



WESTERN
AUSTRALIAN
GOVERNMENT

Gazette

1681



PERTH, TUESDAY, 3 APRIL 1990 No. 29

SPECIAL

PUBLISHED BY AUTHORITY G. L. DUFFIELD, GOVERNMENT PRINTER AT 3.30 PM

ROAD TRAFFIC ACT 1974

**ROAD TRAFFIC
(INFRINGEMENTS)
REGULATIONS 1975**

Reprinted under the *Reprints Act 1984* as at 14 March 1990.

WESTERN AUSTRALIA

ROAD TRAFFIC ACT 1974

**ROAD TRAFFIC (INFRINGEMENTS)
REGULATIONS 1975**

Citation

1. These regulations may be cited as the *Road Traffic (Infringements) Regulations 1975*.

[2. *Regulation 2 repealed in Gazette 11 April 1986 p. 1383.*]

Offences and penalties

3. (1) The offences described in the First Schedule are prescribed for the purposes of section 102 of the Act and the amount appearing in the final column of that Schedule, directly opposite an offence, is the prescribed penalty in respect of that offence, if dealt with under that section.

(2) In column 1 of the First Schedule a reference to a provision that creates an offence when read with—

- (a) section 107 of the Act;
- (b) regulation 1901 of the *Road Traffic Code 1975*;
- (c) regulation 106 of the *Vehicle Standards Regulations 1977* or;
- (d) any combination of those provisions,

shall be taken to include a reference to the provision with which it is to be read.

(3) Every offence not referred to in subregulation (1) that is created by—

- (a) the *Road Traffic Code 1975*;
- (b) the *Vehicle Standards Regulations 1977*;
- (c) the *Road Traffic (Driver's Licences) Regulations 1975*;
- (d) the *Road Traffic (Licensing) Regulations 1975*; or

(e) section 107 (1) of the Act as read with any of the regulations referred to in paragraphs (a) to (d),
is prescribed for the purposes of section 102 of the Act and the prescribed penalty for each such offence, if dealt with under that section, is \$25.

[Regulation 3 amended in Gazettes 11 April 1986 p. 1383; 23 December 1988 p. 4979.]

Prescribed officers

4. For the purposes of section 102 (3) and (5) of the Act, a prescribed officer is any commissioned officer of Police and, in a district to which section 110 of the Act applies, the traffic inspector, or where there is more than one, the senior traffic inspector for the district.

[Regulation 4 amended in Gazette 2 February 1982 p. 400.]

Payment of penalties not to be accepted in respect of incomplete infringement notices

5. (1) Subject to subregulation (2), an officer specified in an infringement notice as an officer to whom payment of a prescribed penalty may be made shall not accept payment of the prescribed penalty unless it appears to him that the number and particulars of the offender's motor driver's licence have been indorsed on the infringement notice by a member of the Police Force, an officer of the Crown Law Department authorized in that behalf by the Board or other person authorized by the Board.

(2) Subregulation (1) applies only to an infringement notice issued in respect of an offence of which the driving or use of a motor vehicle was an element but the standing, parking or leaving of a vehicle was not an element.

[Regulation 5 amended in Gazettes 28 May 1976 p. 1580; 17 August 1979 p. 2487; 2 February 1982 p. 400; 11 April 1986 p. 1383.]

Offence of adding to, or altering infringement notice

6. A person who—

(a) not being a member of the Police Force, an officer of the Crown Law Department authorized in that behalf by the Board or other person authorized by the Board, makes an indorsement of the particulars referred to in regulation 5 (1) on an infringement notice; or

(b) not being a member of the Police Force, makes any alteration to an infringement notice other than an indorsement permitted by regulation 5 (1),

commits an offence.

Penalty: \$100.

[Regulation 6 inserted in Gazette 29 May 1981 p. 1610; amended in Gazette 2 February 1982 p. 400.]

Forms

7. The several forms set out in the Second Schedule are prescribed for the respective purposes for which forms are required by the provisions of section 102 of the Act.

Revocation and saving

8. [Omitted under Reprints Act 1984 s. 7 (4) (f) and (g).]

First Schedule			(Reg. 3)
Provision Creating Offence	Nature of Offence		Penalty \$
<i>Road Traffic Act 1974</i>			
1. Section 24 (1)	Failure of licence holder to forthwith notify change of vehicle ownership		50
2. Section 24 (2)	Failure to immediately apply for transfer of a vehicle licence on becoming the owner		50
3. Section 27 (3)	Failure to affix or keep affixed registration label		25
4. Section 53 (2)	Failure to produce a driver's licence within a reasonable time after demand, or at all		25
5. Section 62	Careless driving		65
6. Section 79 (3)	Failure of overseas visitor to carry or produce driver's licence or its equivalent or permit		25
7. Section 80 (3)	Failure of visiting motorist from another State or Territory to carry or produce driver's licence or permit		25
8. Section 86 (2)	Unlawfully parking on land not a road		25
9. Section 93	Failure to produce driver's licence in court		25
10. Section 94	Failure to produce on demand a cancelled or suspended licence, or a licence of which the holder is disqualified		65
<i>Road Traffic Code 1975</i>			
11. Regulation 202	Disobedience by driver or pedestrian of a signal or direction of a member of the Police Force, fireman or ambulance officer		40
12. Regulation 304	Disobeying a direction on a traffic sign		40
13. Regulation 401	Failure to comply with direction of traffic control signal displaying amber signal		50
14. Regulation 401	Failure to comply with direction of traffic control signal displaying a red signal		100
15. Regulation 402 (1) (4) and (7)	Turning or driving contrary to directions on road traffic signs		50
16. Regulation 402 (5)	Overtaking or passing contrary to direction on a traffic sign		65
17. Regulation 402 (6)	Overtaking, driving heavy vehicle, or speeding on a bridge contrary to direction on a traffic sign		65
18. Regulation 402 (8)	Failure to stop or give way at a Stop sign		75
19. Regulation 402 (9)	Failure to give way at a Give Way sign		75
20. Regulation 403	Unlawfully driving a vehicle in a bus lane or bus-taxi lane		40
20A. Regulation 404	Unlawfully driving a vehicle in a contra flow bus lane		125
21. Regulation 501	Failure to keep left on carriageway except where 2 or more lanes marked on carriageway, etc.		50
22. Regulation 502 (1) (3) and (4)	Offences relating to overtaking		65
22A. Regulation 503	Driving in the right lane of a fast travel carriageway at less than the minimum right lane speed		50
23. Regulation 506	Driver diverging from lane or line of traffic when unsafe to do so, or crossing continuous line on approach to intersection		50
24. Regulation 507	Driving to the right of a traffic island on a roundabout		50
25. Regulation 508	Crossing double lines, except for the purpose of lawfully entering a contra flow bus lane or making a lawful turn		65

Provision Creating Offence	Nature of Offence	Penalty \$
26. Regulation 509	Following another vehicle too closely	65
27. Regulation 511	Crossing over the centre of carriageway on a curve or uphill gradient when unable to see the way is clear	75
27A. Regulation 512	Failure to drive a vehicle permitted to travel in a contra flow bus lane completely within the boundaries of the lane	125
28. Regulation 602	Failing to give way to a vehicle on the right at an intersection	75
29. Regulation 603	Failing to give way to any pedestrian or oncoming vehicle when turning at an intersection or to pedestrian or any other vehicle when making a U turn	75
30. Regulation 604 (1)	Failing to give way to any vehicle or pedestrian when driving into or out from a parking area or boundary of a carriageway	50
31. Regulation 605	Failure to give way to an emergency vehicle	75
32. Regulation 606	Failing to give way to vehicles and pedestrians when entering or leaving land abutting a road	65
33. Regulation 607	Driver entering or attempting to cross an intersection when intersection or carriageway beyond is blocked	50
34. Regulation 608	Failing to give way to vehicles on a roundabout	65
35. Regulation 609	Failing to give way at an intersection when approaching from terminating road	75
35A. Regulation 610	Failure when leaving an unsealed road to give way at an intersection to vehicles on sealed road	75
36. Regulation 701	Failing to give way to a pedestrian on a pedestrian crossing, or entering crossing while other vehicle heading in same direction is giving way	75
37. Regulation 705 (1) and (3)	Failing to stop at a childrens' crossing or entering childrens' crossing while other vehicle heading in same direction is giving way	75
38. Regulation 707 (1)	Failure to give way to a blind person carrying a white stick or cane	50
38A. Regulation 708	Failure of user of a motorized wheel chair to give way to a pedestrian	75
39. Regulation 801	Making incorrect left turn	40
40. Regulation 802	Making a right turn from the wrong position or making a right turn so as to enter the other carriageway incorrectly	65
41. Regulation 803	Turning or diverging right or left or making a U turn or stopping or suddenly decreasing speed without making the prescribed signal or without making it in time	50
42. Regulation 805	Making a U turn when turn cannot be made safely or without interference or making a U turn within 30 metres of a traffic control signal	75
43. Regulation 901	Offences relating to Railway Level Crossings	75
44. Regulation 1001 excluding regulations 1001 (2) (a) and (c)	Exceeding speed limit— (a) by not more than 10 km/h (b) by more than 10 km/h, but not more than 20 km/h (c) by more than 20 km/h, but not more than 30 km/h (d) by more than 30 km/h, but not more than 40 km/h (e) by more than 40 km/h	25 50 75 115 150
45. Regulation 1001 (2) (a) and (c)	Exceeding speed limit— (a) by not more than 10 km/h (b) by more than 10 km/h, but not more than 20 km/h	50 100

Provision Creating Offence	Nature of Offence	Penalty \$
	(c) by more than 20 km/h, but not more than 30 km/h	150
	(d) by more than 30 km/h, but not more than 40 km/h	225
	(e) by more than 40 km/h	250
46. Regulation 1003	Failing to comply with direction or, exceeding 30 km/h or 50 km/h as the case may be when passing, road works being done by a competent authority	65
47. Regulation 1107	Standing vehicle in a position where it is not sufficiently visible to driver overtaking	40
47A. Regulation 1202A	Driving a vehicle in a contra flow bus lane without the head lamps being alight and dipped	125
47B. Regulation 1210	Unlawfully using a lamp displaying intermittent flashes	65
48. Regulation 1602 (a)	Driving a vehicle in reverse when unsafe to do so	40
49. Regulation 1603	Driving a vehicle on a footway, or a vehicle other than a bicycle on a dual use path, except to enter or leave a lane or driveway by shortest route, or driving on or over a median strip	50
50. Regulation 1604 (1)	Driving a vehicle without being in a position to have full control or uninterrupted view, etc.	40
51. Regulation 1607	Offences relating to the wearing of protective helmets by motor cyclists and passengers	50
52. Regulation 1609	Throwing, dropping, placing or leaving dangerous materials or substances on a road or causing any of those things to be done, or failing to remove any such thing or any object being part of a load that has fallen onto a road	75
53. Regulation 1610	Driving a vehicle with an insecure load	75
54. Regulation 1618	Driving or drawing or causing to be driven or drawn an implement or thing which is not fitted with the prescribed wheels, tyres or rims	40
55. Regulation 1619	Driving a vehicle in certain areas so as to create or cause undue or excessive noise	100
56. Regulation 1620 (1) (a) and (3)	Failing to comply with the signal to stop given by a member of the Police Force or, not stopping when approaching such person from his front or rear, while he is controlling traffic	65
57. Regulation 1621	Offences relating to the wearing of seat belts and the occupying of seat positions in vehicles	100
58. Regulation 1803 (1) (b) and (d)	Driving on a freeway under Learner's Permit or driving a tractor on a freeway	50
<i>Vehicle Standards Regulations 1977</i>		
59. Regulation 115	Offences relating to engine numbers	65
60. Regulation 124	Altering vehicle from manufacturer's specifications	50
60A. Regulation 404	Offences relating to flashing warning lights	65
60B. Regulation 408	Offences relating to illuminated signs	65
61. Regulation 1008	Inefficient silencing device	50
62. Regulation 1011	Offences relating to seats and seat anchorages	40
63. Part 11 excluding Reg. 1107	Offences relating to loading and dimensions of vehicles, etc.	65
64. Regulation 1107	Offences relating to excessive loads and dimensions	250
65. Part 13	Offences relating to trailer couplings, drawbars and safety chains	40
66. Regulation 1401 (4) (a), (b), (c), (d), (e), (f), (g), (h), (j), (o), (r), (t), (w), (y), (aa), and (bb)	Excess mass on tyre axle or axle group— Not more than 5% More than 5% but not more than 10% More than 10% but not more than 11% More than 11% but not more than 12% More than 12% but not more than 13% More than 13% but not more than 14% More than 14% but not more than 15%	25 40 48 58 68 78 90

Provision Creating Offence	Nature of Offence	Penalty \$
	More than 15% but not more than 16%	98
	More than 16% but not more than 17%	108
	More than 17% but not more than 18%	118
	More than 18% but not more than 19%	128
	More than 19% but not more than 20%	140
	More than 20% but not more than 21%	148
	More than 21% but not more than 22%	158
	More than 22% but not more than 23%	167
	More than 23% but not more than 24%	178
	More than 24% but not more than 25%	188
	More than 25% but not more than 26%	198
	More than 26% but not more than 27%	208
	More than 27% but not more than 28%	218
	More than 28% but not more than 29%	228
	More than 29% but not more than 30%	238
	More than 30%	248
67. Regulation 1401 (4) excluding those paragraphs mentioned in item 66	Excess mass on axle group— Not more than 5%	25
	More than 5% but not more than 10%	57
	More than 10% but not more than 11%	77
	More than 11% but not more than 12%	97
	More than 12% but not more than 13%	117
	More than 13% but not more than 14%	137
	More than 14% but not more than 15%	157
	More than 15% but not more than 16%	177
	More than 16% but not more than 17%	197
	More than 17% but not more than 18%	217
	More than 18%	237
68. Regulation 1401 (1) (2), (3) and (6)	Excess mass of vehicle or combination of vehicles— Not more than 10%	25
	More than 10% but not more than 11%	40
	More than 11% but not more than 12%	55
	More than 12% but not more than 13%	70
	More than 13% but not more than 14%	85
	More than 14% but not more than 15%	100
	More than 15% but not more than 16%	115
	More than 16% but not more than 17%	130
	More than 17% but not more than 18%	145
	More than 18% but not more than 19%	160
	More than 19% but not more than 20%	175
	More than 20% but not more than 21%	190
	More than 21% but not more than 22%	205
	More than 22% but not more than 23%	220
	More than 23% but not more than 24%	235
	More than 24%	250
69. Regulation 2008	Offences relating to dimensions of animal drawn vehicles	40
70. Regulation 2009	Offences relating to projecting parts of vehicles and loads on animal drawn vehicles	40
<i>Road Traffic (Drivers' Licences) Regulations 1975</i>		
71. Regulation 13 (1)	Driving without "P" plate displayed when the holder of a driver's licence issued on probation	50
72. Regulation 16	Failure to notify change of address within 21 days	40
<i>Road Traffic (Licensing) Regulations 1975</i>		
73. Regulation 15 (2)	Failure to deliver up on demand a suspended or cancelled vehicle licence or licence obtained by misrepresentation or fraud	65
74. Regulation 15 (3)	Failure to notify change of address or place of business as stated in vehicle licence within 21 days	40

Provision Creating Offence	Nature of Offence	Penalty \$
75. Regulation 22 (3)	Failure to return number plates	65
76. Regulation 24 (8)	Failure when required by notice to surrender non-reflective identification tablet or number plate other than special plates	65
77. Regulation 27	Painting or interfering with, or suffering another, paint or interfere with, any number plate, except for the purposes of reinstatement	65
78. Regulation 28 (6)	Altering, defacing, obliterating or removing identification mark from engine, or stamping on or affixing to engine a purported identification mark	65
79. Regulation 34	Failure to hand over vehicle licence when disposing of used vehicle	65

[First Schedule inserted in Gazette 23 December 1988 pp. 4979-83; amended in Gazettes 21 July 1989 p. 2221; 28 July 1989 p. 2322.]

Second Schedule

PART C DEFENDANTS COPY This space for cash register imprint

P.149

To be retained
by Cashier.

OFFICE COPY ONLY

Please do not detach from Part B

P.149

WESTERN AUSTRALIA TRAFFIC INFRINGEMENT NOTICE
Road Traffic Act, Section 102

B



Driver/Other Regn. No.

"P" Plates Attached: YES / NO C/R: /

DATE OF ISSUE
 / /

SEX: SURNAME:

GIVEN NAMES:

NUMBER STREET:

SUBURB TOWN: POSTCODE:

Driver's Lic. No. Class Expiry Date / / State Prob.

Date of Birth / / Vehicle Make..... Body

It is alleged that at Hrs. on.....day: / / you committed the offence of

Code <input type="text"/>	prescribed penalty \$ <input type="text"/>
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ROAD STREET:

at LOCALITY:

Station.....Police Officer.....No.....

Your Driver's Licence was not produced at the time of the alleged offence. You are required to produce the licence and this notice to any Police Station by / /19

OFFICE USE
LICENCE PRODUCED AND DETAILS ENTERED ON (DATE)..... DATE LICENCE RENEWED.....
STATION:..... SIGNATURE OF OFFICER..... NUMBER.....

TAKE NOTICE THAT

If you do not wish to have a complaint of the alleged offence heard and determined by a court, pay to the officer specified on the reverse of this notice, within 28 days, the prescribed penalty.

If within 28 days from the Date of Issue you do not pay the penalty above, FURTHER ACTION WILL BE TAKEN in respect of the offence.

[Second Schedule inserted in Gazette 13 January 1989 p. 74.]

NOTES

1. This reprint is a compilation as at 14 March 1990 of the *Road Traffic (Infringement) Regulations 1975* and includes all amendments effected by the other regulations referred to in the following Table.

Table of Regulations

Regulation	Gazettal	Commencement	Miscellaneous
<i>Road Traffic (Infringements) Regulations 1975</i> (Regulations effecting amendments included in the previous reprint are not referred to in this Table)	29 May 1975 pp. 1521-31	1 June 1975	
<i>Road Traffic (Infringements) Amendment Regulations 1981</i>	10 April 1981 pp. 1181-82	10 April 1981	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1981</i>	29 May 1981 p. 1610	29 May 1981	
<i>Road Traffic (Infringements) Amendment Regulations (No. 3) 1981</i>	2 November 1981 pp. 4507-19	2 November 1981	
<i>Road Traffic (Infringements) Amendment Regulations 1982</i>	2 February 1982 pp. 400-01	2 February 1982	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1982</i>	14 January 1983 p. 215	1 February 1983	
<i>Road Traffic (Infringements) Amendment Regulations 1985</i>	1 March 1985 p. 792	1 March 1985	
<i>Road Traffic (Infringements) Amendment Regulations 1986</i>	11 April 1986 p. 1383	1 June 1986	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1986</i>	19 December 1986 p. 4877	19 December 1986	
<i>Road Traffic (Infringements) Amendment Regulations (No. 3) 1987</i>	27 November 1987 p. 4261	27 November 1987	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1987</i>	18 December 1987 p. 4461	18 December 1987	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1988</i>	17 June 1988 pp. 1950-51	1 July 1988	
<i>Road Traffic (Infringements) Amendment Regulations 1988</i>	28 October 1988 pp. 4284-85	28 October 1988 (see regulation 2 and <i>Gazette</i> 28 October 1988 pp. 4286-87)	
<i>Road Traffic (Infringements) Amendment Regulations (No. 3) 1988</i>	23 December 1988 pp. 4979-83	23 December 1988	
<i>Road Traffic (Infringements) Amendment Regulations (No. 4) 1988</i>	13 January 1989 pp. 73-74	6 February 1989	

Regulation	Gazettal	Commencement	Miscellaneous
<i>Road Traffic (Infringements) Amendment Regulations 1989</i>	21 July 1989 p. 2221	21 July 1989	
<i>Road Traffic (Infringements) Amendment Regulations (No. 2) 1989</i>	28 July 1989 p. 2322	28 July 1989	
