

Queensland



Subordinate Legislation 1993 No. 167

Traffic Act 1949

TRAFFIC AMENDMENT REGULATION (No. 2) 1993

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Short title

1. This regulation may be cited as the *Traffic Amendment Regulation (No. 2) 1993*.

Amended regulation

2. The *Traffic Regulation 1962* is amended as set out in this regulation.

Amendment of s.4 (Interpretation)

3.(1) Section 4(1) (definitions “**Bicycle lane**”, “**Bicycle path**”, “**Bicycle prohibition sign**”, “**Bicycle way sign**”, “**Bus lane**”, “**Bus lane sign**”, “**Cab**”, “**Cab stand**”, “**Carrying vehicle**”, “**Carrying vehicle stand**”, “**Clearway**”, “**Clearway sign**”, “**End bicycle way sign**”, “**End Bus Lane sign**”, “**End Clearway sign**”, “**End segregated footway sign**”, “**End shared footway sign**”, “**End Transit Lane sign**”, “**Give Way Sign**”, “**Licensed vehicle**”, “**Omnibus stand**”, “**Public stand**”, “**Public vehicle**”, “**Segregated footway**”, “**Segregated footway sign**”, “**Shared footway**”, “**Shared footway sign**”, “**Transit Lane**” and “**Transit Lane sign**”)—

omit.

(2) Section 4(1)—

insert—

“**all traffic turn sign**” means—

- (a) an all traffic turn sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘all traffic turn’ and any other words;

“**bicycle lane**” means a length of marked lane of a carriageway defined by a bicycle lane sign and an end bicycle lane sign;

“**bicycle lane sign**” means—

- (a) a bicycle lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a bicycle lane;

“**bicycle path**” means a path, other than a bicycle lane, defined by a bicycle

path sign and—

- (a) an end bicycle path sign; or
- (b) a shared footway sign; or
- (c) a segregated footway sign; or
- (d) a carriageway;

“bicycle path sign” means—

- (a) a bicycle path sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a bicycle path;

“bicycle prohibition sign” means—

- (a) a bicycle prohibition sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a point beyond which a bicycle or tricycle must not proceed;

“bus lane” means a length of marked lane of a carriageway defined by a bus lane sign and an end bus lane sign;

“bus lane sign” means—

- (a) a bus lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘bus lane’ and any other words;

“bus prohibition sign” means a bus prohibition sign described in the MUTCD;

“bus zone” means an area of carriageway defined by a bus zone sign;

“bus zone sign” means—

- (a) a bus zone sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating where a bus may stand;

“clearance sign” means—

- (a) a clearance ... m sign described in the MUTCD; or
- (b) a low clearance ... m sign described in the MUTCD; or

- (c) an official traffic sign inscribed with the words ‘clearance ... m’ and any other words; or
- (d) an official traffic sign inscribed with the words ‘low clearance ... m’ and any other words;

“clearway” means a length of marked lane of a carriageway defined by a clearway sign and an end clearway sign;

“clearway sign” means—

- (a) a clearway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the word ‘clearway’ and any other words;

“cyclists dismount sign” means a sign indicating that cyclists must dismount to cross road sign described in the MUTCD;

“end bicycle lane sign” means—

- (a) an end sign and bicycle lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a bicycle lane;

“end bicycle path sign” means—

- (a) an end sign and bicycle path sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a bicycle path;

“end bus lane sign” means—

- (a) an end sign and bus lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a bus lane;

“end clearway sign” means—

- (a) an end clearway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a clearway;

“end local traffic area sign” means an end local traffic area sign described in the MUTCD;

“end segregated footway sign” means—

- (a) an end sign and segregated footway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a segregated footway;

“end shared footway sign” means—

- (a) an end sign and shared footway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a shared footway;

“end shared zone sign” means an end shared zone sign described in the MUTCD;

“end transit lane sign” means—

- (a) an end sign and transit lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a transit lane;

“end truck lane sign” means—

- (a) an end sign and truck lane sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating the end of a truck lane;

“give way sign” means—

- (a) a give way sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘give way’;

“give way to pedestrians sign” means a give way to pedestrians sign as described in the MUTCD;

“gross load limit sign” means a gross load limit ... t sign described in the MUTCD;

“local traffic area” means a group of roads or parts of roads defined by a local traffic area sign and an end local traffic area sign;

“local traffic area sign” means a local traffic area sign described in the MUTCD;

“MUTCD” is the acronym for the Manual of Uniform Traffic Control Devices;

“no entry sign” means—

- (a) a no entry sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘no entry’ and any other words;

“no parking sign” means—

- (a) a no parking sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘no parking’ and any other words;

“no standing sign” means—

- (a) a no standing sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘no standing’ and any other words;

“no turns sign” means—

- (a) a no turns sign, no u-turn sign, no right turn sign or no left turn sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘no turns’, ‘no u-turn’, ‘no right turn’ or ‘no left turn’ and any other words;

“roundabout sign” means—

- (a) a roundabout sign described in the MUTCD; or
- (b) an official traffic sign inscribed with the words ‘give way’ and other words indicating a roundabout;

“school zone” means an area defined by a school zone sign;

“school zone sign” means a school zone sign described in the MUTCD;

“segregated footway” means a length of footway defined by a segregated footway sign and—

- (a) an end segregated footway sign; or
- (b) a shared footway sign; or
- (c) a bicycle path sign; or

- (d) a bicycle prohibition sign; or
- (e) a carriageway;

“segregated footway sign” means—

- (a) a segregated footway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a segregated footway;

“shared footway” means a length of footway defined by a shared footway sign and—

- (a) an end shared footway sign; or
- (b) a segregated footway sign; or
- (c) a bicycle path sign; or
- (d) a bicycle prohibition sign; or
- (e) a carriageway;

“shared footway sign” means—

- (a) a shared footway sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a shared footway;

“shared zone” means a length of carriageway defined by a shared zone sign and—

- (a) an end shared zone sign; or
- (b) a dead end;

“shared zone sign” means a shared zone sign described in the MUTCD;

“speed restriction sign” means—

- (a) a speed restriction sign described in the MUTCD; or
- (b) an official traffic sign inscribed with words indicating a speed limit;

“stop banner” means a stop banner described in the MUTCD;

“taxi” means a motor vehicle for public hire under the authority of—

- (a) a licence to hire—taximeter cab; or

- (b) a licence to hire—exempted cab;
issued under the *State Transport Act 1960*;

“taxi zone” means an area of carriageway defined by a taxi zone sign;

“taxi zone sign” means—

- (a) a taxi zone sign described in the MUTCD; or
(b) an official traffic sign inscribed with words indicating where a taxi may stand;

“transit lane” means a length of marked lane of a carriageway defined by a transit lane sign and an end transit lane sign;

“transit lane sign” means—

- (a) a transit lane sign described in the MUTCD; or
(b) an official traffic sign inscribed with the words ‘transit lane’ and any other words;

“truck lane” means a length of marked lane of a carriageway defined by a truck lane sign and an end truck lane sign;

“truck lane sign” means—

- (a) a truck lane sign described in the MUTCD; or
(b) an official traffic sign inscribed with the words ‘truck lane’ and any other words;

“truck prohibition sign” means a truck prohibition sign described in the MUTCD;

“u-turn permitted sign” means a u-turn permitted sign described in the MUTCD;’.

Amendment of s.19 (Obedience to traffic control light signals)

4.(1) After section 19(1)(a)(ii)—

insert—

- ‘(iii) a bicycle symbol in green is a direction that a person riding a bicycle or tricycle facing the signal may enter the carriageway;’.

(2) After section 19(1)(c)(ii)—

insert—

‘(iii) a bicycle symbol in red is a direction that a person riding a bicycle or tricycle facing the signal must not enter the carriageway, unless the person is so close to the signal when the red symbol first appears that the person cannot safely stop the bicycle or tricycle before entering the carriageway;’.

Amendment of s.20 (Obedience to signs)

5.(1) Section 20(1)—

omit, insert—

‘**20.(1)** The driver of a vehicle must not drive the vehicle beyond a no turns sign, that is displayed upon a marked lane of carriageway to face the driver, other than in the direction indicated by the sign.’.

(2) Section 20(3)—

omit, insert—

‘**(3)** The driver of a vehicle must not drive the vehicle beyond a no entry sign displayed upon a carriageway to face the driver.’.

(3) Section 20(9) and (10)—

omit, insert—

‘**(9)** The driver of a vehicle must not drive the vehicle beyond a give way sign, that is displayed upon a narrow section of carriageway to face the driver, if there is a reasonable probability that the vehicle and a vehicle travelling in the opposite direction will pass each other at any point between the sign and the other end of the narrow section of carriageway.

‘**(10)** The driver of a vehicle must not drive the vehicle beyond an all traffic turn sign, that is displayed upon a marked lane of carriageway to face the driver, other than in the direction indicated by the sign.’.

(4) Section 20(12)—

omit ““TURN LEFT AT ANY TIME WITH CARE””,

insert “turn right at any time with care’ or ‘turn left at any time with care”’.

(5) After section 20(12)—

insert—

‘(13) The driver of a vehicle must not drive the vehicle beyond a gross load limit sign, that is displayed upon a carriageway to face the driver, if the mass in tonnes of the vehicle and its load (if any) together with any trailer that the vehicle is towing and its load (if any) is more than the mass indicated on the sign.

‘(14) The driver of a vehicle must give way to a pedestrian on a carriageway if the driver is at an intersection where—

- (a) traffic control light signals are operating; and
- (b) a give way to pedestrians sign is displayed upon the carriageway to face the driver.

‘(15) The driver of a vehicle must not drive the vehicle beyond a clearance sign, that is displayed upon a carriageway to face the driver, if the height in metres of the vehicle and its load (if any) is more than the height indicated on the sign.

‘(16) The rider of a bicycle or tricycle must dismount to cross a carriageway upon which a cyclists dismount sign is displayed to face the rider.

‘(17) The driver of a bus must not drive the bus beyond a bus prohibition sign displayed upon a carriageway to face the driver.

‘(18) The driver of a motor truck must not drive the motor truck beyond a truck prohibition sign displayed upon a carriageway to face the driver.

‘(19) The driver of a vehicle must not drive the vehicle beyond a stop banner while the banner is displayed to face the driver.’.

Insertion of new s.32D

6. After section 32C—

insert—

‘Truck lanes

‘**32D.(1)** The driver of a motor vehicle, other than a motor truck, must not drive the vehicle in a truck lane.

‘(2) Subsection (1) does not apply if—

- (a) the vehicle is being driven in a truck lane, that in relation to the direction of travel is on the left hand side of the carriageway, for the purpose of turning left at or before the next intersection;
- (b) the vehicle is being driven in a truck lane, that in relation to the direction of travel is on the right hand side of the carriageway, for the purpose of turning right at or before the next intersection.’.

Insertion of new s.38B

7. After section 38A—

insert—

‘Shared zone

‘**38B.** The driver of a vehicle must give way to a pedestrian who is on a shared zone.’.

Amendment of s.40 (Duties of pedestrians)

8. Section 40—

insert—

‘(2) Subsection (1)(c) and (d) does not apply to a pedestrian in a shared zone.’.

Amendment of s.41 (Restrictions on pedestrians)

9. Section 41(a)—

omit, insert—

- ‘(a) while waiting to board a vehicle, stand on any part of a carriageway other than a carriageway in a safety zone or a shared zone;’.

Amendment of s.42 (Walking on carriageways)

10. Section 42(5)—

omit, insert—

‘(5) This section does not apply to a pedestrian who is on a carriageway—

- (a) in a shared zone; or
- (b) from which vehicles are excluded.’.

Amendment of s.47 (U turns)

11. Section 47(b)—

omit, insert—

- ‘(b) at an intersection at which a traffic control light signal is operating, unless—
 - (i) a u-turn permitted sign is displayed upon a carriageway to face the driver; and
 - (ii) the signal permits the driver to proceed.’.

Amendment of s. 50 (Speed limits)

12. Section 50(1)(c)—

omit, insert—

- ‘(c) at a speed in kilometres per hour greater than the speed in kilometres per hour indicated by the number on a speed restriction sign displayed upon the road to face the driver.’.

Amendment of s.55 (Prohibited standing places)

13.(1) Section 55(b)—

omit ‘or public stand’.

(2) Section 55(f)—

omit ‘omnibuses’, *insert* ‘a bus’.

(3) Section 55(f)—

omit ‘omnibus’ (wherever occurring), *insert* ‘bus’.

(4) Section 55(f)(i)—

omit ‘sign with the words “BUS STOP” inscribed thereon’,

insert ‘bus zone sign’.

(5) Section 55(f)(ii)—

omit ‘two or more signs inscribed with the words “BUS STOP”’,

insert ‘2 or more bus zone signs’.

(6) Section 55(j)—

omit, insert—

‘(j) in a bus lane or a truck lane, unless the vehicle is a bus that is standing in a bus zone to allow passengers to enter or leave the bus;’.

(7) Section 55(l)—

omit, insert—

‘(l) in a clearway, unless the vehicle is—

(i) a bus that is standing in a bus zone; or

(ii) a taxi that is standing;

to allow passengers to enter or leave the vehicle;’.

(8) Section 55 (at the end)—

insert—

‘(p) if the road is in a shared zone or local traffic area other than in a designated parking space;

(q) in a taxi zone, unless the vehicle is a taxi;

(r) contrary to a no standing sign.’.

Amendment of s.58 (Penalties, &c.)

14. Section 58(2) and (2A)—

omit, insert—

‘(2) The following are the prescribed penalties for the purposes of section 44F(1)(g) of the Act—

- (a) if the offence is against section 55(a), (m) or (r)—\$20;
- (b) if the offence is against section 55(f), (j), (l) or (q)—\$30;
- (c) if the offence is against section 55(k)—\$50;
- (d) if the offence is against any other provision of section 55—\$5.’.

Amendment of s.140

15.(1) Section 140(1A)—

omit.

(2) Section 140(1)—

omit all words from ‘For the purposes’ to ‘(e) Any offence in contravention of any provision of the following Regulations:–’,

insert—

‘140.(1) For the purposes of section 45A(1)(a) of the Act, the offences mentioned in subsection (1A) are traffic offences in relation to which a notice may be given to an offender or affixed to a vehicle advising that the penalty prescribed in relation to the offence may be paid without involving court proceedings.

‘(1A) The following are the prescribed penalties for the purposes of section 45A(1)(b) of the Act—

- (a) if the offence is against section 39(2)(b) of the Act—\$15;
- (b) if the offence is against—
 - (i) section 12F of the Act in relation to the parking or stopping of a vehicle—\$5;
 - (ii) section 12F of the Act in relation to the standing of a vehicle—\$20;
 - (iii) section 54, 56 or 57—\$5;
 - (iv) section 55(a), (m), (o) or (r)—\$20;
 - (v) section 55(f), (j), (l) or (q)—\$30;
 - (vi) section 55(k)—\$50;
 - (vii) any other provision of section 55—\$5;

(c) if the offence is against any of the following sections—

\$’.

(3) Section 140(1A)(c)—

omit ‘regulation 19(1)(c)(i) or 19(1)(d)(iii)’,

insert ‘section 19(1)(c)(i), 19(1)(c)(iii) or 19(1)(d)(iii)’.

(4) Section 140(1A)(c)—

omit ‘20(6)(b) 80’,

insert—

‘20(6)(b), 20(13), 20(15), 20(17), 20(18), 20(19) 80’.

(5) Section 140(1A)(c)—

omit ‘20(2), 20(3), 20(5), 20(6)(a), 20(7) 100’,

insert—

‘20(2), 20(3), 20(5), 20(6)(a), 20(7), 20(14) 100’.

(6) Section 140(1A)(c)—

omit ‘21 50’,

insert—

‘20(16) 10

21 50’.

(7) Section 140(1A)(c)—

omit ‘32A, 32B, 32C 30’,

insert—

‘32A, 32B, 32C, 32D 30’.

(8) Section 140(1A)(c)—

omit ‘38(4) 20’,

insert—

‘38(4) 20

38B 100’.

ENDNOTES

1. Made by the Governor in Council on 27 May 1993.
2. Notified in the Gazette on 28 May 1993.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Transport.