

TR306

ROAD TRAFFIC ACT 1974

ROAD TRAFFIC (DRIVERS' LICENCES) AMENDMENT
REGULATIONS (No. 3) 1997

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Road Traffic (Drivers' Licences) Amendment Regulations (No. 3) 1997*.

Commencement

2. These regulations come into operation on the day on which the *Road Traffic Amendment Act 1997* comes into operation.

Principal regulations

3. In these regulations the *Road Traffic (Drivers' Licences) Regulations 1975** are referred to as the principal regulations.

[* Reprinted as at 29 October 1996.

For amendments to 8 December 1997 see 1996 Index to Legislation of Western Australia, Table 4, p. 235 and Gazette 31 January, 26 March, 13 and 30 March and 2 September 1997.]

Regulation 13 amended

4. Regulation 13 of the principal regulations is amended —

- (a) at the foot of subregulation (1) by deleting "Penalty: \$50" and substituting the following —
" Penalty: Two penalty units (2 PU) "; and
- (b) at the foot of subregulation (1) by deleting "Penalty: \$20.00." and substituting the following —
" Penalty: One penalty unit (1 PU) ".

Regulation 16 amended

5. Regulation 16 (2) of the principal regulations is amended —

- (a) by deleting "\$100.00" and substituting the following —
" four penalty units (4 PU) "; and
- (b) by deleting "\$200.00." and substituting the following —
" eight penalty units (8 PU). ".

Second Schedule repealed and a Schedule substituted

6. The Second Schedule to the principal regulations is repealed and the following Schedule is substituted —

"

Second Schedule

Item No.	Authority	Nature of Offence	Points
	<i>Road Traffic Act 1974.</i> section —		
1.	61	Dangerous driving, first offence	6

Second Schedule—continued

Item No.	Authority	Nature of Offence	Points
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.</i> regulation —		
4.	202	Failing to obey signal of a member of the police force, fireman, ambulance officer or accredited pilot	3
5.	304	Contravening the directions of the inscription on 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
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

Second Schedule—continued

Item No.	Authority	Nature of Offence	Points
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
27.	507	Failing to keep left of centre of roundabout	3
28.	508	Unlawfully crossing —	
		(a) double continuous white lines	3
		(b) a continuous white line on the left of a broken white line	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

Second Schedule—continued

Item No.	Authority	Nature of Offence	Points
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
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

Second Schedule—continued

Item No.	Authority	Nature of Offence	Points
62.	901 (2)	Failing to stop at a railway crossing when carrying explosives etc.	4
63.	901 (3)	Driving around etc., boom gates at a railway crossing	4
64.	Part X —	Exceeding the speed restriction by —	
	regulations	(a) more than 9 kilometres per hour but not more than 19 kilometres per hour	1
	1001 (1),	(b) more than 19 kilometres per hour but not more than 29 kilometres per hour	3
	1001 (1) (a),	(c) more than 29 kilometres per hour but not more than 40 kilometres per hour	4
	1001 (1) (b),	(d) more than 40 kilometres per hour	6
	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)		
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	Failing to dip headlamps —	
	1202 (1) (a)	(a) within 200 metres of approaching vehicle	1
	1202 (1) (b)	(b) when approaching vehicles headlamps become dipped ..	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
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

Second Schedule—continued

Item No.	Authority	Nature of Offence	Points
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 —	Exceeding the speed restriction by —	
	regulations 1805 (2), 1806 (2) (a), 1807, 1808	(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
	<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	1
		(b) contrary to an order that the vehicle be not used unless it is examined and found to be fit for use	3

By Command of the Governor,

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