



New South Wales

Road Transport (Driver Licensing) Amendment (School Zones) Regulation 2007

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*.

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

Explanatory note

The object of this Regulation is to amend the *Road Transport (Driver Licensing) Regulation 1999* to apply demerit points to certain offences, and increase the demerit points already applying to certain offences, if they are committed in operating school zones.

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 14, 15 and 19 (the general regulation-making power).

2007 No 212

Clause 1 Road Transport (Driver Licensing) Amendment (School Zones)
 Regulation 2007

Road Transport (Driver Licensing) Amendment (School Zones) Regulation 2007

under the

Road Transport (Driver Licensing) Act 1998

1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (School Zones) Regulation 2007*.

2 Commencement

This Regulation commences on 21 May 2007.

3 Amendment of Road Transport (Driver Licensing) Regulation 1999

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

Schedule 1 Amendments

(Clause 3)

[1] Schedule 1 National schedule of demerit point offences

Omit the matter in Columns 1, 2, 3 and 4 under the heading *Australian Road Rules*.

Insert instead:

Rule 20 (except in school zone)	Exceeding speed limit:		
	(a) where the speed limit is exceeded by more than 45km/h	6	12
	(b) where the speed limit is exceeded by more than 30km/h but not exceeded by more than 45km/h	4	8
	(c) where the speed limit is exceeded by more than 15km/h but not exceeded by more than 30km/h	3	6
	(d) where the speed limit is exceeded by not more than 15km/h	3	6
Rule 20 (in school zone)	Exceeding speed limit:		
	(a) where the speed limit is exceeded by more than 45km/h	7	14
	(b) where the speed limit is exceeded by more than 30km/h but not exceeded by more than 45km/h	5	10
	(c) where the speed limit is exceeded by more than 15km/h but not exceeded by more than 30km/h	4	8
	(d) where the speed limit is exceeded by not more than 15km/h	4	8
Rule 27, 28, 29, 31, 32, 33 or 43	Turning improperly	2	2

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Rule 37, 39, 40, 41 or 42 (except in school zone)	Make unlawful U-turn	2	2
Rule 37, 39, 40, 41 or 42 (in school zone)	Make unlawful U-turn	3	3
Rule 38 or 64 (except in school zone)	Failing to give way	3	3
Rule 38 or 64 (in school zone)	Failing to give way	4	4
Rule 46 (1) or 48 (1), but only in the circumstances referred to in rule 46 (3) or 48 (3) respectively	Not give proper signal when driving out from side of road	2	2
Rule 46 (1) or 48 (1) (but only in the circumstances referred to in rule 46 (2) or 48 (2) respectively), 53, 112, 113, 117 or 118 (1)	Changing direction or stopping without signalling	2	2
Rule 56 or 59, but only at traffic lights other than traffic lights at toll booths or in school zones	Disobeying traffic light	3	3
Rule 56 or 59, but only at traffic lights in school zones, other than traffic lights at toll booths	Disobeying traffic light	4	4
Rule 57, 60, 61 or 63 (2) (except at level crossing or in school zone)	Disobeying traffic light	3	3
Rule 57, 60, 61 or 63 (2) (in school zone but not at level crossing)	Disobeying traffic light	4	4
Rule 66 (except at level crossing) or Part 17	Disobeying traffic light	3	3

Rule 62 or 63 (3) (except in school zone)	Failing to give way	3	3
Rule 62 or 63 (3) (in school zone)	Failing to give way	4	4
Rule 65 (2) (a), 80 or 81 (2) (except in school zone)	Failing to stop or give way at pedestrian, children's or level crossing	3	3
Rule 65 (2) (a), 80 or 81 (2) (in school zone)	Failing to stop or give way at pedestrian, children's or level crossing	4	4
Rule 65 (2) (b) (except in school zone)	Obstruct pedestrian—flashing yellow light	3	3
Rule 65 (2) (b) (in school zone)	Obstruct pedestrian—flashing yellow light	4	4
Rule 65 (2) (c) (except in school zone)	Overtake/pass vehicle—flashing yellow light	3	3
Rule 65 (2) (c) (in school zone)	Overtake/pass vehicle—flashing yellow light	4	4
Rule 67, 68, 69, 71 or 101 (except in school zone)	Disobeying stop (including hand-held stop) or give way sign or line	3	3
Rule 67, 68, 69, 71 or 101 (in school zone)	Disobeying stop (including hand-held stop) or give way sign or line	4	4
Rule 70 (except in school zone)	Disobey give way sign on bridge/narrow road	3	3
Rule 70 (in school zone)	Disobey give way sign on bridge/narrow road	4	4
Rule 72 (1), 73, 74, 75, 84, 87, 114, 148 or 149	Failing to give way	3	3
Rule 76 (1)	Drive into path of approaching tram	3	3
Rule 76 (2)	Not move out of path of approaching tram	3	3
Rule 77 (1)	Driver in left lane/traffic line not give way to bus	3	3
Rule 78 (1)	Move into path of police or emergency vehicle	3	3
Rule 78 (2)	Not move out of path of police or emergency vehicle	3	3

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Rule 79 (1)	Not give way to police or emergency vehicle	3	3
Rule 81 (1) (except in school zone)	Approach pedestrian crossing too quickly to stop safely if necessary	3	3
Rule 81 (1) (in school zone)	Approach pedestrian crossing too quickly to stop safely if necessary	4	4
Rule 82 (except in school zone)	Overtake or pass vehicle—children's or pedestrian crossing	3	3
Rule 82 (in school zone)	Overtake or pass vehicle—children's or pedestrian crossing	4	4
Rule 83	Not give way to pedestrian in shared zone	3	3
Rule 85	Not give way to vehicle in/entering turning lane	3	3
Rule 86 (1)	Not give way to vehicle (median turning bay)	3	3
Rule 88, 89, 90 or 91	Disobey traffic sign	2	2
Rule 93, 94 or 143	Overtake/pass vehicle contrary to sign	2	2
Rule 115	Not drive to left of central traffic island in the roundabout	2	2
Rule 121 or 122	Failing to stop or give way at level crossing	3	3
Rule 123 (a)	Enter a level crossing when warning lights or bells operating	3	3
Rule 123 (b)	Enter a level crossing when gate, boom or barrier is closed, opening or closing	3	3
Rule 123 (c)	Enter a level crossing when a train or tram is on or entering the crossing	3	3
Rule 123 (d)	Enter a level crossing when a train or tram is approaching the crossing	3	3
Rule 123 (e)	Enter a level crossing when crossing or road beyond is blocked	3	3
Rule 126	Following too closely	3	3
Rule 129	Not drive far left side of road	2	2
Rule 130, 131, 132 or 135	Failing to keep left	3	3
Rule 140	Overtake vehicle when unsafe	3	3

Rule 141	Overtake to left of vehicle	2	2
Rule 142 (1)	Overtake to right of vehicle turning right/making U-turn	3	3
Rule 144	Fail to keep safe distance when overtaking	3	3
Rule 152	Disobey overhead lane control device	3	3
Rule 162, 163 or 164	Unlawfully driving past safety zone or stopped tram or failing to give way to pedestrian crossing near stopped tram	2	2
Rule 218	Failure to dip headlights	1	1
Rule 219	Use lights to dazzle another road user	1	1
Rule 264	Driver not wearing seat belt (no unrestrained passengers)	3	6
Rule 266	Driving with unrestrained passengers under the age of 16 years	3	6
Rule 270 (1) (a)	Ride motor bike without helmet (rider alone)	3	6
Rule 288 (4) (except in school zone)	Driver not give way to user/animal on path	3	3
Rule 288 (4) (in school zone)	Driver not give way to user/animal on path	4	4
Rule 289 (2) (except in school zone)	Driver not give way to road user/animal on nature strip	3	3
Rule 289 (2) (in school zone)	Driver not give way to road user/animal on nature strip	4	4
Rule 304	Fail to obey police direction	3	3

[2] Schedule 2 Additional demerit point offences

Omit the matter in Columns 1, 2, 3 and 4 under the heading *Australian Road Rules*.

Insert instead:

Rule 46 (1) or 48 (1), but only in the circumstances referred to in rule 46 (4) or 48 (4) respectively	Not stop change of direction signal after change	2	2
Rule 51	Operate indicator light unlawfully	2	2

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Rule 92 (1)	Disobey traffic sign/road marking at intersection	2	2
Rule 95 (1)	Drive in emergency stopping lane	2	2
Rule 96 (1)	Stop on area marked with keep clear marking	2	2
Rule 97 (1)	Disobey road access sign	2	2
Rule 98 (1)	Disobey one-way sign	2	2
Rule 99	Disobey keep left/right sign	2	2
Rule 100	Disobey no entry sign	2	2
Rule 108	Disobey trucks and buses low gear sign	3	3
Rule 111 (1), 116 or 118 (2)	Drive contrary to roundabout rules	2	2
Rule 124	Fail to leave a level crossing	3	3
Rule 127	Long vehicle following other long vehicle too closely, otherwise than where following long vehicle is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	3	3
Rule 127	Long vehicle following other long vehicle too closely, where following long vehicle is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	4	4
Rule 136	Drive wrong way on one-way service road	3	3
Rule 137	Drive on dividing strip	2	2
Rule 138 (1)	Drive on/over continuous line near painted island	2	2
Rule 145	Increase speed while being overtaken	3	3

Rule 146	Not drive within single marked lane or line of traffic, otherwise than where vehicle not driven within single marked lane or line of traffic is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	2	2
Rule 146	Not drive within single marked lane or line of traffic, where vehicle not driven within single marked lane or line of traffic is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	4	4
Rule 147	Cross continuous line separating marked lanes, otherwise than where vehicle crossing line is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	2	2
Rule 147	Cross continuous line separating marked lanes, where vehicle crossing line is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	4	4
Rule 150	Drive on/over continuous white edge line, where vehicle driven is: (a) a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	4	4
Rule 150	Drive on/over continuous white edge line, where vehicle driven is: (a) not a class B or class C motor vehicle, and (b) in a Safe-T-Cam zone	2	2
Rule 150	Drive on/over continuous white edge line, where vehicle driven is not in a Safe-T-Cam zone	2	2
Rule 154	Drive in bus lane	3	3

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Rule 157	Drive in truck lane	3	3
Rule 159	Bus or truck driver fail to drive in bus lane or in truck lane where required	3	3
Rule 167 (in school zone)	Disobey no stopping sign	2	2
Rule 168 (1) (in school zone)	Disobey no parking sign	2	2
Rule 171 (1) (except in school zone)	Stop on/near children's crossing	1	1
Rule 171 (1) (in school zone)	Stop on/near children's crossing	2	2
Rule 172 (1) (except in school zone)	Stop on/near pedestrian crossing	1	1
Rule 172 (1) (in school zone)	Stop on/near pedestrian crossing	2	2
Rule 173 (1) (except in school zone)	Stop on/near marked foot crossing	1	1
Rule 173 (1) (in school zone)	Stop on/near marked foot crossing	2	2
Rule 175 (1)	Stop on/near level crossing	1	1
Rule 183 (1) (in school zone)	Stop in bus zone	2	2
Rule 189 (1) (in school zone)	Double park	2	2
Rule 195 (1) (in school zone)	Stop at/near bus stop	2	2
Rule 197 (1) (in school zone)	Stop on path/strip in built-up area	2	2
Rule 198 (2) (in school zone)	Stop on/across driveway/other access to/from adjacent land	2	2
Rule 268 (3)	Part of body outside vehicle window/door (driver)	3	3
Rule 268 (4)	Drive with part of passenger's body outside window/door	3	3
Rule 270 (1) (a) and (b)	Ride motor bike without helmet and with one passenger only not wearing helmet	6	12

Rule 270 (1) (a) and (b)	Ride motor bike without helmet and with 2 or more passengers not wearing helmets	9	18
Rule 270 (1) (b)	Ride motor bike with one passenger not wearing helmet	3	6
Rule 270 (1) (b)	Ride motor bike with 2 or more passengers not wearing helmets	6	12
Rule 271 (1) (a)	Not sit astride on motor bike rider's seat	3	3
Rule 271 (4)	Unauthorised carriage of pillion passenger on motor bike or motor trike	3	3
Rule 271 (5)	Exceed number of passengers in motor bike side car	3	3
Rule 287	Not stop and supply required particulars at scene of crash	3	3
Rule 288 (1) (except in school zone)	Drive on path	3	3
Rule 288 (1) (in school zone)	Drive on path	4	4
Rule 289 (1) (except in school zone)	Drive on nature strip	3	3
Rule 289 (1) (in school zone)	Drive on nature strip	4	4
Rule 290 (except in school zone)	Drive on traffic island	3	3
Rule 290 (in school zone)	Drive on traffic island	4	4
Rule 291	Start or drive a vehicle causing unnecessary noise or smoke	3	3
Rule 292 (a)	Drive/tow vehicle with unsecured load	3	3
Rule 292 (b)	Drive/tow vehicle with load causing instability	3	3
Rule 292 (c)	Drive/tow vehicle with overhanging load	3	3
Rule 293 (2)	Not remove/have removed any thing fallen/put upon road	3	3
Rule 294 (1)	Tow without appropriate control of towed vehicle	3	3
Rule 294 (2) (a)	Tow without control of trailer	3	3

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Rule 294 (2) (b)	Tow trailer when unsafe	3	3
Rule 295 (1) and (2)	Not keep required distance (towing with towline)	2	2
Rule 295 (1) and (3)	Not keep required distance (towing with towline—motor bike)	2	2
Rule 295 (1), (4) and (5) (a)	Warning material not correct shape/length	2	2
Rule 295 (1), (4) and (5) (b)	Warning material not in correct position	2	2
Rule 295 (1), (4) and (5) (c)	Warning material not visible	2	2
Rule 296 (1) (except in school zone)	Not reverse vehicle safely	2	2
Rule 296 (1) (in school zone)	Not reverse vehicle safely	3	3
Rule 297 (except in school zone)	Not have proper control of vehicle	3	3
Rule 297 (in school zone)	Not have proper control of vehicle	4	4
Rule 298	Tow trailer with person in/on trailer	3	3
Rule 299 (1) (a) (except in school zone)	Drive vehicle with TV/VDU image visible	3	3
Rule 299 (1) (a) (in school zone)	Drive vehicle with TV/VDU image visible	4	4
Rule 300 (except in school zone)	Use hand-held mobile phone while driving	3	3
Rule 300 (in school zone)	Use hand-held mobile phone while driving	4	4

[3] Schedule 2

Omit the matter relating to clause 38 (1), (5) or (6) or 39 in Columns 1, 2, 3 and 4 under the heading *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999*.

Insert instead:

Clause 38 (1), (5) or (6) (except in school zone)	Exceeding speed limit:		
	(a) where the speed limit is exceeded by more than 45km/h	6	12
	(b) where the speed limit is exceeded by more than 30km/h but not exceeded by more than 45km/h	4	8
	(c) where the speed limit is exceeded by more than 15km/h but not exceeded by more than 30km/h	3	6
	(d) where the speed limit is exceeded by not more than 15km/h	3	6
Clause 38 (1), (5) or (6) (in school zone)	Exceeding speed limit:		
	(a) where the speed limit is exceeded by more than 45km/h	7	14
	(b) where the speed limit is exceeded by more than 30km/h but not exceeded by more than 45km/h	5	10
	(c) where the speed limit is exceeded by more than 15km/h but not exceeded by more than 30km/h	4	8
	(d) where the speed limit is exceeded by not more than 15km/h	4	8
Clause 39	Exceeding speed limit:		
	(a) where the speed limit is exceeded by more than 45km/h	6	12

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|-----|--|---|---|
| (b) | where the speed limit is exceeded by more than 30km/h but not exceeded by more than 45km/h | 4 | 8 |
| (c) | where the speed limit is exceeded by more than 15km/h but not exceeded by more than 30km/h | 3 | 6 |
| (d) | where the speed limit is exceeded by not more than 15km/h | 3 | 6 |

[4] Dictionary

Insert in alphabetical order:

school zone means a school zone (as defined in rule 23 of the *Australian Road Rules*), but only during any period in which the speed limit indicated by a school zone sign has effect, as referred to in clause 13 of Schedule 1 to the *Road Transport (Safety and Traffic Management) (Road Rules) Regulation 1999*.

BY AUTHORITY
