



New South Wales

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Pay Parking) Regulation 2003

under the

Road Transport (Safety and Traffic Management) Act 1999

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

CARL SCULLY, M.P.,

Minister for Roads

Explanatory note

The objects of this Regulation are as follows:

- (a) to require a metered parking scheme or ticket parking scheme established and operated by a parking authority (such as a council) to facilitate the payment of parking fees in cash (notes or coins, or both),
- (b) to make it clear that other methods of payment of parking fees may be provided for by such a scheme, but only in accordance with guidelines of the Roads and Traffic Authority,
- (c) to allow a parking authority to establish and operate a metered parking scheme or a ticket parking scheme, on a trial basis, that does not facilitate the payment of parking fees in cash, but only in accordance with the approval of the Roads and Traffic Authority and any conditions of that approval.

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Regulation 2003

Explanatory note

This Regulation is made under the *Road Transport (Safety and Traffic Management) Act 1999*, including section 71 (the general regulation-making power and clause 2 of Schedule 1 (Parking)).

Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Pay Parking) Regulation 2003

1 Name of Regulation

This Regulation is the *Road Transport (Safety and Traffic Management) (Road Rules) Amendment (Pay Parking) Regulation 2003*.

2 Amendment of Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999

The *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999* is amended as set out in Schedule 1.

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Road Transport (Safety and Traffic Management) (Road Rules)
Amendment (Pay Parking) Regulation 2003

Schedule 1 Amendments

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(Clause 2)

[1] Clause 64 Misuse of parking meters

Omit “coins” from clause 64 (a).
Insert instead “cash (notes or coins)”.

[2] Clause 70 Misuse of ticket machines

Omit “coins” from clause 70 (a).
Insert instead “cash (notes or coins)”.

[3] Clause 97 Metered parking schemes

Insert after clause 97 (6):

- (7) A metered parking scheme must facilitate the payment of fees for parking in cash (notes or coins, or both).
- (8) Subject to subclause (7), a metered parking scheme may provide for other methods of payment of fees for parking in accordance with Authority guidelines.
- (9) A parking authority may establish and operate on a trial basis, in accordance with the approval of the Authority (and any conditions of that approval), a metered parking scheme that does not facilitate the payment of fees for parking in cash, despite subclause (7). In such a case, the parking scheme may provide for such methods of payment of fees for parking as accord with the approval of the Authority (and any conditions of that approval).

[4] Clause 99 Parking meters

Omit clause 99 (1) (b)–(d). Insert instead:

- (b) that the fee may be paid using cash (notes or coins, or both) and the denomination of notes or coins that may be used to pay the fee by that method, and

- (c) any other method that may be used to pay the fee for parking, such as the use of a smart card or another device, and how to use that method of payment.

[5] Clause 99 (3)

Insert after clause 99 (2):

- (3) Subclause (1) (b) does not apply in respect of a parking meter that does not permit payment of the fee in cash (if the meter is used in connection with a scheme operated on a trial basis as referred to in clause 97 (9)).

[6] Clause 101 Ticket parking schemes

Omit clause 101 (2) (c).

[7] Clause 101 (2) (d)

Omit “(pay parking devices)”.

[8] Clause 101 (6)–(8)

Insert after clause 101 (5):

- (6) A ticket parking scheme must facilitate the payment of fees for parking in cash (notes or coins, or both).
- (7) Subject to subclause (6), a ticket parking scheme may provide for other methods of payment of fees for parking in accordance with Authority guidelines.
- (8) A parking authority may establish and operate on a trial basis, in accordance with the approval of the Authority (and any conditions of that approval), a ticket parking scheme that does not facilitate the payment of fees for parking in cash, despite subclause (6). In such a case, the parking scheme may provide for such methods of payment of fees for parking as accord with the approval of the Authority (and any conditions of that approval).

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Schedule 1 Amendments

[9] Clause 104

Omit the clause. Insert instead:

104 Parking ticket machines

- (1) The parking ticket machine for a ticket parking area must indicate:
 - (a) the fees fixed for the area under this Division, and
 - (b) that the fee may be paid using cash (notes or coins, or both) and the denomination of notes or coins that may be used to pay the fee by that method, and
 - (c) any other method that may be used to pay the fee for parking, such as the use of a smart card or another device, and how to use that method of payment.
- (2) Subclause (1) (b) does not apply in respect of a parking ticket machine that does not permit payment of the fee in cash (if the ticket machine is used in connection with a scheme operated on a trial basis as referred to in clause 101 (8)).

[10] Clause 113 Authority guidelines and approval

Omit “clause 101” from clause 113 (2).

Insert instead “clause 97, 101”.

BY AUTHORITY