

NORTHERN TERRITORY OF AUSTRALIA

TRANSPORT LEGISLATION AMENDMENT REGULATIONS 2024

Subordinate Legislation No. 26 of 2024

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 26 of 2024

Transport Legislation Amendment Regulations 2024

I, Hugh Crosby Heggie, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Marine Act 1981* and the *Traffic Act 1987*.

Responsible Minister:

J. F. BOWDEN
Minister for Infrastructure, Planning and Logistics

H. C. HEGGIE
Administrator

Date of making: 30 July 2024

Part 1 Preliminary matters

1 Title

These Regulations may be cited as the *Transport Legislation Amendment Regulations 2024*.

2 Commencement

These Regulations commence on the day after the day on which they are made.

Part 2 Amendment of Marine (General) Regulations 2013

3 Regulations amended

This Part amends the *Marine (General) Regulations 2013*.

4 Regulation 3 amended (Definitions)

- (1) Regulation 3, definitions ***acting in an official capacity***, ***boating inspector*** and ***commencement***

omit

- (2) Regulation 3

insert

boating inspector means a person appointed to be a boating inspector under regulation 9(1).

5 Regulation 4 amended (Definitions)

Regulation 4, definition ***boating inspector***

omit

6 Regulation 9 amended (Appointment of boating inspectors)

(1) Regulation 9(1)

omit

inspector for this Part.

insert

inspector.

(2) Regulation 9(5)

omit, insert

(5) A police officer:

(a) may exercise a power or perform a function of a boating inspector under these Regulations; and

(b) in exercising the power or performing the function, is taken to be a boating inspector for regulations 11 and 12.

7 Regulation 11 amended (Obstruction of boating inspector)

Regulation 11(3)

insert

acting in an official capacity, in relation to a boating inspector, means the boating inspector is exercising powers or performing functions under, or otherwise related to the administration of, these Regulations.

8 Regulation 12 amended (Protection from liability for boating inspectors)

Regulation 12(1)

omit

this Part.

insert

these Regulations.

9 Regulation 18A amended (Definitions)

- (1) Regulation 18A, definitions ***ABP Standard*** and ***commencement***
omit
- (2) Regulation 18A
insert

ABP Standard means the standard entitled "National Standard for the Australian Builders Plate for Recreational Boats", Edition 5, endorsed by the Ministers comprising the Transport and Infrastructure Council on 5 June 2020 and published by the Australian Recreational Boating Safety Committee.

10 Regulation 18B amended (Application of Part)

- (1) Regulation 18B(4)(a)
omit
from time to time
insert
at the commencement
- (2) Regulation 18B(5)
insert

commencement means the commencement of the *Marine (General) Amendment Regulations (No. 2) 2015*.

11 Regulation 18F amended (Offences)

- (1) Regulation 18F(1)(b)
omit, insert
- (b) the information on the builders plate is incorrect or does not comply with the ABP Standard and the person is reckless in relation to that circumstance.

(2) Regulation 18F(4)(b)

omit, insert

- (b) the information on the plate as so altered is incorrect or does not comply with the ABP Standard and the person is reckless in relation to that circumstance.

12 Part 8 inserted

After regulation 35

insert

Part 8 Transitional matters for Transport Legislation Amendment Regulations 2024**36 Definitions**

In this Part:

amending Regulations means the *Transport Legislation Amendment Regulations 2024*.

commencement means the commencement of Part 2 of the *Transport Legislation Amendment Regulations 2024*.

former ABP Standard means the ABP Standard as defined in regulation 18A, as in force immediately before the commencement.

new ABP Standard means the ABP Standard as defined in regulation 18A, as in force after the commencement.

vessel means a vessel to which Part 3A applies.

37 Sale of vessels with builders plates fixed in accordance with former ABP Standard

A reference to the ABP Standard in regulation 18D(1), as in force after the commencement, is taken to include a reference to the former ABP Standard for a vessel that is sold by a person after the commencement if:

- (a) a builders plate was fixed to the vessel on a date before the commencement; and
- (b) the builders plate was fixed to the vessel in accordance with, and otherwise complies with the requirements of, the former ABP Standard.

38 Builders plates fixed to vessels during transitional period

- (1) A builders plate that was fixed to a vessel during the transitional period is to be taken to have complied with the requirements of the ABP Standard referred to in regulations 18D(1) and 18F(1) and (4) if the builders plate was fixed to the vessel in accordance with, and otherwise complied with the requirements of, either:
- (a) the former ABP Standard; or
 - (b) the new ABP Standard.
- (2) A builders plate that was approved by a person mentioned in regulation 18E during the transitional period is to be taken to have complied with the requirements of the ABP Standard referred to in regulation 18G(1) if the builders plate complied with the requirements of either:
- (a) the former ABP Standard; or
 - (b) the new ABP Standard.
- (3) In this regulation:

transitional period means the period between 5 June 2021 and the commencement.

13 Schedule 2 amended (Infringement notice offences and prescribed amounts)

Schedule 2

omit

16(a), (b) and (d) and 18

insert

16(1) and (2) and 18(1), (2), (3), (4) and (6)

Part 3 Amendment of Traffic Regulations 1999

Division 1 Amendment of Traffic Regulations 1999

14 Regulations amended

This Division amends the *Traffic Regulations 1999*.

15 Regulation 34 amended (Person or thing obstructing road)

(1) Regulation 34(1) and (2)

omit, insert

(1) A person must not, without the permission of the competent authority given under subregulation (1A):

- (a) display an advertisement, or cause an advertisement to be displayed, on a road; or
- (b) erect a structure, or cause a structure to be erected, on a road; or
- (c) enter and remain on a road to offer goods or services for sale; or
- (d) camp on a road.

Maximum penalty: 20 penalty units or imprisonment for 6 months.

(1A) The competent authority in respect of a road may give written permission for a person to:

- (a) display an advertisement, or cause an advertisement to be displayed, on the road; or
- (b) erect a structure, or cause a structure to be erected, on the road; or
- (c) enter and remain on the road to offer goods or services for sale; or
- (d) camp on the road.

(2) If an authorised person believes on reasonable grounds that a person has contravened, is contravening or is about to contravene subregulation (1), the authorised person may give the person a direction requiring the person to take an action specified in subregulation (2A).

(2A) A direction given under subregulation (2) may require the person to take either or both of the following actions:

- (a) to leave the road;

- (b) to remove any advertisement, structure or other thing from the road that the authorised person believes on reasonable grounds has been placed, or caused to be placed, on the road by the person in contravention of subregulation (1).
- (2B) For subregulation (2A)(b), the authorised person must specify the period within which the advertisement, structure or other thing is required to be removed from the road in accordance with the direction.
- (2) Regulation 34(3), at the end
- insert*
- Maximum penalty: 20 penalty units or imprisonment for 6 months.
- (3) Regulation 34(4)
- omit*
- all words from "does" to "authority for"
- insert*
- fails to comply with a direction given under subregulation (2) to remove an advertisement, structure or other thing from a road, the competent authority in respect of
- (4) Regulation 34(4)(a) and (b)
- omit*
- thing
- insert*
- advertisement, structure or thing
- (5) Regulation 34(4)(c)(i)
- omit*
- thing or having the thing
- insert*
- advertisement, structure or thing or in having it

16 Regulation 37 replaced

Regulation 37

repeal, insert

37 Races and speed trials

- (1) This regulation does not apply in relation to any race or speed trial held in the following events:
- (a) the event known as the World Solar Challenge;
 - (b) an event declared by the Minister under section 43A(1) of the Act to be an event to which that section applies.
- (2) A person must not organise or promote a race or speed trial on a road or public place unless:
- (a) a permit for the race or speed trial has been granted under subregulation (7) and the person complies with the conditions of the permit; or
 - (b) bicycles are the only vehicles to take part in the race or speed trial.

Maximum penalty: 10 penalty units.

- (3) A person must not take part in a race or speed trial on a road or public place unless a permit for the race or speed trial has been granted under subregulation (7) and the person complies with the conditions of the permit.

Maximum penalty: 5 penalty units.

- (4) A person must not attend as a spectator at a race or speed trial on a road or public place unless a permit for the race or speed trial has been granted under subregulation (7).

Maximum penalty: 1 penalty unit.

- (5) A person may apply to the competent authority in respect of a road or public place for a permit to hold a race or speed trial on the road or public place.

Note for subregulation (5)

An application for an exemption in relation to the race or speed trial may also be made to the Registrar under section 10B or 43B of the Act.

- (6) The person who applies for a permit must:
 - (a) give public notice of the application:
 - (i) at least 7 days before the date on which the race or speed trial is to be held; and
 - (ii) in the manner required by the competent authority; and
 - (b) obtain the written consent of the Commissioner for the holding of the race or speed trial.
- (7) The competent authority may grant a permit for a race or speed trial on an application under subregulation (5) if the competent authority is satisfied:
 - (a) the person who applied for the permit has complied with subregulation (6); and
 - (b) any persons on, or within the vicinity of, the road or public place on which the race or speed trial is to be held would not be endangered or unduly inconvenienced by it.
- (8) The competent authority may grant a permit under subregulation (7) subject to any conditions relating to the holding of the race or speed trial that the competent authority considers appropriate and specifies in the permit.
- (9) Without limiting subregulation (8), the conditions of the permit may provide for the regulation of:
 - (a) the organisation or promotion of the race or speed trial; and
 - (b) participation in the race or speed trial.
- (10) If the competent authority grants a permit for a race or speed trial under subregulation (7), the person who applied for the permit must:
 - (a) attend the race or speed trial; and
 - (b) on request by a police officer:
 - (i) produce the permit; and
 - (ii) provide the officer with the person's name and address; and
 - (c) comply with the conditions of the permit.

Maximum penalty: 5 penalty units.

- (11) In addition to subregulation (10), the person who applied for the permit must notify the competent authority of any notifiable incident that occurs at the race or speed trial as soon as is reasonably practicable after becoming aware of the incident.

Maximum penalty: 20 penalty units.

- (12) For subregulation (11), a **notifiable incident** is an incident that occurs in the course of holding a race or speed trial which:

- (a) results in the death or injury of:
 - (i) a person taking part in the race or speed trial; or
 - (ii) a person attending as a spectator at the race or speed trial; or
 - (iii) any other person within the vicinity of the race or speed trial; or
- (b) gives rise to a serious risk of death or injury of a person mentioned in paragraph (a); or
- (c) results in the destruction or damage of:
 - (i) a vehicle taking part in the race or speed trial; or
 - (ii) any other vehicle or property within vicinity of the race or speed trial; or
- (d) gives rise to a serious risk of destruction or damage of a vehicle or property mentioned in paragraph (c).

- (13) In this regulation:

race means a race between vehicles.

road includes a road-related area.

speed trial means:

- (a) any attempt to establish or break a vehicle speed record of any description; or
- (b) any trial or test of any description of the speed of a vehicle; or
- (c) any competitive trial of any description designed to test:
 - (i) the skill of any driver of any vehicle; or
 - (ii) the reliability or mechanical condition of any vehicle.

17 Regulation 37A amended (Burn outs)

Regulation 37A(2)

omit, insert

- (2) A person does not commit an offence against subregulation (1) if the person is driving the vehicle in accordance with:
- (a) an order under section 43A of the Act for an event declared by the Minister to be an event to which that section applies; or
 - (b) a permit granted for a race or speed trial under regulation 37(7).

18 Regulation 38 replaced

Regulation 38

repeal, insert

38 Parades, processions and public events

- (1) This regulation does not apply in relation to:
- (a) a procession that is a funeral procession; or
 - (b) a race or speed trial as defined in regulation 37(13); or
 - (c) the following events:
 - (i) the event known as the World Solar Challenge;
 - (ii) an event declared by the Minister under section 43A(1) of the Act to be an event to which that section applies.
- (2) A person must not organise or promote a parade, procession or public event on, or within the vicinity of, a road that may disrupt traffic on the road unless:
- (a) a permit has been granted under subregulation (6) for the parade, procession or public event; and
 - (b) the person complies with the conditions of the permit.

Maximum penalty: 10 penalty units.

- (3) A person must not take part in a parade, procession or public event on, or within the vicinity of, a road that may disrupt traffic on the road unless:
- (a) a permit has been granted under subregulation (6) for the parade, procession or public event; and
 - (b) the person complies with the conditions of the permit.

Maximum penalty: 5 penalty units.

- (4) A person may apply to the competent authority in respect of a road for a permit to hold a parade, procession or public event on, or within the vicinity of, the road.

Note for subregulation (4)

An application for an exemption in relation to the parade, procession or public event may also be made to the Registrar under section 10B or 43B of the Act.

- (5) The person who applies for a permit must:
- (a) give public notice of the application:
 - (i) at least 7 days before the date on which the parade, procession or public event is to be held; and
 - (ii) in the manner required by the competent authority; and
 - (b) obtain the written consent of the Commissioner for the holding of the parade, procession or public event.
- (6) The competent authority may grant a permit for a parade, procession or public event on an application under subregulation (4) if the competent authority is satisfied:
- (a) the person who applied for the permit has complied with subregulation (5); and
 - (b) any persons on, or within the vicinity of, the road affected by the parade, procession or public event would not be endangered or unduly inconvenienced by it.
- (7) The competent authority may grant a permit under subregulation (6) subject to any conditions relating to the holding of the parade, procession or public event that the competent authority considers appropriate and specifies in the permit.

- (8) Without limiting subregulation (7), the conditions of the permit may provide for the regulation of:
- (a) the organisation or promotion of the parade, procession or public event; and
 - (b) participation in the parade, procession or public event.
- (9) If the competent authority grants a permit for a parade, procession or public event under subregulation (6), the person who applied for the permit must:
- (a) attend the parade, procession or public event; and
 - (b) on request by a police officer:
 - (i) produce the permit; and
 - (ii) provide the officer with the person's name and address; and
 - (c) comply with the conditions of the permit.
- Maximum penalty: 5 penalty units.
- (10) In this regulation:
- road** includes a road-related area.

19 Regulation 78AAA inserted

After regulation 78

insert

78AAA Modification of rules 62, 64, 67, 69, 72, 73, 74, 128A and 353: giving way to cyclists

In rules 62(1)(a) and (b)(ii), 64(b), 67(4), 69(3), 72(3)(b), (4)(b), (4A) and (5)(c), 73(2)(b), (3)(b), (4), (5)(b), (5A) and (6)(b), 74(1)(d)(i), 128A(2)(c) and 353(1) and (2), a reference to a pedestrian is taken to include a reference to a rider of a bicycle.

20 Regulation 86 amended (Helmets for cyclists)

(1) Regulation 86, heading

omit, insert

86 Modification of rule 256: helmets for cyclists

(2) Regulation 86(1)

omit

he or she

insert

the person

(3) Regulation 86(1)(a), at the end

insert

or

(4) After regulation 86(1)(b)

insert

(ba) on that part of a road that bisects a bicycle path or shared path; or

(bb) on a crossing; or

(bc) on a road adjacent to a bicycle path, shared path or public place for the purpose of travelling across the road by the shortest practical route in the circumstances; or

21 Regulation 91A amended (Prescribed provisions for certain driving offences)

Regulation 91A(a)

omit

37(1A);

insert

37(3);

22 Part 8 inserted

After regulation 97

insert

**Part 8 Transitional matters for Transport Legislation
Amendment Regulations 2024**

98 Definitions

In this Part:

amending Regulations means the *Transport Legislation Amendment Regulations 2024*.

commencement means the commencement of Part 3, Division 1 of the amending Regulations.

99 Permissions and directions given before commencement

- (1) The former regulation continues to apply after the commencement in relation to any direction that was given to a person by an authorised person under the former regulation before the commencement.
- (2) A permission that was given to a person by the competent authority for a road under the former regulation before the commencement:
 - (a) continues in effect after the commencement; and
 - (b) is taken to have been given under regulation 34(1A) as in force after the commencement.
- (3) In this regulation:

former regulation means regulation 34, as in force immediately before the commencement.

100 Applications, permits and exceptions relating to races and speed trials

- (1) Subregulation (2) applies in relation to an application for a permit for a racing event (a ***pending application***) that:
 - (a) was made by a person under the former regulation before the commencement; and
 - (b) had not yet been determined by the Director under the former regulation before the commencement.

- (2) The Director must continue to determine the pending application in accordance with the former regulation after the commencement, as if regulation 16 of the amending Regulations had not commenced.
- (3) Despite the repeal of the former regulation, each of the following continues in effect after the commencement:
 - (a) a permit for a racing event that was granted by the Director under the former regulation before the commencement (an **existing permit**);
 - (b) an exemption for a person taking part in the racing event mentioned in paragraph (a) that was granted by the Director under the former regulation before the commencement.
- (4) The former regulation continues to apply in relation to the following racing events (an **authorised racing event**) after the commencement, as if regulation 16 of the amending Regulations had not commenced:
 - (a) a racing event for which:
 - (i) a pending application was made; and
 - (ii) a permit is granted by the Director after the commencement in determining the pending application in accordance with subregulation (2);
 - (b) a racing event for which an existing permit continues in effect under subregulation (3).
- (5) Regulation 37A(2), as amended by the amending Regulations, applies to a person who drives a vehicle at an authorised racing event after the commencement as if the reference to a permit in that regulation included a reference to the permit mentioned in subregulation (4)(a) or (b).
- (6) In this regulation:

former regulation means regulation 37, as in force immediately before the commencement.

racing event means a race or speed trial as defined in the former regulation.

101 Applications, permits and exceptions relating to parades, processions and other events

- (1) Subregulation (2) applies in relation to an application for a permit for a public event (a ***pending application***) that:
 - (a) was made by a person under the former regulation before the commencement; and
 - (b) had not yet been determined by the competent authority under the former regulation before the commencement.
- (2) The competent authority must continue to determine the pending application in accordance with the former regulation after the commencement, as if regulation 18 of the amending Regulations had not commenced.
- (3) Despite the repeal of the former regulation, each of the following continues in effect after the commencement:
 - (a) a permit for a public event that was granted by the competent authority under the former regulation before the commencement (an ***existing permit***);
 - (b) an exemption for a person taking part in the public event mentioned in paragraph (a) that was granted by the competent authority under the former regulation before the commencement.
- (4) The former regulation continues to apply in relation to the following public events after the commencement, as if regulation 18 of the amending Regulations had not commenced:
 - (a) a public event for which:
 - (i) a pending application was made; and
 - (ii) a permit is granted by the competent authority after the commencement in determining the pending application in accordance with subregulation (2);
 - (b) a public event for which an existing permit continues in effect under subregulation (3).
- (5) In this regulation:

former regulation means regulation 38, as in force immediately before the commencement.

public event means a parade, procession or other event of a kind referred to in the former regulation.

23 Schedule 1 amended (Traffic infringement notice offences)

- (1) Schedule 1, item 7

omit

Ride in race or trial without permit	TR 37	25
---	-------	----

insert

Take part in race or speed trial on road or public place (in which bicycles are the only vehicles to take part in the race or speed trial) contrary to regulation 37(3)	TR 37(3)	25
---	----------	----

- (2) Schedule 1, item 10, column 1

omit

Fail give way to pedestrian while turning

insert

Fail to give way to pedestrian or bicycle rider while turning

- (3) Schedule 1, item 16, column 1

omit

Drive while part of body or passenger's body protruding

insert

Drive while part of passenger's body protruding

- (4) Schedule 1, item 16, column 1

omit

Ride as passenger with part of body protruding

insert

Travel in motor vehicle with part of body protruding

- (5) Schedule 1, item 16, column 2
- omit*
- ARR 268(1), 268(4)
- insert*
- ARR 268(4), 268(4A), 268(4B)
- (6) Schedule 1, item 16, column 2
- omit*
- ARR 268(1), 268(2), 298
- insert*
- ARR 268(1), 268(2)
- (7) Schedule 1, item 16, column 2
- omit*
- TR 7(1)(a), 9(1), ARR 268(2)
- insert*
- TR 7(1)(a), ARR 268(4A), 268(4B)
- (8) Schedule 1, item 19
- omit*
- | | | |
|-----------------|-------|-----|
| Obstruct a road | TR 34 | 250 |
|-----------------|-------|-----|
- (9) Schedule 1, item 20
- omit*
- | | | |
|---|--|----|
| Drive with load
insufficiently secured | TR 24(1), 24(2),
24A(1),
ARR 292A(1) | 60 |
|---|--|----|
- insert*
- | | | |
|--|---------------------------------------|----|
| Drive with load
insufficiently secured or
restrained | TR 24, 24A(1),
ARR 292,
292A(1) | 60 |
|--|---------------------------------------|----|

(10) Schedule 1, item 23

omit

Take part in event on road / public place – contrary to regulation 37(1A)	TR 37(1A)	220	3
---	-----------	-----	---

insert

Take part in race or speed trial on road or public place (other than a race or speed trial in which bicycles are the only vehicles to take part) contrary to regulation 37(3)	TR 37(3)	220	3
---	----------	-----	---

(11) Schedule 1, item 23, column 1

omit

Drive vehicle causing smoke – contrary to regulation 37A(1)

insert

Drive vehicle causing sustained loss of traction contrary to regulation 37A(1)

(12) Schedule 1, item 26

omit

Drive noisy / smoky / unsafe motor vehicle	TR 17, ARR 291	60
--	----------------	----

insert

Drive unsafe motor vehicle	TR 17	60
----------------------------	-------	----

- (13) Schedule 1, item 26, column 1
- omit*
- Carry passenger on motorcycle or side car incorrectly or when not permitted
- insert*
- Carry passenger on motor cycle contrary to regulation 15(3)
- (14) Schedule 1, item 26
- omit*
- | | | |
|--|---------|----|
| Stop long / heavy vehicle
longer than necessary | ARR 200 | 60 |
|--|---------|----|
- insert*
- | | | |
|---|------------|----|
| Stop long or heavy
vehicle for longer than
1 hour or otherwise
permitted | ARR 200(2) | 60 |
|---|------------|----|
- (15) Schedule 1, item 26, column 1
- omit*
- Stop vehicle on crest / curve not visible
- insert*
- Stop vehicle on or near crest or curve on length of road
- (16) Schedule 1, item 26, column 1
- omit*
- Drive with alcohol in blood contrary to section 23(1)
- insert*
- Drive with alcohol in breath or blood contrary to section 23(1)

(17) Schedule 1, item 26, column 1

omit

Drive with alcohol in blood contrary to section 25 or 26

insert

Drive with alcohol in breath or blood contrary to section 25 or 26

(18) Schedule 1, item 26, at the end

insert

Obstruct a road, or cause TR 34(1) 250
obstruction on a road,
contrary to
regulation 34(1)

Division 2 Amendment of Schedule 3 to Traffic Regulations 1999 – Australian Road Rules

24 Rules amended

This Division amends Schedule 3 to the *Traffic Regulations 1999 – Australian Road Rules*.

25 Rule 62 amended (Giving way when turning at an intersection with traffic lights)

Rule 62(1), note 5

omit, insert

5 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*

6 *In relation to paragraph (a), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

26 Rule 64 amended (Giving way at a flashing yellow traffic arrow at an intersection)

Rule 64, note 4

omit, insert

- 4 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*
- 5 *In relation to paragraph (b), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

27 Rule 67 amended (Stopping and giving way at a stop sign or stop line at an intersection without traffic lights)

Rule 67(4), note

omit, insert

Notes

- 1 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*
- 2 *Rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

28 Rule 69 amended (Giving way at a give way sign or give way line at an intersection (except a roundabout))

Rule 69(3), note

omit, insert

Notes

- 1 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*
- 2 *Rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

29 Rule 72 amended (Giving way at an intersection (except a T-intersection or roundabout))

(1) Rule 72(3), note 2

omit, insert

2 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*

3 *In relation to paragraph (b), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

(2) Rule 72(4) and (4A), at the end

insert

Note

The application of this rule is modified by regulation 78AAA of the Traffic Regulations 1999.

(3) Rule 72(5), note 2

omit, insert

2 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*

3 *In relation to paragraph (c), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

30 Rule 73 amended (Giving way at a T-intersection)

(1) Rule 73(2), note 2

omit, insert

2 *The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*

3 *In relation to paragraph (b), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

(2) Rule 73(3), (5) and (5A), at the end

insert

Note

The application of this rule is modified by regulation 78AAA of the Traffic Regulations 1999.

(3) Rule 73(4), note

omit, insert

Notes

- 1 The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*
- 2 Rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

(4) Rule 73(6), note 2

omit, insert

- 2 The application of this rule and rule 353(1) and (2) is modified by regulation 78AAA of the Traffic Regulations 1999.*
- 3 In relation to paragraph (b), rule 353(1), as modified by regulation 78AAA, specifies that a driver is not required to **give way** to a pedestrian or rider of a bicycle who is crossing the road that the driver is leaving, and rule 353(2), as modified by regulation 78AAA, provides that a pedestrian or rider of a bicycle who is only crossing a part of a road is considered to be crossing the road.*

31 Rule 74 amended (Giving way when entering a road from a road-related area or adjacent land)

Rule 74(1), after note 4

insert

- 5 The application of this rule is modified by regulation 78AAA of the Traffic Regulations 1999.*

32 Rule 128A amended (Entering blocked crossings)

Rule 128A(2), at the end

insert

Note

The application of this rule is modified by regulation 78AAA of the Traffic Regulations 1999.

33 Rule 146 amended (Driving within a single marked lane or line of traffic)

Rule 146(2), note and notes

omit, insert

Notes

- 1 Rule 148 deals with **giving way** when moving from one line of traffic to another line of traffic.
- 2 **Lane filtering** is defined in rule 151A.
- 3 The application of this rule is modified by regulation 79 of the Traffic Regulations 1999.

34 Rule 353 amended (References to pedestrians crossing a road)

Rule 353, at the end

insert

Note

The application of this rule is modified by regulation 78AAA of the Traffic Regulations 1999.

Part 4 Repeal of Regulations**35 Repeal of Regulations**

These Regulations are repealed on the day after they commence.