

TR302*

Road Traffic Act 1974

Road Traffic (Vehicle Standards) Amendment Regulations 2000

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Vehicle Standards) Amendment Regulations 2000*.

2. Commencement

These regulations come into operation on the day on which the *Road Traffic Code Amendment Regulations 2000* come into operation.

3. The regulations amended

The amendments in these regulations are to the *Road Traffic (Vehicle Standards) Regulations 1977**.

[* Reprinted as at 29 July 1996.

For amendments to 15 August 2000 see 1999 Index to Legislation of Western Australia, Table 4, p. 263-4, and Gazette 17 May 2000.]

4. Regulation 103A amended

Regulation 103A(3)(d) is amended by deleting “amber”.

5. Regulation 404 replaced

Regulation 404 is repealed and the following regulation is inserted instead —

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404. Flashing warning lights

(1) Except as provided in subregulation (4), a vehicle shall not be equipped with a lamp capable of displaying intermittent flashes in addition to those lamps required or permitted under these regulations unless, subject to subregulations (2) and (3), the vehicle is —

- (a) an emergency vehicle;
- (b) a special purpose vehicle (including a special purpose vehicle used in the circumstances set out in regulation 103A(3));

- (c) a pilot or escort vehicle;
 - (d) a vehicle owned by the King's Park Board;
 - (e) a self-propelled agricultural implement, a vehicle towing an agricultural implement or a towed agricultural implement where that implement does not conform with these regulations;
 - (f) a vehicle used to drive stock along or across a road, if the flashing lamps comply with subregulation (6);
 - (g) a fire control vehicle (other than that of a fire brigade) which is used to control or extinguish fires, and that vehicle is used for travelling to or from a fire or a fire control exercise;
 - (h) a motor vehicle that is used solely or principally for the carriage of children to and from school, equipped to carry more than 8 adult persons (including the driver) and if that vehicle has a lamp approved for the purpose by the Director General;
 - (i) a vehicle or vehicle combination that exceeds the maximum height, width, length or mass limitations under these regulations, while that vehicle, or vehicles, are subject to a permit issued under these regulations; or
 - (j) any other type of vehicle approved by the Director General and used in conformity with any conditions that may be imposed by the Director General.
- (2) A vehicle that —
- (a) is authorised as an emergency vehicle for the purposes of the *Road Traffic Code 1975* by the Director General;
 - (b) is a special purpose vehicle; or
 - (c) is used as a pilot or escort vehicle,
- shall not be equipped with a flashing lamp referred to in subregulation (1) or (4), unless the vehicle is primarily being used as an emergency vehicle, special purpose vehicle or pilot or escort vehicle, as the case may be, and the lamp shall be removed or covered when the vehicle is not primarily in such use.
- (3) A person shall ensure that a vehicle referred to in subregulation (1)(e), (f), (g), (h) or (i), that is equipped with a flashing lamp because of its use in the circumstances limited in regulation 1210 of the *Road Traffic Code 1975*, has the lamp removed within a reasonable time of the completion of that use.

- (4) A special purpose vehicle used by a governmental authority in connection with its functions may, with the approval of the Director General, be equipped with a lamp displaying intermittent flashes in addition to those lamps required or permitted under these regulations.
- (5) The lamp or lamps displayed by a vehicle described in subregulation (1) or (4) may display —
 - (a) in the case of a police vehicle, a light of a colour or colours approved by the Director General;
 - (b) a red light (or a light of another colour or colours approved by the Director General) in the case of an emergency vehicle other than a police vehicle; and
 - (c) an amber light (or a light of another colour or colours approved by the Director General) in each other case,

for use in the circumstances limited by regulation 1210 of the *Road Traffic Code 1975*, and not otherwise.

- (6) Equipment referred to in subregulations (1) and (4) shall be fitted to a vehicle —
 - (a) so that the flashing lamp is visible from both sides, and the front and back, of the vehicle from a height of 1.5 metres and at a distance of 200 metres;
 - (b) except in the case of police vehicle, a fire brigade vehicle and an ambulance, so that the flashing lamp is no lower than 1.5 metres from the ground; and
 - (c) so that when the equipment is switched on it indicates by means of an audible or visual tell-tale indicator to the driver of the vehicle, when in his normal driving position, that the equipment is in operation.
- (7) A vehicle, fitted with flashing lamp signalling devices that are of the type referred to in regulation 904 and that show only amber light to the front of the vehicle, may also be fitted with equipment that will permit, when the equipment is switched on, all the lamps of the signalling devices to flash simultaneously at a rate of not less than 60 or more than 120 times per minute and at the same time indicate to the driver of the vehicle when in his normal driving position, that the equipment is in operation by means of a visual and audible tell-tale indicator.
- (8) A fire control vehicle (other than one owned by a fire brigade) that is used to control or extinguish fires, when used on a road where the presence of smoke

constitutes a traffic hazard, shall have operating a flashing lamp displaying an all round amber light, except where —

- (a) the vehicle is a trailer and such a light is attached to the towing vehicle in such a position as to be visible to vehicles approaching the combined vehicles from any direction; or
 - (b) the vehicle complies with all the applicable lighting requirements of these regulations.
- (9) Nothing in this regulation applies to the fitting of lamps displaying intermittent flashes to military vehicles operated by the Defence Forces of the Commonwealth.
- (10) In this regulation —
- “emergency vehicle”** and **“special purpose vehicle”**
have the same meaning they have under the *Road Traffic Code 1975*.

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
