



estern Australia

Road Traffic (Drivers' Licences) Regulations 1975

Reprinted as at 18 February 2000

Western Australia

Road Traffic (Drivers' Licences) Regulations 1975

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Notes

Defined Terms



Western Australia

Reprinted under the
Reprints Act 1984 as
at 18 February 2000

Road Traffic Act 1974

Road Traffic (Drivers' Licences) Regulations 1975

1. Citation

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

2. Interpretation

In these regulations, unless the contrary intention appears —

“**age pension**” means an age pension from the Department of Social Security, or the Department of Veterans' Affairs, of the Commonwealth;

“**pension**” means a pension from the Department of Social Security, or the Department of Veterans' Affairs, of the Commonwealth;

“**pensioner concession card**” means a pensioner concession card issued by the Department of Social Security, or the Department of Veterans' Affairs, of the Commonwealth;

“**seniors' card**” means a seniors' card issued by the Office of Seniors' Interests in this State.

[Regulation 2 inserted in Gazette 24 November 1995
pp.5455-6.]

3. Classification of vehicles

For the purposes of Part V of the Act, motor vehicles are classified as follows —

- A. (i) Any motor car equipped to seat 12 or less adult persons (including the driver);
- (ii) any motor wagon having an aggregate of 4 500 kg or less; and
- (iii) any tractor (not prime mover type) having a tare of 4 572 kg or less.
- B. (i) Any motor car equipped to carry more than 12 adult persons (including the driver) except when the motor car is being used to carry passengers for hire or reward;
- (ii) any motor wagon (not being articulated type); and
- (iii) any tractor.
- C. Any articulated vehicle.
- E. Any motor car fitted with automatic transmission.
- F. Any vehicle licensed or used as an omnibus.
- [G. deleted]*
- H. Any motor car equipped to carry more than 12 adult persons (including the driver) not being an omnibus.
- I. Any tractor (not prime mover type) having a tare of 4 572 kg or less.
- J. Any tractor (not prime mover type).
- K. (i) Any motor cycle with or without side car attachment; and
- (ii) any motor carrier,
with engine capacity exceeding 250 c.c.

- L. Any —
 - (i) motor cycle with or without side car attachment;
or
 - (ii) motor carrier,
with engine capacity not exceeding 250 c.c.
- M. Any —
 - (i) moped; and
 - (ii) motor cycle with an engine capacity not exceeding 100 c.c. that is not fitted with a hand or foot operated clutch.
- N. Any moped only.
- T. Any vehicle being operated as a taxi under the *Taxi Act 1994* or the *Transport Co-ordination Act 1966*².

[Regulation 3 amended in Gazette 3 September 1976 p.3280; 18 February 1977 p.1649; 10 November 1977 p.4191; 11 May 1979 p.1221; 25 September 1981 p.4098 (erratum in Gazette 9 November 1981 p.4240); 26 October 1984 p.3457; 30 March 1990 p.1660; 10 January 1995 p.66.]

4. Driver to demonstrate ability

- (1) In order to satisfy the Director General that he is qualified to obtain the driver's licence sought, the applicant shall demonstrate his ability to control —
 - (a) in the case of a licence appropriate to Class A, a motor car, or a motor wagon, fitted with manual gears;
 - (b) in the case of a licence appropriate to Class B, a motor wagon or tractor (prime mover type) having an aggregate exceeding 4 500 kg or an omnibus having a tare exceeding 2 032 kg;
 - (c) in the case of a licence appropriate to Class K, either vehicle of that class;
 - (d) in the case of a licence appropriate to Class L, either vehicle of that class; and

- (e) in the case of a licence appropriate to Class M, either vehicle of that class.
- (2) A person, being the holder of a licence appropriate to a class set out in Column 1, hereunder, is entitled to drive, on a road, any vehicle of a class set out in the correspondingly opposite position in Column 2, hereunder, subject, however, to any conditions in the latter column mentioned.

Column 1

Column 2

Class A	Classes E and N and, if the vehicle is not carrying passengers, or plying, for hire or reward, Class H.
Class B	Classes A, E and N and, if the vehicle is not carrying passengers, or plying, for hire or reward, Class H.
Class C	Classes A, B, E and N and, if the vehicle is not carrying passengers, or plying, for hire or reward, Class H.
Class E	Class N.
Class K	Classes L, M and N.

- (3) An applicant for a licence to drive a Class K vehicle, shall have been the holder of a driver's licence for a Class L vehicle for a period of not less than 12 months, but where the applicant was immediately before the application —
 - (a) regarded as the holder of a driver's licence applicable to a Class K vehicle pursuant to section 48D of the Act; or
 - (b) authorized to drive a Class K vehicle pursuant to section 48E of the Act,he shall be issued with a licence to drive a Class K vehicle.
- (4) The holder of a driver's licence appropriate to Class F or Class T shall, subject to section 42(6), submit himself to a medical examination —
 - (a) at intervals of 5 years until attaining the age of 45 years;

- (b) at intervals of 2 years after attaining the age of 45 years until he attains the age of 65 years;
 - (c) annually after attaining the age of 65 years.
- (5) The holder of a driver's licence appropriate to Class T is only entitled to drive a vehicle which is being operated as a taxi if he is also the holder of a driver's licence appropriate to the class, other than Class T, to which that vehicle belongs.
- (6) An applicant for a licence to drive a Class T vehicle shall be the holder of a driver's licence —
- (a) that is appropriate to the class, other than Class T, to which the vehicle being, or to be, operated as a taxi belongs; and
 - (b) that is not issued on probation.

[Regulation 4 amended in Gazette 18 February 1977 p.489; 3 June 1977 p.1649; 22 June 1979 p.1700; 23 November 1979 p.3648; 25 September 1981 p.4098; 2 February 1982 p.400; 14 December 1984 p.4130; 30 March 1990 p.1660; 10 January 1995 p.66; 31 January 1997 pp.679 and 680; 23 January 1998 p.424.]

5. Minimum age of licensee

Subject to the exercise of the powers conferred on the Director General, by section 42 of the Act, a licence appropriate to a class set out in Column 1, hereunder, shall not be issued to a person, unless he has attained the age set out in the correspondingly opposite position in Column 2, hereunder.

Column 1	Column 2
Class A	17 years
Class B	18 years
Class C	20 years
Class E	17 years
Class F	21 years
Class H	21 years

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Column 1	Column 2
Class I	17 years
Class J	18 years
Class K	17 years
Class L	17 years
Class M	17 years
Class N	16 years
Class T	21 years

[Regulation 5 amended in Gazette 6 February 1976 p.296; 11 May 1979 p.1221; 2 February 1982 p.400; 10 January 1995 p.66; 31 January 1997 p.680.]

5A. Period of licence

- (1) For the purposes of section 46(1) of the Act a driver's licence may be issued or renewed to have effect for —
 - (a) a period of 12 months or 5 years; or
 - (b) a period, not exceeding 5 years, determined by the Director General under subregulation (2) or (3).
- (2) A driver's licence to which section 42(4) of the Act applies shall be issued or renewed to have effect for a period determined by the Director General having regard to the intervals at which the holder of the licence is required to submit himself to a medical examination under section 42(5) of the Act.
- (3) A driver's licence which is subject to any condition or limitation under section 44 or section 48(5) or (6) of the Act shall be issued or renewed to have effect for a period determined by the Director General, being a period that the Director General considers appropriate having regard to the grounds on which any such condition or limitation was imposed.

[Regulation 5A inserted in Gazette 23 December 1988 p.4983; amended in Gazette 31 January 1997 p.680.]

6. Endorsement on probationary licence

Every licence issued on probation shall be endorsed, in the space set apart for conditions, with the words, "ON PROBATION until", followed by the date on which, but for the provisions of section 51 of the Act, the period of probation would ordinarily expire.

[7. *Repealed in Gazette 1 June 1993 p.2729.*]

8. Forms

The forms to be used for the purposes of these regulations are such as may be approved by the Director General.

[Regulation 8 amended in Gazette 2 February 1982 p.400; 31 January 1997 p.680.]

9. Duplicate licence

Where a person satisfies the Director General that a driver's licence issued to him has been lost or destroyed, he may obtain a duplicate thereof, on payment of an amount of \$9.80.

[Regulation 9 amended in Gazette 30 December 1977 p.4751; 18 December 1981 p.5194; 2 February 1982 p.400; 21 October 1983 p.4269; 23 December 1988 p.4983; 7 September 1990 p.4701; 20 September 1991 p.4948; 24 May 1996 p.2171; 31 January 1997 p.680; 13 May 1997 p.2340.]

9A. Replacement of licence by licence in new form

Where the Director General has approved a new form of licence under section 42A of the Act, it may on —

- (a) application being made in a form approved by the Director General by the holder of a driver's licence;
- (b) the surrender of that licence; and

(c) payment of a fee of \$7.00,

issue to the applicant a driver's licence in the new form to the same effect as the surrendered licence.

[Regulation 9A inserted in Gazette 23 December 1988 p.4983; amended in Gazette 31 January 1997 p.680.]

10. Offences prescribed for s.103

- (1) The several offences set out in the Second Schedule are those prescribed for the purposes of section 103 of the Act and the numeral appearing in the final column of that Schedule, directly opposite an offence, is, subject to subregulation (2) the prescribed number of points to be recorded against a person convicted of that offence.
- (2) Where a court, in exercise of the powers conferred by section 74 of the Act, suspends the driver's licence of a person convicted of any offence in connection with the driving of a motor vehicle, points shall not be recorded against that person under the provisions of this regulation, in respect of that offence.

11. Points for various offences

For the purposes of section 103(1) of the Act, the prescribed aggregate of points recorded against a person that will occasion his driver's licence to be suspended and occasion him to be disqualified from holding or obtaining a driver's licence, by operation of that section, is 12.

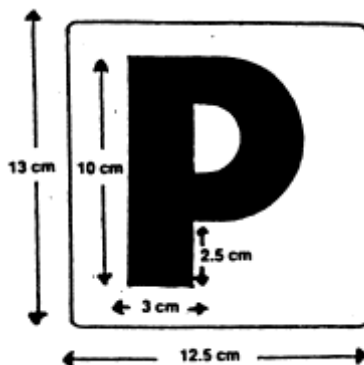
12. Period of suspension, etc.

For the purposes of section 103(1) of the Act, the period for which a person's driver's licence is suspended and for which he is disqualified from holding or obtaining such a licence, upon the points recorded against him amounting to 12, is 3 months.

13. "P" plates

- (1) Subject to subregulation (2), a person shall not drive a motor vehicle in respect of which he is the holder of a driver's licence issued on probation unless —
- (a) a plate that bears the letter "P", in red on a white ground, where the plate and the "P" are of at least the same size as shown in the diagram below, is displayed on the front of the vehicle so as to be readily visible from the front; and
 - (b) another plate identical to that described in paragraph (a) is displayed on the rear of the vehicle so as to be readily visible from the rear.

Penalty: Two penalty units (2 PU).



- (2) Subregulation (1) does not apply to a person —
- (a) who, being the holder of a driver's licence under the Act, has been authorized, under the law in force in another State or in a Territory of the Commonwealth or in some other country, for a period of, or for periods, amounting in the aggregate to, one year or more, to drive a motor vehicle; or

(b) whose only authority to drive a motor vehicle in the State is that conferred by section 48D or 48E of the Act,

but where, on the hearing of a complaint of an offence against subregulation (1), the defendant sets up that he is a person mentioned in this subregulation, the proof of that fact lies upon him.

(3) A person who, not being a person required by this regulation to do so, displays on a motor vehicle driven by him a plate such as is mentioned in subregulation (1) commits an offence.

Penalty: One penalty unit (1 PU).

(4) The Director General shall issue plates such as are mentioned in subregulation (1) free of charge.

[Regulation 13 amended in Gazette 2 February 1982 p.400; 14 August 1987 p.3168; 31 March 1988 pp.960-1; 29 July 1988 p.2540; 31 January 1997 pp.679 and 680; 23 December 1997 p.7452; 12 May 1998 p.2772.]

14. Drivers, 75 years or more

(1) The prescribed intervals for the purpose of section 48(7) of the Act are —

- (a) before the first renewal of a driver's licence after a licence holder has reached 75 years of age;
- (b) before the first renewal of a driver's licence after a licence holder has reached 78 years of age; and
- (c) before each renewal of a driver's licence, after a licence holder has reached 80 years of age.

(2) Where a person has, within a period of 3 years immediately prior to the first renewal of his licence after reaching the age of 75 years, complied with the requirements of section 42(2)(c) of the Act, or of section 23(2)(c) of the *Traffic Act 1919*³, then the provisions of subregulation (1)(a) shall not apply.

[Regulation 14 inserted in Gazette 11 July 1975 pp.2365-6.]

14A. Fees

The following fees are payable in respect of the matters set out below —

	\$
1. For an application for a driver's licence	
(a) under section 42(2) (including one driving test to satisfy the Director General that an applicant is able to control a vehicle of the appropriate class)	46.30 (except Class F or Class T) 80.30 (Class F or Class T)
(b) under section 42(2) but where evidence accepted in accordance with section 42(2a)	36.20 (except Class F or Class T) 70.20 (Class F or Class T)
2. For each additional driving test required to satisfy the Director General that an applicant is able to control a vehicle of the appropriate class	21.60
3. For the issue, and renewal, of a driver's licence, where the licence is issued or renewed for a period not exceeding 12 months (section 47)	30.00
4. For the issue, and renewal, of a driver's licence, where the licence is issued or renewed for a period of 5 years (section 47)	95.00

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| 5. For the issue, and renewal, of a driver's licence for a period determined under regulation 5A(2) or (3), not being a period provided for by item 3 or 4 | for each year or part of a year to which the licence relates, 1/5 of the fee under item 4. |

[Regulation 14A inserted in Gazette 21 October 1983 p.4269; amended in Gazette 26 October 1984 p.3457; 26 September 1986 p.3690; 29 July 1988 p.2540; 23 December 1988 p.4984; 8 September 1989 p.3170; 7 September 1990 p.4701; 23 November 1990 p.5851; 20 September 1991 p.4948; 20 September 1991 p.4949; 26 November 1993 p.6389; 24 May 1996 p.2171; 31 January 1997 pp.679-80; 26 March 1997 p.1649; 13 May 1997 pp.2340-1; 12 May 1998 p.2772; 25 May 1999 p.2072.]

14B. Driving tests

- (1) In this regulation —
“**allocated time**” means the date and time appointed by the Director General for a particular applicant to attend for a driving test.
- (2) The payment of the fees prescribed in items 1(a) or 2 of regulation 14A entitles an applicant to a driving test at the allocated time.
- (3) The Director General may change the allocated time either at the request of, or with the consent of, an applicant.
- (4) Any request by an applicant to change the allocated time must be made more than 48 hours before the allocated time.
- (5) Subject to subregulation (6), if an applicant fails to attend at the allocated time, the applicant's entitlement to a driving test is forfeited and the fee prescribed by item 2 of regulation 14A must be paid before he or she is entitled to a driving test.

- (6) The Director General may permit an applicant to attend a driving test at a reallocated time if satisfied that there were extenuating circumstances which prevented the applicant from attending at the allocated time or having that time changed in accordance with subregulations (3) and (4).

[Regulation 14B inserted in Gazette 25 May 1999 p.2072.]

15. Fees for extraordinary licences

- (1) For the purposes of section 76(3) the prescribed fee for the issue of an extraordinary licence is —
- (a) where the licence is issued for a period not exceeding 6 months — \$68.50,
 - (b) where the licence is issued for a period exceeding 6 months — \$137.00.
- (2) For the purposes of section 76(6) the prescribed fee for the renewal of an extraordinary licence is —
- (a) where the licence is renewed for a period not exceeding 6 months — \$15.00,
 - (b) where the licence is renewed for a period exceeding 6 months — \$30.00.

[Regulation 15 inserted in Gazette 19 October 1984 p.3365; amended in Gazette 26 September 1986 p.3690; 8 September 1989 p.3170; 7 September 1990 p.4701; 24 May 1996 p.2172; 13 May 1997 p.2341; 12 May 1998 p.2772.]

15A. Fee exemption for age pensioners

- (1) This regulation applies to a person if the Director General is satisfied that the person is receiving an age pension.
- (2) No fee is payable for the issue or renewal of a driver's licence where the applicant is a person to whom this regulation applies.

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- (3) No fee is payable under regulation 9 or 9A where the applicant is a person to whom this regulation applies.

[Regulation 15A inserted in Gazette 24 November 1995 p.5456; amended in Gazette 31 January 1997 p.680.]

15B. Reduction in fees for other pensioners and holders of seniors' cards

- (1) This regulation applies to a person if regulation 15A does not apply to that person and the Director General is satisfied that the person —
- (a) holds a pensioner concession card and is receiving a pension other than an age pension; or
 - (b) holds a seniors' card.
- (2) The fee set out in regulation 9 is to be reduced by 50% where the applicant is a person to whom this regulation applies.
- (3) The fee set out in regulation 9A is to be reduced by 50% where the applicant is a person to whom this regulation applies.
- (4) The fee set out in item 3 of regulation 14A is to be reduced to one tenth of the fee set out in item 4 of regulation 14A where the applicant is a person to whom this regulation applies.
- (5) The fee set out in item 4 of regulation 14A is to be reduced by 50% where the applicant is a person to whom this regulation applies.
- (6) In calculating the fee payable under item 5 of regulation 14A the reference to "the fee under item 4" is to be read as a reference to the fee under item 4 as reduced under subregulation (5) where the applicant is a person to whom this regulation applies.

[Regulation 15B inserted in Gazette 24 November 1995 p.5456; amended in Gazette 31 January 1997 p.680.]

15C. Fee exemption for motorized wheelchairs

No fee is payable for the issue or renewal of a driver's licence if the Director General is satisfied that the driver's licence is granted in respect of, and limited to, the driving of a motorized wheelchair.

[Regulation 15C inserted in Gazette 24 November 1995 p.5456; amended in Gazette 31 January 1997 p.680.]

15D. Refund of fees in particular cases

- (1) The Director General may, in a particular case, refund all or part of any fee paid for the issue or renewal of a driver's licence if, in the Director General's opinion, it is just and convenient to give such a refund.
- (2) The Director General must not give a refund under this regulation in respect of any period that is less than 1 year.
- (3) The Director General may charge a fee of \$1 for giving any refund under this regulation and the fee may be deducted from the amount refunded.

[Regulation 15D inserted in Gazette 24 November 1995 p.5457; amended in Gazette 31 January 1997 p.680.]

15E. Statutory declarations

The Director General may, in order to be satisfied that a person is entitled to an exemption, refund or reduction under these regulations, require any information contained in an application to be verified by statutory declaration.

[Regulation 15E inserted in Gazette 24 November 1995 p.5457; amended in Gazette 31 January 1997 p.680.]

16. Change of address

- (1) The holder of a driver's licence shall, within 21 days after every change of his address as stated in the licence, give notice in writing of the change to the Director General.
- (2) A person who commits a breach of subregulation (1) is liable, for a first offence, to a penalty not exceeding four penalty units (4 PU) and, for a subsequent offence, to a penalty not exceeding eight penalty units (8 PU).

*[Regulation 16 amended in Gazette 13 March 1981 p.939
(corrigendum in Gazette 20 March 1981 p.999);
2 February 1982 p.400; 31 January 1997 p.680;
23 December 1997 p.7452.]*

[First Schedule repealed in Gazette 1 June 1993 p.2729.]

Second Schedule

Item No.	Authority	Nature of Offence	Points
	<i>Road Traffic Act 1974.</i>		
	section —		
1.	61	Dangerous driving, first offence	6
2.	62	Careless driving	3
3.	64AA	Driving or attempting to drive a motor vehicle while the percentage of alcohol in the driver's blood —	
		(a) is equal to or exceeds 0.05% but is less than 0.06%	3
		(b) is equal to or exceeds 0.06% but is less than 0.07%	4
		(c) is equal to or exceeds 0.07% but is less than 0.08%	5
	<i>Road Traffic Code 1975 regulation —</i>		
4.	202	Failing to obey signal of a member of the police, fireman, ambulance officer or accredited pilot	3
5.	304	Contravening the directions of the inscription of a traffic sign	3
6.	401	Failing to comply with the direction of a traffic control signal —	
	401(2)(b)	(a) displaying a steady amber light	3
	401(2)(c)	(b) displaying a flashing amber light	3
	401(2)(d)	(c) displaying a red light	3
7.	402(1)	Failing to obey "no turn" signs	3
8.	402(2)	Travelling in wrong direction on one-way road	3
9.	402(3)	Failing to obey "no entry" sign	3
10.	402(4)	Failing to obey turn signs or arrows	3
11.	402(5)	Failing to obey "no overtaking" sign	3
12.	402(6)	Failing to obey —	
	402(6)(a)	(a) "no overtaking on bridge" sign	3
	402(6)(b)	(b) "bridge load limit" sign	3

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Item No.	Authority	Nature of Offence	Points
13.	402(6)(c)	Exceeding speed limit on bridge by — (a) more than 9 kilometres per hour but not more than 19 kilometres per hour	1
		(b) more than 19 kilometres per hour but not more than 29 kilometres per hour	3
		(c) more than 29 kilometres per hour but not more than 40 kilometres per hour	4
		(d) more than 40 kilometres per hour	6
14.	402(7)	Failing to obey “keep left” or “keep right” sign	3
15.	402(8)	Failing to — (a) stop at a stop sign	3
		(b) give way at a stop sign	3
16.	402(9)	Failing to give way at a “give way” sign	3
17.	402(10)	Failing to obey a “no U turn” sign	3
18.	403	Unlawfully driving a vehicle in a bus or bus-taxi lane	3
19.	404	Unlawfully driving a vehicle in a contra flow bus lane	3
20.	502	Overtaking —	
	502(1)	(a) on left when not permitted	2
	502(1)	(b) at an unsafe distance	2
	502(3)	(c) a vehicle turning right	2
	502(4)	(d) and cutting in front after overtaking	2
	502(5)	(e) when unsafe to do so	3
	502(6)	(f) as part of unlawful racing	3
21.	503	Driving in the right lane of a carriageway without good reason	2
22.	504	Failing to keep left of approaching vehicles	3
23.	505(1) & (2)	Failing to permit another driver to overtake	2
24.	506(1)	Changing lanes when unsafe	2
25.	506(1)	Failing to keep in one lane	2
26.	506(2)	Crossing continuous white line at intersection	2

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Item No.	Authority	Nature of Offence	Points
27.	507	Failing to keep left of centre of roundabout	3
28.	508	Unlawfully crossing — (a) double continuous white lines (b) a continuous white line on the left of a broken white line	3 3
29.	509	Following too close in —	
	509(2)	(a) a long vehicle	1
	509(4)	(b) a vehicle	1
30.	510	Driving to the right of a median strip	4
31.	511	Crossing centre line of a road on a curve or crest when unable to see the way is clear	3
32.	512	Failure to drive a vehicle permitted to travel in a contra flow bus lane completely within the boundaries of the lane	3
33.	602	Failing to give way to the right	3
34.	603	Failing to give way —	
	603(1)	(a) when turning right	3
	603(2)	(b) to pedestrians	3
	603(3)	(c) during a U turn	3
35.	604(1)	Failing to give way when leaving parking area	3
36.	604(2)	Unlawfully reversing out of parking bay in centre of road	3
37.	604B(1)	Failing to give way to an omnibus leaving from an embayment	3
38.	605	Failing to give way to an emergency vehicle	4
39.	606	Failing to give way —	
	606(1)	(a) from land abutting	3
	606(2)	(b) to vehicles when leaving a carriageway	3
	606(3)	(c) to pedestrians or cyclists when leaving or entering a carriageway	3
40.	607	Driver entering or attempting to cross blocked intersection	2
41.	608	Failing to give way at a roundabout	3
42.	609(2)	Failing to give way at a terminating road	3

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Item No.	Authority	Nature of Offence	Points
43.	610	Failure when leaving an unsealed road to give way at an intersection to vehicles on a sealed road	3
44.	701(1)	Failing to give way at a pedestrian crossing	3
45.	701(2)	Overtaking and passing a vehicle that is stopped at a pedestrian crossing	4
46.	705(1)	Failing to stop at children's crossing	4
47.	705(3)	Overtaking and passing a vehicle that is stopped at a children's crossing	4
48.	801(1)	Incorrectly turning left	2
49.	802(1) & (2)	Incorrectly turning right	2
50.	802(1a)	Incorrectly turning right to enter land abutting	3
51.	802(4)(a)	Turning right not in conformity with markings	3
52.	802(4)(b)	Failing to pass in front or behind a police officer, as directed, when turning	3
53.	803(1)	Failing to indicate an intention to turn, diverge or stop	2
54.	803(1a)	Omnibus failing to indicate an intention to leave a bus embayment	2
55.	805	Making a U turn —	
	805(a)	(a) when unsafe	3
	805(b)	(b) within 30 metres of traffic control signal	2
56.	901(1)(a)	Failing to comply with a direction or instruction of a railway employee	3
57.	901(1)(b)	Proceeding across a railway crossing when there is a danger of a collision	4
58.	901(1)(c)	Proceeding across a railway crossing when it is not safe to do so	4
59.	901(1)(c)	Failing to stop at a stop sign at a railway crossing	3
60.	901(1)(d)	Proceeding against lights etc. at a railway crossing	4
61.	901(1)(e)	Proceeding over a railway crossing when not immediately able to lawfully drive over and clear of the crossing	4
62.	901(2)	Failing to stop at a railway crossing when carrying explosives etc.	4

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Item No.	Authority	Nature of Offence	Points
63.	901(3)	Driving around etc. boom gates at a railway crossing	4
64.	Part X — regulations 1001(1), 1001(1)(a), 1001(1)(b), 1001(1)(c), 1001(2)(a), 1001(2)(b)(i), 1001(2)(b)(ii), 1001(2)(c), 1001(7), 1001(8), 1003(d)(i), 1003(d)(ii)	Exceeding the speed restriction by — (a) more than 9 kilometres per hour but not more than 19 kilometres per hour (b) more than 19 kilometres per hour but not more than 29 kilometres per hour (c) more than 29 kilometres per hour but not more than 40 kilometres per hour (d) more than 40 kilometres per hour	1 3 4 6
65.	1003(c)	Failing to comply with a direction by a servant of a competent authority	3
66.	1105	Intentional obstruction of carriageway	2
67.	1201	Driving at night without headlamps either fitted or lit	3
68.	1202 1202(1)(a) 1202(1)(b)	Failing to dip headlamps — (a) within 200 metres of approaching vehicle (b) when approaching vehicles headlamps become dipped	1 1
69.	1202A	Driving a vehicle in a contra flow bus lane without the headlights being alight and dipped	3
70.	1204(2) and (3)	Not carrying portable warning signs on a heavy vehicle, or not displaying warning signs if heavy vehicle is disabled	3
71.	1304(3)	Tying an animal to a moving vehicle	3
72.	1503	Driver not wearing a seat belt	3
73.	1504	Driver failing to ensure passenger between 1 and 14 years wears a seat belt	3
74.	1505	Driver failing to ensure passenger between 1 and 14 years occupies position with a seat belt	3
75.	1506	Driver failing to ensure that a child under 1 year is in a child restraint	3

Road Traffic (Drivers' Licences) Regulations 1975

Second Schedule

Item No.	Authority	Nature of Offence	Points
76.	1507	Driver of passenger car derivative allowing passenger in back of vehicle when seat belt position unoccupied	3
77.	1602(a)	Driving a vehicle in reverse when unsafe to do so	3
78.	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	3
79.	1604	Driving a vehicle without being in position to have full control or uninterrupted view, etc.	3
80.	1605(1)	Driver in vehicle permitting body or limbs to be outside vehicle	3
81.	1606	Incorrectly carrying a pillion passenger on a motor cycle	3
82.	1607(1)	Offences relating to the wearing of helmets by motor cyclists and passengers	3
83.	1619	Driving a vehicle in certain areas so as to create or cause undue or excessive noise	3
84.	1620	Failing to stop —	
	1620(1)(a)	(a) when approaching police giving a stop signal	3
	1620(3)	(b) when approaching police from front or rear	3
85.	Part XVIII — regulations 1805(2), 1806(2)(a), 1807, 1808	Exceeding the speed restriction by —	
		(a) more than 9 kilometres per hour but not more than 19 kilometres per hour	1
		(b) more than 19 kilometres per hour but not more than 29 kilometres per hour	3
		(c) more than 29 kilometres per hour but not more than 40 kilometres per hour	4
		(d) more than 40 kilometres per hour	6

Road Traffic (Drivers' Licences) Regulations 1975

Second Schedule

Item No.	Authority	Nature of Offence	Points
	<i>Road Traffic (Vehicle Standards) Regulations 1977.</i>		
86.	107(3)	Use of vehicle — (a) contrary to an order that the vehicle be not used on or after a specified date unless it is examined and found to be fit for use (b) contrary to an order that the vehicle be not used unless it is examined and found to be fit for use	1 3

[Second Schedule inserted in Gazette 23 December 1997 pp.7452-7.]



Notes

- ¹ This reprint is a compilation as at 18 February 2000 the *Road Traffic (Drivers' Licences) Regulations 1975* and includes the amendments in the reprint published in the *Gazette* on 29 October 1996 and the amendments effected by the regulations referred to in the following Table.

Table of Regulations

Citation	Gazettal	Commencement	Miscellaneous
<i>Road Traffic (Drivers' Licences) Regulations 1975</i>	29 May 1975 pp.1533-6	1 June 1975	
(Regulations effecting amendments in the previous reprint are not referred to in this Table.)			Previous reprint 29 October 1996
<i>Road Traffic Regulations Amendment (Greenmount Hill Speed Restriction) Regulations 1996, regulation 3</i>	1 November 1996 pp.5795-7	1 November 1996	
<i>Road Traffic (Drivers' Licences) Amendment Regulations 1997</i>	31 January 1997 pp.679-80	1 February 1997 (see regulation 2 and <i>Gazette</i> 31 January 1997 p.613)	
<i>Road Traffic (Drivers' Licences) Amendment Regulations (No. 2) 1997</i>	26 March 1997 p.1649	1 April 1997 (see regulation 2)	Disallowance of 3(c) and (d) published in <i>Gazette</i> 2 September 1997, p.5001 has no effect as relevant provision was subsequently amended prior to disallowance taking effect
<i>Road Traffic (Amendments to Fees) Regulations 1997, Division 2</i>	13 May 1997 pp.2340-1	1 July 1997 (see regulation 2)	

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Citation	Gazettal	Commencement	Miscellaneous
<i>Road Traffic Regulations Amendment (Pilots of Over-dimensional Vehicles) Regulations 1997, regulation 7</i>	30 May 1997 p.2501	1 July 1997 (see regulation 2)	
<i>Road Traffic (Drivers' Licences) Amendment Regulations (No. 3) 1997</i>	23 December 1997 pp.7452-7	1 January 1998 (see regulation 2 and <i>Gazette</i> 23 December 1997 p.7400)	
<i>Road Traffic (Drivers' Licences) Amendment Regulations (No. 4) 1997</i>	23 January 1998 p.424	23 January 1998	
<i>Road Traffic (Drivers' Licences) Amendment Regulations 1998</i>	12 May 1998 p.2772	1 July 1998 (see regulation 2)	
<i>Road Traffic (Drivers' Licences) Amendment Regulations (No. 2) 1999</i>	25 May 1999 pp.2071-2	25 May 1999	

^{1a} Regulation 3 of the *Road Traffic (Drivers' Licences) Amendment Regulations 1999* comes into operation on 1 January 2001 (see regulation 2, *Gazette* 28 September 1999 p.4707). It reads as follows —

“

3. The Second Schedule amended

The Second Schedule to the *Road Traffic (Drivers' Licences) Regulations 1975* is amended by deleting item 76 and inserting instead —

“

76. 1507 Driver allowing passenger to travel in the back of an open ute, goods vehicle tray, etc...

3

”

”

² Repealed by the *State Transport Co-ordination Act 1981* (No. 14 of 1981) which was repealed by the *Acts Amendment and Repeal (Transport Co-ordination) Act 1985* (No. 54 of 1985).

³ Repealed by the *Road Traffic Act 1974* (No. 59 of 1974) section 4.

Defined Terms

Defined Terms

[This is a list of terms defined and the provisions where they are defined.

The list is not part of the law.]

<u>Defined Term</u>	<u>Provision(s)</u>
age pension	2
allocated time	14B(1)
pension	2
pensioner concession card.....	2
seniors' card.....	2