



New South Wales

Motor Traffic Amendment (Fees, Charges and Penalties Imposed by Penalty Notices) Regulation 1999

under the

Traffic Act 1909

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Traffic Act 1909*.

CARL SCULLY, M.P.,

Minister for Roads

Explanatory note

The objects of this Regulation are:

- (a) to increase certain fees and charges payable in connection with the administration of the *Traffic Act 1909*, and
- (b) to increase certain penalties imposed by penalty notices issued under section 18B of the *Traffic Act 1909* for contravention of that Act and certain other Acts, and of certain Regulations made under those Acts.

This Regulation is made under the *Traffic Act 1909*, including sections 3 (the general regulation-making power) and 18B.

Motor Traffic Amendment (Fees, Charges and Penalties Imposed by Penalty Notices) Regulation 1999

1 Name of Regulation

This Regulation is the *Motor Traffic Amendment (Fees, Charges and Penalties Imposed by Penalty Notices) Regulation 1999*.

2 Commencement

This Regulation commences on 1 July 1999.

3 Amendment of Motor Traffic Regulations 1935

The *Motor Traffic Regulations 1935* are amended as set out in Schedule 1.

4 Note

The explanatory note does not form part of this Regulation.

Schedule 1 Amendment of Motor Traffic Regulations 1935

(Clause 3)

[1] Schedule A Fees and other charges

Omit items 34 and 35. Insert instead:

34	Tow-away charge—section 26 (4) of the Traffic Act 1909 .	126
35	Daily impounding fee for a motor vehicle or trailer—clause 5 (2) (a) of Schedule 2 to the Traffic Act 1909	3

[2] Schedule K

Omit the Schedule. Insert instead:

SCHEDULE K—PRESCRIBED OFFENCES AND PENALTIES FOR THE PURPOSES OF SECTION 18B OF THE ACT (Reg 130A)

PART 1

Offences under the Traffic Act 1909

TABLE A

Offence	Penalty \$
Any offence under: Section 6 (1): If, at the time of the offence:	
(a) the driver held a licence under the Act (but not a licence appropriate to the class of vehicle driven), being a class of vehicle that requires a Class C, Class R, Class LR or Class MR licence):	
(i) for the first offence, or the first offence within the last 5 years	324
(ii) for the second or subsequent offence within the last 5 years	506
(b) the driver held a licence under the Act (but not a licence appropriate to the class of vehicle driven, being a class of vehicle that requires a Class HR, Class HC or Class MC licence):	

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(i)	for the first offence, or the first offence within the last 5 years	405
(ii)	for the second or subsequent offence within the last 5 years	809
(c)	the driver held a licence issued under the law in force in another State or Territory, but had resided continuously in New South Wales during the previous 3 months:	
(i)	for the first offence, or the first offence within the last 5 years	324
(ii)	for the second or subsequent offence within the last 5 years	506
(d)	the driver held a licence under the Act that had expired less than 2 years before:	
(i)	for the first offence, or the first offence within the last 5 years	324
(ii)	for the second or subsequent offence within the last 5 years	506
(e)	the driver held a licence under the Act that had expired 2 years or more before:	
(i)	for the first offence, or the first offence within the last 5 years	405
(ii)	for the second or subsequent offence within the last 5 years	809
(f)	the driver had never been licensed within the meaning of section 6 (1E) (for the first offence only)	506
Section 26 (6)	220

TABLE B

Offence	Penalty \$
Any offence under:	
Section 4 (1), for driving negligently not occasioning death or grievous bodily harm	159
Section 4A (1):	
(a) where the motor vehicle (not being a motor vehicle referred to in Regulation 124 (1)) is driven at a speed which exceeds by more than 15 km/h but not more than 30 km/h the speed limit applicable .	181
(b) where the motor vehicle (being a motor vehicle referred to in Regulation 124 (1)) is driven at a speed which exceeds by more than 15 km/h but not more than 30 km/h the speed limit applicable .	274

Offence	Penalty \$
(c) where the motor vehicle (not being a motor vehicle referred to in Regulation 124 (1)) is driven at a speed which exceeds by not more than 15 km/h the speed limit applicable	114
(d) where the motor vehicle (being a motor vehicle referred to in Regulation 124 (1)) is driven at a speed which exceeds by not more than 15 km/h the speed limit applicable	174
Section 4A (1A):	
(a) where the motor vehicle is not a coach or heavy motor vehicle	1,396
(b) where the motor vehicle is a coach or heavy motor vehicle	2,096
Section 4A (1B):	
(a) where the motor vehicle (not being a coach or heavy motor vehicle) is driven at a speed which exceeds by more than 30 km/h but not more than 45 km/h the speed limit applicable	506
(b) where the motor vehicle (being a coach or heavy motor vehicle) is driven at a speed which exceeds by more than 30 km/h but not more than 45 km/h the speed limit applicable	809
Section 4AD (1), (2) or (3)	1,050
Section 4AE (3)	1,050
Section 4BA (1)	355
Section 4BA (2)	456
Section 5 (1)	114
Section 5 (3)	114
Section 8 (5)	114
Section 18A (1)—in respect of a parking offence—the same penalty as that prescribed in Part 2 of this Schedule for the actual offender.	

PART 2

*Offences under the Motor Traffic Regulations 1935***TABLE A**

Offence	Penalty \$
Any offence for which a penalty is imposed by Regulation 129 on any person by reason of the person's contravening any of the following Regulations:	
Regulation 56H, 56K, 56L, 56M, 56N or 64	68
Regulation 56J	198
Regulation 56O	43
Regulation 69A (3) (b)	193
Regulation 108	91
Regulation 109	91
Regulation 110 (a)	91
Regulation 113D (3)	151
Regulation 113E	91
Regulation 113F (a), (b) or (c)	68
Regulation 113G (1) or (3)	151
Regulation 114 (1) (a) or (b)	65
Regulation 115 (1)	151
Regulation 116 (a)–(e)	68
Regulation 118 (1) (a), (b), (c) or (d)	114
Regulation 118 (1) (e) or (f)	151
Regulation 118 (5)	114
Regulation 118A	253
Regulation 121C	151
Regulation 121D	68
Regulation 123, permit or fail to take reasonable precautions to prevent contravention of Regulations 118 (1) (a), (b), (c) or (d), 118 (5) and 118A (3)	114
Regulation 123, permit or fail to take reasonable precautions to prevent contravention of Regulations 118 (1) (e) or (f) and 121C	151
Regulation 123, permit or fail to take reasonable precautions to prevent contravention of Regulations 119, 120, 121D	68
Regulation 136A (2)	198
Regulation 136A (3)–(5)	110
Regulation 136B (3)	192

Offence	Penalty \$
Regulation 136B (4)	107
Regulation 136C (2)	192
Regulation 136C (3)	107
Regulation 136D:	
(a) where the motor vehicle (not being a heavy motor vehicle or coach) is driven at a speed that exceeds 85 km/h	1,396
(b) where the motor vehicle (being a heavy motor vehicle or coach) is driven at a speed that exceeds 85 km/h	2,096
(c) where the motor vehicle (not being a heavy motor vehicle or coach) is driven at a speed that exceeds 70 km/h but does not exceed 85 km/h	506
(d) where the motor vehicle (being a heavy motor vehicle or coach) is driven at a speed that exceeds 70 km/h but does not exceed 85 km/h	809
(e) where the motor vehicle is driven at a speed that exceeds 55 km/h but does not exceed 70 km/h	181
(f) where the motor vehicle is driven at a speed that exceeds 40 km/h but does not exceed 55 km/h	114
Any offence under any of the following provisions of Schedule O:	
Clause 19 (3)	151
Clause 20 (3)	151
Clause 21 (3)	151
Clause 21 (4)	151
Clause 21 (5)	151
Clause 28 (3)	151
Clause 29 (2)	151
Clause 30 (3)	151
Clause 34 (1)	151
Clause 35 (4)	151
Clause 36 (4)	151
Clause 37 (1)	151
Clause 37 (2)	151
Clause 40 (4)	151
Clause 48 (1)	151
Clause 48 (2)	151
Clause 49 (2)	151
Clause 49 (3)	151

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Offence	Penalty \$
Clause 49 (4)	151
Clause 50 (2)	151
Clause 51 (2)	151
Clause 52	151
Clause 54 (3)	151
Clause 56 (1)	151
Clause 57 (1)	151
Clause 58 (1)	151
Clause 58 (3)	151
Clause 60	151
Clause 61 (1)	151
Clause 61 (2)	151
Clause 62 (1)	151
Clause 62 (2)	151
Clause 63 (3)	151
Clause 64 (1)	151
Clause 64 (2)	151
Clause 65	151
Clause 66 (1)	151
Clause 67	151
Clause 69 (a)	151
Clause 69 (b)	151
Clause 70	151
Clause 71 (1)	151
Clause 72	151
Clause 73	151
Clause 75	151
Clause 76	151
Clause 77	151
Clause 78 (1)	151
Clause 78 (2)	151
Clause 93 (2)	151
Clause 95 (1)	151
Clause 96 (1)	151
Clause 96 (4)	151
Clause 97 (4)	151
Clause 119 (2)	151
Clause 125	151

Offence	Penalty \$
Clause 134 (2)	151
Clause 135	151
Clause 136 (3)	151
Clause 137 (2)	151
Clause 142 (3)	151

TABLE B

Offence	Penalty \$
Any offence for which a penalty is imposed by Regulation 129 on any person by reason of the person's contravening any of the following Regulations:	
Regulation 54 (7):	
(a) in respect of the offence of driving a motor vehicle:	
(i) contrary to a "give way" or "stop" sign, including a "stop" sign as described in Regulation 54 (6E), or a "roundabout" sign (that is, a traffic control sign displaying a symbol described in Regulation 54 (6) (aj))	204
(ii) contrary to a "railway crossing stop" sign .	204
(iii) contrary to a "truck & bus lane" or "trucks & buses must use low gear" sign	204
(iv) contrary to a "truck & bus speed limit" sign.....	350
(v) contrary to a "bus lane", "buses only lane" or "transit lane" sign	136
(vi) contrary to any other traffic control sign ...	114
(b) in respect of the following offences:	
(i) where the offence is exceeding a time limit at a loading zone or truck zone or standing illegally at a loading zone or truck zone ...	83
(ii) where the offence is exceeding a time limit at any other place	61
(iii) where the offence is standing or parking for more than one hour at a place where standing or parking is prohibited	68

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Offence	Penalty \$
(iv) where the offence is standing or parking for one hour or less at a place where standing or parking is prohibited	61
(v) where the offence is stopping or waiting on a clearway, transit lane, bus lane or buses only lane or contrary to a "no stopping" sign	136
(vi) where the offence is standing or waiting contrary to a "disabled person" sign (that is, a traffic control sign displaying a symbol described in Regulation 54 (6) (m1)).....	136
(vii) where the offence is stopping or waiting contrary to a "no stopping" sign in a way that obstructs a marked footcrossing or a children's footcrossing	202
Regulation 61 (2) (a) or (c)	204
Regulation 61 (2) (b)	122
Regulation 65	151
Regulation 65A	114
Regulation 66 or 66C (1) (a) or (b)	204
Regulation 66C (1) (c), (d) or (e) or 66D	114
Regulation 67 (1), (2) (b), (c) or (d) or (3)	204
Regulation 67B	114
Regulation 68 (1) (b) or (3) or 68A	114
Regulation 68B (3)	159
Regulation 71 (1) (a), (2) (a) or (b) or (3A)	159
Regulation 71 (1) (b) or (2) (d)	204
Regulation 72 (1) or (1B)	159
Regulation 72 (2)	204
Regulation 72A (1)	159
Regulation 72A (2)	204
Regulation 73	114
Regulation 74	159
Regulation 74A	114
Regulation 80	136
Regulation 80B	114
Regulation 81	61
Regulation 81A	68
Regulation 83 (a)	83
Regulation 83 (b)	61

Offence	Penalty \$
Regulation 84 (1), paragraph (c) excepted	61
Regulation 84 (1) (c):	
(a) where the motor vehicle is standing in a clearway, transit lane, buses only lane or bus lane	114
(b) where the motor vehicle is standing in any other location	83
Regulation 85	61
Regulation 90 (1) (a) or (d) or 90A	114
Regulation 91H (1), (2), (4) or (5), 91I (a) or (b), 91J (2), 91K (b), 91R (1), (3) or (4), 91S (a) or (b), 91T (2), 91V (b), 91BB (1), (3), (4) or (5), 91CC (a) or (b) or 91DD (2) .	61
Regulation 91K (a), 91U (a) or (b), 91V (a) or 91EE (a) or (b)	343
Regulation 91VC (3) (a)	61
Regulation 91VC (3) (b)	343
Regulation 91VC (3) (c)	343
Regulation 91VE (2)	61
Regulation 91VF (a) or (b)	343
Regulation 91VF (c)	61
Regulation 95 (3)	68
Regulation 106 or 107	91
Regulation 110A	68
Regulation 110E, 110F or 110G	114
Regulation 111	68
Regulation 124:	
(a) where the motor vehicle, not being a motor vehicle referred to in Regulation 124 (1):	
(i) is driven at a speed that exceeds by more than 45 km/h the speed permitted	1,396
(ii) is driven at a speed that exceeds by more than 30 km/h but not more than 45 km/h the speed permitted	506
(iii) is driven at a speed that exceeds by more than 15 km/h but not more than 30 km/h the speed permitted	181
(iv) is driven at a speed that exceeds by not more than 15 km/h the speed permitted	114

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Offence		Penalty \$
(b)	where the motor vehicle, being a coach or heavy motor vehicle:	
(i)	is driven at a speed that exceeds by more than 45 km/h the speed permitted	2,096
(ii)	is driven at a speed that exceeds by more than 30 km/h but not more than 45 km/h the speed permitted	809
(iii)	is driven at a speed that exceeds by more than 15 km/h but not more than 30 km/h the speed permitted	274
(iv)	is driven at a speed that exceeds by not more than 15 km/h the speed permitted	174
(c)	where the motor vehicle, being a motor vehicle referred to in Regulation 124 (1), but not being a coach or heavy motor vehicle:	
(i)	is driven at a speed that exceeds by more than 45 km/h the speed permitted	1,396
(ii)	is driven at a speed that exceeds by more than 30 km/h but not more than 45 km/h the speed permitted	506
(iii)	is driven at a speed that exceeds by more than 15 km/h but not more than 30 km/h the speed permitted	274
(iv)	is driven at a speed that exceeds by not more than 15 km/h the speed permitted	174

TABLE C

Offence	Penalty \$
Any offence under the Regulations, not being an offence specified in Table A or B of this Part, or an offence under Regulation 67 (2) (a), 69A (1), (2) or (3) or 119A (2)	68

PART 3*Offences under the Motor Vehicles Taxation Act 1988*

Offence	Penalty \$
Any offence under:	
Section 9 (1)	413

PART 4*Offences under the Motor Accidents Act 1988*

Offence	Penalty \$
Any offence under:	
Section 8 (1)	413

PART 5*Offences under the Driving Instructors Act 1992*

Offence	Penalty \$
Any offence under:	
Section 20	590
Section 21	590
Section 29	236
Section 47 (1)	590
Section 48	590
Section 49 (2)	590
Section 52 (1) (a)	590
Section 53	236
Section 54	236
Section 55	590

PART 6*Offences under the Driving Instructors Regulation 1993*

Offence	Penalty \$
Any offence under clause 6 (1)	236
Any other offence under the Regulation	590

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PART 7

Offences under the Local Government Act 1993

Offence	Penalty \$
Any offence under section 650 relating to a notice or sign referred to in section 650 (2) (c)	136
Any other offence under section 650	61

PART 8

Offences under Regulations taken to be made under the Traffic Act 1909

Offence	Penalty \$
General Traffic (Pedestrian) Regulations 1937:	
All offences under the Regulations	44
General Traffic Regulations 1916:	
Any offence under subsection 9 of section 6	83
Any other offences under the Regulations, subsections 3 (a), 7 (1), (2) and (3) of section 13 excepted	44

PART 9

Offences under the Tow Truck Act 1989

Offence	Penalty \$
Any offence under:	
Section 5 (a) or (b)	2,023
Section 15 (a), (b) or (c)	405
Section 16	405
Section 31 (a) or (b)	456
Section 32	456
Section 34	405
Section 37 (1) or (2)	2,023
Section 38 (1) or (2)	1,517
Section 39	202
Section 40 (a) or (b)	253
Section 73 (2)	405

Offence	Penalty \$
Section 74 (1) or (2)	303
Section 77	456

PART 10*Offences under the Tow Truck Regulation 1990*

Offence	Penalty \$
Any offence under:	
Clause 7 (5) or (6)	456
Clause 8 (1) (a), (b) or (c)	355
Clause 8 (2) or (3)	355
Clause 8 (4)	355
Clause 10 (2)	303
Clause 10 (3) or (5)	303
Clause 10 (6)	303
Clause 11(1), (2) or (3)	355
Clause 11A (1)	355
Clause 12 (1) (a)	405
Clause 12 (1) (b) or (c)	355
Clause 12 (2)	355
Clause 13 (a) or (b)	303
Clause 14 (2)	303
Clause 15 (1) (a), (b) or (c)	355
Clause 16 (a)	303
Clause 16 (b)	355
Clause 17 (a) or (b)	405
Clause 17A (1)	303
Clause 17B (1) (a)	303
Clause 17B (1) (b)	303
Clause 19 (1) (a) or (b)	355
Clause 19 (3) (a)	253
Clause 19 (3) (b)	506
Clause 19 (3) (c) or (d)	405
Clause 19 (4)	303
Clause 19 (5)	355
Clause 20 (1) (a)	303
Clause 20 (1) (b)	355

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Offence	Penalty \$
Clause 20 (1) (c)	202
Clause 20 (2)	303
Clause 22	405
Clause 23 (1) (a), (b) or (c)	303
Clause 24 (2)	202

PART 11

Offences under the Roads Act 1993 and a regulation made under that Act

Offence	Penalty \$
Roads Act 1993:	
Any offence under section 112, or under section 235 in relation to an offence under section 112, if the offence arises because the laden weight of the vehicle exceeds the maximum specified by means of a notice displayed in accordance with section 112:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes	609
by more than 3 tonnes but not more than 4 tonnes	817
Any offence under section 115 (4)	61

Road Transport (Mass, Loading and Access) Regulation 1996:

Any offence (other than an offence relating to a breach of a mass limit) under clause 16, 36 or 38:

(a) that involves travelling in an area or on a route other than an area or route on which the vehicle or combination concerned is permitted to travel under an applicable notice or permit	827
(b) that involves travelling at a time other than the time at which the vehicle or combination concerned is permitted to travel under an applicable notice or permit	827
(c) that involves travelling accompanied by fewer than the number of pilot or escort vehicles required under an applicable permit or notice that applies to the vehicle or combination concerned	827
(d) that does not involve (a), (b) or (c)	151

Any offence (other than an offence relating to a breach of a mass limit) under:

Clause 30	119
Clause 31	151
Clause 32	151
Clause 33	151

Any offence under clause 16 relating to a breach of a mass limit:

(a) if the offence arises because the axle load on a single steer axle or a single axle with single tyres exceeds the maximum specified by a notice issued, or a permit granted, under Division 2 of Part 3 with respect to that axle:	
by not more than 0.5 tonne	202
by more than 0.5 tonne but not more than 1 tonne ...	609
(b) if the offence arises because the axle load on a single axle with dual tyres exceeds the maximum specified by a notice issued, or a permit granted, under Division 2 of Part 3 with respect to that axle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes .	408
by more than 1.5 tonnes but not more than 2 tonnes	609
by more than 2 tonnes but not more than 2.5 tonnes	817
(c) if the offence arises because the sum of the axle loads on a twin steer axle group or a tandem axle group exceeds the maximum specified by a notice issued, or a permit granted, under Division 2 of Part 3 with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes .	408
by more than 1.5 tonnes but not more than 2 tonnes	609
by more than 2 tonnes but not more than 2.5 tonnes	817
(d) if the offence arises because the sum of the axle loads on a tri-axle group exceeds the maximum specified by a notice issued, or a permit granted, under Division 2 of Part 3 with respect to that axle group:	
by not more than 1 tonne	202

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by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
(e) if the offence arises because the laden weight of a vehicle exceeds the maximum laden weight specified by a notice issued, or a permit granted, under Division 2 of Part 3 with respect to that vehicle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
Any offence under clause 31, 32 or 33 relating to a breach of a mass limit:	
(a) if the offence arises because the axle load on a single steer axle or a single axle with single tyres exceeds the maximum specified in Schedule 1 with respect to that axle:	
by not more than 0.5 tonne	202
by more than 0.5 tonne but not more than 1 tonne ...	609
(b) if the offence arises because the axle load on a single axle with dual tyres exceeds the maximum specified in Schedule 1 with respect to that axle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes ..	408
by more than 1.5 tonnes but not more than 2 tonnes .	609
by more than 2 tonnes but not more than 2.5 tonnes .	817
(c) if the offence arises because the sum of the axle loads on a twin steer axle group or a tandem axle group exceeds the maximum specified in Schedule 1 with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes ..	408
by more than 1.5 tonnes but not more than 2 tonnes .	609
by more than 2 tonnes but not more than 2.5 tonnes .	817

(d) if the offence arises because the sum of the axle loads on a tri-axle group exceeds the maximum specified in Schedule 1 with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
(e) if the offence arises because the laden weight of a vehicle exceeds the maximum specified in Schedule 1 with respect to that vehicle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
Any offence under clause 35	506
Any offence under clause 36 relating to a breach of a mass limit:	
(a) if the offence arises because the axle load on a single steer axle or a single axle with single tyres exceeds the maximum specified in a condition of a notice or permit (or of an exemption granted under clause 39) with respect to that axle:	
by not more than 0.5 tonne	202
by more than 0.5 tonne but not more than 1 tonne ...	609
(b) if the offence arises because the axle load on a single axle with dual tyres exceeds the maximum specified in a condition of a notice or permit (or of an exemption granted under clause 39) with respect to that axle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes .	408
by more than 1.5 tonnes but not more than 2 tonnes	609
by more than 2 tonnes but not more than 2.5 tonnes	817
(c) if the offence arises because the sum of the axle loads on a twin steer axle group or a tandem axle group exceeds the maximum specified in a condition of a notice or permit (or of an exemption granted under clause 39) with respect to that axle group:	

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by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes ..	408
by more than 1.5 tonnes but not more than 2 tonnes .	609
by more than 2 tonnes but not more than 2.5 tonnes .	817
(d) if the offence arises because the sum of the axle loads on a tri-axle group exceeds the maximum specified in a condition of a notice or permit (or of an exemption granted under clause 39) with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
(e) if the offence arises because the laden weight of a vehicle exceeds the maximum specified in a condition of a notice or permit (or of an exemption granted under clause 39) with respect to that vehicle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ...	609
by more than 3 tonnes but not more than 4 tonnes ...	817
Any offence under clause 41:	
(a) if the offence arises because the axle load on a single steer axle or a single axle with single tyres exceeds the maximum prescribed by or under that clause with respect to that axle:	
by not more than 0.5 tonne	202
by more than 0.5 tonne but not more than 1 tonne ...	609
(b) if the offence arises because the axle load on a single axle with dual tyres exceeds the maximum prescribed by or under that clause with respect to that axle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes ..	408
by more than 1.5 tonnes but not more than 2 tonnes .	609
by more than 2 tonnes but not more than 2.5 tonnes .	817

(c) if the offence arises because the sum of the axle loads on a twin steer axle group or a tandem axle group exceeds the maximum prescribed by or under that clause with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 1.5 tonnes .	408
by more than 1.5 tonnes but not more than 2 tonnes	609
by more than 2 tonnes but not more than 2.5 tonnes	817
(d) if the offence arises because the sum of the axle loads on a tri-axle group exceeds the maximum prescribed by or under that clause with respect to that axle group:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes	408
by more than 2 tonnes but not more than 3 tonnes ..	609
by more than 3 tonnes but not more than 4 tonnes ..	817
(e) if the offence arises because the laden weight of a vehicle exceeds the maximum laden weight prescribed by or under that clause with respect to that vehicle:	
by not more than 1 tonne	202
by more than 1 tonne but not more than 2 tonnes ...	408
by more than 2 tonnes but not more than 3 tonnes ..	609
by more than 3 tonnes but not more than 4 tonnes ..	817
Any offence under clause 41I	151
Any offence under clause 47 (3) relating to a breach of a mass limit:	
(a) if the offence arises because the axle load on a single steer axle or a single axle with single tyres exceeds the maximum specified in the notice for that class of vehicle with respect to that axle:	
by not more than 0.5 tonne	202
by more than 0.5 tonne but not more than 1 tonne ...	609
(b) if the offence arises because the axle load on a single axle with dual tyres exceeds the maximum specified in the notice for that class of vehicle with respect to that axle:	
by not more than 1 tonne	202

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	by more than 1 tonne but not more than 1.5 tonnes ..	408
	by more than 1.5 tonnes but not more than 2 tonnes .	609
	by more than 2 tonnes but not more than 2.5 tonnes .	817
(c)	if the offence arises because the sum of the axle loads on a twin steer axle group or a tandem axle group exceeds the maximum specified in the notice for that class of vehicle with respect to that axle group:	
	by not more than 1 tonne	202
	by more than 1 tonne but not more than 1.5 tonnes ..	408
	by more than 1.5 tonnes but not more than 2 tonnes .	609
	by more than 2 tonnes but not more than 2.5 tonnes .	817
(d)	if the offence arises because the sum of the axle loads on a tri-axle group exceeds the maximum specified in the notice for that class of vehicle with respect to that axle group:	
	by not more than 1 tonne	202
	by more than 1 tonne but not more than 2 tonnes	408
	by more than 2 tonnes but not more than 3 tonnes ...	609
	by more than 3 tonnes but not more than 4 tonnes ...	817
(e)	if the offence arises because the sum of the axle loads of a group of axles (other than an axle group of a kind referred to in (c) or (d)) of a vehicle exceeds the maximum specified in the notice for that class of vehicle with respect to that axle group:	
	by not more than 1 tonne	202
	by more than 1 tonne but not more than 2 tonnes	408
	by more than 2 tonnes but not more than 3 tonnes ...	609
	by more than 3 tonnes but not more than 4 tonnes ...	817

PART 12*Offences under the Road Transport (Vehicle Registration) Act
1997 and regulations made under that Act*

Offence	Penalty \$
Road Transport (Vehicle Registration) Act 1997:	
Any offence under:	
section 18	413
section 20	204
Road Transport (Vehicle Registration) Regulation 1998:	
Any offence under clause 57 in respect of the use of a registrable vehicle that does not comply with any of the following provisions of Schedule 4:	
(a) clause 10, defective suspension	91
(b) clause 10, defective road wheels, studs or nuts	91
(c) clause 10, defective or missing body panels	68
(d) clause 10 and clause 7.3 of Appendix to Part 6, defective LPG equipment or labelling	91
(e) clause 16 and clauses 5.3 and 5.7 of Appendix to Part 6, defective headlights	68
(f) clause 17 and clauses 5.10 and 5.13 of Appendix to Part 6, defective tail lights	68
(g) clause 25 and clauses 5.22 and 5.23 of Appendix to Part 6, defective brake lights	68
(h) clause 67–76 and clauses 4.5–4.7 of Appendix to Part 6, exceed dimensions	68
(i) clauses 10, 88, 89, 91, 92, 93, 94, 95 (2) and clauses 6.1–6.10 of Appendix to Part 6, defective brakes	151
(j) clause 95 (3), defective emergency brake	68
(k) clause 10, 97 (1) and clause 2.1 of Appendix to Part 6, defective steering	151
(l) clause 100 (1) and clause 4.8 of Appendix to Part 6, excessive overhang	68
(m) clauses 10 and 102, oil and fuel leaks	91
(n) clause 104, seat belt removed or defective	204
(o) clauses 10, 107 and clause 2.6 of Appendix to Part 6, defective seating	91

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(p) clauses 10 and 108, defective door latches, hinges	68
(q) clause 119, defective body/chassis structural member	91
(r) clauses 119, 120, 121 and clauses 7.1, 7.2 and 7.4 of Appendix to Part 6, undue emission, inefficient silencer	91
(s) clause 127 and clauses 2.18 and 2.19 of Appendix to Part 6, defective tyres	68
(t) clause 152, defective or missing fire extinguisher (bus) .	68
(u) clauses 9.3–9.16 of Appendix to Part 6, road train equipment offences	91
(v) clause 104, motor vehicle not fitted or equipped with seat belts or seat belt anchorages	204
Any offence under clause 57 (1) (b)	114
Any offence under clause 63 (6) or 64 (2A)	151
Any offence under clause 78 (5)	204
Any offence under clause 84 (2)	204
Any other offence under the Regulation	68

PART 13

Offences under the Road Transport (Driver Licensing) Act 1998 and regulations made under that Act

Offence	Penalty \$
Road Transport (Driver Licensing) Regulation 1999:	
Any offence under:	
clause 12 (1) or (2), (3), (4) or (5), 13, 15 (6) (a) or (b), 30 (1), 56 (other than an offence referred to below), 57 (1), (2) or (3) or 58	68
An offence under clause 56 where the provisional licence concerned is a provisional Class R licence and the holder of the licence drives a motor cycle with engine capacity greater than 150 kilowatts per tonne:	
(a) for the first offence, or the first offence within 5 years .	324
(b) for the second or subsequent offence within the last 5 years	506

BY AUTHORITY