

Road Traffic (Administration) Act 2008

Road Traffic (Administration) Regulations 2014

Western Australia

Road Traffic (Administration) Regulations 2014

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Road Traffic (Administration) Regulations 2014

Part 1 — Preliminary

1. Citation

These regulations are the *Road Traffic (Administration) Regulations 2014*.

2. Commencement

These regulations come into operation on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Term used: section

In these regulations, unless the contrary intention appears — *section* means section of the Act.

Part 2 — Matters prescribed for terms used in road laws

4. Power assisted pedal cycles

- (1) In this regulation
 - *pedalec* means a vehicle that meets the standard of the European Committee for Standardization entitled EN 15194:2009 or EN 15194:2009+A1:2011 Cycles Electrically power assisted cycles EPAC Bicycles.
- (2) For the definition of *power assisted pedal cycle* in section 4, the amount of power is
 - (a) for a pedalec 250 W; and
 - (b) for any other kind of power assisted pedal cycle 200 W.

Part 3 — Information

5. Information to be disclosed by Commissioner of Police to CEO: s. 12(4)(d)

For section 12(4)(d), the information is —

- [(a) deleted]
- (b) the details of a charge for any offence, whether relating to a road traffic matter or any other matter, against a person who has applied for or holds a licence or permit under the *Motor Vehicle Drivers Instructors Act 1963*.

[Regulation 5 amended: SL 2020/91 r. 4 and 5.]

6. Exchange of information between CEO and other authorities

For paragraph (d) of the definition of *relevant authority* in section 13A(1), the person is Austroads Limited (ACN 136 812 390), registered under the *Corporations Act 2001* (Commonwealth).

7. Disclosure of information to prescribed persons

- (1) In this regulation
 - **APS employee** has the meaning given in the *Public Service Act 1999* (Commonwealth) section 7.
- (2) For the definition of *prescribed person* in section 14(1), the persons, and classes of person, are
 - (a) the Chairperson of ASIC, as defined in the *Australian Securities and Investments Commission Act 2001* (Commonwealth) section 5(1), or a staff member, as defined in that subsection, nominated by the Chairperson to the CEO;
 - (aa) the Commissioner, as defined in the *Australian Federal Police Act 1979* (Commonwealth) section 4(1), or an

- AFP employee, as defined in that section, nominated by the Commissioner to the CEO:
- (ab) the Australian Border Force Commissioner, appointed under the *Australian Border Force Act 2015* (Commonwealth) section 11(1) (*ABF Commissioner*), or an Immigration and Border Protection worker, as defined in section 4(1) of that Act, nominated by the ABF Commissioner to the CEO;
- (ac) the Comptroller-General of Customs, referred to in the *Australian Border Force Act 2015* (Commonwealth) section 11(3), or an Immigration and Border Protection worker, as defined in section 4(1) of that Act, nominated by the Comptroller-General to the CEO;
- (ad) the Chief of the Defence Force, appointed under the *Defence Act 1903* (Commonwealth) section 12(1) (*Chief of Defence*), or an officer of the Defence Force, as defined in section 4(1) of that Act, nominated by the Chief of Defence to the CEO;
- (b) the Inspector-General, as defined in the *Bankruptcy Act 1966* (Commonwealth) section 5(1), or an APS
 employee whose duties include supporting the
 Inspector-General in the performance of his or her
 functions, or in the exercise of his or her powers, under
 that Act nominated by the Inspector-General to the
 CEO;
- [(c) deleted]
- (d) the Registrar, as defined in the *Child Support* (*Registration and Collection*) *Act 1988* (Commonwealth) section 4(1), or an officer or employee of the department of the Commonwealth public service principally assisting the Commonwealth Minister in the administration of that Act, nominated by the Registrar to the CEO;

- (e) the Electoral Commissioner, as defined in the *Commonwealth Electoral Act 1918* (Commonwealth) section 4(1), or a member of the staff mentioned in section 29 of that Act nominated by the Electoral Commissioner to the CEO;
- (f) the Commissioner, as defined in the *Corruption, Crime* and *Misconduct Act 2003* section 3(1), or another officer of the Commission, as defined in that subsection, nominated by the Commissioner to the CEO;
- (g) the person appointed Vice-Chancellor under the *Curtin University Act 1966* section 14(1), or any member of the staff of Curtin University nominated by the Vice-Chancellor to the CEO;
- [(h) deleted]
 - (i) the person appointed Vice-Chancellor under the *Edith Cowan University Act 1984* section 30(1), or another member of the staff, as defined in section 3(1) of that Act, nominated by the Vice-Chancellor to the CEO;
 - (j) the Electoral Commissioner, as defined in the *Electoral Act 1907* section 4(1), or a person employed in the Western Australian Electoral Commission nominated by the Electoral Commissioner to the CEO;
 - (k) the FES Commissioner, as defined in the *Fire and Emergency Services Act 1998* section 3, or another member of staff, as defined in that section, nominated by the FES Commissioner to the CEO;
 - (1) the Chief Executive Centrelink, as defined in the *Human Services (Centrelink) Act 1997* (Commonwealth) section 3, or a Departmental employee, as defined in that section, nominated by the Chief Executive Centrelink to the CEO;
- [(m) deleted]
- (n) a CEO, as defined in the *Local Government Act 1995* section 1.4 (*LG CEO*), of a local government or an

- employee as defined in that section employed by that local government and nominated by the LG CEO to the CEO;
- (o) the Vice-Chancellor, as defined in the *Murdoch University Act 1973* section 3(1), or any member of the staff of Murdoch University nominated by the Vice-Chancellor to the CEO;
- (p) a CEO, as defined in the *Port Authorities Act 1999* section 3(1) (*PA CEO*), of a port authority or a member of staff, as defined in that subsection, of that port authority nominated by the PA CEO to the CEO;
- (q) the chief executive officer of an agency, as defined in the *Public Sector Management Act 1994* section 3(1), or a person employed in that agency nominated by the chief executive officer to the CEO;
- (r) an Agency Head, as defined in the *Public Service*Act 1999 (Commonwealth) section 7, or an APS
 employee of the Agency Head's Agency nominated by
 the Agency Head to the CEO;
- (s) the Commissioner, as defined in the *Taxation*Administration Act 1953 (Commonwealth) section 2(1),
 or a member of the staff mentioned in section 4A of that
 Act nominated by the Commissioner to the CEO;
- (t) the person appointed Vice-Chancellor under the *University of Western Australia Act 1911* section 27, or any member of the staff of the University of Western Australia nominated by the Vice-Chancellor to the CEO;
- (ta) the person designated as general manager under the Western Australian Sports Centre Trust Act 1986 section 12(1), or a person appointed or employed under section 11(1) of that Act nominated by the general manager to the CEO;

- (u) a registered liquidator appointed under the *Corporations Act 2001* (Commonwealth) section 472(1) or a liquidator appointed under section 489EC(1) of that Act;
- (v) a registered trustee of the estate of a bankrupt appointed under the *Bankruptcy Act 1966* (Commonwealth);
- (w) the Commissioner (however designated) of the police force of another State or of the Northern Territory, or another officer of that police force nominated by the Commissioner of that police force to the CEO;
- (x) the chief executive officer (however designated) of a department of another State, the Australian Capital Territory or the Northern Territory, or a person employed in that department nominated by the chief executive officer of that department to the CEO;
- (y) a chief executive officer (however designated) of a local government or local government council in another State or in the Northern Territory, or an employee employed by that local government or local government council, nominated by the chief executive officer of that local government or local government council to the CEO.
- (3) A person mentioned in subregulation (2)(a) to (y) whose nomination to the CEO is revoked is, when the revocation takes effect, no longer a person prescribed for the purposes of the definition of *prescribed person* in section 14(1).
- (4) A nomination under subregulation (2) must be in writing signed by the person making the nomination.
 - [Regulation 7 amended: Gazette 26 Jun 2015 p. 2274; 29 Mar 2019 p. 973-5; 31 Dec 2019 p. 4687.]

8A. Authorised purposes for disclosure of information to prescribed persons

(1) In this regulation —

Department of the Premier and Cabinet means the department of the Public Service principally assisting the Premier;

digital identity exchange means an automated system for the transfer of information including between —

- (a) a person seeking verification of information about a person; and
- (b) a person verifying the information mentioned in paragraph (a);

relevant information, of a person, means the following information in relation to the person from their permit information, driver's licence information or vehicle licence information —

- (a) name, including any previous names;
- (b) date of birth;
- (c) email address:
- (d) phone number;
- (e) the latest date and time that the information mentioned in paragraphs (a) to (d) was updated;

relying chief executive officer means a chief executive officer of an agency, as defined in the *Public Sector Management Act 1994* section 3(1), seeking verification of information about a person.

- (2) For paragraph (c) of the definition of *authorised purpose* in section 14(1), the following are purposes
 - (a) in relation to the chief executive officer of the Department of the Premier and Cabinet, or a nominated employee, prescribed under regulation 7(2)(q) to verify and disclose a person's relevant information to a

- relying chief executive officer through a digital identity exchange;
- (b) in relation to the Secretary of the Attorney-General's Department of the Commonwealth, prescribed under regulation 7(2)(r) to verify the authenticity of a driver's licence or learner's permit using the national Document Verification Service.

[Regulation 8A inserted: SL 2021/203 r. 4; amended: SL 2023/166 r. 4.]

8. Disclosure of written-off vehicle register information

(1) In this regulation —

corresponding WOVR means a register (however described), that is established and maintained under a law of another jurisdiction corresponding to the Road Traffic (Vehicles) Regulations 2014 Part 7;

identifier has the meaning given in the *Road Traffic (Vehicles) Regulations 2014* regulation 3;

WOVR means the register mentioned in the *Road Traffic* (Vehicles) Regulations 2014 regulation 156.

- (2) For the definition of *prescribed person* in section 14(1), the persons, and classes of person, are
 - (a) a member of the public;
 - (b) the Commissioner as defined in the *Fair Trading Act 2010* section 6.
- (3) For paragraph (c) of the definition of *authorised purpose* in section 14(1), in relation to a prescribed person mentioned in subregulation (2), a purpose is to provide public access to these kinds of vehicle licence information
 - (a) whether a particular vehicle, or a particular identifier, is or has ever been registered in the WOVR;

- (b) if not, whether, to the knowledge of the CEO, the vehicle or the identifier is registered in a corresponding WOVR;
- (c) if the vehicle or the identifier is registered in the WOVR or a corresponding WOVR, whether it is registered as a repairable write-off, as mentioned in the *Road Traffic* (*Vehicles*) *Regulations 2014* regulation 151, or as a statutory write-off, as mentioned in regulation 150 of those regulations.

9A. Use of information: s. 143A(1)(d)

For section 143A(1)(d), information may be used for the purpose of inserting advertising material into an envelope that is used to send a document about a driver's licence or vehicle licence.

[Regulation 9A inserted: Gazette 12 Jun 2015 p. 2041.]

Part 4 — Other jurisdictions

- 9. Effect of directions etc., administrative actions of other jurisdictions: s. 18
 - In this regulation (1)

HVNL means the Heavy Vehicle National Law, set out in the Schedule to the Heavy Vehicle National Law Act 2012 (Queensland).

- For section 18(2) (2)
 - a thing done, given or issued in another jurisdiction under a provision of the HVNL or another law mentioned in column 1 of the Table is recognised if, at the time the thing was done, given or issued, the provision applied as a law of that jurisdiction; and
 - the effect of the recognition for the purposes of a road (b) law is set out opposite in column 2 of the Table.

Table

Provision of HVNL or other law	Effect of recognition
HVNL s. 513(1) — direction to stop vehicle (to exercise powers) Traffic Regulations (Northern Territory) r. 25(1)(a) — direction to stop the vehicle (if breach of loading requirements)	Has effect as if it were a direction given under the <i>Road Traffic</i> (<i>Administration</i>) <i>Act 2008</i> s. 39(2)(a)

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Provision of HVNL or other law	Effect of recognition
HVNL s. 514(1) — direction to not move vehicle (to exercise powers)	Has effect as if it were a direction given under the <i>Road Traffic</i> (<i>Administration</i>) <i>Act 2008</i> s. 39(2)(b)
HVNL s. 516(1) — direction to move vehicle (to exercise powers)	Has effect as if it were a direction given under the <i>Road Traffic</i> (<i>Administration</i>) <i>Act 2008</i> s. 40(2)
HVNL s. 517(2) — direction to move vehicle (harm or obstruction) Traffic Regulations (Northern Territory) r. 25(1)(b) to (e) — direction about insecure loads to avoid or minimise harm	Has effect as if it were a direction given under the Road Traffic (Administration) Act 2008 s. 41(2)
HVNL s. 524(2) or (3) — direction to leave vehicle	Has effect as if it were a direction given under the <i>Road Traffic</i> (Administration) Act 2008 s. 42(2) or (3)

Provision of HVNL or other law	Effect of recognition
HVNL s. 526 — vehicle defect notice Motor Vehicles Act (Northern Territory) s. 128A(6) — defect notice	Has effect as if it were a defect notice issued under the <i>Road Traffic (Vehicles)</i> Act 2012 s. 71(1)
HVNL s. 533(2) — direction to rectify, move vehicle (minor risk breach)	Has effect as if it were a direction given under the <i>Road Traffic (Vehicles)</i> Act 2012 s. 63(2) or (3)
HVNL s. 533(4) — authorisation to continue journey	Has effect as if it were an authorisation given under the <i>Road Traffic (Vehicles)</i> Act 2012 s. 67(2)
HVNL s. 534(2) — direction about moving vehicle (substantial risk breach)	Has effect as if it were a direction given under the <i>Road Traffic (Vehicles)</i> Act 2012 s. 64(2) or (5)
HVNL s. 535(2) — direction about moving vehicle (severe risk breach)	Has effect as if it were a direction given under the <i>Road Traffic (Vehicles)</i> Act 2012 s. 65(3) or (5)
HVNL s. 568(2) — requirement for driver to produce thing	Has effect as if it were a direction given under the <i>Road Traffic</i> (Administration) Act 2008 s. 56(1)

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Provision of HVNL or other law	Effect of recognition
HVNL s. 569(1) — requirement for responsible person to produce document	Has effect as if it were a direction given under the Road Traffic (Administration) Act 2008 s. 56(1)
HVNL s. 570(1) — requirement to give information about heavy vehicle	Has effect as if it were a direction given under the <i>Road Traffic</i> (<i>Administration</i>) <i>Act 2008</i> s. 57(1)
HVNL s. 572(2) — improvement notice	Has effect as if it were an improvement notice given under the <i>Road Traffic</i> (Vehicles) Act 2012 s. 78(1)
HVNL s. 574 — notice of amendment to improvement notice	Has effect as if it were a notice of amendment to an improvement notice given under the <i>Road Traffic</i> (Vehicles) Act 2012 s. 81
HVNL s. 576 — clearance certificate	Has effect as if it were a clearance certificate issued under the <i>Road Traffic</i> (Vehicles) Act 2012 s. 83

10. Effect of orders of courts, tribunals of other jurisdictions: s. 19

- (1) In this regulation —
 - HVNL means the Heavy Vehicle National Law, set out in the Schedule to the Heavy Vehicle National Law Act 2012 (Queensland).
- (2) For the definition of *order* in section 19(1), the orders are those made
 - by a court or tribunal of another jurisdiction in which the (a) HVNL applies as a law of that jurisdiction; and
 - under a provision of the HVNL mentioned in column 1 (b) of the Table and described in column 2 of the Table.

Table

Tuble		
HVNL provision	Description of order	
HVNL s. 597	Commercial benefits penalty order	
HVNL s. 598(2)	Order cancelling or suspending vehicle registration	
HVNL s. 598(3)	Order disqualifying person from applying for vehicle registration	
HVNL s. 600(1)	Supervisory intervention order	
HVNL s. 607(1)	Prohibition order	
HVNL s. 611(1)	Compensation order	

Part 5 — Wardens

Division 1 — General

11. No use of force against a person

Nothing in these regulations authorises a warden to use force against a person.

Division 2 — Warden functions for persons authorised by CEO

12. Transport warden's functions and powers

(1) For section 22, a transport warden can perform the functions relating to the provisions of the road laws mentioned in column 1 of the Table and described in column 2 of the Table.

Table

Road law provision	Description
Road Traffic (Administration) Act 2008 s. 32	Direction to give personal details
Road Traffic (Administration) Act 2008 s. 33	Direction to produce driver's licence document, learner's permit
Road Traffic (Administration) Act 2008 s. 34	Request information to identify driver, person in charge of a vehicle
Road Traffic (Administration) Act 2008 s. 39	Direction to stop vehicle, not move or interfere with vehicle or load

Road law provision	Description
Road Traffic (Administration) Act 2008 s. 52(2)(b) and for that purpose s. 52(3) and (4) but not s. 52(5)(c) or (d)	Inspect vehicle for defect
Road Traffic (Administration) Act 2008 s. 75	Give several, further directions
Road Traffic (Administration) Act 2008 s. 79	Serve infringement notices for offences prescribed for the purposes of s. 79 and mentioned in regulation 25
Road Traffic (Vehicles) Act 2012 s. 71	Issue defect notice and directions
Road Traffic (Authorisation to Drive) Regulations 2014 r. 63(b)	Direction to produce official document as evidence of another jurisdiction's authorisation to drive
Road Traffic (Vehicles) Regulations 2014 r. 42(2)	Require a vehicle licence of Class B or C vehicle to be produced for inspection
Road Traffic (Vehicles) Regulations 2014 r. 49	Require a non-current vehicle licence to be delivered up
Road Traffic (Vehicles) Regulations 2014 r. 122	Seizure of number plates

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Road law provision	Description
Road Traffic (Vehicles) Regulations 2014 r. 124(1) and (3)	Seizure of imitation plates and service of notice about disposal
Road Traffic (Vehicles) Regulations 2014 r. 140	Seizure of trade plates
Road Traffic (Vehicles) Regulations 2014 r. 476	Require a document as evidence of Minister's declaration or CEO exemption to be produced for inspection

- (2) For section 24(1)(a), a transport warden has, in relation to a function under a provision of a road law mentioned in the Table to subregulation (1), the powers conferred under the provision on a police officer in relation to the function.
- (3) For section 24(1)(b), a reference to a police officer in a provision of a road law mentioned in the Table to subregulation (1) is to be read as including a transport warden.
- (4) However, in performing a function mentioned in section 52(2)(b), a transport warden does not have the powers conferred under section 45 on a police officer.

13. Transport inspection wardens

(1) For section 22, a transport inspection warden can perform the functions relating to the provisions of the road laws mentioned in column 1 of the Table and described in column 2 of the Table.

Table

Road law provision	Description	
Road Traffic (Administration) Act 2008 s. 32	Direction to give personal details	
Road Traffic (Administration) Act 2008 s. 33	Direction to produce driver's licence document, learner's permit	
Road Traffic (Administration) Act 2008 s. 34	Request information to identify driver, person in charge of a vehicle	
Road Traffic (Administration) Act 2008 Pt. 4 Div. 3	Directions to stop, move or leave vehicles	
Road Traffic (Administration) Act 2008 s. 45	Moving unattended vehicles to exercise powers under Pt. 4 Div. 5 but not s. 55	
Road Traffic (Administration) Act 2008 Pt. 4 Div. 5 but not s. 55	Inspection of vehicles and premises, search of vehicles but not premises for MDLR compliance purposes or defect	
Road Traffic (Administration) Act 2008 Pt. 4 Div. 6 but not in relation to s. 55	Other directions in relation to MDLR compliance purposes (but not search of premises powers)	

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Division 2 Warden functions for persons authorised by CEO

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Road law provision	Description	
Road Traffic (Administration) Act 2008 s. 75	Give several, further directions	
Road Traffic (Administration) Act 2008 s. 79	Serve infringement notices for offences prescribed for the purposes of s. 79 and mentioned in regulation 26	
Road Traffic (Vehicles) Act 2012 s. 34(2)(b)	Direct production of copy of permit for modification	
Road Traffic (Vehicles) Act 2012 s. 41(2)(b)	Direct production of copy of permit for access approval	
Road Traffic (Vehicles) Act 2012 Pt. 5 Div. 4	Determining categories of loading requirement breaches	
Road Traffic (Vehicles) Act 2012 Pt. 6 Div. 2	Directions for breaches of mass, dimension or loading requirements	
Road Traffic (Vehicles) Act 2012 s. 71	Issue defect notice and directions	
Road Traffic (Authorisation to Drive) Regulations 2014 r. 63(b)	Direction to produce official document as evidence of another jurisdiction's authorisation to drive	
Road Traffic (Vehicles) Regulations 2014 r. 42(2)	Require a vehicle licence of Class B or C vehicle to be produced for inspection	

Road law provision	Description	
Road Traffic (Vehicles) Regulations 2014 r. 49	Require a non-current vehicle licence to be delivered up	
Road Traffic (Vehicles) Regulations 2014 r. 122	Seizure of number plates	
Road Traffic (Vehicles) Regulations 2014 r. 124(1) and (3)	Seizure of imitation plates and service of notice about disposal	
Road Traffic (Vehicles) Regulations 2014 r. 140	Seizure of trade plates	
Road Traffic (Vehicles) Regulations 2014 r. 454X	Direct production of heavy vehicle pilot licence	
Road Traffic (Vehicles) Regulations 2014 r. 476	Require a document as evidence of Minister's declaration or CEO exemption to be produced for inspection	

- (2) For section 24(1)(a), a transport inspection warden has, in relation to a function under a provision of a road law mentioned in the Table to subregulation (1), the powers conferred under the provision on a police officer in relation to the function.
- (3) For section 24(1)(b), a reference to a police officer in a provision of a road law mentioned in the Table to subregulation (1) is to be read as including a transport inspection warden.
- (4) Subregulation (3) is subject to section 72. [Regulation 13 amended: Gazette 15 Nov 2016 p. 5077.]

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Division 2 Warden functions for persons authorised by CEO

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14. Transport investigation wardens

(1) For section 22, a transport investigation warden can perform the functions relating to the provisions of the road laws mentioned in column 1 of the Table and described in column 2 of the Table.

Table

Road law provision	Description
Road Traffic Act 1974 s. 102	Request copy of towing arrangement
Road Traffic (Administration) Act 2008 Pt. 4	Enforcement of road laws
Road Traffic (Administration) Act 2008 s. 79	Serve infringement notices for offences prescribed for the purposes of s. 79 and mentioned in regulation 26 or 26A
Road Traffic (Vehicles) Act 2012 s. 34(2)(b)	Direct production of copy of permit for modification
Road Traffic (Vehicles) Act 2012 s. 41(2)(b)	Direct production of copy of permit for access approval
Road Traffic (Vehicles) Act 2012 Pt. 5 Div. 4	Determining categories of loading requirement breaches
Road Traffic (Vehicles) Act 2012 Pt. 6 Div. 2	Directions for breaches of mass, dimension or loading requirements

Road law provision	Description	
Road Traffic (Vehicles) Act 2012 s. 71	Issue defect notice and directions	
Road Traffic (Authorisation to Drive) Regulations 2014 r. 63(b)	Direction to produce official document as evidence of another jurisdiction's authorisation to drive	
Road Traffic (Vehicles) Regulations 2014 r. 42(2)	Require a vehicle licence of Class B or C vehicle to be produced for inspection	
Road Traffic (Vehicles) Regulations 2014 r. 49	Require a non-current vehicle licence to be delivered up	
Road Traffic (Vehicles) Regulations 2014 r. 122	Seizure of number plates	
Road Traffic (Vehicles) Regulations 2014 r. 124(1) and (3)	Seizure of imitation plates and service of notice about disposal	
Road Traffic (Vehicles) Regulations 2014 r. 140	Seizure of trade plates	
Road Traffic (Vehicles) Regulations 2014 r. 454X	Direct production of heavy vehicle pilot licence	
Road Traffic (Vehicles) Regulations 2014 r. 476	Require a document as evidence of Minister's declaration or CEO exemption to be produced for inspection	

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Division 3 Warden functions for persons authorised by Commissioner of

Police

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- (2) For section 24(1)(a), a transport investigation warden has, in relation to a function under a provision of a road law mentioned in the Table to subregulation (1), the powers conferred under the provision on a police officer in relation to the function.
- (3) For section 24(1)(b), a reference to a police officer in a provision of a road law mentioned in the Table to subregulation (1) is to be read as including a transport investigation warden.
- (4) Subregulation (3) is subject to section 72.

[Regulation 14 amended: Gazette 15 Nov 2016 p. 5077; SL 2020/231 r. 4.]

15. Wardens who can commence certain prosecutions

For sections 22 and 105(2)(b), a transport warden, a transport inspection warden and a transport investigation warden can perform the function of commencing a prosecution for an offence under a road law other than an offence to which section 105(1) applies.

[Regulation 15 amended: SL 2020/231 r. 5.]

Division 3 — Warden functions for persons authorised by Commissioner of Police

16. Crossing attendant warden's powers

(1) In this regulation —

crossing attendant warden means a person who is authorised by the Commissioner of Police under section 23 to perform one or more of the functions relating to the control of vehicles and pedestrians at children's crossings and pedestrian crossings.

(2) For section 24(1)(a), a crossing attendant warden has, in relation to the warden's functions, the powers conferred on a police officer under the *Road Traffic Code 2000* regulations 272(1) and 273(1) and (2).

Warden functions for persons authorised by Commissioner of Police

Division 3

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(3) For section 24(1)(b), a reference in the *Road Traffic Code 2000* regulation 272(1) or 273(1), (3) or (4) to a police officer is to be read as including a crossing attendant warden.

17. Traffic escort wardens

(1) In this regulation —

traffic escort warden means a person who is authorised by the Commissioner of Police under section 23 to perform one or more of the functions relating to the escort and movement of oversize vehicles.

(2) For section 24(1)(a), a traffic escort warden has, in relation to the warden's functions, the powers conferred on a police officer under a provision of a road law mentioned in the Table.

Table

Road law provision	Description	
Road Traffic (Administration) Act 2008 s. 32	Direction to give personal details	
Road Traffic (Administration) Act 2008 s. 33	Direction to produce driver's licence document, learner's permit	
Road Traffic (Administration) Act 2008 s. 39	Direction to stop vehicle, not move or interfere with vehicle or load	
Road Traffic (Administration) Act 2008 s. 75	Give several, further directions	
Road Traffic (Vehicles) Act 2012 s. 34(2)(b)	Direct production of copy of permit for modification	

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Division 3 Warden functions for persons authorised by Commissioner of

Police

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Road law provision	Description	
Road Traffic (Vehicles) Act 2012 s. 41(2)(b)	Direct production of copy of permit for access approval	
Road Traffic (Vehicles) Regulations 2014 r. 454X	Direct production of heavy vehicle pilot licence	

- (3) For section 24(1)(b), the following references to a police officer are to be read as including a traffic escort warden
 - (a) a reference to a police officer in a provision of a road law mentioned in the Table to subregulation (2);
 - (b) a reference to a police officer in the *Road Traffic Code 2000* regulation 272(1), 273(1), (3) or (4) or 282(1);
 - (c) a reference to a police officer in paragraph (a) of the definition of *escort vehicle* in the *Road Traffic* (*Vehicles*) *Regulations 2014* regulation 3;
 - (d) a reference to a police officer in the *Road Traffic* (*Vehicles*) *Regulations 2014* regulation 452(2) or 454X.

[Regulation 17 amended: Gazette 15 Nov 2016 p. 5077.]

18. Commissioner of Police parking wardens

(1) In this regulation —

parking warden means a person who is authorised by the Commissioner of Police under section 23 to perform one or more of the functions prescribed by subregulation (2).

- (2) For section 23(c), the functions of a parking warden are
 - (a) to enforce the provisions of the *Road Traffic Code 2000* that are mentioned in the Table; and
 - (b) to serve infringement notices for offences prescribed for the purposes of section 79 and mentioned in the Table.

Wardens

Part 5

Warden functions for persons authorised by Commissioner of Police

Division 3

r. 18

Table

Road Traffic Code 2000 provision	Description
r. 133	Driving along or into bus lane
r. 133A(1)	Driving along or into busway
r. 140	No stopping signs
r. 141	No parking signs
r. 142	No stopping on carriageway with yellow edge line
r. 143	Prohibited stopping places
r. 144	Stopping on or near children's crossing or pedestrian crossing
r. 145	Stopping on or near marked foot crossing
r. 147	Stopping on or near level crossing
r. 148	Stopping on clearway
r. 149	Stopping on freeway
r. 157	Stopping in bus lane, transit lane, truck lane or bicycle lane
r. 159	Double parking
r. 163	Stopping near fire hydrant

Road Traffic (Administration) Regulations 2014

Part 5 Wardens

Division 3 Warden functions for persons authorised by Commissioner of

Police

r. 18

Road Traffic Code 2000 provision	Description
r. 133	Driving along or into bus lane
r. 133A(1)	Driving along or into busway
r. 164	Stopping at or near bus stop

- (3) For section 24(1)(a), a parking warden has, in relation to a function, the powers conferred on a police officer under section 46, 49 or 79 in relation to the function.
- (4) For section 24(1)(b), a reference to a police officer in section 46, 49 or 79 is to be read as including a parking warden.

[Regulation 18 amended: Gazette 20 Sep 2016 p. 3984; SL 2021/53 r. 4.]

Part 6 — Enforcement of road laws

Division 1 — Entry warrants

19. Form of entry warrant

For section 65(3), the form of a warrant authorising entry to premises is set out in Schedule 1.

Division 2 — Embargo notices

20. Particulars for embargo notice

For section 71(3)(a), an embargo notice must contain all of these —

- (a) a description of the record, device or other thing seized;
- (b) the name and contact details of the police officer issuing the notice;
- (c) the name of the person on whom the notice is served or a statement that a copy of the notice is affixed to the record, device or thing in accordance with section 71(4)(b);
- (d) the date on which the notice is issued.

Part 7 — Infringement notices

21. Infringement notice offences and penalties: Road Traffic (Administration) Act 2008

An offence under a provision of the *Road Traffic* (*Administration*) *Act 2008* that is mentioned in the Table is prescribed for section 79 and the number of PU set out in the Table opposite the provision is, for section 79, prescribed to be the amount of the penalty for the offence if dealt with under Part 5 Division 1 of that Act.

Table

Provision of Road Traffic (Administration) Act 2008	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 33(2)	Failure to produce driver's licence document, learner's permit on direction	1
s. 36(2)(a)	Obtaining or applying for a driver's licence while disqualified	15
s. 36(2)(g)	Lending or allowing another person to use a driver's licence document, vehicle licence or number plate or label	15

Provision of Road Traffic (Administration) Act 2008	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 44	Failure to comply with direction under s. 39, 40, 41 or 42	12
s. 47(2)	Parking on land not a road without authority	1
s. 47(4)	Failure to comply with direction under s. 47(3)	1
s. 61C(4)	Failure to comply with direction under s. 61C(1)	5
s. 61D(2)	Failure to comply with direction under s. 61D(1)	5
s. 61D(3)	Providing false or misleading information in purported compliance with direction under s. 61D(1)	10
s. 61E(3)	Failure to comply with direction under s. 61E(1)	5

r. 21A

Provision of Road Traffic (Administration) Act 2008	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 71(5A)	Acting in contravention of RTA Part 6A embargo notice	10
s. 71(7A)	Failure to prevent action in contravention of RTA Part 6A embargo notice	10
s. 140(4)	Failure to comply with a notice under s. 140(2)	2

[Regulation 21 amended: Gazette 26 May 2017 p. 2637; SL 2020/231 r. 6.]

21A. Infringement notice offences and penalties: Road Traffic (Authorisation to Drive) Act 2008

An offence under the *Road Traffic (Authorisation to Drive) Act 2008* section 7(2) (possessing a driver's licence that is void because of section 7(1) of that Act) is prescribed for section 79, and 10 PU is prescribed to be the amount of the penalty for the offence if dealt with under the *Road Traffic (Administration) Act 2008* Part 5 Division 1.

[Regulation 21A inserted: Gazette 26 May 2017 p. 2637.]

22. Infringement notice offences and penalties: Road Traffic (Vehicles) Act 2012

(1) An offence under a provision of the *Road Traffic (Vehicles)*Act 2012 that is mentioned in the Table is prescribed for section 79 and the number of PU set out in the Table opposite the provision is, for section 79, prescribed to be the amount of the penalty for the offence if dealt with under the *Road Traffic (Administration) Act 2008* Part 5 Division 1.

Table

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 4(2)	Using on a road a light vehicle that does not have the requisite, or a current, licence	5
s. 8(2)	Failure to deliver licence document and number plates as demanded by CEO	2
s. 8(3)	Using a licence document or number plates demanded by CEO	2

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 10(1)	Failure of former owner of vehicle to give CEO written notice of new owner's details and return licence document and number plates if applicable	2
s. 10(2)	Failure of new owner of vehicle to give CEO written notice of new owner	2
s. 10(6)	Failure to apply for transfer of a vehicle licence within 28 days after issue of notice under s. 10(3)(b)	2
s. 29(1)	Breach of mass requirement relating to heavy vehicle — mass up to 30% in excess of maximum permitted mass	The same number of PU set out in the Table to the Road Traffic (Vehicles) Act 2012 s. 30(1) for the minimum fine for the offence

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 29(1)	Breach of mass requirement relating to light vehicle	The same number of PU set out in the Table to the Road Traffic (Vehicles) Act 2012 s. 30(2) for the minimum fine for the offence
s. 29(1)	Breach of a loading requirement that is a minor risk breach	2
s. 29(1)	Breach of a dimension requirement that is a minor risk breach	The same number of PU as the fine for the minimum penalty for the offence under the Road Traffic (Vehicles) Act 2012 s. 30(3)(b)

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 29(1)	Breach of a loading or dimension requirement that is a substantial risk breach	The same number of PU as the fine for the minimum penalty for the offence under the Road Traffic (Vehicles) Act 2012 s. 30(3)(c)
s. 29(1)	Breach of a loading or dimension requirement that is a severe risk breach	The same number of PU as the fine for the minimum penalty for the offence under the Road Traffic (Vehicles) Act 2012 s. 30(3)(d)
s. 34(2)	Driver to carry, produce permit for mass or dimension modification	2

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 36(1)	Failure to comply with provision of order or permit for mass or dimension modification other than about a road on which the vehicle can or cannot be driven	The same number of PU as the fine for the minimum penalty for the offence under par. (b) of the penalty provision in the <i>Road Traffic</i> (Vehicles) Act 2012 s. 36(1)
s. 39(1)	Complying restricted access vehicle on road without access approval	The same number of PU as the fine for the minimum penalty for the offence under the Road Traffic (Vehicles) Act 2012 s. 39(1)
s. 39(3)	Failure to comply with an order or permit giving access approval	The same number of PU as the fine for the minimum penalty for the offence under the Road Traffic (Vehicles) Act 2012 s. 39(3)

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 41(2)	Driver to carry, produce permit giving access approval	2
s. 66	Failure to comply with direction under s. 63(2) or (3) or 64(2) or (5)	20
s. 73(2)(a), (b) and (c)	Offences relating to defect notices, copies, stickers	8
s. 75(1)	Vehicle driven not in accordance with applicable defect notice	12
s. 75(3)	Failure to comply with a direction under s. 71(2)	12
s. 86(1)(a) and (b)	Failure by responsible entity to provide container weight declaration to responsible person, drivers	5

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 87(1)	Failure by responsible person to provide container weight declaration to drivers	5
s. 87(2)	Failure by responsible person to provide container weight declaration to other carrier	5
s. 88(1)	Driving without complying container weight declaration	5
s. 88(2)	Failure to keep container weight declaration accessible from vehicle	5
s. 103(1)	Weight of freight container exceeds maximum gross weight for container: consignor's duties	10

Provision of Road Traffic (Vehicles) Act 2012	Description of offence, circumstances	Penalty if dealt with by infringement notice (PU)
s. 104(1)	Weight of freight container exceeds maximum gross weight for container: packer's duties	10

(2) For section 81(2)(a), the prescribed transfer fee is the fee that a court would have to order a person to pay under the *Road Traffic (Vehicles) Act 2012* section 10(7)(a) if the person were convicted of the offence.

[Regulation 22 amended: Gazette 26 May 2017 p. 2638.]

23. Infringement notice offences and penalties: *Road Traffic Act 1974*

- (1) In this regulation
 - novice driver (type 1A) has the meaning given in the Road Traffic (Authorisation to Drive) Regulations 2014 regulation 4(2).
- (2) An offence under a provision of the *Road Traffic Act 1974* that is mentioned in the Table is prescribed for section 79 and the number of PU set out in the Table opposite the provision is, for section 79, prescribed to be the amount of the penalty for the offence if dealt with under the *Road Traffic (Administration) Act 2008* Part 5 Division 1.

Table

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 49(1)	Driving while not authorised under the Road Traffic (Authorisation to Drive) Act 2008 Pt. 2 — in these circumstances — (a) the offence is not committed by a novice driver (type 1A) between midnight and the following 5 a.m.; and	2
	(b) the <i>Road Traffic</i> Act 1974 s. 49(3) does not apply	

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 49(1)	Driving while not authorised under the Road Traffic (Authorisation to Drive) Act 2008 Pt. 2 if the offence is committed by a novice driver (type 1A) between midnight and the following 5 a.m.	4
s. 50A(1)	Failure to carry or produce document to do with authorisation other than Australian driver licence	1
s. 50A(2)	Holder of foreign country's driver's licence failing to comply with condition of licence	1
s. 54(6)	Driver involved in incident occasioning bodily harm failing to give name and address	10

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 55(1)	Driver in incident occasioning property damage failing to stop after incident	10
s. 55(4)	Driver in incident occasioning property damage failing to give name and address	10
s. 62	Careless driving	6
s. 62B(1)	Providing driving instruction to a learner driver while having a blood alcohol content of or above 0.05 g of alcohol per 100 mL of blood	15
s. 62B(4)	Providing driving instruction to a learner driver while having any blood alcohol content where the instructor is a person described in the <i>Road Traffic Act 1974</i> s. 62B(2)	15

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 62B(5)	Providing driving instruction to a learner driver in respect of a motor vehicle that has a GCM that is 22.5 tonnes or more while having any blood alcohol content	15
s. 62C(1)	Providing driving instruction to a learner driver while a prescribed illicit drug is present in the instructor's oral fluid or blood	15
s. 64AA	A first offence of driving or attempting to drive a motor vehicle while having a blood alcohol content of or above 0.05 g of alcohol per 100 mL of blood	20

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 64AAA	Driving or attempting to drive a motor vehicle while having any blood alcohol content	8
s. 71BA(3)	Contravening a prohibition notice	12
s. 81F(1)	Obstructing the use of, or misusing, road closed for events	4
s. 81G(2)	Driving a motor vehicle that is a heavy vehicle, on a road, that has a radar detector fitted to, within or on the vehicle	30
s. 81G(2)	Driving a motor vehicle that is not a heavy vehicle, on a road, that has a radar detector fitted to, within or on the vehicle	24
s. 95(1)	Immobilising parked motor vehicle	20

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 97(1)	Towing parked motor vehicle without satisfying requirements	10
s. 97(4)	Controller of premises giving false or misleading information to tow truck driver	10
s. 99(2)	Failure to release vehicle that is being loaded onto tow truck	10
s. 100(2)	Failure to inform person that vehicle will be released on payment of on-site release charge	10
s. 100(3)	Failure to release vehicle on payment of on-site release charge	10
s. 100(4)	Stating amount for on-site release charge that exceeds prescribed maximum	10

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 100(5)	Imposing further towing charges after release of vehicle following payment of on-site release charge	10
s. 101	Failure to tow vehicle by most direct route to approved storage yard	4
s. 102(2)	Failure to give copy of towing arrangement	10
s. 102(4)	Failure to ensure persons are given or have access to towing arrangement	4
s. 103(2)	Failure to release vehicle from storage yard	10
s. 105(1)	Imposing towing charges in excess of prescribed maximum	4
s. 105A(1)	Imposing storage charges in excess of prescribed maximum	4

Provision of Road Traffic Act 1974	Description of offence	Penalty if dealt with by infringement notice (PU)
s. 105E(1)	Detaining parked motor vehicle	10

[Regulation 23 amended: Gazette 25 Nov 2016 p. 5281-2; 26 May 2017 p. 2638; SL 2020/150 r. 4; SL 2020/231 r. 7; SL 2020/262 r. 4; SL 2021/55 r. 4.]

24. Infringement notice offences and penalties: road law regulations

In this regulation — (1)

road law regulation offence means an offence —

- under a provision mentioned in the Table; and (a)
- for which a modified penalty is specified. (b)

Table

Road law regulations	Provision
Road Traffic Code 2000	Pts. 3 to 20 inclusive
Road Traffic (Authorisation to Drive) Regulations 2014	Pts. 2, 3 and 4
Road Traffic (Towing of Vehicles) Regulations 2020	Pt. 2
Road Traffic (Vehicles) Regulations 2014	Pts. 2, 3, 4, 5, 7, 8, 10, 11, 12, 13A, 14 and 16

- (2) A road law regulation offence is prescribed for section 79 and the amount specified as the modified penalty for the offence is, for section 79, prescribed to be the amount of the penalty for the offence if dealt with under the *Road Traffic (Administration)*Act 2008 Part 5 Division 1.
- (3) An offence is not prescribed under subregulation (2) if it is an offence of a kind mentioned in section 85(a)(i), (ii) or (iii).

 [Regulation 24 amended: Gazette 24 Jun 2016 p. 2343;
 15 Nov 2016 p. 5077 SL 2020/231 r. 8.]

25. Offences for which infringement notices may be served by transport wardens

For regulation 12(1) in relation to serving infringement notices for offences prescribed for the purposes of section 79, an offence under a provision of a road law mentioned in the Table is an offence for which an infringement notice may be served by a transport warden.

Table

Road law	Provision
Road Traffic (Administration) Act 2008	s. 33(2) and 44
Road Traffic (Vehicles) Act 2012	s. 4(2) s. 10(1), (2) and (6) s. 73(2)(a), (b) and (c) s. 75(1) and (3)
Road Traffic (Authorisation to Drive) Regulations 2014	r. 63(b)
Road Traffic (Vehicles) Regulations 2014	Pts. 2, 3, 4, 5, 7, 10, 11, 12, 14 and 16

[Regulation 25 amended: Gazette 24 Jun 2016 p. 2343.]

26. Offences for which infringement notices may be served by transport inspection wardens, transport investigation wardens

For regulations 13(1) and 14(1) in relation to serving infringement notices for offences prescribed for the purposes of section 79, an offence under a provision of a road law mentioned in the Table is an offence for which an infringement notice may be served by a transport inspection warden or transport investigation warden.

Table

Road law	Provision
Road Traffic (Administration) Act 2008	s. 33(2), 36(2), 44 and 47(4)
Road Traffic (Vehicles) Act 2012	All the provisions mentioned in the Table to regulation 22(1)
Road Traffic (Authorisation to Drive) Regulations 2014	r. 63(b)
Road Traffic (Vehicles) Regulations 2014	Pts. 2, 3, 4, 5, 7, 8,10, 11, 12, 13A, 14 and 16

[Regulation 26 amended: Gazette 24 Jun 2016 p. 2343; 15 Nov 2016 p. 5077; 26 May 2017 p. 2639.]

26A. Offences for which infringement notices may be served by transport investigation wardens

For regulation 14(1) in relation to serving infringement notices for offences prescribed for the purposes of section 79, an offence under a provision of a road law mentioned in the Table

is an offence for which an infringement notice may be served by a transport investigation warden.

Table

Road law	Provision
Road Traffic Act 1974	s. 95(1), 97(1), 97(4), 99(2), 100(2), 100(3), 100(4), 100(5), 101, 102(2), 102(4), 103(2), 105(1), 105A(1), 105E(1)
Road Traffic (Administration) Act 2008	s. 61C(4), 61D(2), 61D(3), 61E(3), 71(5A), 71(7A)
Road Traffic (Towing of Vehicles) Regulations 2020	Pt. 2

[Regulation 26A inserted: SL 2020/231 r. 9.]

27. Forms of notices

- (1) For section 79, the form of an infringement notice for circumstances other than those mentioned in subregulations (2) to (5) is set out in Schedule 2 Form 1.
- (2) For sections 79 and 81, the form of an infringement notice for an alleged offence under the *Road Traffic (Vehicles) Act 2012* section 10(6) is set out in Schedule 2 Form 2.
- (3) For section 79, the form of an infringement notice that can be addressed to the responsible person for a vehicle under section 86 is set out in Schedule 2 Form 3.
- (4) For section 79, the form of an infringement notice that can be addressed to the responsible person for a vehicle under section 91 or 93 is set out in Schedule 2 Form 4.

- (5) In the case of a notice enclosing photographic evidence that is served under section 98 or 99 that, under section 104(2), is to be regarded as an infringement notice, for section 79 the form is set out in Schedule 2 Form 5.
- (6) For section 83(2), the form of a notice to withdraw an infringement notice is set out in Schedule 2 Form 6.
- (7) For section 101(1), the form of a notice to withdraw a notice under section 98 is set out in Schedule 2 Form 7.
- (8) For section 101(1), the form of a notice to withdraw a notice under section 99 is set out in Schedule 2 Form 8.

28. Officers who may sign notices to withdraw notices

- (1) For section 83(2), a notice to withdraw an infringement notice for an offence under the *Road Traffic Act 1974*, other than an offence under Part 6A of that Act or under the *Road Traffic (Towing of Vehicles) Regulations 2020*, may be signed by a police officer who is, or is acting as, an inspector or an officer of a rank more senior than an inspector.
- (2) For section 101(1), a notice to withdraw a notice under section 98 or 99 for an offence under the *Road Traffic Act 1974*, other than an offence under Part 6A of that Act or under the *Road Traffic (Towing of Vehicles) Regulations 2020*, may be signed by a person mentioned in subregulation (1).
- (3) For section 83(2), a notice to withdraw an infringement notice for an offence under a road law may be signed by
 - (a) a person holding 1 of the following offices in the Driver and Vehicle Services business unit of the agency principally assisting the Minister in the administration of the Act
 - (i) Executive Director, Drivers and Vehicles;
 - (ii) Director, Governance and Intelligence;
 - (iii) Compliance Services Manager;

- (iv) Investigation and Integrity Services Manager;
- (v) Manager, Quality Assurance;
- (vi) Manager, Risk and Business Intelligence;
- (vii) Manager, Risk and Audit;

or

- (b) a person holding 1 of the following offices in the agency principally assisting the Minister in the administration of the *Main Roads Act 1930*
 - (i) Executive Director, Heavy Vehicle Services;
 - (ii) Director, Heavy Vehicle Services;
 - (iii) Manager, Heavy Vehicle Transport Compliance; or
- (c) a police officer who is, or is acting as, an inspector or an officer of a rank more senior than an inspector.
- (4) For section 101(1), a notice to withdraw a notice under section 98 or 99 for an offence under a road law may be signed by a person mentioned in subregulation (3).
- (5) A reference in subregulation (3) or (4) to an offence under a road law does not include an offence under the *Road Traffic Act 1974*, other than an offence under Part 6A of that Act or under the *Road Traffic (Towing of Vehicles) Regulations 2020*.

[Regulation 28 amended: Gazette 25 May 2018 p. 1648-9; SL 2020/231 r. 10.]

29. Infringement notice not to be altered

(1) A person must not alter an infringement notice other than to insert required information in the place indicated on the form of notice for the information.

Penalty: a fine of 4 PU.

- (2) Subregulation (1) does not apply to
 - (a) a police officer; or
 - (b) a warden whose functions include serving infringement notices.

Part 8 — Prosecutions

30. Persons to approve prosecution for breach of mass, dimension or loading requirement

For section 105(3A), a prosecution for an offence under the *Road Traffic (Vehicles) Act 2012* section 29(1) requires the approval of a person who is —

- (a) a police officer who is, or is acting as, a sergeant or an officer of a rank more senior than a sergeant; or
- (b) a Manager, Heavy Vehicle Services, Main Roads WA.

31. Ascertaining mass supported on part of vehicle

(1) In this regulation —

Measurement Adjustments document means the document, as amended from time to time, entitled "Measurement Adjustments for the enforcement of mass requirements" published on the website maintained by the Commissioner of Main Roads.

(2) For section 113(4), the prescribed amount for a vehicle and its load is the measurement adjustment applied in accordance with the Measurement Adjustments document.

31A. Prescribed number of days for s. 117A(2)(c) and 117G(2)(b)

For sections 117A(2)(c) and 117G(2)(b), the prescribed number of days is 365.

[Regulation 31A inserted: Gazette 3 Oct 2017 p. 5055.]

Part 9 — Review of decisions under road laws

- 32. Review of decisions under Road Traffic (Authorisation to Drive) Act 2008
 - (1) A person affected by a reviewable decision as defined in the *Road Traffic (Authorisation to Drive) Regulations 2014* regulation 70 or a decision made on reconsidering a reviewable decision under regulation 72 of those regulations may apply to the State Administrative Tribunal for a review of the decision.
 - (2) The Commissioner of Police has the right to be heard in proceedings for the review of the decision.

33. Review of decisions under Road Traffic (Vehicles) Act 2012

(1) In this regulation —

reviewable decision means —

- (a) a CEO exemption reviewable decision as defined in the Road Traffic (Vehicles) Regulations 2014 regulation 478; or
- (b) an improvement notice reviewable decision as defined in regulation 481 of those regulations; or
- (c) an MDL reviewable decision as defined in regulation 478 of those regulations; or
- (d) a vehicle licensing reviewable decision as defined in regulation 478 of those regulations.
- (2) A person affected by a reviewable decision or a decision made on reconsidering a reviewable decision under the *Road Traffic* (*Vehicles*) *Regulations 2014* regulation 480 or 483 may apply to the State Administrative Tribunal for a review of the decision.

[Regulation 33 amended: Gazette 12 Jun 2015 p. 2042.]

34. Right of CEO or Commissioner of Police to be heard

(1) In this regulation —

approved officer has the meaning given in the Road Traffic (Vehicles) Act 2012 section 77;

improvement notice has the meaning given in the *Road Traffic* (*Vehicles*) *Act 2012* section 77;

improvement notice decision means —

- (a) a decision of an approved officer to give or amend an improvement notice; or
- (b) a decision made under the *Road Traffic (Vehicles)*Regulations 2014 regulation 483 on reconsideration of a decision of an approved officer to give or amend an improvement notice.
- (2) The CEO has the right to be heard in proceedings for the review of an improvement notice decision if the CEO nominated the approved officer who made the decision to give or amend the improvement notice.
- (3) The Commissioner of Police has the right to be heard in proceedings for the review of an improvement notice decision if the Commissioner nominated, or authorised the nomination of, the approved officer who made the decision to give or amend the improvement notice.

34A. Review of decisions under *Road Traffic Act 1974* s. 104(3)

A person affected by a decision of the CEO to grant, or refuse to grant, an approval under the *Road Traffic Act 1974* section 104(3) may apply to the State Administrative Tribunal for a review of the decision.

[Regulation 34A inserted: SL 2020/231 r. 11.]

Part 10 — Fees and charges

35. Disclosure of information to prescribed persons or for road safety purposes: s. 143(3)(a)

(1) In this regulation —

data storage device means any article or material (for example, a disk) from which information is capable of being reproduced, with or without the aid of any other article or device.

(2) The fees specified in the Table to this subregulation are payable in relation to information disclosed by the CEO under section 14.

Table

Service	Fee \$
For searching records manually, per record	19.85
For searching records by computer where a list of vehicles to be searched is supplied to the CEO on a data storage device, per record	4.40
For production of an extract of a record, per extract	21.30
For detailed searching of current and historical information about a record, including production of supporting documentation, per search	27.25

(3) The charges specified in the Table to this subregulation are payable in relation to information disclosed by the CEO under section 15.

Table

Service	Fee \$
For writing and running a program to extract records or information, per hour	85.70
For preparing a report that compiles extracted records or information, per report	43.25

[Regulation 35 amended: Gazette 29 May 2015 p. 1884-5; 14 Jun 2016 p. 1993; 23 Jun 2017 p. 3260; 22 Jun 2018 p. 2186; 31 May 2019 p. 1723; SL 2020/74 r. 4; SL 2021/92 r. 6; SL 2022/67 r. 6; SL 2023/45 r. 19.]

Schedule 1 — Entry warrant

[r. 19]

Warrant authorising entry to premises (Act s. 65)

Road Traffic (Administration) Act 2008 s. 65		Warrant authorising entry to premises				
То	All police officers and transport investigation wardens.					
Application	The applicant has applied under the <i>Road Traffic (Administration)</i> Act 2008 s. 63 to me, a Justice of the Peace, for a warrant authorising entry to premises.					
Applicant's details	Full name of police officer/ transport investigation warden					
	Rank/Office held			Number assigned official purposes applican	l for s to	
	Station/squad					
Suspected offence(s)						
Warrant	This warrant authorises you to enter the premises described below using the powers in the <i>Road Traffic (Administration) Act 2008</i> [s. 55 including those in s. 53(5) and 54(8)] / [s. 61B including those in s. 55 that apply under s. 61B(6)]. ^{1A} This warrant must be executed in accordance with s. 66 of that Act.					
Premises to be entered ¹	11110 (14114111 111410				00 01 41	
Execution period ²	This warrant must be executed within days after the date it is issued.					
Issuing details	Name of JP					
	Date			Time		

JP's signature	Issued by me on the above date and at the above time.						
	Justice of the Peace						
Execution	Start	Date:	Time:	End	Date:	Time:	
details	Occup	Occupier present? Yes/No Search audiovisually recorded? Yes/No					
	Thing	Thing(s) seized? Yes/No					
Officer in charge of execution	police transp	igation					
	Rank/held	Office			Number assigned for official purposes to officer in charge of execution		
	Statio	n/squad					

Notes —

- 1A. Delete as appropriate.
- 1. State the address or geographical location of the premises as defined in the Act s. 55(1) or 61B(1) (as relevant) to be entered.
- 2. This period must not exceed 30 days (see the Act s. 65(2)(d)).

[Schedule 1 amended: SL 2020/231 r. 12.]

Schedule 2 — Forms for infringement notice matters

[r. 27]

Form 1

INFRINGEMENT NOTICE TO BE SERVED ON ALLEGED OFFENDER

Road Traff	ic (Administratio	on) Act 2008 section	n 79	
INFRINGEMENT NOTICE	DATE	E OF ISSUE		
Road Traffic (Administration) Act 2008 section 79				
SEX SURNAME CONTROL SURVEY NAMES CONTROL SUBURB/TOWN CONTROL SUBUR	300000 300000 3000000 RY DATE		OSTCODE STAT	100000 100000 100000 10000
NUMBER				п п
DATE OF BIRTH \square / \square / \square NUMBER PLATE No. \square	□ "P" PLAT □□□ VEHI	ES ATTACHED Y		PRIVER/OTHER
VEHICLE MAKE	BODY day [']_	you comn	nitted the offence of
CODE				PRESCRIBED PENALTY
at ROAD/STREET DDDDDDDDDDDDDDDDDDDDDDDDDDDDDDDDDD		10000001		
STATION POLICE OFF Before making payment please print your officer has not already done this.				o provided if the
D D M M Y DATE OF BIRTH $\square \square / \square \square / \square$	-	DRIVER'S LIC	CENCE NUM	BER
TAKE NOTICE THAT If you do not wish to be prosecute reverse of this notice, within 28 days from the Date of BE TAKEN in respect of the offer	ys, the prescribe Issue you do no	ed penalty. It pay the penalty about	, ,	ī
COURT:				
If you wish the matter to be dealt vadvise				
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Road Traffic (Administration) Regulations 2014

Forms for infringement notice matters Schedule 2

	Form 1
CREDIT CARD PAYMENTS: COMPLETE ALL DETAILS PLEASE DEBIT MY CREDIT CARD ACCOUNT. BANKCARD MASTERCARD VISA CARD (TICK BOX)	
CARD NUMBER CARDHOLDER NAME	AMOUNT
SIGNATURE EXPIRY DATE	
Reverse of Form	
WHO TO PAY	
[The person to whom payment may be made is to be specified here.]	

Road Traffic (Administration) Regulations 2014

Schedule 2 Forms for infringement notice matters

Form 2

Form 2

INFRINGEMENT NOTICE TO BE SERVED ON NEW OWNER OF VEHICLE FOR NOT APPLYING FOR TRANSFER OF VEHICLE LICENCE

Road Traffic (Administration) Act 2008 sections 79 and 81 Road Traffic (Vehicles) Act 2012 section 10(6)

То:				Notice No.:		
Address:			7	Vehicle No.:		
PART A OFFENCE	DETAILS					
It is alleged that the followin	g offence occurred:					
licence f	ged that you committed for the vehicle within 2 by you under the Road 7	8 days (or any lon	ger period allowed	by the CEO)		
Offence date:	Offic	cer issuing notice:				
PART B IMPORTA	NT INFORMATIO	N				
1. You may elect to hav	e the offence alleged i	n Part A heard in t	the Magistrates Cou	rt by filling i	in Part E.	
	ne the owner of the ve Part F notice and retu					
	be prosecuted for the r before the due date sp					
	ble under the <i>Duties</i> espect of the transfer licence:		Transfer fo	ee:		
Modified pen	alty:					
TOTAL AMOUNT DUE:			DUE DATE:			
PART C PAYMENT	Γ DETAILS					
Please note the further info If paying by post send this sli		[insert details].				
If paying in person present th	is notice intact at [inser	rt details].				
Infringement no.:	Complete	this authorisation	for credit card pa	yments		
Due date:	Please debi	t my Vis	sa Mast	ercard		
Amount due:						
	Cardholder name			Card expiry		
	Signature			Date		
	AYMENT will only be accepted if — the payment is received on or before					
the payment is made in full (part payments will not be accepted); and						
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Form 2

the payment is made to [insert details].

Cheques and money orders must be made payable to [insert details].

PART D YOUR OPTIONS	— FURTHER DETAILS				
IMPORTANT INFORMATION:					
determined in court, then this infring further costs and some or all of the for vehicle licence may be suspended or vehicle licence, your vehicle may be website, your earnings or bank accor	rou have not either paid the modified penalty or e ement notice may be registered at the Fines Enfo following action may be taken — your driver's lic cancelled, you may be disqualified from holding immobilised or have its number plates removed, ants may be garnished, and your property may be ead to the withdrawal of this notice, you will be n	prement Registry. You will incur prenee may be suspended, your g or obtaining a driver's licence or your details may be published on a seized and sold. If any information			
PART E ELECTING TO G	O TO COURT				
I elect to have the offence alleged in due course.	Part A heard and determined in court. I understa	and that I will receive a summons in			
Signature:	Date:				
If the address for that summons differs from that printed on the front page of this notice enter the new address below.					
Address:	Suburb:	Postcode:			
PART F INFORMATION	REGARDING WHO WAS THE OWNER	OF THE VEHICLE			
Statement					
being authorised to make statements	for, [if this not e vehicle stated on the front of this notice and that	ice is not addressed to an individual]			
Surname:	Given name:	Ph.:			
Address:	Suburb:	Postcode:			
Signature of person					
making statement:		Date:			

PART G APPLICATION FOR TRANSFER

DEFINITIONS

- 1. The *purchase price* of a vehicle includes
 - (a) any amount allowed by the seller of a vehicle on a trade in or an exchange of any article; and
 - (b) any amount paid to the seller of a vehicle for things included with or incorporated into the vehicle or for the preparation of the vehicle for delivery to the purchaser.
- The dutiable value of a vehicle means the dutiable value of the vehicle worked out in respect of the vehicle under the Duties Act 2008 Chapter 5 Part 3 Division 5.
- 3. As a general rule, the dutiable value of a vehicle is the same as its purchase price, including any amount referred to in paragraph 1(a) and (b) of the definition above, and adding any special discount allowed which is not available to the public generally (such as a tax exemption).

Warning: A transferee who understates the purchase price or estimated dutiable value of a vehicle may be liable to a penalty of \$20 000 under the *Taxation Administration Act 2003*. The transferee may also be liable for the payment of the vehicle licence duty that was not paid as a result of the understated amounts, together with a penalty tax for contravening a taxation $\frac{Act}{Act}$

Road Traffic (Administration) Regulations 2014

Forms for infringement notice matters Schedule 2

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г	C)	п	п	п	-

APP	PLICATION							
1.	I apply for the vehicle, the details of which are s owner.	hown on the front of th	is notice, to be transf	erred from the previous				
Surn	name:	Given name:		Ph.:				
Add	ress:	Suburb:		Postcode:				
Driv licer		Company (if any):	ACN:					
2.	I purchased this vehicle and its purchase price w	as:		<u></u>				
	Dealer organisation code (if any):			<u> </u>				
3.	I estimate that the dutiable value of the vehicle at the time I became its owner was:							
	ature of person ing application:		Date:					
DEA	ALER'S DECLARATION DUTIES ACT 2008	section 246(2)						
(To	be completed by motor vehicle dealers only)							
As tl	he person, or an authorised officer of the company	, referred to above, I de	eclare that —					
(a)	the motor vehicle described on the front of this rebusiness; and	notice will be used for t	he purpose of resale	in the ordinary course of				
(b) while the dealer holds the licence the vehicle will not be used for any purpose other than a purpose referred to in the <i>Duties Act</i> 2008 section 246(2)(a) or 247(1)(a); and								
(c)	I understand the effect of the Duties Act 2008 se	ction 249.						
Deal	er organisation code:							
Sian	ature.		Date:					

Mail this completed form to [insert details].

[Form 2 amended: SL 2020/172 r. 4.]

INFRINGEMENT NOTICE TO BE SERVED ON RESPONSIBLE PERSON BY LEAVING ON VEHICLE

Road Traffic (Administration) Act 2008 section 79 and Part 5 Division 2

To the respons	ible person for this vehicle:	Notice no.:	
		Vehicle no.:	
PART A	OFFENCE DETAILS		
It is alleged that person for the		e specified vehicle occurred and that you were a re	esponsible
Offence date: Offence:	Offence time:		
	of the	olicable]Act/Reg and the name of the road law under which offenc	ulations
Location:	Nearest intersecting road/street:		
Issuing officer:		Rank / No.:	
Demerit points:	[only for offences involving the driv		
PART B	IMPORTANT INFORMATION		
 As the responsible person you will be presumed to have committed the offence alleged in Part A unless within [specify period] the modified penalty specified below is paid or you inform [specify officer] that you were NOT the driver or person in charge of the vehicle at the time of the alleged offence and give the officer the information required by Part D. This presumption applies even if the responsible person is not an individual. 			
	. If you were NOT the driver or person in charge of the vehicle at the time of the offence alleged in Part A, inform [specify officer] by filling in Part D.		
	-1 0, 0 -1		
4. You ma	y elect to have the offence alleged in Pa	art A heard in the Magistrates Court by filling in P	art F.
MODIFIED PENALTY: DUE DATE:			

Schedule 2 Forms for infringement notice matters

Form 3

PART C PAYMENT	DETAILS		
Infringement	Complete this authorisation for credit care	d payments	
no.:		_	
Due date:	Please debit my Visa	Mastercard	
Amount due:			
	Cardholder name	Card expiry	
	Signature	Date	
PAYMENT will only be acce	pted if —		
	on or before (no extensions will	l be given); and	
the payment is made in f the payment is made to [ull (part payments will not be accepted); and		
	must be made payable to [insert details].		
PART D INFORMAT	TION TO BE PROVIDED		
If you know who was driving	or in charge of the vehicle at the time of the alleged of	offence, fill in Divisions 1 and 3.	
If the vehicle had been stolen	or unlawfully taken or used, fill in Divisions 2 and 3.		
Division 1 Driver or person	n in charge known Driver or	Person in charge of vehicle	
Surname:	Given names:		
No. and street:	Suburb:	Postcode:	
Phone no.:	Driver's licence no.:	State:	
Division 2 Vehicle stolen or unlawfully taken or used ☐ Stolen or unlawfully taken or used			
Reported to police: Yes / No Report Number:			
Division 3 Signature and d	etails		
Surname:	Given names:		
No. and street:	Suburb:	Postcode:	
Phone no.:	Position:		
Signature:	D	Pate:	
PART E YOUR OPT	IONS — FURTHER DETAILS		
IMPORTANT INFORMAT			
If, on or before			

Form :	ŝ
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PART F	ELECTING TO GO TO COURT		
I elect to have the offence alleged in Part A heard and determined in court. I understand that I will receive a summons in due course.			
Signature:		Date:	
If the address for that summons differs from that printed on the front page of this notice enter the new address below.			
Address:		Suburb:	Postcode:
Mail this completed form to [insert details].			

[Form 3 amended: SL 2020/172 r. 5.]

INFRINGEMENT NOTICE TO BE SERVED ON RESPONSIBLE PERSON IF IDENTITY OF ALLEGED OFFENDER NOT KNOWN

Road Traffic (Administration) Act 2008 section 79 and Part 5 Division 3

То:		Notice no.:		
Address:		Issued under [delete inapplicable section]	s. 91/ s. 93	
		[аенен таррисате ѕесноп]		
		Vehicle no.:		
PART A	OFFENCE DETAILS			
It is alleged that person for the ve		he specified vehicle occurred and that you were a	responsible	
Offence date:		Offence time:		
Offence:				
	[Description of offence]			
	under section/regulation [delete inapplicable]			
	of the			
	[Specify the provision of the road law and the name of the road law under which offence committed]			
Location:				
Location.				
	5 · · · · · · · · · · · · · · · · · · ·			
Issuing officer:		Rank / No.:		
Demerit				
points:	[only for offences involving the driving or use of a motor vehicle]			
Photographic even enclosed:	idence Yes / No			

[Photographs of vehicle]

PART B IMPORTANT INFORMATION

- As the responsible person you will be presumed to have committed the offence alleged in Part A unless within
 [specify period] the modified penalty specified below is paid or you inform [specify officer] that you were NOT the
 driver or person in charge of the vehicle at the time of the alleged offence and give the officer the information
 required by Part D.
- If you were NOT the driver or person in charge of the vehicle at the time of the offence alleged in Part A, inform [specify the officer] by filling in Part D.

Forms for infringement notice matters

Schedule 2

Form 4

	secuted for the alleged offence or before the due date specifie		[specify officer] the modified
	ffence alleged in Part B heard		filling in Part F.
MODIFIED PENALTY:		DUE DATE:	
PART C PAYMENT DET	AILS		
Infringement no.:	Complete this authorisati	ion for credit card paymen	nts
Due date:	Please debit my	Visa Master	rcard
Amount due:			
			Card
	Cardholder name		expiry
	Signature		Date
PAYMENT will only be accepted i			
the payment is received on or		= '	; and
the payment is made in full (p the payment is made to [insert		ceptea); and	
Cheques and money orders must		details].	
PART D INFORMATION	TO BE PROVIDED		
If you know who was driving or in	charge of the vehicle at the tin	ne of the alleged offence, fill	in Divisions 1 and 3.
If the vehicle had been stolen or un	lawfully taken or used, fill in I	Divisions 2 and 3.	
If you do not know who was drivin Division 4.	ng at the time, you may make a	statutory declaration to that	effect as described in
Division 1 Driver or person in c	harge known	river or \Box Pe	erson in charge of vehicle
Surname:	Give	n names:	
No. and street:	Subu	rb:	Postcode:
Phone no.:	Driver	's licence no.:	
Division 2 Vehicle stolen or unla used	awfully taken or	olen or unlawfully taken or	used
Reported to police Yes / No	Report Number:		
Division 3 Signature and details	3		
Surname:	Given names:		
No. and street:	Suburb:		Postcode:
Phone no.:	Position	:	
Signature:		Date:	
Division 4 Driver or person in c	harge not known		
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If you do not know and cannot reasonably ascertain the name and address of the driver or person in charge of the vehicle at the time of the alleged offence you may give a statutory declaration to that effect. The statutory declaration must be returned with this form.

A statutory declaration must be made in accordance with the *Oaths, Affidavits and Statutory Declarations Act* 2005. It must be signed before an authorised witness. An example statutory declaration is available at [www.Police website].

Making a false statutory declaration is an offence for which you may be imprisoned for 5 years.

PART E YOUR OPTIONS — FURTHER DETAILS

IMPORTANT INFORMATION:

PART F FLECTING TO GO TO COURT

PARTE	ELECTING TO GO TO COURT		
I elect to have in due course.	the offence alleged in Part A heard and deter	mined in court. I underst	tand that I will receive a summons
Signature:		Date:	
If the address below.	for that summons differs from that printe	ed on the front page of t	his notice enter the new address
Address:		Suburb:	Postcode:
Tinless delies		4:	41

Unless delivering this form with a statutory declaration personally to the officer in charge of the police station, mail or personally deliver this completed form to [insert details].

[Form 4 amended: SL 2020/172 r. 5.]

Form 5 REQUEST TO RESPONSIBLE PERSON FOR INFORMATION ABOUT ALLEGED OFFENDER

Road Traffic (Administration) Act 2008 section 79 and Part 5 Division 4

Notice no:

Issued under:
[delete inapplicable section]
Vehicle no:
Date of issue:
Compliance date:

REQUEST FOR INFORMATION

Under the Road Traffic (Administration) Act 2008 you are a responsible person for the vehicle referred to above.

It is alleged that the offence described in Part A was committed involving that vehicle. As a responsible person you are required to give to [specify officer] the name and address of the driver or person in charge of the vehicle at the time of the alleged offence.

To do this fill in Part B and return this form by the compliance date.

Failing to provide the information as requested is an offence. There is more information about this in this form.

Schedule 2 Forms for infringement notice matters

Form 5

PART B INFORMATION TO BE PROVIDED				
If you know who was driving or in charge of the vehicle at the time	ne of the alleged of	fence, fill in Divisio	ons 1 and 3.	
If the vehicle had been stolen or unlawfully taken or used, fill in				
If you do not know who was driving at the time, you may make Division 3.	a statutory declarat	ion to that effect as d	lescribed in	
Division 1	Driver or	☐ Person in	charge of vehicle	
Surname: Giv	en names:			
No. and street: Sul	ourb:	Po	stcode:	
Phone no.: Driv	ver's licence no.:		State:	
Division 2 Vehicle stolen or unlawfully taken or used	Stolen or unlawful	ly taken or used		
Reported to police: Yes / No Report number:				
Division 3 Signature and details				
Surname: Giver	names:			
No. and street: Subur	·b:	Po	stcode:	
Phone no.: Positi	on:			
Signature:		Date:		
Division 4 Driver or person in charge not known				
If you do not know and cannot reasonably ascertain the name and address of the driver or person in charge of the vehicle at the time of the alleged offence you may give a statutory declaration to that effect. The statutory declaration must accompany this form and be posted or personally delivered to [specify officer] or delivered personally to the officer in charge of a police station.				
A statutory declaration must be made in accordance with the $O\alpha$ It must be signed before an authorised witness. An example sta				
Making a false statutory declaration is an offence for which you	may be imprisone	d for 5 years.		
IF YOU HAVE FILLED IN PART B, DO NOT FILL IN PA	RT C OR D			
FAILING TO PROVIDE REQUESTED INFORMATION	ON IS AN OFFE	NCE		
If you do not complete Part B and return this form by the compl offence — called the "failing to comply offence".			orm you commit an	
This notice then has effect as an infringement notice about the foffence.	ailing to comply	Infringement no.		
If you do not want to be prosecuted for the failing to comply off pay the modified penalty. To do this you must pay the modifie	ed penalty by the	Modified penalty		
payment date. The options for how to pay are set out in Part D. Payment date				
If you do not do pay the modified penalty you may be prosecute	d for committing t	he failing to comply	offence.	
The maximum fine for the failing to comply offence is double the vehicle offence described in Part A. You may also be ordered to		hat could be impose	ed by a court for the	
If you want the offence dealt with by a court, fill in Part C and r	eturn this form by	the payment date.		

		PLY OFFENCE – ELECTION of the first of the state of the s	
Surname:	me ranning to compry o	Given names:	a court.
No. and street:			Postcode:
Phone no.:		Suburb: Position:	Tostcode.
	-	Position:	D.
Signature:			Date:
PART D	FAILING TO COM	PLY OFFENCE – PAYMENT (OPTIONS
Infringement no.:		Complete this authorisation for o	credit card payments
Due date:		Please debit my Visa	a Mastercard
Amount due:			
		Cardholder name	Card expiry
		Signature	Date
PAYMENT w	ill only be accepted if	_	
1 3		efore (no extension	0 //
1 5	ent is made in full (pa r ent is made to [<i>insert o</i>	rt payments will not be accepted); a	and
		e made payable to [insert details].	
PART E	YOUR OPTIONS	— FURTHER DETAILS	
IMPORTAN'	Γ INFORMATION:		
determined in further costs a vehicle licence vehicle licence a website, you	court, then this infring nd some or all of the fe e may be suspended or e, your vehicle may be r earnings or bank acc	ement notice may be registered at the ollowing action may be taken — you cancelled, you may be disqualified fi immobilised or have its number plate ounts may be garnished, and your pro	penalty or elected to have the alleged offence e Fines Enforcement Registry. You will incur r driver's licence may be suspended, your rom holding or obtaining a driver's licence or es removed, your details may be published on operty may be seized and sold. If any this notice, you will be notified by mail.
		th a statutory declaration pers lly deliver this completed form	onally to the officer in charge of a to [insert details].

[Form 5 amended: SL 2020/172 r. 6.]

Forms for infringement notice matters Schedule 2

Form 6

Form 6

WITHDRAWAL OF INFRINGEMENT NOTICE

Road Traffic (Administration) Act 2008 section 83(2)				
То:	Notice No.:			
Address:				
PART A INFRINGEMENT NOTICE WI	THDRAWN			
AN INFRINGEMENT NOTICE SERVED ON YOU	U HAS BEEN WITHDRAWN.			
The amount of \$ paid by way of prescribed	d penalty will be refunded.			
NO FURTHER ACTION WILL BE TAKEN*				
A SUMMONS WILL BE ISSUED*				
[* delete whichever is not applicable]				
PART B DETAILS OF WITHDRAWN N	NOTICE			
Notice No.:	Date notice withdrawn:			
PART C PRESCRIBED OFFICER WHO	ISSUED THIS NOTICE			
Name:	Signature:			
	Date:			

WITHDRAWAL OF NOTICE REQUESTING INFORMATION

Road Traffic (Administration) Act 2008 sections 98 and 101(1)

Rodu Trajju (Administration	i) Act 2000 sections 30 and 101(1)		
То:	Notice No.:		
Address:			
PART A NOTICE WITHDRAWN			
A NOTICE REQUESTING INFORMATION SERVED O	N YOU HAS BEEN WITHDRAWN.		
The amount of \$ paid by way of prescribed pena	lty will be refunded.		
NO FURTHER ACTION WILL BE TAKEN*			
A SUMMONS WILL BE ISSUED*			
[* delete whichever is not applicable]			
PART B DETAILS OF WITHDRAWN NOTIO	CE		
Notice No.:	Date notice withdrawn:		
PART C PRESCRIBED OFFICER WHO ISSU	JED THIS NOTICE		
Name:	Signature:		
	Date:		

Schedule 2 Forms for infringement notice matters

Form 8

Form 8

WITHDRAWAL OF NOTICE ENCLOSING PHOTOGRAPHIC EVIDENCE

Road Traffic (Administration) Act 2008 sections 99 and 101(1)

То:	Notice No.:			
Address:				
PART A NOTICE WITHDRAWN				
A NOTICE ENCLOSING PHOTOGRAPHIC EVIDENCE SERVED ON YOU HAS BEEN WITHDRAWN.				
The amount of \$ paid by way of prescribed penalty will be refunded.				
NO FURTHER ACTION WILL BE TAKEN*				
A SUMMONS WILL BE ISSUED*				
[* delete whichever is not applicable]				
PART B DETAILS OF WITHDRAWN NOTICE				
Notice No.:	Date notice withdrawn:			
PART C PRESCRIBED OFFICER WHO ISSUED THIS NOTICE				
Name:	Signature:			
	Date:			

Notes

This is a compilation of the *Road Traffic (Administration) Regulations 2014* and includes amendments made by other written laws. For provisions that have come into operation see the compilation table. For provisions that have not yet come into operation see the uncommenced provisions table.

Compilation table

Citation	Published	Commencement
Road Traffic (Administration) Regulations 2014	23 Dec 2014 p. 4939-5009	27 Apr 2015 (see r. 2 and <i>Gazette</i> 17 Apr 2015 p. 1371)
Road Traffic (Administration) Amendment Regulations (No. 3) 2015	12 Jun 2015 p. 2041-2	r. 1 and 2: 12 Jun 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 13 Jun 2015 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations (No. 2) 2015	29 May 2015 p. 1884-5	r. 1 and 2: 29 May 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2015 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations 2015	26 Jun 2015 p. 2274	r. 1 and 2: 26 Jun 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2015 (see r. 2(b)(ii) and Gazette 26 Jun 2015 p. 2235)
Road Traffic (Administration) Amendment Regulations (No. 4) 2015	13 Nov 2015 p. 4662	r. 1 and 2: 13 Nov 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 14 Nov 2015 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2016 Pt. 5	14 Jun 2016 p. 1987-2003	1 Jul 2016 (see r. 2(b))
Road Traffic Regulations Amendment Regulations 2016 Pt. 2	24 Jun 2016 p. 2342-3	1 Jul 2016 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations 2016	20 Sep 2016 p. 3983-4	r. 1 and 2: 20 Sep 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 21 Sep 2016 (see r. 2(b))
Road Traffic Regulations Amendment (Pilot Vehicle Drivers) Regulations 2016 Pt. 3	15 Nov 2016 p. 5062-77	28 Nov 2016 (see r. 2(b))

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Citation	Published	Commencement
Road Traffic (Administration) Amendment Regulations (No. 2) 2016	25 Nov 2016 p. 5280-2	r. 1 and 2: 25 Nov 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 28 Nov 2016 (see r. 2(b) and <i>Gazette</i> 25 Nov 2016 p. 5279)
Road Traffic Regulations Amendment (Penalties) Regulations 2017 Pt. 2	26 May 2017 p. 2636-9	28 Jul 2017 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2017 Pt. 4	23 Jun 2017 p. 3253-78	1 Jul 2017 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations 2017	3 Oct 2017 p. 5054-5	r. 1 and 2: 3 Oct 2017 (see r. 2(a)); Regulations other than r. 1 and 2: 4 Oct 2017 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations 2018	25 May 2018 p. 1648-9	r. 1 and 2: 25 May 2018 (see r. 2(a)); Regulations other than r. 1 and 2: 26 May 2018 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2018 Pt. 5	22 Jun 2018 p. 2184-93	1 Jul 2018 (see r. 2(b))
Transport Regulations Amendment (Information) Regulations 2019 Pt. 2	29 Mar 2019 p. 972-80	30 Mar 2019 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2019 Pt. 4	31 May 2019 p. 1721-8	1 Jul 2019 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations (No. 2) 2019	31 Dec 2019 p. 4687	r. 1 and 2: 31 Dec 2019 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jan 2020 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2020 Pt. 2	SL 2020/74 9 Jun 2020	1 Jul 2020 (see r. 2(b))
Transport Regulations Amendment (Road Passenger Services) Regulations 2020 Pt. 2	SL 2020/91 24 Jun 2020	Pt. 2 (other than r. 5): 1 Jul 2020 (see r. 2(c) and SL 2020/89 cl. 2); r. 5: 1 Jul 2021 (see r. 2(b))
Transport Regulations Amendment (Infringement Notices) Regulations 2020 Pt. 2	SL 2020/172 25 Sep 2020	29 Sep 2020 (see r. 2(b) and SL 2020/159 cl. 2(a))

Citation	Published	Commencement
Road Traffic Regulations Amendment (Radar Detectors) Regulations 2020 Pt. 2	SL 2020/150 1 Sep 2020	12 Oct 2020 (see r. 2(b) and SL 2020/148 cl. 2)
Transport Regulations Amendment (Road Traffic) Regulations (No. 2) 2020 Pt. 2	SL 2020/231 4 Dec 2020	14 Dec 2020 (see r. 2(b) and SL 2020/229 cl. 2)
Road Traffic (Administration) Amendment Regulations (No. 2) 2020	SL 2020/262 24 Dec 2020	r. 1 and 2: 24 Dec 2020 (see r. 2(a)); Regulations other than r. 1 and 2: 26 Feb 2021 (see r. 2(b) and SL 2020/254 cl. 2)
Road Traffic (Administration) Amendment Regulations 2021	SL 2021/53 7 May 2021	r. 1 and 2: 7 May 2021 (see r. 2(a)); Regulations other than r. 1 and 2: 8 May 2021 (see r. 2(b))
Road Traffic (Administration) Amendment Regulations (No. 2) 2021	SL 2021/55 21 May 2021	r. 1 and 2: 21 May 2021 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2021 (see r. 2(b) and SL 2021/54 cl. 2(a))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2021 Pt. 3	SL 2021/92 18 Jun 2021	1 Jul 2021 (see r. 2(c))
Transport Regulations Amendment (Digital Identity Exchange) Regulations 2021 Pt. 2	SL 2021/203 3 Dec 2021	4 Dec 2021 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations (No. 2) 2022 Pt. 3	SL 2022/67 3 Jun 2022	1 Jul 2022 (see r. 2(b))
Transport Regulations Amendment (Fees and Charges) Regulations 2023 Pt. 6	SL 2023/45 19 May 2023	1 Jul 2023 (see r. 2(c))
Transport Regulations Amendment (Identity Matching Services) Regulations 2023 Pt. 2	SL 2023/166 1 Nov 2023	2 Nov 2023 (see r. 2(b))

Uncommenced provisions table

Uncommenced provisions table

To view the text of the uncommenced provisions see *Subsidiary legislation as made* on the WA Legislation website.

Citation	Published	Commencement
Transport Regulations Amendment (Fees and Charges) Regulations 2024 Pt. 2	SL 2024/58 1 May 2024	1 Jul 2024 (see r. 2(c))

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)
ABF Commissioner	7(2)
approved officer	34(1)
APS employee	7(1)
Chief of Defence	7(2)
corresponding WOVR	8(1)
crossing attendant warden	16(1)
data storage device	35(1)
Department of the Premier and Cabinet	8A(1)
digital identity exchange	8A(1)
HVNL	
identifier	8(1)
improvement notice	34(1)
improvement notice decision	
LG CEO	7(2)
Measurement Adjustments document	
novice driver (type 1A)	23(1)
PA CEO	
parking warden	18(1)
pedalec	4(1)
relevant information	
relying chief executive officer	8A(1)
reviewable decision	33(1)
road law regulation offence	24(1)
section	3
traffic escort warden	17(1)
WOVR	8(1)

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