

TR302\*

Road Traffic Act 1974

## Road Traffic Code Amendment Regulations 2002

Made by the Governor in Executive Council.

### 1. Citation

These regulations may be cited as the *Road Traffic Code Amendment Regulations 2002*.

### 2. The regulations amended

The amendments in these regulations are to the *Road Traffic Code 2000*\*.

[\* *Published in Gazette 4 August 2000 p. 4213-538.*  
*For amendments to 25 February 2002 see 2000 Index to Legislation of Western Australia, Table 4, p. 306, and Gazette 25 January, 13 July and 16 November 2001, and 8 and 11 January 2002.*]

### 3. Regulation 3 amended

- (1) Regulation 3 is amended by inserting before “In” the subregulation designation “(1)”.
- (2) Regulation 3 is amended after the definition of ““heavy vehicle speed zone” sign” by inserting the following definition —

“

“**holiday period**” has the meaning given in subregulation (2);

”.

- (3) Regulation 3 is amended after the definition of “vehicle” by inserting the following definition —

“

“**weekend**” means a Saturday and the following Sunday;

”.

- (4) At the end of regulation 3 the following subregulation is inserted —

“

- (2) For the purposes of this Code —

“**holiday period**” means —

- (a) a 4 day period, comprising a public holiday specified in the Second Schedule to the *Public*

and *Bank Holidays Act 1972* that falls on a Friday or a Monday, together with —

- (i) (where the public holiday is a Friday) the Thursday before it, and the weekend following it; or
  - (ii) (where the public holiday is a Monday) the Friday before it, and the weekend before it;
- and
- (b) any period set out in the Table to this subregulation.

#### **Table**

1. The period of Thursday 28 March 2002 to Monday 1 April 2002 (inclusive).
2. The period of Saturday 21 December 2002 to Wednesday 1 January 2003 (inclusive).

”.

#### **4. Regulation 17 amended**

The Table to regulation 17 is deleted and the following Table is inserted instead —

“

Description		Points	Modified Penalty
Exceeding a speed limit by —			
(a)	not more than 9 km/h		1 PU
(b)	more than 9 km/h but not more than 19 km/h —		
	(i) during a holiday period	2	2 PU
	(ii) other than during a holiday period	1	2 PU
(c)	more than 19 km/h but not more than 29 km/h —		
	(i) during a holiday period	6	3 PU
	(ii) other than during a holiday period	3	3 PU
(d)	more than 29 km/h but not more than 40 km/h —		
	(i) during a holiday period	8	5 PU
	(ii) other than during a holiday period	4	5 PU
(e)	more than 40 km/h —		
	(i) during a holiday period	12	7 PU
	(ii) other than during a holiday period	6	7 PU

”.

**5. Miscellaneous penalties amended**

In each place described in the Table to this regulation  
“Points: 3 Modified penalty: 3 PU” is deleted and the  
following is inserted instead —

“

Points: during a holiday period 6; otherwise 3

Modified penalty (in each case) 3 PU

”.

**Table**

Regulation 232(1)	Regulation 234(2)
Regulation 233(1)	Regulation 235(1)
Regulation 234(1)	Regulation 238A(1)

By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.