



New South Wales

Motor Traffic Amendment (Additional School Bus Warning System and Signs) Regulation 1998

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 to fix a speed limit of 40 kilometres per hour for motorists approaching or overtaking a school bus in certain circumstances and to make provision with respect to the meaning of related road signs.

This Regulation is made under sections 3 (the general regulation-making power) and 4A (speed limits) of the *Traffic Act 1909*.

1999 No 5

Clause 1 Motor Traffic Amendment (Additional School Bus Warning System and Signs) Regulation 1998

Motor Traffic Amendment (Additional School Bus Warning System and Signs) Regulation 1998

1 Name of Regulation

This Regulation is the *Motor Traffic Amendment (Additional School Bus Warning System and Signs) Regulation 1998*.

2 Commencement

This Regulation commences on 25 January 1999.

3 Amendment of Motor Traffic Regulations 1935

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

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 3)

[1] Regulation 54A Speed limit signs

Omit “and described” wherever occurring.

[2] Regulation 54A (1)

Omit “or 6”. Insert instead “, 6 or 9”.

[3] Regulation 54A (1C)

Insert after Regulation 54A (1B):

- (1C) A speed limit indicated by a sign in or to the effect of the form illustrated in Diagram 9 in the Schedule to this Regulation has effect only while a bus with a warning system referred to in Regulation 136A that is activated is between that sign and a sign in or to the effect of the form illustrated in Diagram 10 in that Schedule.

[4] Regulation 54A (6)

Insert after Regulation 54A (5):

- (6) The sign illustrated in Diagram 10 in the Schedule to this Regulation indicates the end of a length of road or road related area in respect of which a speed limit has been fixed under section 4A (3) of the Act as indicated by a sign illustrated in Diagram 9 in the Schedule to this Regulation.

1999 No 5

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Schedule 1 Amendments

[5] Regulation 54A, Schedule

Insert after Diagram 8:

Diagram 9

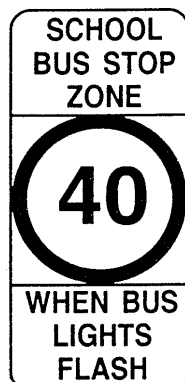
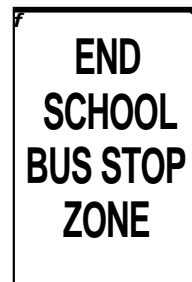


Diagram 10

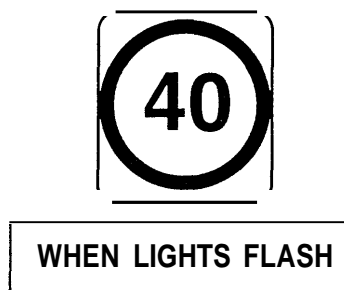


[6] Regulation 136D

Insert after Regulation 136C:

136D School bus warning and 40 km/h speed limit

- (1) The driver of a motor vehicle approaching from the rear a bus (whether stationary or in motion) on which is displayed a sign in a form similar to the form illustrated at the end of this Regulation must not pass the bus on a road or road related area at a speed of more than 40 kilometres per hour if the warning system of the bus (being the warning system referred to in Regulation 136A) is activated.
- (2) This Regulation does not apply in relation to a length of road or road related area in respect of which a speed limit has been fixed under section 4A (3) of the Act as indicated by a sign illustrated in Diagram 9 in the Schedule to Regulation 54A.



[7] Part 13 Trial of school bus warning system and 40 km/h speed limit

Omit the Part.

[8] Schedule K Prescribed offences and penalties for the purposes of section 18B of the Act

Insert in appropriate order in Table A of Part 2:

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	1,380
(b)	where the motor vehicle (being a heavy motor vehicle or coach) is driven at a speed that exceeds 85 km/h	2,072
(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	500
(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	800
(e)	where the motor vehicle is driven at a speed that exceeds 55 km/h but does not exceed 70 km/h	179
(f)	where the motor vehicle is driven at a speed that exceeds 40 km/h but does not exceed 55 km/h	112

1999 No 5

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Schedule 1 Amendments

[9] Schedule K, Table A of Part 2

Omit the matter relating to Regulation 145 (1), (2)–(4) and (5).

[10] Schedule L Offences for the purposes of Regulations 10B, 12A (6) and 12B (4)

Omit the matter relating to Regulation 145 (5). Insert instead:

Pass bus in excess of 40 km/h—Regulation 136D:

- | | | |
|-----|---|---|
| (a) | where the motor vehicle is driven at a speed that exceeds 85 km/h | 6 |
| (b) | where the motor vehicle is driven at a speed that exceeds 70 km/h but does not exceed 85 km/h | 4 |
| (c) | where the motor vehicle is driven at a speed that exceeds 55 km/h but does not exceed 70 km/h | 3 |
| (d) | where the motor vehicle is driven at a speed that exceeds 40 km/h but does not exceed 55 km/h | 1 |