

## Traffic Amendment Regulations (No 4) 2004

Pursuant to sections 167 and 218 of the Land Transport Act 1998, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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### 1 Title

- (1) These regulations are the Traffic Amendment Regulations (No 4) 2004.
- (2) In these regulations, the Traffic Regulations 1976<sup>1</sup> are called “the principal regulations”.

### 2 Commencement

These regulations come into force on 24 December 2004.

### 3 New regulation 83A inserted

The principal regulations are amended by inserting, after regulation 83, the following regulation:

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<sup>1</sup> SR 1976/227

**“83A Evidence of vehicle inspection or certificate of loading**

- “(1) A person commits an offence if—
- “(a) the person operates a vehicle on a road; and
  - “(b) the vehicle is described by subclause (2) or subclause (3).
- “(2) The vehicle does not display whichever of the following it is required to display:
- “(a) current evidence of vehicle inspection; or
  - “(b) a current certificate of loading; or
  - “(c) both current evidence of vehicle inspection and a current certificate of loading.
- “(3) The vehicle—
- “(a) displays whichever of the following it is required to display:
    - “(i) current evidence of vehicle inspection; or
    - “(ii) a current certificate of loading; or
    - “(iii) both current evidence of vehicle inspection and a current certificate of loading; but
  - “(b) does not display what it is required to display in the way it is required to do by Land Transport Rule 35001/1: Vehicle Standards Compliance 2002.”

**4 Stationary vehicle offences**

Regulation 136A(d) of the principal regulations is amended by omitting the words “regulation 85(1) (which relates to operating a vehicle without a current warrant of fitness or certificate of fitness or permit)”, and substituting the words “regulation 83A (which relates to operating a vehicle without current evidence of vehicle inspection or a current certificate of loading)”.

Diane Morcom,

Clerk of the Executive Council.

**Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations provide that operating a vehicle without displaying current evidence of vehicle inspection or a current certificate of

loading is a stationary vehicle offence. Stationary vehicle offences carry strict liability.

The regulations come into force on 24 December 2004.

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