

Heavy Vehicle (Registration) National Regulation

Subordinate Legislation 2018 No. 90

made under the

Heavy Vehicle National Law as applied by the law of States and Territories

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1 Short title

This Regulation may be cited as the *Heavy Vehicle (Registration) National Regulation*.

2 Commencement

This Regulation commences in a particular jurisdiction on the day on which Chapter 12, Part 12.2A of the Law commences in that jurisdiction.

Note—

In this Regulation, a reference to ‘the Law’ is a reference to the *Heavy Vehicle National Law*. See section 12 of Schedule 1 of the *Heavy Vehicle National Law*.

3 Definitions

The dictionary in schedule 1 defines particular words used in this Regulation.

4 Information about registered heavy vehicles included in database of heavy vehicles

The Regulator must include in the database of heavy vehicles the following information for each heavy vehicle registered under a law of a participating jurisdiction—

- (a) the garage address;
- (b) the registration number;
- (c) the make and model;
- (d) the year of manufacture;
- (e) the body type;
- (f) the number of axles;
- (g) the VIN or, if there is no VIN, the chassis number, engine number or another number that identifies the vehicle;
- (h) the dates on which the registration starts and expires;

- (i) the registration charge code assigned to the vehicle.

5 Information about registered operators of heavy vehicles included in database of heavy vehicles

- (1) The Regulator must include in the database of heavy vehicles the following information for each registered operator of a heavy vehicle registered under a law of a participating jurisdiction—

- (a) the registered operator's name;
- (b) the registered operator's address;
- (c) the registered operator's customer number.

- (2) In this section—

customer number, for a registered operator, means the number a registration authority gives to the operator to identify the operator as the registered operator of a heavy vehicle.

6 Information about registered heavy vehicles to be given to Regulator

- (1) For section 686A(4) of the Law, a registration authority for a participating jurisdiction must give the Regulator the information mentioned in section 4 for each heavy vehicle registered under a law of the participating jurisdiction.

- (2) Subsection (3) applies if a registration authority records on a vehicle register any of the following information about a heavy vehicle—

- (a) the engine make and number;
- (b) the number of engine cylinders;
- (c) the fuel type;
- (d) the GVM and, if applicable, the GCM;
- (e) the tare mass;
- (f) the body colour;

- (g) the seating capacity;
 - (h) the number of wheels;
 - (i) the axle configuration, including the number of axles and the spacing between each axle;
 - (j) if the vehicle is conditionally registered under an Australian road law, the conditions of the registration.
- (3) The registration authority must—
- (a) give the information to the Regulator; and
 - (b) the Regulator must include the information in the database of heavy vehicles.

7 Information about registered operators of heavy vehicles to be given to Regulator

- (1) For section 686A(4) of the Law, a registration authority for a participating jurisdiction must give the Regulator the information mentioned in section 5 for each registered operator of a heavy vehicle registered under a law of the participating jurisdiction.
- (2) Subsection (3) applies if a registration authority records on a vehicle register any of the following information about a registered operator of a heavy vehicle—
- (a) the registered operator's telephone number;
 - (b) the registered operator's electronic contact details;
 - (c) the registered operator's gender;
 - (d) the registered operator's date of birth;
 - (e) the registered operator's ACN;
 - (f) if the registered operator has been granted concessional registration for the vehicle under an Australian road law, details about the concession.
- (3) The registration authority must—
- (a) give the information to the Regulator; and

- (b) the Regulator must include the information in the database of heavy vehicles.

8 Information about vehicle defect notices

- (1) This section applies if an authorised officer—
 - (a) issues a vehicle defect notice for a heavy vehicle under an Australian road law; and
 - (b) the Regulator is notified about the issue of the defect notice.
- (2) The Regulator must record information about the vehicle defect notice in the database of heavy vehicles, including the day, if known, when the notice is cleared or withdrawn.

9 Changes to information in database of heavy vehicles

If a registration authority notifies the Regulator about a change in information about a heavy vehicle or the registered operator of the vehicle included in the database of heavy vehicles, the Regulator must amend the database to record the change.

10 Access to information in database of heavy vehicles

- (1) A registered operator of a heavy vehicle may ask the Regulator for—
 - (a) information about the heavy vehicle included in the database of heavy vehicles; or
 - (b) information about the registered operator included in the database of heavy vehicles.
- (2) The request must be accompanied by the relevant administrative fee for giving the information.
- (3) The Regulator must comply with the request by giving the information to the registered operator in the form of a certificate.

Schedule 1 Dictionary

section 3

vehicle register, for a heavy vehicle, means the register, however named, kept for the purpose of registering the heavy vehicle by the registration authority responsible for the registration of the heavy vehicle.

ENDNOTES

- 1 Made by the Queensland Governor, as defined under section 730(5) of the Heavy Vehicle National Law, acting on the advice of the Executive Council of Queensland on 21 June 2018.
- 2 Published on the NSW legislation website in accordance with Part 6A of the *Interpretation Act 1987* of NSW on 22 June 2018.
- 3 The administering agency is the Department of Transport and Main Roads.

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