



Queensland

Transport Legislation Amendment Regulation (No. 3) 2011

Explanatory Notes for SL 2011 No. 204

made under the

Transport Operations (Road Use Management) Act 1995

General outline

Short title

Transport Legislation Amendment Regulation (No. 3) 2011.

Authorising law

Section 171 of the *Transport Operations (Road Use Management) Act 1995*.

Policy objectives and the reasons for them

The regulation will assist victims of crime in enforcing court compensation orders by authorising the chief executive to release information from the vehicle register to them or to parties acting on their behalf.

The regulation will also provide flexibility in inspection requirements for particular heavy vehicles in special circumstances, such as after natural disasters or for remote areas. The amendments are designed to minimise adverse impacts on the transport industry without compromising road safety.

Achievement of policy objectives

The regulation amends the *Transport Operations (Road Use Management—Vehicle Registration) Regulation 2010* to authorise the chief executive to give an extract from the vehicle register to a person in whose favour a court has made a compensation order under the *Criminal Offence Victims Act 1995* (repealed) or chapter 65A of the Criminal Code (repealed), or a person acting on their behalf. The information will only be provided, however, if the person is seeking the information for the purpose of obtaining payment under the compensation order.

The regulation also amends the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010* to allow the chief executive, if satisfied special circumstances exist, to authorise an approved examiner to sign a certificate of inspection for a registered trailer with an Aggregate Trailer Mass of more than 10t or another registered vehicle with a Gross Vehicle Mass of more than 16t. Under existing provisions, certificates of inspection for these vehicles would be signed by transport inspectors. The authorisation will be for a period the chief executive considers appropriate having regard to the special circumstances.

The regulation also makes a minor drafting amendment to the definition of *approved examiner* in the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2010*.

Consistency with policy objectives of authorising law

The amendments are consistent with the policy objectives in section 3 of the *Transport Operations (Road Use Management) Act 1995*. In particular, the amendment regarding signing certificates of inspection is consistent with the Act's objective of improving road safety and the environmental impact of road use in ways that contribute to overall transport effectiveness and efficiency.

Benefits and costs of implementation

There are no additional costs in implementing the amendments.

Consistency with fundamental legislative principles

The amendments are consistent with fundamental legislative principles.

Consultation

Relevant Queensland government departments have been consulted and support the amendments.

ENDNOTES

- 1 Laid before the Legislative Assembly on . . .
- 2 The administering agency is the Department of Transport and Main Roads.

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