

Queensland



Subordinate Legislation 1999 No. 299

Justices Act 1886

Transport Operations (Road Use Management) Act 1995

**TRAFFIC AND OTHER LEGISLATION
AMENDMENT REGULATION (No. 1) 1999**

TABLE OF PROVISIONS

Section	Page
1 Short title	4
2 Commencement	4
3 Regulations amended	4
4 Amendment of s 4 (Definitions)	4
5 Omission of ss 4A–4D	5
6 Amendment of s 6 (Application of regulation to animals)	5
7 Omission of ss 8–13	5
8 Omission of pts 3–11	5
9 Omission of ss 60 and 61	5
10 Omission of ss 68–75B	5
11 Amendment of s 76 (Loading exceeding normal carrying capacity of vehicle)	6
12 Omission of ss 78–92C	6
13 Omission of pt 14 (Bicycles and animals)	6
14 Omission of s 102 (Superintendents' permits giving exemptions from provisions of regulation)	6
15 Omission of s 104 (Determining applicant's fitness to hold licence)	6
16 Amendment of s 104A (Licences—decision on application)	6
17 Omission of ss 105–107	7

Traffic and Other Legislation Amendment *No. 299, 1999*
(*No. 1*)

18	Amendment of s 107A (Term of licence)	7
19	Omission of ss 108–115	7
20	Amendment of s 116 (Conditions of licences)	7
21	Omission of s 116A (Vehicle modification notices)	7
22	Amendment of s 117 (Amendment of conditions)	8
23	Amendment of s 118 (Disabled person parking permit)	8
24	Omission of s 122 (Amplification or reproduction of words, music etc.) . .	8
25	Amendment of s 126 (Advertising, placards, handbills etc.)	8
26	Amendment of s 131 (Licence lost, stolen etc.)	9
27	Amendment of s 134 (Grounds for suspension or cancellation)	9
28	Amendment of s 134A (Procedure for suspension or cancellation)	9
29	Amendment of s 134C (Reconsideration of decision by chief executive or commissioner)	9
30	Amendment of s 135 (Effect of cancellation or suspension of licence) . . .	10
31	Omission of s 137 (Codes on driver's licences)	10
32	Amendment of s 138 (Change of name or address)	10
33	Amendment of pt 17A (Offences dealt with under s 16B of the Act)	10
34	Amendment of s 142A (Prescribed penalties etc. for offences dealt with under s 16B of the Act)	10
35	Amendment of s 142B (Prescribed circumstances for withdrawal of a notice)	11
36	Omission of ss 143–146	11
37	Amendment of s 147 (Persons must not solicit from roads)	11
38	Omission of s 148 (Casting or throwing things upon roads)	12
39	Amendment of s 149A (Painting or construction on carriageways prohibited)	12
40	Omission of s 150 (Removal of things falling on road)	12
41	Omission of ss 152–160	12
42	Amendment of s 161 (Register of motor vehicles repaired or painted) . . .	13
43	Omission of ss 162–163	13
44	Omission of ss 166–169	13
45	Amendment of s 170A (Prescribed places of conviction)	13
46	Amendment of s 171 (Prescribed persons for training programs)	13

47	Omission of s 172 (Prescribed amount of property damage)	13
48	Amendment of s 182 (Medical exemption from breath test)	14
49	Amendment of s 183 (Delivery of blood and urine specimens)	14
50	Amendment of s 183A (Breath analysing instruments and breath testing devices)	14
51	Omission of pts 20–21A	14
52	Omission of s 207 (Prescribed offences for pt 6B of the Act)	14
53	Amendment of s 208 (Approved photographic detection devices)	14
54	Amendment of s 211 (Markings or writings on photographic detection device images)	15
55	Omission of schs 1–2	15
56	Replacement of sch 4 (Fees)	15
	SCHEDULE 4	
	FEES	
57	Omission of schs 7–10	16
	SCHEDULE	17
	PART 1—AMENDMENT OF JUSTICES REGULATION 1993	
	PART 2—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT) REGULATION 1995	
	PART 3—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT—ROAD RULES) REGULATION 1999	

Short title

1. This regulation may be cited as the *Traffic and Other Legislation Amendment Regulation (No. 1) 1999*.

Commencement

2. This regulation commences on 1 December 1999.

Regulations amended

3.(1) The schedule, part 1 amends the *Justices Regulation 1993*.

(2) The schedule, part 2 amends the *Transport Operations (Road Use Management) Regulation 1995*.

(3) The schedule, part 3 amends the *Transport Operations (Road Use Management—Road Rules) Regulation 1999*.

(4) The remainder of this regulation amends the *Traffic Regulation 1962*.

Amendment of s 4 (Definitions)

4.(1) Section 4, definitions “**1-way carriageway**” to “**bus zone sign**”, “**centre-line**” to “**side marker lamp**”, “**single axle group**” to “**tow**” and “**traffic controller**” to “**windscreen**”—

omit.

(2) Section 4—

insert—

‘ “**driver**” has the meaning given by the Queensland Road Rules.

“**rider**” has the meaning given by the Queensland Road Rules.

“**road-related area**” has the meaning given by the Queensland Road Rules.

“**stop line**” has the meaning given by the Queensland Road Rules.’.

Omission of ss 4A–4D

5. Sections 4A to 4D—

omit.

Amendment of s 6 (Application of regulation to animals)

6. Section 6, ‘or driver of an animal shall have’—

omit, insert—

‘of an animal has’.

Omission of ss 8–13

7. Sections 8 to 13—

omit.

Omission of pts 3–11

8. Parts 3 to 11—

omit.

Omission of ss 60 and 61

9. Sections 60 and 61—

omit.

Omission of ss 68–75B

10. Sections 68 to 75B—

omit.

Amendment of s 76 (Loading exceeding normal carrying capacity of vehicle)

11. Section 76(a)(i), ‘*Transport Infrastructure (Roads) Act 1991*’—
omit, insert—

‘*Transport Operations (Road Use Management—Vehicle Registration) Regulation 1999*’.

Omission of ss 78–92C

12. Sections 78 to 92C—
omit.

Omission of pt 14 (Bicycles and animals)

13. Part 14—
omit.

Omission of s 102 (Superintendents’ permits giving exemptions from provisions of regulation)

14. Section 102—
omit.

Omission of s 104 (Determining applicant’s fitness to hold licence)

15. Section 104—
omit.

Amendment of s 104A (Licences—decision on application)

16.(1) Section 104A(2)(b)(ii) and (3)(c)(ii), ‘57(1)’—
omit, insert—
‘131(1)’.

(2) Section 104A(4)—
omit.

Omission of ss 105–107

17. Sections 105 to 107—
omit.

Amendment of s 107A (Term of licence)

18.(1) Section 107A(1) to (3)—
omit.

(2) Section 107A(4), ‘122,’—
omit.

Omission of ss 108–115

19. Sections 108 to 115—
omit.

Amendment of s 116 (Conditions of licences)

20. Section 116(3) and (4)—
omit.

Omission of s 116A (Vehicle modification notices)

21. Section 116A—
omit.

Amendment of s 117 (Amendment of conditions)

22. Section 117(6)(b)(ii), ‘57(1)’—

omit, insert—

‘131(1)’.

Amendment of s 118 (Disabled person parking permit)

23.(1) Section 118, heading—

omit, insert—

‘Parking permit for people with disabilities’.

(2) Section 118(1), definition “**permit**”—

omit, insert—

‘ **“permit”** means a parking permit for people with disabilities under section 111 of the Act.’.

Omission of s 122 (Amplification or reproduction of words, music etc.)

24. Section 122—

omit.

Amendment of s 126 (Advertising, placards, handbills etc.)

25.(1) Section 126(1)(b), ‘stand’—

omit, insert—

‘stop’.

(2) Section 126(1)(b), ‘stood’—

omit, insert—

‘stopped’.

Amendment of s 131 (Licence lost, stolen etc.)

26.(1) Section 131(1), ‘other than a driver’s licence’—
omit.

(2) Section 131(2), from ‘or in the case’ to ‘case may be’—
omit, insert—
‘for the issue of a duplicate licence and the superintendent’.

(3) Section 131(4)—
omit.

Amendment of s 134 (Grounds for suspension or cancellation)

27. Section 134(1)(a)—
omit.

Amendment of s 134A (Procedure for suspension or cancellation)

28.(1) Section 134A(6)—
omit.

(2) Section 134A(8)(b)(ii), ‘57(1)’—
omit, insert—
‘131(1)’.

Amendment of s 134C (Reconsideration of decision by chief executive or commissioner)

29. Section 134C(7), ‘57(1)’—
omit, insert—
‘131(1)’.

Amendment of s 135 (Effect of cancellation or suspension of licence)

30.(1) Section 135(a)—

omit, insert—

‘(a) cancellation or suspension takes effect on the appropriate day under section 134A(9);’.

(2) Section 135(b)(iv) and (v)—

omit.

Omission of s 137 (Codes on driver’s licences)

31. Section 137—

omit.

Amendment of s 138 (Change of name or address)

32. Section 138(3) to (4A)—

omit.

Amendment of pt 17A (Offences dealt with under s 16B of the Act)

33. Part 17A, heading, ‘**16B**’—

omit, insert—

‘**81**’.

Amendment of s 142A (Prescribed penalties etc. for offences dealt with under s 16B of the Act)

34.(1) Section 142A, heading, ‘**16B**’—

omit, insert—

‘**81**’.

(2) Section 142A(1), '16B'—

omit, insert—

'81'.

(3) Section 142A, table 2, '16(2)'—

omit, insert—

'79(2)'.

(4) Section 142A, table 2, '16(2A)'—

omit, insert—

'79(2A)'.

(5) Section 142A, table 2, '16(2B)'—

omit, insert—

'79(2B)'.

Amendment of s 142B (Prescribed circumstances for withdrawal of a notice)

35. Section 142B, '16B(12)'—

omit, insert—

'81(12)'.

Omission of ss 143–146

36. Sections 143 to 146—

omit.

Amendment of s 147 (Persons must not solicit from roads)

37.(1) Section 147(1)—

insert—

'Maximum penalty—20 penalty units.'

(2) Section 147(1) and (2), ‘stand’—

omit, insert—

‘stop’.

(3) Section 147(2), ‘upon the carriageway of a road’—

omit, insert—

‘on a road (other than a road-related area)’.

Omission of s 148 (Casting or throwing things upon roads)

38. Section 148—

omit.

Amendment of s 149A (Painting or construction on carriageways prohibited)

39.(1) Section 149A, heading, ‘carriageways’—

omit, insert—

‘roads (other than road-related areas)’.

(2) Section 149A, ‘any carriageway’—

omit, insert—

‘a road (other than a road-related area)’.

Omission of s 150 (Removal of things falling on road)

40. Section 150—

omit.

Omission of ss 152–160

41. Sections 152 to 160—

omit.

Amendment of s 161 (Register of motor vehicles repaired or painted)

42. Section 161(1), ‘58’—

omit, insert—

‘133’.

Omission of ss 162–163

43. Sections 162 and 163—

omit.

Omission of ss 166–169

44. Sections 166 to 169—

omit.

Amendment of s 170A (Prescribed places of conviction)

45. Section 170A, ‘16C’—

omit, insert—

‘82’.

Amendment of s 171 (Prescribed persons for training programs)

46. Section 171, ‘16C’—

omit, insert—

‘82’.

Omission of s 172 (Prescribed amount of property damage)

47. Section 172—

omit.

Amendment of s 182 (Medical exemption from breath test)

48. Section 182, ‘16A(5B)(a)’—

omit, insert—

‘80(5B)(a)’.

Amendment of s 183 (Delivery of blood and urine specimens)

49. Section 183, ‘16A(16A)’—

omit, insert—

‘80(16A)’.

Amendment of s 183A (Breath analysing instruments and breath testing devices)

50. Section 183A, ‘16A(1)’—

omit, insert—

‘80(1)’.

Omission of pts 20–21A

51. Parts 20 to 21A—

omit.

Omission of s 207 (Prescribed offences for pt 6B of the Act)

52. Section 207—

omit.

Amendment of s 208 (Approved photographic detection devices)

53. Section 208, ‘44P’—

omit, insert—

‘113’.

Amendment of s 211 (Markings or writings on photographic detection device images)

54. Section 211, ‘44W’—

omit, insert—

‘120’.

Omission of schs 1–2

55. Schedules 1 and 2—

omit.

Replacement of sch 4 (Fees)

56. Schedule 4—

omit, insert—

‘SCHEDULE 4

‘FEES

section 2

\$

- | | |
|---|---------|
| 1. Permit to carry an advertisement, placard, board, notice or sign for business advertising, for each month or part of a month | 14.00 |
| 2. Fee under section 96(3) of the Act | 71.00 |
| 3. Application for colour prints of the photographic evidence of a camera-detected offence | 13.00 |
| 4. Parking permit for people with disabilities | 10.00’. |

Omission of schs 7–10

57. Schedules 7 to 10—

omit.

SCHEDULE

PART 1—AMENDMENT OF JUSTICES REGULATION 1993

1. Schedule 1, part 40, section 1(1), table—

omit, insert—

‘Column 1 Infringement notice offence	Column 2 Infringement notice penalty \$
s 76	40
s 116(2)	20
s 125(2) or (3)	30
s 126(1)	6
s 126B	6
s 130	25
s 131(1)	10
s 134B(3)	40
s 138(1)	10
s 139	10
s 147(1)	15
s 147(2)	20
s 149	30
s 151(1)	30
s 151(2)	6
s 164(4)	6’.

2. Schedule 1, part 40, section 2, from ‘or superintendent’—

omit, insert—

‘under the *Transport Operations (Road Use Management) Act 1995*, section 20.’.

SCHEDULE (continued)

3. Schedule 1, part 40, section 3—

omit.

4. Schedule 1—

insert—

**‘PART 45CA—TRANSPORT OPERATIONS (ROAD
USE MANAGEMENT—DRIVER LICENSING)
REGULATION 1999**

‘Table of infringement notice offences and penalties

‘1. The following is the table of infringement notice offences and penalties—

Column 1 Infringement notice offence	Column 2 Infringement notice penalty \$
s 5(5)	30
s 6(9)	30
s 18(2)	20
s 19	10
s 20(1) or (2)	50
s 21(1) or (2)	20
s 22(1)	20
s 35(4)	20
s 37(2)	15
s 39(1) or (3)	10
s 40(1)	10
s 41	25

SCHEDULE (continued)

‘Authorised person for service of infringement notice

‘2. An authorised officer under the *Transport Operations (Road Use Management) Act 1995*, section 20.¹

**‘PART 45DA—TRANSPORT OPERATIONS (ROAD
USE MANAGEMENT—ROAD RULES) REGULATION
1999**

‘Table of infringement notice offences and penalties

‘1.(1) The following is the table of infringement notice offences and penalties—

Column 1	Column 2
Infringement notice offence	Infringement notice penalty (penalty units)
s 20 For a contravention that involves driving over the speed limit by—	
(a) less than 15 km/h	1½
(b) at least 15 km/h but less than 30 km/h	2¼
(c) at least 30 km/h but less than 45 km/h	3
(d) at least 45 km/h	4¼
s 27(1) For a contravention by—	
(a) a rider except a motorbike rider	½
(b) a driver or motorbike rider	¾

¹ *Transport Operations (Road Use Management) Act 1995*, section 20 (Appointment of authorised officers)

SCHEDULE (continued)

s 28(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 29 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 31(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 32(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 33(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 35(2)	1/2
s 36	1/2
s 37 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 38 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 39(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 39(2)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 40 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1

SCHEDULE (continued)

s 41	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 42	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 43(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 43(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 46(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 46(4)	. . . . .	1/2
s 48(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 48(4)	. . . . .	1/2
s 51	. . . . .	1/2
s 53(1)	. . . . .	1
s 53(2)	. . . . .	1
s 53(3)	. . . . .	1
s 56(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1
	(b) a driver or motorbike rider	2 1/4
s 56(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1
	(b) a driver or motorbike rider	2 1/4
s 57(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1/2

SCHEDULE (continued)

s 57(3) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 59(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 60 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 61(2) For a contravention of a red traffic light or arrow by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄
s 61(2) For a contravention of a yellow traffic light or arrow by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 61(3) For a contravention of a red traffic light or arrow by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄
s 61(3) For a contravention of a yellow traffic light or arrow by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 62 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄
s 63(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄

SCHEDULE (continued)

s 63(3)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 64 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 65(2)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 66(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 66(4)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 67(2)For a contravention by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄
s 67(3)For a contravention by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄
s 67(4)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 67(5)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 68(2)For a contravention by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄

SCHEDULE (continued)

s 68(3) For a contravention involving failing to give way to a vehicle by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 ¹ / ₄
s 68(3) For a contravention involving failing to give way to a pedestrian by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄
s 69(2) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	2 ¹ / ₄
s 69(3) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1 ³ / ₄
s 69(4) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄
s 70 For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	2 ¹ / ₄
s 71(1) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	2 ¹ / ₄
s 72(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄
s 73(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄
s 74(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ³ / ₄

SCHEDULE (continued)

s 75(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 77(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 78(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 78(2)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 79(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 79A(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 80(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	2 1/4
s 80(2)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	2 1/4
s 80(3)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	2 1/4
s 80(4)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	2 1/4
s 81(1)For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	2 1/4

SCHEDULE (continued)

s 81(2)For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		2 1/4
s 82 For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		2 1/4
s 83 For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 84(1)For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 85 For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 86(1)For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 87(1)For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 87(3)For a contravention by—		
(a) a rider except a motorbike rider		1/2
(b) a driver or motorbike rider		1 3/4
s 88(1)For a contravention by—		
(a) a rider except a motorbike rider		3/4
(b) a driver or motorbike rider		1
s 88(2)For a contravention by—		
(a) a rider except a motorbike rider		3/4
(b) a driver or motorbike rider		1
s 89(1)For a contravention by—		
(a) a rider except a motorbike rider		3/4
(b) a driver or motorbike rider		1

SCHEDULE (continued)

s 89(2)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1
s 90 For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1
s 91(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1
s 91(2)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1
s 92(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	1
s 93(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4
s 94 For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4
s 95(1)	1/2
s 96(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/2
s 97(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/2
s 98(1)For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4

SCHEDULE (continued)

s 99(1) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4
s 99(2) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4
s 100 For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	13/4
s 101(1) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/4
s 101(2) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/4
s 102(1) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/4
s 103(1) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/4
s 103(2) For a contravention by—	
(a) a rider except a motorbike rider	3/4
(b) a driver or motorbike rider	11/4
s 104(1)	11/4
s 104(2)	11/4
s 104(3)	11/4
s 105	11/4
s 106(1)	11/4
s 106(2)	11/4
s 106(3)	11/4
s 107	11/4

SCHEDULE (continued)

s 108(1)	1/4
s 111(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 112(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 112(3) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 113(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 113(3) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 114(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	13/4
s 115(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 116 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 117(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 117(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4

SCHEDULE (continued)

s 118(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 118(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 119	. . . . .	1/2
s 121	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 122	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 123	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 124	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 125(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 126	For a contravention by—	
	(a) a rider except a motorbike rider	1/4
	(b) a driver or motorbike rider	1/2
s 127(1)	. . . . .	1/2
s 128	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1/2
s 129(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1

SCHEDULE (continued)

s 130(2) For a contravention by—	
(a) a rider except a motorbike rider	1/4
(b) a driver or motorbike rider	3/4
s 131 For a contravention by—	
(a) a rider except a motorbike rider	1/4
(b) a driver or motorbike rider	1/2
s 132(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 132(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 132(3) For a contravention by—	
(a) a rider except a motorbike rider	1
(b) a driver or motorbike rider	2 1/4
s 135(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 136 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1
s 138(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 1/2
s 140 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 3/4
s 141(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 3/4
s 141(2)	1/2

SCHEDULE (continued)

s 142(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	13/4
s 143(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	13/4
s 143(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	13/4
s 144	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	13/4
s 145	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	3/4
s 146(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 146(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 147	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 148(1)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 148(2)	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1
s 149	For a contravention by—	
	(a) a rider except a motorbike rider	1/2
	(b) a driver or motorbike rider	1

SCHEDULE (continued)

s 150(1)	1
s 151(1)	1/2
s 151(2)	1/2
s 151(4)	1/2
s 152(1) For a contravention by—	1
(a) a rider except a motorbike rider	
(b) a driver or motorbike rider	2 ¹ / ₄
s 153(1)	1/2
s 154(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 156(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 157(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 159(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1/2
s 160(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ¹ / ₂
s 160(3) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ¹ / ₂
s 161(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ¹ / ₂
s 161(3) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 ¹ / ₂

SCHEDULE (continued)

s 162(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 1/4
s 163(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 1/2
s 164(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	1 1/2
s 167	1/2
s 168(1)	1/2
s 169	1/2
s 170(1)	1/2
s 170(2)	1/2
s 170(4)	1/2
s 171(1)	1/2
s 172(1)	1/2
s 173(1)	1/2
s 174(2)	1/2
s 175(1)	1/2
s 176(1)	1/2
s 177(1)	1/2
s 178	1/2
s 179(1)	1/2
s 179(2)	1/2
s 179(2A)	1/2
s 179(2B)	1/2
s 180(1)	1/2
s 181(1)	1/2
s 182(1)	1/2
s 183(1)	1/2
s 185(1)	1/2

SCHEDULE (continued)

s 186(1)	1/2
s 187	1/2
s 188	1/2
s 189	1/2
s 190(1)	1/2
s 191	1/2
s 192(1)	1/2
s 192(2)	1/2
s 193(1)	1/2
s 194(1)	1/2
s 195(1)	1/2
s 196(1)	1/2
s 197(1)	1/2
s 198(1)	1/2
s 198(2)	1/2
s 199	1/2
s 200(1)	1/2
s 200(2)	1 1/4
s 201	1/2
s 202	1/2
s 203(1)	1/2
s 205	1/2
s 208(1)	1/2
s 209(2)	1/2
s 210(1)	1/2
s 211(1)	1/2
s 211(2)	1/2
s 211(3)	1/2
s 212(1)	1/2
s 212(2)	1 3/4
s 213(2)	1/2
s 215(1)	1/2

SCHEDULE (continued)

s 216(1)	1/2
s 217(1)	1/2
s 218(1)	1/2
s 219	1/2
s 220(1)	1/2
s 221	1/2
s 222(1)	1/2
s 222(2)	1/2
s 222(3)	1/2
s 222(4)	1/2
s 223	1/2
s 224 For a contravention by—	
(a) a rider except a motorbike rider	1/4
(b) a driver or motorbike rider	3/4
s 225	13/4
s 226(1)	3/4
s 227(2)	3/4
s 227(3)	3/4
s 227A	3/4
s 227B	3/4
s 228	1/2
s 229	1/2
s 230(1)	1/2
s 231(1)	1/2
s 232(1)	1/2
s 234(1)	1/2
s 234(2)	1/2
s 235(1)	1/2
s 235(2)	1/2
s 236(1)	1/2
s 236(2)	1/2
s 237(1)	1/2

SCHEDULE (continued)

s 238(1)	1/2
s 238(2)	1/2
s 239(1)	1/2
s 239(3)	1/2
s 240(1)	1/2
s 241(1)	1/2
s 242(1)	1/2
s 243(1)	1/2
s 243(2)	1/2
s 244	1/2
s 245	1/2
s 246	1/2
s 247(1)	3/4
s 248	3/4
s 249	3/4
s 250(1)	3/4
s 251	3/4
s 252(1)	3/4
s 253	3/4
s 254(1)	3/4
s 254(2)	1/2
s 255	1/2
s 256(1)	1/2
s 256(2)	1/2
s 257(1)	1/2
s 258(1)	1/2
s 258(2)	1/2
s 259	1/2
s 260(1)	3/4
s 260(2)	3/4
s 261(1)	1/2
s 262(1)	3/4

SCHEDULE (continued)

s 262(2)	3/4
s 264(1)	13/4
s 265(1)	13/4
s 266(1)	13/4
s 268(1)	1
s 268(2)	11/4
s 268(3)	1/2
s 268(4)	1
s 269(1)	1/2
s 269(3)	1/2
s 269(4)	1/2
s 270(1)	13/4
s 270(2)	13/4
s 271(1)	3/4
s 271(2)	3/4
s 271(3)	3/4
s 271(4)	3/4
s 271(5)	3/4
s 272	3/4
s 274	2
s 275	2
s 277	2
s 279(2)	2
s 279(3)	2
s 281	2
s 282	2
s 284	2
s 286(2)	2
s 286(3)	2
s 287(2)	21/2
s 288(1)	3/4
s 288(4) For a contravention by—	
(a) a rider except a motorbike rider	1/2

SCHEDULE (continued)

(b) a driver or motorbike rider	3/4
s 289(1) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 289(2) For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 290 For a contravention by—	
(a) a rider except a motorbike rider	1/2
(b) a driver or motorbike rider	3/4
s 291(1)(a)	2
s 291(1)(b)	2
s 291(2)	4
s 291(3)	4
s 292	3/4
s 293(2)	1/2
s 293(3)	1/2
s 293A	1/2
s 294(1)	1/2
s 294(2)	1/2
s 294(3)	1/2
s 294(4)	1/4
s 295(1)	1/2
s 296(1)	1/2
s 296(2)	1/2
s 297(1)	3/4
s 297(2)	3/4
s 298	1/2
s 299(1)	1
s 300(1)	1 1/4
s 300A For a contravention by—	
(a) a rider except a motorbike rider	1/2

SCHEDULE (continued)

(b) a driver or motorbike rider	1 ³ / ₄
s 300B	1 ³ / ₄
s 301(1)	1/2
s 301(2)	1/2
s 301(3)	1/2
s 301A	1/2
s 301B(1)	1/2
s 302	1/2
s 303(1)	1/2
s 303(2)	1/2
s 303B(1)	1/2
s 304(1)	1
s 304(2)	1
s 304A(1)	1/2

‘(2) If the alleged offender is a corporation, the penalty is 5 times the penalty in the table.

‘Authorised person for service of infringement notice

‘2. An authorised officer under the *Transport Operations (Road Use Management) Act 1995*, section 20.’²

5. Schedule 1, part 45B, section 1, table—

insert—

‘s 11KA(1) and (3) 2/3’.

² *Transport Operations (Road Use Management) Act 1995*, section 20 (Appointment of authorised officers)

SCHEDULE (continued)

**PART 2—AMENDMENT OF TRANSPORT
OPERATIONS (ROAD USE MANAGEMENT)
REGULATION 1995**

1. Section 4CA(a), ‘Traffic Regulation 1962, section 21(2)’—

omit, insert—

‘Queensland Road Rules, schedule 5, figure 1’.

2. After section 11K—

insert—

‘Limits on projections of loads on vehicles

‘11KA.(1) A person must not drive, park or stop a vehicle on a road if any load on the vehicle projects—

- (a) for a motorbike without a sidecar—
 - (i) more than 150 mm in front of the outer extremity of the motorbike’s front wheel; or
 - (ii) more than 300 mm behind the outer extremity of the motorbike’s back wheel; or
 - (iii) past the outer extremity of the motorbike on either side; or
- (b) for a motorbike with a sidecar—
 - (i) more than 600 mm in front of the outer extremity of the motorbike’s front wheel; or
 - (ii) more than 900 mm behind the outer extremity of the motorbike’s back wheel; or
 - (iii) past the outer extremity of the vehicle on either side; or
- (c) for a motorbike trailer—
 - (i) more than 300 mm behind the trailer; or

SCHEDULE (continued)

- (ii) past the outer extremity of the trailer on either side; or
- (d) for a motor vehicle, other than a motorbike, without a trailer—
 - (i) more than 1.2 m in front of the motor vehicle's headlights;
or
 - (ii) more than 1.2 m behind the motor vehicle; or
 - (iii) more than 150 mm past the outer extremity of the motor vehicle on either side; or
- (e) for a motor vehicle, other than a motorbike, with a trailer—
 - (i) more than 1.2 m in front of the motor vehicle's headlights;
or
 - (ii) more than 1.2 m behind either the motor vehicle or the trailer; or
 - (iii) more than 150 mm past the outer extremity of either the motor vehicle or the trailer on either side; or
- (f) for a vehicle drawn by an animal—
 - (i) past the animal's head; or
 - (ii) if the vehicle is a 2 wheeled vehicle—more than 1 m behind the vehicle's body; or
 - (iii) if the vehicle is a 4 wheeled vehicle—more than 1 m behind the vehicle's body or the back wheels; or
 - (iv) if the vehicle is a pole type jinker—behind the back end of the pole; or
 - (v) more than 300 mm past the outer extremity of the vehicle's body or wheels on either side.

Maximum penalty—20 penalty units.

‘(2) Despite subsection (1)(d), (e) and (f), a load may project more than 1.2 m behind either a motor vehicle or a trailer, or more than 1 m behind a vehicle drawn by an animal, if—

SCHEDULE (continued)

- (a) a brightly coloured red, red and yellow, or yellow flag at least 450 mm by 450 mm is fixed to the extreme back of the load; and
- (b) at night—
 - (i) a light showing a clear red light to the back, visible under normal atmospheric conditions at a distance of at least 200 m, is fixed to the extreme back of the load; or
 - (ii) at least 2 reflectors, capable of projecting a red reflection of light from the headlight of any following vehicle, are fixed to the extreme back of the load.

‘(3) If part of the load on a motor vehicle, or on a trailer towed by a motor vehicle, projects in a way that it would not be readily visible to a person following immediately behind the vehicle, the driver of the vehicle must ensure—

- (a) a red, red and yellow, or yellow flag at least 450 mm by 450 mm is fixed to the extreme back of the load; and
- (b) at night—
 - (i) a light showing a clear red light to the back, visible under normal atmospheric conditions at a distance of at least 200 m, is fixed to the extreme back of the load; or
 - (ii) at least 2 reflectors, capable of projecting a red reflection of light from the headlight of any following vehicle, are fixed to the extreme back of the load.

Maximum penalty—20 penalty units.

‘(4) When measuring a vehicle’s width for this section, a back-vision mirror, light or reflector attached to the vehicle is not to be taken into account.

‘(5) Nothing in subsections (1) to (4) authorises a person to drive a vehicle on a road other than in compliance with the requirements of sections 11E to 11K.

‘(6) In this section—

“**load**” includes equipment and the pole of a pole-type trailer or jinker.

SCHEDULE (continued)

‘Agricultural vehicles

‘11KB.(1) Sections 11F and 11G do not apply to a person driving an agricultural vehicle if—

- (a) the vehicle is not higher than 5 m; and
- (b) the vehicle is not wider than—
 - (i) for the Cairns police district north of Mossman, the Charleville, Longreach, Mareeba, Mount Isa or Roma police districts, or the Townsville police district west of Pentland—3.66 m; or
 - (ii) for anywhere else—3.5 m; and
- (c) the vehicle is not carrying a load, other than items used in performing the vehicle’s function; and
- (d) the person ensures that subsections (2) to (6) are complied with.

‘(2) An oversize warning sign or slow vehicle warning sign must be—

- (a) attached to the back of the vehicle; and
- (b) fitted upright above the bumper bar, or if there is no bumper bar, at least 500 mm above the ground.

‘(3) An operating rotating flashing yellow light or strobe-type flashing yellow light must be attached to the top, or as near to the top as practicable, of the vehicle so it is visible from the front and back.

‘(4) A brightly coloured red, red and yellow, or yellow flag at least 450 mm by 450 mm must be fixed to each corner of the vehicle.

‘(5) The vehicle must not be driven or towed—

- (a) at night; or
- (b) in a local government area that, under the *Local Government Act 1993*, has been declared to be a city—between 7.00 a.m. and 9.00 a.m. or 4.00 p.m. and 6.00 p.m., Monday to Friday; or
- (c) in the area of the City of Brisbane—

SCHEDULE (continued)

- (i) from 23 December in a year to 2 January in the following year; or
- (ii) from the day before Good Friday to the day after Easter Monday; or
- (d) in the area bounded by an imaginary line from the point where the Queensland/New South Wales border meets the coast, then to Warwick, then to Toowoomba, then to Gympie, then due east to the coast, then along the coastline to the start—between 7 a.m. and sunset on a Saturday, Sunday or public holiday; or
- (e) on a part of the South East Arterial Road north of its intersection with the Gateway Arterial Road.

‘(6) Before an agricultural vehicle is driven or towed on the following roads, the driver must contact the following police to request a police escort—

- (a) a part of the Old Marlborough Sarina Road on the Sarina Range—Sarina police;
- (b) a part of the Peak Downs highway on the Eton Range—Mackay police;
- (c) the Burdekin River bridge—Home Hill police;
- (d) any road on the Kuranda Range—Cairns police.

‘(7) In this section—

“**oversize warning sign**” means a sign that—

- (a) displays the word ‘oversize’ in black, upper-case and non-reflecting letters that—
 - (i) are at least 200 mm high; and
 - (ii) are at least 125 mm from the top and bottom of the sign; and
 - (iii) comply with AS 1744 Forms of Letters and Numerals for Road Signs; and
 - (iv) are in typeface series C(N); and

SCHEDULE (continued)

- (b) is at least 450 mm high and at least 1200 mm long, whether or not it is split, and
- (c) has the sign manufacturer's name or trademark permanently marked on a visible part of the sign in letters at least 3 mm but no more than 10 mm high; and
- (d) is not a split sign unless—
 - (i) it has 'over' on 1 part of the sign and 'size' on the other part; and
 - (ii) the parts are at the same height; and
 - (iii) there is no border between the parts; and
- (e) has a yellow background with a surface made of a material that complies with the requirements of AS 1906.1 *Retroreflective Materials and Devices for Road Traffic Control Purposes, Part 1—Retroreflective Materials for class 1 or 2 materials*; and
- (f) has a black non-reflective border that is—
 - (i) at least 20 mm wide; and
 - (ii) if the sign is not framed or does not have a raised rim—at least 10 mm from the edge of the sign; and
- (g) except for the part of its surface required under AS 1906.1 to be made of retroreflective material, is made of rigid, flat and weatherproof material unless, for a sign attached to the back of an vehicle, the vehicle's load makes it impractical to have a rigid warning sign; and
- (h) is clean enough to be easily read by other road users.

“slow vehicle sign” means a sign that—

- (a) displays the words 'slow vehicle' in black, upper-case and non-reflective letters that—
 - (i) are at least 140 mm high; and
 - (ii) comply with AS 1744 *Forms of Letters and Numerals for Road Signs*; and

SCHEDULE (continued)

- (iii) are in typeface series D; and
- (b) has a yellow background with a surface made of a material that complies with the requirements of AS 1906.1 for class 1 or 2 materials; and
- (c) is clean enough to be easily read by other road users.’.

3. Part 6—

insert—

‘Division 2B—Special event permits

‘Definitions for div 2B

‘62E. In this division—

“authorising officer” means the chief executive or the commissioner.

“event” includes a happening or activity.

“special event” see section 62F.

“special event permit” means a permit to conduct a special event described in the permit.

“take part in”, a special event, includes help with the running of the special event.

‘Meaning of “special event” for div 2B

‘62F.(1) For this division, an event is a **“special event”** if—

- (a) the event is wholly, or generally, of a public nature; and
- (b) the event requires the use of roads for its conduct; and
- (c) the conduct of the event involves, or may reasonably be expected to involve, some inconsistency with the requirements of this regulation or the Queensland Road Rules.

SCHEDULE (continued)

‘(2) Without limiting subsection (1), a “special event” would ordinarily, though not necessarily, be expected to be unique or occasional in nature.

Examples of special events—

Charity collections at traffic lights, fun runs, group bicycle rides for charity, walkathons.

‘Authority of special event permit

‘62G.(1) This section applies if a special event permit has been issued under this division for the conduct of a special event.

‘(2) A person taking part in the special event is not required to comply with a provision of this regulation or the Queensland Road Rules to the extent that compliance with the provision—

- (a) is excused under the special event permit; or
- (b) is inconsistent with the conduct of the special event described in the permit in the way required under the permit.

‘(3) However, subsection (2) applies to a person taking part in the special event only if the person is taking part in the special event, as described in the permit, in the way required under the permit, including in accordance with the conditions stated in the permit.

‘Issuing a special event permit

‘62H.(1) A person proposing to conduct a special event may apply to an authorising officer for a special event permit for the event.

‘(2) The authorising officer may issue the special event permit only if the authorising officer is satisfied—

- (a) generally, that the issuing of the permit will not compromise public safety; and
- (b) more particularly, that the person conducting the event will ensure that appropriate arrangements will be put in place—

SCHEDULE (continued)

- (i) to minimise danger for persons taking part in the special event; and
- (ii) to manage the impact of the special event on road users not taking part in the event.

‘(3) A special event permit must include the following—

- (a) a description of the special event to be conducted under the permit;
- (b) requirements about how the special event is to be conducted.

‘(4) The requirements about how the special event is to be conducted may include conditions that must be complied with in the conduct of the special event.

‘(5) Without limiting subsection (4), conditions included in a special event permit may impose requirements, if relevant, about any of the following—

- (a) advising persons about the special event, including for example emergency service organisations, local governments, passenger transport providers and members of the public likely to be affected by the special event;
- (b) liaison with relevant police officers before the special event takes place, and obeying police directions during the conduct of the event;
- (c) having the permit available for inspection at the site of the special event;
- (d) management and use of vehicles providing support for the special event;
- (e) the display of warning signs and warning lights;
- (f) what parts of roads may be used;
- (g) limitations about where fundraising may be conducted;
- (h) erecting and dismantling appropriate signs and barricading;
- (i) available routes for emergency vehicles;

SCHEDULE (continued)

- (j) minimising or avoiding obstruction of exits from and access to places where, or near where, the special event is to be conducted;
- (k) the provision and placement of adequate marshals to supervise the special event with safety;
- (l) the employment of police to monitor safety;
- (m) advising persons taking part in the event of the conditions included in the special event permit.

‘Responsibility of permittee

‘62I. A person to whom a special event permit is issued must ensure that the conditions of the permit are complied with.

Maximum penalty—20 penalty units.

‘Division 2C—Special circumstances permits

‘Definitions for div 2C

‘62J. In this division—

“authorising officer” means the chief executive or the commissioner.

“special circumstances permit” means a permit under which the permittee is allowed to use roads in a particular way.

‘Authority of special circumstances permit

‘62K.(1) This section applies if a special circumstances permit has been issued under this division for a person’s use of roads.

‘(2) The person, when using a road, is not required to comply with a provision of this regulation or the Queensland Road Rules to the extent that compliance with the provision—

- (a) is excused under the special circumstances permit; or

SCHEDULE (continued)

- (b) is inconsistent with the person's use of the road in the way permitted or required under the permit.

'(3) However, subsection (2) applies to the person only if the person is using the road in the way required under the permit, including in accordance with the conditions stated in the permit.

'Issuing a special circumstances permit

'62L.(1) A person may apply to an authorising officer for a special circumstances permit.

'(2) The authorising officer may issue the special circumstances permit only if the authorising officer is satisfied—

- (a) that special circumstances apply to the person; and
- (b) that it would be unreasonable if, because of the special circumstances, the person were to be excluded from using roads; and
- (c) it is reasonable that the person be permitted to use roads in a particular way that allows for the person's special circumstances; and
- (d) generally, that the issuing of the permit will not compromise public safety; and
- (e) more particularly, that appropriate arrangements will be in place—
 - (i) to minimise danger for the permittee; and
 - (ii) to manage the impact of permittee's use of roads, in the way permitted under the permit, on other road users.

Examples of special circumstances applying to a person—

The person has a disability, and use of the roads in a way that adequately allows for the disability would involve some inconsistency with the requirements of this regulation or the Queensland Road Rules.

The person has a particular task to perform, and performance of the task effectively would involve some inconsistency with the requirements of this regulation or the Queensland Road Rules.

SCHEDULE (continued)

‘(3) The permit must—

- (a) include a description of the particular way the permittee is to be permitted to use roads; and
- (b) state the period for which the permit applies.

‘(4) The permit must not be issued for a period lasting more than 2 years.

‘(5) The permit may include conditions that must be complied with by the permittee.

‘(6) Without limiting subsection (5), conditions included in the permit may impose requirements, if relevant, about any of the following—

- (a) having the permit available for inspection when using roads under the authority of the permit;
- (b) the display of warning signs and warning lights;
- (c) what parts of roads may be used;
- (d) limitations about which roads may be used;
- (e) minimising or avoiding interference with other road users.’.

4. Schedule 13—

insert—

‘ **“agricultural implement”** means a vehicle without its own automotive power, built to perform agricultural tasks.

Examples—

Augers, conveyors, empty field bins, harvester fronts, irrigating equipment and machinery fully carried on the three-point linkage of a tractor.

“agricultural machine” means a machine with its own automotive power built to perform agricultural tasks.

Examples—

Tractors and harvesters.

“agricultural vehicle” means an agricultural implement or agricultural machine.

SCHEDULE (continued)

“authorising officer” see—

- (a) for part 6, division 2B—section 62E; and
- (b) for part 6, division 2C—section 62J.

“event”, for part 6, division 2B, see section 62E.

“special circumstances permit”, for part 6, division 2C, see section 62J.

“special event”, for part 6, division 2B, see section 62F.

“special event permit”, for part 6, division 2B, see section 62E.

“take part in”, for part 6, division 2B, see section 62E.’.

**PART 3—AMENDMENT OF TRANSPORT
OPERATIONS (ROAD USE MANAGEMENT—ROAD
RULES) REGULATION 1999**

1. Section 12—

omit, insert—

‘Section number not used

‘12.’.

2. Section 13—

insert—

‘(3) In this section—

“shoulder” of a road—

- (a) includes any part of the road that is not designed to be used by motor vehicles in travelling along the road; and
- (b) includes—

SCHEDULE (continued)

- (i) for a kerbed road—any part of the kerb; and
- (ii) for a sealed road—any unsealed part of the road, and any sealed part of the road outside an edge line on the road; but
- (c) does not include a bicycle path, footpath or shared path.’.

3. Section 22(3)—

omit.

4. Section 23(3)—

omit.

5. Section 24(3)—

omit.

6. Section 27(2), after ‘area’—

insert—

‘, but includes any sealed part of the road outside an edge line on the road’.

7. Section 33(3)—

omit, insert—

‘(3) If there is no road marking indicating how the turn is required to be made, the driver must make the turn so the driver passes as near as practicable to the right of the centre of the intersection.’.

SCHEDULE (continued)

8. Part 7, division 1, heading—

omit, insert—

‘Division 1—Giving way at a stop sign, stop line, give way sign or give way line applying to the driver’.

9. Section 67(3)—

omit, insert—

‘(3) The driver must give way to a vehicle in, entering or approaching the intersection except—

- (a) an oncoming vehicle turning right at the intersection, if a stop sign, stop line, give way sign or give way line applies to the driver of the oncoming vehicle; or
- (b) a vehicle turning left at the intersection using a slip lane; or
- (c) a vehicle making a U–turn.

Maximum penalty—20 penalty units.’.

10. Section 67—

insert—

‘(6) For this section, an oncoming vehicle proceeding through a T–intersection on the continuing road is taken not to be turning.’.

11. Section 69(2)—

omit, insert—

‘(2) The driver must give way to a vehicle in, entering or approaching the intersection except—

- (a) an oncoming vehicle turning right at the intersection, if a stop sign, stop line, give way sign or give way line applies to the driver of the oncoming vehicle; or

SCHEDULE (continued)

- (b) a vehicle turning left at the intersection using a slip lane; or
- (c) a vehicle making a U-turn.

Maximum penalty—20 penalty units.’.

12. Section 69—

insert—

‘(5) For this section, an oncoming vehicle proceeding through a T-intersection on the continuing road is taken not to be turning.’.

13. Section 77(1)(a), ‘, on a shoulder of the road,’—

omit.

14. Section 87(1), ‘, or from a shoulder of a road,’—

omit.

15. Section 150(1)(f), ‘(including any shoulder of the road)’—

omit.

16. Section 179(1)—

insert—

- ‘(d) another motor vehicle that is—
 - (i) dropping off, or picking up, goods; or
 - (ii) dropping off, or picking up, passengers.’.

SCHEDULE (continued)

17. Section 179(2), after ‘loading zone’—

insert—

‘under subsection (1)(a), (b) or (c)’.

18. Section 179—

insert—

‘(2A) A driver who is permitted to stop in a loading zone under subsection (1)(d)(i) must not stay continuously in the zone for longer than 20 minutes.

Maximum penalty—20 penalty units.

‘(2B) A driver who is permitted to stop in a loading zone under subsection (1)(d)(ii) must not stay continuously in the zone for longer than 2 minutes.

Maximum penalty—20 penalty units.’.

19. Section 206(2)—

omit, insert—

‘(2) The driver may park continuously on a length of road, or in an area, to which a permissive parking sign applies for the period stated in the permit.’.

20. Section 213(2)(c)—

omit, insert—

‘(c) if there is nobody in the motor vehicle—remove the ignition key and lock the doors.’.

SCHEDULE (continued)

21. Section 256—

insert—

‘(4) A person is exempt from wearing a bicycle helmet if the person is carrying a current doctor’s certificate stating that, for a stated period—

- (a) the person can not wear a bicycle helmet for medical reasons; or
- (b) because of a physical characteristic of the person, it would be unreasonable to require the person to wear a bicycle helmet.’.

22. Section 267(2)—

omit, insert—

‘(2) A person is exempt from wearing a seatbelt if the person (or, for a passenger, the driver of the vehicle in which the person is a passenger) is carrying a current doctor’s certificate stating that, for a stated period—

- (a) the person can not wear a seatbelt for medical reasons; or
- (b) because of a physical characteristic of the person, it would be unreasonable to require the person to wear a seatbelt; or
- (c) for a person who is the driver of a vehicle—because of a physical characteristic of the person, the person can not safely drive a motor vehicle while wearing a seatbelt.’.

23. Section 291(1)—

omit, insert—

‘**291.(1)** A person must not—

- (a) start a vehicle, or drive a vehicle, in a way that makes unnecessary noise or smoke; or
- (b) wilfully start a vehicle, or drive a vehicle, in a way that makes unnecessary noise or smoke.

Maximum penalty—20 penalty units.

SCHEDULE (continued)

Example of subsection (1)(a)—

Driving a vehicle in a way that causes noise or smoke because of—

- (a) disrepair of the vehicle; or
- (b) the way the vehicle is loaded; or
- (c) the condition, construction or adjustment of the vehicle's engine or other equipment.

Example of subsection (1)(b)—

Driving a vehicle in a way that causes noise or smoke by wilfully and unnecessarily causing the wheels of the vehicle to lose traction and spin on the road surface.'

24. Part 18, division 1—

insert—

'Brisbane CBD driving restrictions

'300B.(1) This section applies to a vehicle—

- (a) with at least 2 decks for carrying vehicles, that is carrying a motor vehicle on the upper deck; or
- (b) that is carrying a motor vehicle if more than 50 cm of the length of motor vehicle is above the roof of the driver's cabin of the carrying vehicle.

'(2) A person must not drive the vehicle within the Brisbane CBD—

- (a) between 7.00 am and 6.00 pm on a weekday; or
- (b) between 7.00 am and midday on a Saturday.

Maximum penalty—20 penalty units.

'(3) In this section—

"Brisbane CBD" means the network of roads, including the following roads, in an area bounded by an imaginary line drawn—

- from the intersection of North Quay and Adelaide St
- along Adelaide St to Wharf St

SCHEDULE (continued)

- along Wharf St to Eagle St
- along Eagle St to Mary St
- along Mary St to Felix St
- along Felix St to Margaret St
- along Margaret St to Edward St
- along Edward St to Alice Street
- along Alice St to William St
- along William St to Queen St
- along North Quay to Adelaide St.’.

25. Section 303A—

omit.

26. Part 18, division 2—

insert—

‘Giving way to restive horses

‘303A.(1) This section applies if a person in charge of a restive horse gives a signal, by raising a hand and pointing to the horse, to the driver of a motor vehicle on a road.

‘(2) The driver must—

- (a) drive the vehicle as near as practicable to the far left side of the road; and
- (b) stop the vehicle’s engine; and
- (c) not move the vehicle until there is no reasonable likelihood that the noise of the motor, or the movement of the vehicle, will aggravate the restiveness of the horse.

Maximum penalty—20 penalty units.

SCHEDULE (continued)

‘(3) In this section—
“in charge of” includes leading, driving or riding.’.

27. Schedule 6, definition “shoulder”—

omit, insert—

‘ “shoulder” see section 13(3).’.

ENDNOTES

1. Made by the Governor in Council on 25 November 1999.
2. Notified in the gazette on 26 November 1999.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Transport.