

# Heavy Vehicle National Legislation Amendment Regulation 2024

## Human Rights Certificate

### Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, Bart Mellish MP, Minister for Transport and Main Roads and Minister for Digital Services, provide this human rights certificate with respect to the *Heavy Vehicle National Legislation Amendment Regulation 2024* made under the *Heavy Vehicle National Law Act 2012*.

In my opinion, the *Heavy Vehicle National Legislation Amendment Regulation 2024*, as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

## Overview of the Subordinate Legislation

On 14 September 2023, the Commonwealth Minister for Infrastructure, Transport, Regional Development and Local Government, the Honourable Catherine King MP, signed the Safer Freight Vehicles package which commenced nationally on 1 October 2023.

The Commonwealth's Safer Freight Vehicles package includes four new Australian Design Rules (ADRs) and amends six existing ADRs.

These ADR changes reflect an increase in overall vehicle width limit from the current 2.50m to 2.55m for heavy motor vehicles fitted with Safer Freight Vehicle technology. The changes also exclude various devices when measuring the length and width of a heavy motor vehicle. These devices include indirect vision devices (e.g. mirrors, cameras) and monitoring devices (e.g. blind spot information systems for the detection of vehicles, bicycles, and/or pedestrians) used to detect other road users.

The purpose of the amendment is to align the supporting regulations to the Heavy Vehicle National Law (HVNL) with changes to ADR dimension requirements for heavy vehicles.

Definitions for safer freight vehicles and safer freight combinations will be inserted into HVNL supporting regulations, along with details of specified dimension limits for safer freight vehicles. Supporting HVNL regulations will also be amended to ensure that indirect vision devices will be disregarded when measuring the length and width of heavy vehicles.

Amendments to the HVNL supporting regulations are required as soon as possible after the 1 October 2023 commencement date to enable consistency of heavy freight vehicle dimensions in HVNL participating jurisdictions. The Northern Territory and Western Australia will conduct their own concurrent amendment processes.

## Human Rights Issues

The *Heavy Vehicle National Legislation Amendment Regulation 2024* does not affect or engage a human right.

## Conclusion

I consider that the *Heavy Vehicle National Legislation Amendment Regulation 2024* is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

**Honourable Bart Mellish MP**  
Minister for Transport and Main Roads  
Minister for Digital Services

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