

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1993, No. 45*

Regulations under the *Traffic Act*

I, KEITH JOHN AUSTIN ASCHE, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Traffic Act*.

Dated 30 November 1993.

K.J.A. ASCHE
Administrator

AMENDMENTS OF TRAFFIC REGULATIONS

1. COMMENCEMENT

These Regulations shall come into operation on 1 January 1994.

2. POSITIONS OF DRIVERS AND PASSENGERS

Regulation 99 of the Traffic Regulations is amended by omitting subregulation (8).

3. NEW REGULATION

The Traffic Regulations are amended by inserting after regulation 99 the following:

"99A. RIDING IN LOAD SPACE

"(1) Subject to this regulation -

(a) a driver of a motor vehicle shall not drive the vehicle with a person; or

* Notified in the *Northern Territory Government Gazette* on 8 December 1993.

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- (b) a person shall not travel in or on a motor vehicle,

in a space of the vehicle designed primarily for the carriage of goods unless -

- (c) the space is enclosed;
- (d) all seats in the motor vehicle are occupied;
- (e) all doors, hatches or other means of entering the space are securely closed; and
- (f) all goods carried in the space are securely stored to prevent a person in the space being injured by the goods in the event of an accident or emergency.

"(2) Where a member of the Police Force apprehends a person contravening subregulation (1), the member may permit the driver of the motor vehicle to continue to drive the motor vehicle, or a person to continue to travel in or on the motor vehicle, in contravention of that subregulation, and a driver or person to whom permission is given under this subregulation is exempted from complying with subregulation (1) while driving or travelling in or on the motor vehicle in accordance with the conditions, if any, of the permission.

"(3) Subregulation (1) does not apply to or in relation to a person or vehicle, or a class of persons or vehicles, approved by the Registrar.

"(4) For the purpose of this regulation, 'enclosed', in relation to a space, means enclosed -

- (a) at the time of the manufacture of the motor vehicle; or
- (b) by a canopy, cage or other means that is -
 - (i) approved by the Registrar and to which is affixed an identification plate approved by the Registrar; and
 - (ii) fitted to the motor vehicle in a manner approved by the Registrar.

"(5) An approval under subregulation (4)(b) shall expire on 1 January 2000 unless it is revoked before that date."

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4. SCHEDULE 1

Add at the end of item 16 of Schedule 1 to the Traffic Regulations the following:

"Drive while child or young person in open load space of vehicle	120
Drive while passenger (other than a child or young person) in open load space of vehicle	80
Ride as adult passenger in open load space of vehicle	100".
