

TN303

Road Traffic (Vehicles) Act 2012

Road Traffic (Vehicles) Amendment Regulations (No. 4) 2022

SL 2022/149

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Road Traffic (Vehicles) Amendment Regulations (No. 4) 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Road Traffic (Vehicles) Regulations 2014*.

4. Specified day

For the purposes of section 18 of the Act, the specified day in relation to regulations 8 and 9 is 27 September 2022.

5. Regulation 3 amended

In regulation 3 in the definition of *compliance plate* paragraph (c) delete “all” and insert:

each

6. Regulation 31 amended

(1) In regulation 31(1):

- (a) delete “or renewed is a period elected by the applicant for the grant or renewal, being — ” and insert:

is a period elected by the applicant for the grant,
being —

- (b) delete “one” (each occurrence) and insert:

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- (2) After regulation 31(1) insert:

- (1A) The period for which a vehicle licence, except a seasonal heavy vehicle licence, must be renewed is a period elected by the applicant for the renewal, being —
- (a) a period of 1 year, 6 months or 3 months; or
 - (b) if regulation 31A applies to the licence holder in relation to renewal of the vehicle licence — a period of 1 month; or
 - (c) if the CEO so approves in a particular case — any period up to 1 year.

7. Regulation 31A inserted

After regulation 31 insert:

31A. Monthly renewal of vehicle licence

- (1) In this regulation —
- direct debit agreement** means an agreement, in a form approved by the CEO, for the payment of a renewal charge by direct debit;
- renewal charge**, for the renewal of a vehicle licence, means the amount required to be paid under section 5(1)(b)(i) for the renewal of the vehicle licence.
- (2) For the purposes of regulation 31(1A)(b), this regulation applies to a licence holder in relation to renewal of a vehicle licence if —
- (a) the licence holder is not prohibited under subregulation (3) from monthly renewal of the vehicle licence; and
 - (b) the licence holder has elected to pay the renewal charge by direct debit from a bank account by submitting a direct debit request in a form approved by the CEO that contains the details of the bank account; and
 - (c) the licence holder has accepted the terms of the direct debit agreement; and
 - (d) neither the direct debit request nor the direct debit agreement have been cancelled or suspended in accordance with their terms; and

- (e) the licence holder pays the renewal charge by direct debit in accordance with the direct debit request and the direct debit agreement; and
 - (f) if the vehicle licence is not currently for a period of 1 month pursuant to an election under regulation 31(1A)(b) — there are at least 27 clear days between the day on which the direct debit request is submitted and the day on which the licence is to expire; and
 - (g) the vehicle for which the renewal of a vehicle licence is sought is of a type approved by the CEO under subregulation (4).
- (3) The CEO may, by written notice to the licence holder of a vehicle licence, prohibit the licence holder from monthly renewal of that vehicle licence.
 - (4) The CEO may approve, in writing, a type of vehicle for the purposes of subregulation (2)(g).
 - (5) The CEO must publish, on a website maintained by or on behalf of the department of the Public Service principally assisting in the administration of the Act, a list of the types of vehicles approved under subregulation (4).

8. Regulation 54 amended

- (1) In regulation 54(2) delete “50%” and insert:

one-half

- (2) In regulation 54(3) delete “25%” and insert:

one-quarter

- (3) In regulation 54(4) delete “The vehicle” and insert:

Except as provided in subregulation (4A), the vehicle

- (4) After regulation 54(4) insert:

- (4A) The vehicle licence charge payable for renewing a vehicle licence for a vehicle for a period of 1 month pursuant to an election under regulation 31(1A)(b) is one-twelfth of the charge payable for that vehicle for a period of one year.

9. Regulation 54A amended

In regulation 54A(1) after “31(1)” insert:

or (1A)

10. Regulation 99 amended

(1) In regulation 99(1):

(a) delete “A recording” and insert:

Except as provided in subregulation (1A), a recording

(b) delete “vehicle (other than a heavy vehicle).” and insert:

vehicle.

(2) After regulation 99(1) insert:

(1A) A recording fee of \$2.00 is payable in respect of the renewal of a vehicle licence where the amount referred to in section 5(1)(b)(i) is paid by direct debit from a bank account.

(3) Delete regulation 99(2).

11. Regulation 226 amended

(1) In regulation 226 delete the definition of *Australian Design Rules*.

(2) In regulation 226 insert in alphabetical order:

Australian Design Rule (ADR) means —

(a) a third edition ADR; or

(b) a second edition ADR;

12. Part 18 inserted

After regulation 508 insert:

**Part 18 — Transitional provision relating to
*Road Traffic (Vehicles) Amendment Regulations
(No. 4) 2022***

509. Renewal by direct debit

The amendments to these regulations made by the *Road Traffic (Vehicles) Amendment Regulations (No. 4) 2022* regulations 6, 7 and 10 do not apply in relation to a renewal of a vehicle licence, or the application for the renewal, if the application is made before 27 September 2022.

B. D'SA, Clerk of the Executive Council.