

Western Australia

Road Traffic Amendment Bill 2001

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Western Australia

LEGISLATIVE ASSEMBLY

(As amended during consideration in detail)

Road Traffic Amendment Bill 2001

A Bill for

An Act to amend the *Road Traffic Act 1974*.

The Parliament of Western Australia enacts as follows:

1. Short title

This Act may be cited as the *Road Traffic Amendment Act 2001*.

2. Commencement

This Act comes into operation on a day fixed by proclamation.

3. The Act amended

The amendments in this Act are to the *Road Traffic Act 1974**.

5 [* Reprinted as at 17 September 1999.
For subsequent amendments see 2000 Index to
Legislation of Western Australia, Table 1, p. 393,
and Act Nos. 39 and 51 of 2000.]

4. Sections 103A and 103B inserted

10 After section 103 the following sections are inserted in
Part VI —

“

103A. Power to include areas in the scope of specified regulations

- 15 (1) The Minister may declare that a regulation specified in
the declaration applies to a specified area of the State
that is open to or used by the public.
- (2) A declaration has effect for the period specified in it
unless it is sooner revoked.

20 **103B. Power to grant exemptions from specified regulations**

- (1) The regulations may provide for the Minister to
declare, in writing in accordance with the regulations,
that a specified requirement of the regulations does not
25 apply to a specified person or vehicle.
- (2) The regulations may provide for the Director General
to grant exemptions from provisions of the regulations
prescribing standards for vehicles.

”.

5. Section 111 amended

Section 111(2)(d) is deleted and the following paragraphs are inserted instead —

“

- 5 (d) prescribing standards for vehicles, including standards relating to —
- (i) the design, construction, efficiency and performance of, and the equipment to be carried on, vehicles;
 - 10 (ii) the attachment of operational or safety devices;
 - (iii) mass and dimension limits of vehicles and their loads;
 - (iv) roadworthiness;
 - 15 (v) safety, emissions and noise;
 - (vi) the coupling of trailers and motor vehicles;
 - (vii) the identification of vehicles or components of vehicles;
 - 20 (viii) loading and unloading and securing of loads;
 - (ix) vehicles whose size, mass or load exceeds limits set by the regulations;
 - (x) security of vehicles and the equipment to be fitted to vehicles for the purposes of security; and
 - 25 (xi) the keeping and production of records;
- 30 (daa) applying, adopting or incorporating, with or without modification, any instrument or writing relating to vehicle standards, as in force or existing at the time the regulations take effect;

”.

6. Section 111A inserted

After section 111 the following section is inserted —

“

111A. Adoption of other laws, codes etc.

- 5 (1) Regulations made under section 111 may adopt, either wholly or in part or with modifications —
- (a) a national standard determined under the *Motor Vehicle Standards Act 1989* of the Commonwealth; or
- 10 (b) any of the standards, rules, codes or specifications of the body known as Standards Australia or a similar specified body.
- (2) If any subsidiary legislation, standard, rule, code or
- 15 specification is adopted under subsection (1), it is adopted as in force from time to time unless the regulations specify that a particular text is adopted.

”

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