



New South Wales

Road Transport (Minimum Toll Expenditure Calculation) Amendment Order 2019

under the

Road Transport Act 2013

I, the Minister administering the *Road Transport Act 2013*, in pursuance of clause 127A of the *Road Transport (Vehicle Registration) Regulation 2017*, make the following Order.

Dated, this 9th day of May 2019.

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

Explanatory note

The object of this Order is to include the total amount of tolls accumulated across multiple e-tags for the same tolling account in calculating a person's minimum expenditure amount in tolls for a previous year. The minimum expenditure amount in tolls is used to determine a person's entitlement to certain waivers of vehicle registration fees and exemptions from, or reductions of, motor vehicle tax.

This Order is made under clause 127A of the *Road Transport (Vehicle Registration) Regulation 2017*.

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1 Name of Order

This Order is the *Road Transport (Minimum Toll Expenditure Calculation) Amendment Order 2019*.

2 Commencement

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

Schedule 1 Amendment of Road Transport (Minimum Toll Expenditure Calculation) Order 2018

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3 (1):

minimum expenditure amount in tolls for a previous financial year:

- (a) in relation to a waiver of all or half of a registration fee—has the same meaning as it has in clause 127A of the Regulation, or
- (b) in relation to an exemption from or 50% reduction of motor vehicle tax—has the same meaning as it has in clause 5 of the *Motor Vehicles Taxation Regulation 2016*.

[2] Clause 3 (1), definition of “toll service provider”

Omit “clause 89D of the *Roads Regulation 2008*”.

Insert instead “clause 78 of the *Roads Regulation 2018*”.

[3] Clause 3 (2)

Insert “, unless otherwise defined in this Order” after “in that clause”.

[4] Clause 5 Method for calculating for tolling accounts with e-tags

Omit “with one or more e-tags for the account” from clause 5 (1).

[5] Clause 5 (2)

Omit clause 5 (2). Insert instead:

- (2) The following amounts can be counted towards determining whether the minimum expenditure amount in tolls for the financial year concerned has been reached:
 - (a) the amount of tolls paid in respect of any e-tag matched vehicles for the tolling account during that financial year,
 - (b) the amount of tolls paid in respect of any photograph matched vehicles for the tolling account during that financial year.

[6] Clause 5A Two or more e-tags may be treated as one e-tag

Omit “or 5” from clause 5A (1).

[7] Clause 6 Method for calculating for tolling accounts without e-tags

Omit clause 6 (2). Insert instead:

- (2) The amount of tolls paid in respect of any photograph matched vehicles for the tolling account during the financial year concerned can be counted towards determining whether the minimum expenditure amount in tolls for that financial year has been reached.