



New South Wales

Road Transport (Mass, Loading and Access) Amendment (Axle Spacing and Exemptions) Regulation 2000

under the

Roads Act 1993

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Roads Act 1993*.

CARL SCULLY, M.P.,

Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Mass, Loading and Access) Regulation 1996*:

- (a) to enable the Roads and Traffic Authority to exempt, by a notice published in the Gazette, a person or class of persons from the operation of any of the provisions of clause 55 (1) of that Regulation (projection of loading or equipment of motor vehicles), and
- (b) to provide for the payment and waiver, or refund, of fees for permits exempting persons from the operation of any of the provisions of clause 55 (1) of that Regulation, and
- (c) to modify the total mass limit set out in clause 4 of Schedule 1 to that Regulation for combinations of a particular axle spacing.

This Regulation is made under the *Roads Act 1993*, including sections 264 (the general regulation-making power) and 264A.

2000 No 75

Clause 1 Road Transport (Mass, Loading and Access) Amendment (Axle Spacing and Exemptions) Regulation 2000

Road Transport (Mass, Loading and Access) Amendment (Axle Spacing and Exemptions) Regulation 2000

1 Name of Regulation

This Regulation is the *Road Transport (Mass, Loading and Access) Amendment (Axle Spacing and Exemptions) Regulation 2000*.

2 Amendment of Road Transport (Mass, Loading and Access) Regulation 1996

The *Road Transport (Mass, Loading and Access) Regulation 1996* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

[1] Clause 55 Projection of loading or equipment of vehicles

Omit clause 55 (5) and (6).

[2] Clauses 55A–55B

Insert after clause 55:

55A Exemption by notice in Gazette

- (1) The Authority may, by notice published in the Gazette, exempt a person or class of persons from the operation of any of the provisions of clause 55 (1).
- (2) Any such notice must specify:
 - (a) the conditions (if any) to which the exemption is subject, and
 - (b) the period for which the exemption is to remain in force.

55B Exemption by permit

- (1) A person may apply to the Authority for a permit exempting the person from the operation of any of the provisions of clause 55 (1).
- (2) The Authority may issue such a permit, whether conditional or unconditional.
- (3) An application for a permit must be in writing and in a form approved by the Authority.
- (4) The fee for the issue of a permit under this clause is \$52.
- (5) The Authority may, for such reason as the Authority considers sufficient, exempt a person from the requirement to pay the fee specified in subclause (4), or waive or wholly or partly refund a fee that would otherwise be payable or has been paid in accordance with this clause.

2000 No 75

Road Transport (Mass, Loading and Access) Amendment (Axle Spacing and Exemptions) Regulation 2000

Schedule 1 Amendments

[3] Schedule 1 Mass and loading requirements for heavy vehicles

Omit clause 4 (2). Insert instead:

- (2) The distance between the axles closest to each other in any adjacent multi-axle groups in a B-double must not differ from the distance between the axles closest to each other in any other adjacent multi-axle groups by more than 1 metre.

[4] Schedule 1, clause 4 (4)

Omit “or combination” from clause 4 (4).

[5] Schedule 1, clause 4 (5)

Insert after clause 4 (4):

- (5) The total mass of any vehicle that is being towed, and any load, must not exceed 15 tonnes if the distance between the rearmost axle of the preceding vehicle and foremost axle of the succeeding vehicle is less than 2.5 m.

BY AUTHORITY