

TASMANIA

**VEHICLE AND TRAFFIC (REGULATORY
REFORMS) AMENDMENT BILL 2023**

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VEHICLE AND TRAFFIC (REGULATORY REFORMS) AMENDMENT BILL 2023

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

LAURA ROSS, *Clerk of the House*
10 August 2023

*(Brought in by the Minister for Infrastructure and Transport,
the Honourable Michael Darrel Joseph Ferguson)*

A BILL FOR

An Act to amend the *Vehicle and Traffic Act 1999* and the *Road Rules 2019*

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023*.

2. Commencement

The provisions of this Act commence on a day or days to be proclaimed.

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Part 2 – Road Rules 2019 Amended

PART 2 – ROAD RULES 2019 AMENDED

3. Principal Rules

In this Part, the *Road Rules 2019** are referred to as the Principal Rules.

4. Schedule 5 amended (Dictionary)

The definition of *bicycle* in clause 1 of Schedule 5 to the Principal Rules is amended as follows:

- (a) by omitting “an auxiliary motor” first occurring and substituting “one or more auxiliary motors”;
- (b) by inserting the following paragraph after paragraph (a):
 - (ab) includes a bicycle with an electrically-powered auxiliary motor (or motors) with a power output (or combined power output) of not more than 200 watts; and
- (c) by inserting the following paragraph after paragraph (b):
 - (ba) does not include a bicycle with an internal combustion engine-powered motor (or motors) of any power output; and

*S.R. 2019, No. 61

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**PART 3 – VEHICLE AND TRAFFIC ACT 1999
AMENDED**

5. Principal Act

In this Part, the *Vehicle and Traffic Act 1999** is referred to as the Principal Act.

6. Section 3 amended (Interpretation)

Paragraph (c) of the definition of *motor vehicle* in section 3(1) of the Principal Act is amended as follows:

- (a) by inserting “electrically-powered” after “an”;
- (b) by inserting “or such other wattage as is prescribed” after “watts”.

7. Section 33 amended (Offensive advertising on vehicles)

Section 33 of the Principal Act is amended as follows:

- (a) by omitting “the Advertising Standards Bureau” from the definition of *advertising* in subsection (1) and substituting “a decision-maker”;
- (b) by omitting the definitions of *Advertising Standards Board* and *Advertising*

*No. 70 of 1999

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Standards Bureau from subsection (1) and substituting the following definition:

decision-maker means a body, organisation or entity that is the subject of a declaration made under subsection (6).

- (c) by omitting from subsection (2)(a) “the Advertising Standards Board” twice occurring and substituting “a decision-maker”;
- (d) by omitting from subsection (2)(b) “Advertising Standards Bureau” and substituting “decision-maker”;
- (e) by omitting from subsection (2)(c) “Advertising Standards Bureau” and substituting “decision-maker”;
- (f) by omitting from subsection (3)(c) “Advertising Standards Bureau” and substituting “decision-maker”;
- (g) by omitting from subsection (4) “Advertising Standards Bureau” and substituting “decision-maker”;
- (h) by inserting the following subsection after subsection (5):
 - (6) The Minister may declare, by notice published in the *Gazette*, a body, organisation or entity, that has the function of considering complaints about advertising,

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made by members of the public,
to determine whether the
advertising breaches the
advertising code, to be a decision-
maker for the purposes of this
section.

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Part 4 – Concluding Provision

PART 4 – CONCLUDING PROVISION

8. Repeal of Act

This Act is repealed on the first anniversary of the day on which the last uncommenced provision of this Act commenced.