



Road Transport (General) (Penalty Notice Offences) Amendment Regulation 2002

under the

Road Transport (General) Act 1999

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (General) Act 1999*.

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (General) (Penalty Notice Offences) Regulation 2002* so as:

- (a) to abolish Class 11 and Class 12 officers (within the meaning of that Regulation), and
- (b) to renumber Class 13 officers (within the meaning of that Regulation) as Class 12 officers for the purpose of preserving a cross-reference in another statutory rule, and
- (c) to make consequential amendments to Schedule 2 to that Regulation, which (among other things) prescribes the various classes of officers who may issue penalty notices for the purposes of the *Road Transport (General) Act 1999*, and
- (d) to omit references to “authorised officers” in certain definitions and replace them with references to “enforcement officers” to reflect a recent change in their titles, and
- (e) to correct a typographical error in the amount of a fine carried over from the former *Road Transport (General) (Short Descriptions and Penalty Notice Offences) Regulation 1999*.

This Regulation is made under the *Road Transport (General) Act 1999*, including section 71 (the general power to make regulations) and section 15.

2002 No 1009

Clause 1 Road Transport (General) (Penalty Notice Offences) Amendment
Regulation 2002

**Road Transport (General) (Penalty Notice Offences)
Amendment Regulation 2002**

under the

Road Transport (General) Act 1999

1 Name of Regulation

This Regulation is the *Road Transport (General) (Penalty Notice Offences) Amendment Regulation 2002*.

2 Amendment of Road Transport (General) (Penalty Notice Offences) Regulation 2002

The *Road Transport (General) (Penalty Notice Offences) Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Schedule 1 Authorised officers

Omit “authorised officer” wherever occurring in the definitions of *Class 6 officer* and *Class 7 officer*.

Insert instead “enforcement officer”.

[2] Schedule 1

Omit the definitions of *Class 11 officer*, *Class 12 officer* and *Class 13 officer*.

Insert instead:

Class 12 officer means a person:

- (a) who is employed by a local council, or
- (b) who is subject to the control and direction of a local council,

and who is an authorised person (within the meaning of the *Local Government Act 1993*) for the purposes of section 679 of that Act.

[3] Schedule 2 Penalty notice offences

Omit “, 11”, “, 11, 12”, and “, 12, 13” wherever occurring in Column 2.

Insert instead “, 12”.

[4] Schedule 2

Omit “25” from Column 3 of the matter relating to clause 59 (2) of the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999*.

Insert instead “275”.