



Road Transport (General) Regulation 2013 Feedback Form

Please provide your comments below and return the completed form to Transport for NSW by **31 July 2021**.

You can return your form in one of two ways:




- Email the form to: RTGR@transport.nsw.gov.au
- Post the form to: Mr Gavin Crouch, Remake of Road Transport (General) Regulation 2013, Transport Policy, Customer Strategy and Technology, Transport for NSW, PO Box K659, Haymarket NSW 1240.


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Please be advised that all submissions will be published on the Transport for NSW website unless a clear statement is made by the person making the submission that they wish to remain confidential. Contact details of individuals making the submission will **not** be published. If you wish all or only certain sections of your submission to be treated as confidential, please indicate below.

Do you wish the whole submission to be treated as confidential? Yes No

If you wish only certain sections to be treated as confidential please indicate section(s) with an **X** in the first column below.

Relevant section / clause	Brief description of the issue	Proposed amendment	Contact officer
Part 7 Division 6 Section 117 MPS Scheme	There is a significant problem involving the use of revoked permits. At least 100 per year in Willoughby.	Include the term revoked as a specific reason for confiscating a permit. Provide for the service of a notice to the registered operator to surrender a revoked permit.	
Part 8 Division 1 other Permit schemes	A problem exists with unlawful use of visitor permits with no specific penalty	Introduce a penalty notice offence for the misuse of a parking permit.	
Section 68(1) RT Act 2013. (Schedule 4 and 5 of the proposed RTGR 2021) Standing unregistered vehicles on Roads	Councils are required to take action to effect the removal of unattended and abandoned vehicles under the Impounding Act. A number of these vehicles are unregistered . Many are referred to Councils by the Police. Class 10 Officer can issue a PIN for	Expand the ability for Councils to issue PINs for unregistered vehicles left standing on roads. Ensure the delegation excludes vehicles that are driven and that the penalty is only a level 3 offence in line with our current delegation regarding trailers.	

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	unregistered trailers but not for other vehicles.		
Part 11 Division 3 161(1) Failure without reasonable excuse to comply with order, notice , direction et al	Councils are often required to service notices to effect compliance with unlawfully used MPS cards as well as Loading breaches and the use of roads subject to RTGR 2013 Section 148(6) mass limits. It is also not always safe to stop vehicles breaching section 148(6) notices.	Provide for an on the spot penalty for the failure to comply with a notice issued under this legislation rather than the current requirement to issue a Court Attendance Notice.	
Schedule 5 Penalty Notice Offences – Road Rules 2014	Councils are responsible for the safe management of its road network including the enforcement of unsafe loads under existing	Insert Class 10 into the penalty notice provision for offences against Rule 292 (c).	

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	<p>provisions. Transition to the HVNL has created a loophole whereby former provisions can no longer be enforced in relation to Heavy Vehicles with projecting loads.</p>		
<p>Schedule 5 Penalty Notice Offences – Road Transport Act 2013</p>	<p>Certain Council Officers are authorised are appointed as Class 11 officers. The instruments of delegation provide for the exercise of powers under Sections 169A, 175 and 177 in relevant circumstances. These powers are unreasonably restricted.</p>	<p>Insert Class 11 into the Penalty Notice provisions for Sections 169A (7), 175(2)(a) or (b) and 177 (1).</p>	

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