

1996—No. 356

JUSTICES ACT 1902—REGULATION

(Relating to short descriptions of offences concerning heavy vehicles)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Justices Act 1902, has been pleased to make the Regulation set forth hereunder.

CARL SCULLY
Acting Minister for Roads.

So much of Schedule 1 to the Justices (Short Descriptions of Motor Traffic and Other Offences) Regulation 1986 as appears under the heading **“Motor Traffic Regulations 1935”** is amended:

- (a) by omitting from the first item that relates to Regulation 80 (1) the word “horn” wherever occurring;
- (b) by inserting in the two items that relate to paragraph 76 of Schedule F after the matter “Schedule F” wherever occurring the matter “, clause 7.4 (1) of the Appendix to Division 7 of Schedule F”;
- (c) by inserting in the item that relates to paragraph 47A of Schedule F after the matter “Schedule F” the matter “, clause 9.2 (2) and (3) of the Appendix to Division 7 of Schedule F”;
- (d) by inserting in the two items that are expressed to relate to paragraph 82 (a) of Schedule F after the matter “Schedule F” wherever occurring the matter “, clause 2.19 (2) of the Appendix to Division 7 of Schedule F”;
- (e) by omitting from the two items that are expressed to relate to paragraph 82 of Schedule F the matter “Regulation 92 (1) (b), (2), paragraph 82 of Schedule F” wherever occurring and by inserting instead the matter “Regulations 92 (1) (b), 129, paragraph 82 (a) of Schedule F, clause 2.19 (2) of the Appendix to Division 7 of Schedule F”;

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(f) by omitting all the matter relating to paragraph 42A of Schedule F and by inserting instead the following matter:

Regulations 92 (1) (c), 129, paragraph 42A of Schedule F, clause 5.38 of the Appendix to Division 7 of Schedule F—drive motor vehicle on public street fitted with light if vehicle not type for which that paragraph permits that light unlawful fitting of flashing light on vehicle

(g) by inserting in the two items that relate to paragraph 44A of Schedule F after the matter “Schedule F” wherever occurring the matter “, clause 4.5 of the Appendix to Division 7 of Schedule F”;

(h) by inserting in the two items that relate to paragraph 45 of Schedule F after the matter “Schedule F” wherever occurring the matter “, clause 4.4 of the Appendix to Division 7 of Schedule F”;

(i) by inserting in the two items that relate to paragraph 46 of Schedule F after the matter “Schedule F” wherever occurring the matter “, clause 4.10 of the Appendix to Division 7 of Schedule F”;

(j) by omitting all the matter relating to paragraph 70 of Schedule F and by inserting instead the following matter:

Regulations 92 (1) (c), 129, paragraph 70 of Schedule F, clause 2.8 (2), (3) of the Appendix to Division 7 of Schedule F—drive motor vehicle on public street fitted with siren if vehicle not type for which that paragraph permits that siren unlawful fitting of siren on vehicle

- (k) by inserting in the two items that relate to paragraph 44B of Schedule F after the matter "Schedule F" wherever occurring the matter ", clause 4.6 of the Appendix to Division 7 of Schedule F";
- (l) by inserting in the two items that relate to paragraph 44C (1) of Schedule F after the matter "Schedule F" wherever occurring the matter ", clause 4.6 (1) of the Appendix to Division 7 of Schedule F";
- (m) by inserting in the two items that relate to paragraph 44C (3) of Schedule F after the matter "Schedule F" wherever occurring the matter ", clause 4.6 (2) of the Appendix to Division 7 of Schedule F";
- (n) by inserting in the two items that relate to paragraph 44D of Schedule F after the matter "Schedule F" wherever occurring the matter ", clause 4.5 (3) of the Appendix to Division 7 of Schedule F";
- (o) by inserting in the two items that relate to paragraph 44E of Schedule F after the matter "Schedule F" wherever occurring the matter ", clause 4.6 of the Appendix to Division 7 of Schedule F";
- (p) by inserting in the two items that relate to paragraph 44F of Schedule F after the matter "*Schedule F" wherever occurring the matter ", clause 4.7 of the Appendix to Division 7 of Schedule F";
- (q) by omitting all the matter relating to Regulation 118 (1) (e) and (f) and by inserting instead the following matter:

Regulations 118 (1) (e),
129—Drive articulated
vehicle on public street if
length exceeds 19m

drive articulated vehicle
longer than 19m

Regulations 118 (1) (e),
129—cause/permit
articulated vehicle to
stand on public street if
length exceeds 19m

Regulations 118 (1) (f), 129—drive motor vehicle and trailer combination (double-deck car-carrying type) on public street if length exceeds 23m	drive 2-deck car-carrier combination over 23m
Regulations 118 (1) (f), 129—cause/permit motor vehicle and trailer combination (double-deck car-carrying type) to stand on public street if length exceeds 23m	cause/permit to stand 2-deck car-carrier combin over 23m
Regulations 118 (1) (f), 129—drive motor vehicle and trailer combination (other than double-deck car-carrying type) on public street if length exceeds 19m	drive combination over 19m except 2-deck car-carrier
Regulations 118 (1) (f), 129—cause/permit motor vehicle and trailer combination (other than double-deck car-carrying type) to stand on public street if length exceeds 19m	cause/permit to stand combin over 19m exc 2-deck car-carrier
(r) by omitting all the matter relating to Regulation 118A (2) and by inserting instead the following matter:	
Regulations 118A (2B), 129—drive motor vehicle on public street if loading breaches Regulation 118A (2)	drive vehicle with non-compliant loading

Regulations 118A (2B), 129—cause/permit motor vehicle to stand on public street if loading breaches Regulation 118A (2)	cause/permit to stand vehicle with non-compliant loading
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EXPLANATORY NOTE

The object of this Regulation is to modify and update certain short descriptions of offences relating to heavy vehicles under the Motor Traffic Regulations 1935 as a consequence of amendments made to those offences on 6 October 1995.

This Regulation is made under the Justices Act 1902, including sections 145B (Short description of certain offences) and 154 (the general regulation-making power).
