

NORTHERN TERRITORY OF AUSTRALIA

TRANSPORT LEGISLATION FURTHER AMENDMENT REGULATIONS 2019

Subordinate Legislation No. 20 of 2019

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 20 of 2019*

Transport Legislation Further Amendment Regulations 2019

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Motor Vehicles Act 1949* and the *Traffic Act 1987*.

Dated 22 July 2019

V. S. O'Halloran
Administrator

By Her Honour's Command

N. S. Manison
Treasurer
acting for
Minister for Infrastructure, Planning and Logistics

* Notified in the *Northern Territory Government Gazette* on 31 July 2019.

Part 1 Preliminary matters

1 Citation

These Regulations may be cited as the *Transport Legislation Further Amendment Regulations 2019*.

2 Commencement

These Regulations commence on 1 August 2019.

Part 2 Amendment of Motor Vehicles Regulations 1977

3 Regulations amended

This Part amends the *Motor Vehicles Regulations 1977*.

4 Regulation 4A amended (Definitions)

Regulation 4A(1)

insert

corresponding law, in relation to the registration of a heavy vehicle, means a law of a State or another Territory that provides for the registration of heavy vehicles.

national heavy vehicle number plate, see Schedule 1 to the *Motor Vehicles (Fees and Charges) Regulations 2008*.

5 Regulation 5A inserted

After regulation 5

insert

5A Exemption

The new owner of a heavy vehicle with a national heavy vehicle number plate issued by the Registrar is exempt from the requirement under section 21A(2) of the Act to surrender the plate if the heavy vehicle is registered under a corresponding law under the registration number shown on the plate.

6 Regulation 7B inserted

After regulation 7A

insert

7B Exemption

A person is exempt from the requirement to return a number plate under section 98(1) of the Act if:

- (a) the registration or licence mentioned in that section is of, or for, a heavy vehicle with a national heavy vehicle number plate issued by the Registrar; and
- (b) the heavy vehicle is registered under a corresponding law under the registration number shown on the plate.

7 Regulations 10 to 14A replaced

Regulations 10 to 14A

repeal, insert

10 Ownership of national heavy vehicle number plates

- (1) A national heavy vehicle number plate issued by the Registrar is the property of the Territory.
- (2) However, a national heavy vehicle number plate issued by the Registrar ceases to be the property of the Territory if the heavy vehicle for which the plate was issued is registered under a corresponding law under the registration number shown on the plate.
- (3) A national heavy vehicle number plate is taken to have been issued by the Registrar if:
 - (a) the plate was originally issued under a corresponding law; and
 - (b) the Registrar registers the vehicle under the registration number shown on the plate.

8 Regulation 19 inserted

After regulation 18

insert

19 Exemption

A person is exempt from the requirement under section 132(3)(a) of the Act to produce a national heavy vehicle number plate issued by the Registrar if the heavy vehicle is registered under a corresponding law under the registration number shown on the plate.

Part 3 Amendment of Motor Vehicles (Fees and Charges) Regulations 2008**9 Regulations amended**

This Part amends the *Motor Vehicles (Fees and Charges) Regulations 2008*.

10 Schedule 1 amended (Certain fees prescribed for Act)

- (1) Schedule 1, Part 1

insert

national heavy vehicle number plate means a number plate bearing the words "National Heavy Vehicle" issued in relation to a heavy vehicle determined by the Registrar to be eligible to be issued with the plate.

- (2) Schedule 1, Part 2, column **Fee**, heading

omit

units)

insert

units, unless otherwise indicated)

- (3) Schedule 1, Part 2, item 6

omit

plates or slimline

insert

plates, slimline number plates or national heavy vehicle

- (4) Schedule 1, Part 2, after item 7

insert

- 7A Replacement of damaged or defaced national heavy vehicle number plate or plates

- | | | | |
|-----|---|-------|------|
| (a) | if replaced by national heavy vehicle number plate or plates consisting of numerals and letters identical to those on the damaged or defaced number plate or plates | 17(2) | 57 |
| (b) | if replaced by national heavy vehicle number plate or plates in any other case | 17(2) | \$25 |

- (5) Schedule 1, Part 2, item 8

omit

plates or slimline

insert

plates, slimline number plates or national heavy vehicle

- (6) Schedule 1, Part 2, after item 9

- 9A Replacement of national heavy vehicle number plate or plates declared lost or destroyed:

- | | | | |
|-----|---|-------|------|
| (a) | if replaced by national heavy vehicle number plate or plates containing numerals and letters identical to those on the lost plate or plates | 18(2) | 57 |
| (b) | if replaced by national heavy vehicle number plate or plates in any other case | 18(2) | \$25 |

-
- (7) Schedule 1, Part 2, item 21
omit
- (8) Schedule 1, item 27A
omit
26 or 27
insert
26, 27 or 27B
- (9) Schedule 1, Part 2, after item 27A
insert
- 27B Issue of national heavy vehicle number plate or plates
- | | | | |
|-----|---|------------|------|
| (a) | for a heavy vehicle previously registered under a corresponding law, where the Registrar registers the vehicle using the same registration number as shown on the plate or plates originally issued by the other jurisdiction | 138(1)(af) | Nil |
| (b) | in any other case | 138(1)(af) | \$25 |
- (10) Schedule 1, Part 2, at the end
insert

Note for Schedule 1, Part 2

The fees prescribed for items 7A(b), 9A(b), and 27A(b) are indicated in dollar amounts and are not indexed in accordance with the Revenue Units Act 2009. These fees are reviewed on advice from the National Transport Commission of an adjusted national fee.

Part 4 Amendment of Traffic Regulations 1999

11 Regulations amended

This Part amends the *Traffic Regulations 1999*.

12 Regulation 26 amended (Offence in relation to registration label or plate)

- (1) Regulation 26, heading
omit
registration label or
- (2) Regulation 26(1)(a), (2) and (3)(a) to (c)
omit
registration label or
- (3) Regulation 26(1)(b) and (3)(a) and (c)
omit (all references)
label or
- (4) Regulation 26(2)(a), at the end
insert
or
- (5) Regulation 26(2)(b)
omit
all words from "or in" to "expired"

13 Schedule 1 amended

Schedule 1, item 6

omit

Part 5 Repeal of Regulations**14 Repeal of Regulations**

These Regulations are repealed on the day after they commence.