

Heavy Vehicle (Adoption of National Law) Regulation 2022

[2022-303]



New South Wales

Status Information

Currency of version

Current version for 1 July 2024 to date (accessed 17 July 2024 at 16:28)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Staged repeal status**

This legislation is currently due to be automatically repealed under the [Subordinate Legislation Act 1989](#) on 1 September 2027

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 1 July 2024

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Heavy Vehicle (Adoption of National Law) Regulation 2022



New South Wales

1 Name of Regulation

This Regulation is the *Heavy Vehicle (Adoption of National Law) Regulation 2022*.

2 Commencement

This Regulation commences on 1 July 2022.

Note—

This Regulation repeals and replaces the *Heavy Vehicle (Adoption of National Law) Regulation 2013*, which would otherwise be repealed on 1 September 2022 by the *Subordinate Legislation Act 1989*, section 10(2).

3 Definition

In this Regulation—

the Act means the *Heavy Vehicle (Adoption of National Law) Act 2013*.

Note—

The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

4 Repeal and saving

- (1) The *Heavy Vehicle (Adoption of National Law) Regulation 2013* is repealed.
- (2) An act, matter or thing that, immediately before the repeal of the *Heavy Vehicle (Adoption of National Law) Regulation 2013*, had effect under that Regulation continues to have effect under this Regulation.

Schedule 1 Infringement notice offences

Application

- (1) For the Act, section 12(6)—
 - (a) each offence created by a provision specified in this Schedule is an offence for which an infringement notice may be issued, and

(b) the amount payable for the infringement notice is the amount specified opposite the provision.

(2) If the provision is qualified by words that restrict its operation to limited kinds of offences or to offences committed in limited circumstances, the infringement notice may be issued only for—

(a) that limited kind of offence, or

(b) an offence committed in those limited circumstances.

Provision	Penalty
Offences under <i>Heavy Vehicle National Law (NSW)</i>	
Section 25A(1)	\$398
Section 25A(2)	\$398
Section 60(1)—	
(a) for contravention of a heavy vehicle standard relating to a speed limiter	\$800
(b) otherwise	\$398
Section 79(2)	\$530
Section 81(1)	\$530
Section 81(2)	\$530
Section 81(3)	\$530
Section 82(2)	\$398
Section 82(3)	\$398
Section 83(1)	\$398
Section 83(2)	\$398
Section 83(3)	\$398
Section 85(1)	\$398
Section 85(2)	\$398
Section 86(2)	\$398
Section 87A(1)	\$398
Section 89(1)	\$800
Section 90(1)	\$398
Section 90(2)	\$398

Section 90(3)	\$398
Section 92(2)	\$398
Section 96(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 102(1)—	
(a) if the heavy vehicle does not have goods or passengers in it	\$398
(b) if the heavy vehicle has goods or passengers in it—	
(i) for a minor risk breach	\$398
(ii) for a substantial risk breach	\$666
Section 109(2)	\$398
Section 111(1)—	
(a) for a minor risk breach	\$398
(b) for a substantial risk breach	\$666
Section 129(1)	\$800
Section 129(2)	\$800
Section 129(3)	\$800
Section 130(2)	\$800
Section 131(1)	\$800
Section 132(2)	\$398
Section 132(3)	\$398
Section 133(1)	\$398
Section 133(2)	\$530
Section 133(3)	\$398
Section 134(1)	\$398
Section 134(2)	\$398
Section 137	\$800
Section 150(1)	\$800

Section 151(2)	\$398
Section 151(3)	\$398
Section 152(1)	\$398
Section 152(2)	\$530
Section 152(3)	\$398
Section 153A(1)	\$800
Section 181(3)	\$530
Section 184(1)	\$398
Section 185(1)	\$800
Section 185(2)	\$800
Section 190(1)	\$800
Section 191(1)	\$800
Section 191(3)	\$800
Section 192(1)	\$800
Section 192(2)	\$398
Section 250(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 251(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 254(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 256(1)—	

(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 258(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 260(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 263(1)	\$530
Section 284(2)	\$800
Section 286(1)	\$800
Section 287(2)	\$398
Section 287(3)	\$398
Section 288(1)	\$398
Section 288(2)	\$530
Section 288(3)	\$398
Section 293(1)	\$800
Section 296(1)	\$200
Section 297(2)	\$800
Section 298(1)	\$200
Section 299	\$398
Section 301	\$200
Section 302	\$200
Section 303	\$200
Section 305(1)	\$800
Section 305(2)	\$398
Section 305(3)	\$200

Section 306	\$398
Section 307(2)	\$398
Section 307(3)	\$398
Section 308(1)	\$398
Section 309(2)	\$398
Section 310(2)	\$800
Section 312(3)	\$800
Section 319(1)	\$800
Section 319A(2)	\$398
Section 321(1)	\$800
Section 321(3)	\$800
Section 322(2)	\$398
Section 323(2)	\$398
Section 324(2)	\$398
Section 324A(2)	\$200
Section 341(1)	\$800
Section 341(2)	\$800
Section 341(3)	\$398
Section 341(4)	\$398
Section 341(5)	\$800
Section 341(7)	\$200
Section 354(3)	\$800
Section 354(5)	\$800
Section 355(2)	\$800
Section 355(4)	\$800
Section 355(6)	\$800
Section 373(2)	\$800
Section 375	\$800
Section 376(2)	\$398
Section 376(3)	\$398
Section 377	\$398

Section 392(2)	\$800
Section 395	\$800
Section 396(2)	\$800
Section 399(2)	\$800
Section 466(2A)	\$398
Section 466(2B)	\$398
Section 467	\$800
Section 468(1)	\$398
Section 468(3)	\$398
Section 469(2)	\$530
Section 470(3)	\$800
Section 470(8)	\$398
Section 471(2)	\$800
Section 471(3)	\$530
Section 476(2)	\$800
Section 488	\$530
Section 513(4)	\$800
Section 514(3)	\$800
Section 516(3)	\$800
Section 517(4)	\$800
Section 522(5)	\$800
Section 524(5)	\$800
Section 526(4)	\$398
Section 528(3)	\$398
Section 529—	
(a) for a major defect notice or minor defect notice	\$800
(b) for a self-clearing defect notice	\$398
Section 531(4)	\$398
Section 533(7)	\$1,331
Section 534(5)	\$1,331

Section 567(4)	\$398
Section 568(3)—	
(a) for failure to comply with a requirement under section 568(2)(a)	\$800
(b) for failure to comply with a requirement under section 568(2)(b)	An amount equal to 10% of the amount of the maximum penalty for an offence of failing to keep the document, device or other thing in the driver's possession
Section 568(7)	\$398
Section 569(2)	\$800
Section 569(7)	\$398
Offences under <i>Heavy Vehicle (Fatigue Management) National Regulation (NSW)</i>	
Section 18A(1)	\$200
Offences under <i>Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)</i>	
Section 16(2)	\$398
Section 28	\$398
Section 34(2)	\$530