

Australian Capital Territory

Road Transport (General) Application of Road Transport Legislation Declaration 2015 (No 8)

Disallowable instrument DI2015—280

made under the

Road Transport (General) Act 1999, s 13 (Power to exclude vehicles, persons or animals from road transport legislation)

EXPLANATORY STATEMENT

Subsection 13(1) of the *Road Transport (General) Act 1999* (the Act), empowers the Minister to declare that a provision or provisions of the road transport legislation do not apply to a vehicle, person or animal. Subsection 13(3) of the Act makes such a declaration a disallowable instrument.

Clauses 1 and 2 of the instrument are formal provisions dealing with the name and commencement of the instrument.

Clause 3 disapplies Australian Road Rules 213 (3) and 213 (4) (which require a motor vehicle to be made secure) to drivers of Coles Supermarkets Australia Pty Ltd delivery vehicles. The declaration applies to employees and subcontractors of Coles Supermarkets Australia Pty Ltd while driving a refrigerated delivery vehicle owned and operated by Coles Australia Pty Ltd and delivering groceries. The declaration provides for drivers to secure the vehicle through a system, known as the “Secure Idle System”, so that the vehicle can continue to operate with the key in the ignition and engine running to enable the refrigeration unit to remain on.

Clause 4 contains definitions for the instrument.

Clause 5 explains that the instrument is in effect until it is revoked.