

PE301

**ROAD TRAFFIC ACT 1974**  
**REGULATIONS AMENDMENT (TOWED AGRICULTURAL IMPLEMENTS)**  
**REGULATIONS 1990**

Made by His Excellency the Governor in Executive Council.

**PART 1—PRELIMINARY**

**Citation**

1. These regulations may be cited as the *Regulations Amendment (Towed Agricultural Implements) Regulations 1990*.

**Commencement**

2. These regulations shall come into operation on the day of which the *Road Traffic (Towed Agricultural Implements) Regulations 1990* come into operation.

**PART 2—ROAD TRAFFIC CODE 1975**

**Principal regulations**

3. In this Part—

“the principal regulations” means the *Road Traffic Code 1975*\*

[\*Reprinted in the Gazette on 25 October 1983 at pp. 4315-4358. For amendments to 8 August 1990 see p. 335 of 1989 Index to Legislation of Western Australia and Gazettes of 16 February 1990 at p. 1106 and 9 March 1990 p. 1386.]

**Regulation 1001 amended**

4. Regulation 1001 of the principal regulations is amended in subregulation (2) by deleting “of these regulations, prescribing” and substituting the following—

“ of these regulations or of the *Road Traffic (Towed Agricultural Implements) Regulations 1990* prescribing ”.

**Regulation 1201 amended**

5. Regulation 1201 of the principal regulations is amended by deleting “, as amended from time to time,” and substituting the following—

“ or the *Road Traffic (Towed Agricultural Implements) Regulations 1990* ”.

**Regulation 1612 amended**

6. Regulation 1612 of the principal regulations is amended by repealing subregulation (2a) and substituting the following subregulation—

“ (2a) Subregulations (1) and (2) do not apply in relation to—

- (a) the towing of an articulated vehicle in accordance with regulation 13A of the *Tow Truck Regulations 1975*; or
- (b) the towing of not more than 2 agricultural implements that are normally used in combination and to which the *Road Traffic (Towed Agricultural Implements) Regulations 1990* apply if those regulations are complied with. ”.

**Minor amendments**

7. The principal regulations are amended by deleting “Vehicle Standards Regulations 1977” or “*Vehicle Standards Regulations 1977*” wherever it occurs in regulations 103, 1201, 1202A, 1203, 1205, 1206, 1207, 1208, 1210, 1301, 1606, 1612 and 1618 and substituting in each case the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

**PART 3—ROAD TRAFFIC (DRIVERS' LICENCES) REGULATIONS 1975****Second Schedule amended**

8. The Second Schedule to the *Road Traffic (Drivers' Licences) Regulations 1975\** is amended in item 34 by deleting “*Vehicle Standards Regulations 1977*” and substituting the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

[\*Reprinted as at 11 June 1986 p. 2263-2275. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia p. 336 and Gazette 30 March 1990 p. 1660.]

**PART 4—ROAD TRAFFIC (INFRINGEMENTS) REGULATIONS 1975****Principal regulations**

9. In this Part—

“the principal regulations” means the *Road Traffic (Infringements) Regulations 1975\**.

[\*Reprinted in the Gazette on 3 April 1990 at pp. 1683-1692. For amendments to 8 August 1990 see Gazettes of 30 March 1990 p. 1662-63; 6 April 1990 p. 1767 and 4 May 1990 p. 2225.]

**Regulation 3 amended**

10. Regulation 3 of the principal regulations is amended—

- (a) in subregulations (2)(c) and (3)(b) by deleting “*Vehicle Standards Regulations 1977*” and substituting in each case the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”; and

- (b) by inserting after subregulation (3) the following subregulation—

“ (4) Every offence that is created by the *Road Traffic (Towed Agricultural Implements) Regulations 1990* is prescribed for the purposes of section 102 of the Act and the prescribed penalty for each such offence, if dealt with under that section, is \$50. ”.

**Regulation 7 repealed and a regulation substituted**

11. Regulation 7 of the principal regulations is repealed and the following regulation is substituted—

**Prescribed form**

“ 7. The prescribed form of the notice referred to in section 102 (1) of the Act is the form set out in the Second Schedule. ”.

**First Schedule amended**

12. The First Schedule to the principal regulations is amended by deleting the subheading “*Vehicle Standards Regulations 1977*” and substituting the following subheading—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

**PART 5—ROAD TRAFFIC (LICENSING REGULATIONS) 1975****General amendments**

13. The provisions of the *Road Traffic (Licensing) Regulations 1975\** specified in the Table to this regulation are amended by deleting “*Vehicle Standards Regulations 1977*” wherever occurring and substituting in each case the following—

“ *Road Traffic (Vehicle Standards) Regulations 1977* ”.

## TABLE

3 (1) definition of "tare", 9 (2) (3) (4), 19, 22 (3a), 26C (1), 27 (2), 28A (4).

[\*Reprinted in the Government Gazette 28 August 1984 pp. 2263-2282. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia pp. 336-337.]

## PART 6—ROAD TRAFFIC (WARDENS) REGULATIONS 1986

## Regulations 2 and 5 amended

14. Regulations 2 and 5 of the *Road Traffic (Wardens) Regulations 1986\** are amended by deleting "*Vehicle Standards Regulations 1977*" wherever occurring and substituting in each case the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

[\*Published in the Gazette 28 November 1986 pp. 4382-4384.]

## PART 7—TOW TRUCK REGULATIONS 1975

## Regulations 2, 5 and 6 amended

15. Regulations 2, 5 and 6 of the *Tow Truck Regulations 1975\** are amended by deleting "*Vehicle Standards Regulations 1977*" wherever occurring and substituting in each case the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

[\*Reprinted as at 19 May 1986 Government Gazette 11 June 1986 pp. 1957-1968. For amendments to 8 August 1990 see 1989 Index to Legislation of Western Australia p. 338.]

## PART 8—VEHICLE STANDARDS REGULATIONS 1977

## Principal regulations

16. In this Part—

"the principal regulations" means the *Vehicle Standards Regulations 1977\**.

[\*Reprinted in the Gazette on 18 August 1982 at pp. 3177-3247. For amendments to 8 August 1990 see p. 338 of 1989 Index to Legislation of Western Australia and Gazettes of 12 January 1990 at p. 81, 30 March 1990 at pp. 1660-62 and 6 April 1990 at p. 1767.]

## Regulation 101 amended

17. Regulation 101 of the principal regulations is amended by deleting "*Vehicle Standards Regulations 1977*" and substituting the following—

" *Road Traffic (Vehicle Standards) Regulations 1977* ".

## Regulation 103A amended

18. Regulation 103A of the principal regulations is amended by inserting after subregulation (3) the following subregulation—

" (4) When there is an inconsistency between a provision of these regulations and a provision of the *Road Traffic (Towed Agricultural Implements) Regulations 1990*, the latter provision prevails to the extent of that inconsistency. ".

## Regulation 1106 repealed

19. Regulation 1106 of the principal regulations is repealed.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.