



Australian Capital Territory

Road Transport (Safety and Traffic Management) Amendment Act 2025

A2025-21

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Australian Capital Territory

Road Transport (Safety and Traffic Management) Amendment Act 2025

A2025-21

An Act to amend the *Road Transport (Safety and Traffic Management) Act 1999* and the *Road Transport (Safety and Traffic Management) Regulation 2017*, and for other purposes

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Part 1 Preliminary

1 Name of Act

This Act is the *Road Transport (Safety and Traffic Management) Amendment Act 2025*.

2 Commencement

This Act commences on 3 November 2025.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This Act amends the [Road Transport \(Safety and Traffic Management\) Act 1999](#) and the [Road Transport \(Safety and Traffic Management\) Regulation 2017](#).

Note This Act also amends other legislation (see sch 1).

Part 2 Road Transport (Safety and Traffic Management) Act 1999

4 Section 22A

substitute

22A Definitions—pt 6

(1) In this part:

average speed limit, for a driver of a vehicle on a road between 2 detection points if more than 1 speed limit applies between the points, means the average speed limit prescribed by regulation for the road between the points.

detection point means a point prescribed by regulation on a road by reference to which a vehicle's average speed can be worked out.

shortest practicable distance means the distance between 2 detection points prescribed by regulation as the shortest distance between the points that a vehicle's driver could use to travel on a road between the points without contravening a provision of the road transport legislation.

speeding offence means an offence against a provision of the road transport legislation of failing to obey a speed limit.

speed measuring device means a device designed to measure the speed at which a vehicle is travelling.

(2) In this section:

minimum travel time, for a shortest practicable route, means a time prescribed by regulation that a driver could travel the route without committing a speeding offence.

shortest practicable route, between 2 detection points, means a route prescribed by regulation, used to determine the minimum travel time between the points.

**5 Meaning of *traffic offence detection device*
Section 23 (1) (a)**

after

take images

insert

of 1 or more

6 New section 23 (1) (a) (iii)

insert

(iii) a passenger in a vehicle mentioned in subparagraph (i);
and

**7 Regulation for approval etc of device or system
Section 24 (1)**

after

take images

insert

of 1 or more

8 New section 24 (1) (c)

insert

(c) a passenger in a vehicle mentioned in paragraph (a).

9 Evidentiary certificates etc
Section 25 (5) (e)

omit

stationary, but not parked

substitute

stationary but not parked,

10 New section 25 (5) (ea)

insert

- (ea) if the information indicates whether the driver of the vehicle, or a passenger in the vehicle, was wearing a seatbelt—that the vehicle was moving, or stationary but not parked, when the image was taken;

11 Section 25 (10), new definition of *mobile device*

insert

mobile device—

- (a) includes a mobile phone and any other wireless hand-held or wearable device designed or capable of being used for telecommunication; but
- (b) does not include a CB radio or any other two-way radio.

Examples—other wireless hand-held or wearable devices

tablet computer, smart watch

12 Dictionary, definition of *average speed detection system*

omit

13 Dictionary, definitions of *average speed limit* and *detection point*

omit

section 22A

substitute

section 22A (1)

14 Dictionary, definitions of *minimum travel time*, *mobile device* and *mobile device detection system*

omit

15 Dictionary, definition of *shortest practicable distance*

omit

section 22A

substitute

section 22A (1)

16 Dictionary, definition of *shortest practicable route*

omit

17 Dictionary, definitions of *speeding offence* and *speed measuring device*

omit

section 22A

substitute

section 22A (1)

Part 3 Road Transport (Safety and Traffic Management) Regulation 2017

18 New sections 11A and 11B

in part 5, insert

11A Meaning of *average speed detection system*

In this regulation:

average speed detection system means a system designed to work out the average speed of a vehicle between 2 detection points by reference to the shortest practicable route between the detection points and the minimum travel time in which the route could be completed.

11B Meaning of *minimum travel time* and *shortest practicable route*—pt 5

In this part:

minimum travel time—see the [Act](#), section 22A (2).

shortest practicable route—see the [Act](#), section 22A (2).

19 Average speed detection systems—Act, s 22A Section 12 (1) to (3)

omit

section 22A

substitute

section 22A (1)

20 Section 12 (4) and (5)

omit

section 22A

substitute

section 22A (2)

**21 Approval of traffic offence detection devices—Act, s 24
New section 13 (1) (ca)**

insert

(ca) a seatbelt detection system;

22 New section 13 (1) (d) (iii)

insert

(iii) a passenger in a vehicle mentioned in subparagraph (i).

23 New section 13 (5)

after the note, insert

(5) In this section:

mobile device—see the [Act](#), section 25 (10).

mobile device detection system means a system designed to—

- (a) detect the driver of a vehicle using a mobile device while driving; and
- (b) take images of the vehicle and the driver of the vehicle.

seatbelt detection system means a system designed to—

- (a) detect whether the driver of a vehicle, or a passenger in the vehicle, is wearing a seatbelt; and
- (b) take images of the vehicle; and
- (c) take images of 1 or both of the following:
 - (i) the driver of the vehicle; or
 - (ii) a passenger in the vehicle.

**24 Requirements for images taken by traffic offence detection devices—Act, s 24 (2) (a) and (d)
Section 15 (1)**

omit

An image of a vehicle or the driver of a vehicle

substitute

An image of a vehicle, the driver of a vehicle, or a passenger in a vehicle

25 Section 15 (1) (b) (ii)

substitute

- (ii) for a traffic offence detection device designed to take an image of the driver of the vehicle—showing the driver; and
- (iii) for a traffic offence detection device designed to take an image of a passenger in the vehicle—showing the passenger; and

26 Section 15 (2)*substitute*

- (2) For a traffic offence detection device designed to take an image of the driver of a vehicle or a passenger in a vehicle, the image must, as far as practicable, show only as much of the driver or passenger as is necessary to show the person in contravention of a provision of the road transport legislation.

27 Schedule 1, part 1.2 heading*substitute*

Part 1.2 Average speed detection systems

28 Dictionary, note 3*omit*

- average speed detection system (see s 22A)
- mobile device detection system (see s 22A)

29 Dictionary, note 3*omit*

- speed measuring device

substitute

- speed measuring device (see s 22A)

30 Dictionary, new definitions

insert

average speed detection system—see section 11A.

minimum travel time, for part 5 (Traffic offence detection devices)—see the [Act](#), section 22A (2).

shortest practicable route, for part 5 (Traffic offence detection devices)—see the [Act](#), section 22A (2).

Schedule 1 Other amendments

(see s 3)

Part 1.1 Road Transport (General) Act 1999

**[1.1] Dictionary, definition of *approved average speed
detection system***

omit

Part 1.2 Road Transport (Road Rules) Regulation 2017

[1.2] Section 307A heading

substitute

**307A Stopping and parking exemption—mobile device
detection system or seatbelt detection system**

[1.3] Section 307A (1) (b)

after

mobile device detection system

insert

or seatbelt detection system

[1.4] Section 307A (3), new definition of *seatbelt detection system*

insert

seatbelt detection system means a seatbelt detection system approved under the [Road Transport \(Safety and Traffic Management\) Regulation 2017](#), section 13 (1).

[1.5] Dictionary, definition of *mobile device* and note

substitute

mobile device—see the [Road Transport \(Safety and Traffic Management\) Act 1999](#), section 25 (10).

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 13 May 2025.

2 Notification

Notified under the [Legislation Act](#) on 12 September 2025.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Road Transport (Safety and Traffic Management) Amendment Bill 2025, which was passed by the Legislative Assembly on 3 September 2025.

Clerk of the Legislative Assembly

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