

TASMANIA

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

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