

TASMANIA

**VEHICLE AND TRAFFIC AMENDMENT (HEAVY
VEHICLE CHARGES) BILL 2005**

CONTENTS

1. Short title
2. Commencement
3. Principal Act
4. Section 34 amended (Imposition of motor tax)

VEHICLE AND TRAFFIC AMENDMENT (HEAVY VEHICLE CHARGES) BILL 2005

*(Brought in by the Minister for Infrastructure, Energy and
Resources, the Honourable Bryan Alexander Green)*

A BILL FOR

An Act to amend the *Vehicle and Traffic Act 1999*

Be it enacted by His 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:

1. Short title

This Act may be cited as the *Vehicle and Traffic
Amendment (Heavy Vehicle Charges) Act 2005*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

3. Principal Act

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

*No. 70 of 1999

4. Section 34 amended (Imposition of motor tax)

Section 34 of the Principal Act is amended as follows:

- (a) by omitting from subsection (2) “subsection (3)” and substituting “subsections (3) and (5)”;
- (b) by inserting the following subsections after subsection (4):
 - (5) For the financial year beginning on 1 July 2005 or a later financial year, the amount of the tax for a heavy vehicle is calculated by multiplying the amount prescribed by Schedule 1 by the annual adjustment factor (and, if the resultant amount is not an exact multiple of \$1, the amount is to be rounded down to the nearest dollar if the remainder is 50 cents or less and rounded up to the nearest dollar if the remainder is more than 50 cents).
 - (6) The annual adjustment factor for a particular financial year is the figure determined by the Minister, by notice published in the *Gazette*, based on the formula that –
 - (a) is determined by the National Transport Commission, established under the *National Transport Commission*

Act 2003 of the
Commonwealth, in
respect of that financial
year; and

(b) reflects –

(i) changes in the
expenditure of
State and local
governments on
roads; and

(ii) expected changes
in road use by
heavy vehicles.

(7) The Minister is to publish the
notice made under subsection (6)
in the *Gazette* before the
commencement of the financial
year to which it relates.

(8) Sections 47(3), (4), (5), (6) and
(7) of the *Acts Interpretation Act
1931* apply to a notice made
under subsection (6) as if it were
regulations within the meaning of
that Act.

(9) A notice made under
subsection (6) is not –

(a) a statutory rule for the
purposes of the *Rules
Publication Act 1953*; or

(b) subordinate legislation for
the purposes of the

s. 4

No.

*Vehicle and Traffic Amendment (Heavy
Vehicle Charges)*

2005

*Subordinate Legislation
Act 1992.*