



TASMANIA

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

No. 17 of 2023

CONTENTS

PART 1 – PRELIMINARY

1. Short title
2. Commencement

PART 2 – ROAD RULES 2019 AMENDED

3. Principal Rules
4. Schedule 5 amended (Dictionary)

PART 3 – VEHICLE AND TRAFFIC ACT 1999 AMENDED

5. Principal Act
6. Section 3 amended (Interpretation)
7. Section 33 amended (Offensive advertising on vehicles)

PART 4 – CONCLUDING PROVISION

8. Repeal of Act



VEHICLE AND TRAFFIC (REGULATORY REFORMS) AMENDMENT ACT 2023

No. 17 of 2023

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

[Royal Assent 31 August 2023]

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*.

Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023
Act No. 17 of 2023

s. 2

Part 1 – Preliminary

2. Commencement

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

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

Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023
Act No. 17 of 2023

s. 5

Part 3 – Vehicle and Traffic Act 1999 Amended

**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

Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023
Act No. 17 of 2023

Part 3 – Vehicle and Traffic Act 1999 Amended

s. 7

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,

Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023
Act No. 17 of 2023

s. 7

Part 3 – Vehicle and Traffic Act 1999 Amended

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.

Vehicle and Traffic (Regulatory Reforms) Amendment Act 2023
Act No. 17 of 2023

Part 4 – Concluding Provision

s. 8

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.

*[Second reading presentation speech made in:–
House of Assembly on 10 August 2023
Legislative Council on 17 August 2023]*