

NORTHERN TERRITORY OF AUSTRALIA
TRAFFIC AMENDMENT (LOOSE BULK LOADS) REGULATIONS 2006

Subordinate Legislation No. 46 of 2006

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 46 of 2006*

Traffic Amendment (Loose Bulk Loads) Regulations 2006

I, EDWARD JOSEPH EGAN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Traffic Act*.

Dated 12 December 2006.

E. J. EGAN
Administrator

By His Honour's Command

C. B. BURNS
Minister for Health
acting for the
Minister for Infrastructure and Transport

* Notified in the *Northern Territory Government Gazette* on 20 December 2006.

1. Citation

These Regulations may be cited as the *Traffic Amendment (Loose Bulk Loads) Regulations 2006*.

2. Regulations amended

These Regulations amend the *Traffic Regulations*.

3. Repeal and substitution of regulation 24

Regulation 24

repeal, substitute

24. Securing of load – general

(1) A person must not drive, or permit a person to drive, a vehicle carrying a load unless the load is arranged, contained, fastened or covered:

- (a) in a manner that complies with the performance standards and principles in the Load Restraint Guide applicable to the load; or
- (b) in a manner of equal or greater effectiveness in securing the load than that mentioned in paragraph (a).

Maximum penalty: 20 penalty units.

(2) A person must not drive, or permit a person to drive, a vehicle carrying a load that flaps, sways, extends or overhangs the sides or the front or back of the vehicle unless the load is carried in accordance with a law in force in the Territory prescribing the manner for carrying the load.

Maximum penalty: 20 penalty units.

(3) In this regulation:

"Load Restraint Guide" means the Load Restraint Guide, second edition 2004, published by the National Transport Commission.

24A. Securing of loose bulk load

(1) A person must not drive, or permit a person to drive, a vehicle with a GVM greater than 12 tonnes that is carrying a loose bulk load unless the load is covered by a load cover that is suitable for securing the load.

Maximum penalty: 20 penalty units.

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(2) However, the Director may, in writing, exempt a vehicle, or class of vehicles, from the application of subregulation (1).

Example of a class of vehicles for subregulation (2)

All vehicles working on a particular major project.

(3) In this regulation:

"GVM", of a rigid vehicle, does not include a trailer being towed by the vehicle;

"load cover" means a cover made from closed or open weaved material, and includes a tarpaulin;

"loose bulk load" means a load consisting primarily of:

- (a) sand; or
- (b) soil; or
- (c) other material that is likely to be dislodged by the action of rough roads or airflow across the vehicle;

"rigid", see the *Motor Vehicles Act*.

4. Amendment of regulation 25 (Removal of dangerous loads etc.)

(1) Regulation 25, heading

omit, substitute

Enforcement

(2) Regulation 25(1)

omit

23 or 24

substitute

23, 24 or 24A

5. Amendment of Schedule 1

Schedule 1, item 20

omit

Drive vehicle with load incorrectly secured

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substitute

Drive vehicle with load insufficiently secured contrary to regulation 24
or 24A
