



New South Wales

Road Transport (Vehicle Registration) Amendment (Toll Relief Scheme) Regulation 2019

under the

Road Transport Act 2013

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport Act 2013*.

ANDREW CONSTANCE, MP
Minister administering the *Road Transport Act 2013*

Explanatory note

The object of this Regulation is to enable an individual to apply for the waiver of half of the individual's registration fee in respect of a single light motor vehicle payable in a financial year if the individual has paid \$780 (including GST) in tolls during the previous financial year.

Current exemptions from the requirement to pay the fee will continue to be available (as a waiver of the whole fee, instead of an exemption) to individuals who pay \$1,300 (including GST) or more in tolls.

This Regulation is made under the *Road Transport Act 2013*, including sections 21, 23 (the general statutory rule-making power) and 24 and clause 14 of Schedule 1.

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1 Name of Regulation

This Regulation is the *Road Transport (Vehicle Registration) Amendment (Toll Relief Scheme) Regulation 2019*.

2 Commencement

This Regulation commences on 20 May 2019 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Road Transport (Vehicle Registration) Regulation 2017

- [1] **Clause 127A Waiver of registration fee for toll users**
Omit “Applications to claim exemptions” from the heading to clause 127A (1).
Insert instead “Application for waiver”.
- [2] **Clause 127A (1)**
Omit “to claim an exemption from paying any”.
Insert instead “for the waiver of all or half of the”.
- [3] **Clause 127A (1) (c)**
Omit “exemption”. Insert instead “waiver”.
- [4] **Clause 127A (2)**
Omit the subclause. Insert instead:
 (2) An application for the waiver of half of a registration fee cannot be made before 1 July 2019 unless the applicant is an individual who has been invited or permitted by the Authority to apply for the waiver in relation to tolls paid in the 2018–2019 financial year.
- [5] **Clause 127A (3), heading**
Omit “exemption”. Insert instead “waiver”.
- [6] **Clause 127A (3)**
Omit “an exemption from paying any”. Insert instead “the waiver of all or half of a”.
- [7] **Clause 127A (5)**
Omit “provide to an applicant an exemption by way of a refund of”.
Insert instead “refund to an applicant”.
- [8] **Clause 127A (5) (a)**
Omit “an exemption from paying the fee as provided by”. Insert instead “a waiver under”.
- [9] **Clause 127A (5) (b)**
Omit “a claim for the exemption”. Insert instead “an application for the waiver”.
- [10] **Clause 127A (6) and note**
Omit “an exemption” wherever occurring. Insert instead “a waiver”.
- [11] **Clause 127A (6), note**
Omit “Clause 89D of the *Roads Regulation 2008*”.
Insert instead “Clause 78 of the *Roads Regulation 2018*”.

[12] Clause 127A (8) (a) and (aa)

Omit clause 127A (8) (a). Insert instead:

- (a) if the previous financial year is the 2017–2018 financial year and the application relates to the waiver of all of a fee—\$1,300 (inclusive of GST), or
- (aa) if the previous financial year is the 2018–2019 financial year:
 - (i) for an application relating to the waiver of all of a fee—\$1,300 (inclusive of GST), or
 - (ii) for an application relating to the waiver of half of a fee—\$780 (inclusive of GST), or

[13] Clause 127A (10), note

Omit “exemptions can only be claimed”.

Insert instead “applications for a waiver can only be made”.

[14] Clause 127A (11)

Omit “an exemption is claimed”. Insert instead “an application for a waiver is made”.

[15] Clause 127A (11A)

Insert after clause 127A (11):

- (11A) An amendment made to this clause by the *Road Transport (Vehicle Registration) Amendment (Toll Relief Scheme) Regulation 2019* does not affect any entitlement to claim an exemption, or any exemption granted, under this clause as in force immediately before the commencement of that Regulation.