



New South Wales

# Road Transport (General) Amendment (Penalty Notices relating to Mass Requirements) Regulation 2006

under the

Road Transport (General) Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (General) Act 2005*.

ERIC ROOZENDAAL, M.L.C.,  
Minister for Roads

## Explanatory note

The object of this Regulation is to provide for offences under section 28 of the *Road Transport (General) Act 2005* (**the Act**) (which imposes mass limitations on certain roads and bridges) to be dealt with by penalty notice. Section 28 provides for the maximum laden mass to be specified by means of a notice. This Regulation provides for the penalty for offences dealt with by penalty notice to depend on the amount by which the laden mass of the vehicle exceeds the maximum specified.

This Regulation also omits a redundant clause. (The clause to be omitted prescribes a regulation as being within the meaning of the term **applicable road law** in the Act. However, the Act has been amended so that the Act itself provides that that regulation is within the meaning of the term.)

This Regulation is made under the *Road Transport (General) Act 2005*, including sections 10 (the general regulation-making power) and 183 (which provides for the issue of penalty notices).

**2006 No 228**

Clause 1 Road Transport (General) Amendment (Penalty Notices relating to Mass Requirements) Regulation 2006

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under the

Road Transport (General) Act 2005

**1 Name of Regulation**

This Regulation is the *Road Transport (General) Amendment (Penalty Notices relating to Mass Requirements) Regulation 2006*.

**2 Amendment of Road Transport (General) Regulation 2005**

The *Road Transport (General) Regulation 2005* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 2)

**[1] Clause 43 Applicable road laws**

Omit the clause.

**[2] Schedule 3 Penalty notice offences**

Insert in appropriate order by section number in Columns 1, 2 and 3 under the matter relating to the *Road Transport (General) Act 2005*:

Section 28 if the offence arises because the laden mass of the vehicle exceeds the maximum specified by means of a notice displayed in accordance with section 28:

(a)	by not more than 1 tonne	Class 1, 2, 12, 14	Level 5
(b)	by more than 1 tonne but not more than 2 tonnes	Class 1, 2, 12, 14	Level 8
(c)	by more than 2 tonnes but not more than 3 tonnes	Class 1, 2, 12, 14	Level 10
(d)	by more than 3 tonnes but not more than 4 tonnes	Class 1, 2, 12, 14	Level 11