazette to correct any manifest error or to clarify any part of this determination as if that clarification notice formed part of this determination.

2.3 Prices inclusive of GST

Prices specified in this determination include GST.



Independent Pricing and Regulatory Tribunal

TravelPass – Bus, Ferry & Train & DayTripper (Sydney Ferries, State Transit Authority)

Determination No 3, 2007

Reference no. 07/493

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Preliminary

1. Background

Sydney Ferries & STA Newcastle Services under the IPART Act

- (1) Section 11 of the *Independent Pricing and Regulatory Tribunal Act 1992* provides IPART with a standing reference to conduct investigations and make reports to the Minister on the determination of the pricing for a government monopoly service supplied by a government agency specified in schedule 1 of the IPART Act.
- (2) In making this determination, IPART has had regard to a broad range of matters, including the criteria set out in section 15(1) of the IPART Act.
- (3) Sydney Ferries (**Sydney Ferries**) is listed as a government agency for the purposes of schedule 1 of the IPART Act. The services of Sydney Ferries declared as monopoly services under the *Independent Pricing and Regulatory Tribunal (Passenger Transport Services) Order 1998 (Order)* are regular passenger services (within the meaning of the *Passenger Transport Act 1990*) excluding the services supplied in accordance with the ticket known as the "SydneyPass" (**Sydney Ferries Monopoly Services**). Accordingly, IPART may determine the prices for the Sydney Ferries Monopoly Services.

[Note: The Order applies to Sydney Ferries by operation of clause 135, Schedule 7 of the *Transport Administration Act 1988*]

- (4) State Transit Authority (the **STA**) is listed as a government agency for the purposes of schedule 1 of the IPART Act. The services of the STA declared as monopoly services under the Order are the regular passenger services (within the meaning of the *Passenger Transport Act 1990*) supplied by the STA but excluding the following:
 - (a) services supplied in accordance with the ticket known as the "SydneyPass";
 - (b) the bus service known as the "Airport Express";
 - (c) the bus service known as the "Sydney Explorer", the bus services known as the "Bondi & Bay Explorer" and any other similar bus services operating in any other areas.

Preliminary

- (5) The declared monopoly services of the STA under clause 1(4) (above) include the services provided by the STA in the Newcastle area to which this determination applies (**STA Newcastle Monopoly Services**).
- (6) Accordingly, IPART may determine the prices for the Sydney Ferries Monopoly Services and the prices for the STA Newcastle Monopoly Services.
- (7) In accordance with section 13A of the IPART Act, IPART has fixed a maximum price for the Sydney Ferries Monopoly Services and for the STA Newcastle Monopoly Services under this determination.
- (8) By section 18(2) of the IPART Act, neither Sydney Ferries nor the STA may fix a price below that determined by IPART without the approval of the Treasurer.

STA Sydney Buses under the Passenger Transport Act

- (9) Section 28J(2) of the *Passenger Transport Act 1990*, permits IPART to conduct investigations and make reports to the Minister on the determination of the maximum fares for Regular Bus Services supplied under a Service Contract. This includes the maximum fares for Regular Bus Services provided by STA Sydney Buses (**STA Sydney Monopoly Services**).
- (10) In making this determination, IPART has had regard to a broad range of matters, including the criteria set out in section 28J(5) of the Passenger Transport Act.

2. Application of this determination

- (1) This determination fixes:
 - (a) the maximum prices for the tickets described in Schedule 1 (and Table 1 to that Schedule) that Sydney Ferries may charge for the Sydney Ferries Monopoly Services;
 - (b) the maximum prices for the tickets described in Schedule 2 (and Table 2 to that Schedule) that the STA may charge for the STA Newcastle Monopoly Services; and
 - (c) the maximum fares for the tickets described in Schedule 3 (and Table 1 to that Schedule) that STA Sydney Buses may charge for the STA Sydney Monopoly Services.
- (2) This determination commences on the later of 11 November 2007 and the date that it is published in the NSW Government Gazette (**Commencement Date**).
- (3) The maximum prices and maximum fares in this determination apply from the Commencement Date until this determination is replaced.

3. Replacement of part of Determinations No's. 10, 11 and 12 of 2006

- (1) From the Commencement Date this determination replaces only:
 - (a) the maximum prices for the five Bus, Ferry and Train TravelPass tickets (Red, Green, Yellow, Pink and Purple) and the DayTripper tickets set out in Table 2, Schedule 1 of Determination No. 10 of 2006 (**Sydney Ferries**);
 - (b) the maximum prices for the two TravelPass – yellow and TravelPass – pink tickets set out in Table 1, Schedule 1 of Determination No. 12 of 2006 (**Newcastle Buses and Ferries Services**); and
 - (c) the maximum fares for the five TravelPass – Bus, Ferry and Train tickets (Red, Green, Yellow, Pink and Purple) and the DayTripper tickets set out in Table 2, Schedule 2 of Determination No. 11 of 2006 (**Sydney Metropolitan Bus Services**).
- (2) Nothing in this determination affects, replaces or amends anything in Determination No's 10, 11 and 12 of 2006 other than those items described in clause 3(1) (above) and those determinations otherwise continue in full force and effect within their terms.
- (3) The replacement described in this clause 3 does not affect anything done or omitted to be done, or rights or obligations accrued, under Determinations No's 10, 11 and 12 of 2006 prior to the replacement of those items described in clause 3(1) (above).

4. Monitoring

IPART may monitor the performance of any of Sydney Ferries, the STA and/or STA Sydney Buses for the purposes of:

- (a) establishing and reporting on the level of compliance by the relevant agency with this determination; and
- (b) preparing a periodic review of pricing policies in respect of the Sydney Ferries Monopoly Services, the STA Newcastle Monopoly Services and/or the STA Sydney Monopoly Services.

5. Definitions and Interpretation

Definitions and interpretation provisions used in this determination are set out in Schedule 4.

Schedule 1 Maximum prices for Bus, Ferry and Train TravelPass tickets and DayTripper tickets charged by Sydney Ferries for Sydney Ferries Monopoly Services

1. Application

This schedule sets the maximum prices for the tickets described in clauses 2 and 3 (below) that Sydney Ferries may charge for the Sydney Ferries Monopoly Services.

2. Bus, Ferry and Train TravelPass tickets (Red, Green, Yellow, Pink and Purple)

The maximum price that may be charged by Sydney Ferries for a ticket in column 1 of Table 1 is the corresponding fare in columns 2 to 5 (as applicable) of Table 1.

3. DayTripper tickets

3.1 The price of a DayTripper ticket must not exceed \$16.00.

3.2 The price of a DayTripper child ticket must not exceed \$8.00.

Table 1 Maximum prices charged by Sydney Ferries for TravelPass – Bus, Ferry and Train

Tickets	Weekly (\$)	Quarterly (\$)	Yearly (\$)	Half Fare (\$)
Red	35.00	385.00	1400.00	17.50
Green	43.00	473.00	1720.00	21.50
Yellow	47.00	517.00	1880.00	23.50
Pink	50.00	550.00	2000.00	25.00
Purple	57.00	627.00	2280.00	28.50

[Note: A Quarterly TravelPass = 11 x weekly price and a Yearly TravelPass = 40 x weekly price. The same multipliers apply to the other TravelPass tickets listed in column 1 of Table 2, Schedule 1 to Determination No. 10, 2006 (Sydney Ferries).]

Schedule 2 Maximum prices for TravelPass tickets charges by the STA for STA Newcastle Monopoly Services

1. Application

This schedule sets the maximum prices for the tickets described in clause 2 (below) that the STA may charge for the STA Newcastle Monopoly Services.

2. TravelPass – Yellow and TravelPass – Pink tickets

The maximum price that may be charged by the STA for a ticket listed in column 1 of Table 2 is the corresponding price in columns 2 to 5 (as applicable) of Table 2.

Table 2 Maximum prices for TravelPass tickets for STA Newcastle Monopoly Services

Tickets	Weekly (\$)	Quarterly (\$)	Yearly (\$)	Half Fare (\$)
Newcastle TravelPass Yellow	47.00	517.00	1880.00	23.50
Newcastle TravelPass Pink	50.00	550.00	2000.00	25.00

Note: As explained in the Note to Table 1, Schedule 1 to Determination No. 12, 2006 (Newcastle Buses and Ferries Services) a Quarterly TravelPass = 11 x weekly fare and a Yearly TravelPass = 40 x weekly fare.]

Schedule 3 Maximum fares for Bus, Ferry and Train TravelPass tickets and DayTripper tickets charged by STA Sydney Buses for STA Sydney Monopoly Services

1. Application

This schedule sets the maximum fares for the tickets described in clauses 2 and 3 (below) that STA Sydney Buses may charge for the STA Sydney Monopoly Services.

2. Bus, Ferry and Train TravelPass tickets (Red, Green, Yellow, Pink and Purple)

The maximum fare that may be charged by STA Sydney Buses for a ticket listed in column 1 of Table 3 is the corresponding fare in columns 2 to 5 (as applicable) of Table 3.

3. DayTripper tickets

3.1 The price of a DayTripper ticket must not exceed \$16.00.

3.2 The price of a DayTripper child ticket must not exceed \$8.00.

Table 3 Maximum fares charged by STA Sydney Buses for TravelPass – Bus, Ferry and Train

Tickets	Weekly (\$)	Quarterly (\$)	Yearly (\$)	Half Fare (\$)
Red	35.00	385.00	1400.00	17.50
Green	43.00	473.00	1720.00	21.50
Yellow	47.00	517.00	1880.00	23.50
Pink	50.00	550.00	2000.00	25.00
Purple	57.00	627.00	2280.00	28.50

[Note: A Quarterly TravelPass = 11 x weekly fare and a Yearly TravelPass = 40 x weekly fare. The same multipliers apply to the TravelPass – Bus and Ferry, Bus only tickets listed in column 1 of Table 2, Schedule 2 to Determination No. 11, 2006 (Sydney Metropolitan Bus Services).]

Schedule 4 Definitions and Interpretation

1. Definitions

1.1 General definitions

In this determination:

Commencement Date means the Commencement Date as defined in clause 2(2) of this determination.

IPART means the Independent Pricing and Regulatory Tribunal of New South Wales established under the IPART Act.

IPART Act means the *Independent Pricing and Regulatory Tribunal Act 1992*.

Passenger Transport Act means the *Passenger Transport Act 1990*.

Regular Bus Service has the meaning given to that term in the Passenger Transport Act.

Service Contract has the meaning given to that expression in section 16 of the Passenger Transport Act and entered into by STA Sydney Buses for the provision of a Regular Bus Service.

STA means the State Transit Authority defined in clause 1(4) of this determination, constituted under the *Transport Administration Act 1988*.

STA Newcastle Monopoly Services is defined in clause 1(5) of this determination.

STA Sydney Buses means the Sydney Buses business owned and operated by the STA.

STA Sydney Monopoly Services is defined in clause 1(9) of this determination.

Sydney Ferries means Sydney Ferries defined in clause 1(3) of this determination, constituted under the *Transport Administration Act 1988*.

Sydney Ferries Monopoly Services is defined in clause 1(3) of this determination.

Schedule 4 Definitions and Interpretation

2. Interpretation

2.1 General provisions

In this determination:

- (a) headings are for convenience only and do not affect the interpretation of this determination;
- (b) a reference to a schedule, annexure, clause or table is a reference to a schedule, annexure, clause or table to this determination;
- (c) words importing the singular include the plural and vice versa;
- (d) a reference to a law or statute includes all amendments or replacements of that law or statute; and
- (e) a reference to a person includes any company, partnership, joint venture, association, corporation, other body corporate or government agency.

2.2 Explanatory Notes

Explanatory notes do not form part of this determination, but in the case of uncertainty may be relied upon for interpretation purposes.

2.3 Clarification

IPART may publish a clarification notice in the NSW Government Gazette to correct any manifest error or to clarify any part of this determination as if that clarification notice formed part of this determination.

2.4 Prices inclusive of GST

Prices specified in this determination include GST.

TENDERS

Department of Commerce

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

Information in relation to the Department of Commerce proposed, current and awarded tenders is available on:

<http://www.tenders.nsw.gov.au>

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BURWOOD COUNCIL

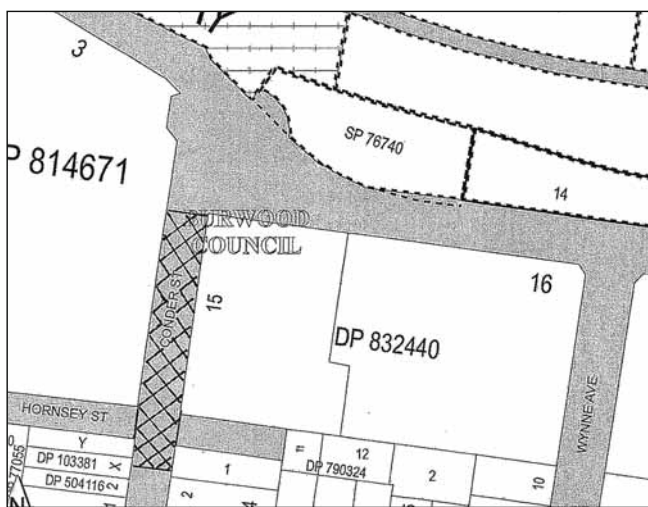
Roads Act 1993, Section 16

Dedication of Land as Public Road

NOTICE is hereby given that Burwood Council in pursuance of section 16 of the Roads Act 1993, dedicates the land described in the Schedule as public road. P. ROMANO, General Manager, Burwood Council, PO Box 240, Burwood NSW 1805.

SCHEDULE

That part of Conder Street, Burwood, being the land contained in Deed of Conveyance Number 634, Book 48, dated 4 March 1857, Parish of Concord, County of Cumberland and Local Government Area of Burwood, as shown cross-hatched on the accompanying plan.



[3569]

GREATER TAREE CITY COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

NOTICE is hereby given that Greater Taree City Council, in pursuance of the above Act and Regulations, has named the following road:

- Cullen Grove, Hallidays Point.

GERARD JOSE, General Manager, Greater Taree City Council, PO Box 482, Taree NSW 2430. [3570]

HAY SHIRE COUNCIL

Naming of Roads

NOTICE is hereby given that Hay Shire Council has resolved to name the following roads in accordance with section 162.1 of the Roads Act 1993.

Location	Name
Starting at Lachlan Street between Lot 4, DP 327073, and Lot 95, DP 7097729 and including Lot 1, DP 604820, continuing to intersection with Strachan Place at Lot 6, DP 1719 and Lot 3, DP 604820.	Beckwiths Lane, Hay.

Location

Starting at Cadell Street between Lot 1, DP 327073 and Lot 5, DP 626, continuing to intersection with Beckwiths Lane at Lot 4, DP 327073 and Lot 5, DP 626.

Starting at Pine Street between Lot 4, DP 2783 and Lot 5, DP 2525 and being Lot 1, DP 982223 and Lot 1, DP 910124.

Continuation of Strachan Place being Lot 2, DP 604820.

Starting at the Sturt Highway between Lot 3, DP 624413 and Lot 130, DP 756756, continuing to corner of Lot 135, DP 756756 and Lot 41, DP 832303.

Being the unnamed road between Alma Street and Macgregor Street parallel to Lachlan Street.

Being the unnamed road starting at Moppett Street between Lot 1, DP 799568 and Lot 22, DP 701901, continuing to Lot 1, DP 193501.

Being the entire road formally named as Yangang Street at Maude to Yang Yang Street, Maude.

Lot A, DP 313234 as the continuation of Edward Street connecting to Myers Lane.

Name

Murphys Lane, Hay.

Rays Lane, Hay.

Strachan Place, Hay.

Old Common Road, Hay.

Wilkins Lane, Hay.

Moorhouse Lane, Hay.

Yang Yang Street, Maude.

Edward Street, Hay.

BOB BEHL, General Manager, Hay Shire Council, PO Box 141, Hay NSW 2711. [3571]

ORANGE CITY COUNCIL

Roads Act 1993, Section 162

Proposed Renaming of Public Road

NOTICE is hereby given that Orange City Council, in pursuance of section 162 of the Roads Act 1993, and with the approval of the Roads and Traffic Authority, has renamed the following road:

Location	Name
Kearneys Drive – The northern part of Kearneys Drive from the intersection of The Northern Distributor Road.	William Maker Drive.

Kearneys Drive – The section of Kearneys Drive used to gain access to the Botanic Gardens	Yellow Box Way.
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Authorised by resolution of the Council on 3 May 2007. GARY STYLES, General Manager, Orange City Council, PO Box 35, Orange NSW 2800, tel.: (02) 6393 8000. [3572]

PARRAMATTA CITY COUNCIL

Roads (General) Regulation 2000
Road Naming

NOTICE is hereby given that the Council of the City of Parramatta, in pursuance of the above Act and Regulation, has named the road as follows:

Description: The road between Bungaree Road and Ballandella Road created in a recent subdivision of 140 Bungaree Road, Pendle Hill.

Approved Name: Hallmark Street.

JOHN NEISH, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124. [3573]

ROCKDALE CITY COUNCIL

Road Dedication – Section 10, Roads Act 1993

PURSUANT to section 10 of the Roads Act 1993, Rockdale City Council hereby dedicates the following land as public road. CHRIS WATSON, General Manager, Rockdale City Council, PO Box 21, Rockdale NSW 2216

SCHEDULE

That part of the land (Sommerville Street), at Arncliffe, Parish St George, County Cumberland, described in current title as Volume 5243, Folio 187 or Lot 1, DP 1118315.

[3574]

ROCKDALE CITY COUNCIL

Notice of Vesting of Land in Council
Section 50 Local Government Act 1993

ROCKDALE CITY COUNCIL (the “Council”) is entitled under section 50 of the Local Government Act 1993, to require the transfer to it of the land shown in the plan of subdivision, namely Lot 23, Deposited Plan 12372, as drainage reserve of variable width running between Forest Road and the north-western end of Gore Street and having an area of 86.82 square metres mark of the said subdivision.

Now the Council gives notice pursuant to sections 50(4) of the Local Government Act 1993, that the land is hereby vested in the Council. CHRIS WATSON, General Manager, Rockdale City Council, PO Box 21, Rockdale NSW 2216.

[3575]

SHELLHARBOUR CITY COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads

UNDER section 162 of the Roads Act 1993, Shellharbour City Council has named the following roads:

<i>Location</i>	<i>Name</i>
Tullimbar Village Stage 4	Araluen Terrace
	Balgownie Lane
	Bellawongarah Road
	Berrima Street
	Bundanoon Lane
	Bundeela Lane
	Burradoo Street
	Burrawang Lane

Location

Name

Fountaindale Lane
Illaroo Lane
Omega Street
Vincentia Street
Sutton Parade
Yerriyong Lane

Authorised by resolution of the Council on 14 August 2007. BRIANA A. WEIR, General Manager, Shellharbour City Council, PO Box 155, Shellharbour Square, Shellharbour City Centre NSW 2529. [3576]

TWEED SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Tweed Shire Council declares with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of construction of a footpath and transfer as compensation. Dated at Murwillumbah, 22 October 2007. MIKE RAYNER, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

Lot 1, DP 1106423 and Lot 2, DP 1106423. [3577]

TWEED SHIRE COUNCIL

Roads Act 1993, Section 10

Dedication of Lands as Public Road

NOTICE is hereby given that the Tweed Shire Council, by resolution of the Council, dated 4 July 2006, has resolved to dedicate the land described hereunder as public road pursuant to section 10 of the Roads Act 1993. M. RAYNER, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

Lot 2, DP 1106423. [3578]

TWEED SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Tweed Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of road widening. Dated at Murwillumbah, 25 July 2007. MIKE RAYNER, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah NSW 2484.

SCHEDULE

Lots 2 and 3 in DP 1106447. [3579]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BAB NAIDU, late of 205 Tallowa Dam Road, Kangaroo Valley, in the State of New South Wales, who died on 18 August 2007, must send particulars of their claim to the executor, Megan Ann McOnie, c.o. Simpson & Co, Solicitors, 103A Anzac Parade, Kensington NSW 2033, within one (1) calendar month from publication of this notice. After that time, the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 11 October 2007. SIMPSON & CO, Solicitors, 103A Anzac Parade, Kensington NSW 2033 (PO Box 340, Kensington NSW 1465), tel.: (02) 9662 4381. [3580]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of EMMANUEL ALBERT LISIS BOUDAN, late of 16 Maxwell Street, Macquarie Fields, in the State of New South Wales, retired mechanic, who died on 1 August 2007, must send particulars of his/her claim to the executrix, Marie Nicole Kathleen Taranto, c.o. Business Lawyers (Liverpool) Pty Ltd, Level 1, Suite 4, 259 Northumberland Street, Liverpool NSW 2170, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executrix has notice. Probate was granted in New South Wales on 4 October 2007. BUSINESS LAWYERS (LIVERPOOL) PTY LTD, Level 1, Suite 4, 259 Northumberland Street, Liverpool NSW 2170 (PO Box 1163, Liverpool BC NSW 1871), (DX 5034, Liverpool), tel.: (02) 9601 7321. [3581]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BEATRICE LOUISE KEEP, late of Potts Point, in the State of New South Wales, widow, who died on 1 July 2007, must send particulars of the claim to the executors, John Arthur Keep and Diana Leslie Thorburn, c.o. Mervyn Finlay, Thorburn & Marshall, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 15 October 2007. MERVYN FINLAY, THORBURN & MARSHALL, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000 (DX 796, Sydney), tel.: (02) 9223 6575. Reference: DLT:29607. [3582]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALBERT GEORGE SPARKS, late of Milton, in the State of New South Wales, retired, who died on 18 July 2007, must send particulars of his claim to the executors, Paul Alexander Sparks and Darren Albert Sparks, c.o. M. Duncan & Associates, Lawyers, 39/61-89 Buckingham Street, Surry Hills NSW 2010, within one (1) calendar month from publication of this notice.

After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 19 September 2007. M. DUNCAN & ASSOCIATES, Lawyers, 39/61-89 Buckingham Street, Surry Hills NSW 2010 (PO Box 70, Strawberry Hills NSW 2012), tel.: (02) 9699 9877. [3583]

TRUSTEES ACT 1962

CREDITORS and claimants having claims (to which Section 63 of the Trustees Act 1962 relates), in respect to the estate of CHARLES ROWLAND DEUCHAR (Dr), late of Unit 16, 35 Dorothy Street, Gosnells, Western Australia and formerly of 36 Taylor Road, Nedlands, Western Australia, who died on 12 August 2007, should lodge such claims with the Trustees and Executors of the estate, Robert Paton Deuchar and Dorothea Gay Neaves, 21 Collier Street, Ardross, Western Australia 6153, by the 30 November 2007, after which date the Trustees and Executors may convey or distribute the assets having regard only to the claims of which they then have notice. DOROTHEA GAY NEAVES, 21 Collier Street, Ardross, Western Australia 6153, tel.: (08) 9493 5522. [3584]

COMPANY NOTICES

NOTICE convening final meeting of creditors.—PENRITH REGIONAL GALLERY AND LEWERS BEQUEST LTD (in liquidation).—Notice is hereby given that the final creditors meeting of the abovenamed company will be held at Joan Sutherland Performing Arts Centre Orchestra Room, 597 High Street, Penrith NSW 2750, on 28 November 2007, at 5:00 p.m., for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of. Persons claiming to be creditors are required to prove their debt by no later than 4 o'clock the previous day. In default they will be excluded from the benefit of the dividend. Dated this 18th day of October 2007. STEPHEN HENRY LOWER, Liquidator, c.o. Lower Russell & Farr, Chartered Accountants, 81 Henry Street (PO Box 459), Penrith NSW 2751, tel.: (02) 4732 3033. [3585]

OTHER NOTICES**COUNTRY ENERGY**

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land
66/11kv Electrical Substation at Wagga Wagga

COUNTRY ENERGY declares, with the approval of Her Excellency the Governor, with the advice of the Executive Council, that the Land described in Schedule 1 to this notice is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney, this 26th day of October 2007.

CRAIG MURRAY,
Managing Director,
Country Energy,
PO Box 718, Queanbeyan NSW 2620

SCHEDULE 1

Locality – Wagga Wagga; L.G.A. – Wagga Wagga

Title: Lot 1 in Deposited Plan 1079639, Parish South Wagga Wagga, County Wynyard.

The existing easement for sewage 2 wide that burdens Lot 1 in Deposited Plan 1079639 and was registered on 11 March 2005, is excepted from this acquisition in accordance with section 20 (2) Land Acquisition (Just Terms Compensation) Act 1991 (NSW). [3586]

ELECTRICITY SUPPLY ACT 1995**LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Easements

TRANSGRID, by its delegate, Michael GATT, declares with the approval of Her Excellency the Governor, that the interests described in Schedule 1 to this notice in the land described in Schedule 2 to this notice are acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Electricity Supply Act 1995.

Dated at Sydney, this 24th day of October 2007.

MICHAEL GATT,
A/General Manager,
Business Services

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Great Marlow, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 wide” in Deposited Plan 1066672 being the Bed of Alummy Creek and said to be in the possession of the State of New South Wales. (P50405)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Great Marlow and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 metres wide” shown in Deposited Plan 1067190 and being part of Lot 7010, Deposited Plan 93045, said to be in the possession of the State of New South Wales. (P50418)

All that piece or parcel of land situate in the Parishes of Great Marlow and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 metres wide” shown in Deposited Plan 1067190 and being part of the Bed of the Clarence River said to be in the possession of the State of New South Wales. (P50418)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Great Marlow and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 metres wide” shown in Deposited Plan 640944 and being part of the Crown Road south of Lot 2, Deposited Plan 246168, said to be in the possession of the State of New South Wales. (P17513-3)

All that piece or parcel of land situate in the Parishes of Great Marlow and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 metres wide” shown in Deposited Plan 640944 and being part of the Crown Road north of Lot 109, Deposited Plan 751362, said to be in the possession of the State of New South Wales. (P17513-3)

All that piece or parcel of land situate in the Parishes of Great Marlow and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement 45 metres wide” shown in Deposited Plan 640944 and being part of the Crown Road north of Lot 1, Deposited Plan 881763, said to be in the possession of the State of New South Wales. (P17513-3)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Southampton and Clarenza, County of Clarence, in the Local Government Area of Clarence Valley, being the “easement for transmission line 45 metres wide” shown in Deposited Plan 640942 and being part of the Bed of Alipou Creek as defined in Deposited Plan 1067185 and said to be in the possession of the State of New South Wales. (P50415)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Elland, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641120 and being part of the Vacant Crown Land and adjoining Crown Road as defined in Deposited Plan 641120 and said to be in the possession of the State of New South Wales. (P17540-3)

All that piece or parcel of land situate in the Parish of Elland, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan

641120 and being part of the Crown Road, being Foleys Road and said to be in the possession of the State of New South Wales. (P17540-3)

All that piece or parcel of land situate in the Parish of Elland, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641120 and being part of R80498 for Cemetery as defined in Deposited Plan 641120 and said to be in the possession of the State of New South Wales. (P17540-4)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Qwyarigo, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide and variable” shown in Deposited Plan 268241 and being part of the Crown Road adjacent to Lot 166, Deposited Plan 789434, said to be in the possession of the State of New South Wales. (P50099)

All that piece or parcel of land situate in the Parish of Qwyarigo, County of Clarence, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide and variable” shown in Deposited Plan 268241 and being part of the vacant Crown Land R10716 shown in Deposited Plan 265857, said to be in the possession of the State of New South Wales. (P50099)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Qwyarigo and Kremnos, Counties of Clarence and Fitzroy, in the Local Government Area of Clarence Valley, being the “easement for transmission line 45 metres wide” shown in Deposited Plan 641489 and being part of the vacant Crown Land shown in Deposited Plan 1067187, said to be in the possession of the State of New South Wales. (P50417)

All that piece or parcel of land situate in the Parishes of Qwyarigo and Kremnos, Counties of Clarence and Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641489 and being part Lot 46, Deposited Plan 751380, said to be in the possession of the State of New South Wales. (P50417)

All that piece or parcel of land situate in the Parishes of Qwyarigo and Kremnos, Counties of Clarence and Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 1067187 and being part of the Bed of the Orara River said to be in the possession of the State of New South Wales. (P50417)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Kremnos, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641041 and being part of Crown Reserve R882 for Water and Camping, notified 6 November 1882, said to be in the possession of the State of New South Wales. (P17716-1)

All that piece or parcel of land situate in the Parish of Kremnos, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641041 and being part of Crown Road south of Lot 3, Deposited Plan 771190, said to be in the possession of the State of New South Wales. (P17716-2)

All that piece or parcel of land situate in the Parish of Kremnos, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641041 and being part of Crown Reserve R86787 for Resting Place and Public Recreation, notified 28 June 1968, said to be in the possession of the State of New South Wales. (P17716-3)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Kremnos, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641040 and being part of the Vacant Crown Land west of Lots 2 and 3, Deposited Plan 746338, said to be in the possession of the State of New South Wales. (P17717)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Tallawudjah, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 1066673 and being part of the Crown Road in Lot 26, Deposited Plan 851050, said to be in the possession of the State of New South Wales. (P50404)

All that piece or parcel of land situate in the Parish of Tallawudjah, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan

1066673 and being part of the Bed of Tallawudjah Creek within Crown Reserve R56146 from Sale or Lease Generally, notified 11 May 1923, said to be in the possession of the State of New South Wales. (P50404)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Tallawudjah, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641038 and being part of R81867 for Public Recreation, notified 21 August 1959 and being part of Lot 97, Deposited Plan 752843, said to be in the possession of the State of New South Wales. (P17719)

All that piece or parcel of land situate in the Parish of Tallawudjah, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641038 and being part of Lot 79, Deposited Plan 752843 and being part R57067 for Sanitary Depot, notified 16 May 1924, said to be in the possession of the State of New South Wales. (P17719)

All that piece or parcel of land situate in the Parish of Tallawudjah, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641038 and being part of the Crown Road adjoining Lot 2, Deposited Plan 752843, said to be in the possession of the State of New South Wales. (P17719)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Tallawudjah and Bagawa, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641019 and being part of the Crown Road adjoining Lot 3, Deposited Plan 247797, said to be in the possession of the State of New South Wales. (P17720-1)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Tallawudjah and Bagawa, County of Fitzroy, in the Local Government Area of Clarence Valley, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641045 and being part of R39744 for

Camping, notified 7 October 2005 and being part of Lot 7004, Deposited Plan 92614, said to be in the possession of the State of New South Wales. (P17721-1)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Bagawa, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 1067189, being part of the Bed of Nana Creek within R56146 from Sale or Lease Generally, notified 11 May 1923, said to be in the possession of the State of New South Wales. (P50438)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Bagawa, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641045, being part of Lot 7003, Deposited Plan 93112, being Dedication 10012197 for Public Park, notified 11 January 2002, said to be in the possession of the State of New South Wales. (P17721)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Bagawa, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 641044, being part of Lot 7001, Deposited Plan 1068665, being part of R40257 for Water and Camping, notified 7 March 1906, said to be in the possession of the State of New South Wales. (P17722-2)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan

640824, being part of the Crown Road within Lot 200, Deposited Plan 828896, said to be in the possession of the State of New South Wales. (P17488)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640824, being part of the Crown Road north of Lot 83, Deposited Plan 752818, said to be in the possession of the State of New South Wales. (P17488)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640824, being part of the Crown Land Crown Road, Orara Way Coramba, said to be in the possession of the State of New South Wales. (P17488)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640824, being part of Lot 7001, Deposited Plan 1052899, said to be in the possession of the State of New South Wales. (P17488)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640824, being part of the Crown Roads within Lot 1, Deposited Plan 1058606, said to be in the possession of the State of New South Wales. (P17488)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parishes of Comlaroi and Moonee, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 1067186, being parts of the Bed of the Orara River within R56146 from Sale or Lease Generally, notified 11 May 1923, said to be in the possession of the State of New South Wales. (P50416)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640823, being part of Hartleys Road, said to be in the possession of the State of New South Wales. (P17539-1)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640823, being parts of the Crown Road within Lot 53, Deposited Plan 752818, said to be in the possession of the State of New South Wales. (P17539-1)

All that piece or parcel of land situate in the Parish of Comlaroi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 640823, being parts of the Crown Road west of Lot 25, Deposited Plan 752818, said to be in the possession of the State of New South Wales. (P17539-1)

SCHEDULE 1

Easement rights as described under the heading “Memorandum of Energy Transmission Easement” in Memorandum AB 283819 filed at Land and Property Information NSW.

SCHEDULE 2

All that piece or parcel of land situate in the Parish of Karangi, County of Fitzroy, in the Local Government Area of Coffs Harbour, being the “proposed easement for transmission line 45 metres wide” shown in Deposited Plan 1066671, being part of the Bed of the Orara River and being part of R56146 from Sale or Lease Generally, notified 11 May 1923, said to be in the possession of the State of New South Wales. (P50414) [3587]

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