



Road Transport (Driver Licensing) Amendment (Release of Information in Register) Regulation 2003

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 authorise the Roads and Traffic Authority (the RTA) to release certain information kept on the RTA's driver licence register for the purpose of its publication by the RTA. The information concerns the pass rates of persons presented for driving tests for learner licences of class C (car licences) by certain categories of driving schools (being persons who have not previously attempted such a driving test).

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 12 and 19 (the general power to make regulations).

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1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Release of Information in Register) Regulation 2003*.

2 Amendment of Road Transport (Driver Licensing) Regulation 1999

The *Road Transport (Driver Licensing) Regulation 1999* is amended by inserting after clause 25:

25A Release of certain information for publication by RTA

The Authority may cause the following information recorded in the driver licence register to be published:

- (a) the name of any driving school (within the meaning of the *Driving Instructors Act 1992*) that has presented persons to the Authority for submission to a driving test for a learner licence of class C, being a driving test:
 - (i) conducted in a vehicle of the driving school, and
 - (ii) to which the student has not previously submitted, and
- (b) the percentage of those persons who passed the driving test on their first attempt.

Note. The disclosure of personal information by the Authority is regulated by the *Privacy and Personal Information Protection Act 1998*. Section 25 of that Act allows personal information to be disclosed if the disclosure is permitted (or is necessarily implied or reasonably contemplated) under an Act or any other law.