Western Australia

Local Government Act 1995

Local Government (Parking for People with Disabilities) Regulations 2014

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Local Government (Parking for People with Disabilities) Regulations 2014

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Local Government Act 1995

Local Government (Parking for People with Disabilities) Regulations 2014

##### 1. Citation

 These regulations are the *Local Government (Parking for People with Disabilities) Regulations 2014*.

##### 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 1 December 2014.

##### 3. Regulations apply as if local laws

 These regulations apply as if they were local laws.

##### 4. Terms used

 In these regulations, unless the contrary intention appears —

 authorised vehicle means a vehicle —

 (a) used by the holder of a disability parking permit; and

 (b) identified in accordance with regulation 6;

 disability parking permit means a current document issued by the National Disability Service (ACN 008 445 485), consisting of —

 (a) an Australian Disability Parking Permit; and

 (b) an ACROD Parking Program Card;

 permit parking area means a single vehicle parking bay —

 (a) on a road or in a parking facility; and

 (b) set aside for use by an authorised vehicle; and

 (c) identified in accordance with regulation 5.

##### 5. Specified manner of identification of permit parking area

 A permit parking area must be identified by —

 (a) a people with disabilities symbol (as depicted in the *Road Traffic Code 2000* regulation 171(2)) clearly marked on the ground within the limits of the permit parking area so that the symbol has —

 (i) a height of between 800 mm and 1 000 mm; and

 (ii) a width of no more than 1 200 mm;

 and

 (b) a parking control sign of the kind referred to in paragraphs (i) and (k) of the definition of that term in the *Road Traffic Code 2000* regulation 3 erected on or near the permit parking area.

##### 6. Identification of authorised vehicle

 (1) An authorised vehicle must be identified by displaying a disability parking permit in a prominent position and in a manner that enables the expiry date and permit number to be clearly visible from the front exterior of the vehicle.

 (2) A person, other than the holder of a disability parking permit, must not identify or purport to identify a vehicle in accordance with subregulation (1).

 Penalty: a fine of $2 000.

##### 7. Standing or parking in permit parking area

 A person must not, in a permit parking area, stand or park a vehicle other than an authorised vehicle.

 Penalty: a fine of $2 000.

##### 8. Unauthorised identification of permit parking area prohibited

 A person must not identify or purport to identify a permit parking area in accordance with regulation 5 without the written authority of the local government.

 Penalty: a fine of $2 000.

##### 9. Infringement notice offences

 (1) An offence described in Schedule 1 column 1 is prescribed for the purposes of section 9.16(1) of the Act.

 (2) The amount specified in Schedule 1 column 2 for the offence is the modified penalty that is to be specified in an infringement notice given for that offence.

##### 10. *Local Government (Parking for Disabled Persons) Regulations 1988* repealed

 The *Local Government (Parking for Disabled Persons) Regulations 1988* are repealed.

##### 11. Transitional provision

 A portion of a road or parking facility that, immediately before the commencement of this regulation, is a parking bay as defined in the *Local Government (Parking for Disabled Persons) Regulations 1988* regulation 2 is to be taken, on and after that commencement, to be a permit parking area.

Schedule 1 — Infringement notice offences and modified penalties

[r. 9]

| **Column 1** | **Column 2** |
| --- | --- |
| **Description of Offence** | **$** |
| Unauthorised identification of vehicle in contravention of regulation 6(2)  | 300 |
| Standing a vehicle in a permit parking area in contravention of regulation 7  | 300 |
| Parking a vehicle in a permit parking area in contravention of regulation 7  | 300 |
| Identifying or purporting to identify a permit parking area in contravention of regulation 8  | 300 |
|  |  |

Notes

1 This is a compilation of the *Local Government (Parking for People with Disabilities) Regulations 2014*. The following table contains information about those regulations.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Local Government (Parking for People with Disabilities) Regulations 2014*  | 10 Oct 2014 p. 3691‑9 | r. 1 and 2: 10 Oct 2014 (see r. 2(a));Regulations other than r. 1 and 2: 1 Dec 2014 (see r. 2(b)) |

Defined terms

*[This is a list of terms defined and the provisions where they are defined. The list is not part of the law.]*

**Defined term Provision(s)**

authorised vehicle 4

disability parking permit 4

permit parking area 4