



New South Wales

Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties and Fees) Regulation 2002

under the

Road Transport (Driver Licensing) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

CARL SCULLY, M.P.,

Minister for Roads

Explanatory note

The object of this Regulation is to amend the *Road Transport (Driver Licensing) Regulation 1999*:

- (a) to provide that two demerit points (three demerit points on a long weekend) be recorded against a driver's licence if the driver of a motor vehicle with a sound system drives or uses the motor vehicle on a road or road related area where the sound system emits offensive noise (the use of a vehicle includes standing the vehicle), and
- (b) to provide that two demerit points (three demerit points on a long weekend) be recorded against a person's licence for starting or driving a vehicle causing unnecessary noise or smoke, and
- (c) to provide that three demerit points (four demerit points on a long weekend) be recorded against a person's licence:
 - (i) for approaching a pedestrian crossing too quickly to stop safely if necessary, or

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- (ii) for using hand-held mobile phones while driving, and
- (d) to increase (generally by 4.7 per cent) certain fees payable under the *Road Transport (Driver Licensing) Act 1998* in line with movements in the Consumer Price Index.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 19 (the general regulation-making power) and 20 (in particular, section 20 (2) (f)).

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1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Demerit Points Offences and Penalties and Fees) Regulation 2002*.

2 Commencement

This Regulation commences on 1 July 2002.

3 Amendment of Road Transport (Driver Licensing) Regulation 1999

The *Road Transport (Driver Licensing) Regulation 1999* is amended as set out in Schedule 1.

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Schedule 1 Amendments

Schedule 1 Amendments

(Clause 3)

[1] Schedule 1 Demerit points offences and penalties

Insert at the end of Part 2 of the Schedule:

Approach pedestrian crossing too quickly to stop safely if necessary	3	4	Rule 81 (1) of <i>Australian Road Rules</i>
Start or drive a vehicle causing unnecessary noise or smoke	2	3	Rule 291 of <i>Australian Road Rules</i>
Use hand-held mobile phone while driving	3	4	Rule 300 of <i>Australian Road Rules</i>
Driver of a motor vehicle with a sound system driving or using the motor vehicle on a road or road related area where the sound system emits offensive noise	2	3	Clause 17A (1) of <i>Protection of the Environment Operations (Noise Control) Regulation 2000</i>

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Amendments

Schedule 1

[2] Schedule 3

Omit the Schedule. Insert instead:

Schedule 3 Fees

(Clause 62)

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1 Issue or renewal of driver's licence:	
(a) 1-year	37
(b) 3-year	91
(c) 5-year	122
(d) provisional P1 licence	37
(e) provisional P2 licence	60
(f) learner licence	15
2 Replacement or duplicate licence:	
(a) learner licence	15
(b) any other licence	18
3 Application for driving or riding test	38
4 Competency based assessment:	
(a) scheme participation fee	18
(b) replacement log book	6
5 Entry fee for authorised rider training course:	
(a) provisional licence rider training course	94
(b) learner licence rider training course	63
6 Certificate from Authority's records	21
7 Information from records (other than a certificate)	15
8 Hazard Perception Test	31
9 Driver Qualification Test	31
10 Driver Knowledge Test	31

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Schedule 1 Amendments

- 11 Fee per copy for provision of handbook:
- (a) Road Users' Handbook (including any foreign language version
of that handbook) 25
 - (b) Heavy Vehicle Drivers' Handbook 25
 - (c) Motorcycle Riders' Handbook 25
 - (d) Hazard Perception Handbook 25
 - (e) Driver Qualification Handbook 25

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