



Queensland

# Transport Legislation Amendment Regulation (No. 3) 2012

## Subordinate Legislation 2012 No. 250

made under the

*Transport Operations (Road Use Management) Act 1995*

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## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Transport Legislation Amendment Regulation (No. 3) 2012*.

### 2 Commencement

This regulation commences on 21 December 2012.

## Part 2 Amendment of Traffic Regulation 1962

### 3 Regulation amended

This part amends the *Traffic Regulation 1962*.

### 4 Amendment of sch 12 (Data blocks for digital redlight camera systems)

Schedule 12, part 2, eighth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

### 5 Amendment of sch 13 (Data blocks for digital speed camera systems)

(1) Schedule 13, part 1, eighth dot point, after ‘image’—

*insert—*

[s 6]

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‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

- (2) Schedule 13, part 3, sixth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

- (3) Schedule 13, part 4, eighth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

## **6 Amendment of sch 14 (Data blocks for digital combined redlight and speed camera systems)**

- (1) Schedule 14, part 1, ninth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

- (2) Schedule 14, part 2, eighth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

- (3) Schedule 14, part 3, ninth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

**7 Amendment of sch 15 (Data blocks for digital point-to-point camera system—images taken by Redflex point-to-point camera system models P2P101, P2P102, P2P103, P2P104, P2P105 and P2P106)**

Schedule 15, eighth dot point, after ‘image’—

*insert—*

‘, even if the writing is accompanied by characters or markings included to identify a component of the model of the system’.

**Part 3 Amendment of Transport Operations (Road Use Management—Driver Licensing) Regulation 2010**

**8 Regulation amended**

This part amends the *Transport Operations (Road Use Management—Driver Licensing) Regulation 2010*.

**9 Amendment of s 10 (Tests)**

(1) Section 10(4)—

*omit, insert—*

‘(4) However, subsection (3) does not apply if—

(a) within 5 years before applying for the licence, the person—

(i) passed a road rules test for the class of licence applied for; or

(ii) held an Australian driver licence for the class of licence applied for; or

(b) for an application for a class RE, R or C licence—

[s 9]

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- (i) the person held, within 5 years before applying for the licence, a driver licence, granted under the law of New Zealand or a prescribed country, that corresponds to the class of licence applied for; or
- (ii) the person is at least 25 years old and held, within 5 years before applying for the licence, a driver licence, granted under the law of a recognised country, that corresponds to the class of licence applied for.’.

(2) Section 10(8)—

*omit, insert—*

‘(8) Also, subsection (6)(b) does not apply to a person if—

- (a) the person holds, or has within 5 years before applying for the licence held, a driver licence, other than a driver licence that corresponds to a learner licence, granted under the law of New Zealand; or
- (b) for an application for a class RE, R or C licence—
  - (i) the person holds, or has within 5 years before applying for the licence held, a driver licence granted under the law of a prescribed country that corresponds to the class of licence applied for, other than a driver licence that corresponds to a learner licence; or
  - (ii) the person is at least 25 years old and holds, or has within 5 years before applying for the licence held, a driver licence granted under the law of a recognised country that corresponds to the class of licence applied for, other than a driver licence that corresponds to a learner licence.’.

(3) Section 10—

*insert—*

‘(11) In this section—

***recognised country*** see schedule 4, section 2.’.

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**10 Amendment of s 33 (Credit for other driving experience)**

Section 33(3) and (4), ‘a country mentioned in schedule 4’—  
*omit, insert—*  
‘a prescribed country’.

**11 Amendment of sch 4 (Prescribed countries)**

(1) Schedule 4, heading—  
*omit, insert—*

**‘Schedule 4 Prescribed countries and  
recognised countries**

section 10(11), definition *recognised country* and schedule 9,  
definition *prescribed country*’.

(2) Schedule 4, section 1, ‘is prescribed’—  
*omit, insert—*  
‘is a prescribed country’.

(3) Schedule 4—  
*insert—*

**‘2 Recognised countries**

‘Each of the following countries is a recognised country—

- Czech Republic
- Estonia
- Hong Kong
- Republic of Korea
- Taiwan.’

**12 Amendment of sch 9 (Dictionary)**

Schedule 9—

*insert—*

*‘prescribed country see schedule 4, section 1.’*

**Part 4 Amendment of Transport  
Operations (Road Use  
Management—Fatigue  
Management) Regulation 2008**

**13 Regulation amended**

This part amends the *Transport Operations (Road Use Management—Fatigue Management) Regulation 2008*.

**14 Amendment of s 153 (Emergency services exemption)**

Section 153(2)—

*omit, insert—*

- ‘(2) An approved person mentioned in subsection (1) is exempted from the provisions of part 4, other than division 4 or 5, when the person is returning from attending the emergency.’





## **Part 6**

# **Amendment of Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010**

### **17 Regulation amended**

This part amends the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010*.

### **18 Amendment of sch 4 (Dictionary)**

(1) Schedule 4, definition *vehicle*—

*insert—*

‘(ea) a pedalec within the meaning of the *Vehicle Standard (Australian Design Rule—Definitions and Vehicle Categories) 2005* (Cwlth); or’.

(2) Schedule 4, definition *vehicle*, paragraphs (ea) to (h)—

*renumber* as paragraphs (f) to (i).

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#### ENDNOTES

- 1 Made by the Governor in Council on 20 December 2012.
- 2 Notified in the gazette on 21 December 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Transport and Main Roads.